

IN THE SUPREME COURT OF THE STATE OF NEVADA

IN RE: D.O.T. LITIGATION

TGIG, LLC; NEVADA HOLISITIC
MEDICINE, LLC; GBS NEVADA
PARTNERS, LLC; FIDELIS HOLDINGS,
LLC; GRAVITAS NEVADA, LLC;
NEVADA PURE, LLC; MEDIFARM, LLC;
MEDIFARM IV LLC; THC NEVADA, LLC;
HERBAL CHOICE, INC.; RED EARTH LLC;
NEVCANN LLC, GREEN THERAPEUTICS
LLC; AND GREAN LEAF FARMS
HOLDINGS LLC,

Appellants,

vs.

THE STATE OF NEVADA, ON RELATION
OF ITS DEPARTMENT OF TAXATION,

Respondent.

Supreme Court Case No.: 82014

District Court Case No.: A787004

PLAINTIFFS' JOINT APPENDIX

VOLUME 320 OF 343

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TABLE OF CONTENT

Chronological by Date Filed¹

TAB#	Document	Vol.	Date	Pages
1	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/10/2018	000001-000012
2	FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/18/2018	000013-000025
3	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/19/2018	000026-000036
4	COMPLAINT	1	1/4/2019	000037-000053
5	COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	1	1/4/2019	000054-000078
6	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	1/16/2019	000079-000092
7	ANSWER TO PLAINTIFFS' FIRST AMENDED COMPLAINT AND COUNTERCLAIM	1	3/15/2019	000093-000107
8	MOTION FOR PRELIMINARY INJUNCTION	2	3/18/2019	000108-000217
9	PLAINTIFFS' COUNTER-DEFENDANTS' ANSWER TO COUNTERCLAIM	2	4/5/2019	000218-000223
10	ANSWER TO AMENDED COMPLAINT	2	4/10/2019	000224-000236
11	DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	2	4/16/2019	000237-000251
12	CLEAR RIVER, LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	2	5/7/2019	000252-000269
13	OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION	3 thru 4	5/9/2019	000270-000531
14	APPENDIX OF EXHIBITS TO NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO SERENITY WELLNESS CENTER, LLC AND RELATED	5 thru 7	5/9/2019	000532-000941

¹ Pursuant to NRAP 30(c)(1), “[t]ranscripts that are included in the appendix shall be placed in chronological order by date of the hearing or trial.” Accordingly, the controlling date for the placement of a transcript in this appendix is the hearing date, not the date the transcript was filed with the district court.

	PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION			
15	NEVADA ORGANIC REMIDIES, LLC'S OPPOSITION TO SERENITY WELLNESS CENTER, LLC AND RELATED PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION	8	5/9/2019	000942-000974
16	DEFENDANT IN INTERVENTION'S OPPOSITION TO PLAINTIFFS' APPLICATION FOR A TEMPORARY RESTRAINING ORDER	8	5/10/2019	000975-001024
17	DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' FIRST AMENDED COMPLAINT	8	5/16/2019	001025-001037
18	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	8	5/16/2019	001038-001041
19	ANSWER TO COMPLAINT	8	5/20/2019	001042-001053
20	PLAINTIFFS' OMNIBUS REPLY IN SUPPORT OF MOTION FOR PRELIMINARY INJUNCTION	8	5/22/2019	001054-001067
21	INTERVENING DEFENDANTS' JOINDER AND SUPPLEMENTAL BRIEFING IN SUPPORT OF THE STATE OF NEVADA'S AND NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION; AND LONE MOUNTAIN PARTNERS, LLC'S OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION OR FOR WRIT OF MANDAMUS	9	5/23/2019	001068-001133
22	EVIDENTIARY HEARING - DAY 1	10 thru 11	5/24/2019	001134-001368
23	EVIDENTIARY HEARING - DAY 2 VOLUME I OF II	12	5/28/2019	001369-001459
24	EVIDENTIARY HEARING - DAY 2 VOLUME II	13	5/28/2019	001460-001565
25	EVIDENTIARY HEARING - DAY 3 VOLUME I OF II	14	5/29/2019	001566-001663

26	EVIDENTIARY HEARING - DAY 3 VOLUME II	15	5/29/2019	001664-001807
27	EVIDENTIARY HEARING - DAY 4	16 thru 17	5/30/2019	001808-002050
28	EVIDENTIARY HEARING - DAY 5 VOLUME I OF II	18	5/31/2019	002051-002113
29	EVIDENTIARY HEARING - DAY 5 VOLUME II	19 thru 20	5/31/2019	002114-002333
30	LONE MOUNTAIN PARTNERS, LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	21	6/5/2019	002334-002344
31	EVIDENTIARY HEARING - DAY 6	22 thru 23	6/10/2019	002345-002569
32	EVIDENTIARY HEARING - DAY 7	24 thru 25	6/11/2019	002570-002822
33	DEFENDANTS' ANSWER TO PLAINTIFFS' COMPLAINT WITH COUNTERCLAIM	26	6/14/2019	002823-002846
34	EVIDENTIARY HEARING - DAY 8 VOLUME I OF II	26	6/18/2019	002847-002958
35	EVIDENTIARY HEARING - DAY 8 VOLUME II	27	6/18/2019	002959-003092
36	EVIDENTIARY HEARING - DAY 9 VOLUME I OF II	28	6/19/2019	003093-003215
37	EVIDENTIARY HEARING - DAY 9 VOLUME II	29	6/19/2019	003216-003348
38	EVIDENTIARY HEARING - DAY 10 VOLUME I OF II	30	6/20/2019	003349-003464
39	EVIDENTIARY HEARING - DAY 10 VOLUME II	31	6/20/2019	003465-003622
40	INTERVENOR DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' SECOND AMENDED COMPLAINT	31	6/24/2019	003623-003639
41	INTERVENOR DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFF'S COMPLAINT	32	7/3/2019	003640-003652
42	FIRST AMENDED COMPLAINT	32	7/3/2019	003653-003670
43	EVIDENTIARY HEARING - DAY 11	32	7/5/2019	003671-003774

44	EVIDENTIARY HEARING - DAY 12	33	7/10/2019	003775-003949
45	CORRECTED FIRST AMENDED COMPLAINT.	34	7/11/2019	003950-003967
46	EVIDENTIARY HEARING - DAY 13 VOLUME I OF II	34	7/11/2019	003968-004105
47	EVIDENTIARY HEARING - DAY 13 VOLUME II	35	7/11/2019	004106-004227
48	PLAINTIFFS-COUNTER DEFENDANTS' ANSWER TO COUNTERCLAIM	35	7/12/2019	004228-004236
49	EVIDENTIARY HEARING - DAY 14	36	7/12/2019	004237-004413
50	ANSWER TO CORRECTED FIRST AMENDED COMPLAINT	37	7/15/2019	004414-004425
51	EVIDENTIARY HEARING - DAY 15	37	7/15/2019	004426-004500
52	EVIDENTIARY HEARING - DAY 15 VOLUME II	38	7/15/2019	004501-004679
53	GREENMART OF NEVADA NLC LLC'S ANSWER TO PLAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/17/2019	004680-004694
54	LONE MOUNTAIN PARTNERS, LLC'S ANSWER TO LAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/22/2019	004695-004705
55	CLEAR RIVER, LLC'S ANSWER TO PLAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/26/2019	004706-004723
56	EVIDENTIARY HEARING - DAY 16	39	7/28/2019	004724-004828
57	EVIDENTIARY HEARING - DAY 17 VOLUME I OF II	40	8/13/2019	004829-004935
58	EVIDENTIARY HEARING - DAY 17 VOLUME II	41	8/13/2019	004936-005027
59	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	41	8/14/2019	005028-005030
60	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	41	8/14/2019	005031-005033
61	EVIDENTIARY HEARING - DAY 18	42 thru 43	8/14/2019	005034-005222
62	EVIDENTIARY HEARING - DAY 19	44	8/15/2019	005223-005301
63	EVIDENTIARY HEARING - DAY 20	45	8/16/2019	005302-005468

64	FINDINGS OF FACT AND CONCLUSIONS OF LAW GRANTING PRELIMINARY INJUNCTION	46	8/23/2019	005469-005492
65	HEARING ON OBJECTIONS TO STATE'S RESPONSE, NEVADA WELLNESS CENTER'S MOTION RE COMPLIANCE RE PHYSICAL ADDRESS, AND BOND AMOUNT SETTING	46	8/29/2019	005493-005565
66	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	46	9/5/2019	005566-005592
67	FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/6/2019	005593-005698
68	DEFENDANT-RESPONDENT'S GOOD CHEMISTRY NEVADA, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/27/2019	005699-005707
69	D LUX, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/27/2019	005708-005715
70	FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	47	9/29/2019	005716-005731
71	ANSWER TO COMPLAINT	47	10/1/2019	005732-005758
72	DEFENDANT RURAL REMEDIES, LLC ANSWER TO FIRST AMENDED COMPLAINT	47	10/1/2019	005759-005760
73	DEFENDANTS MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S ANSWER	48	10/3/2019	005761-005795
74	APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	48	10/10/2019	005796-005906
75	DEFENDANT-INTERVENOR CLEAR RIVER, LLC'S ORDER DENYING IT'S MOTION FOR PARTIAL SUMMARY JUDGEMENT ON THE PETITION FOR JUDICIAL REVIEW CAUSE OF ACTION	48	11/7/2019	005907-005912

76	ANSWER TO FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	48	11/8/2019	005913-005921
77	ERRATA TO ANSWER TO FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	48	11/8/2019	005922-005930
78	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI MANDAMUS, AND PROHIBITION	49	11/12/2019	005931-005937
79	ANSWER TO FIRST AMENDED COMPLAINT GRAVITAS NEVADA LTD	49	11/12/2019	005938-005942
80	ORDER DENYING 1) ORGANIC REMEDIES, LLC'S MOTION TO DISSOLVE PRELIMINARY INJUNCTION AND TO STAY PRELIMINARY INJUNCTION PENDING APPEAL AND 2) LONE MOUNTAIN PARTNERS, LLC'S	49	11/19/2019	005943-005949
81	AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	11/21/2019	005950-006004
82	EUPHORIA WELLNESS, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	49	11/21/2019	006005-006011
83	NOTICE OF ENTRY OF ORDER DENYING MM DEVELOPMENT COMPANY, INC.'S AND LIVFREE WELLNESS, LLC'S MOTION TO ALTER OR AMEND FINDINGS OF FACT AND CONCLUSION OF LAW,	49	11/22/2019	006012-006015
84	ORDER DENYING MM DEVELOPMENT COMPANY, INC. 'S AND LIVFREE WELLNESS LLC'S MOTION TO ALTER AMEND FINDINGS OF FACT AND CONCLUSION OF LAW	49	11/22/2019	006016-006017
85	BUSINESS COURT ORDER	49	11/25/2019	006018-006022

86	ORDER GRANTING MOTION FOR LEAVE TO FILE SECOND AMENDED COMPLAINT IN CASE NO. A-786962	49	11/26/2019	006023-006024
87	TGIG SECOND AMENDED COMPLAINT	49	11/26/2019	006025-006047
88	REPLY IN SUPPORT OF AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	12/6/2019	006048-006057
89	HEARING ON APPLICATION OF NEVADA ORGANIC REMEDIES FOR WRIT OF MANDAMUS TO COMPEL STATE TO MOVE IT TO TIER 2 OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	12/9/2019	006058-006068
90	LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	49	12/10/2019	006069-006081
91	NOTICE OF HEARING	49	12/13/2019	006082-006087
92	DEFENDANT'S ANSWER TO DH FLAMINGO INC'S ET AL., FIRST AMENDED COMPLAINT	50	12/16/2019	006088-006105
93	DEFENDANT'S ANSWER TO DH FLAMINGO INC'S ET AL., FIRST AMENDED COMPLAINT	50	12/16/2019	006106-006123
94	PLAINTIFFS' OPPOSITION TO LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	50	12/20/2019	006124-006206
95	OPPOSITION TO HELPING HANDS WELLNESS CTR, INC.'S APPLICATION FOR WRIT OF MANDAMUS	50	12/27/2019	006207-006259
96	ORDER DENYING MOTION FOR STAY AND GRANTING IN PART MOTION TO EXPEDITE	50	12/30/2019	006260-006262
97	ORDER DENYING THE DEPARTMENT OF TAXATION OBJECTION TO DISCOVERY COMMISSIONER'S REPORT AND RECOMMENDATIONS	51	12/31/2019	006263-006263
98	NOTICE OF ENTRY OF ORDER	51	1/3/2020	006264-006271

99	GREENMART OF NEVADA NLV LLC'S ANSWER TO D.H. FLAMINGO PLAINTIFFS' FIRST AMENDED COMPLAINT	51	1/6/2020	006272-006295
100	NV WELLNESS CENTER, LLC'S MOTION TO COMPEL ON AN ORDER SHORTENING TIME	51	1/8/2020	006296-006358
101	LONE MOUNTAIN PARTNERS, LLC'S REPLY IN SUPPORT OF MOTION TO DISMISS SECOND AMENDED COMPLAINT	51	1/8/2020	006359-006368
102	OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL	52	1/10/2020	006369-006439
103	ESSENCE ENTITIES' ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	52	1/14/2020	006440-006468
104	NOTICE OF ENTRY OF ORDER	52	1/14/2020	006469-006474
105	ORDER DENYING NEVADA ORGANIC REMEDIES, LLC'S AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC	52	1/14/2020	006475-006477
106	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO FIRST AMENDED COMPALINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	52	1/21/2020	006478-006504
107	ERRATA TO DECLARATION OF ALFRED TERTERYAN IN SUPPORT OF HELPING HANDS WELLNESS CENTER, INC.'S APPLICATION FOR WRIT OF MANDAMUS	52	1/24/2020	006505-006506
108	AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/28/2020	006507-006542
109	DEPARTMENT OF TAXATION'S ANSWER TO PLAINTIFF SERENITY PARTIES' SECOND AMENDED COMPLAINT	53	1/28/2020	006543-006559
110	DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/28/2020	006560-006588

111	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/29/2020	006589-006609
112	HEARING ON OBJECTIONS TO SUBPOENAS DUCES TECUM, MOTIONS FOR PROTECTIVE ORDERS, APPLICATION OF FOR WRIT OF MANDAMUS, MOTION FOR SETTING SETTLEMENT CONFERENCE, AND MOTION TO REDACT AND SEAL EXHIBITS 4 AND 5	53	1/31/2020	006610-006657
113	ANSWER TO D.H. FLAMINGO PARTIES' FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/5/2020	006658-006697
114	FINDINGS OF FACT AND CONCLUSIONS OF LAW GRANTING PRELIMINARY INJUNCTION	54	2/7/2020	006698-006722
115	DEFENDANT-RESPONDENT NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/7/2020	006723-006752
116	DEFENDANT-RESPONDENT STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/7/2020	006753-006781
117	SECOND AMENDED COMPLAINT	54	2/11/2020	006782-006805
118	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO THE SERENITY PLAINTIFFS' SECOND AMENDED COMPLAINT	54	2/12/2020	006806-006814
119	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO ETW PLAINTIFFS' THIRD AMENDED COMPLAINT	54	2/12/2020	006815-006822

120	GREENMART OF NEVADA NLV LLC'S ANSWER TO ETW MANAGEMENT GROUP LLC, GLOBAL HARMONY LLC, GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, HERBAL CHOICE INC., JUST QUALITY LLC, LIBRA WELLNESS CENTER, LLC, ROMBOUGH REAL ESTATE INC. DBA MOTHER HERB, NEVCANN LLC, RED EARTH LLC, THC NEVADA LLC, ZION GARDENS LLC AND MMOF VEGAS RETAIL, INC.'S THIRD AMENDED COMPLAINT	55	2/12/2020	006823-006841
121	ANSWER TO D.H. FLAMINGO PLAINTIFFS' FIRST AMENDED COMPLAINT AND PETITION FOR REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/12/2020	006842-006853
122	CPCM HOLDINGS, LLC D/B/A THRIVE CANNABIS MARKETPLACE'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/13/2020	006854-006867
123	ANSWER TO SERENITY PLAINTIFFS' SECOND AMENDED COMPLAINT	55	2/14/2020	006868-006876
124	CIRCLE S FARMS LLC'S ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/18/2020	006877-006884
125	ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION	55	2/18/2020	006885-006910
126	GREENMART OF NEVADA NLV LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/18/2020	006911-006921
127	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION	55	2/18/2020	006922-006935
128	ORDER GRANTING IN PART AND DENYING IN PART THE DEPARTMENT OF TAXATION'S MOTIONS FOR PROTECTIVE ORDER ON ORDER SHORTENING TIME	55	2/19/2020	006936-006941

129	CIRCLE S FARMS LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/20/2020	006942-006949
130	NOTICE OF FILING OF EMERGENCY PETITION FOR WRIT OF MANDAMUS OR PROHIBITION UNDER NRAP 21(a)6)	55	2/21/2020	006950-006951
131	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND/OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/25/2020	006952-006958
132	GREENMART OF NEVADA NLV LLC'S ANSWER TO QUALCAN LLC'S SECOND AMENDED COMPLAINT	55	2/25/2020	006959-006970
133	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/26/2020	006971-006983
134	GREENMART OF NEVADA NLV LLC'S MOTION TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/28/2020	006984-006987
135	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC ANSWER TO NATURAL MEDICINE, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	2/28/2020	006988-007000
136	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT/RESPONDENT STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND/OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	2/28/2020	007001-007012

137	GREENMART OF NEVADA NLV LLC'S ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	3/6/2020	007013-007024
138	GREENMART OF NEVADA NLV LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	3/6/2020	007025-007036
139	QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	56	3/13/2020	007037-007057
140	PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL GREENMART OF NEVADA, LLC TO PRODUCE KENNETH LEE AND HAE LEE FOR DEPOSITION ON ORDER SHORTENING TIME	56	3/16/2020	007058-007074
141	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL GREENMART TO ALSO PRODUCE KENNETH LEE AND HAE LEE FOR DEPOSITION	56	3/18/2020	007075-007080
142	NEVADA WELLNESS CENTER, LLC'S JOINDER TO ETW PLAINTIFFS' MOTION TO COMPEL PRIVILEGE LOGS	56	3/20/2020	007081-007083
143	NEVADA WELLNESS CENTER, LLC'S JOINDER TO ETW PLAINTIFFS' MOTION TO COMPEL	56	3/20/2020	007084-007086
144	GREENMART OF NEVADA NLV LLC'S RESPONSE IN OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	56	3/23/2020	007087-007095
145	CLEAR RIVER, LLC'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS ON ORDER SHORTENING TIME	56	3/27/2020	007096-007099
146	NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO QUALCAN'S PETITION FOR WRIT OF MANDAMUS	56	3/27/2020	007100-007143
147	PLAINTIFF NEVADA WELLNESS CENTER, LLC'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	57	3/27/2020	007144-007175
148	DEPARTMENT OF TAXATION'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	57	3/27/2020	007176-007182

149	THE ESSENCE ENTITIES' OPPOSITION TO ETW PLAINTIFFS' 1) MOTION TO COMPEL AND 2) MOTION TO COMPEL PRIVILEGE LOGS	57	3/27/2020	007183-007293
150	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF'S MOTION TO COMPEL PRIVILEGE LOGS AND COUNTER MOTION FOR SANCTIONS PURSUANT TO NRCP 37	57	3/30/2020	007294-007310
151	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF'S MOTION TO COMPEL SUPPLEMENTAL RESPONSES	58	3/30/2020	007311-007329
152	ORDER DENYING DEFENDANT JORGE PUPO'S MOTION TO DISMISS	58	3/30/2020	007330-007332
153	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO ETW PLAINTIFFS' MOTION TO COMPEL PRIVILEGE LOGS	58	4/3/2020	007333-007336
154	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO ETW PLAINTIFFS' MOTION TO COMPEL	58	4/3/2020	007337-007346
155	DEPARTMENT OF TAXATION'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/8/2020	007347-007360
156	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/8/2020	007361-007373
157	CIRCLE S FARMS LLC'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/9/2020	007374-007381
158	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE ADDITIONAL DOCUMENTS ON ORDER SHORTENING TIME	58	4/9/2020	007382-007395

159	NOTICE OF ENTRY OF ORDER DENYING MM DEVELOPMENT COMPANY, INC.'S MOTION TO STRIKE AND-OR DISMISS D.H. FLAMINGO, INC.'S COUNTERCLAIM	58	4/9/2020	007396-007400
160	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S MOTION TO DISMISS 1) NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS;(2) STRIVE WELLNESS' COMPLAINT; (3) RURAL REMEDIES AMENDED COMPLAINT; (4) QUALCAN'S AMENDED COMPLAINT; (5) HIGH SIERRA HOLISTICS COMPLAINT AND (6) NATURAL MEDICINE'S COMPLAINT FOR FAILING TO COMPLY WITH NRS 233B.130(2)(D)	59 thru 60	4/14/2020	007401-007717
161	DEFENDANT PUPO'S ANSWER TO RURAL REMEDIES' AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	61	4/14/2020	007718-007730
162	THRIVE'S SUPPLEMENTAL BRIEF IN SUPPORT OF OPPOSITION TO ETW MANAGEMENT GROUP LLC; ET AL.'S MOTION TO COMPEL	61	4/14/2020	007731-007792
163	MINUTE ORDER CLEAR RIVER'S REQUEST FOR OST ON MOTION TO DISMISS	61	4/15/2020	007793-007793
164	DEPARTMENT OF TAXATION'S ANSWER TO ETW MANAGEMENT GROUP LLC PARTIES' THIRD AMENDED COMPLAINT	61	4/20/2020	007794-007810
165	DEPARTMENT OF TAXATION'S ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	61	4/20/2020	007811-007845
166	DEPARTMENT OF TAXATION'S ANSWER TO QUALCAN'S SECOND A MENDED COMPLAINT	61	4/20/2020	007846-007862
167	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO ETW PLAINTIFFS' THIRD AMENDED COMPLAINT	62	4/21/2020	007863-007893

168	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	62	4/21/2020	007894-007913
169	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO TGIG PLAINTIFFS' SECOND AMENDED COMPLAINT	62	4/21/2020	007914-007935
170	ORDER GRANTING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE ADDITIONAL DOCUMENTS ON ORDER SHORTENING TIME	62	4/21/2020	007936-007939
171	ORDER DENYING LONE MOUNTAIN PARTNER'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	62	5/5/2020	007940-007941
172	DEPARTMENT OF TAXATION'S INDEX OF EXHIBITS IN SUPPORT OF ITS OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN DEPARTMENT OF TAXATION'S ANSWER TO SECOND AMENDED COMPLAINT	63 thru 64	5/11/2020	007942-008232
173	DEPARTMENT OF TAXATION'S OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN DEPARTMENT OF TAXATION'S ANSWER TO SECOND AMENDED COMPLAINT	65	5/11/2020	008233-008241
174	DEPARTMENT OF TAXATION'S NOTICE OF SUPPLEMENTAL AUTHORITY	65	5/12/2020	008242-008252
175	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	65	5/21/2020	008253-008302
176	HEARING ON MOTIONS FOR SUMMARY JUDGMENT OR WRIT OF MANDAMUS AND MOTION TO EXTEND TIME FOR BRIEFING	65	5/22/2020	008303-008354

177	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	65	5/26/2020	008355-008375
178	PURE TONIC CONCENTRATES LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	65	5/29/2020	008376-008379
179	RURAL REMEDIES, LLC'S ANSWER TO DEFENDANT-RESPONDENT NATURAL MEDICINE'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	65	6/3/2020	008380-008393
180	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO NATURAL MEDICINE'S LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	65	6/4/2020	008394-008401
181	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	66	6/4/2020	008402-008409
182	ORDER DENYING D.H. FLAMINGO, INC. AND SURTERRA HOLDINGS, INC.'S MOTION FOR SUMMARY JUDGMENT AGAINST MM DEVELOPMENT COMPANY, INC.	66	6/5/2020	008410-008413
183	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO DEFENDANT-RESPONDENT NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRIT OF CERTIORARI, MANDAMUS, AND PROHIBITION	66	6/5/2020	008414-008435
184	TGIG, LLC, NEVADA HOLISTIC MEDICINE, LLC, GBS NEVADA PARTNERS, FIDELIS HOLDINGS, LLC, GRAVITAS NEVADA, NEVADA PURE, LLC, MEDIFARM, LLC, AND MEDIFARM IV'S ANSWER TO NATURAL MEDICINE	66	6/10/2020	008436-008454

185	PLAINTIFF'S DECLARATION & POA-F2018-01430	67 thru 74	6/12/2020	008455-009889
186	PLAINTIFF'S NOTICE OF FILING RECORD ON REVIEW	75	6/12/2020	009890-009933
187	PLAINTIFF'S DKT 148-1 INDEX OF EXHIBITS - 1	76 thru 77	6/12/2020	009934-010291
188	PLAINTIFF'S DKT 148-1 INDEX OF EXHIBITS - 2	78 thru 79	6/12/2020	010292-010595
189	PLAINTIFF'S RECORD PART 1	80 thru 81	6/12/2020	010596-010937
190	PLAINTIFF'S RECORD PART 2	82 thru 83	6/12/2020	010938-011275
191	PLAINTIFF'S RECORD PART 3	84 thru 85	6/12/2020	011276-011613
192	PLAINTIFF'S RECORD PART 4	86 thru 87	6/12/2020	011614-011951
193	PLAINTIFF'S RECORD PART 5	88	6/12/2020	011952-012104
194	PLAINTIFF'S RECORD PART 6	89	6/12/2020	012105-012258
195	PLAINTIFF'S RECORD PART 7	90	6/12/2020	012259-012413
196	PLAINTIFF'S RECORD PART 8	91	6/12/2020	012414-012569
197	PLAINTIFF'S RECORD PART 9	92	6/12/2020	012570-012723
198	PLAINTIFF'S RECORD PART 10	93	6/12/2020	012724-012878
199	PLAINTIFF'S RECORD PART 11	94	6/12/2020	012879-013032
200	PLAINTIFF'S RECORD PART 12	95	6/12/2020	013033-013187
201	PLAINTIFF'S RECORD PART 13	96	6/12/2020	013188-013341

202	PLAINTIFF'S RECORD PART 14	97	6/12/2020	013342-013496
203	PLAINTIFF'S RECORD PART 15	98 thru 99	6/12/2020	013497-013774
204	PLAINTIFF'S RECORD PART 16	100 thru 101	6/12/2020	013775-014052
205	PLAINTIFF'S RECORD PART 17	102 thru 103	6/12/2020	014053-014330
206	PLAINTIFF'S RECORD PART 18	104 thru 105	6/12/2020	014331-014608
207	PLAINTIFF'S RECORD PART 18	106 thru 107	6/12/2020	014609-014886
208	PLAINTIFF'S RECORD PART 19	108 thru 111	6/12/2020	014887-015426
209	PLAINTIFF'S RECORD PART 20	112 thru 115	6/12/2020	015427-015966
210	PLAINTIFF'S RECORD PART 21	116 thru 119	6/12/2020	015967-016506
211	PLAINTIFF'S RECORD PART 22	120 thru 123	6/12/2020	016507-017048
212	PLAINTIFF'S RECORD PART 24	124 thru 131	6/12/2020	017049-018484
213	PLAINTIFF'S RECORD PART 25	132 thru 134	6/12/2020	018485-018844
214	PLAINTIFF'S RECORD PART 26	135 thru 136	6/12/2020	018845-019202
215	PLAINTIFF'S RECORD PART 27	137 thru 144	6/12/2020	019203-020637

216	PLAINTIFF'S RECORD PART 28	145 thru 147	6/12/2020	020638-020999
217	PLAINTIFF'S RECORD PART 29	148 thru 149	6/12/2020	021000-021357
218	PLAINTIFF'S RECORD PART 30	150 thru 157	6/12/2020	021358-022621
219	PLAINTIFF'S RECORD PART 31	158 thru 159	6/12/2020	022622-022979
220	PLAINTIFF'S RECORD PART 32	160 thru 167	6/12/2020	022980-024414
221	PLAINTIFF'S RECORD PART 33	168 thru 169	6/12/2020	024415-024718
222	PLAINTIFF'S RECORD PART 35	170 thru 177	6/12/2020	024719-026153
223	PLAINTIFF'S RECORD PART 37	178	6/12/2020	026154-026256
224	PLAINTIFF'S RECORD PART 39	179 thru 181	6/12/2020	026257-026669
225	PLAINTIFF'S RECORD PART 40	182 thru 183	6/12/2020	026670-026934
226	PLAINTIFF'S RECORD PART 41	184 thru 186	6/12/2020	026935-027347
227	PLAINTIFF'S RECORD PART 42	187 thru 188	6/12/2020	027348-027612
228	PLAINTIFF'S RECORD PART 43	189 thru 191	6/12/2020	027613-028025
229	PLAINTIFF'S RECORD PART 44	192 thru 193	6/12/2020	028026-028290

230	PLAINTIFF'S RECORD PART 45	194 thru 196	6/12/2020	028291-028703
231	PLAINTIFF'S RECORD PART 46	197 thru 198	6/12/2020	028704-028968
232	PLAINTIFF'S RECORD PART 47	199 thru 201	6/12/2020	028969-029451
233	PLAINTIFF'S RECORD PART 48	202 thru 204	6/12/2020	029452-029934
234	PLAINTIFF'S RECORD PART 49	205 thru 207	6/12/2020	029935-030346
235	PLAINTIFF'S RECORD PART 50	208 thru 210	6/12/2020	030347-030758
236	PLAINTIFF'S RECORD PART 51	211 thru 213	6/12/2020	030759-031170
237	PLAINTIFF'S RECORD PART 52	214 thru 216	6/12/2020	031171-031582
238	PLAINTIFF'S RECORD PART 54	217 thru 219	6/12/2020	031583-031994
239	PLAINTIFF'S RECORD PART 55	220 thru 222	6/12/2020	031995-032406
240	PLAINTIFF'S RECORD PART 56	223 thru 225	6/12/2020	032407-032818
241	PLAINTIFF'S RECORD PARTY 57	226 thru 228	6/12/2020	032819-033230
242	PLAINTIFF'S RECORD PART 58	229 thru 231	6/12/2020	033231-033642
243	PLAINTIFF'S RECORD PART 59	232	6/12/2020	033643-033801
244	PLAINTIFF'S RECORD PART 60	233	6/12/2020	033802-033877

245	PLAINTIFF'S RECORD PART 61	234 thru 235	6/12/2020	033878-034143
246	PLAINTIFF'S RECORD PART 62	236 thru 237	6/12/2020	034144-034409
247	PLAINTIFF'S RECORD PART 63	238 thru 239	6/12/2020	034410-034675
248	PLAINTIFF'S RECORD PART 64	240 thru 241	6/12/2020	034676-034943
249	PLAINTIFF'S RECORD PART 65	242 thru 245	6/12/2020	034944-035512
250	PLAINTIFF'S RECORD PART 66	246 thru 248	6/12/2020	035513-035919
251	PLAINTIFF'S RECORD PART 67	249 thru 251	6/12/2020	035920-036326
252	PLAINTIFF'S RECORD PART 68	252 thru 254	6/12/2020	036327-036733
253	PLAINTIFF'S RECORD PART 69	255 thru 257	6/12/2020	036734-037140
254	PLAINTIFF'S RECORD PART 70	258 thru 260	6/12/2020	037141-037547
255	PLAINTIFF'S RECORD PART 71	261 thru 263	6/12/2020	037548-037954
256	PLAINTIFF'S RECORD PART 72	264 thru 266	6/12/2020	037955-038415
257	PLAINTIFF'S RECORD PART 73	267 thru 269	6/12/2020	038416-038867
258	NOTICE OF ENTRY OF ORDER ON PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN JORGE	270	6/23/2020	038868-038871

	PUPPO'S ANSWER TO SECOND AMENDED COMPLAINT			
259	SUPPLEMENT TO RECORD ON REVIEW IN ACCORDANCE WITH THE NEVADA ADMINISTRATIVE PROCEDURE ACT	270	6/26/2020	038872-038947
260	MOTION TO VOLUNTARILY DISMISS MMOF VEGAS RETAIL, INC. AND REQUEST TO RELEASE MMOF VEGAS RETAIL, INC.'S BOND FUNDS ON AN ORDER SHORTENING TIME	271	6/29/2020	038948-039114
261	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	6/29/2020	039115-039135
262	WELLNESS CONNECTION OF NEVADA, LLC'S ANSWER TO PLAINTIFF NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	6/29/2020	039136-039152
263	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO QUALCAN, LLC'S SECOND AMENDED COMPLAINT	272	7/1/2020	039153-039164
264	ESSENCE ENTITIES' ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	272	7/8/2020	039165-039193
265	ESSENCE ENTITIES' ANSWER TO THIRD AMENDED COMPLAINT	272	7/8/2020	039194-039210
266	ESSENCE ENTITIES' ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	7/8/2020	039211-039223
267	ESSENCE ENTITIES' ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	272	7/8/2020	039224-039235
268	ESSENCE ENTITIES' ANSWER TO SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	7/8/2020	039236-039265

269	ESSENCE ENTITIES' ANSWER QUALCAN, LLC'S SECOND AMENDED COMPLAINT	272	7/8/2020	039266-039284
270	ESSENCE ENTITIES' ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/8/2020	039285-039299
271	ESSENCE ENTITIES' ANSWER TO THE TGIG PARTIES' SECOND AMENDED COMPLAINT	273	7/8/2020	039300-039313
272	ESSENCE ENTITIES' ANSWER TO COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/8/2020	039314-039323
273	HIGH SIERRA HOLISTICS, LLC'S JOINDER TO ETW MANAGEMENT GROUP LLC'S ANSWERS	273	7/8/2020	039324-039325
274	GREENMART OF NEVADA NLV LLC'S JOINDER TO MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC., AND LIVFREE WELLNESS, LLC ON AN ORDER SHORTENING TIME	273	7/8/2020	039326-039327
275	MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC ON AN ORDER SHORTENING TIME	273	7/8/2020	039328-039381
276	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	273	7/9/2020	039382-039411
277	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO HIGH SIERRA HOLISTICS COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/9/2020	039412-039421
278	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO MM DEVELOPMENT COMPANY, INC., & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/9/2020	039422-039434
279	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	273	7/9/2020	039435-039445

280	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	274	7/9/2020	039446-039478
281	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO QUALCANN, LLC'S SECOND AMENDED COMPLAINT	274	7/9/2020	039479-039496
282	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT	274	7/9/2020	039497-039509
283	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO TGIG PARTIES' SECOND AMENDED COMPLAINT	274	7/9/2020	039510-039523
284	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO THIRD AMENDED COMPLAINT	274	7/9/2020	039524-039539
285	OPPOSITION TO MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC ON AN ORDER SHORTENING TIME	274	7/9/2020	039540-039575
286	MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRARECORD EVIDENCE AT THE HEARING OF JUDICIAL REVIEW and TO ENLARGE TIME FOR FILING OPENING BRIEF	275	7/9/2020	039576-039735
287	DEFENDANT IN INTRVENTION, CLEAR RIVER, LLC'S ANSWER TO HIGH SIERRA HOLISTICS, LLC COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	275	7/10/2020	039736-039750
288	DEFENDANT-INTERVENOR NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO TGIG PARTIES' SECOND AMENDED COMPLAINT	276	7/10/2020	039751-039759
289	NEVADA ORGANIC REMEDIES, LLC'S ANSWER NEVADA WELLNESS CENTER, LLC'S AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039760-039772

290	DEFENDANT-INTERVENOR NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO CLARK NATURAL MEDICINE ET AL.'S FIRST AMENDED COMPLAINT	276	7/10/2020	039773-039789
291	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO ETW MANAGEMENT GROUP, LLC ET AL.'S THIRD AMENDED THIRD AMENDED COMPLAINT	276	7/10/2020	039790-039804
292	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO HIGH SIERRA HOLISTIC'S COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039805-039815
293	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039816-039829
294	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO QUALCAN, LLC.'S SECOND AMENDED COMPLAINT	276	7/10/2020	039830-039844
295	NEVADA ORGANIC REMEDIES, LLC'S ANSWER RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039845-039859
296	FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER GRANTING IN PART AND DENYING IN PART MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS (1)	276	7/11/2020	039860-039862
297	FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER GRANTING IN PART AND DENYING IN PART MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS (2)	276	7/11/2020	039863-039865
298	ORDER GRANTING CLEAR RIVER, LLC'S MOTION TO RECONSIDER THE COURT'S ORDER GRANTING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE JOHN KOCER AND NORTON ARBELAEZ FOR DEPOSITION ON ORDER SHORTENING TIME	276	7/11/2020	039866-039868

299	EVIDENTIARY HEARING ON CASE -ENDING SANCTIONS - DAY 1	277 thru 278	7/13/2020	039869-040216
300	EVIDENTIARY HEARING ON CASE -ENDING SANCTIONS - DAY 2	279	7/14/2020	040217-040263
301	MOTION FOR PROTECTIVE ORDER ON ORDER SHORTENING TIME	279	7/15/2020	040264-040323
302	BENCH TRIAL - DAY 1	280 thru 281	7/17/2020	040324-040663
303	BENCH TRIAL - DAY 2	282 thru 283	7/20/2020	040664-041020
304	BENCH TRIAL - DAY 3	284 thru 285	7/21/2020	041021-041330
305	PLAINTIFFS' OPENING BRIEF IN SUPPORT OF PETITION FOR JUDICIAL REVIEW	286	7/22/2020	041331-041363
306	BENCH TRIAL - DAY 4	287 thru 288	7/22/2020	041364-041703
307	DEPARTMENT OF TAXATION'S OPPOSITION TO TGIG'S MOTION TO SUPPLEMENT THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE; AND TO ENLARGE TIME FOR FILING OPENING BRIEF	289	7/23/2020	041704-041732
308	THC NEVADA, LLC'S JOINDER TO PLAINTIFF TGIG, LLC ET AL'S OPENING BRIEF IN SUPPORT OF PETITION FOR JUDICIAL REVIEW	289	7/23/2020	041733-041735
309	BENCH TRIAL - DAY 5	290 thru 291	7/23/2020	041736-042068
310	CIRCLE S FARMS LLC'S JOINDER TO CLEAR RIVER, LLC AND DEPARTMENT OF TAXATION'S OPPOSITIONS TO PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINIST	292	7/24/2020	042069-042071
311	THE ESSENCE ENTITIES' JOINDER TO DEPARTMENT OF TAXATION'S OPPOSITION	292	7/24/2020	042072-042074

	TO TGIG'S MOTION TO SUPPLEMENT THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE AND TO ENLARGE TIME FOR FILING OPENING BRIEF			
312	BENCH TRIAL - DAY 6	293 thru 294	7/24/2020	042075-042381
313	BENCH TRIAL - DAY 7	295 thru 296	7/27/2020	042382-042639
314	EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	297	7/28/2020	042640-042670
315	BENCH TRIAL - DAY 8	298 thru 299	7/28/2020	042671-042934
316	BENCH TRIAL - DAY 9 VOLUME I	300 thru 301	7/29/2020	042935-043186
317	THRIVE'S JOINDER TO PLAINTIFFS' OPPOSITION TO THC NEVADA LLC'S AND HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER FOR PRELIMINARY INJUNCTION ON AN ORDER SHORTENING TIME	302	7/30/2020	043187-043190
318	GREENMART OF NEVADA NLV LLC'S JOINDER TO PLAINTIFFS' OPPOSITION TO THE THC NEVADA LLC'S AND HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER FOR PRELIMINARY INJUNCTION ON AN ORDER SHORTENING TIME AND DECLARATION OF ALINA M. SHELL	302	7/30/2020	043191-043195
319	JOINDER TO THC NEVADA, LLC and HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	302	7/30/2020	043196-043209
320	BENCH TRIAL - DAY 10	303 thru 304	7/30/2020	043210-043450

321	BENCH TRIAL - DAY 11	305	7/31/2020	043451-043567
322	EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	306	7/31/2020	043568-043639
323	NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE ON AN ORDER SHORTENING TIME	306	8/3/2020	043640-043708
324	BENCH TRIAL - DAY 12	307 thru 308	8/3/2020	043709-043965
325	BENCH TRIAL - DAY 13	309 thru 310	8/4/2020	043966-044315
326	BENCH TRIAL - DAY 14	311 thru 313	8/5/2020	044316-044687
327	BENCH TRIAL - DAY 15	314 thru 316	8/6/2020	044688-045065
328	REPLY TO THE DOT'S AND CLEAR RIVER, LLC'S OPPOSITIONS TO PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS	317	8/7/2020	045066-045084
329	BENCH TRIAL - DAY 16	318 thru 319	8/10/2020	045085-045316
330	DEPARTMENT OF TAXATION'S NOTICE OF REMOVING ENTITITES FROM TIER 3	320	8/11/2020	045317-045332
331	BENCH TRIAL - DAY 17	321 thru 323	8/11/2020	045333-045697
332	MOTION TO PRECLUDE APPLICATION OF THE EQUITABLE MAXIM OF UNCLEAR HANDS AGAIN ST THE TGIG PLAINTIFFS	324	8/11/2020	045698-045711
333	BENCH TRIAL - DAY 18	325	8/12/2020	045712-045877

334	OPPOSITION TO MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	325	8/14/2020	045878-045882
335	JOINDER TO THC NEVADA, LLC AND HERBAL CHOICE, INC'S MOTION TO STRIKE DEPARTMENT OF TAXATION NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	325	8/14/2020	045883-045888
336	THC NEVADA, LLC AND HERBAL CHOICE, INC.'S JOINDER TO TGIG PLAINTIFFS' PROPOSED SUPPLEMENTAL FINDINGS OF FACT AND CONCLUSIONS OF LAW BASED UPON PARTIAL SUBSTITUTION OF THE NEVADA CANNABIS COMPLIANCE BOARD AS A PARTY DEFENDANT IN THESE CONSOLIDATED MATTERS	326	8/14/2020	045889-045891
337	DEPARTMENT OF TAXATION'S OPPOSITION TO THC NEVADA, LLC AND HERBAL CHOICE, INC.'S MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING	326	8/15/2020	045892-045899
338	ORDER REGARDING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION FOR SUMMARY JUDGMENT ON FIRST CLAIM FOR RELIEF	326	8/15/2020	045900-045905
339	THC NEVADA, LLC AND HERBAL CHOICE, INC.'S REPLY TO NEVADA ORGANIC REMEDIES' OPPOSITION TO MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	326	8/15/2020	045906-045917
340	HELPING HANDS WELLNESS CENTER, INC.'S REPLY IN SUPPORT OF MOTION TO MODIFY OR DISSOLVE THE PRELIMINARY INJUNCTION1	326	8/16/2020	045918-045932
341	NOTICE OF ENTRY OF ORDER	326	8/17/2020	045933-045939
342	BENCH TRIAL - DAY 19	327 thru 328	8/17/2020	045940-046223

343	BENCH TRIAL - DAY 20	329	8/18/2020	046224-046355
344	TRIAL EXHIBIT 1005	329	8/18/2020	046356-046389
345	TRIAL EXHIBIT 1006	330	8/18/2020	046390-046423
346	TRIAL EXHIBIT 1135	330	8/18/2020	046424-046445
347	TRIAL EXHIBIT 1302	330	8/18/2020	046446-046448
348	TRIAL EXHIBIT 2157	330	8/18/2020	046449-046502
349	TRIAL EXHIBIT 2158	330	8/18/2020	046503-046548
350	TRIAL EXHIBIT 3291	331	8/18/2020	046549-046564
351	JOINDER TO THC NEVADA, LLC and HERBAL CHOICE, INC.'S MOTION TO RENEW JOINDER TO TGIG'S COUNTERMOTION FOR ORDER DISPENSING WITH THE BOND REQUIREMENT FOR PURPOSES OF THE PRELIMINARY	331	8/28/2020	046565-046567
352	ORDER DENYING TGIG PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE AT THE HEARING OF JUDICIAL REVIEW; AND TO ENLARGE TIME FOR FILING OPENING BRIEF	331	8/28/2020	046568-046572
353	MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC FINAL PRETRIAL CONFERENCE	331	9/3/2020	046573-046666
354	BENCH TRIAL - PHASE 1	332	9/8/2020	046667-046776
355	TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/10/2020	046777-046812

356	PLAINTIFFS GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, NEVCANN LLC AND RED EARTH LLC'S JOINDER TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/14/2020	046813-046815
357	RURAL REMEDIES, LLC'S JOINDER IN TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT AND CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/15/2020	046816-046817
358	FINDINGS OF FACT, CONCLUSION OF LAW AND PERMANENT INJUNCTION	332	9/16/2020	046818-046829
359	NOTICE OF ENTRY OF JUDGMENT (1)	333	9/22/2020	046830-046844
360	NOTICE OF ENTRY OF JUDGMENT (2)	333	9/22/2020	046845-046877
361	DEPARTMENT OF TAXATION'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW, AND PERMANENT INJUNCTION	333	9/24/2020	046878-046921
362	THE ESSENCE ENTITIES' LIMITED OPPOSITION TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	9/24/2020	046922-046924
363	GREENMART OF NEVADA NLV LLC'S JOINDER TO DEPARTMENT OF TAXATION'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW, AND PERMANENT INJUNCTION	333	9/24/2020	046925-046926
364	HELPING HANDS WELLNESS CENTER, INC.'S OPPOSITION TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	9/24/2020	046927-046931
365	CLARK NATURAL MEDICINAL SOLUTIONS LLC, NYE NATURAL MEDICINAL SOLUTIONS LLC CLARK NMSD LLC AND INYO FINE CANNABIS DISPENSARY L.L.C.'S JOINDER TO NEVADA WELLNESS CENTER'S MOTION TO AND PERMANENT INJUNCTION	333	9/24/2020	046932-046933

366	WELLNESS CONNECTION OF NEVADA, LLC'S RESPONSE TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION AND COUNTERMOTION TO CLARIFY AND-OR FOR ADDITIONAL FINDINGS	333	9/24/2020	046934-046940
367	CIRCLE S FARMS LLC'S JOINDER TO OPPOSITIONS TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	10/1/2020	046941-046943
368	MOTION FOR ORDER TO SHOW CAUSE	333	10/16/2020	046944-046965
369	ORDER TO SHOW CAUSE	334	10/18/2020	046966-046999
370	PLAINTIFFS GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, NEVCANN LLC AND RED EARTH LLC'S JOINDER TO TGIG PLAINTIFFS' MOTION FOR ORDER TO SHOW CAUSE	334	10/21/2020	047000-047002
371	NOTICE OF APPEAL	335 thru 339	10/23/2020	047003-047862
372	NOTICE OF ENTRY OF ORDER	340	10/27/2020	047863-047882
373	INDEX OF EXHIBITS IN SUPPORT OF DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	341 thru 342	10/30/2020	047883-048130
374	DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	343	10/30/2020	048131-048141
375	GREENMART OF NEVADA NLV LLC'S JOINDER TO DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	343	11/2/2020	048142-048143

TABLE OF CONTENT

Alphabetical by Document Name

TAB#	Document	Vol.	Date	Pages
81	AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	11/21/2019	005950-006004
108	AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/28/2020	006507-006542
10	ANSWER TO AMENDED COMPLAINT	2	4/10/2019	000224-000236
19	ANSWER TO COMPLAINT	8	5/20/2019	001042-001053
71	ANSWER TO COMPLAINT	47	10/1/2019	005732-005758
50	ANSWER TO CORRECTED FIRST AMENDED COMPLAINT	37	7/15/2019	004414-004425
113	ANSWER TO D.H. FLAMINGO PARTIES' FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/5/2020	006658-006697
121	ANSWER TO D.H. FLAMINGO PLAINTIFFS' FIRST AMENDED COMPLAINT AND PETITION FOR REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/12/2020	006842-006853
76	ANSWER TO FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	48	11/8/2019	005913-005921
79	ANSWER TO FIRST AMENDED COMPLAINT GRAVITAS NEVADA LTD	49	11/12/2019	005938-005942
7	ANSWER TO PLAINTIFFS' FIRST AMENDED COMPLAINT AND COUNTERCLAIM	1	3/15/2019	000093-000107
125	ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION	55	2/18/2020	006885-006910
123	ANSWER TO SERENITY PLAINTIFFS' SECOND AMENDED COMPLAINT	55	2/14/2020	006868-006876
14	APPENDIX OF EXHIBITS TO NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO SERENITY WELLNESS CENTER, LLC AND RELATED PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION	5 thru 7	5/9/2019	000532-000941

74	APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	48	10/10/2019	005796-005906
302	BENCH TRIAL - DAY 1	280 thru 281	7/17/2020	040324-040663
320	BENCH TRIAL - DAY 10	303 thru 304	7/30/2020	043210-043450
321	BENCH TRIAL - DAY 11	305	7/31/2020	043451-043567
324	BENCH TRIAL - DAY 12	307 thru 308	8/3/2020	043709-043965
325	BENCH TRIAL - DAY 13	309 thru 310	8/4/2020	043966-044315
326	BENCH TRIAL - DAY 14	311 thru 313	8/5/2020	044316-044687
327	BENCH TRIAL - DAY 15	314 thru 316	8/6/2020	044688-045065
329	BENCH TRIAL - DAY 16	318 thru 319	8/10/2020	045085-045316
331	BENCH TRIAL - DAY 17	321 thru 323	8/11/2020	045333-045697
333	BENCH TRIAL - DAY 18	325	8/12/2020	045712-045877
342	BENCH TRIAL - DAY 19	327 thru 328	8/17/2020	045940-046223
303	BENCH TRIAL - DAY 2	282 thru 283	7/20/2020	040664-041020
343	BENCH TRIAL - DAY 20	329	8/18/2020	046224-046355

304	BENCH TRIAL - DAY 3	284 thru 285	7/21/2020	041021-041330
306	BENCH TRIAL - DAY 4	287 thru 288	7/22/2020	041364-041703
309	BENCH TRIAL - DAY 5	290 thru 291	7/23/2020	041736-042068
312	BENCH TRIAL - DAY 6	293 thru 294	7/24/2020	042075-042381
313	BENCH TRIAL - DAY 7	295 thru 296	7/27/2020	042382-042639
315	BENCH TRIAL - DAY 8	298 thru 299	7/28/2020	042671-042934
316	BENCH TRIAL - DAY 9 VOLUME I	300 thru 301	7/29/2020	042935-043186
354	BENCH TRIAL - PHASE 1	332	9/8/2020	046667-046776
85	BUSINESS COURT ORDER	49	11/25/2019	006018-006022
157	CIRCLE S FARMS LLC'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/9/2020	007374-007381
124	CIRCLE S FARMS LLC'S ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/18/2020	006877-006884
129	CIRCLE S FARMS LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/20/2020	006942-006949
310	CIRCLE S FARMS LLC'S JOINDER TO CLEAR RIVER, LLC AND DEPARTMENT OF TAXATION'S OPPOSITIONS TO PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINIST	292	7/24/2020	042069-042071

367	CIRCLE S FARMS LLC'S JOINDER TO OPPOSITIONS TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	10/1/2020	046941-046943
365	CLARK NATURAL MEDICINAL SOLUTIONS LLC, NYE NATURAL MEDICINAL SOLUTIONS LLC CLARK NMSD LLC AND INYO FINE CANNABIS DISPENSARY L.L.C.'S JOINDER TO NEVADA WELLNESS CENTER'S MOTION TO AND PERMANENT INJUNCTION	333	9/24/2020	046932-046933
12	CLEAR RIVER, LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	2	5/7/2019	000252-000269
55	CLEAR RIVER, LLC'S ANSWER TO PLAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/26/2019	004706-004723
158	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE ADDITIONAL DOCUMENTS ON ORDER SHORTENING TIME	58	4/9/2020	007382-007395
150	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF'S MOTION TO COMPEL PRIVILEGE LOGS AND COUNTER MOTION FOR SANCTIONS PURSUANT TO NRCP 37	57	3/30/2020	007294-007310
151	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF'S MOTION TO COMPEL SUPPLEMENTAL RESPONSES	58	3/30/2020	007311-007329
145	CLEAR RIVER, LLC'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS ON ORDER SHORTENING TIME	56	3/27/2020	007096-007099
4	COMPLAINT	1	1/4/2019	000037-000053
5	COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	1	1/4/2019	000054-000078
1	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/10/2018	000001-000012
3	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/19/2018	000026-000036
6	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	1/16/2019	000079-000092
66	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	46	9/5/2019	005566-005592

45	CORRECTED FIRST AMENDED COMPLAINT.	34	7/11/2019	003950-003967
122	CPCM HOLDINGS, LLC D/B/A THRIVE CANNABIS MARKETPLACE'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/13/2020	006854-006867
183	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO DEFENDANT-RESPONDENT NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRIT OF CERTIORRI. MANDAMUS, AND PROHIBITION	66	6/5/2020	008414-008435
263	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO QUALCAN, LLC'S SECOND AMENDED COMPLAINT	272	7/1/2020	039153-039164
261	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	6/29/2020	039115-039135
106	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO FIRST AMENDED COMPALINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	52	1/21/2020	006478-006504
69	D LUX, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/27/2019	005708-005715
119	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO ETW PLAINTIFFS' THIRD AMENDED COMPLAINT	54	2/12/2020	006815-006822
78	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI MANDAMUS, AND PROHIBITION	49	11/12/2019	005931-005937
131	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND/OR	55	2/25/2020	006952-006958

	WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION			
118	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO THE SERENITY PLAINTIFFS' SECOND AMENDED COMPLAINT	54	2/12/2020	006806-006814
11	DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	2	4/16/2019	000237-000251
17	DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' FIRST AMENDED COMPLAINT	8	5/16/2019	001025-001037
177	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	65	5/26/2020	008355-008375
168	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	62	4/21/2020	007894-007913
167	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO ETW PLAINTIFFS' THIRD AMENDED COMPLAINT	62	4/21/2020	007863-007893
175	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	65	5/21/2020	008253-008302
169	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO TGIG PLAINTIFFS' SECOND AMENDED COMPLAINT	62	4/21/2020	007914-007935
160	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S MOTION TO DISMISS 1) NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS;(2) STRIVE WELLNESS' COMPLAINT; (3) RURAL REMEDIES AMENDED COMPLAINT; (4) QUALCAN'S AMENDED COMPLAINT; (5) HIGH SIERRA HOLISTICS	59 thru 60	4/14/2020	007401-007717

	COMPLAINT AND (6) NATURAL MEDICINE'S COMPLAINT FOR FAILING TO COMPLY WITH NRS 233B.130(2)(D)			
16	DEFENDANT IN INTERVENTION'S OPPOSITION TO PLAINTIFFS' APPLICATION FOR A TEMPORARY RESTRAINING ORDER	8	5/10/2019	000975-001024
287	DEFENDANT IN INTRVENTION, CLEAR RIVER, LLC'S ANSWER TO HIGH SIERRA HOLISTICS, LLC COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	275	7/10/2020	039736-039750
161	DEFENDANT PUPO'S ANSWER TO RURAL REMEDIES' AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	61	4/14/2020	007718-007730
72	DEFENDANT RURAL REMEDIES, LLC ANSWER TO FIRST AMENDED COMPLAINT	47	10/1/2019	005759-005760
110	DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/28/2020	006560-006588
92	DEFENDANT'S ANSWER TO DH FLAMINGO INC'S ET AL., FIRST AMENDED COMPLAINT	50	12/16/2019	006088-006105
75	DEFENDANT-INTERVENOR CLEAR RIVER, LLC'S ORDER DENYING IT'S MOTION FOR PARTIAL SUMMARY JUDGEMENT ON THE PETITION FOR JUDICIAL REVIEW CAUSE OF ACTION	48	11/7/2019	005907-005912
290	DEFENDANT-INTERVENOR NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO CLARK NATURAL MEDICINE ET AL.'S FIRST AMENDED COMPLAINT	276	7/10/2020	039773-039789
288	DEFENDANT-INTERVENOR NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO TGIG PARTIES' SECOND AMENDED COMPLAINT	276	7/10/2020	039751-039759
115	DEFENDANT-RESPONDENT NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/7/2020	006723-006752

116	DEFENDANT-RESPONDENT STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/7/2020	006753-006781
68	DEFENDANT-RESPONDENT'S GOOD CHEMISTRY NEVADA, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/27/2019	005699-005707
93	DEFENDANT'S ANSWER TO DH FLAMINGO INC'S ET AL., FIRST AMENDED COMPLAINT	50	12/16/2019	006106-006123
33	DEFENDANTS' ANSWER TO PLAINTIFFS' COMPLAINT WITH COUNTERCLAIM	26	6/14/2019	002823-002846
73	DEFENDANTS MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S ANSWER	48	10/3/2019	005761-005795
374	DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	343	10/30/2020	048131-048141
164	DEPARTMENT OF TAXATION'S ANSWER TO ETW MANAGEMENT GROUP LLC PARTIES' THIRD AMENDED COMPLAINT	61	4/20/2020	007794-007810
165	DEPARTMENT OF TAXATION'S ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	61	4/20/2020	007811-007845
109	DEPARTMENT OF TAXATION'S ANSWER TO PLAINTIFF SERENITY PARTIES' SECOND AMENDED COMPLAINT	53	1/28/2020	006543-006559
166	DEPARTMENT OF TAXATION'S ANSWER TO QUALCAN'S SECOND A MENDED COMPLAINT	61	4/20/2020	007846-007862
155	DEPARTMENT OF TAXATION'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/8/2020	007347-007360
172	DEPARTMENT OF TAXATION'S INDEX OF EXHIBITS IN SUPPORT OF ITS OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN DEPARTMENT OF TAXATION'S ANSWER TO SECOND AMENDED COMPLAINT	63 thru 64	5/11/2020	007942-008232

330	DEPARTMENT OF TAXATION'S NOTICE OF REMOVING ENTITITES FROM TIER 3	320	8/11/2020	045317-045332
174	DEPARTMENT OF TAXATION'S NOTICE OF SUPPLEMENTAL AUTHORITY	65	5/12/2020	008242-008252
173	DEPARTMENT OF TAXATION'S OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN DEPARTMENT OF TAXATION'S ANSWER TO SECOND AMENDED COMPLAINT	65	5/11/2020	008233-008241
148	DEPARTMENT OF TAXATION'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	57	3/27/2020	007176-007182
307	DEPARTMENT OF TAXATION'S OPPOSITION TO TGIG'S MOTION TO SUPPLEMENT THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE; AND TO ENLARGE TIME FOR FILING OPENING BRIEF	289	7/23/2020	041704-041732
337	DEPARTMENT OF TAXATION'S OPPOSITION TO THC NEVADA, LLC AND HERBAL CHOICE, INC.'S MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING	326	8/15/2020	045892-045899
361	DEPARTMENT OF TAXATION'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW, AND PERMANENT INJUNCTION	333	9/24/2020	046878-046921
77	ERRATA TO ANSWER TO FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	48	11/8/2019	005922-005930
107	ERRATA TO DECLARATION OF ALFRED TERTERYAN IN SUPPORT OF HELPING HANDS WELLNESS CENTER, INC.'S APPLICATION FOR WRIT OF MANDAMUS	52	1/24/2020	006505-006506
269	ESSENCE ENTITIES' ANSWER QUALCAN, LLC'S SECOND AMENDED COMPLAINT	272	7/8/2020	039266-039284
272	ESSENCE ENTITIES' ANSWER TO COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/8/2020	039314-039323
103	ESSENCE ENTITIES' ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	52	1/14/2020	006440-006468

264	ESSENCE ENTITIES' ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	272	7/8/2020	039165-039193
266	ESSENCE ENTITIES' ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	7/8/2020	039211-039223
267	ESSENCE ENTITIES' ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	272	7/8/2020	039224-039235
270	ESSENCE ENTITIES' ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/8/2020	039285-039299
268	ESSENCE ENTITIES' ANSWER TO SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	7/8/2020	039236-039265
271	ESSENCE ENTITIES' ANSWER TO THE TGIG PARTIES' SECOND AMENDED COMPLAINT	273	7/8/2020	039300-039313
265	ESSENCE ENTITIES' ANSWER TO THIRD AMENDED COMPLAINT	272	7/8/2020	039194-039210
82	EUPHORIA WELLNESS, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	49	11/21/2019	006005-006011
22	EVIDENTIARY HEARING - DAY 1	10 thru 11	5/24/2019	001134-001368
38	EVIDENTIARY HEARING - DAY 10 VOLUME I OF II	30	6/20/2019	003349-003464
39	EVIDENTIARY HEARING - DAY 10 VOLUME II	31	6/20/2019	003465-003622
43	EVIDENTIARY HEARING - DAY 11	32	7/5/2019	003671-003774
44	EVIDENTIARY HEARING - DAY 12	33	7/10/2019	003775-003949
46	EVIDENTIARY HEARING - DAY 13 VOLUME I OF II	34	7/11/2019	003968-004105
47	EVIDENTIARY HEARING - DAY 13 VOLUME II	35	7/11/2019	004106-004227
49	EVIDENTIARY HEARING - DAY 14	36	7/12/2019	004237-004413

51	EVIDENTIARY HEARING - DAY 15	37	7/15/2019	004426-004500
52	EVIDENTIARY HEARING - DAY 15 VOLUME II	38	7/15/2019	004501-004679
56	EVIDENTIARY HEARING - DAY 16	39	7/28/2019	004724-004828
57	EVIDENTIARY HEARING - DAY 17 VOLUME I OF II	40	8/13/2019	004829-004935
58	EVIDENTIARY HEARING - DAY 17 VOLUME II	41	8/13/2019	004936-005027
61	EVIDENTIARY HEARING - DAY 18	42 thru 43	8/14/2019	005034-005222
62	EVIDENTIARY HEARING - DAY 19	44	8/15/2019	005223-005301
23	EVIDENTIARY HEARING - DAY 2 VOLUME I OF II	12	5/28/2019	001369-001459
24	EVIDENTIARY HEARING - DAY 2 VOLUME II	13	5/28/2019	001460-001565
63	EVIDENTIARY HEARING - DAY 20	45	8/16/2019	005302-005468
25	EVIDENTIARY HEARING - DAY 3 VOLUME I OF II	14	5/29/2019	001566-001663
26	EVIDENTIARY HEARING - DAY 3 VOLUME II	15	5/29/2019	001664-001807
27	EVIDENTIARY HEARING - DAY 4	16 thru 17	5/30/2019	001808-002050
28	EVIDENTIARY HEARING - DAY 5 VOLUME I OF II	18	5/31/2019	002051-002113
29	EVIDENTIARY HEARING - DAY 5 VOLUME II	19 thru 20	5/31/2019	002114-002333
31	EVIDENTIARY HEARING - DAY 6	22 thru 23	6/10/2019	002345-002569
32	EVIDENTIARY HEARING - DAY 7	24 thru 25	6/11/2019	002570-002822
34	EVIDENTIARY HEARING - DAY 8 VOLUME I OF II	26	6/18/2019	002847-002958
35	EVIDENTIARY HEARING - DAY 8 VOLUME II	27	6/18/2019	002959-003092
36	EVIDENTIARY HEARING - DAY 9 VOLUME I OF II	28	6/19/2019	003093-003215

37	EVIDENTIARY HEARING - DAY 9 VOLUME II	29	6/19/2019	003216-003348
299	EVIDENTIARY HEARING ON CASE -ENDING SANCTIONS - DAY 1	277 thru 278	7/13/2020	039869-040216
300	EVIDENTIARY HEARING ON CASE -ENDING SANCTIONS - DAY 2	279	7/14/2020	040217-040263
314	EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	297	7/28/2020	042640-042670
322	EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	306	7/31/2020	043568-043639
64	FINDINGS OF FACT AND CONCLUSIONS OF LAW GRANTING PRELIMINARY INJUNCTION	46	8/23/2019	005469-005492
114	FINDINGS OF FACT AND CONCLUSIONS OF LAW GRANTING PRELIMINARY INJUNCTION	54	2/7/2020	006698-006722
358	FINDINGS OF FACT, CONCLUSION OF LAW AND PERMANENT INJUNCTION	332	9/16/2020	046818-046829
296	FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER GRANTING IN PART AND DENYING IN PART MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS (1)	276	7/11/2020	039860-039862
297	FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER GRANTING IN PART AND DENYING IN PART MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS (2)	276	7/11/2020	039863-039865
42	FIRST AMENDED COMPLAINT	32	7/3/2019	003653-003670
67	FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/6/2019	005593-005698
2	FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/18/2018	000013-000025
70	FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	47	9/29/2019	005716-005731

53	GREENMART OF NEVADA NLC LLC'S ANSWER TO PLAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/17/2019	004680-004694
126	GREENMART OF NEVADA NLV LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/18/2020	006911-006921
120	GREENMART OF NEVADA NLV LLC'S ANSWER TO ETW MANAGEMENT GROUP LLC, GLOBAL HARMONY LLC, GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, HERBAL CHOICE INC., JUST QUALITY LLC, LIBRA WELLNESS CENTER, LLC, ROMBOUGH REAL ESTATE INC. DBA MOTHER HERB, NEVCANN LLC, RED EARTH LLC, THC NEVADA LLC, ZION GARDENS LLC AND MMOF VEGAS RETAIL, INC.'S THIRD AMENDED COMPLAINT	55	2/12/2020	006823-006841
137	GREENMART OF NEVADA NLV LLC'S ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	3/6/2020	007013-007024
132	GREENMART OF NEVADA NLV LLC'S ANSWER TO QUALCAN LLC'S SECOND AMENDED COMPLAINT	55	2/25/2020	006959-006970
138	GREENMART OF NEVADA NLV LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	3/6/2020	007025-007036
375	GREENMART OF NEVADA NLV LLC'S JOINDER TO DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	343	11/2/2020	048142-048143
363	GREENMART OF NEVADA NLV LLC'S JOINDER TO DEPARTMENT OF TAXATION'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW, AND PERMANENT INJUNCTION	333	9/24/2020	046925-046926

274	GREENMART OF NEVADA NLV LLC'S JOINDER TO MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC., AND LIVFREE WELLNESS, LLC ON AN ORDER SHORTENING TIME	273	7/8/2020	039326-039327
318	GREENMART OF NEVADA NLV LLC'S JOINDER TO PLAINTIFFS' OPPOSITION TO THE THC NEVADA LLC'S AND HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER FOR PRELIMINARY INJUNCTION ON AN ORDER SHORTENING TIME AND DECLARATION OF ALINA M. SHELL	302	7/30/2020	043191-043195
134	GREENMART OF NEVADA NLV LLC'S MOTION TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/28/2020	006984-006987
154	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO ETW PLAINTIFFS' MOTION TO COMPEL	58	4/3/2020	007337-007346
153	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO ETW PLAINTIFFS' MOTION TO COMPEL PRIVILEGE LOGS	58	4/3/2020	007333-007336
141	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL GREENMART TO ALSO PRODUCE KENNETH LEE AND HAE LEE FOR DEPOSITION	56	3/18/2020	007075-007080
144	GREENMART OF NEVADA NLV LLC'S RESPONSE IN OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	56	3/23/2020	007087-007095
99	GREENMART OF NEVADA NLV LLC'S ANSWER TO D.H. FLAMINGO PLAINTIFFS' FIRST AMENDED COMPLAINT	51	1/6/2020	006272-006295
89	HEARING ON APPLICATION OF NEVADA ORGANIC REMEDIES FOR WRIT OF MANDAMUS TO COMPEL STATE TO MOVE IT TO TIER 2 OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	12/9/2019	006058-006068
176	HEARING ON MOTIONS FOR SUMMARY JUDGMENT OR WRIT OF MANDAMUS AND MOTION TO EXTEND TIME FOR BRIEFING	65	5/22/2020	008303-008354

65	HEARING ON OBJECTIONS TO STATE'S RESPONSE, NEVADA WELLNESS CENTER'S MOTION RE COMPLIANCE RE PHYSICAL ADDRESS, AND BOND AMOUNT SETTING	46	8/29/2019	005493-005565
112	HEARING ON OBJECTIONS TO SUBPOENAS DUCES TECUM, MOTIONS FOR PROTECTIVE ORDERS, APPLICATION OF FOR WRIT OF MANDAMUS, MOTION FOR SETTING SETTLEMENT CONFERENCE, AND MOTION TO REDACT AND SEAL EXHIBITS 4 AND 5	53	1/31/2020	006610-006657
276	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	273	7/9/2020	039382-039411
277	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO HIGH SIERRA HOLISTICS COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/9/2020	039412-039421
278	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO MM DEVELOPMENT COMPANY, INC., & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/9/2020	039422-039434
279	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	273	7/9/2020	039435-039445
280	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	274	7/9/2020	039446-039478
281	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO QUALCANN, LLC'S SECOND AMENDED COMPLAINT	274	7/9/2020	039479-039496
282	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT	274	7/9/2020	039497-039509
283	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO TGIG PARTIES' SECOND AMENDED COMPLAINT	274	7/9/2020	039510-039523

284	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO THIRD AMENDED COMPLAINT	274	7/9/2020	039524-039539
364	HELPING HANDS WELLNESS CENTER, INC.'S OPPOSITION TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	9/24/2020	046927-046931
340	HELPING HANDS WELLNESS CENTER, INC.'S REPLY IN SUPPORT OF MOTION TO MODIFY OR DISSOLVE THE PRELIMINARY INJUNCTION1	326	8/16/2020	045918-045932
273	HIGH SIERRA HOLISTICS, LLC'S JOINDER TO ETW MANAGEMENT GROUP LLC'S ANSWERS	273	7/8/2020	039324-039325
373	INDEX OF EXHIBITS IN SUPPORT OF DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	341 thru 342	10/30/2020	047883-048130
21	INTERVENING DEFENDANTS' JOINDER AND SUPPLEMENTAL BRIEFING IN SUPPORT OF THE STATE OF NEVADA'S AND NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION; AND LONE MOUNTAIN PARTNERS, LLC'S OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION OR FOR WRIT OF MANDAMUS	9	5/23/2019	001068-001133
41	INTERVENOR DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFF'S COMPLAINT	32	7/3/2019	003640-003652
40	INTERVENOR DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' SECOND AMENDED COMPLAINT	31	6/24/2019	003623-003639
319	JOINDER TO THC NEVADA, LLC and HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAIING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	302	7/30/2020	043196-043209
351	JOINDER TO THC NEVADA, LLC and HERBAL CHOICE, INC.'S MOTION TO RENEW JOINDER TO TGIG'S COUNTERMOTION FOR ORDER DISPENSING WITH THE BOND REQUIREMENT FOR PURPOSES OF THE PRELIMINARY	331	8/28/2020	046565-046567

335	JOINDER TO THC NEVADA, LLC AND HERBAL CHOICE, INC'S MOTION TO STRIKE DEPARTMENT OF TAXATION NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	325	8/14/2020	045883-045888
54	LONE MOUNTAIN PARTNERS, LLC'S ANSWER TO LAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/22/2019	004695-004705
30	LONE MOUNTAIN PARTNERS, LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	21	6/5/2019	002334-002344
90	LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	49	12/10/2019	006069-006081
101	LONE MOUNTAIN PARTNERS, LLC'S REPLY IN SUPPORT OF MOTION TO DISMISS SECOND AMENDED COMPLAINT	51	1/8/2020	006359-006368
163	MINUTE ORDER CLEAR RIVER'S REQUEST FOR OST ON MOTION TO DISMISS	61	4/15/2020	007793-007793
135	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC ANSWER TO NATURAL MEDICINE, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	2/28/2020	006988-007000
127	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION	55	2/18/2020	006922-006935
111	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/29/2020	006589-006609
286	MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRARECORD EVIDENCE AT THE HEARING OF JUDICIAL REVIEW and TO ENLARGE TIME FOR FILING OPENING BRIEF	275	7/9/2020	039576-039735
368	MOTION FOR ORDER TO SHOW CAUSE	333	10/16/2020	046944-046965
8	MOTION FOR PRELIMINARY INJUNCTION	2	3/18/2019	000108-000217
301	MOTION FOR PROTECTIVE ORDER ON ORDER SHORTENING TIME	279	7/15/2020	040264-040323

275	MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC ON AN ORDER SHORTENING TIME	273	7/8/2020	039328-039381
353	MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC FINAL PRETRIAL CONFERENCE	331	9/3/2020	046573-046666
332	MOTION TO PRECLUDE APPLICATION OF THE EQUITABLE MAXIM OF UNCLEAN HANDS AGAIN ST THE TGIG PLAINTIFFS	324	8/11/2020	045698-045711
260	MOTION TO VOLUNTARILY DISMISS MMOV VEGAS RETAIL, INC. AND REQUEST TO RELEASE MMOV VEGAS RETAIL, INC.'S BOND FUNDS ON AN ORDER SHORTENING TIME	271	6/29/2020	038948-039114
289	NEVADA ORGANIC REMEDIES, LLC'S ANSWER NEVADA WELLNESS CENTER, LLC'S AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039760-039772
295	NEVADA ORGANIC REMEDIES, LLC'S ANSWER RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039845-039859
291	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO ETW MANAGEMENT GROUP, LLC ET AL.'S THIRD AMENDED THIRD AMENDED COMPLAINT	276	7/10/2020	039790-039804
292	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO HIGH SIERRA HOLISTIC'S COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039805-039815
293	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039816-039829
180	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO NATURAL MEDICINE'S LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	65	6/4/2020	008394-008401
294	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO QUALCAN, LLC.'S SECOND AMENDED COMPLAINT	276	7/10/2020	039830-039844

181	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	66	6/4/2020	008402-008409
146	NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO QUALCAN'S PETITION FOR WRIT OF MANDAMUS	56	3/27/2020	007100-007143
15	NEVADA ORGANIC REMIDIES, LLC'S OPPOSITION TO SERENITY WELLNESS CENTER, LLC AND RELATED PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION	8	5/9/2019	000942-000974
136	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT/RESPONDENT STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND/OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	2/28/2020	007001-007012
156	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/8/2020	007361-007373
133	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/26/2020	006971-006983
143	NEVADA WELLNESS CENTER, LLC'S JOINDER TO ETW PLAINTIFFS' MOTION TO COMPEL	56	3/20/2020	007084-007086
142	NEVADA WELLNESS CENTER, LLC'S JOINDER TO ETW PLAINTIFFS' MOTION TO COMPEL PRIVILEGE LOGS	56	3/20/2020	007081-007083
323	NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE ON AN ORDER SHORTENING TIME	306	8/3/2020	043640-043708
371	NOTICE OF APPEAL	335 thru 339	10/23/2020	047003-047862
359	NOTICE OF ENTRY OF JUDGMENT (1)	333	9/22/2020	046830-046844
360	NOTICE OF ENTRY OF JUDGMENT (2)	333	9/22/2020	046845-046877
98	NOTICE OF ENTRY OF ORDER	51	1/3/2020	006264-006271
104	NOTICE OF ENTRY OF ORDER	52	1/14/2020	006469-006474

341	NOTICE OF ENTRY OF ORDER	326	8/17/2020	045933-045939
372	NOTICE OF ENTRY OF ORDER	340	10/27/2020	047863-047882
159	NOTICE OF ENTRY OF ORDER DENYING MM DEVELOPMENT COMPANY, INC.'S MOTION TO STRIKE AND-OR DISMISS D.H. FLAMINGO, INC.'S COUNTERCLAIM	58	4/9/2020	007396-007400
83	NOTICE OF ENTRY OF ORDER DENYING MM DEVELOPMENT COMPANY, INC.'S AND LIVFREE WELLNESS, LLC'S MOTION TO ALTER OR AMEND FINDINGS OF FACT AND CONCLUSION OF LAW,	49	11/22/2019	006012-006015
258	NOTICE OF ENTRY OF ORDER ON PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN JORGE PUPO'S ANSWER TO SECOND AMENDED COMPLAINT	270	6/23/2020	038868-038871
130	NOTICE OF FILING OF EMERGENCY PETITION FOR WRIT OF MANDAMUS OR PROHIBITION UNDER NRAP 21(a)6)	55	2/21/2020	006950-006951
91	NOTICE OF HEARING	49	12/13/2019	006082-006087
100	NV WELLNESS CENTER, LLC'S MOTION TO COMPEL ON AN ORDER SHORTENING TIME	51	1/8/2020	006296-006358
95	OPPOSITION TO HELPING HANDS WELLNESS CTR, INC.'S APPLICATION FOR WRIT OF MANDAMUS	50	12/27/2019	006207-006259
13	OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION	3 thru 4	5/9/2019	000270-000531
285	OPPOSITION TO MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC ON AN ORDER SHORTENING TIME	274	7/9/2020	039540-039575
334	OPPOSITION TO MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	325	8/14/2020	045878-045882
102	OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL	52	1/10/2020	006369-006439

80	ORDER DENYING 1) ORGANIC REMEDIES, LLC'S MOTION TO DISSOLVE PRELIMINARY INJUNCTION AND TO STAY PRELIMINARY INJUNCTION PENDING APPEAL AND 2) LONE MOUNTAIN PARTNERS, LLC'S	49	11/19/2019	005943-005949
182	ORDER DENYING D.H. FLAMINGO, INC. AND SURTERRA HOLDINGS, INC.'S MOTION FOR SUMMARY JUDGMENT AGAINST MM DEVELOPMENT COMPANY, INC.	66	6/5/2020	008410-008413
152	ORDER DENYING DEFENDANT JORGE PUPO'S MOTION TO DISMISS	58	3/30/2020	007330-007332
171	ORDER DENYING LONE MOUNTAIN PARTNER'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	62	5/5/2020	007940-007941
84	ORDER DENYING MM DEVELOPMENT COMPANY, INC. 'S AND LIVFREE WELLNESS LLC'S MOTION TO ALTER AMEND FINDINGS OF FACT AND CONCLUSION OF LAW	49	11/22/2019	006016-006017
96	ORDER DENYING MOTION FOR STAY AND GRANTING IN PART MOTION TO EXPEDITE	50	12/30/2019	006260-006262
105	ORDER DENYING NEVADA ORGANIC REMEDIES, LLC'S AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC	52	1/14/2020	006475-006477
352	ORDER DENYING TGIG PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE AT THE HEARING OF JUDICIAL REVIEW; AND TO ENLARGE TIME FOR FILING OPENING BRIEF	331	8/28/2020	046568-046572
97	ORDER DENYING THE DEPARTMENT OF TAXATION OBJECTION TO DISCOVERY COMMISSIONER'S REPORT AND RECOMMENDATIONS	51	12/31/2019	006263-006263
298	ORDER GRANTING CLEAR RIVER, LLC'S MOTION TO RECONSIDER THE COURT'S ORDER GRANTING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE	276	7/11/2020	039866-039868

	JOHN KOCER AND NORTON ARBELAEZ FOR DEPOSITION ON ORDER SHORTENING TIME			
18	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	8	5/16/2019	001038-001041
59	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	41	8/14/2019	005028-005030
60	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	41	8/14/2019	005031-005033
128	ORDER GRANTING IN PART AND DENYING IN PART THE DEPARTMENT OF TAXATION'S MOTIONS FOR PROTECTIVE ORDER ON ORDER SHORTENING TIME	55	2/19/2020	006936-006941
86	ORDER GRANTING MOTION FOR LEAVE TO FILE SECOND AMENDED COMPLAINT IN CASE NO. A-786962	49	11/26/2019	006023-006024
170	ORDER GRANTING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE ADDITIONAL DOCUMENTS ON ORDER SHORTENING TIME	62	4/21/2020	007936-007939
338	ORDER REGARDING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION FOR SUMMARY JUDGMENT ON FIRST CLAIM FOR RELIEF	326	8/15/2020	045900-045905
369	ORDER TO SHOW CAUSE	334	10/18/2020	046966-046999
140	PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL GREENMART OF NEVADA, LLC TO PRODUCE KENNETH LEE AND HAE LEE FOR DEPOSITION ON ORDER SHORTENING TIME	56	3/16/2020	007058-007074
147	PLAINTIFF NEVADA WELLNESS CENTER, LLC'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	57	3/27/2020	007144-007175
243	PLAINTIFF'S RECORD PART 59	232	6/12/2020	033643-033801
9	PLAINTIFFS' COUNTER-DEFENDANTS' ANSWER TO COUNTERCLAIM	2	4/5/2019	000218-000223

185	PLAINTIFF'S DECLARATION & POA-F2018-01430	67 thru 74	6/12/2020	008455-009889
187	PLAINTIFF'S DKT 148-1 INDEX OF EXHIBITS - 1	76 thru 77	6/12/2020	009934-010291
188	PLAINTIFF'S DKT 148-1 INDEX OF EXHIBITS - 2	78 thru 79	6/12/2020	010292-010595
370	PLAINTIFFS GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, NEVCANN LLC AND RED EARTH LLC'S JOINDER TO TGIG PLAINTIFFS' MOTION FOR ORDER TO SHOW CAUSE	334	10/21/2020	047000-047002
356	PLAINTIFFS GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, NEVCANN LLC AND RED EARTH LLC'S JOINDER TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/14/2020	046813-046815
186	PLAINTIFF'S NOTICE OF FILING RECORD ON REVIEW	75	6/12/2020	009890-009933
20	PLAINTIFFS' OMNIBUS REPLY IN SUPPORT OF MOTION FOR PRELIMINARY INJUNCTION	8	5/22/2019	001054-001067
305	PLAINTIFFS' OPENING BRIEF IN SUPPORT OF PETITION FOR JUDICIAL REVIEW	286	7/22/2020	041331-041363
94	PLAINTIFFS' OPPOSITION TO LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	50	12/20/2019	006124-006206
189	PLAINTIFF'S RECORD PART 1	80 thru 81	6/12/2020	010596-010937
198	PLAINTIFF'S RECORD PART 10	93	6/12/2020	012724-012878
199	PLAINTIFF'S RECORD PART 11	94	6/12/2020	012879-013032
200	PLAINTIFF'S RECORD PART 12	95	6/12/2020	013033-013187
201	PLAINTIFF'S RECORD PART 13	96	6/12/2020	013188-013341
202	PLAINTIFF'S RECORD PART 14	97	6/12/2020	013342-013496

203	PLAINTIFF'S RECORD PART 15	98 thru 99	6/12/2020	013497-013774
204	PLAINTIFF'S RECORD PART 16	100 thru 101	6/12/2020	013775-014052
205	PLAINTIFF'S RECORD PART 17	102 thru 103	6/12/2020	014053-014330
206	PLAINTIFF'S RECORD PART 18	104 thru 105	6/12/2020	014331-014608
207	PLAINTIFF'S RECORD PART 18	106 thru 107	6/12/2020	014609-014886
208	PLAINTIFF'S RECORD PART 19	108 thru 111	6/12/2020	014887-015426
190	PLAINTIFF'S RECORD PART 2	82 thru 83	6/12/2020	010938-011275
209	PLAINTIFF'S RECORD PART 20	112 thru 115	6/12/2020	015427-015966
210	PLAINTIFF'S RECORD PART 21	116 thru 119	6/12/2020	015967-016506
211	PLAINTIFF'S RECORD PART 22	120 thru 123	6/12/2020	016507-017048
212	PLAINTIFF'S RECORD PART 24	124 thru 131	6/12/2020	017049-018484
213	PLAINTIFF'S RECORD PART 25	132 thru 134	6/12/2020	018485-018844
214	PLAINTIFF'S RECORD PART 26	135 thru 136	6/12/2020	018845-019202
215	PLAINTIFF'S RECORD PART 27	137 thru 144	6/12/2020	019203-020637

216	PLAINTIFF'S RECORD PART 28	145 thru 147	6/12/2020	020638-020999
217	PLAINTIFF'S RECORD PART 29	148 thru 149	6/12/2020	021000-021357
191	PLAINTIFF'S RECORD PART 3	84 thru 85	6/12/2020	011276-011613
218	PLAINTIFF'S RECORD PART 30	150 thru 157	6/12/2020	021358-022621
219	PLAINTIFF'S RECORD PART 31	158 thru 159	6/12/2020	022622-022979
220	PLAINTIFF'S RECORD PART 32	160 thru 167	6/12/2020	022980-024414
221	PLAINTIFF'S RECORD PART 33	168 thru 169	6/12/2020	024415-024718
222	PLAINTIFF'S RECORD PART 35	170 thru 177	6/12/2020	024719-026153
223	PLAINTIFF'S RECORD PART 37	178	6/12/2020	026154-026256
224	PLAINTIFF'S RECORD PART 39	179 thru 181	6/12/2020	026257-026669
192	PLAINTIFF'S RECORD PART 4	86 thru 87	6/12/2020	011614-011951
225	PLAINTIFF'S RECORD PART 40	182 thru 183	6/12/2020	026670-026934
226	PLAINTIFF'S RECORD PART 41	184 thru 186	6/12/2020	026935-027347
227	PLAINTIFF'S RECORD PART 42	187 thru 188	6/12/2020	027348-027612

228	PLAINTIFF'S RECORD PART 43	189 thru 191	6/12/2020	027613-028025
229	PLAINTIFF'S RECORD PART 44	192 thru 193	6/12/2020	028026-028290
230	PLAINTIFF'S RECORD PART 45	194 thru 196	6/12/2020	028291-028703
231	PLAINTIFF'S RECORD PART 46	197 thru 198	6/12/2020	028704-028968
232	PLAINTIFF'S RECORD PART 47	199 thru 201	6/12/2020	028969-029451
233	PLAINTIFF'S RECORD PART 48	202 thru 204	6/12/2020	029452-029934
234	PLAINTIFF'S RECORD PART 49	205 thru 207	6/12/2020	029935-030346
193	PLAINTIFF'S RECORD PART 5	88	6/12/2020	011952-012104
235	PLAINTIFF'S RECORD PART 50	208 thru 210	6/12/2020	030347-030758
236	PLAINTIFF'S RECORD PART 51	211 thru 213	6/12/2020	030759-031170
237	PLAINTIFF'S RECORD PART 52	214 thru 216	6/12/2020	031171-031582
238	PLAINTIFF'S RECORD PART 54	217 thru 219	6/12/2020	031583-031994
239	PLAINTIFF'S RECORD PART 55	220 thru 222	6/12/2020	031995-032406
240	PLAINTIFF'S RECORD PART 56	223 thru 225	6/12/2020	032407-032818

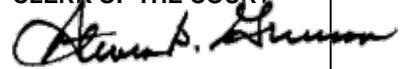
242	PLAINTIFF'S RECORD PART 58	229 thru 231	6/12/2020	033231-033642
194	PLAINTIFF'S RECORD PART 6	89	6/12/2020	012105-012258
244	PLAINTIFF'S RECORD PART 60	233	6/12/2020	033802-033877
245	PLAINTIFF'S RECORD PART 61	234 thru 235	6/12/2020	033878-034143
246	PLAINTIFF'S RECORD PART 62	236 thru 237	6/12/2020	034144-034409
247	PLAINTIFF'S RECORD PART 63	238 thru 239	6/12/2020	034410-034675
248	PLAINTIFF'S RECORD PART 64	240 thru 241	6/12/2020	034676-034943
249	PLAINTIFF'S RECORD PART 65	242 thru 245	6/12/2020	034944-035512
250	PLAINTIFF'S RECORD PART 66	246 thru 248	6/12/2020	035513-035919
251	PLAINTIFF'S RECORD PART 67	249 thru 251	6/12/2020	035920-036326
252	PLAINTIFF'S RECORD PART 68	252 thru 254	6/12/2020	036327-036733
253	PLAINTIFF'S RECORD PART 69	255 thru 257	6/12/2020	036734-037140
195	PLAINTIFF'S RECORD PART 7	90	6/12/2020	012259-012413
254	PLAINTIFF'S RECORD PART 70	258 thru 260	6/12/2020	037141-037547
255	PLAINTIFF'S RECORD PART 71	261 thru 263	6/12/2020	037548-037954

256	PLAINTIFF'S RECORD PART 72	264 thru 266	6/12/2020	037955-038415
257	PLAINTIFF'S RECORD PART 73	267 thru 269	6/12/2020	038416-038867
196	PLAINTIFF'S RECORD PART 8	91	6/12/2020	012414-012569
197	PLAINTIFF'S RECORD PART 9	92	6/12/2020	012570-012723
241	PLAINTIFF'S RECORD PARTY 57	226 thru 228	6/12/2020	032819-033230
48	PLAINTIFFS-COUNTER DEFENDANTS' ANSWER TO COUNTERCLAIM	35	7/12/2019	004228-004236
178	PURE TONIC CONCENTRATES LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	65	5/29/2020	008376-008379
139	QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	56	3/13/2020	007037-007057
88	REPLY IN SUPPORT OF AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	12/6/2019	006048-006057
328	REPLY TO THE DOT'S AND CLEAR RIVER, LLC'S OPPOSITIONS TO PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS	317	8/7/2020	045066-045084
179	RURAL REMEDIES, LLC'S ANSWER TO DEFENDANT-RESPONDENT NATURAL MEDICINE'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORI, MANDAMUS AND PROHIBITION	65	6/3/2020	008380-008393
357	RURAL REMEDIES, LLC'S JOINDER IN TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT AND CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/15/2020	046816-046817

117	SECOND AMENDED COMPLAINT	54	2/11/2020	006782-006805
376	SHOW CAUSE HEARING	343	11/2/2020	048144-048281
259	SUPPLEMENT TO RECORD ON REVIEW IN ACCORDANCE WITH THE NEVADA ADMINISTRATIVE PROCEDURE ACT	270	6/26/2020	038872-038947
355	TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/10/2020	046777-046812
87	TGIG SECOND AMENDED COMPLAINT	49	11/26/2019	006025-006047
184	TGIG, LLC, NEVADA HOLISTIC MEDICINE, LLC, GBS NEVADA PARTNERS, FIDELIS HOLDINGS, LLC, GRAVITAS NEVADA, NEVADA PURE, LLC, MEDIFARM, LLC, AND MEDIFARM IV'S ANSWER TO NATURAL MEDICINE	66	6/10/2020	008436-008454
336	THC NEVADA, LLC AND HERBAL CHOICE, INC.'S JOINDER TO TGIG PLAINTIFFS' PROPOSED SUPPLEMENTAL FINDINGS OF FACT AND CONCLUSIONS OF LAW BASED UPON PARTIAL SUBSTITUTION OF THE NEVADA CANNABIS COMPLIANCE BOARD AS A PARTY DEFENDANT IN THESE CONSOLIDATED MATTERS	326	8/14/2020	045889-045891
339	THC NEVADA, LLC AND HERBAL CHOICE, INC.'S REPLY TO NEVADA ORGANIC REMEDIES' OPPOSITION TO MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	326	8/15/2020	045906-045917
308	THC NEVADA, LLC'S JOINDER TO PLAINTIFF TGIG, LLC ET AL'S OPENING BRIEF IN SUPPORT OF PETITION FOR JUDICIAL REVIEW	289	7/23/2020	041733-041735
311	THE ESSENCE ENTITIES' JOINDER TO DEPARTMENT OF TAXATION'S OPPOSITION TO TGIG'S MOTION TO SUPPLEMENT THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE AND TO ENLARGE TIME FOR FILING OPENING BRIEF	292	7/24/2020	042072-042074
362	THE ESSENCE ENTITIES' LIMITED OPPOSITION TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	9/24/2020	046922-046924

149	THE ESSENCE ENTITIES' OPPOSITION TO ETW PLAINTIFFS' 1) MOTION TO COMPEL AND 2) MOTION TO COMPEL PRIVILEGE LOGS	57	3/27/2020	007183-007293
317	THRIVE'S JOINDER TO PLAINTIFFS' OPPOSITION TO THC NEVADA LLC'S AND HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER FOR PRELIMINARY INJUNCTION ON AN ORDER SHORTENING TIME	302	7/30/2020	043187-043190
162	THRIVE'S SUPPLEMENTAL BRIEF IN SUPPORT OF OPPOSITION TO ETW MANAGEMENT GROUP LLC; ET AL.'S MOTION TO COMPEL	61	4/14/2020	007731-007792
344	TRIAL EXHIBIT 1005	329	8/18/2020	046356-046389
345	TRIAL EXHIBIT 1006	330	8/18/2020	046390-046423
346	TRIAL EXHIBIT 1135	330	8/18/2020	046424-046445
347	TRIAL EXHIBIT 1302	330	8/18/2020	046446-046448
348	TRIAL EXHIBIT 2157	330	8/18/2020	046449-046502
349	TRIAL EXHIBIT 2158	330	8/18/2020	046503-046548
350	TRIAL EXHIBIT 3291	331	8/18/2020	046549-046564
262	WELLNESS CONNECTION OF NEVADA, LLC'S ANSWER TO PLAINTIFF NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	6/29/2020	039136-039152
366	WELLNESS CONNECTION OF NEVADA, LLC'S RESPONSE TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION AND COUNTERMOTION TO CLARIFY AND/OR FOR ADDITIONAL FINDINGS	333	9/24/2020	046934-046940

330



1 **NOTC**
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18 **DISTRICT COURT**
19 **CLARK COUNTY, NEVADA**

20 In re DOT Litigation,

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

23 Consolidated with:
24 A-18-785818-W
25 A-18-786357-W
26 A-19-786962-B
27 A-19-787035 -C
28 A-19787540-W
A-19-787726-C
A-19-801416-B

29 **DEPARTMENT OF TAXATION'S NOTICE OF**
30 **REMOVING ENTITITES FROM TIER 3**

31 The State of Nevada ex. rel. the Department of Taxation, by and through counsel,
32 files this notice removing Helping Hands Wellness Center, Inc., Lone Mountain Partners,
33 LLC, Greenmart of Nevada NLV, LLC, and Nevada Organic Remedies, LLC from tier 3.

34 **MEMORANDUM OF POINTS AND AUTHORITIES**

35 **I. Introduction**

36 This Department of Taxation notifies the Court that it removes Helping Hands,
37 Greenmart, Lone Mountain, and NOR from the list of entities previously included withing
38

1 the “tier 3” of successful applicants. The Department’s question of whether those entities
2 disclosed their prospective owners, officers, and board members as part of the September
3 2018 recreational store marijuana competition has been eliminated.

4 **II. Background**

5 This Court held a preliminary injunction hearing in 2019. During that hearing, the
6 Court tasked the Department of Taxation with the following question:

7 The Court: Which successful applicants completed the
8 application in compliance with NRS 453D.200(6), which is the
9 provision that says, “All owners –” I’m sorry, it says “Each
owner,” at the time the application was filed in September 2018?

10 **Ex. A** at 164:19-23.

11 The Department, through counsel, responded with an email. **Ex. B.** In the email,
12 the Department described a process of creating 3 tiers. *Id.* The tiers were created in
13 response to the Court’s question, “which successful applicants completed the application in
14 compliance with NRS 453D.200(6) at the time the application was filed in September
15 2018?” *Id.* Relevant here is tier 3.

16 In tier 3 the Department identified four conditional licensees: Helping Hands,
17 Greenmart, Lone Mountain, and NOR. *Id.* The Department explained that it “could not
18 eliminate a question” regarding the completeness of those parties’ respective disclosures on
19 Attachment A of the application. *Id.* The use of the phrase “could not eliminate” indicated
20 a *then* existing question that could not be fully resolved for Helping Hands, Greenmart,
21 Lone Mountain, and NOR at that time. *Id.*

22 **III. Discussion**

23 The Department has eliminated its question. Each entity described in tier 3 will be
24 discussed below.

25 **A. Helping Hands and Lone Mountain**

26 The Department removes Helping Hands from tier 3. In the August 21, 2019 email,
27 it was noted that a question could not be eliminated whether Mr. Terteryan was Helping
28 Hands’ chief operating officer when Helping Hands filed its application. *Id.* No evidence

1 has been uncovered since then demonstrating that Mr. Terteryan held an officer position
2 at the relevant time. Accordingly, Helping Hands is removed from tier 3.

3 The Department removes Lone Mountain from tier 3. In the August 21, 2019 email,
4 it was noted that a question could not be eliminated as to whether Lone Mountain was a
5 subsidiary of an entity called Verano. *Id.* No evidence has been uncovered since then
6 demonstrating that Verano owns Lone Mountain. Accordingly, Lone Mountain is removed
7 from tier 3.

8 **B. NOR and Greenmart**

9 NOR and Greenmart were truthful in their applications. They described all owners
10 on their application. NOR in its application listed each of its owners, which included GGB
11 Nevada, LLC that was 100% owned by Xanthic Biopharma, LLC, an entity listed on the
12 Canadian Securities Exchange. Greenmart in its application listed its owners, which
13 included CGX Life Sciences, Inc., a wholly owned subsidiary of MPX Biocetical
14 Corporation an entity listed on the Canadian Securities Exchange. The Department
15 awarded NOR and Greenmart conditional licenses. They have not received final licenses
16 for their conditionally licensed establishments. In short, they are in the exact position they
17 were in when the results were announced in December 2018. And they, like many existing
18 dispensaries with public ownership, have operated retail dispensaries beginning before the
19 September 2018 applications and continuing beyond to this day.

20 NOR and Greenmart were on tier 3 for an identical reason. Then existing
21 regulations provided no specified means to conduct a background check on an entity. While
22 NOR and Greenmart have remained on conditional licensee status, Nevada's legislature
23 and the Cannabis Compliance Board addressed and fully resolved any issues with
24 conducting a background check for these conditional licensee owners.

25 Nevada's legislature has created a series of measures to protect the public health,
26 safety, and morals in the nascent cannabis industry in Nevada. Nevada's legislature
27 adopted general qualifications for licensure and registration of persons. NRS 678B.200. It
28 is up to the CCB to determine if the "person is qualified to receive a license..." NRS

1 678B.200(1). The legislature then set out three categories of considerations for the CCB to
2 consider when evaluating an applicant’s application to receive a license. NRS
3 678B.200(2)(a)-(c). These categories include “good character,” “prior activities,” and a
4 catch-all category to determine that the applicant is qualified “in all other respects.” *Id.*

5 Nevada’s legislature left it to the Cannabis Compliance Board to define the term
6 “person.” The Cannabis Compliance Board has defined a “person” to include, “natural
7 persons, applicant, limited partnerships, limited-liability companies, corporations,
8 publicly-traded corporations, private investment companies, trusts, holding company, or
9 other form of business organization such as defined by the Board.” CCB Reg. 1.137.
10 Applying for licensure “constitute[s] a request to the Board for a decision upon the
11 applicant’s general suitability, character, integrity, and ability to participate or engage in
12 or be associated with, the cannabis industry in the manner or position sought by the
13 application...” CCB Reg. 5.000(3). The CCB is also authorized to consider applicant’s
14 suitability and qualifications. CCB Reg. 5.015.

15 While this Court has at times raised an issue with respect to minority shareholders
16 of corporate entities who may not receive a background check, Nevada’s legislature has
17 now addressed this valid concern to protect public safety with the authorization of a waiver
18 process in defined circumstances. NRS 678A.450(1)(e). The CCB fully addressed and
19 adopted the waiver process authorized by statute. CCB Reg. 5.125. It makes no difference
20 to this notice that there may be minority shareholders of NOR or Greenmart’s respective
21 corporate membership that do not receive a background check.

22 The Department removes NOR and Greenmart from tier 3. Nevada’s legislature has
23 authorized inquiry into the suitability of corporate entities as owners. The Cannabis
24 Compliance Board has defined persons as including corporate entities and created
25 regulations to background check them. Nevada’s legislature also authorized waiver of the
26 background check requirement for small minority owners of a corporate applicant. Full
27 background checks are being done for NOR and Greenmart’s corporate parents. These
28 . . .

1 background checks will fully address any public safety concerns. Accordingly, NOR and
2 Greenmart are removed from tier 3.

3 There has never been any requirement for the Department to disqualify an applicant
4 under circumstances such as where NOR and Greenmart have been truthful and provided
5 the information required and requested by the Department on their applications. The
6 Department has discretion in related circumstances, such as when an owner with a
7 criminal history has been listed in an application, to still consider the application in the
8 competition. NAC 453D.272(6). In such circumstances, the Department would give notice
9 to the applicant of the issue and allow the applicant and remove the owner and revised
10 their application. *Id.*

11 **III. Conclusion**

12 Where applicants were truthful, a means to complete the background check for all
13 entities has been provided, the process will address any prior questions that the
14 Department may have had. For these reasons, the Department removes Helping Hands,
15 Greenmart, Lone Mountain, and NOR from tier 3.

16 Respectfully submitted August 11, 2020.

17 AARON D. FORD
18 Attorney General

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26 *Attorneys for Defendant*
27 *State of Nevada ex rel. its*
28 *Department of Taxation*

CERTIFICATE OF SERVICE

I hereby certify that I electronically filed the foregoing document with the Clerk of the Court by using the electronic filing system on the 11th day of August, 2020, and e-served the same on all parties listed on the Court's Master Service List.

/s/ Traci Plotnick
Traci Plotnick, an employee of the
Office of the Attorney General

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EXHIBIT A

EXHIBIT A

TRAN

DISTRICT COURT
CLARK COUNTY, NEVADA
* * * * *

SERENITY WELLNESS CENTER LLC, .
et al. .

Plaintiffs .

CASE NO. A-19-786962-B

vs. .

STATE OF NEVADA DEPARTMENT OF .
TAXATION .

DEPT. NO. XI

Defendant .

**Transcript of
Proceedings**

.

BEFORE THE HONORABLE ELIZABETH GONZALEZ, DISTRICT COURT JUDGE

EVIDENTIARY HEARING - DAY 20

FRIDAY, AUGUST 16, 2019

COURT RECORDER:

TRANSCRIPTION BY:

JILL HAWKINS
District Court

FLORENCE HOYT
Las Vegas, Nevada 89146

Proceedings recorded by audio-visual recording, transcript
produced by transcription service.

1 rebuttal, or have I finished the rebuttal arguments?

2 Mr. Shevorski, I have a homework assignment for you,
3 because, as the representative of the State, you are the only
4 one in a position to be able to provide this information.

5 MR. SHEVORSKI: Yes, Your Honor.

6 THE COURT: And then I need you to give me an
7 estimate on how long it's going to take you to do it.

8 MR. SHEVORSKI: Okay.

9 THE COURT: And I want a realistic estimate, not one
10 that keeps you and your staff from sleeping, okay.

11 MR. PRINCE: What was the last comment? I didn't
12 hear the last comment.

13 MR. SHEVORSKI: She wants me to be able to sleep.

14 MR. PRINCE: Oh.

15 MS. SHELL: Objection, Your Honor.

16 THE COURT: We've had a couple of times during this
17 where I told them I didn't care if they slept. But this one
18 isn't one of those.

19 Which successful applicants completed the
20 application in compliance with NRS 453D.200(6), which is the
21 provision that says, "All owners -- " I'm sorry, it says "Each
22 owner," at the time the application was filed in September
23 2018?

24 MR. SHEVORSKI: Completed applications, and then --

25 THE COURT: So I want to know which of the

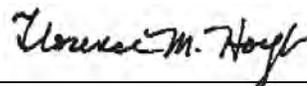
CERTIFICATION

I CERTIFY THAT THE FOREGOING IS A CORRECT TRANSCRIPT FROM THE AUDIO-VISUAL RECORDING OF THE PROCEEDINGS IN THE ABOVE-ENTITLED MATTER.

AFFIRMATION

I AFFIRM THAT THIS TRANSCRIPT DOES NOT CONTAIN THE SOCIAL SECURITY OR TAX IDENTIFICATION NUMBER OF ANY PERSON OR ENTITY.

FLORENCE HOYT
Las Vegas, Nevada 89146



FLORENCE M. HOYT, TRANSCRIBER

8/19/19

DATE

EXHIBIT B

EXHIBIT B

Traci A. Plotnick

From: Steven G. Shevorski
Sent: Sunday, August 2, 2020 9:42 AM
To: Steven G. Shevorski
Subject: FW: A786962 Serenity - Response to Judge's Question on NRS 453D.200(6)

Steve Shevorski
Chief Litigation Counsel
Office of the Attorney General
555 E. Washington Ave., Suite 3900
Las Vegas, NV 89101
702-486-3783

From: Steven G. Shevorski
Sent: Wednesday, August 21, 2019 3:23 PM
To: 'Meriwether, Danielle LC'; 'Michael Cristalli'; 'Vincent Savarese'; 'Ross Miller'; Ketan D. Bhirud; Robert E. Werbicky; David J. Pope; Theresa M. Haar; 'jag@mgalaw.com'; 'rgraf@blacklobello.law'; 'bhiggins@blacklobello.law'; 'alina@nvlitigation.com'; 'Work'; 'Eric Hone, Esq. (eric@h1lawgroup.com)'; 'jamie@h1lawgroup.com'; 'moorea@h1lawgroup.com'; 'jkahn@jk-legalconsulting.com'; 'dkoch@kochscow.com'; 'sscowa@kochscow.com'; 'Bult, Adam K.'; 'tchance@bhfs.com'; 'a.hayslett@kempjones.com'; 'Nathanael Rulis, Esq. (n.rulis@kempjones.com)'; 'tparker@pnalaw.net'; 'Fetaz, Maximilien'; 'phil@hymansonlawnv.com'; 'shane@lasvegaslegalvideo.com'; 'joe@lasvegaslegalvideo.com'; 'Pat Stoppard (p.stoppard@kempjones.com)'; 'jdelcarmen@pnalaw.net'; Kutinac, Daniel; 'ShaLinda Creer'; 'Tanya Bain'; 'Karen Wiehl (Karen@HymansonLawNV.com)'; 'Kay, Paula'; 'Dennis Prince (dprince@thedplg.com)'; 'tlb@pisanellibice.com'; 'JTS@pisanellibice.com'
Cc: Kutinac, Daniel
Subject: RE: A786962 Serenity - Response to Judge's Question on NRS 453D.200(6)

Case : A-19-786962-B

Dept. 11

Danielle,

The Department of Taxation answers the Court's question as follows:

Court's Question: Which successful applicants completed the application in compliance with NRS 453D.200(6) at the time the application was filed in September 2018?

Answer: The Department of Taxation answers the Court's question in three parts.

First, there were seven successful applicants who are not parties to the coordinated preliminary injunction proceeding. These entities are Green Therapeutics LLC, Eureka NewGen Farms LLC, Circle S Farms LLC, Deep Roots Medical LLC, Pure Tonic Concentrates LLC, Wellness Connection of Nevada LLC, Polaris Wellness Center LLC, and TRNVP098 LLC. Accepting as truthful these applicants' attestations regarding who their owners, officers, and board members were at the time of the application, these applications were complete at the time they were filed with reference to NRS 453D.200(6).

Second, there were five successful applicants who are parties to this coordinated preliminary injunction proceeding whose applications were complete with reference to NRS 453D.200(6) if the Department of Taxation accepts as truthful their attestations regarding who their owners, officers, and board members were. These applicants were Clear River LLC, Cheyenne Medical LLC, Essence Tropicana LLC, Essence Henderson LLC, and Commerce Park Medical LLC.

Third, there were four successful applicants who are parties to this proceeding regarding whom the Department of Taxation could not eliminate a question as to the completeness of their applications with reference to NRS 453D.200(6). These applicants were Helping Hands Wellness Center Inc., Lone Mountain Partners LLC, Nevada Organic Remedies LLC, and Greenmart of Nevada NLV LLC.

With respect to the third group, the Department of Taxation could not eliminate a question as to the completeness of the applications due to the following:

1. **Helping Hands Wellness Center, Inc.** – The Department of Taxation could not eliminate a question a question regarding the completeness of the applicant's identification of all of its officers on Attachment A in light of Mr. Terteryan's testimony that he is the Chief Operating Officer and was not listed on Attachment A. The Department of Taxation does note, however, that Mr. Terteryan has been the subject of a completed background check.
2. **Lone Mountain Partners, LLC** – The Department of Taxation could not eliminate a question regarding the completeness of the applicant's identification of all of its owners because the Department could not determine whether Lone Mountain Partners, LLC was a subsidiary of an entity styled "Verona" or was owned by the individual members listed on Attachment A.
3. **Nevada Organic Remedies, LLC** - The Department of Taxation could not eliminate a question regarding the completeness of the applicant's identification of all of its owners because the Department could not determine whether there were shareholders who owned a membership interest in the applicant at the time the application was submitted, but who were not listed on Attachment A, as the applicant was acquired by a publicly traded company on or around September 4, 2018.
4. **Greenmart of Nevada NLV, LLC** - The Department of Taxation could not eliminate a question regarding the completeness of the applicant's identification of all of its owners. The Department could not determine whether the applicant listed all its owners on Attachment A because a subsidiary of a publicly traded company owned a membership interest in the applicant at the time the applicant submitted its application.

In creating this answer, the Department of Taxation sought to answer the Court's question in a neutral fashion based on the information available to it from the applications themselves, testimony given at the hearing (without reference to issues of admissibility, which an affected party may raise), and information publicly available from a government website (the Canadian Securities Exchange website), which was submitted by the applicant or information submitted about the applicant by an entity claiming an affiliation to the applicant. The Department of Taxation expects that Helping Hands Wellness Center Inc., Lone Mountain Partners LLC, Nevada Organic Remedies LLC, and Greenmart of Nevada NLV LLC may explain why they believe they submitted complete applications in compliance with the provisions of NRS 453D.200(6).

Best regards,

Steve Shevorski

Steve Shevorski
Head of Complex Litigation
Office of the Attorney General
555 E. Washington Ave., Suite 3900
Las Vegas, NV 89101
702-486-3783

From: Meriwether, Danielle LC <Dept11LC@clarkcountycourts.us>
Sent: Wednesday, August 21, 2019 10:11 AM
To: Steven G. Shevorski <SShevorski@ag.nv.gov>; 'Michael Cristalli' <mcristalli@gcmaslaw.com>; 'Vincent Savarese' <vsavarese@gcmaslaw.com>; 'Ross Miller' <rmiller@gcmaslaw.com>; Ketan D. Bhirud <KBhirud@ag.nv.gov>; Robert E. Werbicky <RWerbicky@ag.nv.gov>; David J. Pope <DPope@ag.nv.gov>; Theresa M. Haar <THaar@ag.nv.gov>; 'jag@mgalaw.com' <jag@mgalaw.com>; 'rgraf@blacklobello.law' <rgraf@blacklobello.law>; 'bhiggins@blacklobello.law' <bhiggins@blacklobello.law>; 'alina@nvlitigation.com' <alina@nvlitigation.com>; 'Work' <maggie@nvlitigation.com>; 'Eric Hone, Esq. (eric@h1lawgroup.com)' <eric@h1lawgroup.com>; 'jamie@h1lawgroup.com' <jamie@h1lawgroup.com>; 'moorea@h1lawgroup.com' <moorea@h1lawgroup.com>; 'jkahn@jk-legalconsulting.com' <jkahn@jk-legalconsulting.com>; 'dkoch@kochscow.com' <dkoch@kochscow.com>; 'sscows@kochscow.com' <sscows@kochscow.com>; 'Bult, Adam K.' <ABult@bhfs.com>; 'tchance@bhfs.com' <tchance@bhfs.com>; 'a.hayslett@kempjones.com' <a.hayslett@kempjones.com>; 'Nathanael Rulis, Esq. (n.rulis@kempjones.com)' <n.rulis@kempjones.com>; 'tparker@pnalaw.net' <tparker@pnalaw.net>; 'Fetaz, Maximilien' <MFetaz@bhfs.com>; 'phil@hymansonlawnv.com' <phil@hymansonlawnv.com>; 'shane@lasvegaslegalvideo.com' <shane@lasvegaslegalvideo.com>; 'joe@lasvegaslegalvideo.com' <joe@lasvegaslegalvideo.com>; 'Pat Stoppard (p.stoppard@kempjones.com)' <p.stoppard@kempjones.com>; 'jdelcarmen@pnalaw.net' <jdelcarmen@pnalaw.net>; Kutinac, Daniel <KutinacD@clarkcountycourts.us>; 'ShaLinda Creer' <screer@gcmaslaw.com>; 'Tanya Bain' <tbain@gcmaslaw.com>; 'Karen Wiehl (Karen@HymansonLawNV.com)' <Karen@hymansonlawnv.com>; 'Kay, Paula' <PKay@bhfs.com>; 'Dennis Prince (dprince@thedplg.com)' <dprince@thedplg.com>; 'tlb@pisanellibice.com' <tlb@pisanellibice.com>; 'JTS@pisanellibice.com' <JTS@pisanellibice.com>
Cc: Kutinac, Daniel <KutinacD@clarkcountycourts.us>
Subject: RE: A786962 Serenity - Request for 1 day extension to respond to Judge's Question on NRS 453D.200

Mr. Shevorski,

Judge said she understands and asks that you please get us an answer as soon as you can.

Thank you,

Danielle M. Meriwether, Esq.

Law Clerk to the Honorable Elizabeth G. Gonzalez

District Court, Department XI

P: (702) 671-4375

F: (702) 671-4377

From: Meriwether, Danielle LC

Sent: Tuesday, August 20, 2019 4:06 PM

To: 'Steven G. Shevorski'; Michael Cristalli; Vincent Savarese; Ross Miller; Ketan D. Bhirud; Robert E. Werbicky; David J. Pope; Theresa M. Haar; jag@mgalaw.com; rgraf@blacklobello.law; bhiggins@blacklobello.law; alina@nvlitigation.com; Work; Eric Hone, Esq. (eric@h1lawgroup.com); jamie@h1lawgroup.com; moorea@h1lawgroup.com; jkahn@jk-legalconsulting.com; dkoch@kochscow.com; sscow@kochscow.com; Bult, Adam K.; tchance@bhfs.com; a.hayslett@kempjones.com; Nathanael Rulis, Esq. (n.rulis@kempjones.com); tparker@pnalaw.net; Fetaz, Maximilien; phil@hymansonlawnv.com; shane@lasvegaslegalvideo.com; joe@lasvegaslegalvideo.com; Pat Stoppard (p.stoppard@kempjones.com); jdelcarmen@pnalaw.net; Kutinac, Daniel; ShaLinda Creer; Tanya Bain; Karen Wiehl (Karen@HymansonLawNV.com); Kay, Paula; Dennis Prince (dprince@thedplg.com); tlb@pisanellibice.com; JTS@pisanellibice.com

Cc: Kutinac, Daniel

Subject: RE: A786962 Serenity - Request for 1 day extension to respond to Judge's Question on NRS 453D.200

Mr. Shevorski,

Thank you for your email. I will inform Judge.

Danielle M. Meriwether, Esq.

Law Clerk to the Honorable Elizabeth G. Gonzalez

District Court, Department XI

P: (702) 671-4375

F: (702) 671-4377

From: Steven G. Shevorski [<mailto:SShevorski@ag.nv.gov>]

Sent: Tuesday, August 20, 2019 4:03 PM

To: Meriwether, Danielle LC; Michael Cristalli; Vincent Savarese; Ross Miller; Ketan D. Bhirud; Robert E. Werbicky; David J. Pope; Theresa M. Haar; jag@mgalaw.com; rgraf@blacklobello.law; bhiggins@blacklobello.law; alina@nvlitigation.com; Work; Eric Hone, Esq. (eric@h1lawgroup.com); jamie@h1lawgroup.com; moorea@h1lawgroup.com; jkahn@jk-legalconsulting.com; dkoch@kochscow.com; sscow@kochscow.com; Bult, Adam K.; tchance@bhfs.com; a.hayslett@kempjones.com; Nathanael Rulis, Esq. (n.rulis@kempjones.com); tparker@pnalaw.net; Fetaz, Maximilien; phil@hymansonlawnv.com; shane@lasvegaslegalvideo.com; joe@lasvegaslegalvideo.com; Pat Stoppard (p.stoppard@kempjones.com); jdelcarmen@pnalaw.net; Kutinac, Daniel; ShaLinda Creer; Tanya Bain; Karen Wiehl (Karen@HymansonLawNV.com); Kay, Paula; Dennis Prince (dprince@thedplg.com); tlb@pisanellibice.com; JTS@pisanellibice.com

Cc: Kutinac, Daniel

Subject: A786962 Serenity - Request for 1 day extension to respond to Judge's Question on NRS 453D.200

To the Honorable Judge Gonzales,

The Department of Taxation needs until tomorrow to submit the email responding to your query. My office needs a little more time to confer with the DOT on the answer to your question. I also have to

leave work early due to a medical circumstance involving my wife's family, which requires my wife to attend to her mother in the hospital and I have the charge of my two children.

I apologize for the delay. The DOT requests an additional day to provide its response, if possible.

Steve Shevorski
Head of Complex Litigation
Office of the Attorney General
555 E. Washington Ave., Suite 3900
Las Vegas, NV 89101
702-486-3783

From: Meriwether, Danielle LC <Dept11LC@clarkcountycourts.us>
Sent: Thursday, August 15, 2019 8:23 AM
To: Michael Cristalli <mcristalli@gcmaslaw.com>; Vincent Savarese <vsavarese@gcmaslaw.com>; Ross Miller <rmiller@gcmaslaw.com>; Ketan D. Bhirud <KBhirud@ag.nv.gov>; Robert E. Werbicky <RWerbicky@ag.nv.gov>; David J. Pope <DPope@ag.nv.gov>; Steven G. Shevorski <SShevorski@ag.nv.gov>; Theresa M. Haar <THaar@ag.nv.gov>; jag@mgalaw.com; rgraf@blacklobello.law; bhiggins@blacklobello.law; alina@nvlitigation.com; Work <maggie@nvlitigation.com>; Eric Hone, Esq. (eric@h1lawgroup.com) <eric@h1lawgroup.com>; jamie@h1lawgroup.com; moorea@h1lawgroup.com; jkahn@jk-legalconsulting.com; dkoch@kochscow.com; sscow@kochscow.com; Bult, Adam K. <ABult@bhfs.com>; tchance@bhfs.com; a.hayslett@kempjones.com; Nathanael Rulis, Esq. (n.rulis@kempjones.com) <n.rulis@kempjones.com>; tparker@pnalaw.net; Fetaz, Maximilien <MFetaz@bhfs.com>; phil@hymansonlawnv.com; shane@lasvegaslegalvideo.com; joe@lasvegaslegalvideo.com; Pat Stoppard (p.stoppard@kempjones.com) <p.stoppard@kempjones.com>; jdelcarmen@pnalaw.net; Kutinac, Daniel <KutinacD@clarkcountycourts.us>; ShaLinda Creer <screer@gcmaslaw.com>; Tanya Bain <tbain@gcmaslaw.com>; Karen Wiehl (Karen@HymansonLawNV.com) <Karen@hymansonlawnv.com>; Kay, Paula <PKay@bhfs.com>; Dennis Prince (dprince@thedplg.com) <dprince@thedplg.com>; tlb@pisanellibice.com; JTS@pisanellibice.com
Cc: Kutinac, Daniel <KutinacD@clarkcountycourts.us>
Subject: A786962 Serenity - Bench Briefs Received

Counsel:

I am emailing to confirm the receipt of the following briefs:

1. MM & LivFree (Kemp)
2. CPCM/Thrive (Gutierrez)
3. NOR (Koch)
4. Essence (Bice)
5. Greenmart (Shell)
6. Clear River (Graf)

Thank you,

Danielle M. Meriwether, Esq.
Law Clerk to the Honorable Elizabeth G. Gonzalez
District Court, Department XI
P: (702) 671-4375
F: (702) 671-4377

IN THE SUPREME COURT OF THE STATE OF NEVADA

IN RE: D.O.T. LITIGATION

TGIG, LLC; NEVADA HOLISITIC
MEDICINE, LLC; GBS NEVADA
PARTNERS, LLC; FIDELIS HOLDINGS,
LLC; GRAVITAS NEVADA, LLC;
NEVADA PURE, LLC; MEDIFARM, LLC;
MEDIFARM IV LLC; THC NEVADA, LLC;
HERBAL CHOICE, INC.; RED EARTH LLC;
NEVCANN LLC, GREEN THERAPEUTICS
LLC; AND GREAN LEAF FARMS
HOLDINGS LLC,

Appellants,

vs.

THE STATE OF NEVADA, ON RELATION
OF ITS DEPARTMENT OF TAXATION,

Respondent.

Supreme Court Case No.: 82014

District Court Case No.: A787004

PLAINTIFFS' JOINT APPENDIX

VOLUME 319 OF 343

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TABLE OF CONTENT

Chronological by Date Filed¹

TAB#	Document	Vol.	Date	Pages
1	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/10/2018	000001-000012
2	FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/18/2018	000013-000025
3	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/19/2018	000026-000036
4	COMPLAINT	1	1/4/2019	000037-000053
5	COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	1	1/4/2019	000054-000078
6	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	1/16/2019	000079-000092
7	ANSWER TO PLAINTIFFS' FIRST AMENDED COMPLAINT AND COUNTERCLAIM	1	3/15/2019	000093-000107
8	MOTION FOR PRELIMINARY INJUNCTION	2	3/18/2019	000108-000217
9	PLAINTIFFS' COUNTER-DEFENDANTS' ANSWER TO COUNTERCLAIM	2	4/5/2019	000218-000223
10	ANSWER TO AMENDED COMPLAINT	2	4/10/2019	000224-000236
11	DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	2	4/16/2019	000237-000251
12	CLEAR RIVER, LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	2	5/7/2019	000252-000269
13	OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION	3 thru 4	5/9/2019	000270-000531
14	APPENDIX OF EXHIBITS TO NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO SERENITY WELLNESS CENTER, LLC AND RELATED	5 thru 7	5/9/2019	000532-000941

¹ Pursuant to NRAP 30(c)(1), “[t]ranscripts that are included in the appendix shall be placed in chronological order by date of the hearing or trial.” Accordingly, the controlling date for the placement of a transcript in this appendix is the hearing date, not the date the transcript was filed with the district court.

	PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION			
15	NEVADA ORGANIC REMIDIES, LLC'S OPPOSITION TO SERENITY WELLNESS CENTER, LLC AND RELATED PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION	8	5/9/2019	000942-000974
16	DEFENDANT IN INTERVENTION'S OPPOSITION TO PLAINTIFFS' APPLICATION FOR A TEMPORARY RESTRAINING ORDER	8	5/10/2019	000975-001024
17	DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' FIRST AMENDED COMPLAINT	8	5/16/2019	001025-001037
18	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	8	5/16/2019	001038-001041
19	ANSWER TO COMPLAINT	8	5/20/2019	001042-001053
20	PLAINTIFFS' OMNIBUS REPLY IN SUPPORT OF MOTION FOR PRELIMINARY INJUNCTION	8	5/22/2019	001054-001067
21	INTERVENING DEFENDANTS' JOINDER AND SUPPLEMENTAL BRIEFING IN SUPPORT OF THE STATE OF NEVADA'S AND NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION; AND LONE MOUNTAIN PARTNERS, LLC'S OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION OR FOR WRIT OF MANDAMUS	9	5/23/2019	001068-001133
22	EVIDENTIARY HEARING - DAY 1	10 thru 11	5/24/2019	001134-001368
23	EVIDENTIARY HEARING - DAY 2 VOLUME I OF II	12	5/28/2019	001369-001459
24	EVIDENTIARY HEARING - DAY 2 VOLUME II	13	5/28/2019	001460-001565
25	EVIDENTIARY HEARING - DAY 3 VOLUME I OF II	14	5/29/2019	001566-001663

26	EVIDENTIARY HEARING - DAY 3 VOLUME II	15	5/29/2019	001664-001807
27	EVIDENTIARY HEARING - DAY 4	16 thru 17	5/30/2019	001808-002050
28	EVIDENTIARY HEARING - DAY 5 VOLUME I OF II	18	5/31/2019	002051-002113
29	EVIDENTIARY HEARING - DAY 5 VOLUME II	19 thru 20	5/31/2019	002114-002333
30	LONE MOUNTAIN PARTNERS, LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	21	6/5/2019	002334-002344
31	EVIDENTIARY HEARING - DAY 6	22 thru 23	6/10/2019	002345-002569
32	EVIDENTIARY HEARING - DAY 7	24 thru 25	6/11/2019	002570-002822
33	DEFENDANTS' ANSWER TO PLAINTIFFS' COMPLAINT WITH COUNTERCLAIM	26	6/14/2019	002823-002846
34	EVIDENTIARY HEARING - DAY 8 VOLUME I OF II	26	6/18/2019	002847-002958
35	EVIDENTIARY HEARING - DAY 8 VOLUME II	27	6/18/2019	002959-003092
36	EVIDENTIARY HEARING - DAY 9 VOLUME I OF II	28	6/19/2019	003093-003215
37	EVIDENTIARY HEARING - DAY 9 VOLUME II	29	6/19/2019	003216-003348
38	EVIDENTIARY HEARING - DAY 10 VOLUME I OF II	30	6/20/2019	003349-003464
39	EVIDENTIARY HEARING - DAY 10 VOLUME II	31	6/20/2019	003465-003622
40	INTERVENOR DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' SECOND AMENDED COMPLAINT	31	6/24/2019	003623-003639
41	INTERVENOR DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFF'S COMPLAINT	32	7/3/2019	003640-003652
42	FIRST AMENDED COMPLAINT	32	7/3/2019	003653-003670
43	EVIDENTIARY HEARING - DAY 11	32	7/5/2019	003671-003774

44	EVIDENTIARY HEARING - DAY 12	33	7/10/2019	003775-003949
45	CORRECTED FIRST AMENDED COMPLAINT.	34	7/11/2019	003950-003967
46	EVIDENTIARY HEARING - DAY 13 VOLUME I OF II	34	7/11/2019	003968-004105
47	EVIDENTIARY HEARING - DAY 13 VOLUME II	35	7/11/2019	004106-004227
48	PLAINTIFFS-COUNTER DEFENDANTS' ANSWER TO COUNTERCLAIM	35	7/12/2019	004228-004236
49	EVIDENTIARY HEARING - DAY 14	36	7/12/2019	004237-004413
50	ANSWER TO CORRECTED FIRST AMENDED COMPLAINT	37	7/15/2019	004414-004425
51	EVIDENTIARY HEARING - DAY 15	37	7/15/2019	004426-004500
52	EVIDENTIARY HEARING - DAY 15 VOLUME II	38	7/15/2019	004501-004679
53	GREENMART OF NEVADA NLC LLC'S ANSWER TO PLAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/17/2019	004680-004694
54	LONE MOUNTAIN PARTNERS, LLC'S ANSWER TO LAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/22/2019	004695-004705
55	CLEAR RIVER, LLC'S ANSWER TO PLAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/26/2019	004706-004723
56	EVIDENTIARY HEARING - DAY 16	39	7/28/2019	004724-004828
57	EVIDENTIARY HEARING - DAY 17 VOLUME I OF II	40	8/13/2019	004829-004935
58	EVIDENTIARY HEARING - DAY 17 VOLUME II	41	8/13/2019	004936-005027
59	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	41	8/14/2019	005028-005030
60	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	41	8/14/2019	005031-005033
61	EVIDENTIARY HEARING - DAY 18	42 thru 43	8/14/2019	005034-005222
62	EVIDENTIARY HEARING - DAY 19	44	8/15/2019	005223-005301
63	EVIDENTIARY HEARING - DAY 20	45	8/16/2019	005302-005468

64	FINDINGS OF FACT AND CONCLUSIONS OF LAW GRANTING PRELIMINARY INJUNCTION	46	8/23/2019	005469-005492
65	HEARING ON OBJECTIONS TO STATE'S RESPONSE, NEVADA WELLNESS CENTER'S MOTION RE COMPLIANCE RE PHYSICAL ADDRESS, AND BOND AMOUNT SETTING	46	8/29/2019	005493-005565
66	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	46	9/5/2019	005566-005592
67	FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/6/2019	005593-005698
68	DEFENDANT-RESPONDENT'S GOOD CHEMISTRY NEVADA, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/27/2019	005699-005707
69	D LUX, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/27/2019	005708-005715
70	FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	47	9/29/2019	005716-005731
71	ANSWER TO COMPLAINT	47	10/1/2019	005732-005758
72	DEFENDANT RURAL REMEDIES, LLC ANSWER TO FIRST AMENDED COMPLAINT	47	10/1/2019	005759-005760
73	DEFENDANTS MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S ANSWER	48	10/3/2019	005761-005795
74	APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	48	10/10/2019	005796-005906
75	DEFENDANT-INTERVENOR CLEAR RIVER, LLC'S ORDER DENYING IT'S MOTION FOR PARTIAL SUMMARY JUDGEMENT ON THE PETITION FOR JUDICIAL REVIEW CAUSE OF ACTION	48	11/7/2019	005907-005912

76	ANSWER TO FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	48	11/8/2019	005913-005921
77	ERRATA TO ANSWER TO FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	48	11/8/2019	005922-005930
78	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI MANDAMUS, AND PROHIBITION	49	11/12/2019	005931-005937
79	ANSWER TO FIRST AMENDED COMPLAINT GRAVITAS NEVADA LTD	49	11/12/2019	005938-005942
80	ORDER DENYING 1) ORGANIC REMEDIES, LLC'S MOTION TO DISSOLVE PRELIMINARY INJUNCTION AND TO STAY PRELIMINARY INJUNCTION PENDING APPEAL AND 2) LONE MOUNTAIN PARTNERS, LLC'S	49	11/19/2019	005943-005949
81	AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	11/21/2019	005950-006004
82	EUPHORIA WELLNESS, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	49	11/21/2019	006005-006011
83	NOTICE OF ENTRY OF ORDER DENYING MM DEVELOPMENT COMPANY, INC.'S AND LIVFREE WELLNESS, LLC'S MOTION TO ALTER OR AMEND FINDINGS OF FACT AND CONCLUSION OF LAW,	49	11/22/2019	006012-006015
84	ORDER DENYING MM DEVELOPMENT COMPANY, INC. 'S AND LIVFREE WELLNESS LLC'S MOTION TO ALTER AMEND FINDINGS OF FACT AND CONCLUSION OF LAW	49	11/22/2019	006016-006017
85	BUSINESS COURT ORDER	49	11/25/2019	006018-006022

86	ORDER GRANTING MOTION FOR LEAVE TO FILE SECOND AMENDED COMPLAINT IN CASE NO. A-786962	49	11/26/2019	006023-006024
87	TGIG SECOND AMENDED COMPLAINT	49	11/26/2019	006025-006047
88	REPLY IN SUPPORT OF AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	12/6/2019	006048-006057
89	HEARING ON APPLICATION OF NEVADA ORGANIC REMEDIES FOR WRIT OF MANDAMUS TO COMPEL STATE TO MOVE IT TO TIER 2 OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	12/9/2019	006058-006068
90	LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	49	12/10/2019	006069-006081
91	NOTICE OF HEARING	49	12/13/2019	006082-006087
92	DEFENDANT'S ANSWER TO DH FLAMINGO INC'S ET AL., FIRST AMENDED COMPLAINT	50	12/16/2019	006088-006105
93	DEFENDANT'S ANSWER TO DH FLAMINGO INC'S ET AL., FIRST AMENDED COMPLAINT	50	12/16/2019	006106-006123
94	PLAINTIFFS' OPPOSITION TO LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	50	12/20/2019	006124-006206
95	OPPOSITION TO HELPING HANDS WELLNESS CTR, INC.'S APPLICATION FOR WRIT OF MANDAMUS	50	12/27/2019	006207-006259
96	ORDER DENYING MOTION FOR STAY AND GRANTING IN PART MOTION TO EXPEDITE	50	12/30/2019	006260-006262
97	ORDER DENYING THE DEPARTMENT OF TAXATION OBJECTION TO DISCOVERY COMMISSIONER'S REPORT AND RECOMMENDATIONS	51	12/31/2019	006263-006263
98	NOTICE OF ENTRY OF ORDER	51	1/3/2020	006264-006271

99	GREENMART OF NEVADA NLV LLC'S ANSWER TO D.H. FLAMINGO PLAINTIFFS' FIRST AMENDED COMPLAINT	51	1/6/2020	006272-006295
100	NV WELLNESS CENTER, LLC'S MOTION TO COMPEL ON AN ORDER SHORTENING TIME	51	1/8/2020	006296-006358
101	LONE MOUNTAIN PARTNERS, LLC'S REPLY IN SUPPORT OF MOTION TO DISMISS SECOND AMENDED COMPLAINT	51	1/8/2020	006359-006368
102	OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL	52	1/10/2020	006369-006439
103	ESSENCE ENTITIES' ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	52	1/14/2020	006440-006468
104	NOTICE OF ENTRY OF ORDER	52	1/14/2020	006469-006474
105	ORDER DENYING NEVADA ORGANIC REMEDIES, LLC'S AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC	52	1/14/2020	006475-006477
106	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO FIRST AMENDED COMPALINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	52	1/21/2020	006478-006504
107	ERRATA TO DECLARATION OF ALFRED TERTERYAN IN SUPPORT OF HELPING HANDS WELLNESS CENTER, INC.'S APPLICATION FOR WRIT OF MANDAMUS	52	1/24/2020	006505-006506
108	AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/28/2020	006507-006542
109	DEPARTMENT OF TAXATION'S ANSWER TO PLAINTIFF SERENITY PARTIES' SECOND AMENDED COMPLAINT	53	1/28/2020	006543-006559
110	DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/28/2020	006560-006588

111	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/29/2020	006589-006609
112	HEARING ON OBJECTIONS TO SUBPOENAS DUCES TECUM, MOTIONS FOR PROTECTIVE ORDERS, APPLICATION OF FOR WRIT OF MANDAMUS, MOTION FOR SETTING SETTLEMENT CONFERENCE, AND MOTION TO REDACT AND SEAL EXHIBITS 4 AND 5	53	1/31/2020	006610-006657
113	ANSWER TO D.H. FLAMINGO PARTIES' FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/5/2020	006658-006697
114	FINDINGS OF FACT AND CONCLUSIONS OF LAW GRANTING PRELIMINARY INJUNCTION	54	2/7/2020	006698-006722
115	DEFENDANT-RESPONDENT NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/7/2020	006723-006752
116	DEFENDANT-RESPONDENT STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/7/2020	006753-006781
117	SECOND AMENDED COMPLAINT	54	2/11/2020	006782-006805
118	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO THE SERENITY PLAINTIFFS' SECOND AMENDED COMPLAINT	54	2/12/2020	006806-006814
119	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO ETW PLAINTIFFS' THIRD AMENDED COMPLAINT	54	2/12/2020	006815-006822

120	GREENMART OF NEVADA NLV LLC'S ANSWER TO ETW MANAGEMENT GROUP LLC, GLOBAL HARMONY LLC, GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, HERBAL CHOICE INC., JUST QUALITY LLC, LIBRA WELLNESS CENTER, LLC, ROMBOUGH REAL ESTATE INC. DBA MOTHER HERB, NEVCANN LLC, RED EARTH LLC, THC NEVADA LLC, ZION GARDENS LLC AND MMOF VEGAS RETAIL, INC.'S THIRD AMENDED COMPLAINT	55	2/12/2020	006823-006841
121	ANSWER TO D.H. FLAMINGO PLAINTIFFS' FIRST AMENDED COMPLAINT AND PETITION FOR REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/12/2020	006842-006853
122	CPCM HOLDINGS, LLC D/B/A THRIVE CANNABIS MARKETPLACE'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/13/2020	006854-006867
123	ANSWER TO SERENITY PLAINTIFFS' SECOND AMENDED COMPLAINT	55	2/14/2020	006868-006876
124	CIRCLE S FARMS LLC'S ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/18/2020	006877-006884
125	ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION	55	2/18/2020	006885-006910
126	GREENMART OF NEVADA NLV LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/18/2020	006911-006921
127	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION	55	2/18/2020	006922-006935
128	ORDER GRANTING IN PART AND DENYING IN PART THE DEPARTMENT OF TAXATION'S MOTIONS FOR PROTECTIVE ORDER ON ORDER SHORTENING TIME	55	2/19/2020	006936-006941

129	CIRCLE S FARMS LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/20/2020	006942-006949
130	NOTICE OF FILING OF EMERGENCY PETITION FOR WRIT OF MANDAMUS OR PROHIBITION UNDER NRAP 21(a)6)	55	2/21/2020	006950-006951
131	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND/OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/25/2020	006952-006958
132	GREENMART OF NEVADA NLV LLC'S ANSWER TO QUALCAN LLC'S SECOND AMENDED COMPLAINT	55	2/25/2020	006959-006970
133	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/26/2020	006971-006983
134	GREENMART OF NEVADA NLV LLC'S MOTION TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/28/2020	006984-006987
135	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC ANSWER TO NATURAL MEDICINE, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	2/28/2020	006988-007000
136	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT/RESPONDENT STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND/OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	2/28/2020	007001-007012

137	GREENMART OF NEVADA NLV LLC'S ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	3/6/2020	007013-007024
138	GREENMART OF NEVADA NLV LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	3/6/2020	007025-007036
139	QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	56	3/13/2020	007037-007057
140	PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL GREENMART OF NEVADA, LLC TO PRODUCE KENNETH LEE AND HAE LEE FOR DEPOSITION ON ORDER SHORTENING TIME	56	3/16/2020	007058-007074
141	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL GREENMART TO ALSO PRODUCE KENNETH LEE AND HAE LEE FOR DEPOSITION	56	3/18/2020	007075-007080
142	NEVADA WELLNESS CENTER, LLC'S JOINDER TO ETW PLAINTIFFS' MOTION TO COMPEL PRIVILEGE LOGS	56	3/20/2020	007081-007083
143	NEVADA WELLNESS CENTER, LLC'S JOINDER TO ETW PLAINTIFFS' MOTION TO COMPEL	56	3/20/2020	007084-007086
144	GREENMART OF NEVADA NLV LLC'S RESPONSE IN OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	56	3/23/2020	007087-007095
145	CLEAR RIVER, LLC'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS ON ORDER SHORTENING TIME	56	3/27/2020	007096-007099
146	NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO QUALCAN'S PETITION FOR WRIT OF MANDAMUS	56	3/27/2020	007100-007143
147	PLAINTIFF NEVADA WELLNESS CENTER, LLC'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	57	3/27/2020	007144-007175
148	DEPARTMENT OF TAXATION'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	57	3/27/2020	007176-007182

149	THE ESSENCE ENTITIES' OPPOSITION TO ETW PLAINTIFFS' 1) MOTION TO COMPEL AND 2) MOTION TO COMPEL PRIVILEGE LOGS	57	3/27/2020	007183-007293
150	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF'S MOTION TO COMPEL PRIVILEGE LOGS AND COUNTER MOTION FOR SANCTIONS PURSUANT TO NRCP 37	57	3/30/2020	007294-007310
151	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF'S MOTION TO COMPEL SUPPLEMENTAL RESPONSES	58	3/30/2020	007311-007329
152	ORDER DENYING DEFENDANT JORGE PUPO'S MOTION TO DISMISS	58	3/30/2020	007330-007332
153	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO ETW PLAINTIFFS' MOTION TO COMPEL PRIVILEGE LOGS	58	4/3/2020	007333-007336
154	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO ETW PLAINTIFFS' MOTION TO COMPEL	58	4/3/2020	007337-007346
155	DEPARTMENT OF TAXATION'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/8/2020	007347-007360
156	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/8/2020	007361-007373
157	CIRCLE S FARMS LLC'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/9/2020	007374-007381
158	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE ADDITIONAL DOCUMENTS ON ORDER SHORTENING TIME	58	4/9/2020	007382-007395

159	NOTICE OF ENTRY OF ORDER DENYING MM DEVELOPMENT COMPANY, INC.'S MOTION TO STRIKE AND-OR DISMISS D.H. FLAMINGO, INC.'S COUNTERCLAIM	58	4/9/2020	007396-007400
160	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S MOTION TO DISMISS 1) NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS;(2) STRIVE WELLNESS' COMPLAINT; (3) RURAL REMEDIES AMENDED COMPLAINT; (4) QUALCAN'S AMENDED COMPLAINT; (5) HIGH SIERRA HOLISTICS COMPLAINT AND (6) NATURAL MEDICINE'S COMPLAINT FOR FAILING TO COMPLY WITH NRS 233B.130(2)(D)	59 thru 60	4/14/2020	007401-007717
161	DEFENDANT PUPO'S ANSWER TO RURAL REMEDIES' AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	61	4/14/2020	007718-007730
162	THRIVE'S SUPPLEMENTAL BRIEF IN SUPPORT OF OPPOSITION TO ETW MANAGEMENT GROUP LLC; ET AL.'S MOTION TO COMPEL	61	4/14/2020	007731-007792
163	MINUTE ORDER CLEAR RIVER'S REQUEST FOR OST ON MOTION TO DISMISS	61	4/15/2020	007793-007793
164	DEPARTMENT OF TAXATION'S ANSWER TO ETW MANAGEMENT GROUP LLC PARTIES' THIRD AMENDED COMPLAINT	61	4/20/2020	007794-007810
165	DEPARTMENT OF TAXATION'S ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	61	4/20/2020	007811-007845
166	DEPARTMENT OF TAXATION'S ANSWER TO QUALCAN'S SECOND A MENDED COMPLAINT	61	4/20/2020	007846-007862
167	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO ETW PLAINTIFFS' THIRD AMENDED COMPLAINT	62	4/21/2020	007863-007893

168	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	62	4/21/2020	007894-007913
169	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO TGIG PLAINTIFFS' SECOND AMENDED COMPLAINT	62	4/21/2020	007914-007935
170	ORDER GRANTING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE ADDITIONAL DOCUMENTS ON ORDER SHORTENING TIME	62	4/21/2020	007936-007939
171	ORDER DENYING LONE MOUNTAIN PARTNER'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	62	5/5/2020	007940-007941
172	DEPARTMENT OF TAXATION'S INDEX OF EXHIBITS IN SUPPORT OF ITS OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN DEPARTMENT OF TAXATION'S ANSWER TO SECOND AMENDED COMPLAINT	63 thru 64	5/11/2020	007942-008232
173	DEPARTMENT OF TAXATION'S OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN DEPARTMENT OF TAXATION'S ANSWER TO SECOND AMENDED COMPLAINT	65	5/11/2020	008233-008241
174	DEPARTMENT OF TAXATION'S NOTICE OF SUPPLEMENTAL AUTHORITY	65	5/12/2020	008242-008252
175	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	65	5/21/2020	008253-008302
176	HEARING ON MOTIONS FOR SUMMARY JUDGMENT OR WRIT OF MANDAMUS AND MOTION TO EXTEND TIME FOR BRIEFING	65	5/22/2020	008303-008354

177	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	65	5/26/2020	008355-008375
178	PURE TONIC CONCENTRATES LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	65	5/29/2020	008376-008379
179	RURAL REMEDIES, LLC'S ANSWER TO DEFENDANT-RESPONDENT NATURAL MEDICINE'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	65	6/3/2020	008380-008393
180	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO NATURAL MEDICINE'S LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	65	6/4/2020	008394-008401
181	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	66	6/4/2020	008402-008409
182	ORDER DENYING D.H. FLAMINGO, INC. AND SURTERRA HOLDINGS, INC.'S MOTION FOR SUMMARY JUDGMENT AGAINST MM DEVELOPMENT COMPANY, INC.	66	6/5/2020	008410-008413
183	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO DEFENDANT-RESPONDENT NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRIT OF CERTIORARI, MANDAMUS, AND PROHIBITION	66	6/5/2020	008414-008435
184	TGIG, LLC, NEVADA HOLISTIC MEDICINE, LLC, GBS NEVADA PARTNERS, FIDELIS HOLDINGS, LLC, GRAVITAS NEVADA, NEVADA PURE, LLC, MEDIFARM, LLC, AND MEDIFARM IV'S ANSWER TO NATURAL MEDICINE	66	6/10/2020	008436-008454

185	PLAINTIFF'S DECLARATION & POA-F2018-01430	67 thru 74	6/12/2020	008455-009889
186	PLAINTIFF'S NOTICE OF FILING RECORD ON REVIEW	75	6/12/2020	009890-009933
187	PLAINTIFF'S DKT 148-1 INDEX OF EXHIBITS - 1	76 thru 77	6/12/2020	009934-010291
188	PLAINTIFF'S DKT 148-1 INDEX OF EXHIBITS - 2	78 thru 79	6/12/2020	010292-010595
189	PLAINTIFF'S RECORD PART 1	80 thru 81	6/12/2020	010596-010937
190	PLAINTIFF'S RECORD PART 2	82 thru 83	6/12/2020	010938-011275
191	PLAINTIFF'S RECORD PART 3	84 thru 85	6/12/2020	011276-011613
192	PLAINTIFF'S RECORD PART 4	86 thru 87	6/12/2020	011614-011951
193	PLAINTIFF'S RECORD PART 5	88	6/12/2020	011952-012104
194	PLAINTIFF'S RECORD PART 6	89	6/12/2020	012105-012258
195	PLAINTIFF'S RECORD PART 7	90	6/12/2020	012259-012413
196	PLAINTIFF'S RECORD PART 8	91	6/12/2020	012414-012569
197	PLAINTIFF'S RECORD PART 9	92	6/12/2020	012570-012723
198	PLAINTIFF'S RECORD PART 10	93	6/12/2020	012724-012878
199	PLAINTIFF'S RECORD PART 11	94	6/12/2020	012879-013032
200	PLAINTIFF'S RECORD PART 12	95	6/12/2020	013033-013187
201	PLAINTIFF'S RECORD PART 13	96	6/12/2020	013188-013341

202	PLAINTIFF'S RECORD PART 14	97	6/12/2020	013342-013496
203	PLAINTIFF'S RECORD PART 15	98 thru 99	6/12/2020	013497-013774
204	PLAINTIFF'S RECORD PART 16	100 thru 101	6/12/2020	013775-014052
205	PLAINTIFF'S RECORD PART 17	102 thru 103	6/12/2020	014053-014330
206	PLAINTIFF'S RECORD PART 18	104 thru 105	6/12/2020	014331-014608
207	PLAINTIFF'S RECORD PART 18	106 thru 107	6/12/2020	014609-014886
208	PLAINTIFF'S RECORD PART 19	108 thru 111	6/12/2020	014887-015426
209	PLAINTIFF'S RECORD PART 20	112 thru 115	6/12/2020	015427-015966
210	PLAINTIFF'S RECORD PART 21	116 thru 119	6/12/2020	015967-016506
211	PLAINTIFF'S RECORD PART 22	120 thru 123	6/12/2020	016507-017048
212	PLAINTIFF'S RECORD PART 24	124 thru 131	6/12/2020	017049-018484
213	PLAINTIFF'S RECORD PART 25	132 thru 134	6/12/2020	018485-018844
214	PLAINTIFF'S RECORD PART 26	135 thru 136	6/12/2020	018845-019202
215	PLAINTIFF'S RECORD PART 27	137 thru 144	6/12/2020	019203-020637

216	PLAINTIFF'S RECORD PART 28	145 thru 147	6/12/2020	020638-020999
217	PLAINTIFF'S RECORD PART 29	148 thru 149	6/12/2020	021000-021357
218	PLAINTIFF'S RECORD PART 30	150 thru 157	6/12/2020	021358-022621
219	PLAINTIFF'S RECORD PART 31	158 thru 159	6/12/2020	022622-022979
220	PLAINTIFF'S RECORD PART 32	160 thru 167	6/12/2020	022980-024414
221	PLAINTIFF'S RECORD PART 33	168 thru 169	6/12/2020	024415-024718
222	PLAINTIFF'S RECORD PART 35	170 thru 177	6/12/2020	024719-026153
223	PLAINTIFF'S RECORD PART 37	178	6/12/2020	026154-026256
224	PLAINTIFF'S RECORD PART 39	179 thru 181	6/12/2020	026257-026669
225	PLAINTIFF'S RECORD PART 40	182 thru 183	6/12/2020	026670-026934
226	PLAINTIFF'S RECORD PART 41	184 thru 186	6/12/2020	026935-027347
227	PLAINTIFF'S RECORD PART 42	187 thru 188	6/12/2020	027348-027612
228	PLAINTIFF'S RECORD PART 43	189 thru 191	6/12/2020	027613-028025
229	PLAINTIFF'S RECORD PART 44	192 thru 193	6/12/2020	028026-028290

230	PLAINTIFF'S RECORD PART 45	194 thru 196	6/12/2020	028291-028703
231	PLAINTIFF'S RECORD PART 46	197 thru 198	6/12/2020	028704-028968
232	PLAINTIFF'S RECORD PART 47	199 thru 201	6/12/2020	028969-029451
233	PLAINTIFF'S RECORD PART 48	202 thru 204	6/12/2020	029452-029934
234	PLAINTIFF'S RECORD PART 49	205 thru 207	6/12/2020	029935-030346
235	PLAINTIFF'S RECORD PART 50	208 thru 210	6/12/2020	030347-030758
236	PLAINTIFF'S RECORD PART 51	211 thru 213	6/12/2020	030759-031170
237	PLAINTIFF'S RECORD PART 52	214 thru 216	6/12/2020	031171-031582
238	PLAINTIFF'S RECORD PART 54	217 thru 219	6/12/2020	031583-031994
239	PLAINTIFF'S RECORD PART 55	220 thru 222	6/12/2020	031995-032406
240	PLAINTIFF'S RECORD PART 56	223 thru 225	6/12/2020	032407-032818
241	PLAINTIFF'S RECORD PARTY 57	226 thru 228	6/12/2020	032819-033230
242	PLAINTIFF'S RECORD PART 58	229 thru 231	6/12/2020	033231-033642
243	PLAINTIFF'S RECORD PART 59	232	6/12/2020	033643-033801
244	PLAINTIFF'S RECORD PART 60	233	6/12/2020	033802-033877

245	PLAINTIFF'S RECORD PART 61	234 thru 235	6/12/2020	033878-034143
246	PLAINTIFF'S RECORD PART 62	236 thru 237	6/12/2020	034144-034409
247	PLAINTIFF'S RECORD PART 63	238 thru 239	6/12/2020	034410-034675
248	PLAINTIFF'S RECORD PART 64	240 thru 241	6/12/2020	034676-034943
249	PLAINTIFF'S RECORD PART 65	242 thru 245	6/12/2020	034944-035512
250	PLAINTIFF'S RECORD PART 66	246 thru 248	6/12/2020	035513-035919
251	PLAINTIFF'S RECORD PART 67	249 thru 251	6/12/2020	035920-036326
252	PLAINTIFF'S RECORD PART 68	252 thru 254	6/12/2020	036327-036733
253	PLAINTIFF'S RECORD PART 69	255 thru 257	6/12/2020	036734-037140
254	PLAINTIFF'S RECORD PART 70	258 thru 260	6/12/2020	037141-037547
255	PLAINTIFF'S RECORD PART 71	261 thru 263	6/12/2020	037548-037954
256	PLAINTIFF'S RECORD PART 72	264 thru 266	6/12/2020	037955-038415
257	PLAINTIFF'S RECORD PART 73	267 thru 269	6/12/2020	038416-038867
258	NOTICE OF ENTRY OF ORDER ON PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN JORGE	270	6/23/2020	038868-038871

	PUPPO'S ANSWER TO SECOND AMENDED COMPLAINT			
259	SUPPLEMENT TO RECORD ON REVIEW IN ACCORDANCE WITH THE NEVADA ADMINISTRATIVE PROCEDURE ACT	270	6/26/2020	038872-038947
260	MOTION TO VOLUNTARILY DISMISS MMOF VEGAS RETAIL, INC. AND REQUEST TO RELEASE MMOF VEGAS RETAIL, INC.'S BOND FUNDS ON AN ORDER SHORTENING TIME	271	6/29/2020	038948-039114
261	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	6/29/2020	039115-039135
262	WELLNESS CONNECTION OF NEVADA, LLC'S ANSWER TO PLAINTIFF NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	6/29/2020	039136-039152
263	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO QUALCAN, LLC'S SECOND AMENDED COMPLAINT	272	7/1/2020	039153-039164
264	ESSENCE ENTITIES' ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	272	7/8/2020	039165-039193
265	ESSENCE ENTITIES' ANSWER TO THIRD AMENDED COMPLAINT	272	7/8/2020	039194-039210
266	ESSENCE ENTITIES' ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	7/8/2020	039211-039223
267	ESSENCE ENTITIES' ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	272	7/8/2020	039224-039235
268	ESSENCE ENTITIES' ANSWER TO SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	7/8/2020	039236-039265

269	ESSENCE ENTITIES' ANSWER QUALCAN, LLC'S SECOND AMENDED COMPLAINT	272	7/8/2020	039266-039284
270	ESSENCE ENTITIES' ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/8/2020	039285-039299
271	ESSENCE ENTITIES' ANSWER TO THE TGIG PARTIES' SECOND AMENDED COMPLAINT	273	7/8/2020	039300-039313
272	ESSENCE ENTITIES' ANSWER TO COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/8/2020	039314-039323
273	HIGH SIERRA HOLISTICS, LLC'S JOINDER TO ETW MANAGEMENT GROUP LLC'S ANSWERS	273	7/8/2020	039324-039325
274	GREENMART OF NEVADA NLV LLC'S JOINDER TO MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC., AND LIVFREE WELLNESS, LLC ON AN ORDER SHORTENING TIME	273	7/8/2020	039326-039327
275	MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC ON AN ORDER SHORTENING TIME	273	7/8/2020	039328-039381
276	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	273	7/9/2020	039382-039411
277	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO HIGH SIERRA HOLISTICS COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/9/2020	039412-039421
278	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO MM DEVELOPMENT COMPANY, INC., & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/9/2020	039422-039434
279	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	273	7/9/2020	039435-039445

280	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	274	7/9/2020	039446-039478
281	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO QUALCANN, LLC'S SECOND AMENDED COMPLAINT	274	7/9/2020	039479-039496
282	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT	274	7/9/2020	039497-039509
283	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO TGIG PARTIES' SECOND AMENDED COMPLAINT	274	7/9/2020	039510-039523
284	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO THIRD AMENDED COMPLAINT	274	7/9/2020	039524-039539
285	OPPOSITION TO MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC ON AN ORDER SHORTENING TIME	274	7/9/2020	039540-039575
286	MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRARECORD EVIDENCE AT THE HEARING OF JUDICIAL REVIEW and TO ENLARGE TIME FOR FILING OPENING BRIEF	275	7/9/2020	039576-039735
287	DEFENDANT IN INTRVENTION, CLEAR RIVER, LLC'S ANSWER TO HIGH SIERRA HOLISTICS, LLC COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	275	7/10/2020	039736-039750
288	DEFENDANT-INTERVENOR NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO TGIG PARTIES' SECOND AMENDED COMPLAINT	276	7/10/2020	039751-039759
289	NEVADA ORGANIC REMEDIES, LLC'S ANSWER NEVADA WELLNESS CENTER, LLC'S AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039760-039772

290	DEFENDANT-INTERVENOR NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO CLARK NATURAL MEDICINE ET AL.'S FIRST AMENDED COMPLAINT	276	7/10/2020	039773-039789
291	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO ETW MANAGEMENT GROUP, LLC ET AL.'S THIRD AMENDED THIRD AMENDED COMPLAINT	276	7/10/2020	039790-039804
292	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO HIGH SIERRA HOLISTIC'S COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039805-039815
293	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039816-039829
294	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO QUALCAN, LLC.'S SECOND AMENDED COMPLAINT	276	7/10/2020	039830-039844
295	NEVADA ORGANIC REMEDIES, LLC'S ANSWER RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039845-039859
296	FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER GRANTING IN PART AND DENYING IN PART MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS (1)	276	7/11/2020	039860-039862
297	FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER GRANTING IN PART AND DENYING IN PART MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS (2)	276	7/11/2020	039863-039865
298	ORDER GRANTING CLEAR RIVER, LLC'S MOTION TO RECONSIDER THE COURT'S ORDER GRANTING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE JOHN KOCER AND NORTON ARBELAEZ FOR DEPOSITION ON ORDER SHORTENING TIME	276	7/11/2020	039866-039868

299	EVIDENTIARY HEARING ON CASE -ENDING SANCTIONS - DAY 1	277 thru 278	7/13/2020	039869-040216
300	EVIDENTIARY HEARING ON CASE -ENDING SANCTIONS - DAY 2	279	7/14/2020	040217-040263
301	MOTION FOR PROTECTIVE ORDER ON ORDER SHORTENING TIME	279	7/15/2020	040264-040323
302	BENCH TRIAL - DAY 1	280 thru 281	7/17/2020	040324-040663
303	BENCH TRIAL - DAY 2	282 thru 283	7/20/2020	040664-041020
304	BENCH TRIAL - DAY 3	284 thru 285	7/21/2020	041021-041330
305	PLAINTIFFS' OPENING BRIEF IN SUPPORT OF PETITION FOR JUDICIAL REVIEW	286	7/22/2020	041331-041363
306	BENCH TRIAL - DAY 4	287 thru 288	7/22/2020	041364-041703
307	DEPARTMENT OF TAXATION'S OPPOSITION TO TGIG'S MOTION TO SUPPLEMENT THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE; AND TO ENLARGE TIME FOR FILING OPENING BRIEF	289	7/23/2020	041704-041732
308	THC NEVADA, LLC'S JOINDER TO PLAINTIFF TGIG, LLC ET AL'S OPENING BRIEF IN SUPPORT OF PETITION FOR JUDICIAL REVIEW	289	7/23/2020	041733-041735
309	BENCH TRIAL - DAY 5	290 thru 291	7/23/2020	041736-042068
310	CIRCLE S FARMS LLC'S JOINDER TO CLEAR RIVER, LLC AND DEPARTMENT OF TAXATION'S OPPOSITIONS TO PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINIST	292	7/24/2020	042069-042071
311	THE ESSENCE ENTITIES' JOINDER TO DEPARTMENT OF TAXATION'S OPPOSITION	292	7/24/2020	042072-042074

	TO TGIG'S MOTION TO SUPPLEMENT THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE AND TO ENLARGE TIME FOR FILING OPENING BRIEF			
312	BENCH TRIAL - DAY 6	293 thru 294	7/24/2020	042075-042381
313	BENCH TRIAL - DAY 7	295 thru 296	7/27/2020	042382-042639
314	EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	297	7/28/2020	042640-042670
315	BENCH TRIAL - DAY 8	298 thru 299	7/28/2020	042671-042934
316	BENCH TRIAL - DAY 9 VOLUME I	300 thru 301	7/29/2020	042935-043186
317	THRIVE'S JOINDER TO PLAINTIFFS' OPPOSITION TO THC NEVADA LLC'S AND HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER FOR PRELIMINARY INJUNCTION ON AN ORDER SHORTENING TIME	302	7/30/2020	043187-043190
318	GREENMART OF NEVADA NLV LLC'S JOINDER TO PLAINTIFFS' OPPOSITION TO THE THC NEVADA LLC'S AND HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER FOR PRELIMINARY INJUNCTION ON AN ORDER SHORTENING TIME AND DECLARATION OF ALINA M. SHELL	302	7/30/2020	043191-043195
319	JOINDER TO THC NEVADA, LLC and HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	302	7/30/2020	043196-043209
320	BENCH TRIAL - DAY 10	303 thru 304	7/30/2020	043210-043450

321	BENCH TRIAL - DAY 11	305	7/31/2020	043451-043567
322	EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	306	7/31/2020	043568-043639
323	NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE ON AN ORDER SHORTENING TIME	306	8/3/2020	043640-043708
324	BENCH TRIAL - DAY 12	307 thru 308	8/3/2020	043709-043965
325	BENCH TRIAL - DAY 13	309 thru 310	8/4/2020	043966-044315
326	BENCH TRIAL - DAY 14	311 thru 313	8/5/2020	044316-044687
327	BENCH TRIAL - DAY 15	314 thru 316	8/6/2020	044688-045065
328	REPLY TO THE DOT'S AND CLEAR RIVER, LLC'S OPPOSITIONS TO PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS	317	8/7/2020	045066-045084
329	BENCH TRIAL - DAY 16	318 thru 319	8/10/2020	045085-045316
330	DEPARTMENT OF TAXATION'S NOTICE OF REMOVING ENTITITES FROM TIER 3	320	8/11/2020	045317-045332
331	BENCH TRIAL - DAY 17	321 thru 323	8/11/2020	045333-045697
332	MOTION TO PRECLUDE APPLICATION OF THE EQUITABLE MAXIM OF UNCLEAR HANDS AGAIN ST THE TGIG PLAINTIFFS	324	8/11/2020	045698-045711
333	BENCH TRIAL - DAY 18	325	8/12/2020	045712-045877

334	OPPOSITION TO MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	325	8/14/2020	045878-045882
335	JOINDER TO THC NEVADA, LLC AND HERBAL CHOICE, INC'S MOTION TO STRIKE DEPARTMENT OF TAXATION NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	325	8/14/2020	045883-045888
336	THC NEVADA, LLC AND HERBAL CHOICE, INC.'S JOINDER TO TGIG PLAINTIFFS' PROPOSED SUPPLEMENTAL FINDINGS OF FACT AND CONCLUSIONS OF LAW BASED UPON PARTIAL SUBSTITUTION OF THE NEVADA CANNABIS COMPLIANCE BOARD AS A PARTY DEFENDANT IN THESE CONSOLIDATED MATTERS	326	8/14/2020	045889-045891
337	DEPARTMENT OF TAXATION'S OPPOSITION TO THC NEVADA, LLC AND HERBAL CHOICE, INC.'S MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING	326	8/15/2020	045892-045899
338	ORDER REGARDING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION FOR SUMMARY JUDGMENT ON FIRST CLAIM FOR RELIEF	326	8/15/2020	045900-045905
339	THC NEVADA, LLC AND HERBAL CHOICE, INC.'S REPLY TO NEVADA ORGANIC REMEDIES' OPPOSITION TO MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	326	8/15/2020	045906-045917
340	HELPING HANDS WELLNESS CENTER, INC.'S REPLY IN SUPPORT OF MOTION TO MODIFY OR DISSOLVE THE PRELIMINARY INJUNCTION1	326	8/16/2020	045918-045932
341	NOTICE OF ENTRY OF ORDER	326	8/17/2020	045933-045939
342	BENCH TRIAL - DAY 19	327 thru 328	8/17/2020	045940-046223

343	BENCH TRIAL - DAY 20	329	8/18/2020	046224-046355
344	TRIAL EXHIBIT 1005	329	8/18/2020	046356-046389
345	TRIAL EXHIBIT 1006	330	8/18/2020	046390-046423
346	TRIAL EXHIBIT 1135	330	8/18/2020	046424-046445
347	TRIAL EXHIBIT 1302	330	8/18/2020	046446-046448
348	TRIAL EXHIBIT 2157	330	8/18/2020	046449-046502
349	TRIAL EXHIBIT 2158	330	8/18/2020	046503-046548
350	TRIAL EXHIBIT 3291	331	8/18/2020	046549-046564
351	JOINDER TO THC NEVADA, LLC and HERBAL CHOICE, INC.'S MOTION TO RENEW JOINDER TO TGIG'S COUNTERMOTION FOR ORDER DISPENSING WITH THE BOND REQUIREMENT FOR PURPOSES OF THE PRELIMINARY	331	8/28/2020	046565-046567
352	ORDER DENYING TGIG PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE AT THE HEARING OF JUDICIAL REVIEW; AND TO ENLARGE TIME FOR FILING OPENING BRIEF	331	8/28/2020	046568-046572
353	MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC FINAL PRETRIAL CONFERENCE	331	9/3/2020	046573-046666
354	BENCH TRIAL - PHASE 1	332	9/8/2020	046667-046776
355	TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/10/2020	046777-046812

356	PLAINTIFFS GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, NEVCANN LLC AND RED EARTH LLC'S JOINDER TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/14/2020	046813-046815
357	RURAL REMEDIES, LLC'S JOINDER IN TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT AND CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/15/2020	046816-046817
358	FINDINGS OF FACT, CONCLUSION OF LAW AND PERMANENT INJUNCTION	332	9/16/2020	046818-046829
359	NOTICE OF ENTRY OF JUDGMENT (1)	333	9/22/2020	046830-046844
360	NOTICE OF ENTRY OF JUDGMENT (2)	333	9/22/2020	046845-046877
361	DEPARTMENT OF TAXATION'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW, AND PERMANENT INJUNCTION	333	9/24/2020	046878-046921
362	THE ESSENCE ENTITIES' LIMITED OPPOSITION TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	9/24/2020	046922-046924
363	GREENMART OF NEVADA NLV LLC'S JOINDER TO DEPARTMENT OF TAXATION'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW, AND PERMANENT INJUNCTION	333	9/24/2020	046925-046926
364	HELPING HANDS WELLNESS CENTER, INC.'S OPPOSITION TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	9/24/2020	046927-046931
365	CLARK NATURAL MEDICINAL SOLUTIONS LLC, NYE NATURAL MEDICINAL SOLUTIONS LLC CLARK NMSD LLC AND INYO FINE CANNABIS DISPENSARY L.L.C.'S JOINDER TO NEVADA WELLNESS CENTER'S MOTION TO AND PERMANENT INJUNCTION	333	9/24/2020	046932-046933

366	WELLNESS CONNECTION OF NEVADA, LLC'S RESPONSE TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION AND COUNTERMOTION TO CLARIFY AND-OR FOR ADDITIONAL FINDINGS	333	9/24/2020	046934-046940
367	CIRCLE S FARMS LLC'S JOINDER TO OPPOSITIONS TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	10/1/2020	046941-046943
368	MOTION FOR ORDER TO SHOW CAUSE	333	10/16/2020	046944-046965
369	ORDER TO SHOW CAUSE	334	10/18/2020	046966-046999
370	PLAINTIFFS GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, NEVCANN LLC AND RED EARTH LLC'S JOINDER TO TGIG PLAINTIFFS' MOTION FOR ORDER TO SHOW CAUSE	334	10/21/2020	047000-047002
371	NOTICE OF APPEAL	335 thru 339	10/23/2020	047003-047862
372	NOTICE OF ENTRY OF ORDER	340	10/27/2020	047863-047882
373	INDEX OF EXHIBITS IN SUPPORT OF DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	341 thru 342	10/30/2020	047883-048130
374	DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	343	10/30/2020	048131-048141
375	GREENMART OF NEVADA NLV LLC'S JOINDER TO DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	343	11/2/2020	048142-048143

TABLE OF CONTENT

Alphabetical by Document Name

TAB#	Document	Vol.	Date	Pages
81	AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	11/21/2019	005950-006004
108	AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/28/2020	006507-006542
10	ANSWER TO AMENDED COMPLAINT	2	4/10/2019	000224-000236
19	ANSWER TO COMPLAINT	8	5/20/2019	001042-001053
71	ANSWER TO COMPLAINT	47	10/1/2019	005732-005758
50	ANSWER TO CORRECTED FIRST AMENDED COMPLAINT	37	7/15/2019	004414-004425
113	ANSWER TO D.H. FLAMINGO PARTIES' FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/5/2020	006658-006697
121	ANSWER TO D.H. FLAMINGO PLAINTIFFS' FIRST AMENDED COMPLAINT AND PETITION FOR REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/12/2020	006842-006853
76	ANSWER TO FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	48	11/8/2019	005913-005921
79	ANSWER TO FIRST AMENDED COMPLAINT GRAVITAS NEVADA LTD	49	11/12/2019	005938-005942
7	ANSWER TO PLAINTIFFS' FIRST AMENDED COMPLAINT AND COUNTERCLAIM	1	3/15/2019	000093-000107
125	ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION	55	2/18/2020	006885-006910
123	ANSWER TO SERENITY PLAINTIFFS' SECOND AMENDED COMPLAINT	55	2/14/2020	006868-006876
14	APPENDIX OF EXHIBITS TO NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO SERENITY WELLNESS CENTER, LLC AND RELATED PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION	5 thru 7	5/9/2019	000532-000941

74	APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	48	10/10/2019	005796-005906
302	BENCH TRIAL - DAY 1	280 thru 281	7/17/2020	040324-040663
320	BENCH TRIAL - DAY 10	303 thru 304	7/30/2020	043210-043450
321	BENCH TRIAL - DAY 11	305	7/31/2020	043451-043567
324	BENCH TRIAL - DAY 12	307 thru 308	8/3/2020	043709-043965
325	BENCH TRIAL - DAY 13	309 thru 310	8/4/2020	043966-044315
326	BENCH TRIAL - DAY 14	311 thru 313	8/5/2020	044316-044687
327	BENCH TRIAL - DAY 15	314 thru 316	8/6/2020	044688-045065
329	BENCH TRIAL - DAY 16	318 thru 319	8/10/2020	045085-045316
331	BENCH TRIAL - DAY 17	321 thru 323	8/11/2020	045333-045697
333	BENCH TRIAL - DAY 18	325	8/12/2020	045712-045877
342	BENCH TRIAL - DAY 19	327 thru 328	8/17/2020	045940-046223
303	BENCH TRIAL - DAY 2	282 thru 283	7/20/2020	040664-041020
343	BENCH TRIAL - DAY 20	329	8/18/2020	046224-046355

304	BENCH TRIAL - DAY 3	284 thru 285	7/21/2020	041021-041330
306	BENCH TRIAL - DAY 4	287 thru 288	7/22/2020	041364-041703
309	BENCH TRIAL - DAY 5	290 thru 291	7/23/2020	041736-042068
312	BENCH TRIAL - DAY 6	293 thru 294	7/24/2020	042075-042381
313	BENCH TRIAL - DAY 7	295 thru 296	7/27/2020	042382-042639
315	BENCH TRIAL - DAY 8	298 thru 299	7/28/2020	042671-042934
316	BENCH TRIAL - DAY 9 VOLUME I	300 thru 301	7/29/2020	042935-043186
354	BENCH TRIAL - PHASE 1	332	9/8/2020	046667-046776
85	BUSINESS COURT ORDER	49	11/25/2019	006018-006022
157	CIRCLE S FARMS LLC'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/9/2020	007374-007381
124	CIRCLE S FARMS LLC'S ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/18/2020	006877-006884
129	CIRCLE S FARMS LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/20/2020	006942-006949
310	CIRCLE S FARMS LLC'S JOINDER TO CLEAR RIVER, LLC AND DEPARTMENT OF TAXATION'S OPPOSITIONS TO PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINIST	292	7/24/2020	042069-042071

367	CIRCLE S FARMS LLC'S JOINDER TO OPPOSITIONS TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	10/1/2020	046941-046943
365	CLARK NATURAL MEDICINAL SOLUTIONS LLC, NYE NATURAL MEDICINAL SOLUTIONS LLC CLARK NMSD LLC AND INYO FINE CANNABIS DISPENSARY L.L.C.'S JOINDER TO NEVADA WELLNESS CENTER'S MOTION TO AND PERMANENT INJUNCTION	333	9/24/2020	046932-046933
12	CLEAR RIVER, LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	2	5/7/2019	000252-000269
55	CLEAR RIVER, LLC'S ANSWER TO PLAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/26/2019	004706-004723
158	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE ADDITIONAL DOCUMENTS ON ORDER SHORTENING TIME	58	4/9/2020	007382-007395
150	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF'S MOTION TO COMPEL PRIVILEGE LOGS AND COUNTER MOTION FOR SANCTIONS PURSUANT TO NRCP 37	57	3/30/2020	007294-007310
151	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF'S MOTION TO COMPEL SUPPLEMENTAL RESPONSES	58	3/30/2020	007311-007329
145	CLEAR RIVER, LLC'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS ON ORDER SHORTENING TIME	56	3/27/2020	007096-007099
4	COMPLAINT	1	1/4/2019	000037-000053
5	COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	1	1/4/2019	000054-000078
1	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/10/2018	000001-000012
3	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/19/2018	000026-000036
6	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	1/16/2019	000079-000092
66	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	46	9/5/2019	005566-005592

45	CORRECTED FIRST AMENDED COMPLAINT.	34	7/11/2019	003950-003967
122	CPCM HOLDINGS, LLC D/B/A THRIVE CANNABIS MARKETPLACE'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/13/2020	006854-006867
183	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO DEFENDANT-RESPONDENT NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRIT OF CERTIORRI. MANDAMUS, AND PROHIBITION	66	6/5/2020	008414-008435
263	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO QUALCAN, LLC'S SECOND AMENDED COMPLAINT	272	7/1/2020	039153-039164
261	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	6/29/2020	039115-039135
106	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO FIRST AMENDED COMPALINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	52	1/21/2020	006478-006504
69	D LUX, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/27/2019	005708-005715
119	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO ETW PLAINTIFFS' THIRD AMENDED COMPLAINT	54	2/12/2020	006815-006822
78	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI MANDAMUS, AND PROHIBITION	49	11/12/2019	005931-005937
131	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND/OR	55	2/25/2020	006952-006958

	WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION			
118	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO THE SERENITY PLAINTIFFS' SECOND AMENDED COMPLAINT	54	2/12/2020	006806-006814
11	DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	2	4/16/2019	000237-000251
17	DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' FIRST AMENDED COMPLAINT	8	5/16/2019	001025-001037
177	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	65	5/26/2020	008355-008375
168	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	62	4/21/2020	007894-007913
167	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO ETW PLAINTIFFS' THIRD AMENDED COMPLAINT	62	4/21/2020	007863-007893
175	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	65	5/21/2020	008253-008302
169	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO TGIG PLAINTIFFS' SECOND AMENDED COMPLAINT	62	4/21/2020	007914-007935
160	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S MOTION TO DISMISS 1) NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS;(2) STRIVE WELLNESS' COMPLAINT; (3) RURAL REMEDIES AMENDED COMPLAINT; (4) QUALCAN'S AMENDED COMPLAINT; (5) HIGH SIERRA HOLISTICS	59 thru 60	4/14/2020	007401-007717

	COMPLAINT AND (6) NATURAL MEDICINE'S COMPLAINT FOR FAILING TO COMPLY WITH NRS 233B.130(2)(D)			
16	DEFENDANT IN INTERVENTION'S OPPOSITION TO PLAINTIFFS' APPLICATION FOR A TEMPORARY RESTRAINING ORDER	8	5/10/2019	000975-001024
287	DEFENDANT IN INTRVENTION, CLEAR RIVER, LLC'S ANSWER TO HIGH SIERRA HOLISTICS, LLC COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	275	7/10/2020	039736-039750
161	DEFENDANT PUPO'S ANSWER TO RURAL REMEDIES' AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	61	4/14/2020	007718-007730
72	DEFENDANT RURAL REMEDIES, LLC ANSWER TO FIRST AMENDED COMPLAINT	47	10/1/2019	005759-005760
110	DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/28/2020	006560-006588
92	DEFENDANT'S ANSWER TO DH FLAMINGO INC'S ET AL., FIRST AMENDED COMPLAINT	50	12/16/2019	006088-006105
75	DEFENDANT-INTERVENOR CLEAR RIVER, LLC'S ORDER DENYING IT'S MOTION FOR PARTIAL SUMMARY JUDGEMENT ON THE PETITION FOR JUDICIAL REVIEW CAUSE OF ACTION	48	11/7/2019	005907-005912
290	DEFENDANT-INTERVENOR NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO CLARK NATURAL MEDICINE ET AL.'S FIRST AMENDED COMPLAINT	276	7/10/2020	039773-039789
288	DEFENDANT-INTERVENOR NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO TGIG PARTIES' SECOND AMENDED COMPLAINT	276	7/10/2020	039751-039759
115	DEFENDANT-RESPONDENT NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/7/2020	006723-006752

116	DEFENDANT-RESPONDENT STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/7/2020	006753-006781
68	DEFENDANT-RESPONDENT'S GOOD CHEMISTRY NEVADA, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/27/2019	005699-005707
93	DEFENDANT'S ANSWER TO DH FLAMINGO INC'S ET AL., FIRST AMENDED COMPLAINT	50	12/16/2019	006106-006123
33	DEFENDANTS' ANSWER TO PLAINTIFFS' COMPLAINT WITH COUNTERCLAIM	26	6/14/2019	002823-002846
73	DEFENDANTS MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S ANSWER	48	10/3/2019	005761-005795
374	DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	343	10/30/2020	048131-048141
164	DEPARTMENT OF TAXATION'S ANSWER TO ETW MANAGEMENT GROUP LLC PARTIES' THIRD AMENDED COMPLAINT	61	4/20/2020	007794-007810
165	DEPARTMENT OF TAXATION'S ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	61	4/20/2020	007811-007845
109	DEPARTMENT OF TAXATION'S ANSWER TO PLAINTIFF SERENITY PARTIES' SECOND AMENDED COMPLAINT	53	1/28/2020	006543-006559
166	DEPARTMENT OF TAXATION'S ANSWER TO QUALCAN'S SECOND A MENDED COMPLAINT	61	4/20/2020	007846-007862
155	DEPARTMENT OF TAXATION'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/8/2020	007347-007360
172	DEPARTMENT OF TAXATION'S INDEX OF EXHIBITS IN SUPPORT OF ITS OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN DEPARTMENT OF TAXATION'S ANSWER TO SECOND AMENDED COMPLAINT	63 thru 64	5/11/2020	007942-008232

330	DEPARTMENT OF TAXATION'S NOTICE OF REMOVING ENTITITES FROM TIER 3	320	8/11/2020	045317-045332
174	DEPARTMENT OF TAXATION'S NOTICE OF SUPPLEMENTAL AUTHORITY	65	5/12/2020	008242-008252
173	DEPARTMENT OF TAXATION'S OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN DEPARTMENT OF TAXATION'S ANSWER TO SECOND AMENDED COMPLAINT	65	5/11/2020	008233-008241
148	DEPARTMENT OF TAXATION'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	57	3/27/2020	007176-007182
307	DEPARTMENT OF TAXATION'S OPPOSITION TO TGIG'S MOTION TO SUPPLEMENT THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE; AND TO ENLARGE TIME FOR FILING OPENING BRIEF	289	7/23/2020	041704-041732
337	DEPARTMENT OF TAXATION'S OPPOSITION TO THC NEVADA, LLC AND HERBAL CHOICE, INC.'S MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING	326	8/15/2020	045892-045899
361	DEPARTMENT OF TAXATION'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW, AND PERMANENT INJUNCTION	333	9/24/2020	046878-046921
77	ERRATA TO ANSWER TO FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	48	11/8/2019	005922-005930
107	ERRATA TO DECLARATION OF ALFRED TERTERYAN IN SUPPORT OF HELPING HANDS WELLNESS CENTER, INC.'S APPLICATION FOR WRIT OF MANDAMUS	52	1/24/2020	006505-006506
269	ESSENCE ENTITIES' ANSWER QUALCAN, LLC'S SECOND AMENDED COMPLAINT	272	7/8/2020	039266-039284
272	ESSENCE ENTITIES' ANSWER TO COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/8/2020	039314-039323
103	ESSENCE ENTITIES' ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	52	1/14/2020	006440-006468

264	ESSENCE ENTITIES' ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	272	7/8/2020	039165-039193
266	ESSENCE ENTITIES' ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	7/8/2020	039211-039223
267	ESSENCE ENTITIES' ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	272	7/8/2020	039224-039235
270	ESSENCE ENTITIES' ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/8/2020	039285-039299
268	ESSENCE ENTITIES' ANSWER TO SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	7/8/2020	039236-039265
271	ESSENCE ENTITIES' ANSWER TO THE TGIG PARTIES' SECOND AMENDED COMPLAINT	273	7/8/2020	039300-039313
265	ESSENCE ENTITIES' ANSWER TO THIRD AMENDED COMPLAINT	272	7/8/2020	039194-039210
82	EUPHORIA WELLNESS, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	49	11/21/2019	006005-006011
22	EVIDENTIARY HEARING - DAY 1	10 thru 11	5/24/2019	001134-001368
38	EVIDENTIARY HEARING - DAY 10 VOLUME I OF II	30	6/20/2019	003349-003464
39	EVIDENTIARY HEARING - DAY 10 VOLUME II	31	6/20/2019	003465-003622
43	EVIDENTIARY HEARING - DAY 11	32	7/5/2019	003671-003774
44	EVIDENTIARY HEARING - DAY 12	33	7/10/2019	003775-003949
46	EVIDENTIARY HEARING - DAY 13 VOLUME I OF II	34	7/11/2019	003968-004105
47	EVIDENTIARY HEARING - DAY 13 VOLUME II	35	7/11/2019	004106-004227
49	EVIDENTIARY HEARING - DAY 14	36	7/12/2019	004237-004413

51	EVIDENTIARY HEARING - DAY 15	37	7/15/2019	004426-004500
52	EVIDENTIARY HEARING - DAY 15 VOLUME II	38	7/15/2019	004501-004679
56	EVIDENTIARY HEARING - DAY 16	39	7/28/2019	004724-004828
57	EVIDENTIARY HEARING - DAY 17 VOLUME I OF II	40	8/13/2019	004829-004935
58	EVIDENTIARY HEARING - DAY 17 VOLUME II	41	8/13/2019	004936-005027
61	EVIDENTIARY HEARING - DAY 18	42 thru 43	8/14/2019	005034-005222
62	EVIDENTIARY HEARING - DAY 19	44	8/15/2019	005223-005301
23	EVIDENTIARY HEARING - DAY 2 VOLUME I OF II	12	5/28/2019	001369-001459
24	EVIDENTIARY HEARING - DAY 2 VOLUME II	13	5/28/2019	001460-001565
63	EVIDENTIARY HEARING - DAY 20	45	8/16/2019	005302-005468
25	EVIDENTIARY HEARING - DAY 3 VOLUME I OF II	14	5/29/2019	001566-001663
26	EVIDENTIARY HEARING - DAY 3 VOLUME II	15	5/29/2019	001664-001807
27	EVIDENTIARY HEARING - DAY 4	16 thru 17	5/30/2019	001808-002050
28	EVIDENTIARY HEARING - DAY 5 VOLUME I OF II	18	5/31/2019	002051-002113
29	EVIDENTIARY HEARING - DAY 5 VOLUME II	19 thru 20	5/31/2019	002114-002333
31	EVIDENTIARY HEARING - DAY 6	22 thru 23	6/10/2019	002345-002569
32	EVIDENTIARY HEARING - DAY 7	24 thru 25	6/11/2019	002570-002822
34	EVIDENTIARY HEARING - DAY 8 VOLUME I OF II	26	6/18/2019	002847-002958
35	EVIDENTIARY HEARING - DAY 8 VOLUME II	27	6/18/2019	002959-003092
36	EVIDENTIARY HEARING - DAY 9 VOLUME I OF II	28	6/19/2019	003093-003215

37	EVIDENTIARY HEARING - DAY 9 VOLUME II	29	6/19/2019	003216-003348
299	EVIDENTIARY HEARING ON CASE -ENDING SANCTIONS - DAY 1	277 thru 278	7/13/2020	039869-040216
300	EVIDENTIARY HEARING ON CASE -ENDING SANCTIONS - DAY 2	279	7/14/2020	040217-040263
314	EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	297	7/28/2020	042640-042670
322	EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	306	7/31/2020	043568-043639
64	FINDINGS OF FACT AND CONCLUSIONS OF LAW GRANTING PRELIMINARY INJUNCTION	46	8/23/2019	005469-005492
114	FINDINGS OF FACT AND CONCLUSIONS OF LAW GRANTING PRELIMINARY INJUNCTION	54	2/7/2020	006698-006722
358	FINDINGS OF FACT, CONCLUSION OF LAW AND PERMANENT INJUNCTION	332	9/16/2020	046818-046829
296	FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER GRANTING IN PART AND DENYING IN PART MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS (1)	276	7/11/2020	039860-039862
297	FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER GRANTING IN PART AND DENYING IN PART MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS (2)	276	7/11/2020	039863-039865
42	FIRST AMENDED COMPLAINT	32	7/3/2019	003653-003670
67	FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/6/2019	005593-005698
2	FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/18/2018	000013-000025
70	FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	47	9/29/2019	005716-005731

53	GREENMART OF NEVADA NLC LLC'S ANSWER TO PLAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/17/2019	004680-004694
126	GREENMART OF NEVADA NLV LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/18/2020	006911-006921
120	GREENMART OF NEVADA NLV LLC'S ANSWER TO ETW MANAGEMENT GROUP LLC, GLOBAL HARMONY LLC, GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, HERBAL CHOICE INC., JUST QUALITY LLC, LIBRA WELLNESS CENTER, LLC, ROMBOUGH REAL ESTATE INC. DBA MOTHER HERB, NEVCANN LLC, RED EARTH LLC, THC NEVADA LLC, ZION GARDENS LLC AND MMOF VEGAS RETAIL, INC.'S THIRD AMENDED COMPLAINT	55	2/12/2020	006823-006841
137	GREENMART OF NEVADA NLV LLC'S ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	3/6/2020	007013-007024
132	GREENMART OF NEVADA NLV LLC'S ANSWER TO QUALCAN LLC'S SECOND AMENDED COMPLAINT	55	2/25/2020	006959-006970
138	GREENMART OF NEVADA NLV LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	3/6/2020	007025-007036
375	GREENMART OF NEVADA NLV LLC'S JOINDER TO DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	343	11/2/2020	048142-048143
363	GREENMART OF NEVADA NLV LLC'S JOINDER TO DEPARTMENT OF TAXATION'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW, AND PERMANENT INJUNCTION	333	9/24/2020	046925-046926

274	GREENMART OF NEVADA NLV LLC'S JOINDER TO MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC., AND LIVFREE WELLNESS, LLC ON AN ORDER SHORTENING TIME	273	7/8/2020	039326-039327
318	GREENMART OF NEVADA NLV LLC'S JOINDER TO PLAINTIFFS' OPPOSITION TO THE THC NEVADA LLC'S AND HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER FOR PRELIMINARY INJUNCTION ON AN ORDER SHORTENING TIME AND DECLARATION OF ALINA M. SHELL	302	7/30/2020	043191-043195
134	GREENMART OF NEVADA NLV LLC'S MOTION TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/28/2020	006984-006987
154	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO ETW PLAINTIFFS' MOTION TO COMPEL	58	4/3/2020	007337-007346
153	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO ETW PLAINTIFFS' MOTION TO COMPEL PRIVILEGE LOGS	58	4/3/2020	007333-007336
141	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL GREENMART TO ALSO PRODUCE KENNETH LEE AND HAE LEE FOR DEPOSITION	56	3/18/2020	007075-007080
144	GREENMART OF NEVADA NLV LLC'S RESPONSE IN OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	56	3/23/2020	007087-007095
99	GREENMART OF NEVADA NLV LLC'S ANSWER TO D.H. FLAMINGO PLAINTIFFS' FIRST AMENDED COMPLAINT	51	1/6/2020	006272-006295
89	HEARING ON APPLICATION OF NEVADA ORGANIC REMEDIES FOR WRIT OF MANDAMUS TO COMPEL STATE TO MOVE IT TO TIER 2 OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	12/9/2019	006058-006068
176	HEARING ON MOTIONS FOR SUMMARY JUDGMENT OR WRIT OF MANDAMUS AND MOTION TO EXTEND TIME FOR BRIEFING	65	5/22/2020	008303-008354

65	HEARING ON OBJECTIONS TO STATE'S RESPONSE, NEVADA WELLNESS CENTER'S MOTION RE COMPLIANCE RE PHYSICAL ADDRESS, AND BOND AMOUNT SETTING	46	8/29/2019	005493-005565
112	HEARING ON OBJECTIONS TO SUBPOENAS DUCES TECUM, MOTIONS FOR PROTECTIVE ORDERS, APPLICATION OF FOR WRIT OF MANDAMUS, MOTION FOR SETTING SETTLEMENT CONFERENCE, AND MOTION TO REDACT AND SEAL EXHIBITS 4 AND 5	53	1/31/2020	006610-006657
276	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	273	7/9/2020	039382-039411
277	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO HIGH SIERRA HOLISTICS COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/9/2020	039412-039421
278	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO MM DEVELOPMENT COMPANY, INC., & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/9/2020	039422-039434
279	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	273	7/9/2020	039435-039445
280	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	274	7/9/2020	039446-039478
281	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO QUALCANN, LLC'S SECOND AMENDED COMPLAINT	274	7/9/2020	039479-039496
282	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT	274	7/9/2020	039497-039509
283	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO TGIG PARTIES' SECOND AMENDED COMPLAINT	274	7/9/2020	039510-039523

284	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO THIRD AMENDED COMPLAINT	274	7/9/2020	039524-039539
364	HELPING HANDS WELLNESS CENTER, INC.'S OPPOSITION TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	9/24/2020	046927-046931
340	HELPING HANDS WELLNESS CENTER, INC.'S REPLY IN SUPPORT OF MOTION TO MODIFY OR DISSOLVE THE PRELIMINARY INJUNCTION1	326	8/16/2020	045918-045932
273	HIGH SIERRA HOLISTICS, LLC'S JOINDER TO ETW MANAGEMENT GROUP LLC'S ANSWERS	273	7/8/2020	039324-039325
373	INDEX OF EXHIBITS IN SUPPORT OF DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	341 thru 342	10/30/2020	047883-048130
21	INTERVENING DEFENDANTS' JOINDER AND SUPPLEMENTAL BRIEFING IN SUPPORT OF THE STATE OF NEVADA'S AND NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION; AND LONE MOUNTAIN PARTNERS, LLC'S OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION OR FOR WRIT OF MANDAMUS	9	5/23/2019	001068-001133
41	INTERVENOR DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFF'S COMPLAINT	32	7/3/2019	003640-003652
40	INTERVENOR DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' SECOND AMENDED COMPLAINT	31	6/24/2019	003623-003639
319	JOINDER TO THC NEVADA, LLC and HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	302	7/30/2020	043196-043209
351	JOINDER TO THC NEVADA, LLC and HERBAL CHOICE, INC.'S MOTION TO RENEW JOINDER TO TGIG'S COUNTERMOTION FOR ORDER DISPENSING WITH THE BOND REQUIREMENT FOR PURPOSES OF THE PRELIMINARY	331	8/28/2020	046565-046567

335	JOINDER TO THC NEVADA, LLC AND HERBAL CHOICE, INC'S MOTION TO STRIKE DEPARTMENT OF TAXATION NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	325	8/14/2020	045883-045888
54	LONE MOUNTAIN PARTNERS, LLC'S ANSWER TO LAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/22/2019	004695-004705
30	LONE MOUNTAIN PARTNERS, LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	21	6/5/2019	002334-002344
90	LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	49	12/10/2019	006069-006081
101	LONE MOUNTAIN PARTNERS, LLC'S REPLY IN SUPPORT OF MOTION TO DISMISS SECOND AMENDED COMPLAINT	51	1/8/2020	006359-006368
163	MINUTE ORDER CLEAR RIVER'S REQUEST FOR OST ON MOTION TO DISMISS	61	4/15/2020	007793-007793
135	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC ANSWER TO NATURAL MEDICINE, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	2/28/2020	006988-007000
127	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION	55	2/18/2020	006922-006935
111	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/29/2020	006589-006609
286	MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRARECORD EVIDENCE AT THE HEARING OF JUDICIAL REVIEW and TO ENLARGE TIME FOR FILING OPENING BRIEF	275	7/9/2020	039576-039735
368	MOTION FOR ORDER TO SHOW CAUSE	333	10/16/2020	046944-046965
8	MOTION FOR PRELIMINARY INJUNCTION	2	3/18/2019	000108-000217
301	MOTION FOR PROTECTIVE ORDER ON ORDER SHORTENING TIME	279	7/15/2020	040264-040323

275	MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC ON AN ORDER SHORTENING TIME	273	7/8/2020	039328-039381
353	MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC FINAL PRETRIAL CONFERENCE	331	9/3/2020	046573-046666
332	MOTION TO PRECLUDE APPLICATION OF THE EQUITABLE MAXIM OF UNCLEAN HANDS AGAIN ST THE TGIG PLAINTIFFS	324	8/11/2020	045698-045711
260	MOTION TO VOLUNTARILY DISMISS MMOV VEGAS RETAIL, INC. AND REQUEST TO RELEASE MMOV VEGAS RETAIL, INC.'S BOND FUNDS ON AN ORDER SHORTENING TIME	271	6/29/2020	038948-039114
289	NEVADA ORGANIC REMEDIES, LLC'S ANSWER NEVADA WELLNESS CENTER, LLC'S AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039760-039772
295	NEVADA ORGANIC REMEDIES, LLC'S ANSWER RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039845-039859
291	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO ETW MANAGEMENT GROUP, LLC ET AL.'S THIRD AMENDED THIRD AMENDED COMPLAINT	276	7/10/2020	039790-039804
292	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO HIGH SIERRA HOLISTIC'S COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039805-039815
293	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039816-039829
180	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO NATURAL MEDICINE'S LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	65	6/4/2020	008394-008401
294	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO QUALCAN, LLC.'S SECOND AMENDED COMPLAINT	276	7/10/2020	039830-039844

181	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	66	6/4/2020	008402-008409
146	NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO QUALCAN'S PETITION FOR WRIT OF MANDAMUS	56	3/27/2020	007100-007143
15	NEVADA ORGANIC REMIDIES, LLC'S OPPOSITION TO SERENITY WELLNESS CENTER, LLC AND RELATED PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION	8	5/9/2019	000942-000974
136	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT/RESPONDENT STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND/OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	2/28/2020	007001-007012
156	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/8/2020	007361-007373
133	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/26/2020	006971-006983
143	NEVADA WELLNESS CENTER, LLC'S JOINDER TO ETW PLAINTIFFS' MOTION TO COMPEL	56	3/20/2020	007084-007086
142	NEVADA WELLNESS CENTER, LLC'S JOINDER TO ETW PLAINTIFFS' MOTION TO COMPEL PRIVILEGE LOGS	56	3/20/2020	007081-007083
323	NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE ON AN ORDER SHORTENING TIME	306	8/3/2020	043640-043708
371	NOTICE OF APPEAL	335 thru 339	10/23/2020	047003-047862
359	NOTICE OF ENTRY OF JUDGMENT (1)	333	9/22/2020	046830-046844
360	NOTICE OF ENTRY OF JUDGMENT (2)	333	9/22/2020	046845-046877
98	NOTICE OF ENTRY OF ORDER	51	1/3/2020	006264-006271
104	NOTICE OF ENTRY OF ORDER	52	1/14/2020	006469-006474

341	NOTICE OF ENTRY OF ORDER	326	8/17/2020	045933-045939
372	NOTICE OF ENTRY OF ORDER	340	10/27/2020	047863-047882
159	NOTICE OF ENTRY OF ORDER DENYING MM DEVELOPMENT COMPANY, INC.'S MOTION TO STRIKE AND-OR DISMISS D.H. FLAMINGO, INC.'S COUNTERCLAIM	58	4/9/2020	007396-007400
83	NOTICE OF ENTRY OF ORDER DENYING MM DEVELOPMENT COMPANY, INC.'S AND LIVFREE WELLNESS, LLC'S MOTION TO ALTER OR AMEND FINDINGS OF FACT AND CONCLUSION OF LAW,	49	11/22/2019	006012-006015
258	NOTICE OF ENTRY OF ORDER ON PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN JORGE PUPO'S ANSWER TO SECOND AMENDED COMPLAINT	270	6/23/2020	038868-038871
130	NOTICE OF FILING OF EMERGENCY PETITION FOR WRIT OF MANDAMUS OR PROHIBITION UNDER NRAP 21(a)6)	55	2/21/2020	006950-006951
91	NOTICE OF HEARING	49	12/13/2019	006082-006087
100	NV WELLNESS CENTER, LLC'S MOTION TO COMPEL ON AN ORDER SHORTENING TIME	51	1/8/2020	006296-006358
95	OPPOSITION TO HELPING HANDS WELLNESS CTR, INC.'S APPLICATION FOR WRIT OF MANDAMUS	50	12/27/2019	006207-006259
13	OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION	3 thru 4	5/9/2019	000270-000531
285	OPPOSITION TO MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC ON AN ORDER SHORTENING TIME	274	7/9/2020	039540-039575
334	OPPOSITION TO MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	325	8/14/2020	045878-045882
102	OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL	52	1/10/2020	006369-006439

80	ORDER DENYING 1) ORGANIC REMEDIES, LLC'S MOTION TO DISSOLVE PRELIMINARY INJUNCTION AND TO STAY PRELIMINARY INJUNCTION PENDING APPEAL AND 2) LONE MOUNTAIN PARTNERS, LLC'S	49	11/19/2019	005943-005949
182	ORDER DENYING D.H. FLAMINGO, INC. AND SURTERRA HOLDINGS, INC.'S MOTION FOR SUMMARY JUDGMENT AGAINST MM DEVELOPMENT COMPANY, INC.	66	6/5/2020	008410-008413
152	ORDER DENYING DEFENDANT JORGE PUPO'S MOTION TO DISMISS	58	3/30/2020	007330-007332
171	ORDER DENYING LONE MOUNTAIN PARTNER'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	62	5/5/2020	007940-007941
84	ORDER DENYING MM DEVELOPMENT COMPANY, INC. 'S AND LIVFREE WELLNESS LLC'S MOTION TO ALTER AMEND FINDINGS OF FACT AND CONCLUSION OF LAW	49	11/22/2019	006016-006017
96	ORDER DENYING MOTION FOR STAY AND GRANTING IN PART MOTION TO EXPEDITE	50	12/30/2019	006260-006262
105	ORDER DENYING NEVADA ORGANIC REMEDIES, LLC'S AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC	52	1/14/2020	006475-006477
352	ORDER DENYING TGIG PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE AT THE HEARING OF JUDICIAL REVIEW; AND TO ENLARGE TIME FOR FILING OPENING BRIEF	331	8/28/2020	046568-046572
97	ORDER DENYING THE DEPARTMENT OF TAXATION OBJECTION TO DISCOVERY COMMISSIONER'S REPORT AND RECOMMENDATIONS	51	12/31/2019	006263-006263
298	ORDER GRANTING CLEAR RIVER, LLC'S MOTION TO RECONSIDER THE COURT'S ORDER GRANTING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE	276	7/11/2020	039866-039868

	JOHN KOCER AND NORTON ARBELAEZ FOR DEPOSITION ON ORDER SHORTENING TIME			
18	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	8	5/16/2019	001038-001041
59	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	41	8/14/2019	005028-005030
60	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	41	8/14/2019	005031-005033
128	ORDER GRANTING IN PART AND DENYING IN PART THE DEPARTMENT OF TAXATION'S MOTIONS FOR PROTECTIVE ORDER ON ORDER SHORTENING TIME	55	2/19/2020	006936-006941
86	ORDER GRANTING MOTION FOR LEAVE TO FILE SECOND AMENDED COMPLAINT IN CASE NO. A-786962	49	11/26/2019	006023-006024
170	ORDER GRANTING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE ADDITIONAL DOCUMENTS ON ORDER SHORTENING TIME	62	4/21/2020	007936-007939
338	ORDER REGARDING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION FOR SUMMARY JUDGMENT ON FIRST CLAIM FOR RELIEF	326	8/15/2020	045900-045905
369	ORDER TO SHOW CAUSE	334	10/18/2020	046966-046999
140	PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL GREENMART OF NEVADA, LLC TO PRODUCE KENNETH LEE AND HAE LEE FOR DEPOSITION ON ORDER SHORTENING TIME	56	3/16/2020	007058-007074
147	PLAINTIFF NEVADA WELLNESS CENTER, LLC'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	57	3/27/2020	007144-007175
243	PLAINTIFF'S RECORD PART 59	232	6/12/2020	033643-033801
9	PLAINTIFFS' COUNTER-DEFENDANTS' ANSWER TO COUNTERCLAIM	2	4/5/2019	000218-000223

185	PLAINTIFF'S DECLARATION & POA-F2018-01430	67 thru 74	6/12/2020	008455-009889
187	PLAINTIFF'S DKT 148-1 INDEX OF EXHIBITS - 1	76 thru 77	6/12/2020	009934-010291
188	PLAINTIFF'S DKT 148-1 INDEX OF EXHIBITS - 2	78 thru 79	6/12/2020	010292-010595
370	PLAINTIFFS GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, NEVCANN LLC AND RED EARTH LLC'S JOINDER TO TGIG PLAINTIFFS' MOTION FOR ORDER TO SHOW CAUSE	334	10/21/2020	047000-047002
356	PLAINTIFFS GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, NEVCANN LLC AND RED EARTH LLC'S JOINDER TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/14/2020	046813-046815
186	PLAINTIFF'S NOTICE OF FILING RECORD ON REVIEW	75	6/12/2020	009890-009933
20	PLAINTIFFS' OMNIBUS REPLY IN SUPPORT OF MOTION FOR PRELIMINARY INJUNCTION	8	5/22/2019	001054-001067
305	PLAINTIFFS' OPENING BRIEF IN SUPPORT OF PETITION FOR JUDICIAL REVIEW	286	7/22/2020	041331-041363
94	PLAINTIFFS' OPPOSITION TO LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	50	12/20/2019	006124-006206
189	PLAINTIFF'S RECORD PART 1	80 thru 81	6/12/2020	010596-010937
198	PLAINTIFF'S RECORD PART 10	93	6/12/2020	012724-012878
199	PLAINTIFF'S RECORD PART 11	94	6/12/2020	012879-013032
200	PLAINTIFF'S RECORD PART 12	95	6/12/2020	013033-013187
201	PLAINTIFF'S RECORD PART 13	96	6/12/2020	013188-013341
202	PLAINTIFF'S RECORD PART 14	97	6/12/2020	013342-013496

203	PLAINTIFF'S RECORD PART 15	98 thru 99	6/12/2020	013497-013774
204	PLAINTIFF'S RECORD PART 16	100 thru 101	6/12/2020	013775-014052
205	PLAINTIFF'S RECORD PART 17	102 thru 103	6/12/2020	014053-014330
206	PLAINTIFF'S RECORD PART 18	104 thru 105	6/12/2020	014331-014608
207	PLAINTIFF'S RECORD PART 18	106 thru 107	6/12/2020	014609-014886
208	PLAINTIFF'S RECORD PART 19	108 thru 111	6/12/2020	014887-015426
190	PLAINTIFF'S RECORD PART 2	82 thru 83	6/12/2020	010938-011275
209	PLAINTIFF'S RECORD PART 20	112 thru 115	6/12/2020	015427-015966
210	PLAINTIFF'S RECORD PART 21	116 thru 119	6/12/2020	015967-016506
211	PLAINTIFF'S RECORD PART 22	120 thru 123	6/12/2020	016507-017048
212	PLAINTIFF'S RECORD PART 24	124 thru 131	6/12/2020	017049-018484
213	PLAINTIFF'S RECORD PART 25	132 thru 134	6/12/2020	018485-018844
214	PLAINTIFF'S RECORD PART 26	135 thru 136	6/12/2020	018845-019202
215	PLAINTIFF'S RECORD PART 27	137 thru 144	6/12/2020	019203-020637

216	PLAINTIFF'S RECORD PART 28	145 thru 147	6/12/2020	020638-020999
217	PLAINTIFF'S RECORD PART 29	148 thru 149	6/12/2020	021000-021357
191	PLAINTIFF'S RECORD PART 3	84 thru 85	6/12/2020	011276-011613
218	PLAINTIFF'S RECORD PART 30	150 thru 157	6/12/2020	021358-022621
219	PLAINTIFF'S RECORD PART 31	158 thru 159	6/12/2020	022622-022979
220	PLAINTIFF'S RECORD PART 32	160 thru 167	6/12/2020	022980-024414
221	PLAINTIFF'S RECORD PART 33	168 thru 169	6/12/2020	024415-024718
222	PLAINTIFF'S RECORD PART 35	170 thru 177	6/12/2020	024719-026153
223	PLAINTIFF'S RECORD PART 37	178	6/12/2020	026154-026256
224	PLAINTIFF'S RECORD PART 39	179 thru 181	6/12/2020	026257-026669
192	PLAINTIFF'S RECORD PART 4	86 thru 87	6/12/2020	011614-011951
225	PLAINTIFF'S RECORD PART 40	182 thru 183	6/12/2020	026670-026934
226	PLAINTIFF'S RECORD PART 41	184 thru 186	6/12/2020	026935-027347
227	PLAINTIFF'S RECORD PART 42	187 thru 188	6/12/2020	027348-027612

228	PLAINTIFF'S RECORD PART 43	189 thru 191	6/12/2020	027613-028025
229	PLAINTIFF'S RECORD PART 44	192 thru 193	6/12/2020	028026-028290
230	PLAINTIFF'S RECORD PART 45	194 thru 196	6/12/2020	028291-028703
231	PLAINTIFF'S RECORD PART 46	197 thru 198	6/12/2020	028704-028968
232	PLAINTIFF'S RECORD PART 47	199 thru 201	6/12/2020	028969-029451
233	PLAINTIFF'S RECORD PART 48	202 thru 204	6/12/2020	029452-029934
234	PLAINTIFF'S RECORD PART 49	205 thru 207	6/12/2020	029935-030346
193	PLAINTIFF'S RECORD PART 5	88	6/12/2020	011952-012104
235	PLAINTIFF'S RECORD PART 50	208 thru 210	6/12/2020	030347-030758
236	PLAINTIFF'S RECORD PART 51	211 thru 213	6/12/2020	030759-031170
237	PLAINTIFF'S RECORD PART 52	214 thru 216	6/12/2020	031171-031582
238	PLAINTIFF'S RECORD PART 54	217 thru 219	6/12/2020	031583-031994
239	PLAINTIFF'S RECORD PART 55	220 thru 222	6/12/2020	031995-032406
240	PLAINTIFF'S RECORD PART 56	223 thru 225	6/12/2020	032407-032818

242	PLAINTIFF'S RECORD PART 58	229 thru 231	6/12/2020	033231-033642
194	PLAINTIFF'S RECORD PART 6	89	6/12/2020	012105-012258
244	PLAINTIFF'S RECORD PART 60	233	6/12/2020	033802-033877
245	PLAINTIFF'S RECORD PART 61	234 thru 235	6/12/2020	033878-034143
246	PLAINTIFF'S RECORD PART 62	236 thru 237	6/12/2020	034144-034409
247	PLAINTIFF'S RECORD PART 63	238 thru 239	6/12/2020	034410-034675
248	PLAINTIFF'S RECORD PART 64	240 thru 241	6/12/2020	034676-034943
249	PLAINTIFF'S RECORD PART 65	242 thru 245	6/12/2020	034944-035512
250	PLAINTIFF'S RECORD PART 66	246 thru 248	6/12/2020	035513-035919
251	PLAINTIFF'S RECORD PART 67	249 thru 251	6/12/2020	035920-036326
252	PLAINTIFF'S RECORD PART 68	252 thru 254	6/12/2020	036327-036733
253	PLAINTIFF'S RECORD PART 69	255 thru 257	6/12/2020	036734-037140
195	PLAINTIFF'S RECORD PART 7	90	6/12/2020	012259-012413
254	PLAINTIFF'S RECORD PART 70	258 thru 260	6/12/2020	037141-037547
255	PLAINTIFF'S RECORD PART 71	261 thru 263	6/12/2020	037548-037954

256	PLAINTIFF'S RECORD PART 72	264 thru 266	6/12/2020	037955-038415
257	PLAINTIFF'S RECORD PART 73	267 thru 269	6/12/2020	038416-038867
196	PLAINTIFF'S RECORD PART 8	91	6/12/2020	012414-012569
197	PLAINTIFF'S RECORD PART 9	92	6/12/2020	012570-012723
241	PLAINTIFF'S RECORD PARTY 57	226 thru 228	6/12/2020	032819-033230
48	PLAINTIFFS-COUNTER DEFENDANTS' ANSWER TO COUNTERCLAIM	35	7/12/2019	004228-004236
178	PURE TONIC CONCENTRATES LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	65	5/29/2020	008376-008379
139	QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	56	3/13/2020	007037-007057
88	REPLY IN SUPPORT OF AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	12/6/2019	006048-006057
328	REPLY TO THE DOT'S AND CLEAR RIVER, LLC'S OPPOSITIONS TO PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS	317	8/7/2020	045066-045084
179	RURAL REMEDIES, LLC'S ANSWER TO DEFENDANT-RESPONDENT NATURAL MEDICINE'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORI, MANDAMUS AND PROHIBITION	65	6/3/2020	008380-008393
357	RURAL REMEDIES, LLC'S JOINDER IN TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT AND CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/15/2020	046816-046817

117	SECOND AMENDED COMPLAINT	54	2/11/2020	006782-006805
376	SHOW CAUSE HEARING	343	11/2/2020	048144-048281
259	SUPPLEMENT TO RECORD ON REVIEW IN ACCORDANCE WITH THE NEVADA ADMINISTRATIVE PROCEDURE ACT	270	6/26/2020	038872-038947
355	TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/10/2020	046777-046812
87	TGIG SECOND AMENDED COMPLAINT	49	11/26/2019	006025-006047
184	TGIG, LLC, NEVADA HOLISTIC MEDICINE, LLC, GBS NEVADA PARTNERS, FIDELIS HOLDINGS, LLC, GRAVITAS NEVADA, NEVADA PURE, LLC, MEDIFARM, LLC, AND MEDIFARM IV'S ANSWER TO NATURAL MEDICINE	66	6/10/2020	008436-008454
336	THC NEVADA, LLC AND HERBAL CHOICE, INC.'S JOINDER TO TGIG PLAINTIFFS' PROPOSED SUPPLEMENTAL FINDINGS OF FACT AND CONCLUSIONS OF LAW BASED UPON PARTIAL SUBSTITUTION OF THE NEVADA CANNABIS COMPLIANCE BOARD AS A PARTY DEFENDANT IN THESE CONSOLIDATED MATTERS	326	8/14/2020	045889-045891
339	THC NEVADA, LLC AND HERBAL CHOICE, INC.'S REPLY TO NEVADA ORGANIC REMEDIES' OPPOSITION TO MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	326	8/15/2020	045906-045917
308	THC NEVADA, LLC'S JOINDER TO PLAINTIFF TGIG, LLC ET AL'S OPENING BRIEF IN SUPPORT OF PETITION FOR JUDICIAL REVIEW	289	7/23/2020	041733-041735
311	THE ESSENCE ENTITIES' JOINDER TO DEPARTMENT OF TAXATION'S OPPOSITION TO TGIG'S MOTION TO SUPPLEMENT THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE AND TO ENLARGE TIME FOR FILING OPENING BRIEF	292	7/24/2020	042072-042074
362	THE ESSENCE ENTITIES' LIMITED OPPOSITION TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	9/24/2020	046922-046924

149	THE ESSENCE ENTITIES' OPPOSITION TO ETW PLAINTIFFS' 1) MOTION TO COMPEL AND 2) MOTION TO COMPEL PRIVILEGE LOGS	57	3/27/2020	007183-007293
317	THRIVE'S JOINDER TO PLAINTIFFS' OPPOSITION TO THC NEVADA LLC'S AND HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER FOR PRELIMINARY INJUNCTION ON AN ORDER SHORTENING TIME	302	7/30/2020	043187-043190
162	THRIVE'S SUPPLEMENTAL BRIEF IN SUPPORT OF OPPOSITION TO ETW MANAGEMENT GROUP LLC; ET AL.'S MOTION TO COMPEL	61	4/14/2020	007731-007792
344	TRIAL EXHIBIT 1005	329	8/18/2020	046356-046389
345	TRIAL EXHIBIT 1006	330	8/18/2020	046390-046423
346	TRIAL EXHIBIT 1135	330	8/18/2020	046424-046445
347	TRIAL EXHIBIT 1302	330	8/18/2020	046446-046448
348	TRIAL EXHIBIT 2157	330	8/18/2020	046449-046502
349	TRIAL EXHIBIT 2158	330	8/18/2020	046503-046548
350	TRIAL EXHIBIT 3291	331	8/18/2020	046549-046564
262	WELLNESS CONNECTION OF NEVADA, LLC'S ANSWER TO PLAINTIFF NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	6/29/2020	039136-039152
366	WELLNESS CONNECTION OF NEVADA, LLC'S RESPONSE TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION AND COUNTERMOTION TO CLARIFY AND/OR FOR ADDITIONAL FINDINGS	333	9/24/2020	046934-046940

1 Am I right?

2 A Yes, sir. You are.

3 MR. J. SMITH: Objection, leading.

4 THE COURT: Overruled.

5 BY MR. GENTILE:

6 Q So you -- this is information that was published by
7 the State, the defendant in this case?

8 A Yes, sir. That's correct.

9 Q All right. So you don't know if the State was lying
10 to you, you only know that that's where you got it; right?

11 A Yes, sir. That's correct.

12 Q Okay. And you have 68 dots on here, because two of
13 the establishments that are listed on the website of the State
14 are medical only. Am I correct?

15 A Yes, sir. That's correct. One in --

16 Q So there --

17 A -- Fernley and one in the --

18 Q -- there were 70 --

19 A -- City of Las Vegas.

20 Q -- listed, but you only put 68 on here; right?

21 A Yes, sir. That's correct.

22 Q Okay. And at least as of January, they were all
23 open, if the State told the truth?

24 A As we understood it, yes, sir.

25 Q Okay. And actually, there's not 68 on here. There

1 are how many there are in Southern Nevada?

2 A Well, on the bigger map. We were using this one as a
3 -- as a -- to demonstrate the total. The bigger map would
4 include everyone of them.

5 Q The bigger map --

6 A This one will --

7 Q -- had the -- had --

8 A -- include Clark --

9 Q -- all of them.

10 A -- County.

11 Q That's correct.

12 A But you have it right.

13 Q Okay. Now, I want to ask you, you can't tell the
14 impact that a new location is going to have on a current
15 business without knowing where the new location is; am I right?

16 A Yes, sir. That's correct.

17 Q So if five marijuana retail stores opened up in the
18 same post office box, they would probably be competing with
19 each other pretty heavily, wouldn't they?

20 A There's no doubt.

21 Q Okay. And if they opened up in the same building,
22 they'd be competing with each other pretty heavily?

23 A Also correct, sir.

24 Q Okay. And unless you know where they're going to be,
25 there's no way for you to -- to do a quantifiable analysis with

1 regard to any given location that already exists?

2 A That's also correct, sir.

3 Q Now, I want to ask you something about saturation.

4 We -- you have testified and you have shown us graphics, and
5 you have testified about the data that you obtained going all
6 the way up, I think, through June of this year?

7 A Through -- through May, sir.

8 Q Through May? Okay. What is the relationship between
9 the data that you have available that you've used, and
10 particularly since COVID, and the loss of tourism --

11 A Sure.

12 Q -- as it relates to whether you can determine, at
13 least with regard to the people who live here, alone, just the
14 people who live in Southern Nevada --

15 A Sure.

16 Q -- whether as far as the local market is concerned --
17 not tourism -- we are approaching saturation?

18 A Well, I think I understand your question, so I'm
19 going to try and phrase it.

20 I mean, essentially, what we have is sufficient
21 supply to provide -- to -- to provide service, if you will, to
22 a population that is roughly 85 percent -- excuse me -- 16
23 percent larger than the population we actually have today.

24 And again, I think the orders of magnitude bear some
25 conversation, you know, 16 percent of our full-time equivalency

1 population is in visitors. I realize you're asking me to hold
2 that to the side.

3 But the supply side of the equation is essentially
4 designed to provide supply to a population that includes that
5 FTE population. And so that shift is material.

6 Mr. Gentile, the other thing that I think is -- is at
7 least worthy of some -- a footnote relative to that particular
8 question, is that those numbers that I provided, and what we're
9 seeing in taxable retail sales, or in marijuana sales, or
10 anything, include \$2.3 trillion worth of stimulus in the United
11 States economy, roughly, \$18-and-a-half billion dollars of
12 which has made its way into the State of Nevada, including
13 billions of dollars in excess unemployment insurance payments,
14 \$1,200 payments directly to individuals, some 500 -- for many
15 of them; right?

16 So even the numbers that we're looking at today are
17 being masked relative to the implications of COVID-19 as a
18 result of the fact that that stimulus is propping it up.

19 So just to go back to your specific question, if
20 you're asking me about the issue of saturation, we were already
21 approaching what looked like a market that was starting to
22 reach its peak and coming back down in terms of growth.

23 Then what we're going to do is we're going to take
24 off 16 percent of the consumers. Then what we're going to do
25 is essentially put in more stimulus than at any point in the

1 history of the United States, and ask those existing providers
2 of services to be able to maintain that market share.

3 Now, that market share is going to drop to level off
4 to what's there. But I think, again, I use the -- sort of
5 analogy of a -- of a formidable one-two punch, and I think it's
6 pretty substantial.

7 Q Well, the sales of marijuana and the taxes that it
8 generates have been dropping since COVID; am I right?

9 A Yes, sir.

10 Q Okay. And without a doubt, tourism has dropped
11 precipitously, it is I think you said at one point in time
12 97 percent down?

13 A Yes, it's not quite that far. But in -- in June,
14 just to put it into perspective, in June when our market
15 ostensibly opened back up --

16 Q So, if we --

17 A -- visitor volume still down --

18 THE COURT: You've got --

19 THE WITNESS: -- June of 2020 --

20 THE COURT: -- to let him finish. Don't interrupt.

21 MR. GENTILE: I'm sorry.

22 THE WITNESS: June of 2020, when our market opened
23 back up, right, allowed visitors to come in, we're still down
24 70 percent over where we were for the same month of the prior
25 year.

1 Let -- to put that into perspective, the next closest
2 month by way of comparison would have been September 11th,
3 2001, when obviously great tragedy led to a shutting down of
4 airlines across the country, visitor volume was down
5 14-and-a-half percent, during that same month. So that's the
6 next closest non-COVID month we have to compare.

7 BY MR. GENTILE:

8 Q So what I'm trying to get at is, we know that we
9 don't have the -- well, let -- let's do the inverse. If we
10 keep building hotels and adding hotel rooms, and keep filling
11 those rooms, and keep getting more tourists to come here,
12 chances are that the saturation point for the sale of cannabis
13 is never going to be reached, or it's going to be a long time
14 coming. Would that be fair to say?

15 A Yes, sir. If our population --

16 Q Because there's more people to buy it.

17 A Sure.

18 Q Okay.

19 A More -- more consumers --

20 Q Right.

21 A -- more disposable income.

22 Q But now we don't have that. Now, we have a bunch of
23 empty hotel rooms and an empty convention center that we're
24 sitting in and standing in, and talking in right now.

25 A Yes, sir.

1 Q All right. And our sale of cannabis has been going
2 down month to month since this drop, this absence of tourism
3 has occurred; am I right?

4 A Yes, sir.

5 Q We can infer from that, that certainly the largest
6 portion of those sales is coming from locals, can we not?

7 A Yes, sir.

8 Q And if they continue to be going down, does that not
9 at least indicative that we have reached saturation as far as
10 local sales is concerned?

11 A Well, yes, it's indicative of the fact that that --
12 that supply could potentially be -- supply is outstripping
13 demand. Yes, sir.

14 MR. GENTILE: Thank you.

15 THE COURT: Anyone else have any follow-up questions?

16 (Pause in the proceedings.)

17 THE COURT: Thank you, Mr. Gentile. I appreciate it.

18 All right. Mr. Hone, you're up.

19 RECROSS-EXAMINATION

20 BY MR. HONE:

21 Q Just a couple questions real quickly. Based on the
22 impact that COVID has had on the Nevada economy, once -- once
23 we're past the pandemic, and presuming that these new licenses
24 come online, you wouldn't be able to tell what the impact is on
25 a market share analysis based on COVID versus the new licenses

1 coming online; is that fair?

2 A Forgive me. Would you mind restating that question
3 for me just one more time?

4 Q Yeah, yeah. So, presume we get past this trial. New
5 licenses come online. The pandemic ends. You wouldn't be able
6 to identify a decrease in market share based on the impact of
7 COVID on the economy or on the new licenses, would you?

8 A Well, I think that we probably could; right? If we
9 know that there's a decrease in consumption, then that's tied
10 to a decrease in population, then, yes, I would think we would
11 understand that we're resetting to a new baseline from which
12 all existing competitors would then compete.

13 Q You will agree that the licensing process that --
14 that is the subject of this trial, occurred pre-pandemic; is
15 that fair?

16 A Yes, sir. That's my --

17 Q In --

18 A -- understanding.

19 Q In 2018, long before we imagined this, fair?

20 A Yes, sir.

21 Q Okay. With regard to the issue of saturation, your
22 concept of saturation is based on assessment of the current
23 market and the number of storefronts that exist; is that
24 correct?

25 A Yes, sir, it is.

1 Q Okay. So you don't have any customer or consumer
2 data to show how the market would change if there were ten
3 times as many stores, or twice as many stores; is that fair?

4 A That's fair. Yes, sir.

5 Q So, for example, if -- if there was a consumer of
6 marijuana here in Las Vegas, who had a preferred product that
7 was a 20-minute drive away, and they were willing to make that
8 drive once a quarter, but if there was a store two minutes away
9 that had the same quality product and they were willing to
10 drive there once a week, your saturation model doesn't take
11 that into account; correct?

12 A Yes, sir. I think that the analysis actually would;
13 right?

14 I want to make sure that I understand the
15 hypothetical that you're drawing. A storefront exists
16 20 minutes away, and the person lives in a home and is willing
17 to go there you said once a week to get --

18 Q Once a quarter.

19 A -- once a quarter to go there. A product that comes
20 online immediately next door to this -- to this consumer,
21 provides the exact same product, and then the person goes in
22 and buys it from that.

23 What you're saying is that two things have occurred.
24 Number one, that consumer no longer goes to -- to the first
25 outlet that we talked about. And, number two, that person

1 ostensibly buys more product. They don't -- they didn't sort
2 of stock up, you know, when they were at the other outlet.

3 From that point, I think, it -- it is exactly what
4 we're talking about here today; right?

5 Number one is the -- the fact that it has the
6 potential to expand the market. It also has a potential to
7 redistribute the market, and I think both of those things are
8 present in your hypothetical.

9 Q And what I'm saying is when you look at saturation,
10 you're looking at current sales with the 68 stores that have
11 been online for a couple years; correct?

12 A That's correct.

13 Q Okay. And the concept that I proposed in my
14 hypothetical was somebody who buys once a quarter versus once a
15 week, your -- your analysis did not take into account any
16 particular customer's buying habits and how they might increase
17 if the had access to the type of marijuana that person wanted?

18 A Right. And I -- and I -- I understand where you're
19 going, and I'm not disagreeing with the point.

20 My -- my point is that, the question is whether that
21 existing operator would have had the ability to provide that
22 higher level of service, did they have the capacity to do it;
23 right?

24 If we're talking about only capacity based solely on
25 revenue, but there's also the investment that -- I'm assuming,

1 that all of the operators that exist today, did so with the
2 expectation that they would have -- they would benefit from the
3 market as it existed.

4 And so the distribution between those two things, I
5 don't think -- I -- I -- look, it sounds like I'm being
6 argumentative and that's not my -- my point. At the end of the
7 day, that other consumer, that consumer that we're talking
8 about may very well increase their consumption.

9 That doesn't mean that the market is saturated or
10 unsaturated, because I have never drawn the conclusion that the
11 existing operators couldn't provide additional capacity if
12 there was demand from your consumer in that hypothetical.

13 Q Right. And -- and -- and -- and the answer is, you
14 can't tell that, because you don't have any consumer data --

15 A That would be --

16 Q -- correct?

17 A -- true. Yes, sir.

18 Q Thank you.

19 THE COURT: Anyone else?

20 (No audible response.)

21 THE COURT: Mr. Aguero, thank you for your time.

22 Please leave safely without having the witness stand lock up on
23 you here, and Ramsey won't go look for a screwdriver to get you
24 out.

25 THE WITNESS: Thank you, Your Honor. I appreciate

1 it.

2 (Pause in the proceedings.)

3 THE WITNESS: Do I need to wipe anything down here,
4 Your Honor?

5 THE COURT: You don't need to wipe anything down.
6 Ramsey will take care of it.

7 THE WITNESS: Okay. Thank you.

8 THE COURT: All right.

9 THE WITNESS: Thanks, Ramsey.

10 THE COURT: I heard a rumor that there was no next
11 witness, that Mr. Aguero was the last of the plaintiffs'
12 witnesses.

13 MR. GENTILE: That is correct, Your Honor.

14 THE COURT: Thank you, again, Mr. Aguero. Travel
15 safely.

16 MR. AGUERO: Thank you, Your Honor.

17 THE COURT: All right. Mr. Gentile, I assume, before
18 I ask you to rest that I am going to have you do the same thing
19 I have every other lawyer do which is check with Dulce to see
20 what exhibits that you think are in evidence are, in fact, in
21 evidence. She tells me she has been e-mailing folks with that
22 list every day or two.

23 Based upon the list that you received last night or
24 the -- was it Friday?

25 THE CLERK: It is (inaudible) as of -- admitted as of

1 last Thursday, today (inaudible).

2 THE COURT: So as of the one you got today, and I
3 believe three exhibits were admitted this morning, plus two
4 that were provisionally admitted after I.T. looks at them, do
5 -- what research do you need to do? Because usually I would
6 have everybody come stand up here with her and look at the
7 exhibit list together. But I can't do that, given the social
8 distancing requirements.

9 MR. GENTILE: Can I ask to indulge us to be able to
10 go home and check it out before I -- I do that? I mean, it --
11 it's -- this is not easy.

12 THE COURT: I agree.

13 MR. GENTILE: And I don't want to make a mistake.

14 THE COURT: Okay. So, assuming that the plaintiffs
15 are going to rest first thing in the morning. Can somebody
16 tell me what happens next?

17 MR. PRINCE: Yes, we're going to call Demetri
18 Kouretas, the -- from TGIG --

19 THE COURT: Okay.

20 MR. PRINCE: -- to start.

21 THE COURT: And how long do you think Mr. Kouretas
22 will take?

23 MR. PRINCE: I expect him to take a good portion of
24 the day tomorrow, certainly through the lunch hour and probably
25 sometime after that if I'm --

1 THE COURT: And then after him, what's your plan?

2 MR. BICE: Actually, Your Honor, the first thing
3 that's going to happen is --

4 MR. PRINCE: Well, I guess we're going to make some
5 motions. So, I guess --

6 MR. BICE: -- we're going to be making some motions.

7 THE COURT: Todd always makes motions.

8 MR. PRINCE: Right. So, I'm saying, we're -- we're
9 going to start with that. But you asked me about witnesses.
10 But yeah, we're going to start with the -- with the motions.

11 THE COURT: So Todd's --

12 MR. BICE: So we -- we --

13 THE COURT: -- going to make some motions --

14 MR. PRINCE: So am I.

15 MR. BICE: -- so we will have some --

16 THE COURT: -- and I'm -- I'm going to --

17 MR. BICE: -- motions --

18 THE COURT: -- listen, I'm going to decide.

19 MR. BICE: -- first thing in the morning. We've, in
20 fact, filed a brief already this afternoon on that -- on the --
21 on our partial judgment.

22 Then assuming that is denied, we will tell the Court
23 then -- Mr. Kouretas will be the first witness. I'm trying to
24 work out with Mr. Gentile to eliminate the need for additional
25 live witnesses, but we haven't got that completely solved yet.

1 I believe the next in order is Nycole --

2 MR. PRINCE: Cummings. Yeah, I don't think --

3 MR. BICE: -- Cummings.

4 MR. PRINCE: -- we'll -- I don't think -- yeah.

5 MR. BICE: So we -- we will figure that out yet this
6 afternoon, Your Honor, or this evening.

7 THE COURT: So you anticipate --

8 MR. BICE: And --

9 THE COURT: -- two live witnesses tomorrow after our
10 motion on -- of -- on unclean hands that's in the morning, him
11 telling us he rests, and then you arguing motions, and other
12 people responding?

13 MR. BICE: Correct.

14 THE COURT: Okay. And then -- and Wednesday?

15 MR. BICE: And Wednesday, it will presumably, if we
16 can work out what I'm hoping we can work out, it will simply be
17 some short excerpts, video excerpts of the 30(b)(6) of certain
18 of the plaintiffs in the case, and then we would rest our case.

19 THE COURT: Okay.

20 MR. BICE: There's a -- there is a prospect of
21 calling another live witness by the name of Ben Sillitoe, but I
22 believe we are getting some information that he is not
23 responding, even though we have subpoenaed him.

24 MR. KOCH: One issue on that, Your Honor, Serenity
25 Wellness was a plaintiff in the case. They asked to dismiss

1 themselves. We objected on --

2 THE COURT: I remember.

3 MR. KOCH: -- condition that they give a deposition.

4 That deposition was given before they were dismissed.

5 We are attempting to have him here live, but if not,

6 I want to make sure that his deposition, given as a 30(b)(6)

7 witness for a party, can be used for purposes of testimony,

8 both whether he's unavailable, but I think as a party

9 deposition, we --

10 THE COURT: It can be used for any purpose.

11 MR. KOCH: Yep. Okay.

12 THE COURT: Do you have a -- is it a video or a

13 written?

14 MR. KOCH: Video.

15 MR. BICE: Video.

16 THE COURT: Okay.

17 MR. KOCH: So we'll confirm that hopefully by

18 tonight.

19 MR. GENTILE: I haven't gotten a designation.

20 MR. KOCH: (Indiscernible). It's --

21 THE COURT: Based --

22 MR. KOCH: -- he's unavailable and he's --

23 THE COURT: Based --

24 MR. KOCH: -- a party witness.

25 MR. GENTILE: No, I don't have an issue. But maybe

1 you do a designation.

2 THE COURT: Based on what you're telling me, do you
3 think you're going to be done this week?

4 MR. KOCH: (Indiscernible).

5 MR. BICE: I'm sorry, Your Honor?

6 THE COURT: Do you think you're going to rest this
7 week?

8 MR. BICE: I do.

9 MR. PRINCE: Yes.

10 THE COURT: Okay.

11 MR. PRINCE: Yeah, oh, right.

12 THE COURT: And then given their short case, how long
13 do you think your rebuttal case is going to be?

14 MR. GENTILE: Well, if they only call Mr. Kouretas as
15 a live witness, and depending upon whether they call Mr.
16 Sillitoe live or not, if they don't call him live, I will
17 designate parts of the deposition. If they do, then we'll have
18 a rebuttal case.

19 And I will not conducting the rebuttal case, because
20 Mr. Sillitoe was once represented by Clark Hill in this
21 litigation, and so Bill Maupin will be conducting that case.

22 THE COURT: Okay. And is he ready?

23 MR. GENTILE: Of course, he's ready.

24 THE COURT: Okay.

25 MR. KOCH: And, Your Honor, the Court's schedule

1 Thursday and Friday, are we --

2 MR. PRINCE: We're dark.

3 MR. KOCH: -- dark?

4 THE COURT: We are, because somebody was taking his
5 wife on a trip, and I wasn't going to screw that up, although I
6 might have screwed up Mr. Prince's CLE, I wouldn't screw up a
7 trip with somebody's spouse.

8 MR. BICE: So our -- our -- our goal, and our intent
9 is to be done by Wednesday, in any event.

10 THE COURT: So your rebuttal case will be less than a
11 week?

12 MR. GENTILE: The rebuttal case -- it depends. It
13 depends on -- the rebuttal case is going to take -- the
14 rebuttal case is going to be, for the most part, focused on Mr.
15 Sillitoe. And so, as of this moment, I would say that the
16 rebuttal case will take maybe a day, maybe a day-and-a-half.

17 THE COURT: Okay. So previously, I've allocated, I
18 believe, four hours per party for closing arguments. Are you
19 going to be able to do those upon the --

20 MR. GENTILE: Four hours?

21 THE COURT: I believe that's what -- I have the Trial
22 Protocol here. Do you want me to look?

23 MR. PRINCE: Per side. Per collective side.

24 THE COURT: Per side.

25 MR. GENTILE: Per side.

1 THE COURT: Yeah.

2 MR. GENTILE: I thought you said per party.

3 MR. PRINCE: She meant sides --

4 THE COURT: Per -- I meant sides.

5 MR. PRINCE: -- like the plaintiff -- each side --

6 MR. GENTILE: Yeah.

7 MR. PRINCE: -- collectively.

8 THE COURT: This side, that side, that side.

9 MR. PRINCE: You're the only one on your -- well,
10 you're not the only one on your side, but it's dwindled down on
11 your side.

12 (Pause in the proceedings.)

13 THE COURT: Oh, I'm sorry. I said six.

14 MR. GENTILE: (Inaudible). Judge, I don't think we
15 need six hours.

16 THE COURT: Good. I'm glad to hear that.

17 MR. PRINCE: No, we don't.

18 THE COURT: Okay. But will you guys be able --

19 MR. GENTILE: This isn't a jury trial.

20 THE COURT: No, really?

21 (Pause in the proceedings.)

22 THE COURT: Do you believe then you will be able to
23 begin your closing arguments immediately upon the conclusion of
24 the rebuttal case?

25 MR. GENTILE: If there's a rebuttal case, I would

1 say, yes.

2 THE COURT: Okay.

3 MR. GENTILE: If there isn't, then we could -- we
4 could probably do them Monday. Okay? Monday?

5 THE COURT: Well, you're the one who's going to make
6 the call on the rebuttal case. You --

7 MR. GENTILE: No, no, I get --

8 THE COURT: -- and Justice Maupin.

9 MR. GENTILE: -- well, not really. They're going to
10 make the call. But --

11 THE COURT: I don't know what that means.

12 MR. GENTILE: -- that's not for the Court to be
13 involved with.

14 THE COURT: No, it's really not for me to know.

15 MR. GENTILE: No, it's not. But here's what I -- I
16 need -- if we -- well, let's just see where it goes.

17 THE COURT: I'm trying to figure out if you need --

18 MR. PRINCE: Right.

19 THE COURT: -- time between when we finish the
20 evidence to start your arguments.

21 MR. GENTILE: The answer to that is, if I have a
22 rebuttal case, yes. If I don't have a rebuttal case, no.

23 THE COURT: Okay. And we won't know that until
24 tomorrow or the next day.

25 MR. KOCH: Hopefully, by -- by tomorrow for sure.

1 MR. PRINCE: Yes, that's right.

2 MR. KOCH: And one other scheduling. On the two days
3 that we're dark, to the extent that there may be motions that
4 may need to be heard on shortened time, is the Court available
5 to hear those, or the trip, does that preclude the --

6 THE COURT: I'm not going --

7 MR. KOCH: -- Court?

8 THE COURT: -- anywhere. My daughter is attending
9 school remotely over the objection of one professor. So two
10 said yes, and one said, no.

11 MR. KOCH: All right. Very good. Thank you.

12 THE COURT: So, I guess that means, if you need us,
13 we're here. I will be checking the inbox like I do several
14 times a day. But, you know, I only can only do so many OSTs,
15 and Jill and I already have an 11:45 on Thursday in the NuVeda
16 Case.

17 Anything else?

18 MR. BICE: So --

19 THE COURT: Yes, Mr. Bice.

20 MR. BICE: So, the last thing. I mean, everybody
21 is --

22 THE COURT: Because you want to suck all the life out
23 of me, don't you?

24 MR. BICE: Right. Everybody is, as I understand it,
25 resting, but we're not -- you're not going to make them do that

1 until tomorrow morning, because you want to hear about
2 exhibits.

3 THE COURT: I am going to give them the same courtesy
4 I give to every other counsel --

5 MR. BICE: Sure.

6 THE COURT: -- in every case.

7 MR. PRINCE: Fair enough. We're fine.

8 MR. BICE: Yeah.

9 THE COURT: And given the challenges we have, I can't
10 have Dulce --

11 MR. PRINCE: Of course.

12 THE COURT: -- sit here and look at the list --

13 MR. PRINCE: We understand, and that's fair.

14 THE COURT: -- with all of you huddled around.

15 MR. PRINCE: If she can just send us whatever she's
16 got this afternoon --

17 THE CLERK: I'm about to click it, yeah.

18 MR. PRINCE: -- that would be helpful.

19 THE COURT: She's clicking "send" now --

20 THE CLERK: I'm going to click it now.

21 MR. PRINCE: Excellent.

22 THE COURT: -- so you will have it.

23 MR. PRINCE: Very good.

24 THE COURT: And then if there are additional exhibits
25 that you would like to offer in the morning, we'll do it after

1 I do the motion related to unclean hands. And then you will
2 tell us whether you rest or not, or whether you have additional
3 offers to make. If you have additional offers to make, I'll
4 rule on those.

5 Once you say you rest, then Mr. Bice is going to say
6 some stuff, and then we're going to have a discussion, and then
7 we'll go to the next witness, probably.

8 MR. BICE: Okay.

9 MR. GENTILE: Thank you.

10 THE COURT: All right. So we'll be in recess until
11 8:30 tomorrow morning.

12 UNIDENTIFIED SPEAKER: Thank you, Your Honor.

13 (Proceedings recessed for the evening at 2:26 p.m.)

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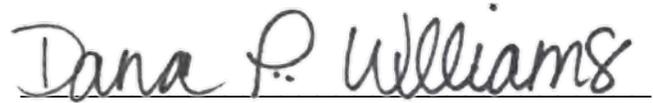
CERTIFICATION

I CERTIFY THAT THE FOREGOING IS A CORRECT TRANSCRIPT FROM THE AUDIO-VISUAL RECORDING OF THE PROCEEDINGS IN THE ABOVE-ENTITLED MATTER.

AFFIRMATION

I AFFIRM THAT THIS TRANSCRIPT DOES NOT CONTAIN THE SOCIAL SECURITY OR TAX IDENTIFICATION NUMBER OF ANY PERSON OR ENTITY.

DANA L. WILLIAMS
LAS VEGAS, NEVADA 89183

A handwritten signature in cursive script that reads "Dana L. Williams". The signature is written in dark ink and is positioned above a solid horizontal line.

DANA L. WILLIAMS, TRANSCRIBER

08/10/2020

DATE

BY MR. BULT: [2]
27/18 28/5
BY MR. DZARNOSKI:
[18] 4/22 7/25 10/19
14/6 14/15 15/11 17/7
18/10 19/4 20/8 21/17
22/19 23/5 23/12 24/9
24/21 29/11 31/16
BY MR. GENTILE: [25]
85/19 87/3 93/18 99/19
102/9 103/15 105/8
106/22 109/18 113/2
114/25 119/16 120/1
120/9 122/20 124/5
125/19 127/20 128/15
129/3 129/15 179/6
179/12 180/5 185/7
BY MR. HONE: [12]
133/22 136/11 137/10
138/1 138/4 139/6
139/19 140/4 140/16
143/10 147/5 186/20
BY MR. J. SMITH: [9]
82/23 148/22 149/24
151/17 162/8 163/8
165/22 166/4 167/13
BY MR. KOCH: [1]
168/15
BY MR. PRINCE: [13]
32/23 34/15 56/7 65/2
65/10 67/13 68/22 69/4
69/25 70/12 70/21 71/7
76/6
BY MS. LEVIN: [1]
174/4
I.T. TECH: [14] 99/17
101/23 102/1 106/16
106/20 120/3 120/5
125/17 137/7 139/3
139/16 140/3 147/3
179/10
MR. AGUERO: [3]
80/24 81/1 191/16
MR. BICE: [28] 79/15
79/17 79/20 79/23 80/3
80/13 193/2 193/6
193/12 193/15 193/17
193/19 194/3 194/5
194/8 194/13 194/15
194/20 195/15 196/5
196/8 197/8 200/18
200/20 200/24 201/5
201/8 202/8
MR. BULT: [2] 28/1
28/4
MR. DZARNOSKI: [27]
4/12 7/23 10/17 12/8
12/19 13/1 13/3 13/25
14/3 14/23 15/6 17/6
18/9 19/3 20/7 22/3
22/17 23/10 24/8 24/20
27/15 29/8 30/6 30/18
31/23 31/25 77/16
MR. GENTILE: [80]
78/4 78/6 78/20 78/24
79/6 79/11 79/18 80/6
80/8 80/17 80/21 82/4

85/8 85/12 85/17 87/2
93/10 93/17 99/5 99/8
99/10 101/21 101/24
102/2 102/4 102/6
103/14 105/5 106/10
106/18 106/21 109/16
114/22 119/13 119/24
120/4 120/7 124/3
125/15 125/18 127/19
128/6 128/8 128/10
128/13 129/2 129/13
130/22 130/24 132/13
132/25 133/3 133/6
133/9 179/8 179/11
184/21 186/14 191/13
192/9 192/13 195/19
195/25 196/14 196/23
197/12 197/20 197/25
198/2 198/6 198/14
198/19 198/25 199/3
199/7 199/9 199/12
199/15 199/21 202/9
MR. HONE: [11] 136/9
137/6 137/8 137/24
138/3 139/4 139/17
143/9 146/23 147/4
147/18
MR. J. SMITH: [19]
82/5 82/9 82/11 82/15
82/17 82/20 84/8 85/2
86/16 86/19 149/22
151/16 163/3 163/5
166/2 167/11 168/1
168/11 180/3
MR. KOCH: [20] 78/17
78/21 173/19 173/21
174/1 194/24 195/3
195/11 195/14 195/17
195/20 195/22 195/24
196/4 196/25 197/3
199/25 200/2 200/7
200/11
MR. PRINCE: [56]
12/17 12/24 13/7 13/11
13/13 13/15 14/24 15/1
22/10 27/23 28/2 32/12
32/15 32/18 32/21 34/6
34/9 34/11 56/5 65/1
67/6 68/21 69/2 69/24
70/9 70/20 71/5 76/3
77/6 77/11 192/17
192/20 192/23 193/4
193/8 193/14 194/2
194/4 196/9 196/11
197/2 197/23 198/3
198/5 198/7 198/9
198/17 199/18 200/1
201/7 201/11 201/13
201/15 201/18 201/21
201/23
MR. SHEVORSKI: [1]
32/5
MS. LEVIN: [3] 168/9
174/2 178/24
TECH SHANE: [2] 23/2
32/8
THE CLERK: [12] 4/6
4/10 65/9 79/4 81/7
81/9 99/13 114/24

119/15 191/25 201/17
201/20
THE COURT: [193]
4/11 4/13 12/18 12/20
12/25 13/2 13/4 13/9
13/12 13/14 13/21 14/2
14/25 15/4 21/14 21/16
22/9 22/14 28/3 31/24
32/2 32/6 32/9 32/14
32/17 34/5 34/7 34/10
34/13 65/8 76/4 77/10
77/12 77/17 77/20
77/22 77/25 78/5 78/16
78/19 78/22 79/3 79/5
79/10 79/14 79/16
79/22 79/24 80/4 80/7
80/12 80/14 80/20
80/23 80/28 81/2 81/13
82/3 82/8 82/10 82/12
82/16 82/18 82/21
84/25 85/6 85/11 85/15
86/14 86/18 86/20
93/16 99/7 99/9 99/11
99/14 99/18 102/3
104/18 104/21 104/23
105/3 105/7 109/22
109/25 110/2 122/16
122/23 128/7 128/9
128/12 132/14 132/20
132/23 133/1 133/5
133/7 133/12 133/17
140/11 140/13 146/25
147/20 148/2 148/8
148/11 148/14 148/18
148/20 162/7 163/1
163/4 163/7 165/16
165/21 168/3 168/10
173/22 179/2 180/4
184/18 184/20 186/15
186/17 190/19 190/21
191/5 191/8 191/10
191/14 191/17 192/2
192/12 192/14 192/19
192/21 193/1 193/7
193/11 193/13 193/16
193/18 194/7 194/9
194/14 194/19 195/2
195/10 195/12 195/16
195/21 195/23 196/2
196/6 196/10 196/12
196/22 196/24 197/4
197/10 197/17 197/21
197/24 198/1 198/4
198/8 198/13 198/16
198/18 198/20 198/22
199/2 199/5 199/8
199/11 199/14 199/17
199/19 199/23 200/6
200/8 200/12 200/19
200/22 201/3 201/6
201/9 201/12 201/14
201/19 201/22 201/24
202/10
THE MARSHAL: [2]
77/24 80/19
THE WITNESS: [47]
4/8 4/20 21/15 23/3
32/20 34/12 34/14
77/19 77/21 81/8 81/11

82/2 102/5 104/20
104/22 104/24 105/6
109/24 110/1 110/4
112/24 122/17 122/24
130/23 130/25 132/18
132/21 133/16 133/18
140/12 140/14 147/25
148/3 148/10 148/13
148/15 148/19 165/18
168/13 173/20 179/1
184/19 184/22 190/25
191/3 191/7 191/9
UNIDENTIFIED
SPEAKER: [1] 202/12
\$
\$1,200 [1] 183/14
\$10 [1] 172/24
\$18 [1] 183/11
\$2.3 [1] 183/10
\$34,000 [2] 95/24
95/25
'15 [1] 39/24
'18 [1] 43/22
0
02 [1] 78/21
08/10/2020 [1] 203/18
1
1,000 [1] 12/10
1,118 [1] 12/10
1,135 [1] 22/5
1.5 [1] 173/15
10 [12] 1/12 4/1 60/20
61/9 64/12 68/21
106/10 106/12 108/5
126/12 128/14 172/19
10 percent [1] 38/5
10,000 [2] 52/5 52/9
10.1 [1] 173/15
100 [1] 174/13
100 percent [3] 6/22
33/6 33/11
100,000 [12] 103/17
104/3 105/15 105/18
106/9 109/20 111/15
137/16 149/20 150/2
150/5 167/15
1000 [1] 56/5
1006 [2] 7/24 10/18
10624 [3] 19/6 19/10
19/14
11 [12] 15/7 15/10
23/10 39/2 96/14 96/15
106/10 106/12 106/17
106/18 106/20 108/5
11032-32 [1] 24/11
1135 [4] 67/6 69/18
70/10 71/5
1188 [3] 20/10 20/14
20/19
11:45 [1] 200/15
11:57 [1] 133/19
11th [1] 185/2
12 [4] 60/20 69/3 75/13
96/14

12-month [2] 121/1
121/14
120 [5] 137/1 164/20
165/9 165/14 165/24
12th [4] 55/4 57/14
58/19 61/17
13 [3] 69/3 78/18 172/8
13's [2] 172/10 172/12
130 [1] 137/1
1302 [5] 78/11 78/12
78/19 78/20 78/23
132 [2] 29/9 29/9
135 [1] 30/7
13th [1] 5/10
14 [6] 17/6 24/8 36/25
37/1 70/20 139/5
14 million [1] 75/23
145 [1] 30/19
15 [14] 38/8 61/9
126/12 126/19 126/24
128/7 128/8 128/9
128/10 128/13 139/18
140/25 174/11 175/4
15-minute [1] 174/8
150 [5] 25/24 26/5
26/22 71/9 71/10
150,000 [1] 128/25
155 [2] 23/14 23/20
156 [6] 15/18 16/1
16/16 17/1 17/3 29/13
16 [13] 1/13 27/16
70/10 116/24 117/7
128/23 150/18 150/20
150/23 151/3 182/22
182/25 183/24
160 [3] 25/25 26/5
26/22
1600 [1] 16/24
1619 [2] 12/9 15/9
1626 [1] 22/3
17 [7] 16/10 16/11 18/9
24/20 25/16 30/7 119/5
18 [8] 61/21 64/12
64/13 109/16 109/17
131/25 132/2 151/16
1800 [2] 52/4 52/9
19 [13] 68/12 114/22
115/16 116/4 117/18
118/2 118/16 121/5
121/21 122/1 123/9
123/22 183/17
1997 [2] 88/20 88/25
19th [1] 27/9
1:15 [2] 133/13 133/15
1st [1] 142/10
2
2.3 [1] 157/8
20 [18] 19/3 25/22 38/8
61/9 61/21 64/12 64/13
71/6 75/13 89/19
116/20 119/13 120/7
126/12 126/21 128/3
128/5 141/1
20 minutes [1] 188/16
20 percent [3] 7/20
8/17 8/20
20-minute [2] 127/24
188/7

2
20-plus [1] 88/21
200 [1] 43/3
200 feet [1] 31/6
200,000 [1] 118/1
2000 [3] 50/21 62/11 66/8
2000s [1] 89/23
2001 [1] 185/3
2009 [2] 36/2 36/4
2010 [2] 36/2 36/4
2014 [19] 35/1 38/1 39/17 39/23 39/25 40/8 40/25 41/3 41/9 41/11 42/5 49/3 51/5 58/8 60/1 60/4 60/10 66/8 66/18
2015 [10] 5/19 5/21 5/22 33/22 34/3 34/17 35/2 46/25 50/22 90/5
2016 [8] 38/17 45/4 45/4 58/2 59/6 76/7 90/17 136/16
2017 [2] 44/5 59/19
2018 [47] 5/10 6/12 7/6 7/8 8/3 14/21 15/14 19/20 23/8 27/20 28/9 33/23 35/22 41/7 42/8 42/11 43/6 43/13 43/16 44/6 44/17 44/19 44/20 46/5 46/8 47/2 48/23 49/12 49/24 50/10 50/13 51/22 54/4 55/5 62/11 63/1 71/1 72/5 74/7 75/18 95/2 136/20 156/3 156/7 160/3 161/7 187/19
2019 [6] 65/12 74/10 93/24 121/8 141/20 141/22
2020 [9] 1/12 4/1 27/9 141/23 161/11 179/24 184/19 184/22 203/18
21 [13] 8/8 11/19 12/1 29/9 38/25 69/24 99/13 103/4 104/3 120/3 120/5 120/7 137/13
21 years [1] 105/16
215 [8] 16/13 16/21 16/23 16/25 24/5 29/17 30/2 30/22
215-155 [2] 23/14 23/20
215-156 [6] 15/18 16/1 16/16 17/1 17/3 29/13
2153 [4] 78/25 79/14 79/16 80/5
2154 [2] 80/6 80/16
2157 [2] 22/6 22/18
2158 [5] 12/13 14/4 14/17 15/5 20/24
22 [2] 30/19 124/3
23 [3] 20/7 119/4 137/25
238 [2] 25/25 26/6
24 [2] 10/17 12/21
24-hour [1] 75/14
25 [2] 30/7 169/21

250 [1] 43/4
250,000 [1] 118/2
26 [2] 125/16 175/7
27 [3] 119/4 127/19 166/2
29 [1] 102/25
2:26 [1] 202/13

3
30 [6] 27/10 56/25 113/14 142/3 194/17 195/6
3000 [1] 59/15
3002 [1] 63/14
31 [1] 129/13
32 [2] 24/11 130/24
34 [1] 10/17
3500 [1] 74/17
36 [1] 132/2
360 [5] 57/24 58/14 58/15 60/15 62/1

4
4 million [1] 75/7
40 [5] 89/4 113/14 145/21 146/10 175/22
40th [1] 92/4
45 [3] 76/4 111/2 142/3
46 [1] 12/14
4600 [1] 111/2
481 [6] 18/12 18/18 18/21 19/1 24/25 25/20

5
50 [1] 71/10
500 [1] 183/14
5130 [11] 15/17 15/25 16/13 23/13 24/4 29/12 29/16 29/19 29/20 30/1 30/21
54 [1] 22/7
550 [1] 38/4
561 [5] 18/12 18/19 19/1 24/25 25/19
57 [4] 65/1 144/17 144/25 145/5
59 [1] 144/22

6
60 [4] 75/15 89/5 145/21 175/22
60 percent [1] 146/11
60s [1] 136/25
6462 [1] 24/11
660 [1] 103/1
68 [8] 103/7 136/16 176/7 176/8 180/12 180/20 180/25 189/10

7
70 [1] 180/18
70 percent [2] 117/11 184/24
700 [1] 38/9
73 [1] 27/15
74 [4] 20/11 20/19 27/16 98/4
78 [2] 146/23 147/4

8
8-238 [2] 25/25 26/6
80 percent [2] 7/16 8/16
800 [1] 38/9
85 [1] 182/22
857 [1] 84/15
86 [1] 59/15
89183 [1] 203/12
8:30 [1] 202/11
8:59 [1] 4/1

9
90 [2] 56/16 130/3
9030 [7] 17/9 17/17 17/23 25/6 67/16 67/18 67/25
92 [5] 17/10 17/18 18/1 18/3 25/6
95 [3] 126/19 126/24 175/4
97 percent [1] 184/12
975 [1] 84/15
98 percent [1] 58/18
99 [1] 169/21
9:00 [1] 133/11
9:47 [1] 32/16
9:53 [1] 32/16
9th [1] 31/19

A
A's [1] 15/12
a.m [4] 4/1 32/16 32/16 133/19
AB1 [1] 90/17
ability [7] 67/3 118/5 123/1 127/7 166/15 167/8 189/21
able [16] 12/22 14/9 30/22 46/17 74/9 110/19 130/13 134/2 157/7 184/2 186/24 187/5 192/9 197/19 198/18 198/22
about [127] 7/6 8/23 9/6 13/19 16/25 17/1 27/13 27/19 27/21 35/24 38/4 38/4 41/21 43/3 43/5 46/8 46/19 48/24 49/5 50/3 51/6 54/10 61/6 64/5 64/15 64/17 73/12 73/12 73/14 73/16 74/6 75/15 75/21 78/2 78/4 81/21 83/22 87/10 90/12 92/22 92/25 93/9 93/22 94/1 94/2 95/25 96/20 98/4 101/5 103/1 103/8 104/2 104/11 104/12 104/14 109/11 109/13 109/13 109/19 110/6 111/16 113/11 113/14 113/24 116/11 116/11 116/22 116/23 116/24 117/11 117/25 119/3 119/4 120/23 122/9 124/9 124/10 126/13 126/19 127/5 128/21 129/11 129/11 130/2

130/7 131/23 132/22 134/7 135/6 144/3 145/7 145/19 145/24 146/5 146/9 147/12 150/4 150/9 150/18 152/16 154/12 155/10 156/22 159/9 162/17 162/22 163/14 167/14 169/13 170/21 172/2 173/10 173/11 174/8 174/23 175/4 177/15 182/3 182/5 183/20 188/25 189/4 189/24 190/8 193/9 201/1 201/17
above [3] 11/9 126/20 203/4
ABOVE-ENTITLED [1] 203/4
absence [1] 186/2
absolutely [6] 42/4 46/3 101/19 155/20 169/12 172/16
academic [1] 97/15
accept [2] 12/20 79/25
access [11] 140/22 140/25 141/3 141/5 141/15 144/18 145/1 152/25 163/15 166/25 189/17
accessibility [2] 97/18 127/6
according [3] 73/11 133/10 151/9
account [6] 143/20 144/8 146/6 150/11 188/11 189/15
accounted [2] 150/18 150/23
accounting [1] 88/11
accounts [1] 175/22
accurate [1] 86/5
achievement [1] 38/10
acquired [1] 178/17
Acres [1] 53/15
across [8] 9/7 37/9 37/13 45/9 88/23 110/7 127/11 185/4
Act [1] 130/10
action [1] 62/23
activity [6] 41/19 87/17 88/7 92/22 150/12 150/19
actual [8] 15/7 20/23 28/16 29/3 65/16 65/20 69/8 135/6
actually [31] 6/25 15/8 16/19 18/14 20/25 28/24 38/13 47/10 51/14 52/13 53/17 55/4 60/19 65/14 68/20 68/23 71/1 71/8 87/7 93/5 94/18 119/17 123/23 150/25 151/4 170/18 173/4 180/25 182/23 188/12 193/2
ADAM [1] 2/2
add [2] 129/8 169/13
added [4] 94/7 118/3

176/1 176/16
adding [2] 123/3 185/10
addition [8] 95/3 97/4 106/3 110/25 134/4 171/15 172/23 176/7
additional [38] 6/7 14/25 49/7 77/12 93/14 94/6 98/22 99/1 118/13 123/3 125/7 131/14 135/7 136/19 136/22 146/14 149/5 152/2 152/18 152/25 153/20 153/21 154/14 155/2 155/5 156/20 156/24 157/8 173/24 176/1 176/15 177/1 178/5 190/11 193/24 201/24 202/2 202/3
address [61] 8/10 8/12 9/2 9/12 9/14 9/18 10/1 10/6 10/10 10/14 10/20 11/21 11/24 12/1 12/2 15/17 15/20 15/25 16/3 16/7 16/12 17/9 17/12 17/17 17/23 18/18 19/14 19/16 20/2 20/3 20/18 21/12 21/25 23/15 23/16 24/14 24/24 25/11 25/25 26/2 26/5 26/22 27/2 29/12 30/21 31/13 64/23 68/12 68/13 68/23 69/5 69/8 69/21 70/5 70/16 70/22 70/23 71/9 71/12 71/18 71/22
addresses [17] 11/18 11/20 19/22 21/1 21/2 21/6 22/1 26/8 26/11 27/2 27/6 30/10 30/11 30/12 30/13 65/14 67/12
adequacy [2] 50/3 57/6
administered [1] 129/17
administration [1] 90/6
administrative [2] 44/25 45/16
admission [3] 12/16 14/23 22/8
admit [4] 12/18 13/4 13/5 22/15
admitted [14] 3/18 15/4 15/5 56/6 63/6 78/22 78/23 80/4 80/5 80/15 80/16 191/25 192/3 192/4
adult [3] 42/13 94/20 96/16
adults [1] 97/19
advance [1] 12/22
advice [1] 57/16
advisable [1] 134/10
advise [1] 118/9
Advisory [1] 88/12
affect [5] 94/7 122/7 169/7 171/15 172/12
affected [2] 98/11

A	146/24	also [70] 2/20 5/10 6/3 6/5 17/8 19/16 38/11 38/11 38/18 42/17 46/23 50/24 58/2 67/15 67/18 67/21 68/11 70/6 71/14 83/9 83/12 83/21 88/13 89/11 96/13 96/15 97/4 97/23 98/14 101/1 105/20 105/23 105/25 106/6 110/25 111/10 114/18 115/22 116/2 116/9 122/18 123/18 125/1 126/22 134/9 135/4 135/8 136/1 136/7 137/7 139/1 142/20 145/24 149/8 149/16 152/8 153/5 154/10 156/4 160/23 163/9 173/8 173/10 175/10 176/20 178/1 181/23 182/2 189/6 189/25	163/10 163/14 163/17 164/7 164/14 164/24 165/3 165/12 167/3 168/21 169/25 170/9 171/20 171/21 171/25 172/3 172/10 172/14 172/15 174/15 174/22 175/1 181/25 186/25 188/12 189/15 analyst [6] 86/11 88/8 88/10 108/3 141/16 145/20 analyst's [1] 110/10 analytical [4] 99/22 100/3 109/7 142/22 analytics [1] 135/19 analyze [6] 48/1 164/4 164/15 165/12 170/10 178/22 analyzed [1] 160/6 analyzing [1] 159/6 anniversary [1] 92/4 announced [1] 43/19 Annual [2] 138/5 138/10 annualized [1] 119/20 another [15] 19/5 24/10 31/1 31/4 71/15 84/19 114/1 123/12 125/13 126/23 143/17 159/13 169/4 171/6 194/21 answer [31] 9/25 10/3 11/25 16/6 17/20 22/11 23/15 23/18 23/22 23/23 31/2 63/20 65/18 109/10 111/18 111/18 123/11 127/9 147/9 152/5 153/11 158/14 168/16 169/20 171/12 173/14 176/18 176/19 177/18 190/13 199/21 answering [1] 135/16 anticipate [1] 194/7 any [97] 4/18 6/25 10/14 13/16 14/25 20/25 21/5 21/25 22/1 23/19 26/11 27/1 31/11 32/2 32/9 36/11 36/12 45/21 61/11 62/22 63/16 71/21 71/23 76/7 76/10 77/8 77/12 77/14 78/16 80/2 82/1 85/7 86/7 89/12 89/20 90/2 91/8 94/9 98/15 107/25 108/20 112/18 116/18 116/25 124/18 131/14 134/3 134/18 134/18 134/20 135/3 135/5 135/13 135/15 138/18 142/15 142/15 142/18 142/18 147/13 151/13 151/19 151/22 151/22 153/24 154/8 156/23 157/9 158/2 158/2 158/7 159/23 160/24 161/4 161/10 161/19 161/22 162/24 163/15 164/7 164/10 166/12	168/5 173/24 174/11 175/11 178/9 178/22 182/1 183/25 186/15 188/1 189/15 190/14 195/10 197/9 203/10 anybody [4] 55/11 69/7 85/21 87/20 anybody's [1] 13/17 anymore [3] 36/13 51/17 117/20 anyone [9] 26/18 71/21 77/25 116/5 119/11 133/13 179/2 186/15 190/19 anything [13] 55/23 85/13 86/14 86/24 92/12 109/4 115/7 127/8 132/12 183/10 191/3 191/5 200/17 anywhere [5] 75/13 113/14 117/2 117/6 200/8 Apache [14] 15/17 15/25 16/12 16/13 23/14 24/4 29/12 29/17 29/19 29/20 30/2 30/22 69/21 70/2 apart [4] 54/17 58/20 61/14 62/6 apologize [1] 163/3 app [1] 25/23 apparent [1] 51/10 APPEARANCES [1] 1/19 appeared [1] 138/6 appears [3] 14/22 111/13 111/13 applicable [1] 49/18 applicant [11] 8/10 9/14 10/1 12/3 21/4 26/10 27/25 28/13 53/13 61/5 72/21 applicants [7] 8/3 19/20 30/9 31/12 62/10 66/18 158/2 applicants' [1] 158/3 application [116] 6/13 7/9 8/2 8/6 8/17 9/21 10/11 10/21 10/23 11/15 12/2 12/9 14/20 14/21 15/13 15/14 15/21 15/24 17/9 17/16 17/23 18/14 18/17 18/25 19/9 19/13 19/20 20/10 20/14 20/20 22/4 22/22 23/7 24/10 24/17 25/18 25/24 26/21 28/10 28/22 30/13 33/23 37/7 37/10 37/13 39/19 40/17 41/4 41/4 41/5 41/6 41/7 41/14 42/5 43/6 43/10 43/17 43/20 44/7 44/15 46/5 46/9 46/12 46/22 47/4 47/5 47/21 47/24 48/1 48/4 48/9 48/11 48/13 48/22 48/23 49/2 49/3 49/8 49/12 49/18 50/8 50/10 50/12 50/15
----------	--------	--	--	--

<p>A</p> <p>application... [32] 51/22 52/15 52/21 53/7 53/20 54/1 54/4 54/7 54/13 57/10 57/15 58/11 58/17 58/24 60/1 60/6 60/11 60/21 60/23 61/1 61/4 61/7 61/12 61/23 62/2 63/24 64/20 64/23 66/8 66/15 72/7 156/3</p> <p>applications [35] 6/6 6/12 6/15 7/7 7/11 7/16 7/17 10/6 10/14 11/2 11/20 13/17 15/2 15/3 23/7 25/16 27/3 27/20 28/23 28/24 28/25 28/25 29/3 40/2 40/9 40/24 41/12 44/17 48/18 61/18 67/9 72/5 72/17 73/18 73/20</p> <p>applied [12] 23/21 24/23 25/10 38/22 46/24 47/10 62/25 66/19 87/5 88/19 89/2 95/17</p> <p>apply [9] 35/22 46/23 66/16 72/5 72/9 75/2 168/25 169/2 169/7</p> <p>applying [1] 43/15</p> <p>appreciate [4] 64/4 168/18 186/17 190/25</p> <p>approached [1] 36/6</p> <p>approaching [5] 107/17 117/4 122/5 182/17 183/21</p> <p>appropriate [2] 30/14 45/18</p> <p>approved [6] 25/17 66/15 166/20 167/18 167/22 167/24</p> <p>approximately [5] 7/16 31/18 73/15 95/23 175/22</p> <p>April [3] 46/8 118/22 119/4</p> <p>are [171] 4/15 5/6 5/14 6/20 6/22 7/2 7/3 12/11 13/25 14/16 15/13 16/12 16/12 17/22 27/21 28/8 28/23 29/3 29/23 32/19 32/25 33/16 33/18 35/7 35/8 47/19 51/25 56/8 56/24 56/24 57/3 61/15 61/18 64/5 67/8 69/18 70/15 74/13 75/22 79/8 79/17 79/18 80/25 85/10 87/4 88/24 90/24 90/24 91/23 92/2 92/15 93/15 94/17 95/5 95/7 95/14 95/23 96/10 96/21 98/13 99/8 99/12 100/5 100/14 100/14 100/18 100/21 100/23 103/7 103/18 103/24 105/10 105/16 106/4 106/8 106/11 106/11 106/12</p>	<p>106/13 107/7 107/9 108/22 109/3 109/7 110/17 110/22 110/22 112/22 113/9 114/8 114/13 117/1 123/16 124/6 124/16 125/13 126/4 127/1 127/21 128/4 128/16 129/1 129/5 129/23 130/13 130/13 131/25 132/15 132/16 132/16 132/17 132/23 139/13 139/24 141/9 143/23 144/4 144/5 144/5 145/11 145/13 145/21 152/11 153/8 153/16 156/5 156/13 157/18 157/19 157/21 157/23 158/11 158/12 158/16 158/16 159/19 161/21 161/24 162/12 166/8 167/3 167/9 167/16 174/23 175/12 175/14 176/1 176/16 176/20 176/25 177/1 177/11 177/17 180/2 180/13 180/14 181/1 181/1 182/17 183/16 185/12 189/7 191/20 191/20 192/15 194/22 195/5 197/1 197/4 197/18 201/24</p> <p>area [19] 17/20 56/17 98/5 98/6 98/7 101/6 111/1 111/4 123/16 123/21 127/24 127/25 128/16 129/24 139/21 139/24 145/7 168/4 173/23</p> <p>areas [14] 11/24 27/7 31/22 50/15 56/12 57/3 58/23 59/3 59/4 61/8 62/5 66/5 129/5 130/2</p> <p>aren't [2] 128/22 158/23</p> <p>arguably [1] 117/23</p> <p>arguing [1] 194/11</p> <p>argumentative [2] 155/13 190/6</p> <p>arguments [3] 197/18 198/23 199/20</p> <p>Armen [1] 63/19</p> <p>around [8] 58/19 75/7 75/23 91/4 97/21 127/4 173/5 201/14</p> <p>arrange [1] 133/8</p> <p>arrangements [5] 31/11 132/16 133/2 133/7 133/9</p> <p>artery [1] 68/4</p> <p>article [2] 93/1 93/9</p> <p>as [202] 4/4 4/5 5/1 5/6 5/10 6/5 7/2 8/5 8/25 10/3 10/9 10/9 10/22 11/18 13/15 13/16 13/18 16/2 16/4 17/21 21/11 21/18 21/21 23/14 23/22 24/11 24/24 24/24 25/5 25/7 25/13 26/8 27/2 27/6</p>	<p>27/10 28/9 28/13 29/13 30/2 30/6 30/10 33/8 33/23 34/22 34/22 35/21 35/22 36/16 36/16 40/14 41/25 42/3 42/3 42/20 44/11 44/13 45/11 47/12 47/20 47/25 48/16 51/9 52/8 52/11 52/14 52/21 54/24 55/2 55/2 57/12 58/11 59/18 61/6 65/19 66/3 66/3 67/14 68/4 70/22 74/2 75/10 75/10 76/16 78/13 79/7 79/9 79/25 81/5 81/6 81/13 83/4 83/22 86/1 88/23 89/9 90/4 91/2 91/7 92/3 93/13 94/22 94/22 95/10 95/19 95/19 96/13 96/14 96/14 97/6 97/12 99/22 102/17 105/11 106/7 107/2 107/5 107/5 107/20 108/3 108/14 110/7 110/18 110/18 111/11 112/3 112/12 112/19 112/19 113/21 115/16 116/20 116/20 116/22 118/11 123/4 125/13 126/20 127/6 127/8 127/8 130/7 130/9 134/13 135/1 136/16 140/22 141/12 141/12 141/16 142/14 143/17 144/13 145/12 145/20 148/4 153/7 153/9 153/15 154/11 155/17 156/1 159/22 159/22 160/5 160/10 161/18 162/5 162/9 162/11 163/25 165/12 166/5 168/20 172/2 172/15 172/15 175/12 175/15 176/4 178/6 179/24 180/22 180/24 181/2 181/3 182/12 182/16 182/16 183/17 186/9 186/9 188/3 188/3 190/3 191/25 191/25 192/2 195/6 195/8 196/14 197/15 200/24</p> <p>ascertain [1] 165/7</p> <p>aside [2] 62/23 156/1</p> <p>ask [32] 4/17 7/23 12/21 14/7 25/5 27/13 51/21 51/24 52/15 55/20 77/4 81/20 81/22 81/23 85/6 85/15 91/6 93/11 93/21 96/2 98/20 111/24 120/2 133/6 142/15 142/18 170/16 181/13 182/3 184/1 191/18 192/9</p> <p>asked [22] 57/17 63/15 65/11 86/11 90/9 93/1 93/4 93/8 94/18 94/21 115/15 117/16 123/8 133/5 147/6 159/10 164/3 169/17 170/15</p>	<p>177/10 193/9 194/25 asking [13] 16/25 17/1 48/2 51/7 60/15 64/16 70/18 113/19 120/14 146/12 155/5 183/1 183/20</p> <p>asks [1] 4/16</p> <p>aspect [1] 51/12</p> <p>aspects [1] 49/23</p> <p>ass [1] 54/9</p> <p>asserted [1] 28/25</p> <p>assess [1] 158/1</p> <p>assessment [5] 118/19 143/14 145/20 146/9 187/22</p> <p>assessments [1] 91/7</p> <p>assessor's [2] 29/21 29/22</p> <p>assist [2] 42/5 60/10</p> <p>assistant [1] 64/2</p> <p>assisted [1] 48/3</p> <p>associated [8] 20/25 21/4 26/10 26/13 94/22 94/23 101/11 173/17</p> <p>assume [3] 172/15 178/18 191/17</p> <p>assumed [1] 164/23</p> <p>assuming [5] 166/17 166/19 189/25 192/14 193/22</p> <p>asterisk [3] 104/1 104/7 153/6</p> <p>astronomically [1] 111/4</p> <p>at [216]</p> <p>ATF [1] 84/18</p> <p>Attachment [10] 11/1 11/6 11/13 15/12 15/12 17/8 18/11 18/18 19/5 30/13</p> <p>attacked [1] 59/4</p> <p>attempt [1] 170/10</p> <p>attempting [1] 195/5</p> <p>attend [1] 112/9</p> <p>attending [1] 200/8</p> <p>attestation [3] 10/22 11/6 11/10</p> <p>attorney [1] 45/18</p> <p>attorneys [1] 79/2</p> <p>attributable [2] 7/20 104/6</p> <p>audible [1] 190/20</p> <p>audio [9] 27/17 29/7 29/10 30/5 30/8 30/17 30/20 31/15 203/4</p> <p>audio-video [8] 27/17 29/7 29/10 30/5 30/8 30/17 30/20 31/15</p> <p>AUDIO-VISUAL [1] 203/4</p> <p>audit [4] 156/7 156/13 157/6 157/13</p> <p>auditors [1] 157/3</p> <p>AUGUST [5] 1/12 4/1 53/8 54/3 121/8</p> <p>automatically [1] 172/23</p> <p>available [8] 104/9 107/9 121/23 140/7</p>	<p>159/7 175/16 182/9 200/4</p> <p>Avenue [10] 17/10 17/18 18/12 18/18 19/1 19/7 24/25 25/20 74/17 112/21</p> <p>average [13] 56/25 75/5 104/13 104/14 138/20 149/19 150/1 150/4 150/6 150/7 150/8 150/9 150/10</p> <p>awarded [3] 40/22 63/3 161/8</p> <p>awarding [2] 39/19 40/3</p> <p>aware [20] 16/12 16/12 17/22 17/22 20/13 29/22 29/23 53/9 53/11 62/10 64/19 156/5 158/23 159/1 161/16 161/21 161/22 165/25 166/1 176/5</p> <p>awareness [1] 152/25</p> <p>away [6] 159/24 170/18 175/5 188/7 188/8 188/16</p> <p>axiom [1] 122/25</p> <hr/> <p>B</p> <p>B-r-i-t-t-e-n [1] 4/9</p> <p>back [34] 14/9 25/15 37/20 39/16 44/3 54/5 54/16 58/1 58/25 60/10 66/8 72/6 82/17 115/15 117/10 118/3 118/10 121/13 131/21 131/24 132/7 132/9 153/7 155/4 157/18 158/13 160/13 163/2 163/5 167/11 183/19 183/22 184/15 184/23</p> <p>background [2] 35/25 87/11</p> <p>backing [1] 57/14</p> <p>backwards [1] 93/20</p> <p>bad [2] 54/10 116/20</p> <p>balance [5] 97/3 97/3 100/4 110/15 117/17</p> <p>ballot [3] 44/8 76/8 76/13</p> <p>Bank [1] 93/4</p> <p>bar [1] 166/7</p> <p>bargained [1] 178/20</p> <p>base [5] 75/12 103/23 126/24 149/12 174/9</p> <p>Baseball [1] 122/23</p> <p>based [28] 59/2 65/12 71/24 72/7 75/5 95/17 104/2 114/6 126/7 134/4 135/17 139/12 141/7 141/16 159/16 164/20 164/24 165/19 174/15 186/21 186/25 187/6 187/22 189/24 191/23 195/21 195/23 196/2</p> <p>baseline [1] 187/11</p> <p>basically [3] 53/13 79/8 106/8</p>
--	---	--	---	---

B	became [1] 51/10	112/12 115/10 115/14	121/9 121/10 127/17	Britten's [2] 12/16 32/7
basis [6] 88/5 121/6	because [69] 30/15	116/19 124/16 129/25	142/1 163/10 166/6	broad [1] 169/1
121/11 121/14 135/20	37/19 38/24 44/3 49/14	135/16 140/25 141/18	177/10	broader [3] 10/8
160/18	49/18 58/22 66/14 67/1	143/21 144/5 146/13	black [13] 145/16	119/10 166/6
Bate [6] 15/8 59/15	69/12 71/22 72/8 73/9	147/1 155/18 158/11	145/21 146/2 146/6	broken [1] 55/19
67/6 69/18 70/10 71/5	74/24 81/23 83/1 95/8	158/14 159/19 170/1	146/7 146/10 146/17	brought [4] 39/18
be [198] 4/6 4/16 4/17	98/13 100/18 100/25	170/13 183/17 190/5	146/18 147/7 175/18	58/15 102/12 136/20
6/10 8/4 8/12 8/12 8/20	101/2 103/21 104/25	belief [2] 30/21 175/24	175/21 176/13 177/9	Brown [1] 33/20
9/19 9/24 10/2 10/10	107/19 108/19 110/6	believe [52] 21/7 22/21	blank [7] 8/16 10/2	bruised [1] 58/22
11/6 12/22 14/9 14/22	111/4 112/19 113/10	39/23 40/11 45/4 47/11	10/6 10/21 11/18 12/1	build [8] 24/3 24/17
15/4 16/4 17/19 18/3	114/9 115/3 115/12	55/9 58/4 63/9 77/3	15/16	51/14 51/16 51/25
20/2 22/21 23/4 23/22	116/16 118/15 125/16	87/24 92/20 93/24 95/2	blended [3] 8/19 9/4	122/15 122/17 152/21
25/7 25/12 28/7 28/16	127/3 129/21 132/15	95/12 95/22 98/24	9/7	building [16] 17/16
28/19 29/9 29/16 30/2	133/9 134/21 138/15	98/25 101/1 104/13	block [1] 45/15	21/12 25/19 26/4 30/3
30/22 34/21 36/19	140/17 152/24 154/14	112/19 119/3 119/4	board [5] 10/22 54/16	45/14 50/3 50/4 50/16
43/24 44/7 44/9 46/17	155/1 155/16 155/21	119/5 129/1 129/10	65/4 91/19 136/20	52/16 52/21 57/6 89/14
48/2 49/11 52/1 52/2	158/11 158/12 158/15	129/21 132/8 132/9	booming [1] 118/20	166/23 181/21 185/10
53/22 53/24 61/4 65/20	158/16 159/6 159/12	136/13 141/22 145/23	border [1] 109/23	BULT [1] 2/2
66/10 66/14 68/23 72/1	162/19 162/24 166/20	146/3 150/8 153/23	borrow [1] 82/16	bunch [1] 185/22
72/8 73/18 78/22 80/4	168/25 170/12 174/16	155/6 155/23 156/25	borrowing [1] 148/15	burden [1] 67/2
80/15 81/7 83/25 90/9	176/21 180/12 185/16	157/24 164/2 164/18	both [32] 6/20 6/22	Bureau [1] 129/19
92/8 92/9 94/1 97/24	190/10 190/14 192/5	174/9 175/4 175/20	33/14 35/21 35/23 41/8	Burger [6] 154/3
99/7 100/3 100/11	196/19 197/4 200/22	176/11 177/16 192/3	42/2 44/21 59/11 62/25	154/11 170/22 170/23
100/16 101/9 102/19	201/1	194/1 194/22 197/18	67/21 72/4 72/8 72/9	171/15 171/19
103/13 104/6 107/10	become [3] 28/17	197/21 198/22	72/11 72/17 83/5 83/13	business [13] 12/22
108/13 110/19 111/22	28/20 108/18	below [7] 137/2 137/16	84/4 86/2 90/17 91/4	25/12 33/22 37/10
111/23 112/11 114/8	becomes [1] 159/13	137/20 149/19 150/1	91/24 91/25 92/6 94/21	37/19 52/1 57/16 67/3
114/10 118/14 118/17	bed [1] 116/25	150/8 151/4	100/12 114/22 119/14	108/9 131/15 154/2
118/19 118/23 119/15	been [58] 4/4 5/17 8/19	Ben [1] 194/21	124/4 189/7 195/8	159/24 181/15
120/23 122/3 122/9	12/12 25/17 41/5 43/10	BENCH [1] 1/13	bottom [7] 11/5 15/8	businesses [1] 37/20
123/10 125/3 127/3	47/5 48/17 48/18 53/8	benefit [3] 81/14 178/1	106/16 106/18 121/5	but [194] 8/19 8/24
128/5 131/9 132/21	54/7 56/6 57/7 57/19	190/2	124/24 138/3	13/5 15/9 16/11 16/25
133/10 133/15 134/10	57/20 58/10 59/5 63/6	best [3] 4/20 120/4	boundaries [1] 112/14	18/4 19/25 20/24 21/8
136/19 136/23 137/2	70/4 70/4 74/9 75/6	120/16	boundary [2] 110/23	21/12 22/22 25/7 27/24
137/3 137/20 137/22	75/18 75/24 80/17 81/5	bet [1] 99/17	130/9	30/24 31/9 36/13 37/12
138/6 139/20 140/9	86/23 89/3 90/14 92/10	better [16] 9/9 37/17	box [9] 8/9 8/13 11/5	38/8 43/12 43/24 44/11
140/10 140/11 140/13	93/1 95/20 95/21 95/22	47/18 47/19 50/12	17/9 18/12 21/14 23/13	46/23 48/16 49/5 49/19
140/14 140/14 143/19	96/7 97/16 115/1 115/5	56/20 68/15 69/8 71/21	37/20 181/18	50/9 54/13 54/19 56/2
145/5 148/4 149/9	115/25 116/11 118/21	73/9 73/12 74/5 88/21	boxes [1] 65/14	56/25 57/1 57/13 58/11
150/7 150/25 151/2	121/15 122/14 123/20	89/19 119/9 171/21	Boyd [4] 87/19 87/21	59/2 59/6 60/2 61/11
152/5 152/9 153/8	130/15 134/22 159/6	between [23] 37/1	88/1 89/9	62/16 62/22 64/4 68/11
154/6 154/7 154/16	163/4 164/3 164/22	39/16 47/14 49/15	branding [1] 135/21	69/7 70/18 72/7 75/6
155/2 155/13 155/23	167/18 177/21 184/8	63/15 68/7 75/13 97/1	BRASTER [1] 2/12	76/25 78/8 78/13 81/24
155/25 156/15 156/19	185/2 186/1 189/11	103/23 104/9 110/19	Brazil [1] 91/6	86/24 87/7 88/23 91/12
157/7 157/21 157/22	191/21	111/14 111/15 117/17	break [7] 4/18 32/13	93/21 94/1 94/13 95/22
157/24 158/19 159/16	beer [2] 140/6 140/7	117/23 131/25 138/24	75/16 77/25 82/1	96/3 96/12 96/13 97/9
160/10 160/17 160/21	before [41] 1/11 11/7	145/20 162/20 175/22	132/15 133/13	97/20 98/1 98/8 98/20
160/22 162/5 162/9	11/23 16/2 16/10 17/21	182/8 190/4 199/19	breakdown [1] 42/23	99/11 100/17 102/7
162/18 162/23 162/25	32/13 43/2 54/18 57/14	beyond [2] 146/7	Brendan [10] 56/5 65/1	102/17 102/18 103/3
164/25 165/2 166/19	62/1 69/12 77/23 77/25	177/10	67/7 67/10 68/21 69/2	103/16 104/8 104/14
166/24 167/1 169/24	78/8 81/18 85/1 87/8	BICE [4] 2/11 80/12	69/24 70/10 70/20 71/5	105/21 106/1 106/10
170/5 170/20 172/7	87/8 91/18 91/21 93/21	200/19 202/5	Brett [3] 63/6 63/8 63/9	106/11 106/13 107/14
173/3 173/4 173/16	94/14 94/16 96/3 98/20	big [11] 16/22 38/6	Brian [14] 136/9 137/6	108/16 109/12 109/16
174/11 174/19 174/20	101/5 109/19 118/20	38/9 49/19 50/15 56/14	137/8 137/24 138/3	113/1 113/6 114/13
174/23 174/25 176/10	122/1 125/3 145/9	56/22 56/23 66/9 66/24	139/4 139/17 143/9	116/2 116/9 116/22
177/4 177/9 178/15	147/21 159/3 161/7	171/14	146/23 147/4 149/22	117/6 118/3 118/18
181/18 181/22 181/24	161/11 161/15 187/19	bigger [5] 72/25 172/9	151/16 166/2 167/11	119/25 120/20 120/22
184/2 185/13 185/13	191/17 192/10 195/4	181/2 181/3 181/5	brief [1] 193/20	121/23 122/6 122/19
185/14 186/8 186/12	began [6] 33/22 36/16	biggest [4] 38/14 49/15	briefly [1] 92/13	122/24 124/20 125/2
186/24 187/5 190/15	36/16 37/10 39/16 93/9	56/17 66/12	bring [7] 67/11 108/8	125/11 126/16 126/22
192/9 193/6 193/23	begin [2] 36/6 198/23	bill [2] 94/24 196/21	114/2 125/8 132/24	127/5 127/17 127/17
194/16 195/7 195/10	beginning [1] 61/12	billings [1] 95/23	133/1 151/4	130/2 130/17 131/20
196/3 196/13 196/21	behalf [2] 8/5 23/20	billion [1] 183/11	BRITTEN [25] 4/3 4/8	132/7 132/16 132/21
197/9 197/10 197/14	Behavioral [2] 58/5	billions [1] 183/13	4/23 5/6 8/15 10/9	135/13 135/19 138/16
197/19 198/18 198/22	59/23	bit [25] 8/19 8/24 9/3	10/25 14/7 22/11 22/20	140/6 141/2 143/5
199/12 200/3 200/4	behind [2] 76/22 172/1	9/6 11/4 27/19 35/24	27/19 28/6 32/3 32/4	144/16 144/24 145/2
200/13 201/18 202/10	being [30] 4/4 13/23	37/12 50/8 54/8 56/20	32/10 32/19 32/24	145/7 145/13 146/7
bear [2] 125/17 182/24	45/14 56/15 56/25 81/5	57/14 72/6 74/5 87/10	39/15 41/18 46/2 52/19	150/8 150/17 151/3
	94/7 95/14 98/11	93/19 98/1 107/16	58/24 72/4 76/7 77/13	151/8 152/18 153/11

<p>B</p> <p>but... [62] 153/24 154/6 154/8 155/1 156/11 156/19 157/2 157/12 157/23 158/15 158/20 158/23 159/5 159/21 161/2 162/3 162/22 164/20 165/3 165/25 166/23 167/6 167/10 167/14 169/9 172/4 172/14 173/3 173/8 173/14 173/16 174/24 175/7 176/14 176/14 177/2 177/11 178/3 178/16 178/20 180/20 181/12 183/3 184/4 184/13 185/22 188/8 189/25 192/7 193/9 193/10 193/25 194/21 195/5 195/8 195/25 198/10 198/18 199/10 199/15 200/14 200/25</p> <p>buy [2] 177/18 185/16 buying [3] 171/16 177/17 189/16 buys [3] 188/22 189/1 189/14 Bybee [1] 87/15</p>	<p>109/16 110/16 110/23 111/9 111/11 112/25 113/5 113/14 119/13 119/24 119/25 120/4 121/14 124/3 124/18 124/25 125/11 126/20 127/9 129/13 129/22 130/11 130/18 136/9 137/8 138/11 139/9 144/20 146/25 147/20 151/15 154/25 155/4 156/17 159/3 182/12 186/5 186/6 192/9 192/15 194/16 194/16 195/7 195/10 200/14 201/15</p> <p>can't [17] 12/18 12/20 12/23 13/4 19/25 20/6 43/12 75/2 83/1 125/2 151/13 151/19 173/15 181/13 190/14 192/7 201/9</p> <p>Canada [1] 91/6 cannabis [10] 94/11 94/13 96/10 107/19 114/19 115/2 126/5 146/18 185/12 186/1</p> <p>cannot [3] 8/12 109/10 132/6</p> <p>cap [1] 37/20 capacity [5] 76/25 176/9 189/22 189/24 190/11</p> <p>capita [4] 137/12 137/15 138/7 149/18</p> <p>car [1] 114/15 care [5] 49/23 56/15 144/3 144/9 191/6</p> <p>career [3] 87/13 92/16 117/24</p> <p>careful [1] 152/5 carry [1] 90/17</p> <p>Carson [2] 60/19 60/20</p> <p>case [55] 1/5 13/17 13/18 83/6 84/16 84/16 84/24 85/9 85/10 86/7 88/20 100/19 109/13 111/20 115/2 133/13 143/25 145/23 146/3 146/20 147/7 152/7 153/23 154/16 155/24 159/8 160/13 160/17 160/18 172/8 175/20 177/6 177/23 178/10 180/7 194/18 194/18 194/25 196/12 196/13 196/18 196/19 196/21 197/10 197/12 197/13 197/14 197/16 198/24 198/25 199/6 199/22 199/22 200/16 201/6</p> <p>cases [1] 87/8 caught [2] 61/9 151/2 cause [3] 34/21 64/4 153/21</p> <p>caution [1] 52/22 caveat [1] 153/6 CAYLA [1] 2/18 census [2] 105/11</p>	<p>126/3 center [1] 185/23 centered [1] 112/4 centers [2] 98/3 117/2 CEO [5] 5/11 5/18 6/6 32/25 41/25</p> <p>certain [6] 6/11 66/10 86/12 156/2 158/7 194/17</p> <p>certainly [19] 24/1 24/3 88/23 92/24 104/1 119/10 124/23 132/6 141/17 145/13 146/15 151/23 161/1 165/25 166/14 172/15 174/25 186/5 192/24</p> <p>Certificate [2] 90/15 90/15</p> <p>CERTIFICATION [1] 202/14</p> <p>CERTIFY [1] 203/3 certifying [1] 11/14</p> <p>chain [2] 162/12 162/14</p> <p>chaired [1] 89/23 challenges [2] 92/2 201/9</p> <p>challenging [1] 37/12 chances [1] 185/12 change [6] 112/3 118/15 148/17 167/3 167/5 188/2</p> <p>changed [5] 34/3 51/4 51/9 147/10 147/10</p> <p>changes [1] 62/7 changing [1] 61/4 characterize [1] 88/7 charge [1] 95/14</p> <p>chart [41] 101/22 101/23 103/16 105/9 105/14 109/17 109/19 111/13 120/21 124/24 125/15 125/20 125/25 126/10 127/19 127/21 128/6 129/13 130/16 130/19 136/9 136/14 137/8 137/11 137/24 138/10 138/11 138/15 138/19 139/4 139/7 139/8 139/17 143/9 144/15 149/23 149/25 150/11 166/5 166/7 167/14</p> <p>charts [11] 106/23 106/24 107/7 107/9 114/22 119/14 119/17 120/19 124/4 138/6 166/8</p> <p>CHATTAH [1] 2/2 check [4] 76/3 77/6 191/19 192/10</p> <p>checking [1] 200/13 Chey [1] 25/9 Cheyenne [56] 6/18 6/24 7/3 7/7 8/5 9/2 10/15 11/2 11/22 12/10 14/20 15/23 17/8 17/16 18/11 19/6 20/10 20/25 21/4 24/2 24/24 25/18</p>	<p>33/4 33/5 33/6 33/14 34/22 34/22 34/23 35/8 35/18 35/21 40/18 40/23 41/8 42/22 44/22 45/7 47/11 47/12 47/15 50/23 51/2 62/25 66/1 66/1 67/24 70/15 72/4 72/9 72/18 72/21 72/24 73/8 73/12 74/4</p> <p>chief [1] 5/7 choice [2] 144/17 161/24</p> <p>choices [1] 171/16 choose [1] 47/12 choosing [1] 167/9 chose [1] 10/20</p> <p>CHRISTIANSEN [1] 2/3 CHRISTOPHER [1] 2/17</p> <p>Circle [1] 68/20 circled [1] 145/8 circulated [3] 8/2 12/14 12/15</p> <p>City [16] 60/19 60/20 67/15 68/19 74/14 74/16 91/22 94/18 94/19 94/20 94/25 110/19 110/20 112/20 112/20 180/19</p> <p>claiming [1] 11/10 CLARENCE [1] 2/12 clarification [1] 85/25 clarify [1] 174/14</p> <p>CLARK [23] 1/2 4/1 66/11 66/12 69/19 74/21 75/9 89/25 110/20 125/22 126/2 130/8 150/12 154/2 154/18 155/2 155/6 156/15 157/14 163/12 163/13 181/8 196/20</p> <p>CLE [1] 197/6 clean [1] 151/25 cleaned [1] 54/13 cleaner [1] 28/7 cleaning [1] 56/19 cleanup [1] 62/24 clear [13] 6/10 28/7 29/16 86/4 111/17 120/23 135/16 151/9 158/20 162/19 174/14 176/17 177/15</p> <p>clearly [4] 29/25 128/2 153/15 176/9</p> <p>click [2] 201/17 201/20 clicking [1] 201/19 client [4] 34/7 160/8 160/20 160/23 clients [7] 19/23 20/1 88/24 90/23 91/2 91/16 92/16</p> <p>clip [5] 27/15 29/8 30/6 30/18 122/1</p> <p>clips [1] 27/12 close [6] 31/10 76/5 123/16 128/22 141/3 144/22</p> <p>closely [1] 159/22 closeness [1] 113/17</p>	<p>closer [5] 122/2 130/14 151/6 174/19 175/1 closest [7] 126/4 126/9 126/11 126/13 174/16 185/1 185/6</p> <p>closing [2] 197/18 198/23</p> <p>clustered [3] 106/2 110/18 130/4</p> <p>clustering [1] 129/21 coarse [1] 49/20 collect [2] 157/7 157/7 collecting [1] 142/2 collection [2] 5/1 86/3 collections [3] 124/16 124/18 124/21</p> <p>collective [1] 197/23 collectively [4] 7/6 63/3 64/13 198/7</p> <p>college [2] 36/4 112/9 Colorado [18] 36/5 36/8 37/4 37/6 37/17 37/17 37/23 38/12 38/16 39/16 97/9 105/19 107/8 137/2 137/17 137/20 138/25 153/14</p> <p>combination [1] 130/12</p> <p>come [29] 12/23 19/24 72/3 97/7 97/12 97/18 105/1 109/3 116/12 121/13 122/15 122/16 122/17 125/10 131/21 132/7 132/9 148/5 152/22 155/6 157/18 158/15 159/10 160/5 184/23 185/11 186/24 187/5 192/6</p> <p>comes [8] 85/8 107/2 153/15 155/16 156/24 158/16 159/12 188/19</p> <p>coming [16] 49/16 93/14 99/1 115/5 131/24 147/21 154/14 155/2 156/20 170/17 172/23 173/12 183/22 185/14 186/6 187/1</p> <p>commenced [1] 142/12</p> <p>comment [1] 67/5 comments [2] 58/22 60/25</p> <p>commerce [47] 6/16 6/24 7/3 7/7 8/5 9/2 10/9 11/22 22/4 22/22 23/7 23/20 24/1 25/9 25/10 25/17 25/24 26/9 26/10 26/13 33/8 33/14 34/23 35/8 35/15 35/21 40/18 40/22 41/8 42/22 44/22 45/7 47/13 47/17 50/24 51/3 62/25 66/1 71/12 72/4 72/10 72/18 73/8 73/10 73/13 74/5 90/7</p> <p>Commission [1] 90/1 Commissions [1] 91/22</p>
--	---	--	---	---

C	concentrated [2] 59/2 101/6	consume [8] 109/5 123/1 123/15 145/3 145/13 153/2 153/17 174/24	Corporation [1] 89/13	37/5 38/22 55/15 56/8 65/12 66/4 66/7 78/13 79/6 79/8 80/10 84/23 106/23 118/10 120/11 159/3 193/22 199/12 200/4 200/7
commitment [2] 54/4 75/18	concentration [4] 98/3 98/11 98/13 113/6	consumer [19] 96/23 127/6 141/9 141/18 142/23 143/11 144/16 144/21 144/21 145/4 174/25 188/1 188/5 188/20 188/24 190/7 190/7 190/12 190/14	correct [260]	Court's [2] 113/3 196/25
commitments [1] 75/19	concept [7] 52/13 140/8 144/5 145/25 172/1 187/22 189/13	consumer's [2] 153/1 153/2	correctly [9] 75/23 104/13 105/12 105/13 105/15 119/17 124/12 138/19 174/12	courtesy [1] 201/3
Committee [4] 88/17 90/10 90/11 90/16	conceptual [2] 50/7 50/22	consumers [16] 108/22 109/1 123/1 123/20 142/15 142/19 143/2 144/2 144/9 153/16 159/15 174/20 176/13 177/3 183/24 185/19	could [72] 8/21 8/21 10/17 14/9 15/6 16/10 16/19 17/6 18/9 19/3 22/7 22/18 23/10 24/8 24/20 28/17 28/20 29/8 30/6 30/18 30/25 31/3 44/14 49/8 51/10 52/11 59/15 67/5 67/11 78/6 78/6 97/11 97/24 99/5 101/6 101/9 101/21 105/1 106/10 111/5 112/8 120/7 137/24 139/4 139/17 143/2 143/9 143/11 143/16 143/17 145/4 146/23 151/21 155/17 159/22 160/22 162/3 163/1 165/25 166/2 167/19 168/3 170/18 173/22 176/3 176/19 176/19 177/8 186/12 187/8 199/3 199/4	courtesy [1] 201/3
commonly [1] 120/24	concern [1] 56/13	consumers [16] 108/22 109/1 123/1 123/20 142/15 142/19 143/2 144/2 144/9 153/16 159/15 174/20 176/13 177/3 183/24 185/19	cost [2] 176/6 176/22	courtroom [1] 81/14
communication [2] 45/22 84/23	concerned [4] 95/8 159/18 182/16 186/10	consumers [16] 108/22 109/1 123/1 123/20 142/15 142/19 143/2 144/2 144/9 153/16 159/15 174/20 176/13 177/3 183/24 185/19	Costner [1] 122/18	Courts [1] 87/7
communications [2] 45/20 79/19	concise [1] 61/14	consumers [16] 108/22 109/1 123/1 123/20 142/15 142/19 143/2 144/2 144/9 153/16 159/15 174/20 176/13 177/3 183/24 185/19	could [72] 8/21 8/21 10/17 14/9 15/6 16/10 16/19 17/6 18/9 19/3 22/7 22/18 23/10 24/8 24/20 28/17 28/20 29/8 30/6 30/18 30/25 31/3 44/14 49/8 51/10 52/11 59/15 67/5 67/11 78/6 78/6 97/11 97/24 99/5 101/6 101/9 101/21 105/1 106/10 111/5 112/8 120/7 137/24 139/4 139/17 143/2 143/9 143/11 143/16 143/17 145/4 146/23 151/21 155/17 159/22 160/22 162/3 163/1 165/25 166/2 167/19 168/3 170/18 173/22 176/3 176/19 176/19 177/8 186/12 187/8 199/3 199/4	cover [1] 44/5
communities [1] 98/9	conclude [1] 98/21	consumers [16] 108/22 109/1 123/1 123/20 142/15 142/19 143/2 144/2 144/9 153/16 159/15 174/20 176/13 177/3 183/24 185/19	COVID [23] 115/16 116/4 117/18 118/2 118/16 121/5 121/21 122/1 123/8 123/22 131/17 131/18 131/20 161/11 161/11 161/15 182/10 183/17 184/8 185/6 186/22 186/25 187/7	COVID-19 [10] 115/16 116/4 117/18 118/2 118/16 121/5 121/21 122/1 123/22 183/17
community [8] 56/21 92/3 104/3 111/21 112/9 113/7 116/6 117/6	concluded [1] 74/11	consumers [16] 108/22 109/1 123/1 123/20 142/15 142/19 143/2 144/2 144/9 153/16 159/15 174/20 176/13 177/3 183/24 185/19	COVID-19 [10] 115/16 116/4 117/18 118/2 118/16 121/5 121/21 122/1 123/22 183/17	CP [1] 34/6
commuting [2] 39/16 174/21	conclusion [8] 96/5 98/25 118/11 123/10 151/21 157/4 190/10 198/23	consumers [16] 108/22 109/1 123/1 123/20 142/15 142/19 143/2 144/2 144/9 153/16 159/15 174/20 176/13 177/3 183/24 185/19	CP [1] 34/6	CPCM [33] 5/7 5/11 5/13 5/18 6/8 6/11 6/22 7/4 20/25 26/10 26/13 27/10 27/20 27/25 28/8 32/25 33/3 33/6 33/9 33/13 33/16 34/5 34/11 34/16 34/18 34/21 34/24 35/1 35/3 40/14 40/22 42/21 42/24
companies [4] 89/8 89/9 89/10 91/5	conclusions [1] 98/18	consumers [16] 108/22 109/1 123/1 123/20 142/15 142/19 143/2 144/2 144/9 153/16 159/15 174/20 176/13 177/3 183/24 185/19	CP [1] 34/6	CRAIG [1] 2/7
company [21] 5/13 6/1 20/15 25/13 33/5 33/11 36/9 36/10 36/18 36/22 36/23 38/6 40/8 45/5 45/9 45/15 47/25 48/8 59/8 73/10 84/17	condition [1] 195/3	consumers [16] 108/22 109/1 123/1 123/20 142/15 142/19 143/2 144/2 144/9 153/16 159/15 174/20 176/13 177/3 183/24 185/19	create [8] 28/7 45/9 52/6 123/3 159/7 169/3 177/16 179/22	create [8] 28/7 45/9 52/6 123/3 159/7 169/3 177/16 179/22
company's [2] 75/17 84/17	conditional [2] 7/13 24/2	consumers [16] 108/22 109/1 123/1 123/20 142/15 142/19 143/2 144/2 144/9 153/16 159/15 174/20 176/13 177/3 183/24 185/19	creates [2] 122/12 123/25	creating [2] 41/13 114/20
compare [6] 100/9 103/1 119/6 131/7 172/5 185/6	conditions [1] 100/21	consumers [16] 108/22 109/1 123/1 123/20 142/15 142/19 143/2 144/2 144/9 153/16 159/15 174/20 176/13 177/3 183/24 185/19	created [3] 40/22 125/20 179/13	critical [6] 58/16 58/20 60/22 60/24 70/5 96/6
compared [5] 37/4 113/21 115/21 119/7 177/8	conduct [1] 81/24	consumers [16] 108/22 109/1 123/1 123/20 142/15 142/19 143/2 144/2 144/9 153/16 159/15 174/20 176/13 177/3 183/24 185/19	creates [2] 122/12 123/25	critically [1] 152/11
comparison [4] 104/25 138/25 150/15 185/2	conducted [2] 83/6 156/7	consumers [16] 108/22 109/1 123/1 123/20 142/15 142/19 143/2 144/2 144/9 153/16 159/15 174/20 176/13 177/3 183/24 185/19	creating [2] 41/13 114/20	critique [1] 48/7
compelling [1] 108/3	conducting [3] 79/7 196/19 196/21	consumers [16] 108/22 109/1 123/1 123/20 142/15 142/19 143/2 144/2 144/9 153/16 159/15 174/20 176/13 177/3 183/24 185/19	created [3] 40/22 125/20 179/13	Cronkhite [1] 55/14
compete [3] 112/1 176/9 187/12	conference [1] 62/3	consumers [16] 108/22 109/1 123/1 123/20 142/15 142/19 143/2 144/2 144/9 153/16 159/15 174/20 176/13 177/3 183/24 185/19	creates [2] 122/12 123/25	Cross [10] 3/6 3/10 3/11 3/12 3/13 32/22 133/21 148/21 168/14 174/3
competing [3] 114/1 181/18 181/22	conferred [1] 78/11	consumers [16] 108/22 109/1 123/1 123/20 142/15 142/19 143/2 144/2 144/9 153/16 159/15 174/20 176/13 177/3 183/24 185/19	creates [2] 122/12 123/25	Cross-Examination [10] 3/6 3/10 3/11 3/12 3/13 32/22 133/21 148/21 168/14 174/3
competition [1] 177/3	confidentiality [1] 15/2 195/17	consumers [16] 108/22 109/1 123/1 123/20 142/15 142/19 143/2 144/2 144/9 153/16 159/15 174/20 176/13 177/3 183/24 185/19	creating [2] 41/13 114/20	cultivation [9] 35/9 35/12 36/23 38/8 38/12 42/17 42/19 43/1 50/24
competitive [6] 39/9 47/5 53/20 53/24 57/1 63/20	confirm [2] 175/11 195/17	consumers [16] 108/22 109/1 123/1 123/20 142/15 142/19 143/2 144/2 144/9 153/16 159/15 174/20 176/13 177/3 183/24 185/19	critically [1] 152/11	cultivators [3] 161/25 162/12 162/20
competitors [3] 94/6 177/1 187/12	conflict [1] 62/12	consumers [16] 108/22 109/1 123/1 123/20 142/15 142/19 143/2 144/2 144/9 153/16 159/15 174/20 176/13 177/3 183/24 185/19	critique [1] 48/7	cum [2] 87/24 87/25
compilation [1] 48/7	congested [1] 106/1	consumers [16] 108/22 109/1 123/1 123/20 142/15 142/19 143/2 144/2 144/9 153/16 159/15 174/20 176/13 177/3 183/24 185/19	Cross [10] 3/6 3/10 3/11 3/12 3/13 32/22 133/21 148/21 168/14 174/3	Cummings [2] 194/2
compile [1] 47/23	Congrats [1] 64/1	consumers [16] 108/22 109/1 123/1 123/20 142/15 142/19 143/2 144/2 144/9 153/16 159/15 174/20 176/13 177/3 183/24 185/19	creating [2] 41/13 114/20	
compiled [1] 43/20	connection [3] 6/7 11/1 48/9	consumers [16] 108/22 109/1 123/1 123/20 142/15 142/19 143/2 144/2 144/9 153/16 159/15 174/20 176/13 177/3 183/24 185/19	critically [1] 152/11	
compiling [1] 7/15	connoisseur [1] 144/6	consumers [16] 108/22 109/1 123/1 123/20 142/15 142/19 143/2 144/2 144/9 153/16 159/15 174/20 176/13 177/3 183/24 185/19	critique [1] 48/7	
complete [3] 62/2 66/10 115/11	connoisseurs [2] 144/4 145/12	consumers [16] 108/22 109/1 123/1 123/20 142/15 142/19 143/2 144/2 144/9 153/16 159/15 174/20 176/13 177/3 183/24 185/19	Cronkhite [1] 55/14	
completed [1] 142/4	Connor [27] 7/21 7/22 8/18 8/20 9/16 15/21 17/13 19/17 19/19 23/16 24/14 26/2 38/16 38/17 42/5 44/21 44/24 45/3 45/10 45/11 45/22 48/8 55/9 56/9 61/24 62/9 67/22	consumers [16] 108/22 109/1 123/1 123/20 142/15 142/19 143/2 144/2 144/9 153/16 159/15 174/20 176/13 177/3 183/24 185/19	Cross [10] 3/6 3/10 3/11 3/12 3/13 32/22 133/21 148/21 168/14 174/3	
completely [3] 135/17 169/4 193/25	Connor's [6] 8/24 8/25 9/10 10/7 48/6 53/12	consumers [16] 108/22 109/1 123/1 123/20 142/15 142/19 143/2 144/2 144/9 153/16 159/15 174/20 176/13 177/3 183/24 185/19	critically [1] 152/11	
completing [4] 6/6 8/15 41/11 48/3	conservatively [1] 164/17	consumers [16] 108/22 109/1 123/1 123/20 142/15 142/19 143/2 144/2 144/9 153/16 159/15 174/20 176/13 177/3 183/24 185/19	critique [1] 48/7	
compliance [9] 37/14 41/17 41/18 42/1 42/1 44/24 45/3 45/14 64/9	consider [6] 86/23 94/19 100/8 111/5 147/7 178/17	consumers [16] 108/22 109/1 123/1 123/20 142/15 142/19 143/2 144/2 144/9 153/16 159/15 174/20 176/13 177/3 183/24 185/19	Cronkhite [1] 55/14	
complicated [3] 149/6 149/17 162/16	consideration [7] 96/20 121/20 127/10 129/20 129/25 146/16 178/8	consumers [16] 108/22 109/1 123/1 123/20 142/15 142/19 143/2 144/2 144/9 153/16 159/15 174/20 176/13 177/3 183/24 185/19	Cross [10] 3/6 3/10 3/11 3/12 3/13 32/22 133/21 148/21 168/14 174/3	
component [3] 49/17 49/21 66/14	considered [1] 105/10	consumers [16] 108/22 109/1 123/1 123/20 142/15 142/19 143/2 144/2 144/9 153/16 159/15 174/20 176/13 177/3 183/24 185/19	critically [1] 152/11	
components [1] 51/6	considering [1] 98/17	consumers [16] 108/22 109/1 123/1 123/20 142/15 142/19 143/2 144/2 144/9 153/16 159/15 174/20 176/13 177/3 183/24 185/19	critique [1] 48/7	
Compound [1] 123/22	constantly [1] 44/12	consumers [16] 108/22 109/1 123/1 123/20 142/15 142/19 143/2 144/2 144/9 153/16 159/15 174/20 176/13 177/3 183/24 185/19	Cronkhite [1] 55/14	
	constructed [2] 90/14 114/8	consumers [16] 108/22 109/1 123/1 123/20 142/15 142/19 143/2 144/2 144/9 153/16 159/15 174/20 176/13 177/3 183/24 185/19	Cross [10] 3/6 3/10 3/11 3/12 3/13 32/22 133/21 148/21 168/14 174/3	
	construction [4] 50/17 52/6 52/22 167/21	consumers [16] 108/22 109/1 123/1 123/20 142/15 142/19 143/2 144/2 144/9 153/16 159/15 174/20 176/13 177/3 183/24 185/19	critically [1] 152/11	
	consultant [1] 9/1	consumers [16] 108/22 109/1 123/1 123/20 142/15 142/19 143/2 144/2 144/9 153/16 159/15 174/20 176/13 177/3 183/24 185/19	critique [1] 48/7	
		consumers [16] 108/22 109/1 123/1 123/20 142/15 142/19 143/2 144/2 144/9 153/16 159/15 174/20 176/13 177/3 183/24 185/19	Cronkhite [1] 55/14	
		consumers [16] 108/22 109/1 123/1 123/20 142/15 142/19 143/2 144/2 144/9 153/16 159/15 174/20 176/13 177/3 183/24 185/19	Cross [10] 3/6 3/10 3/11 3/12 3/13 32/22 133/21 148/21 168/14 174/3	
		consumers [16] 108/22 109/1 123/1 123/20 142/15 142/19 143/2 144/2 144/9 153/16 159/15 174/20 176/13 177/3 183/24 185/19	critically [1] 152/11	
		consumers [16] 108/22 109/1 123/1 123/20 142/15 142/19 143/2 144/2 144/9 153/16 159/15 174/20 176/13 177/3 183/24 185/19	critique [1] 48/7	
		consumers [16] 108/22 109/1 123/1 123/20 142/15 142/19 143/2 144/2 144/9 153/16 159/15 174/20 176/13 177/3 183/24 185/19	Cronkhite [1] 55/14	
		consumers [16] 108/22 109/1 123/1 123/20 142/15 142/19 143/2 144/2 144/9 153/16 159/15 174/20 176/13 177/3 183/24 185/19	Cross [10] 3/6 3/10 3/11 3/12 3/13 32/22 133/21 148/21 168/14 174/3	
		consumers [16] 108/22 109/1 123/1 123/20 142/15 142/19 143/2 144/2 144/9 153/16 159/15 174/20 176/13 177/3 183/24 185/19	critically [1] 152/11	
		consumers [16] 108/22 109/1 123/1 123/20 142/15 142/19		

C	115/17 deals [4] 92/7 100/13 105/9 127/24 dealt [2] 90/20 165/1 December [7] 93/24 95/12 125/1 141/20 141/21 141/22 161/7 decide [1] 193/18 decided [8] 43/22 48/25 49/13 50/6 57/14 58/11 73/7 159/6 decision [2] 46/11 158/24 decisions [2] 6/3 161/14 decline [3] 107/16 118/8 119/9 decrease [12] 117/11 124/23 134/3 134/14 154/15 154/22 155/10 156/3 156/19 187/6 187/9 187/10 decreased [1] 98/23 decreasing [1] 121/18 deeply [1] 102/23 defendant [4] 133/24 168/5 173/24 180/7 defendants [3] 32/9 77/12 78/15 defense [3] 2/10 84/17 84/21 deficient [1] 59/3 deficit [1] 164/25 definitely [2] 37/24 129/4 definition [2] 144/18 163/20 degree [3] 87/18 132/6 169/19 delays [1] 124/19 delegates [1] 117/4 delineated [1] 165/23 delivered [1] 88/16 demand [21] 93/12 94/5 96/8 96/19 96/21 96/21 97/2 103/10 108/20 108/21 111/12 117/17 122/12 123/4 149/2 153/16 159/11 169/3 170/12 186/13 190/12 Demetri [1] 192/17 demographic [1] 96/24 demographics [1] 111/1 demonstrate [4] 99/20 104/8 139/13 181/3 demonstrates [1] 127/8 demonstrative [3] 99/11 179/9 179/13 demonstratives [1] 99/8 denied [3] 41/5 86/20 193/22 Denis [1] 90/20 DENNIS [1] 2/16 dense [2] 113/7 113/9 density [3] 97/25 111/6	129/12 department [19] 7/12 9/13 58/5 59/23 60/3 79/1 80/10 83/13 83/18 83/21 84/5 84/11 84/19 85/20 85/24 86/6 86/10 167/24 179/23 departure [1] 37/25 depend [1] 169/25 dependence [1] 116/23 dependent [1] 162/14 depending [2] 75/12 196/15 depends [6] 125/10 132/25 157/16 169/21 197/12 197/13 depos [1] 32/7 deposed [1] 27/10 deposition [16] 85/3 85/3 133/25 141/8 142/21 145/19 145/24 146/24 147/1 147/6 175/15 195/3 195/4 195/6 195/9 196/17 deposits [1] 66/21 DEPT [1] 1/5 describe [2] 37/4 55/15 design [4] 46/2 50/16 50/18 51/4 designate [1] 196/17 designated [3] 8/25 45/5 45/8 designation [2] 195/19 196/1 designed [5] 50/24 51/8 103/24 104/8 183/4 designing [1] 51/25 despite [2] 149/17 153/19 detailed [3] 45/16 52/16 165/23 details [1] 15/2 determine [4] 115/7 141/5 172/6 182/12 determined [3] 68/24 72/1 160/3 determining [3] 126/3 149/5 152/11 develop [2] 52/15 90/6 developed [1] 52/17 developers [3] 89/8 89/13 89/14 developing [5] 43/17 54/7 92/2 95/8 125/25 development [7] 59/20 60/5 69/3 89/18 89/25 90/3 130/6 diagram [2] 139/9 140/8 dialogue [2] 41/14 99/24 DIANE [1] 2/20 did [185] 6/11 6/15 9/12 9/16 9/18 10/10 10/13 10/15 10/21 11/1 12/25 13/2 16/1 16/19 17/18 19/9 19/11 19/22	20/1 20/5 20/22 23/21 28/15 29/12 29/15 30/9 30/10 30/11 31/11 33/23 34/9 34/21 34/21 35/21 35/23 35/25 36/8 36/19 37/15 38/2 38/11 38/11 38/13 38/15 39/14 40/9 40/14 40/24 40/25 40/25 41/8 41/9 42/5 42/7 42/9 42/12 42/14 42/16 42/17 43/8 43/8 43/14 44/16 44/17 45/2 46/11 46/15 46/15 47/12 47/25 48/8 48/24 49/5 49/7 50/5 50/11 51/21 51/21 51/23 51/24 52/14 52/15 52/19 53/14 54/14 54/19 55/13 55/23 57/9 57/22 57/23 58/13 59/9 59/10 59/22 59/24 59/25 59/25 60/5 60/8 60/13 60/22 60/25 61/3 62/10 62/21 63/24 66/3 68/8 68/10 68/14 70/2 70/19 71/18 72/3 72/17 73/12 76/7 76/10 76/10 76/12 76/13 76/17 85/13 85/21 86/7 87/21 87/22 88/4 88/8 90/5 98/21 98/21 103/19 104/18 104/22 115/7 115/18 117/17 121/21 128/10 129/20 133/1 133/1 133/6 133/7 133/9 134/18 140/20 141/3 141/5 142/14 143/5 143/25 147/23 150/7 159/21 161/6 161/9 161/13 163/16 163/19 163/22 164/7 164/10 164/24 165/8 165/11 166/8 170/10 172/4 172/7 172/13 172/14 174/12 175/11 175/14 178/3 178/8 178/11 178/16 178/21 189/15 189/22 190/1 didn't [38] 13/25 21/12 23/19 38/17 39/22 49/11 51/12 52/1 53/24 54/13 62/16 68/12 78/17 82/18 84/25 104/24 108/5 109/2 134/20 135/13 135/21 135/24 136/2 136/5 142/18 143/20 154/8 154/24 158/1 160/8 161/4 161/7 161/10 163/14 163/17 164/15 172/10 189/1 differ [2] 37/15 170/1 difference [3] 49/15 111/14 158/19 differences [1] 37/5 different [24] 37/5 51/22 71/14 73/18 98/13 100/7 101/1 101/9 101/13 101/16	101/17 103/9 106/4 108/9 108/11 110/16 120/20 121/10 124/6 124/7 127/18 131/4 150/8 153/8 differential [2] 108/15 115/20 differentiate [1] 114/6 difficult [2] 69/13 150/15 dilute [2] 149/6 157/18 diluted [4] 162/5 162/9 162/24 172/7 dilution [12] 152/16 153/22 156/20 169/5 169/7 169/10 169/11 169/19 170/4 170/7 172/1 173/16 dilutive [14] 157/15 158/10 158/12 158/15 159/5 159/9 159/17 160/4 160/6 160/9 160/16 160/21 160/24 170/25 diminish [2] 146/14 146/21 diminishing [2] 122/7 126/20 dire [4] 82/6 82/22 86/15 86/25 direct [7] 3/5 3/9 4/21 61/13 78/4 85/18 178/21 direction [2] 87/14 121/10 directions [1] 45/13 directly [6] 45/25 83/13 84/11 94/25 117/5 183/14 director [3] 36/17 36/19 64/8 disadvantage [1] 81/15 disagree [3] 156/12 156/17 162/3 disagreeing [1] 189/19 disclose [1] 9/13 disclosed [3] 12/9 23/14 30/10 discovery [5] 12/9 22/4 84/12 84/22 85/14 discuss [1] 156/23 discussed [2] 141/15 151/8 discussing [2] 160/10 177/21 discussion [2] 140/21 202/6 discussions [1] 141/21 dismiss [1] 194/25 dismissed [1] 195/4 disparately [1] 116/6 dispensaries [52] 6/10 24/4 25/19 30/25 31/4 31/5 31/7 35/17 35/20 36/24 38/9 52/3 75/9 75/19 93/13 93/14 93/15 96/10 96/13 105/16 109/12 109/20
----------	---	--	--	--

D	12/25 13/12 14/9 14/16 14/18 15/16 15/18 15/19 17/10 17/11 18/12 18/13 19/6 20/11 20/12 24/12 24/13 24/23 24/25 25/1 25/25 26/1 27/9 32/2 32/9 40/2 40/4 41/21 44/13 44/24 45/11 46/8 49/8 49/14 50/9 51/5 51/12 51/21 51/24 52/5 52/19 53/14 54/3 54/3 57/9 57/18 58/13 58/16 59/10 59/25 60/15 60/22 63/13 63/22 63/23 63/24 65/4 65/6 67/3 67/14 67/20 67/25 68/24 68/25 69/5 69/11 69/12 69/15 70/13 71/10 72/23 74/18 75/8 77/14 78/8 79/3 79/20 80/2 80/7 82/21 84/25 85/1 85/6 85/13 86/9 86/23 87/4 88/5 88/5 88/18 89/20 91/7 91/15 92/14 93/19 93/25 94/1 94/3 95/11 95/14 95/19 97/19 98/20 102/10 102/20 102/24 104/24 106/23 109/9 115/7 120/4 120/15 120/24 123/13 125/15 125/18 136/14 136/15 136/22 136/24 140/7 142/11 145/18 146/3 147/7 147/23 150/8 151/5 152/7 154/8 154/24 155/6 156/25 157/9 157/24 163/14 164/1 164/7 164/10 165/13 165/15 168/5 168/8 171/21 172/10 172/14 175/11 175/14 175/25 176/11 176/14 177/11 177/16 177/18 181/25 183/23 183/24 185/9 189/22 191/3 191/18 191/19 192/4 192/5 192/5 192/7 192/10 192/21 195/12 196/1 196/2 196/6 196/8 196/13 196/17 197/19 197/22 198/22 199/4 200/13 200/14 200/25 201/25 202/1	111/25 111/25 111/25 112/3 116/15 117/16 118/15 120/22 123/5 123/6 123/15 124/14 125/23 129/16 140/1 144/8 144/11 146/5 146/16 146/18 150/11 150/13 179/18 179/20 186/8 200/5 203/9 doesn't [4] 127/10 158/15 188/10 190/9 doing [15] 61/24 61/25 61/25 61/25 62/23 86/24 92/10 104/19 109/4 126/6 148/3 151/2 163/4 164/17 169/25 dollars [2] 183/11 183/13 DOMINIC [1] 2/4 don't [98] 4/16 16/23 25/9 27/24 29/1 51/13 51/16 51/16 51/25 59/6 60/2 61/20 69/5 69/10 69/14 71/24 71/24 76/24 77/8 78/9 82/12 92/25 95/21 101/23 101/25 102/12 102/15 102/18 105/1 106/1 106/11 106/13 106/16 110/21 116/25 119/10 119/24 125/11 130/17 132/4 132/8 132/12 132/15 132/21 135/5 141/2 142/13 144/3 146/20 146/20 151/2 151/12 151/15 151/21 152/7 154/24 155/14 155/21 155/23 156/2 156/17 159/3 159/8 160/12 161/17 161/21 162/2 162/17 162/24 163/23 166/12 167/19 169/4 173/3 174/13 176/2 176/18 176/24 177/11 180/9 184/20 185/9 185/22 188/1 189/1 190/5 190/14 191/5 192/13 194/2 194/4 195/25 196/16 198/14 198/17 199/11 199/22 200/23 done [27] 43/3 49/12 80/17 86/24 89/18 91/1 91/3 91/8 91/25 92/6 92/24 94/9 94/12 94/15 96/2 99/14 101/15 119/18 119/19 121/5 126/2 135/19 142/23 161/19 162/2 196/3 197/9 door [4] 31/1 31/4 160/21 188/20 dot [3] 140/7 144/22 166/14 dots [9] 127/21 139/9 139/10 140/9 166/7 166/11 179/16 179/22 180/12	double [1] 138/20 doubled [1] 137/19 doubt [7] 107/21 107/22 107/23 112/5 131/16 181/20 184/10 down [36] 11/4 43/2 48/2 52/5 55/19 60/20 69/2 75/16 77/10 77/17 77/22 81/17 120/10 120/10 121/13 125/4 125/5 147/20 155/22 159/2 159/22 162/13 168/3 173/22 175/17 183/22 184/12 184/17 184/23 185/3 185/4 186/2 186/8 191/3 191/5 198/10 downtown [1] 117/24 183/13 downturn [1] 118/23 downward [1] 177/1 dozen [3] 64/2 64/6 64/12 Dr [1] 87/14 draft [1] 90/16 drafted [2] 115/9 115/14 drafting [1] 7/16 dramatically [1] 103/9 draw [3] 110/19 110/21 151/21 drawing [4] 54/16 98/17 123/20 188/15 drawings [2] 52/16 52/17 drawn [2] 110/22 190/10 Dreams [2] 122/21 122/22 drew [1] 157/4 drive [23] 113/13 125/20 127/4 139/12 139/23 140/21 143/12 145/5 145/8 145/12 145/14 163/9 163/14 167/2 171/18 174/8 174/10 174/16 174/20 175/12 188/7 188/8 188/10 drop [15] 16/16 17/2 18/1 18/6 18/21 21/19 25/13 71/15 116/7 175/25 176/15 177/7 177/16 184/3 186/2 drop-off [1] 116/7 dropped [2] 9/9 184/10 dropping [1] 184/8 dry [2] 48/20 55/17 dual [1] 42/20 Dulce [3] 99/15 191/19 201/10 duly [2] 4/4 81/5 during [16] 6/12 60/3 85/3 87/13 88/9 90/24 93/6 105/11 117/23 117/24 118/2 134/17 169/22 174/21 175/15 185/5 duties [2] 5/22 7/2 dwindled [1] 198/10	dynamic [3] 111/12 162/20 173/13 dynamics [7] 93/12 94/5 94/8 103/10 149/2 159/11 176/22 DZARNOSKI [9] 2/3 3/5 4/11 4/25 12/21 64/16 69/22 77/15 133/10 Dzarnoski's [1] 70/18
			E	
			e-mail [2] 53/12 78/14 e-mailing [1] 191/21 each [27] 33/24 61/20 75/3 81/17 81/24 97/5 98/19 100/21 101/1 101/2 101/11 101/15 102/11 103/5 103/8 103/12 104/10 115/21 116/12 135/18 139/10 160/17 167/23 179/16 181/19 181/22 198/5 earlier [9] 15/17 32/24 68/2 72/20 92/17 121/4 124/8 129/11 143/7 early [9] 36/2 44/18 46/5 89/23 92/16 95/2 95/13 121/22 142/9 Earth [1] 100/9 Eastern [5] 19/7 19/10 19/14 84/15 112/21 easy [2] 53/1 192/11 eat [2] 132/16 132/17 economic [16] 74/6 88/15 88/22 90/2 91/3 94/21 100/12 117/24 118/4 119/10 122/25 149/12 164/18 164/23 165/17 165/19 economics [2] 87/17 122/11 economies [2] 100/9 110/13 economy [19] 91/17 92/2 92/7 100/6 110/13 110/14 110/14 115/3 116/16 116/24 117/12 117/21 117/22 131/20 131/23 132/10 183/11 186/22 187/7 economy's [1] 116/17 Ed [1] 33/19 education [5] 90/8 90/21 95/10 118/7 164/5 educational [1] 87/10 effect [30] 125/12 152/16 153/24 154/3 154/5 154/6 154/11 154/12 157/15 158/10 158/12 158/15 159/5 159/9 159/17 160/4 160/6 160/9 160/17 160/21 160/24 163/17 164/4 169/5 170/1 170/4 170/7 170/25 172/1 173/16 effects [2] 124/1	

<p>E</p> <p>effects... [1] 153/20</p> <p>effort [2] 54/4 76/16</p> <p>efforts [2] 76/19 136/5</p> <p>egged [1] 64/2</p> <p>egos [1] 58/21</p> <p>eight [5] 61/16 63/19 92/25 145/9 145/14</p> <p>Eighth [1] 87/7</p> <p>either [11] 10/15 18/5 18/5 62/5 69/5 75/20 85/11 98/12 141/13 151/15 151/22</p> <p>electronic [1] 12/20</p> <p>element [1] 96/6</p> <p>elements [3] 94/17 101/14 108/20</p> <p>eligible [1] 72/5</p> <p>eliminate [1] 193/24</p> <p>eliminates [1] 169/4</p> <p>ELIZABETH [1] 1/11</p> <p>Elko [4] 20/11 20/14 74/22 75/10</p> <p>eloquently [2] 160/14 169/22</p> <p>else [9] 45/25 46/16 55/11 86/14 87/20 179/2 186/15 190/19 200/17</p> <p>Ely [12] 41/6 43/6 43/11 46/9 47/4 47/10 47/21 48/3 53/3 53/7 53/16 73/8</p> <p>emerge [1] 97/7</p> <p>emerging [1] 149/9</p> <p>emphasis [2] 49/19 56/19</p> <p>employ [3] 38/3 75/9 75/15</p> <p>employed [2] 38/4 87/4</p> <p>employee [1] 51/7</p> <p>employees [8] 6/25 7/2 7/3 7/4 42/21 47/16 72/25 75/20</p> <p>employment [1] 96/22</p> <p>empty [2] 185/23 185/23</p> <p>end [12] 29/7 30/5 30/17 31/2 31/15 54/3 111/8 113/15 113/15 147/6 153/7 190/6</p> <p>ended [2] 9/25 66/17</p> <p>ends [1] 187/5</p> <p>Enforcement [1] 37/18</p> <p>enjoined [1] 78/15</p> <p>enough [5] 12/12 63/21 96/4 146/21 201/7</p> <p>ensure [1] 45/18</p> <p>ensuring [3] 41/25 42/1 66/25</p> <p>entire [3] 18/6 117/15 140/9</p> <p>entirely [6] 39/8 86/4 132/19 148/7 162/19 174/14</p> <p>entirety [1] 110/7</p> <p>entities [6] 6/15 28/2</p>	<p>28/8 33/25 47/14 67/21</p> <p>entitled [2] 55/1 203/4</p> <p>entitlement [1] 147/14</p> <p>entity [4] 9/1 35/11 47/10 203/10</p> <p>enumerated [1] 152/10</p> <p>environment [1] 123/22</p> <p>equally [1] 178/16</p> <p>equation [2] 96/21 183/3</p> <p>equivalency [5] 104/5 117/8 150/20 150/24 182/25</p> <p>equivalent [1] 105/1</p> <p>ERIC [2] 2/14 133/23</p> <p>erred [1] 52/22</p> <p>especially [2] 49/14 71/24</p> <p>ESQ [32] 2/2 2/2 2/3 2/3 2/4 2/4 2/5 2/5 2/6 2/6 2/7 2/7 2/8 2/8 2/10 2/11 2/11 2/12 2/12 2/13 2/13 2/14 2/14 2/15 2/15 2/16 2/16 2/17 2/17 2/18 2/18 2/20</p> <p>Essence [3] 31/11 67/15 70/13</p> <p>essential [1] 152/1</p> <p>essentially [15] 93/4 100/2 105/9 117/3 117/8 117/9 122/12 126/1 126/3 126/6 144/12 146/14 182/20 183/3 183/25</p> <p>establish [4] 26/14 26/18 45/2 85/16</p> <p>established [1] 25/2</p> <p>establishment [9] 18/25 20/18 24/11 29/14 72/9 75/14 172/11 174/12 174/16</p> <p>establishment's [1] 170/18</p> <p>establishments [3] 8/10 30/23 180/13</p> <p>estimate [2] 75/8 164/24</p> <p>estimates [1] 164/18</p> <p>estimation [1] 38/13</p> <p>evaluate [1] 94/6</p> <p>evaluated [1] 90/11</p> <p>evaluating [1] 149/1</p> <p>eve [1] 61/23</p> <p>even [23] 38/15 71/18 74/25 75/2 81/20 86/9 86/21 97/20 118/20 118/20 122/1 129/20 138/24 148/8 149/14 153/14 156/3 164/4 167/10 167/14 176/9 183/16 194/23</p> <p>evening [2] 194/6 202/13</p> <p>event [8] 9/21 86/22 91/24 91/25 92/5 97/17 112/16 197/9</p> <p>events [1] 91/6</p>	<p>eventually [1] 158/25</p> <p>ever [6] 31/7 41/4 45/19 116/18 116/21 156/9</p> <p>every [15] 92/14 100/6 105/15 118/4 118/5 120/19 125/3 126/2 127/1 140/15 141/3 191/19 191/22 201/4 201/6</p> <p>everybody [7] 54/10 57/18 79/12 126/21 192/6 200/20 200/24</p> <p>everyone [2] 44/7 181/4</p> <p>everything [6] 45/25 52/23 55/19 59/2 62/19 87/16</p> <p>everywhere [1] 140/7</p> <p>evidence [10] 63/6 78/10 78/24 84/24 153/13 169/15 176/24 191/20 191/21 199/20</p> <p>ex [1] 84/22</p> <p>exact [9] 11/24 16/3 112/22 113/18 120/19 123/21 150/19 154/5 188/21</p> <p>exactly [14] 43/12 44/10 49/24 59/6 80/8 95/21 111/7 124/11 125/1 128/1 132/7 155/15 159/2 189/3</p> <p>exaggeration [1] 61/21</p> <p>examination [21] 3/5 3/6 3/9 3/10 3/11 3/12 3/13 3/14 3/15 4/21 32/22 78/4 82/22 85/5 85/18 133/21 148/21 168/14 174/3 179/5 186/19</p> <p>examine [1] 14/11</p> <p>example [17] 74/2 91/5 98/11 98/14 100/11 103/6 135/9 143/1 154/16 160/8 161/24 166/5 168/24 172/8 178/8 178/12 188/5</p> <p>examples [1] 66/13</p> <p>Excellent [1] 201/21</p> <p>excerpts [2] 194/17 194/17</p> <p>excess [1] 183/13</p> <p>excise [1] 74/4</p> <p>excised [3] 12/11 22/5 124/21</p> <p>excluded [1] 84/24</p> <p>exclusive [3] 123/18 152/8 152/15</p> <p>exclusively [5] 63/25 64/3 64/6 163/13 163/21</p> <p>excuse [12] 34/22 85/2 89/12 92/19 101/10 104/16 126/25 131/1 131/12 147/25 152/14 182/22</p> <p>executive [1] 5/7</p> <p>exercise [1] 69/14</p>	<p>exhibit [32] 7/24 10/18 12/9 12/13 12/20 14/4 14/17 15/5 15/9 20/24 22/3 22/6 22/16 22/18 56/5 59/15 63/14 69/18 78/11 78/13 78/17 78/23 78/25 80/5 80/6 80/16 99/20 101/21 103/7 179/8 179/13 192/7</p> <p>Exhibit 1000 [1] 56/5</p> <p>Exhibit 1006 [2] 7/24 10/18</p> <p>Exhibit 1135 [1] 69/18</p> <p>Exhibit 1302 [1] 78/11</p> <p>Exhibit 1626 [1] 22/3</p> <p>Exhibit 2153 [1] 78/25</p> <p>Exhibit 2154 [1] 80/6</p> <p>Exhibit 2157 [2] 22/6 22/18</p> <p>Exhibit 2158 [3] 12/13 14/4 20/24</p> <p>Exhibit 3 [1] 78/13</p> <p>Exhibit 3000 [1] 59/15</p> <p>Exhibit 3002 [1] 63/14</p> <p>Exhibit's [1] 139/3</p> <p>exhibits [5] 3/18 191/20 192/3 201/2 201/24</p> <p>exist [11] 96/10 97/2 98/9 103/23 108/5 157/24 159/15 164/23 176/8 187/23 190/1</p> <p>existed [6] 33/21 96/13 98/13 164/22 167/25 190/3</p> <p>existing [33] 51/2 71/18 72/8 98/23 99/2 118/14 123/19 123/19 124/1 129/23 131/15 146/21 148/16 149/6 155/8 155/19 156/24 157/19 157/19 158/3 159/24 161/4 161/22 166/12 170/19 170/25 171/10 172/5 178/1 184/1 187/12 189/21 190/11</p> <p>exists [8] 97/1 126/2 145/17 146/7 161/18 171/5 182/1 188/15</p> <p>expand [3] 153/16 177/8 189/6</p> <p>expanded [1] 91/2</p> <p>expanding [6] 94/19 121/17 121/25 121/25 123/24 167/22</p> <p>expansion [2] 37/1 121/2</p> <p>expect [9] 111/21 155/1 155/9 172/22 172/25 173/16 175/25 176/14 192/23</p> <p>expectation [2] 53/22 190/2</p> <p>expectations [1] 96/18</p> <p>expected [2] 107/4 176/12</p> <p>expensive [1] 69/15</p>	<p>experience [7] 31/5 141/7 142/22 153/22 156/2 159/16 160/24</p> <p>experiment [1] 108/7</p> <p>expert's [1] 84/21</p> <p>experts [1] 84/17</p> <p>explain [2] 138/11 139/9</p> <p>explained [1] 150/14</p> <p>extent [5] 83/24 94/6 146/13 172/6 200/3</p> <p>eyes [2] 57/19 108/7</p> <p>F</p> <p>F.Supp.2d [1] 84/15</p> <p>face [2] 72/7 73/2</p> <p>facilities [4] 5/14 42/18 45/22 51/8</p> <p>facility [17] 11/21 12/3 16/7 17/17 21/6 30/16 35/10 35/12 36/23 36/24 38/12 42/2 42/19 50/25 51/2 51/3 133/13</p> <p>facing [1] 92/3</p> <p>fact [26] 6/11 6/24 11/1 11/20 12/2 25/12 28/17 62/13 65/25 70/5 98/2 98/12 99/23 100/7 104/2 114/19 123/18 125/14 152/8 159/14 167/6 183/18 186/11 189/5 191/20 193/20</p> <p>facto [1] 130/9</p> <p>factors [7] 97/23 98/17 149/7 152/9 168/25 169/6 169/22</p> <p>facts [1] 85/10</p> <p>failed [1] 69/14</p> <p>fair [42] 28/1 28/1 28/1 92/8 104/25 111/23 118/17 118/19 122/3 132/4 134/8 134/15 134/16 135/1 135/11 135/22 137/3 137/21 138/8 138/22 140/23 141/1 141/18 142/19 142/20 143/3 143/12 143/15 143/21 145/1 146/15 158/21 177/9 178/15 185/14 187/1 187/15 187/19 188/3 188/4 201/7 201/13</p> <p>fairly [2] 98/25 110/18</p> <p>fairness [1] 67/22</p> <p>fall [1] 155/21</p> <p>falls [2] 130/25 131/1</p> <p>familiar [5] 23/4 27/21 28/8 143/23 144/5</p> <p>far [18] 13/17 22/25 105/18 113/15 113/15 124/22 128/4 128/4 129/24 130/11 131/3 141/12 147/24 153/14 175/12 182/16 184/13 186/9</p> <p>far-flung [1] 129/24</p> <p>Farms [1] 68/20</p> <p>fashion [1] 49/1</p> <p>fast [1] 153/25</p>
---	---	--	--	--

G
going... [7] 199/9
 200/6 200/25 201/3
 201/20 202/5 202/6
gone [3] 26/8 117/8
 117/9
GONZALEZ [2] 1/11
 87/8
good [31] 4/23 4/24
 17/3 32/24 48/16 49/5
 49/13 49/22 51/13
 53/25 59/13 69/11
 80/23 80/24 105/14
 114/14 119/11 122/9
 128/11 133/17 133/23
 148/23 148/24 173/18
 174/5 174/6 176/2
 192/23 198/16 200/11
 201/23
got [22] 12/21 32/8
 36/3 36/5 37/12 38/6
 52/2 61/12 61/16 63/19
 66/13 66/23 98/6 99/11
 105/22 137/15 172/18
 180/10 184/18 192/2
 193/25 201/16
Gotcha [1] 106/5
gotta [1] 63/16
gotten [2] 119/9
 195/19
governance [1] 34/19
government [4] 92/22
 98/14 129/18 130/5
government-led [1]
 92/22
governments [1] 118/6
Governor [3] 90/6 90/7
 164/4
Governor's [3] 59/16
 89/22 156/6
graduate [2] 87/12
 87/21
graduated [1] 87/18
graduating [1] 88/13
GRAF [1] 2/13
granted [1] 7/13
grants [1] 154/2
granularity [1] 165/4
graph [2] 106/17 166/7
graphic [3] 100/1
 118/21 124/6
graphics [3] 98/20
 106/12 182/4
gray [1] 106/14
great [11] 23/4 49/12
 62/21 93/6 113/18
 115/12 117/23 125/18
 160/23 170/11 185/3
greater [7] 97/18 101/7
 101/7 125/3 129/21
 129/22 160/22
green [4] 106/14
 127/24 128/16 129/5
GreenMart's [1] 71/25
grocery [1] 140/17
ground [2] 46/22 52/1
groundwork [2] 40/3
 40/8

group [5] 59/16 59/19
 88/12 89/24 99/15
groups [1] 66/25
Grove [2] 65/4 70/1
grow [2] 125/13 148/6
growing [4] 115/25
 117/13 153/6 153/9
growth [25] 97/6 107/4
 107/12 107/16 115/12
 116/13 117/19 119/18
 121/2 121/7 121/14
 121/17 122/6 123/23
 123/24 124/24 124/25
 146/9 148/4 148/8
 149/12 160/15 164/19
 165/20 183/22
guaranteed [1] 158/6
guess [13] 73/19 90/18
 93/21 96/14 116/4
 122/18 145/3 172/17
 176/8 178/16 193/4
 193/5 200/12
guiding [1] 52/6
GUTIERREZ [1] 2/13
guys [3] 65/25 70/15
 198/18

H
habits [1] 189/16
had [122] 15/23 16/4
 17/15 17/16 17/19
 18/24 19/12 20/17 21/5
 22/10 23/23 23/24
 24/16 25/17 25/18 26/4
 26/14 26/18 27/1 28/9
 31/5 31/17 31/21 36/22
 36/25 36/25 37/20
 38/18 41/4 42/13 43/20
 44/25 50/9 50/15 52/23
 53/22 54/7 54/13 55/18
 57/7 57/14 57/19 58/10
 58/10 58/16 58/22 59/7
 60/9 62/2 62/12 64/2
 64/5 64/8 64/9 64/10
 65/17 66/15 66/18
 66/19 66/21 66/22 68/3
 68/23 69/8 70/4 71/1
 72/8 72/11 73/12 74/2
 78/12 82/14 83/10
 83/25 84/1 86/22 87/16
 88/17 89/7 89/11 89/21
 90/1 91/18 91/19 91/20
 94/9 94/12 94/15 94/18
 94/21 96/15 97/5 97/8
 97/16 97/18 97/19
 109/19 111/2 115/11
 115/15 116/10 117/24
 118/20 121/23 123/8
 136/16 139/7 139/8
 141/21 141/24 142/1
 142/3 146/1 162/11
 175/4 181/7 181/7
 186/22 188/6 188/9
 189/17 189/21
hadn't [1] 53/21
hairs [1] 27/24
Halbach [1] 33/19
half [9] 31/18 106/13
 108/17 113/13 118/1

155/4 183/11 185/5
 197/16
halfway [1] 49/13
ham [1] 64/2
hand [5] 15/9 81/3
 121/6 124/22 131/4
hands [2] 194/10 202/1
happen [5] 131/17
 154/19 155/1 160/7
 193/3
happened [2] 55/16
 142/6
happening [4] 66/17
 91/17 92/1 108/7
happens [7] 108/8
 120/22 152/24 159/13
 166/21 166/21 192/16
happy [4] 64/1 86/23
 103/13 156/22
hard [10] 4/15 34/13
 59/4 62/20 62/22 69/12
 81/17 81/19 81/23
 157/2
has [53] 8/11 12/12
 13/6 33/21 34/3 34/13
 47/16 47/18 51/4 56/6
 58/3 72/24 75/13 75/17
 90/14 91/5 92/14 93/4
 98/2 102/12 103/1
 103/2 105/25 108/18
 111/10 115/1 115/25
 116/13 119/9 121/2
 121/15 123/14 129/4
 137/15 138/16 138/20
 147/14 160/23 166/14
 166/15 166/19 167/7
 167/14 173/13 176/4
 183/12 184/10 186/1
 186/3 186/22 189/5
 189/6 191/21
hasn't [2] 75/6 167/22
hate [1] 43/24
have [258]
haven't [10] 13/16
 74/23 156/18 157/2
 157/5 157/11 161/17
 162/2 193/25 195/19
having [11] 4/4 53/16
 67/2 67/3 80/17 81/5
 81/19 119/2 141/3
 142/2 190/22
HAWKINS [1] 1/24
he [22] 12/23 22/11
 58/1 58/2 63/15 63/19
 63/24 76/24 76/24 77/3
 81/20 81/21 82/18
 85/12 85/13 87/16
 133/8 139/8 144/2
 194/11 194/22 196/22
he's [7] 63/9 78/2
 81/21 195/8 195/22
 195/22 196/23
head [3] 60/3 87/15
 116/25
headaches [1] 37/1
Health [3] 58/5 58/5
 59/23
healthcare [1] 118/7
hear [11] 4/16 5/4 9/4

13/25 31/17 81/17
 81/24 82/24 198/16
 200/5 201/1
heard [4] 4/15 122/15
 191/10 200/4
hearing [4] 78/22
 79/24 81/19 148/25
heavily [5] 58/7 76/20
 130/4 181/19 181/22
held [2] 38/6 175/18
help [2] 59/11 61/3
helpful [1] 201/18
helping [1] 28/6
Henderson [13] 74/24
 74/25 94/18 94/20
 94/25 110/21 111/15
 111/25 112/8 112/20
 144/16 144/22 170/4
her [9] 7/22 19/22
 44/25 58/3 59/14 62/23
 64/1 151/8 192/6
Herbal [1] 161/24
here [86] 5/6 12/23
 13/13 13/17 22/21
 39/18 39/23 40/16
 40/16 43/11 56/4 56/12
 65/19 67/10 84/24 85/1
 86/25 91/19 94/14 98/4
 100/15 104/4 104/13
 104/15 105/10 107/7
 109/13 110/9 111/7
 111/10 112/7 113/19
 115/19 115/21 116/5
 116/6 116/25 117/1
 117/16 119/11 121/1
 122/13 122/14 123/2
 123/11 124/17 124/25
 126/14 129/23 130/13
 131/3 131/3 132/8
 132/17 134/1 134/7
 134/13 147/12 151/24
 152/10 152/16 154/9
 154/12 155/13 157/19
 158/10 162/17 163/20
 168/25 174/23 178/1
 178/6 180/12 180/20
 180/25 182/13 185/11
 188/6 189/4 190/23
 191/3 192/6 195/5
 197/22 200/13 201/12
here's [2] 68/11 199/15
herself [1] 62/18
hesitate [1] 157/5
hey [1] 109/3
high [4] 111/4 144/4
 155/7 160/1
higher [6] 121/8
 138/18 157/22 176/10
 176/12 189/22
highest [2] 98/3 116/18
highlight [1] 91/14
highly [3] 106/1 106/1
 110/18
Highway [4] 25/25
 26/5 26/22 71/10
Hill [1] 196/20
him [12] 34/13 58/1
 81/23 82/16 133/1
 184/20 192/23 193/1

194/10 194/23 195/5
 196/16
hire [1] 57/23
hired [6] 57/24 58/1
 60/10 63/25 141/20
 154/20
hiring [1] 51/3
his [8] 58/3 59/8 90/6
 93/11 143/25 144/1
 195/6 197/4
historically [1] 121/15
history [3] 97/5 117/25
 184/1
hold [5] 33/25 35/15
 35/18 124/8 183/1
holder [7] 71/18 134/4
 135/3 135/14 135/15
 135/19 178/5
holders [2] 35/7
 155/19
Holdings [13] 5/8 5/11
 5/13 5/18 6/8 6/11 6/22
 7/4 27/10 32/25 33/3
 33/9 42/24
holds [1] 35/9
home [5] 68/7 112/15
 114/11 188/16 192/10
homogenous [2]
 114/14 144/13
HONE [10] 2/14 3/10
 3/15 133/23 134/6
 139/10 143/19 149/1
 161/2 186/18
honed [1] 61/8
Honor [48] 4/12 12/8
 13/7 14/3 22/3 22/17
 31/23 32/1 32/5 32/18
 76/3 77/6 77/8 77/16
 78/8 80/3 80/24 82/2
 82/5 84/8 84/14 85/5
 85/8 86/17 93/10
 104/20 104/25 105/6
 110/1 112/25 132/18
 133/16 147/25 148/19
 151/8 163/3 168/1
 168/11 190/25 191/4
 191/13 191/16 193/2
 194/6 194/24 196/5
 196/25 202/12
HONORABLE [1] 1/11
honors [1] 87/21
hopefully [3] 150/20
 195/17 199/25
hoping [1] 194/16
hospitality [2] 88/15
 92/17
hot [1] 36/5
hotel [3] 128/25 185/10
 185/23
hosts [2] 128/21
 185/10
hour [6] 75/14 76/5
 78/2 78/4 113/13
 192/24
hourly [1] 95/17
hours [7] 12/22 61/21
 64/12 64/14 197/18
 197/20 198/15
house [1] 83/10

H	42/23 44/10 53/10 55/13 63/5 63/20 64/13 73/7 73/19 77/4 77/5 77/7 78/7 79/15 79/25 81/1 84/20 86/24 87/12 88/8 96/2 102/14 107/22 108/20 109/4 110/2 112/14 112/15 112/24 117/5 120/2 122/4 122/18 132/8 132/18 132/18 132/18 135/16 138/2 138/19 140/12 155/14 156/22 158/20 159/1 159/9 162/19 165/7 165/7 165/11 165/25 166/1 166/19 169/13 174/19 177/14 178/21 182/18 184/21 185/8 189/9 189/19 189/25 190/5 192/25 193/8 193/16 193/16 193/18 193/23 194/16 196/5 198/13 198/16 199/17 200/6 201/17 201/20 I've [10] 88/20 91/18 91/20 91/25 92/23 93/1 93/25 116/20 146/7 197/17 I.T [1] 192/4 idea [9] 38/1 82/10 85/9 95/19 104/14 117/6 122/24 128/3 172/1 identical [8] 24/24 49/4 49/4 72/18 72/19 73/19 73/20 73/25 identification [2] 72/14 203/10 identified [11] 9/7 10/5 16/4 20/9 20/24 28/21 30/1 31/21 74/19 78/13 103/7 identifies [1] 59/18 identify [9] 9/1 9/12 9/16 9/18 10/10 10/13 29/12 33/24 187/6 identifying [4] 9/21 10/1 11/23 27/7 if [197] 4/16 4/17 4/18 5/2 5/4 8/9 8/10 9/25 11/4 11/9 13/5 14/8 22/14 23/2 23/3 24/1 25/16 25/16 30/24 31/12 34/19 45/20 46/17 47/15 49/4 57/17 59/15 67/5 67/10 67/10 67/11 69/1 69/14 70/4 71/23 73/18 75/5 75/14 75/14 75/22 78/6 82/1 82/5 83/1 86/21 86/22 96/20 100/8 100/13 101/5 101/8 102/12 102/12 102/18 102/18 102/20 103/5 103/12 103/22 104/13 105/11 105/14 106/10 106/11 109/16 111/17 112/21 112/24 113/17 118/21	119/17 119/24 119/25 120/7 120/13 120/13 120/21 121/5 121/11 121/13 122/15 122/17 122/19 123/12 124/12 124/20 124/23 125/2 126/3 126/18 126/23 127/21 129/8 130/2 130/17 131/3 131/14 136/9 136/25 137/19 138/13 138/19 139/17 140/5 140/5 140/5 143/9 143/16 143/17 144/15 144/21 145/3 145/7 145/25 149/22 150/7 150/17 150/18 150/23 151/3 151/16 152/21 154/2 154/2 154/16 154/20 155/4 155/5 155/10 156/11 156/23 156/25 157/6 157/12 157/21 157/22 158/13 160/8 160/23 162/9 162/22 163/1 163/24 166/2 166/11 166/14 166/23 167/3 167/11 169/25 170/3 170/23 172/18 175/16 176/1 176/15 177/6 177/6 177/6 177/6 177/15 177/23 178/12 180/9 180/23 181/17 181/21 182/21 183/19 184/16 185/9 185/15 186/8 187/8 188/2 188/5 188/5 188/8 189/17 189/24 190/11 192/25 194/15 195/5 196/14 196/16 196/17 198/25 199/3 199/16 199/17 199/21 199/22 200/12 201/15 201/24 202/3 ignore [1] 113/7 illegal [3] 108/23 109/3 163/23 illegally [1] 177/17 Illinois [4] 38/20 38/23 38/24 39/12 illustrates [1] 127/17 imagined [1] 187/19 immediacy [1] 167/6 immediately [5] 50/11 60/18 160/20 188/20 198/23 impact [29] 56/21 74/6 88/15 88/16 88/22 91/4 91/7 92/17 93/14 95/5 95/9 99/1 118/13 135/10 135/22 135/25 136/2 158/1 166/13 167/6 171/10 173/5 178/3 178/4 178/4 181/14 186/22 186/24 187/6 impacted [2] 135/7 162/19 implications [3] 94/22 94/23 183/17	important [4] 46/19 115/3 116/15 152/11 impressed [2] 60/16 60/17 impression [2] 119/11 162/18 improper [2] 84/12 84/22 improve [6] 49/8 50/12 56/25 57/4 58/10 61/4 improving [1] 57/10 in [639] in-house [1] 83/10 inaudible [4] 147/3 191/25 192/1 198/14 inbox [1] 200/13 INC [1] 1/25 incentive [1] 177/17 include [7] 5/25 104/19 150/17 178/3 181/4 181/8 183/10 included [12] 10/11 86/1 97/25 134/21 134/22 143/2 151/3 164/10 164/14 165/9 165/14 173/8 includes [2] 43/1 183/4 including [12] 10/13 33/24 38/7 41/3 83/7 86/5 103/6 118/8 157/19 163/5 164/21 183/12 income [1] 185/21 inconsistencies [1] 84/1 increase [16] 109/6 123/14 126/16 134/14 152/3 152/19 152/25 153/19 155/17 164/16 169/9 170/12 170/12 178/4 189/16 190/8 increased [1] 177/2 increasing [3] 121/18 153/2 153/19 incremental [1] 172/24 Indian [1] 163/18 indicate [4] 55/3 111/13 123/6 124/14 indicated [5] 32/24 66/4 141/20 142/21 147/22 indicates [4] 107/17 120/12 124/15 153/15 indicative [2] 186/9 186/11 indiscernible [4] 37/11 90/1 195/20 196/4 individual [8] 101/11 134/20 135/19 135/20 161/19 162/20 162/21 168/22 individuals [3] 33/24 135/18 183/14 indoor [1] 38/12 indulge [1] 192/9 industrial [1] 89/17 Industries [1] 84/15 industry [20] 35/25 36/1 36/3 36/6 37/3	38/2 51/9 76/19 76/21 88/15 93/12 95/7 112/18 115/2 136/6 146/10 149/2 149/10 153/24 164/11 Industry's [1] 92/17 infer [1] 186/5 inform [1] 111/11 information [25] 11/10 11/14 12/15 83/4 83/25 85/13 86/1 86/12 86/21 92/22 96/4 96/8 96/9 97/9 97/10 99/24 126/7 135/6 138/15 165/16 165/18 165/23 167/23 180/6 194/22 infrastructure [2] 90/10 90/12 initial [8] 45/22 83/5 107/3 107/10 115/9 115/14 142/2 142/3 initially [2] 46/11 46/24 initiative [2] 76/8 76/22 injunction [3] 68/9 74/10 75/24 inquire [7] 32/2 32/4 32/9 32/10 77/12 173/24 179/2 inserted [1] 28/24 inside [2] 83/14 110/6 instance [1] 143/1 instead [3] 51/3 73/8 111/8 Institute [2] 87/16 92/20 insurance [1] 183/13 Integral [1] 31/11 intend [1] 20/22 intended [1] 16/7 intending [1] 24/6 intent [6] 25/18 100/1 106/24 139/12 155/13 197/8 intention [11] 15/23 17/16 18/24 19/12 20/17 23/19 23/23 24/16 26/4 27/1 93/10 interest [5] 23/24 33/25 43/14 68/3 162/11 interested [5] 9/8 16/5 27/7 96/11 96/22 interesting [9] 38/24 44/4 101/14 108/1 108/14 108/19 109/8 110/11 114/3 intern [1] 88/10 International [1] 87/15 Internet [1] 83/7 interrupt [1] 184/20 intersection [2] 140/15 171/5 interveners [1] 86/7 intervenors [2] 168/5 173/24 into [43] 9/5 10/6 10/21 11/4 36/3 46/7 52/1 52/2 54/18 61/18 62/8 63/6 64/11 69/11 78/10
----------	--	--	--	---

I
into... [28] 78/24 94/20
97/12 101/13 112/3
113/18 114/16 125/23
127/10 129/12 129/20
143/20 144/8 146/2
146/6 146/16 146/18
150/11 155/21 156/24
159/2 170/11 178/8
183/12 184/14 185/1
188/11 189/15
introduce [1] 100/2
introduced [1] 101/12
introduces [1] 106/25
introduction [4] 107/4
107/10 107/20 108/10
inventory [1] 72/25
inverse [1] 185/9
investment [1] 189/25
Investments [1] 35/13
involved [7] 58/7 58/7
76/20 76/24 77/1 156/5
199/13
involvement [3] 6/5
43/5 76/7
involves [1] 6/3
irrelevant [1] 166/22
irrespective [1] 159/9
is [504]
isn't [9] 5/8 103/16
125/7 128/12 129/25
162/3 170/17 198/19
199/3
isolated [1] 132/15
issue [12] 82/7 82/9
82/11 94/10 94/13
100/18 134/2 160/4
183/20 187/21 194/24
195/25
issued [8] 7/12 38/25
158/11 158/14 158/16
158/25 159/19 159/23
issues [2] 13/18 64/15
it [470]
it'd [1] 170/20
it'll [3] 78/22 80/4
80/15
it's [102] 8/4 13/15
13/17 17/20 18/5 18/6
22/10 22/12 22/16
33/11 34/7 37/9 47/14
48/15 49/12 52/9 56/5
57/20 61/20 63/14
68/16 68/19 69/13
69/14 71/14 71/23 73/2
74/17 75/14 75/23
81/23 84/15 85/9 92/2
100/25 101/1 101/12
101/12 101/24 102/1
105/17 108/1 111/4
112/18 114/11 114/11
115/4 115/8 115/12
119/11 120/10 121/13
125/10 125/16 126/16
126/17 127/17 129/24
131/4 131/4 131/5
131/5 131/5 131/8
136/25 146/1 146/15

146/21 147/1 147/11
148/2 148/11 149/18
150/8 150/18 151/12
152/7 153/25 154/5
155/16 157/2 160/24
162/10 166/17 166/20
167/6 168/9 169/14
170/17 170/24 172/2
172/9 177/10 184/5
184/13 185/13 186/11
192/11 195/20 198/10
199/14 199/15
items [5] 45/16 47/18
56/15 58/2 59/12
its [34] 12/3 15/24
15/24 27/20 72/7 73/2
88/12 89/23 90/15
92/19 92/19 98/3
100/12 100/12 102/25
102/25 103/6 107/19
117/7 122/12 125/12
135/7 135/10 135/22
137/19 147/14 154/21
155/9 155/17 156/12
169/3 177/8 183/12
183/22
itself [7] 17/2 29/20
44/12 48/13 58/24
64/23 72/7

J
J-e-r-e-m-y [1] 81/11
JAMES [1] 2/6
January [8] 44/18
95/13 115/15 117/18
118/10 141/23 179/24
180/22
JARED [1] 2/15
JD [1] 1/25
JENNIFER [1] 2/12
Jeremy [3] 80/21 81/4
81/11
JILL [2] 1/24 200/15
job [3] 49/6 62/21
174/17
jobs [2] 118/1 118/2
John [2] 58/1 65/3
join [1] 84/10
joint [2] 8/24 109/9
jointly [1] 92/18
JORDAN [1] 2/17
Jorge [1] 2/20
JOSEPH [1] 2/13
Journal [1] 93/2
JUDGE [5] 1/11 27/1
34/9 87/8 198/14
judgment [1] 193/21
Judicial [1] 87/7
juice [1] 57/2
Julie [1] 33/20
July [3] 48/23 50/10
121/8
July of [1] 50/10
June [10] 27/9 31/19
118/22 142/9 142/10
182/6 184/13 184/14
184/19 184/22
jurisdiction [5] 83/18
151/13 155/11 155/12

156/1
jurisdictional [1]
110/23
jurisdictions [19] 27/7
40/5 66/11 71/23 83/17
84/6 96/14 96/15
110/16 110/17 151/18
151/19 153/14 154/17
154/17 156/14 156/14
157/14 163/15
jury [1] 198/19
just [122] 4/12 5/3 11/9
11/19 14/10 17/19 18/6
23/3 26/8 28/14 29/25
32/12 36/16 37/4 37/18
42/19 42/23 44/4 44/13
47/18 49/5 49/12 50/6
51/1 51/1 52/23 52/23
53/23 55/18 58/20
58/20 60/17 60/21 61/9
61/23 62/7 62/19 64/10
66/10 67/10 67/11
71/14 71/14 71/22 72/7
73/1 73/2 73/19 75/24
77/6 77/7 78/6 82/5
82/6 83/2 84/1 85/4
86/4 87/6 87/19 91/8
91/14 92/3 92/12 93/6
93/25 98/2 100/5 105/3
106/13 110/2 111/8
111/24 112/25 113/5
113/7 113/14 115/19
116/1 117/22 118/22
122/25 124/8 124/9
125/8 127/16 132/21
135/16 139/23 140/6
140/13 144/2 144/4
146/20 151/8 155/4
155/10 155/20 157/17
158/15 161/24 162/22
163/9 165/7 165/7
165/11 165/19 166/1
169/4 169/10 171/3
174/7 174/13 175/11
177/14 182/13 183/19
184/14 186/21 187/3
199/16 201/15
Justice [1] 199/8

K
KAHN [1] 2/15
Kara [1] 55/14
keep [5] 5/2 106/6
185/10 185/10 185/11
keeping [3] 41/21
156/11 176/11
KEMP [1] 2/4
kept [1] 64/16
Kevin [1] 122/18
key [2] 95/9 108/20
Keystone [8] 18/12
18/18 18/19 19/1 24/25
25/15 25/20 70/23
kickoff [1] 58/12
kid [2] 112/9 174/18
kind [41] 12/12 17/20
21/24 36/4 36/21 36/25
37/4 40/7 41/13 41/23
44/3 46/7 47/8 48/1

48/20 49/5 50/14 50/16
52/23 53/17 54/2 54/9
54/12 57/15 57/18 61/9
62/6 64/4 67/5 73/1
76/21 93/19 97/7 107/6
107/20 110/24 111/21
113/20 116/15 165/19
174/9
King [5] 154/11 170/22
170/23 171/15 171/19
King's [1] 154/4
KIRILL [1] 2/16
kitty [1] 171/6
kitty-corner [1] 171/6
knew [19] 18/19 25/2
25/7 25/12 26/21 27/5
44/5 44/11 49/2 49/13
49/17 50/7 55/18 56/17
56/23 57/3 57/8 62/16
141/12
know [127] 4/18 5/4
9/9 16/23 19/9 19/22
20/1 20/4 20/5 21/8
21/11 25/5 38/5 38/7
38/15 41/21 43/21
45/16 46/8 46/21 47/24
49/22 50/22 52/7 53/1
53/14 53/17 54/7 54/8
55/18 55/19 55/20
55/21 56/14 57/19
58/18 60/2 60/2 60/16
62/17 62/21 63/12
64/12 66/22 68/5 69/13
70/13 72/25 74/3 75/12
79/8 82/1 82/18 83/2
87/17 89/9 89/14 91/21
92/25 95/21 96/23 98/4
98/14 99/9 105/1
106/11 108/13 108/25
109/13 112/12 112/16
113/10 114/9 115/2
116/4 116/16 117/15
117/16 117/18 118/9
119/8 119/24 120/15
122/5 122/9 122/19
123/13 127/16 130/8
130/17 131/23 132/4
132/15 141/2 142/11
151/21 153/8 154/24
155/15 156/2 159/3
160/12 160/16 162/2
162/13 163/4 163/23
165/13 167/19 173/3
173/4 174/10 176/2
176/3 176/18 176/24
180/9 180/10 181/24
182/25 185/8 187/9
189/2 199/11 199/14
199/23 200/14
knowing [2] 57/13
181/15
knowledge [5] 59/22
59/25 60/7 60/9 76/18
known [2] 5/1 165/20
knows [1] 56/8
KOCH [5] 2/15 3/12
168/7 173/22 173/25
Kouretas [4] 192/18
192/21 193/23 196/14

L
lack [3] 9/9 113/18
131/12
laid [1] 160/14
land [8] 66/14 69/12
75/2 98/15 129/17
129/19 130/6 130/9
land-use [1] 69/12
landed [1] 56/3
Lands [1] 130/10
large [4] 38/1 88/11
101/9 114/21
largely [2] 88/22
129/19
larger [1] 182/23
largest [5] 38/11 91/23
100/9 117/1 186/5
LAS [35] 3/24 60/20
67/15 68/19 74/15
74/16 87/13 88/14
89/15 89/15 91/24
91/24 92/4 92/19 93/2
98/6 110/20 110/20
111/15 111/16 112/8
112/9 112/12 112/13
112/20 122/13 123/13
139/21 139/24 170/3
170/7 178/13 180/19
188/6 203/12
last [16] 10/3 12/25
16/11 64/12 65/13
73/17 88/9 92/25 95/2
111/1 117/3 123/6
191/11 191/23 192/1
200/20
late [8] 36/2 53/8 61/22
85/8 95/2 95/12 124/19
141/22
later [1] 53/15
latest [1] 121/23
laude [2] 87/24 87/25
law [19] 87/18 87/19
87/19 109/5 122/10
122/10 122/11 122/11
122/24 123/2 125/11
152/21 168/24 169/9
169/10 169/11 170/10
172/1 172/17
lawfully [3] 107/20
131/13 159/23
laws [1] 106/3
lawyer [2] 28/6 191/19
lay [1] 13/22
laying [1] 50/4
lead [5] 89/25 90/9
155/7 169/19 176/25
leading [2] 61/17 180/3
leads [1] 153/1
lean [1] 9/5
leap [1] 130/11
learn [3] 43/9 46/8
55/23
learned [2] 44/10 57/13
lease [6] 8/11 21/5
21/12 21/21 26/14
30/11
leased [1] 75/20
leases [2] 66/19 66/21

L	35/3 35/7 37/10 38/19 39/9 45/21 46/13 46/16 46/18 46/22 66/23 69/14 71/18 72/14 111/3 134/4 135/3 135/14 135/15 135/19 154/2 155/16 155/19 155/22 158/6 159/24 160/8 160/9 166/20 178/5 178/18	100/8 102/23 102/24 103/2 103/12 104/3 105/2 105/2 106/25 107/2 107/3 108/24 110/19 111/2 112/19 113/13 113/20 117/17 118/7 119/9 120/10 124/9 129/24 140/8 145/9 149/1 152/12 152/14 153/14 154/20 155/10 156/23 163/15 168/16 169/14 172/19 172/20 183/21 190/5 198/5 200/13 201/25 48/14	LivFree [3] 36/12 40/17 40/18 living [3] 103/1 111/3 129/6 LLC [4] 6/16 33/1 33/4 33/8 LLCs [2] 6/20 28/8 lobbying [1] 58/2 local [5] 59/11 74/24 118/6 182/16 186/10 locals [1] 186/6 locate [2] 18/25 19/13 located [9] 9/19 21/8 30/1 74/13 126/4 160/20 166/24 169/24 170/1 location [52] 9/20 9/24 16/3 19/6 20/9 20/23 21/9 23/24 24/18 24/22 25/23 26/19 27/5 28/13 28/16 28/16 28/19 29/13 30/2 30/4 48/15 52/3 52/18 64/16 64/19 65/20 65/25 66/3 66/15 67/2 68/2 68/16 71/25 75/15 112/4 114/20 132/15 135/10 135/13 138/18 149/14 160/15 160/23 166/15 167/7 167/7 170/2 170/11 170/13 181/14 181/15 182/1 locations [25] 9/7 9/22 20/24 21/8 27/20 27/22 28/9 28/14 28/21 29/2 30/15 31/6 31/21 31/22 65/13 65/16 66/19 66/23 74/9 74/19 74/19 138/16 139/13 166/11 168/22 lock [1] 190/22 locked [1] 81/15 logging [2] 84/16 84/17 logical [1] 155/21 Lone [1] 133/24 long [18] 5/17 33/21 59/5 60/17 92/10 113/12 114/5 122/15 126/7 160/5 162/11 162/13 163/4 168/8 185/13 187/19 192/21 196/12 longer [3] 39/6 145/6 188/24 look [80] 8/8 8/9 11/9 13/23 14/7 14/10 22/23 23/1 56/4 59/14 68/18 68/18 68/19 69/1 95/5 95/7 96/12 96/14 96/17 97/4 97/6 97/11 97/12 97/15 97/20 97/23 98/10 102/16 102/24 103/21 105/25 106/25 107/2 107/3 107/25 108/12 108/24 109/14 109/16 110/9 112/7 113/25 115/10 115/15 117/17 119/2 120/13	120/21 120/24 121/5 121/11 121/13 124/20 124/21 124/23 125/2 126/2 126/7 126/18 130/17 131/3 135/13 135/21 135/24 136/3 136/5 138/2 138/13 140/6 140/8 163/17 169/2 172/5 177/10 189/9 190/5 190/23 192/6 197/22 201/12 looked [18] 56/14 56/15 101/15 111/2 116/1 124/9 126/11 134/22 134/23 134/25 135/18 136/13 136/13 151/9 152/12 153/13 163/12 183/21 looking [21] 8/4 11/19 14/1 14/2 15/16 48/1 50/8 56/11 111/8 121/1 121/12 129/17 138/5 138/10 144/15 146/13 151/23 164/16 168/21 183/16 189/10 looks [8] 73/11 74/4 106/25 120/10 130/21 145/9 152/14 192/4 loosely [1] 36/13 Losee [3] 24/11 25/11 25/11 losing [2] 54/10 169/7 loss [2] 177/20 182/10 lost [9] 41/4 41/6 53/16 55/18 57/13 64/3 117/25 118/2 160/8 lot [22] 43/3 43/20 45/13 49/14 49/17 50/1 50/14 51/4 51/6 58/22 64/10 66/17 66/18 67/1 90/25 97/19 99/24 110/10 111/14 115/4 131/23 174/8 lots [1] 61/10 loud [1] 5/3 louder [1] 8/22 low [2] 107/11 136/25 lower [8] 121/9 121/15 138/6 146/1 150/25 157/23 163/25 177/3 loyalty [1] 172/11 luck [1] 133/17 lunch [4] 132/14 132/24 147/21 192/24 Lybrand [1] 88/10 lying [1] 180/9
least [16] 12/21 94/24 98/17 104/7 107/17 110/16 116/20 123/5 130/12 140/21 153/6 155/8 180/22 182/13 183/7 186/9 leave [6] 119/10 133/13 143/9 159/15 162/18 190/22 leaving [1] 88/19 lectern [3] 77/10 168/4 173/22 lectures [1] 91/9 lecturing [1] 92/7 led [3] 92/22 159/1 185/3 left [7] 36/25 37/25 39/7 120/11 120/14 120/21 121/6 left-hand [1] 121/6 legal [21] 94/11 99/21 108/18 108/23 109/4 145/25 146/18 147/12 147/14 149/20 150/2 150/5 163/21 163/24 167/15 175/16 175/17 175/25 176/15 177/7 177/8 legalized [1] 96/16 legally [2] 177/16 177/18 legislation [1] 90/16 legislative [3] 58/2 59/12 90/19 legislature [7] 90/4 90/18 91/21 158/24 159/6 164/3 165/8 length [1] 22/5 less [8] 5/23 6/4 7/19 128/17 129/1 148/16 170/4 197/10 let [22] 4/18 5/4 44/3 76/3 77/6 77/7 82/1 83/2 98/20 102/20 111/23 117/22 120/14 132/13 170/16 171/2 174/14 178/20 178/21 184/20 185/1 185/9 let's [32] 33/4 34/7 43/22 48/18 56/4 59/14 67/6 67/11 68/18 68/18 68/18 70/9 70/11 70/18 70/19 71/5 71/17 80/18 102/4 119/24 119/25 120/15 128/6 128/10 128/13 129/2 140/6 144/21 170/22 171/13 185/9 199/16 letters [1] 34/8 level [9] 54/3 68/3 116/20 162/25 165/3 169/1 176/10 184/3 189/22 levels [2] 73/1 98/3 LEVIN [5] 2/11 3/13 168/8 173/25 174/6 license [33] 24/2 24/3	licensed [4] 5/14 31/12 42/20 66/13 licensee [6] 35/21 35/22 155/18 161/20 167/7 173/11 licensees [10] 35/8 86/2 94/19 98/23 99/1 102/11 103/17 134/22 153/22 173/12 licensees' [1] 154/15 licenses [82] 7/8 7/13 35/15 35/18 35/22 38/8 38/8 38/19 38/25 39/3 39/20 40/4 40/21 40/24 41/9 42/9 42/12 46/25 63/3 72/11 74/7 97/18 98/22 100/18 101/25 103/1 103/3 103/7 103/23 103/24 131/13 134/5 134/8 134/10 134/15 135/7 136/12 136/17 136/20 136/22 137/12 139/11 150/5 152/3 152/19 153/20 153/21 154/14 154/16 154/22 155/10 156/3 156/13 156/20 157/9 157/13 157/16 157/17 158/4 158/11 158/14 158/16 158/24 159/7 159/10 159/19 159/23 160/4 160/11 161/8 163/25 164/14 164/21 167/24 176/1 176/15 178/5 178/10 186/23 186/25 187/5 187/7 licensing [7] 6/7 6/12 63/16 136/20 156/7 161/14 187/13 licensure [1] 38/22 life [1] 200/22 light [1] 50/8 lighting [1] 54/8 like [104] 8/8 9/24 11/23 13/6 14/8 22/22 27/12 29/2 30/4 37/8 37/9 37/12 38/2 43/2 43/18 43/19 43/23 48/7 48/14 48/17 48/17 49/2 49/5 50/3 51/2 51/8 51/10 51/16 53/1 53/8 53/21 54/8 54/12 55/15 55/16 57/2 58/16 58/21 60/18 62/1 64/3 66/5 66/11 71/22 72/24 73/1 73/1 73/9 73/11 74/2 74/5 78/9 84/9 84/10 87/19 91/5 92/23 93/7 95/6 97/6 97/9 97/12	likelihood [2] 155/7 160/1 likely [6] 22/11 170/3 170/20 170/24 171/10 174/19 likes [1] 171/14 limitation [1] 172/18 limited [3] 111/6 130/6 138/16 limits [1] 130/10 line [8] 27/16 29/9 29/9 69/24 96/18 96/18 147/4 147/9 lines [9] 27/15 30/7 30/19 108/5 110/22 112/17 124/20 167/23 174/18 link [1] 117/5 liquor [1] 140/17 list [6] 179/21 179/21 191/22 191/23 192/7 201/12 listed [4] 24/11 172/22 180/13 180/20 listen [1] 193/18 listing [1] 151/18 lists [1] 18/11 LISTSERV [1] 45/25 litigation [6] 1/6 5/1 13/20 93/23 142/11 196/21 little [32] 8/19 8/22 8/23 9/3 9/6 11/4 16/22 27/19 35/24 37/12 38/1 50/8 52/20 54/8 56/20 57/14 58/21 58/22 72/6 74/4 75/23 87/10 93/19 98/1 107/15 121/7 121/9 121/9 127/17 142/1 163/10 166/6 live [18] 98/4 105/10 112/7 112/8 116/25 128/16 128/19 174/24 175/4 182/13 182/14 193/25 194/9 194/21 195/5 196/15 196/16 196/16 lived [2] 144/16 144/21 lives [4] 98/5 113/11 174/15 188/16 LiveWell [6] 36/10 36/11 36/15 36/20 38/1 39/5	Lybrand [1] 88/10 lying [1] 180/9	
			M	
			ma'am [10] 102/5 109/24 132/18 147/25 175/6 175/10 175/20 175/24 178/7 179/1 macro [2] 168/21 169/1 100/5 Macs [1] 171/14 made [16] 38/8 53/9 53/11 62/8 74/23 83/12 83/16 83/24 84/4 84/20	

M	139/8 140/9 144/24 181/2 181/3 181/5 March [3] 118/22 119/3 161/11 marginal [7] 97/16 109/5 123/14 145/3 145/13 153/1 153/2 marijuana [90] 5/13 8/9 11/21 12/3 16/7 17/17 18/25 20/18 21/6 21/22 26/14 26/19 27/3 29/14 30/3 30/23 35/5 35/25 36/1 37/3 37/17 38/19 40/1 60/1 72/9 83/19 93/12 94/5 94/12 94/20 95/6 96/16 97/17 99/22 100/14 100/15 101/13 101/24 102/11 107/1 115/8 116/9 118/8 119/19 125/21 138/5 138/11 140/6 140/23 141/9 142/15 142/19 143/2 143/15 143/16 143/18 144/3 144/9 144/13 144/19 144/24 145/1 145/16 145/21 145/25 147/14 149/2 151/10 152/3 153/25 163/18 164/4 164/11 164/19 165/10 174/11 175/12 175/16 175/23 176/1 176/15 177/7 177/15 177/17 177/18 181/17 183/9 184/7 188/6 189/17 marijuanaestablishme nts [1] 179/25 MARK [2] 2/3 4/25 market [130] 30/25 31/3 38/5 38/24 48/16 53/25 87/16 89/20 93/13 93/15 94/5 94/7 94/11 94/12 94/13 95/8 98/23 99/2 101/13 106/9 107/1 107/5 107/5 107/17 108/23 108/23 109/2 114/21 115/25 117/10 117/19 117/20 117/21 118/8 121/25 122/8 123/19 123/23 123/24 125/6 125/13 129/24 132/9 134/2 134/3 135/7 135/10 135/22 135/25 145/16 145/21 146/2 146/6 146/7 146/10 146/15 146/17 146/18 146/21 147/8 147/14 147/22 147/23 148/7 148/11 149/6 151/10 151/22 152/3 152/8 152/19 153/5 153/22 154/4 154/15 154/21 154/22 155/8 155/9 155/15 155/17 155/23 156/3 156/12 156/19 156/25 157/15 157/25 158/7 158/13 160/15 161/5 161/11 161/18	162/1 162/4 162/9 162/23 163/20 169/8 170/18 171/7 172/13 175/17 175/18 175/18 175/21 175/23 176/8 176/13 176/25 177/8 177/9 177/20 178/14 178/17 182/16 183/21 184/2 184/3 184/14 184/22 186/25 187/6 187/23 188/2 189/6 189/7 190/3 190/9 market's [1] 132/7 marketability [1] 162/14 marketing [2] 135/21 136/5 markets [8] 97/5 97/7 97/8 97/12 100/2 107/13 153/9 153/10 Marla [2] 58/3 59/18 mash [1] 73/1 mask [3] 83/2 162/7 163/1 masked [1] 183/17 masks [3] 4/15 81/16 81/20 Massachusetts [2] 105/2 167/20 material [2] 22/6 183/5 math [1] 151/2 matter [8] 95/11 95/20 100/7 114/14 116/15 125/14 160/3 203/5 matters [3] 45/3 58/2 114/20 mature [1] 107/14 maturing [2] 107/13 107/15 MAUPIN [3] 2/5 196/21 199/8 may [28] 19/24 31/23 31/24 33/25 46/8 65/12 82/5 87/1 93/16 95/9 98/1 103/10 118/22 119/5 144/9 154/5 157/7 158/19 163/6 163/7 168/25 171/15 174/16 182/7 182/8 190/8 200/3 200/4 maybe [11] 109/1 113/11 113/15 118/9 129/25 157/21 157/22 169/9 195/25 197/16 197/16 McDade [3] 58/3 59/18 59/22 McDonald's [11] 154/3 170/21 170/23 170/23 170/24 171/4 171/6 171/7 171/10 171/14 171/19 me [87] 4/12 5/4 8/15 9/4 12/21 12/22 23/2 30/12 31/19 34/22 44/3 46/1 55/25 75/22 76/3 76/5 77/6 77/7 82/1 82/10 82/24 83/2 84/25 85/2 85/11 86/22 87/16	89/12 92/19 93/4 93/8 93/22 94/14 98/20 101/10 102/20 102/23 103/12 104/16 108/3 111/17 111/23 112/25 115/15 116/3 117/16 117/22 119/3 120/14 120/14 121/24 123/8 124/25 125/17 126/25 130/13 131/1 131/12 132/13 132/22 133/6 148/1 148/7 152/14 154/21 155/5 157/3 158/6 159/15 161/25 169/18 170/16 171/2 174/14 178/21 182/22 183/1 183/20 187/2 187/3 191/21 192/16 193/9 196/2 197/22 199/14 200/23 mean [36] 21/14 22/10 27/24 36/19 37/16 44/8 48/25 49/9 56/11 56/12 61/12 61/22 62/20 62/20 64/10 69/10 69/12 73/23 107/25 112/8 114/2 114/5 116/19 117/1 131/23 132/25 151/25 162/11 167/7 173/6 176/4 178/20 182/20 190/9 192/10 200/20 meaning [1] 65/25 means [4] 148/15 177/3 199/11 200/12 meant [3] 66/7 198/3 198/4 measure [3] 88/14 109/15 115/12 medical [90] 6/16 6/18 6/25 7/3 7/7 8/5 9/2 10/15 11/2 11/22 11/22 12/10 14/20 15/23 17/8 17/16 18/11 19/6 20/10 20/25 21/5 22/5 22/22 23/7 23/21 24/2 24/2 24/25 25/9 25/10 25/17 25/18 25/24 26/9 26/10 26/14 33/4 33/5 33/6 33/8 34/22 34/23 35/8 35/9 35/17 35/18 35/20 35/22 40/1 40/9 40/18 40/19 40/23 40/23 41/3 41/9 41/9 42/2 42/13 42/14 42/22 43/9 44/22 45/7 46/8 46/13 46/15 46/17 46/24 47/4 47/6 47/11 47/12 47/17 49/16 49/19 50/23 50/24 60/1 60/6 67/24 70/15 72/4 72/9 72/10 72/10 72/18 72/21 100/15 180/14 MediFarm [1] 178/12 meet [1] 38/17 meeting [8] 55/4 55/8 55/14 55/15 55/23 56/9 57/9 91/19 member [4] 10/22	33/13 33/14 65/4 members [3] 48/5 62/23 141/12 memory [2] 75/22 102/13 mention [1] 95/4 mentioned [4] 92/16 92/23 121/4 146/7 merely [1] 139/13 mess [1] 66/10 message [1] 63/5 met [1] 133/24 metric [2] 118/4 118/5 Metropolitan [2] 139/21 139/24 MGM [1] 89/9 mic [1] 82/14 Michigan [1] 167/20 micro [2] 168/21 169/25 microphone [2] 13/9 13/11 mid [3] 53/8 93/24 141/20 mid-December [2] 93/24 141/20 middle [9] 43/12 46/7 49/9 104/11 104/12 104/17 131/1 131/2 131/8 might [14] 18/3 44/11 46/16 84/10 104/6 122/9 123/20 130/7 135/10 160/24 165/4 167/3 189/16 197/6 MIKHAYLOV [1] 2/16 mile [2] 113/9 130/23 miles [2] 174/17 174/17 MILLER [1] 2/5 million [6] 75/7 75/23 102/25 157/8 172/19 172/24 mind [4] 56/2 71/23 106/6 187/2 mine [1] 102/1 mining [1] 165/1 minus [3] 43/4 92/11 119/5 minute [17] 32/12 44/3 54/19 59/14 104/18 127/24 128/3 128/5 128/7 128/9 128/13 128/14 129/1 129/2 174/8 175/8 188/7 minutes [25] 76/4 82/6 82/7 113/14 113/14 126/11 126/12 126/12 126/12 126/14 126/16 126/18 126/19 126/21 126/25 127/2 128/17 129/5 141/1 174/11 174/16 174/17 175/5 188/8 188/16 missed [3] 8/21 45/17 45/19 mistake [1] 192/13 MITCH [5] 4/3 4/8 10/9 10/25 40/10
----------	--	---	--	---

M	90/5 90/19 92/3 92/6 92/15 96/6 96/25 108/21 197/14 mostly [1] 8/19 motion [8] 79/7 84/9 84/10 84/20 84/24 86/23 194/10 202/1 motion's [1] 86/20 motions [8] 193/5 193/6 193/7 193/10 193/13 193/17 194/11 200/3 Mountain [1] 133/24 move [10] 14/23 22/8 39/14 39/23 53/3 74/25 78/9 78/10 78/24 155/22 moved [2] 22/6 60/19 movie [1] 122/18 moving [6] 38/16 46/7 52/7 74/20 74/22 74/22 Mr [99] 3/5 3/6 3/9 3/10 3/11 3/12 3/14 3/15 78/14 79/1 80/23 81/13 81/19 82/3 82/4 82/13 82/14 82/17 82/24 84/9 85/6 85/12 85/20 86/14 87/1 93/11 93/19 95/3 98/24 106/23 106/24 110/4 112/23 118/9 120/15 124/13 125/20 132/23 133/10 133/23 134/6 136/10 136/13 137/11 139/7 139/10 139/11 139/20 143/7 143/19 146/5 146/23 147/6 147/21 148/20 148/23 148/24 148/25 148/25 149/25 150/6 153/18 156/22 159/21 160/12 161/2 162/7 163/1 168/7 168/8 168/10 168/12 168/13 168/16 169/22 170/21 173/7 173/22 173/25 174/5 179/2 179/7 183/6 186/17 186/18 190/21 191/11 191/14 191/17 192/21 193/23 193/24 196/14 196/15 196/20 197/6 197/14 200/19 202/5 Mr. [47] 4/11 4/23 5/6 8/15 12/16 12/21 13/6 13/10 14/7 14/25 22/9 22/11 22/20 27/19 28/6 32/3 32/4 32/7 32/10 32/10 32/11 32/17 32/19 32/24 39/15 41/18 46/2 52/19 58/24 59/5 59/8 63/12 63/15 64/16 65/5 69/22 70/18 72/4 76/7 77/1 77/13 77/15 78/2 80/12 80/18 80/20 155/14 Mr. Aguero [2] 80/18 80/20 Mr. Bice [1] 80/12 Mr. Britten [21] 4/23	5/6 8/15 14/7 22/11 22/20 27/19 28/6 32/3 32/4 32/10 32/19 32/24 39/15 41/18 46/2 52/19 58/24 72/4 76/7 77/13 Mr. Britten's [2] 12/16 32/7 Mr. Dzarnoski [5] 4/11 12/21 64/16 69/22 77/15 Mr. Dzarnoski's [1] 70/18 Mr. Gentile [1] 78/2 Mr. Ocegüera [2] 59/5 59/8 Mr. Prince [7] 13/6 13/10 14/25 22/9 32/10 32/11 32/17 Mr. Ritter [2] 65/5 77/1 Mr. Scolari [2] 63/12 63/15 Mr. Smith [1] 155/14 Ms [5] 3/13 59/22 168/8 173/25 174/6 Ms. [8] 42/5 45/22 48/8 59/13 60/13 61/25 62/9 67/22 Ms. Connor [5] 42/5 45/22 48/8 62/9 67/22 Ms. Williams [3] 59/13 60/13 61/25 much [37] 28/7 37/16 37/16 37/22 39/11 39/13 41/17 49/20 54/14 61/15 61/18 62/2 69/10 75/3 77/18 93/25 95/20 95/21 97/5 100/11 104/16 104/16 110/18 112/19 115/10 119/9 125/10 127/8 134/3 138/6 146/8 148/8 153/8 168/9 170/6 174/19 178/25 multifamily [1] 89/17 multiple [5] 19/19 20/1 38/7 62/10 90/4 municipality [1] 66/16 Murray [1] 33/20 must [1] 8/12 mute [1] 4/14 mutually [3] 123/18 152/8 152/15 my [95] 4/20 4/25 5/2 9/20 9/25 10/3 11/25 13/11 16/6 23/18 23/22 31/4 31/6 36/17 38/18 39/22 47/14 48/5 54/6 55/10 56/2 57/16 57/17 64/2 64/3 64/7 64/8 66/24 69/11 75/22 76/3 76/20 78/4 81/11 81/14 86/1 86/5 86/11 87/13 88/9 90/25 92/16 93/10 98/17 98/25 102/16 103/13 109/5 110/11 111/17 115/15 115/18 116/3 116/11 116/20 117/24 123/10 127/8 130/1 133/10 133/23	136/21 141/7 145/11 146/15 147/20 153/5 155/13 158/9 159/16 159/20 160/8 160/23 166/5 167/5 168/20 171/3 171/25 172/2 172/15 173/8 173/14 174/17 174/18 174/19 175/24 176/17 177/4 187/16 189/13 189/20 189/20 190/6 190/6 200/8 myself [4] 33/19 48/5 53/22 55/9	83/21 84/4 84/11 87/12 88/14 88/16 88/23 90/3 90/7 90/10 90/12 90/18 90/22 91/1 91/3 92/8 92/18 92/18 93/4 93/12 94/5 94/13 96/11 96/13 96/17 97/25 98/2 98/15 99/2 100/10 103/6 104/4 104/11 104/16 105/16 109/4 109/12 109/13 109/13 109/21 110/6 110/13 110/14 111/9 115/3 115/8 116/5 116/6 117/25 126/15 129/18 130/4 130/10 130/25 131/1 131/24 136/16 137/1 137/15 137/19 138/6 138/15 138/19 139/14 142/15 142/19 143/2 145/20 147/8 149/19 150/1 150/11 150/24 151/14 151/18 153/15 155/8 164/3 165/6 167/14 176/4 181/1 182/14 183/12 186/22 203/12 Nevada's [4] 42/1 110/13 131/8 151/10 never [4] 66/23 85/9 185/13 190/10 new [38] 52/18 75/9 75/9 97/17 108/4 109/1 109/1 115/4 134/5 148/5 148/16 155/16 155/17 155/18 158/3 158/25 159/18 159/18 159/23 163/25 164/21 169/18 169/18 170/17 170/23 171/15 172/23 173/11 173/11 173/12 178/17 181/14 181/15 186/23 186/25 187/4 187/7 187/11 news [2] 63/16 93/7 next [31] 1/19 14/10 14/12 14/12 14/12 14/12 14/13 14/13 22/25 22/25 31/1 31/4 77/23 77/25 99/7 102/6 104/1 130/22 137/9 160/21 164/16 173/25 177/4 185/1 185/6 188/20 191/10 192/16 194/1 199/24 202/7 next-door [1] 160/21 nice [2] 77/20 128/12 Nick [1] 33/20 night [2] 116/25 191/23 nine [9] 7/7 7/11 29/3 40/11 40/12 41/1 57/21 145/9 145/15 no [105] 1/5 1/5 9/22 10/4 12/4 12/6 12/16 12/17 13/4 13/5 15/23 16/6 17/3 17/4 17/15 17/16 18/24 19/12 20/17 20/24 21/4 21/21 21/24 23/23 23/23 24/6
		N		
		name [11] 4/7 4/25 35/11 50/18 58/3 63/10 81/9 81/11 122/19 133/23 194/21 named [1] 33/24 names [1] 52/11 narrative [1] 41/13 NATHANAEL [1] 2/6 nation's [2] 117/13 117/13 national [2] 150/1 150/4 nationally [2] 88/17 149/19 nature [8] 41/16 55/16 85/23 94/15 110/12 111/21 149/9 149/17 near [2] 57/21 144/17 nearest [2] 144/10 166/23 necessarily [11] 11/24 51/11 61/11 122/4 125/8 141/17 146/12 155/23 160/12 176/3 177/1 need [16] 4/18 13/9 28/19 77/25 82/1 113/21 118/9 191/3 191/5 192/5 193/24 198/15 199/16 199/17 200/4 200/12 needed [10] 28/13 28/16 50/1 52/22 55/25 57/4 57/16 64/22 83/25 90/13 needs [1] 133/13 negative [3] 93/7 116/13 124/25 negatively [3] 98/12 99/1 162/19 neighboring [1] 172/12 neither [1] 6/24 NEVADA [122] 1/2 4/1 5/14 8/12 9/8 30/16 31/12 35/5 35/16 35/19 36/12 37/4 37/5 37/15 37/16 37/22 38/16 39/7 39/10 39/14 39/17 40/10 42/9 42/12 43/8 43/9 45/8 45/21 54/22 67/18 70/14 71/8 72/15 83/13 83/14 83/17		

N	121/12 121/22 123/24 125/1 127/16 129/11 130/18 131/20 140/5 147/1 159/14 162/1 163/5 166/21 168/20 175/11 175/21 181/13 182/3 184/3 185/22 185/22 185/24 201/19 201/20	Nycole [1] 194/1 Nye [3] 70/25 71/1 71/19	56/13 57/13 142/1 186/22 186/22 188/8 188/10 188/17 188/18 188/19 189/14 189/14 196/20 202/5	only [33] 20/22 45/24 46/21 62/18 64/22 74/23 81/24 95/3 96/12 100/17 115/5 121/16 135/23 144/1 144/17 144/25 145/4 155/14 155/16 155/16 155/18 164/16 169/12 175/7 180/10 180/14 180/20 189/24 196/14 198/9 198/10 200/14 200/14
no... [79] 24/16 25/18 26/4 26/13 26/17 27/1 28/4 31/14 31/25 32/5 37/7 39/6 39/6 42/7 49/16 50/1 55/20 55/21 56/3 68/15 68/15 68/23 70/7 73/21 76/9 77/4 77/16 79/12 80/3 85/9 85/22 86/7 86/8 86/11 100/7 100/23 104/20 114/14 119/2 120/5 128/3 135/19 146/12 146/20 147/11 147/18 147/25 147/25 151/5 151/12 156/8 157/10 158/6 159/8 160/3 161/19 161/25 162/11 163/16 163/19 165/25 168/1 172/7 173/19 178/21 181/20 181/25 188/24 190/20 191/10 195/25 198/17 198/20 199/7 199/7 199/14 199/15 199/22 200/10	NP [1] 52/17 number [98] 15/5 17/10 18/12 18/18 19/1 20/11 20/19 24/25 25/6 25/20 29/8 43/8 48/5 53/13 59/15 65/8 67/6 67/24 68/12 68/21 69/3 69/18 70/10 70/13 70/14 70/15 70/20 71/6 71/9 71/14 71/17 78/17 78/23 80/5 80/16 86/2 88/20 89/3 89/13 89/20 90/2 91/22 92/24 96/10 97/1 97/15 98/8 99/15 100/2 101/7 101/24 102/11 103/3 103/10 103/17 103/23 104/9 105/25 107/25 108/22 108/25 109/12 111/4 111/14 113/8 113/8 116/16 117/3 121/17 121/20 123/17 124/18 125/3 130/5 130/8 134/14 136/12 137/12 137/19 138/16 144/17 144/22 144/25 149/6 150/24 159/14 165/12 167/15 167/24 173/3 173/11 173/12 179/8 187/23 188/24 188/25 189/5 203/10	O	one [163] 6/17 11/2 13/2 15/12 16/11 20/10 20/24 21/4 23/16 23/25 25/6 25/7 26/13 31/1 31/4 32/18 35/9 42/15 42/15 42/19 44/9 45/10 46/20 46/20 51/2 51/7 51/7 51/12 51/12 52/4 52/23 56/22 56/23 57/2 57/7 57/8 57/8 60/16 61/6 61/20 66/9 66/12 66/24 68/19 69/2 74/2 74/14 74/14 74/16 74/23 78/7 79/3 80/7 81/14 88/11 92/3 94/17 97/5 98/2 100/6 100/9 100/21 101/1 101/2 101/14 101/15 101/25 102/3 102/6 102/7 103/5 103/8 103/12 104/10 105/2 106/15 106/18 106/19 107/7 107/8 107/8 108/1 108/2 108/22 109/22 111/3 112/21 113/12 114/1 116/12 116/16 117/1 117/6 117/6 119/25 120/5 120/8 120/11 120/19 120/22 120/22 121/17 123/17 123/25 124/8 125/16 125/17 126/17 128/3 130/5 130/16 130/21 130/22 138/3 139/10 139/11 139/11 143/16 145/10 145/15 146/13 151/25 152/18 154/20 155/4 155/17 155/22 157/21 157/22 160/10 160/17 167/20 169/3 169/13 170/1 170/22 170/23 171/22 172/5 172/5 172/9 173/11 176/3 178/12 178/13 178/13 180/15 180/17 181/2 181/6 184/5 184/11 187/3 188/24 189/5 192/2 194/24 198/9 198/10 199/5 200/2 200/9 200/10	opened [10] 74/12 74/12 117/10 137/1 158/17 167/22 181/17 181/21 184/15 184/22 opening [13] 9/8 16/5 20/17 20/22 23/19 27/8 74/20 125/7 125/12 169/17 169/18 172/12 173/12 opens [1] 160/20 operate [1] 29/14 operates [2] 42/22 130/9 operating [12] 37/24 41/14 42/2 43/17 71/19 93/15 117/10 117/19 117/20 117/21 162/4 166/20 operation [2] 30/3 45/21 operational [8] 36/21 49/23 165/9 166/9 166/17 166/24 167/4 167/16 operations [11] 5/25 31/13 36/18 36/19 64/7 64/8 83/19 158/3 160/5 161/22 166/12 operator [6] 135/20 135/20 156/24 172/6 172/6 189/21 operators [16] 52/2 99/2 123/19 123/20 124/2 130/13 146/22 157/17 157/19 158/13 159/14 172/9 176/7 178/1 190/1 190/11 opine [5] 134/7 134/13 154/25 159/4 176/3 opined [1] 134/2 opines [1] 157/7 opining [1] 94/1 opinion [21] 47/14 69/11 83/5 93/11 96/3 96/5 118/17 129/12 131/15 141/16 146/1 147/10 147/12 149/18 153/21 154/15 157/5 159/16 167/5 174/9
nobody [2] 26/9 78/12 non [1] 185/6 non-COVID [1] 185/6 none [3] 32/3 78/22 141/12 nonenjoined [1] 78/15 nor [1] 6/24 norm [1] 98/1 normal [4] 81/14 84/22 97/6 174/21 normally [1] 174/20 North [2] 111/15 112/9 Northern [1] 110/14 Northwest [1] 170/3 not [208] notably [1] 96/25 notary [1] 11/7 note [1] 121/7 noted [1] 141/8 notes [2] 56/8 76/3 nothing [8] 16/16 18/1 18/21 45/17 45/18 77/8 86/16 178/24 notice [2] 113/21 124/15 notices [1] 80/11 notifications [1] 45/25 notified [1] 53/6 now [76] 16/12 20/4 20/22 26/25 29/16 31/17 39/14 44/5 46/4 46/7 47/2 47/2 48/11 51/25 53/3 53/3 56/8 56/23 57/9 57/20 62/25 64/15 67/4 67/21 69/17 74/6 74/9 74/19 75/1 75/22 84/20 86/25 88/10 90/13 91/25 99/5 100/13 104/1 108/18 109/3 109/4 109/11 115/6 115/21 116/10 117/5 117/21 118/3 118/11 118/21 121/4	number 1 [4] 43/8 53/13 70/13 71/9 Number 10 [1] 68/21 Number 12 [1] 69/3 Number 14 [1] 70/20 Number 16 [1] 70/10 Number 19 [1] 68/12 Number 2 [2] 29/8 70/14 Number 20 [1] 71/6 Number 4 [2] 67/6 70/15 Number 481 [5] 18/12 18/18 19/1 24/25 25/20 Number 5 [2] 67/24 71/17 Number 7 [1] 69/18 Number 74 [2] 20/11 20/19 Number 86 [1] 59/15 Number 92 [2] 17/10 25/6 numbers [9] 15/8 72/15 101/17 102/10 103/16 115/19 119/2 183/8 183/16 NuVeda [1] 200/15 NV [1] 35/14 NVMD [1] 35/13	objection [1] 133/11 oath [2] 11/14 26/25 object [1] 27/23 objected [1] 195/1 objection [19] 12/16 12/17 12/24 13/5 13/6 13/7 13/15 13/21 14/24 15/1 22/13 22/14 78/12 78/16 79/20 79/23 80/13 180/3 200/9 objections [5] 14/25 22/10 79/13 80/2 80/12 obligated [1] 66/22 obtain [2] 7/8 46/17 obtained [3] 24/2 24/3 182/5 obtaining [2] 6/7 86/20 obviously [12] 57/6 62/9 111/3 121/22 131/4 135/17 150/7 162/3 162/11 162/14 176/4 185/3 occasions [2] 90/4 91/22 Occupancy [1] 90/15 occur [7] 91/6 107/5 108/13 160/4 172/16 176/19 176/21 occurred [5] 93/5 97/6 186/3 187/14 188/23 occurring [3] 117/19 125/6 160/2 occurs [6] 125/1 153/24 158/10 158/12 159/6 162/20 Ocegüera [3] 58/1 59/5 59/8 off [15] 35/25 68/15 68/15 69/8 69/8 71/21 71/21 116/7 118/25 119/3 119/4 119/5 132/17 183/24 184/3 off-site [1] 132/17 offended [2] 4/17 4/18 offer [3] 147/12 157/5 201/25 offering [1] 145/25 offers [2] 202/3 202/3 office [12] 8/24 8/25 9/10 10/7 29/21 48/6 53/12 86/11 89/17 156/6 179/14 181/18 officer [2] 5/7 10/22 official [2] 58/12 76/25 oftentimes [1] 95/4 oh [10] 13/12 32/21 34/11 55/13 63/20 89/1 128/10 167/1 196/11 198/13 okay [290] Oklahoma [1] 37/9 older [1] 105/16 on [242] once [16] 23/13 49/8	one-quarter [1] 126/17 one-two [2] 123/25 184/5 ones [6] 29/3 75/10 79/17 106/13 114/9 164/21 ongoing [1] 59/7 online [20] 93/14 97/18 99/1 107/3 108/8 125/11 148/5 153/15 154/14 155/2 155/6 155/16 156/20 157/18 160/5 186/24 187/1 187/5 188/20 189/11	

<p>O opinion... [1] 178/4 opinions [7] 83/6 134/18 147/7 152/1 152/18 166/13 167/2 opportunity [14] 22/20 31/17 36/7 39/7 88/18 89/8 89/11 89/22 90/1 91/18 91/20 108/12 114/20 131/9 opposed [4] 47/12 109/2 110/7 153/9 opposite [2] 125/14 170/24 or [190] 5/23 6/4 7/6 7/13 7/19 8/11 8/11 8/17 9/2 9/24 12/25 15/12 16/22 18/6 20/23 20/25 22/8 25/9 26/10 26/13 28/16 34/21 34/22 36/12 38/7 40/14 41/5 42/1 42/13 43/3 43/4 44/6 45/4 45/6 45/22 46/16 46/22 49/4 50/12 51/3 52/9 58/5 58/18 60/19 60/20 61/3 65/14 66/11 68/15 69/8 69/8 71/21 73/8 74/19 78/15 83/2 84/1 91/6 91/9 92/11 92/19 92/25 95/2 96/18 96/19 97/3 97/20 98/10 98/12 98/23 100/10 100/10 100/10 101/8 104/3 104/14 104/19 105/2 105/10 105/16 105/19 110/20 111/5 112/12 112/15 112/16 112/18 112/21 115/5 118/7 119/5 121/2 121/18 121/18 122/5 123/2 126/7 128/17 129/1 129/25 131/12 131/14 131/17 133/8 133/14 134/10 134/14 135/21 136/2 136/5 137/1 138/25 140/25 141/17 141/22 143/3 143/20 144/24 145/9 145/14 146/14 147/10 147/13 147/24 150/11 151/22 153/19 153/25 154/17 155/11 156/5 156/14 156/17 157/10 158/2 158/7 158/7 159/13 159/23 160/7 162/3 164/20 164/22 165/9 165/14 165/23 165/24 166/21 167/19 167/20 167/20 167/21 167/22 167/22 168/22 169/3 169/8 169/10 169/21 170/12 171/22 172/19 173/15 174/17 174/17 174/17 174/18 174/18 175/8 176/3 176/7 178/10 183/9 183/9 185/13 187/7 188/1</p>	<p>188/3 190/9 191/22 191/23 194/6 195/12 196/16 199/24 200/5 202/2 202/2 203/10 203/10 order [8] 60/14 66/16 96/4 99/7 104/25 109/14 154/6 194/1 orders [1] 182/24 ordinally [1] 104/12 Oregon [8] 97/9 103/2 105/19 107/8 137/3 137/16 137/20 138/25 Organic [3] 67/18 70/14 71/8 organization [4] 39/5 39/6 44/13 47/20 organizational [1] 56/23 organized [1] 81/2 organizing [1] 62/7 original [3] 94/2 118/10 146/25 originally [7] 36/13 37/8 40/2 40/16 44/23 50/21 51/5 ostensibly [3] 103/24 184/15 189/1 OSTs [1] 200/14 other [67] 6/18 7/20 8/11 11/2 19/23 20/1 21/24 26/17 31/6 32/2 32/9 52/4 52/11 55/24 56/23 62/13 74/18 75/10 80/2 81/17 81/24 83/10 84/5 84/5 86/6 89/5 95/3 96/19 97/23 98/15 109/12 109/14 112/18 112/21 112/23 113/1 113/12 115/25 119/6 125/16 131/7 138/18 145/10 150/15 153/4 153/13 156/14 163/15 166/7 168/5 169/7 169/14 170/19 170/24 170/25 171/23 173/5 176/3 181/19 181/22 183/6 189/2 190/7 191/19 194/11 200/2 201/4 others [2] 40/14 144/4 otherwise [3] 130/15 175/1 176/12 our [68] 28/22 28/25 35/9 38/13 43/17 43/17 43/20 45/9 45/15 45/18 46/22 46/22 46/23 49/10 49/11 50/24 51/4 52/6 52/18 54/9 54/13 56/16 56/16 58/11 58/12 58/21 60/21 62/2 62/3 64/8 77/23 77/25 89/4 90/23 90/23 91/2 105/11 108/7 111/10 111/21 113/6 113/7 114/9 116/16 116/24 117/18 117/21 131/22 132/10 132/14 141/21 152/10 153/7 160/13</p>	<p>165/4 169/22 182/25 184/14 184/22 185/15 186/1 193/21 194/9 194/18 197/8 197/8 197/8 197/8 ours [2] 104/4 106/4 ourselves [1] 112/11 out [38] 7/11 9/1 37/18 39/18 40/16 40/16 40/17 50/4 50/6 53/15 57/2 62/23 63/19 65/22 66/9 66/10 75/5 76/18 85/3 101/12 109/3 110/24 116/12 117/3 122/25 127/1 130/10 130/11 131/5 160/14 190/24 192/10 193/24 194/5 194/16 194/16 199/17 200/22 outlet [7] 101/6 125/13 126/5 126/5 126/9 188/25 189/2 outlets [9] 89/14 97/2 97/2 101/17 103/10 104/9 145/9 145/15 176/8 outline [2] 173/7 173/8 Outlook [1] 93/3 outlying [1] 98/7 output [1] 100/12 outset [5] 96/6 108/2 152/10 153/5 160/13 outside [13] 56/3 60/19 83/13 83/16 84/11 84/21 85/13 89/15 91/3 98/1 130/1 130/6 159/20 outstripping [1] 186/12 over [22] 48/6 62/4 75/23 83/18 103/3 104/3 109/23 115/1 115/1 116/13 118/1 120/24 120/25 120/25 121/14 125/2 131/3 131/5 137/13 164/16 184/24 200/9 overall [9] 75/4 90/8 103/1 103/11 104/13 115/22 122/8 138/8 152/3 overarching [2] 48/12 57/18 overemphasizing [1] 112/24 Overruled [2] 15/4 180/4 oversupplied [3] 151/14 151/19 151/23 overwhelm [2] 169/10 169/11 overwhelming [1] 169/14 own [11] 6/25 30/10 33/6 56/2 72/11 72/14 122/12 169/3 170/19 171/3 178/14 owned [5] 6/22 20/25 21/1 26/11 26/18</p>	<p>owner [3] 10/22 21/5 21/25 owners [3] 26/15 33/16 52/2 ownership [3] 33/12 33/21 34/3 owns [3] 8/11 98/14 130/6</p> <hr/> <p>P p.m [1] 202/13 Pacific [1] 84/14 pack [4] 104/17 131/1 131/2 131/8 page [70] 1/19 8/8 10/17 11/19 12/1 14/8 14/10 14/10 14/12 14/12 14/12 15/7 15/9 15/10 16/10 16/11 17/6 18/9 19/3 20/7 22/21 23/10 24/8 24/20 25/16 25/22 27/15 27/16 29/9 29/9 30/7 30/19 99/6 101/22 101/23 102/1 103/14 106/10 106/12 106/15 106/17 106/20 109/16 109/17 114/22 119/13 119/25 120/5 120/7 120/8 124/3 125/16 127/19 128/6 129/13 130/24 136/10 137/9 137/9 137/24 139/5 139/18 146/23 147/3 147/4 149/22 149/23 151/16 166/2 167/12 page 11 [3] 15/7 15/10 23/10 page 132 [2] 29/9 29/9 page 135 [1] 30/7 page 14 [2] 17/6 24/8 page 145 [1] 30/19 page 17 [5] 16/10 16/11 18/9 24/20 25/16 page 20 [2] 19/3 25/22 page 21 [3] 8/8 11/19 12/1 page 23 [1] 20/7 page 24 [1] 10/17 page 74 [1] 27/16 pages [13] 12/10 12/12 12/13 12/14 14/8 14/16 14/19 15/7 22/5 22/7 61/9 62/3 91/10 paid [7] 47/18 56/17 72/25 94/23 95/14 95/20 95/21 pandemic [4] 161/12 186/23 187/5 187/14 paper [1] 92/21 par [1] 72/25 paranoid [1] 109/9 parcel [1] 29/20 pardon [1] 169/18 parent [3] 5/13 33/5 33/11 parenthetical [1] 153/7 Park [43] 6/16 6/24 7/3 7/7 8/5 9/2 10/10 11/22</p>	<p>22/4 22/22 23/7 23/20 24/1 25/9 25/10 25/17 25/24 26/9 26/10 26/13 33/4 33/8 33/14 34/22 34/23 35/8 35/15 35/21 40/18 40/23 41/8 42/22 44/22 45/7 47/13 47/17 50/24 71/12 72/4 72/10 72/18 73/10 73/13 part [36] 8/6 8/16 8/17 8/20 10/22 13/16 16/18 28/9 28/13 33/23 41/25 46/5 46/7 46/23 51/18 65/20 76/16 79/11 79/25 83/4 88/21 89/19 105/11 108/19 109/2 112/23 142/14 142/22 152/24 153/20 162/12 165/12 171/20 171/24 171/24 197/14 parte [1] 84/22 partial [1] 193/21 participate [7] 40/1 40/9 40/14 40/25 60/5 76/10 97/17 participated [2] 40/11 59/19 participating [1] 93/22 particular [21] 7/15 60/3 85/21 100/1 134/3 135/3 135/6 135/14 135/15 145/4 147/13 149/14 151/13 168/25 170/10 170/11 171/16 172/13 178/5 183/7 189/16 particularly [4] 49/2 100/8 108/3 182/10 partner [7] 5/7 5/11 5/17 6/6 32/25 55/10 76/20 partners [2] 57/17 133/24 parts [2] 98/19 196/17 party [10] 84/13 84/23 154/8 154/20 160/7 195/7 195/8 195/24 197/18 198/2 party-specific [1] 154/8 pass [2] 133/3 147/18 passage [1] 90/20 passes [1] 45/23 past [11] 88/21 89/19 142/23 145/9 145/14 164/2 165/8 171/18 174/21 186/23 187/4 path [1] 159/2 patterns [1] 114/10 Pause [8] 14/14 80/22 133/20 179/4 186/16 191/2 198/12 198/21 paying [1] 94/24 payments [2] 183/13 183/14 peak [1] 183/22 Peckman [3] 33/19 55/10 76/20 pending [1] 22/16</p>
--	--	--	--	--

P	petitioners [1] 94/24	4/14 5/4 7/24 14/5	187/14	82/14 82/17
people [39] 36/12 38/2	petitioning [1] 94/19	23/11 30/6 67/7 77/10	pre-COVID [1] 131/17	Prince's [1] 197/6
38/4 47/16 54/10 62/13	petroleum [1] 114/16	81/7 81/9 85/16 92/13	pre-pandemic [1]	principles [1] 52/6
64/2 64/6 64/13 66/13	phase [2] 13/20 61/23	99/5 101/22 103/14	187/14	prior [11] 22/16 38/16
67/2 75/8 75/13 75/15	phenomena [1] 155/25	109/17 114/22 114/22	precipitously [1]	42/8 42/11 111/18
80/11 81/19 101/7	phenomenon [1]	119/13 119/14 120/8	184/11	115/22 119/8 121/5
102/25 103/3 105/9	156/20	124/3 129/14 130/22	precision [1] 132/7	123/8 138/6 184/24
105/15 112/10 113/8	Phil [2] 55/10 76/20	132/21 144/20 149/23	preclude [1] 200/5	priority [1] 62/22
113/9 116/24 124/19	Phillip [1] 33/19	163/2 166/3 190/22	preferred [3] 144/24	private [5] 89/5 89/7
126/4 126/11 127/4	phone [7] 4/13 55/11	163/2 166/3 190/22	171/22 188/6	89/12 90/23 92/15
128/2 128/16 129/5	55/14 83/12 83/16	plot [1] 135/18	pregnant [1] 39/22	probably [19] 16/24
131/5 174/10 177/17	83/24 84/4	plotted [1] 135/18	preliminary [2] 68/8	22/11 47/16 49/18
182/13 182/14 185/16	phonetic [1] 33/20	plus [6] 43/3 88/21	74/10	56/16 61/20 66/11
194/12	phrase [2] 150/19	92/11 119/5 130/3	preparation [1] 134/18	66/12 78/2 89/4 102/16
per [31] 52/8 103/17	182/19	192/3	prepare [2] 103/19	112/2 113/14 174/20
105/18 106/9 109/20	phrased [1] 140/22	PMK [1] 32/7	141/25	181/18 187/8 192/24
111/15 113/8 113/9	physical [32] 8/10 9/2	PO [2] 8/12 65/14	prepared [1] 136/14	199/4 202/7
113/9 130/23 137/12	9/13 9/18 9/23 10/1	point [33] 28/1 28/1	preparing [2] 85/2 85/4	problem [1] 123/17
137/15 137/16 138/5	10/6 10/10 10/14 11/21	43/14 45/1 45/5 45/8	preponderance [1]	procedures [2] 41/15
138/7 138/11 138/18	12/2 15/25 16/3 16/7	45/11 49/11 49/13	169/14	43/18
138/20 149/18 149/19	17/3 19/13 20/2 20/18	54/11 57/20 58/20	present [6] 2/20 55/7	proceed [2] 87/1 93/16
150/2 150/5 157/8	20/23 20/23 23/15	61/13 61/22 62/17 84/8	91/18 91/21 154/7	proceeding [2] 74/10
167/15 197/18 197/23	24/22 27/2 27/20 29/13	84/14 99/22 112/25	189/8	81/25
197/23 197/24 197/25	64/23 68/13 138/16	126/8 133/4 145/11	presentations [4] 91/9	proceedings [14] 1/8
198/2 198/4	139/13 160/15 166/15	155/14 168/17 173/14	91/15 91/23 92/23	14/14 32/16 68/9 80/22
percent [43] 6/22 7/16	167/6	174/21 183/25 184/11	presented [4] 80/9	133/19 133/20 179/4
7/20 8/16 8/17 8/20	physically [2] 126/4	185/12 189/3 189/19	94/3 94/4 146/4	186/16 191/2 198/12
33/6 33/11 38/5 58/18	160/20	189/20 190/6	presenting [1] 79/8	198/21 202/13 203/4
89/4 89/5 98/5 116/24	picked [1] 58/20	points [4] 53/2 56/16	presently [2] 42/21	process [48] 8/6 13/19
117/7 117/11 119/4	piece [2] 108/16 165/1	73/12 125/5	175/18	19/24 33/23 35/22 37/7
119/4 119/5 126/19	pieces [1] 43/21	police [2] 38/25 39/1	preservation [1] 79/17	39/9 40/17 41/4 41/4
126/24 128/23 130/3	pin [1] 9/9	policy [1] 89/23	pressed [1] 165/19	41/7 42/6 43/6 43/10
145/21 146/11 150/18	Pine [22] 43/10 43/18	polished [1] 49/3	pressure [1] 177/2	44/7 44/11 44/17 47/5
150/20 150/23 151/3	43/19 43/25 46/9 46/12	political [2] 110/22	presumably [1] 194/15	47/22 48/9 48/13 48/16
169/20 169/21 169/21	46/19 48/12 48/23 49/1	112/14	presume [1] 187/4	48/23 49/10 51/6 53/7
174/13 175/4 175/7	49/15 49/19 50/5 50/11	population [38] 96/22	presumes [2] 146/10	53/21 54/4 55/1 57/13
175/22 182/22 182/23	51/18 52/15 54/14	97/1 98/5 98/8 100/12	146/17	58/8 60/1 60/4 61/23
182/25 183/24 184/12	54/20 54/22 54/25 61/6	101/2 101/5 103/17	presuming [1] 186/23	65/21 65/22 66/9 73/9
184/24 185/5	73/8	103/24 104/2 104/5	presuppose [1] 166/8	77/2 83/4 84/12 84/22
percentage [4] 52/8	place [8] 21/25 30/16	104/5 104/10 105/11	presupposes [2]	107/1 136/20 156/7
52/9 129/8 158/7	41/23 44/11 115/13	106/2 109/20 111/2	167/15 167/17	159/12 159/13 187/13
percentages [1] 175/4	129/22 131/6 145/4	111/6 112/22 113/6	presupposing [1]	processes [3] 44/10
perfect [1] 127/3	placed [2] 24/24	117/8 126/14 126/17	165/24	60/6 69/13
perfected [1] 50/23	123/13	128/25 129/22 130/3	pretty [20] 38/9 49/5	product [18] 107/2
performance [2] 118/4	places [1] 131/7	130/14 130/23 150/20	54/15 56/24 57/1 60/14	108/8 135/24 135/25
118/5	plaintiff [5] 3/3 78/10	150/24 167/8 182/22	62/2 62/18 76/5 93/25	144/6 144/9 144/13
performed [2] 96/4	134/21 194/25 198/5	182/23 183/1 183/4	104/16 104/16 121/22	144/16 144/25 145/4
96/7	plaintiffs [11] 2/2 5/1	183/5 185/15 187/10	123/25 128/2 128/4	148/5 153/1 162/23
perhaps [4] 84/10	5/2 32/2 77/14 161/21	portion [3] 110/17	128/4 181/19 181/22	188/6 188/9 188/19
123/16 164/4 174/14	178/6 178/9 178/12	186/6 192/23	184/6	188/21 189/1
period [8] 6/13 7/9	192/14 194/18	portions [1] 23/6	prevent [1] 41/23	production [1] 36/24
14/21 15/14 19/20 23/8	plaintiffs' [7] 12/8	positive [3] 93/2 93/5	Preview [1] 91/24	products [1] 143/21
47/7 107/12	13/18 134/19 161/4	93/8	previous [3] 25/5 25/7	professional [3] 141/7
permanently [1]	161/10 161/18 191/11	positively [1] 98/12	31/5	141/16 142/22
105/10	plan [4] 50/6 51/19	possible [6] 55/2 56/16	previously [3] 78/13	professor [1] 200/9
permit [1] 134/8	75/10 193/1	82/11 160/24 161/1	78/25 197/17	program [1] 40/1
person [12] 8/25 9/25	planet [5] 69/3 100/9	170/17	price [3] 176/9 176/21	progress [1] 74/23
10/5 45/10 45/10 64/8	172/8 172/10 172/12	possibly [1] 55/9	177/15	progressed [1] 51/9
178/17 188/16 188/21	planned [1] 167/21	post [4] 121/21 131/17	prices [7] 146/1 163/25	project [4] 4/20 94/25
188/25 189/17 203/10	planning [1] 54/15	131/20 181/18	175/17 176/1 176/10	95/18 95/23
personally [1] 69/16	plans [5] 41/14 41/15	post-COVID [1] 131/20	176/15 177/3	projects [2] 83/10 90/2
perspective [8] 91/24	50/17 51/2 52/16	postal [1] 20/14	PricewaterhouseCoop	propensity [6] 97/16
92/5 110/10 110/11	play [5] 27/12 29/8	potential [6] 123/14	ers [1] 88/11	109/5 123/14 145/3
116/7 117/22 184/14	30/6 30/18 48/25	166/19 169/8 173/13	pricing [2] 177/2 177/7	145/13 153/2
185/1	Playing [4] 27/17 29/10	189/6 189/6	primarily [4] 8/24	proper [1] 41/22
pertain [1] 170/9	30/8 30/20	potentially [5] 94/7	59/10 59/11 163/12	properties [1] 21/25
pertains [1] 108/19	plays [3] 110/24	97/24 125/6 134/24	PRINCE [11] 2/16 3/6	property [14] 8/11 8/11
PETER [1] 2/3	113/18 129/12	186/12	13/6 13/10 14/25 22/9	21/1 21/5 21/21 21/24
	please [32] 4/6 4/6	practice [1] 86/24	32/10 32/11 32/17	23/15 26/15 26/17
		pre [3] 117/18 131/17		

P
property... [5] 26/18
 30/10 30/12 52/2 75/20
proposal [1] 65/16
proposed [37] 8/10 9/1
 9/13 9/18 10/1 10/5
 10/14 11/21 11/21 12/2
 12/8 12/13 14/4 14/17
 15/24 16/7 18/25 19/5
 20/2 20/18 21/21 22/6
 23/14 24/10 24/16 27/2
 27/22 28/9 28/13 28/14
 28/16 30/15 65/13
 78/10 78/25 80/6
 189/13
proposition [1] 154/11
propping [1] 183/18
prospect [1] 194/20
protect [2] 154/21
 156/12
protecting [1] 41/21
Protocol [1] 197/22
provide [11] 74/3
 85/25 114/7 118/6
 166/15 167/8 182/21
 182/21 183/4 189/21
 190/11
provided [8] 11/10
 86/12 97/10 124/24
 138/15 169/22 177/15
 183/8
providers [2] 129/23
 184/1
provides [2] 101/7
 188/21
providing [2] 114/13
 176/22
proving [1] 46/22
provisionally [3] 13/5
 22/15 192/4
proximity [9] 31/10
 97/21 114/19 123/16
 125/21 130/14 141/3
 159/15 174/23
public [10] 11/7 58/5
 59/23 85/13 86/21 89/5
 89/12 89/21 130/10
 151/2
published [8] 92/12
 92/15 92/18 92/21 93/2
 147/1 179/23 180/6
pull [9] 12/12 103/13
 103/14 127/19 136/9
 137/8 146/23 149/22
 163/1
pulled [2] 45/13 52/13
punch [2] 124/1 184/5
Pupo [1] 2/20
purely [1] 159/10
purest [1] 125/12
purpose [4] 34/18 80/1
 121/16 195/10
purposes [5] 99/23
 100/3 100/3 158/20
 195/7
pursue [1] 39/7
put [40] 4/13 7/23 9/12
 10/2 10/6 10/17 10/20

11/18 14/4 15/6 22/18
 28/22 29/3 30/12 37/20
 45/18 48/2 53/25 66/21
 66/22 99/5 104/7
 106/15 114/16 114/16
 116/25 117/22 119/24
 123/12 130/18 130/22
 140/7 153/6 170/23
 171/3 177/1 180/20
 183/25 184/14 185/1
puts [2] 137/16 171/5
putting [5] 37/11 43/21
 61/18 64/11 122/25
PUZEY [1] 2/6
puzzle [1] 43/21

Q
qualified [5] 46/20
 47/15 72/8 73/3 73/5
qualify [1] 42/15
quality [8] 49/23 56/15
 114/6 135/24 135/25
 143/20 144/3 188/9
quantifiable [1] 181/25
quantified [1] 161/17
quantify [2] 134/3
 161/4
quarter [6] 126/13
 126/17 188/8 188/18
 188/19 189/14
quarters [1] 126/17
question [62] 9/25
 11/25 16/6 16/11 29/1
 44/8 65/11 76/8 76/14
 93/11 94/3 94/4 97/21
 98/25 108/2 108/17
 108/19 109/10 111/18
 111/24 113/19 117/15
 123/2 123/8 126/23
 133/5 135/17 144/20
 145/3 145/8 146/12
 146/13 146/15 147/21
 148/4 152/6 153/12
 156/24 158/14 159/3
 162/16 168/6 169/17
 169/20 170/16 171/3
 171/18 171/24 172/4
 173/14 176/2 176/11
 176/18 176/19 177/4
 178/2 178/21 182/18
 183/8 183/19 187/2
 189/20
Question 2 [1] 76/14
question's [1] 166/5
questioning [1] 73/17
questions [23] 27/13
 27/24 31/25 55/20
 70/19 77/4 77/16 83/22
 84/1 85/7 85/15 109/8
 134/1 142/15 142/18
 147/18 168/1 168/16
 170/15 173/19 174/7
 186/15 186/21
quick [1] 82/6
quickly [6] 22/21 91/8
 143/11 168/17 168/18
 186/21
quite [4] 13/25 100/7
 167/22 184/13

R
Raiders [1] 90/13
raise [1] 81/3
raising [2] 76/16 77/1
rallying [1] 76/21
rambling [1] 61/10
Ramsey [4] 77/22
 190/23 191/6 191/9
ranks [2] 104/11
 104/12
rapid [1] 107/12
rarely [1] 112/2
rate [17] 95/15 95/17
 107/16 116/13 116/17
 116/17 116/18 119/8
 121/2 121/2 121/15
 121/17 121/18 121/18
 122/6 124/24 168/9
rates [2] 121/7 165/20
rather [4] 46/22 63/17
 139/23 168/21
ratio [1] 51/8
raw [2] 102/10 103/16
RE [1] 1/6
reach [1] 183/22
reached [2] 185/13
 186/9
reaction [1] 53/16
read [9] 56/19 85/9
 119/17 138/22 143/25
 156/18 157/2 157/5
 157/11
reader [1] 100/2
readily [1] 107/9
reading [2] 60/22
 138/19
ready [15] 32/17 32/19
 32/20 140/22 140/25
 141/3 141/5 141/15
 144/18 144/18 145/1
 163/14 166/25 196/22
 196/23
real [5] 36/5 62/22 82/6
 116/4 186/21
reality [4] 110/21
 112/18 117/12 141/17
realize [4] 98/1 120/14
 161/14 183/1
realized [1] 52/3
reallocate [1] 157/13
reallocated [2] 154/18
 155/11
reallocating [2] 154/22
 157/8
reallocation [2] 156/1
 157/24
really [51] 4/15 22/21
 36/21 37/8 37/18 40/7
 41/13 41/22 43/16
 47/23 48/1 48/15 48/16
 51/16 53/25 54/12
 54/13 54/16 57/12
 58/23 59/4 60/16 61/8
 61/14 61/24 62/1 62/6
 63/20 68/7 68/11 69/11
 69/13 81/23 82/18 96/7
 108/25 110/9 110/10
 113/7 121/17 123/17

128/22 130/8 132/4
 144/3 160/23 171/14
 176/2 198/20 199/9
 199/14
rearrange [1] 125/9
reason [8] 51/12 80/9
 104/24 130/5 150/14
 152/24 157/9 157/10
reasons [4] 108/1
 124/19 130/4 176/20
rebuttal [13] 196/13
 196/18 196/19 197/10
 197/12 197/13 197/14
 197/16 198/24 198/25
 199/6 199/22 199/22
recall [12] 10/25 19/25
 20/6 27/9 43/12 59/6
 86/9 93/25 94/2 95/11
 136/14 136/22
receive [3] 41/9 45/20
 160/9
received [5] 54/5 54/24
 58/12 95/22 191/23
recency [1] 107/19
recent [2] 90/19 92/3
recently [3] 90/5 90/14
 91/2
recess [2] 133/15
 202/10
recessed [3] 32/16
 133/19 202/13
recession [2] 93/6
 117/23
recognize [1] 14/16
recommendation [2]
 156/13 157/13
recommendations [1]
 59/20
record [6] 4/7 4/8 28/7
 63/8 81/10 91/14
RECORDED [1] 1/24
RECORDER [1] 1/24
recording [9] 27/17
 29/7 29/10 30/5 30/8
 30/17 30/20 31/15
 203/4
records [1] 55/3
recover [1] 132/11
recovery [1] 132/1
recreational [16] 35/17
 35/20 42/13 49/20
 99/21 100/14 100/18
 101/12 101/24 102/11
 125/21 136/12 137/12
 152/2 162/23 175/5
recross [3] 3/15 77/14
 186/19
Recross-Examination
 [2] 3/15 186/19
red [4] 54/12 140/10
 140/11 140/13
redacted [2] 12/11
 12/12
redirect [3] 3/14 77/14
 179/5
redistribute [2] 171/7
 189/7
redistributed [1] 152/9
redistribution [1]

155/7
reduce [3] 173/13
 175/17 178/14
reduced [1] 178/14
reduction [1] 155/22
Reef [2] 63/11 63/12
reenergized [1] 54/9
referenced [1] 59/13
referring [6] 15/8 15/10
 64/13 96/9 120/6 160/9
refine [2] 44/13 50/14
refining [3] 49/14 50/2
 50/16
reform [1] 90/8
refresh [1] 102/13
regard [24] 49/22
 74/18 78/12 80/10
 85/12 85/24 88/4 93/11
 94/9 94/10 94/11 98/22
 102/11 119/18 131/20
 134/1 135/3 135/13
 135/15 160/7 167/2
 182/1 182/13 187/21
regarding [3] 45/21
 64/16 78/14
regardless [3] 9/23
 10/20 153/24
regularly [1] 105/10
regulated [1] 37/16
regulation [1] 37/22
regulations [7] 37/19
 41/24 51/7 51/9 59/20
 60/6 106/4
regulatory [12] 37/14
 41/18 42/2 44/24 45/3
 59/12 83/17 100/25
 101/10 101/10 107/1
 108/11
Reilly [1] 92/22
reinforcements [1]
 57/22
relate [1] 92/1
related [4] 87/17 90/11
 115/16 202/1
relates [7] 13/19 33/8
 66/3 67/9 67/14 93/13
 182/12
relating [3] 13/18
 54/22 60/1
relationship [10] 33/3
 33/9 33/9 36/11 45/2
 59/7 97/1 103/22 104/9
 182/8
relative [16] 94/4 94/12
 95/4 97/16 97/25
 102/25 106/6 114/3
 115/20 116/23 127/5
 165/4 167/5 167/24
 183/7 183/17
relatively [14] 90/24
 98/8 107/11 111/5
 113/9 115/4 131/1
 131/2 131/8 138/16
 138/17 164/17 165/5
 176/4
relevance [1] 13/22
relevancy [5] 13/15
 15/1 22/13 79/23 80/2
relevant [1] 13/18

R	requirement [1] 67/1	115/4 115/10 118/6	191/15	90/25 92/8 94/17 104/1
relied [1] 165/16	requirements [2] 42/2	125/8 134/25 134/25	safety [1] 49/23	106/1 107/11 107/14
relocated [1] 156/15	192/8	138/13 138/17 164/5	Sahara [13] 17/10	109/3 111/23 118/17
remained [1] 5/23	research [8] 83/7 83/7	164/10 165/5 189/25	17/17 17/20 17/23 25/6	122/3 122/4 122/6
Remedies [3] 67/18	88/8 96/4 97/21 134/17	revenue's [1] 115/5	67/16 67/19 67/25 68/2	125/11 137/1 140/6
70/14 71/9	142/14 192/5	revenues [4] 95/9	68/4 68/9 74/17 75/6	141/3 142/3 143/15
remember [9] 65/4	reservations [1]	97/10 157/8 164/7	said [36] 9/3 11/23	144/21 145/5 145/12
69/21 102/10 102/17	163/18	review [19] 22/16 48/7	16/2 17/19 34/2 39/25	151/13 151/15 151/19
102/18 102/20 102/24	reserve [2] 58/11 91/19	54/20 55/1 55/4 55/8	44/4 48/14 48/18 51/18	154/1 154/5 169/9
104/13 195/2	resetting [1] 187/11	55/13 56/9 58/12 58/13	57/12 61/6 62/1 63/24	170/22 171/12 171/13
reminder [1] 174/1	reshuffling [2] 40/21	58/16 59/3 61/17 93/2	64/11 68/2 72/20 72/24	176/8 177/9 178/15
reminiscent [1] 49/3	43/3	94/18 94/21 117/24	79/7 107/22 108/2	185/14 197/15 199/1
remitted [1] 13/16	reside [1] 130/4	134/18 134/20	108/18 117/3 140/25	202/5 202/5
remote [1] 111/5	residence [3] 126/8	reviewed [1] 83/9	150/17 150/19 168/24	Say's [14] 122/10
remotely [1] 200/9	128/20 174/19	reviews [1] 14/14	175/3 175/21 177/14	122/10 122/11 122/24
renderings [2] 50/7	residential [3] 89/18	RICHARD [1] 2/18	184/11 188/17 198/2	123/2 125/11 152/21
51/19	126/2 141/4	RICK [1] 2/14	198/13 200/10 200/10	168/24 169/9 169/10
Reno [11] 18/15 18/19	residents [6] 110/21	right [219]	sale [2] 185/12 186/1	169/11 170/10 172/1
24/23 25/16 25/18	112/12 112/13 143/3	right-hand [3] 15/9	sales [33] 74/3 96/23	172/17
70/10 70/16 74/14 75/6	145/7 166/24	124/22 131/4	97/6 115/8 116/8 116/9	saying [11] 57/8 84/21
98/6 178/13	resiliency [1] 132/9	ripped [1] 61/14	119/19 124/9 138/5	94/14 145/2 147/22
Reno-Sparks [1] 98/6	respect [3] 26/9 171/13	ripping [1] 62/6	138/11 138/20 140/6	155/20 155/21 171/4
rental [4] 21/7 21/11	172/17	rise [1] 90/13	140/6 145/21 145/22	188/23 189/9 193/8
21/13 21/18	respectfully [1] 27/25	Ritter [3] 65/3 65/5	158/7 162/22 162/23	says [10] 8/9 19/6 52/7
repeat [7] 4/16 4/17	respecting [1] 99/23	77/1	163/18 163/21 163/23	63/16 63/19 65/7
9/15 81/20 81/22 81/23	responding [2] 194/12	road [13] 15/17 15/25	163/24 164/5 169/8	111/16 122/12 122/25
144/20	194/23	24/4 24/11 25/11 25/11	172/18 172/24 177/8	167/14
repeated [1] 115/1	response [3] 57/18	29/13 29/17 29/20	183/9 183/9 184/7	SB1 [1] 90/17
report [40] 84/6 86/1	176/17 190/20	29/20 30/2 30/22	186/6 186/10 189/10	SB543 [1] 90/20
86/5 92/15 92/16 99/23	responses [1] 55/20	162/13	same [65] 5/23 17/20	scan [1] 23/3
100/4 102/12 102/13	responsibilities [1]	robust [1] 176/4	20/2 22/10 22/15 23/15	scanner [1] 62/4
102/15 102/16 103/13	5/22	role [4] 36/15 41/11	23/18 23/22 30/23 31/7	schedule [2] 95/17
115/9 115/14 115/18	rest [7] 32/13 191/18	41/25 47/21	33/11 36/12 52/10	196/25
116/3 116/11 117/2	192/15 194/18 196/6	rolled [2] 58/19 101/12	65/25 68/12 68/13	scheduling [1] 200/2
118/10 123/10 127/8	202/2 202/5	Ron [1] 143/23	68/16 70/1 70/16 70/22	school [3] 87/19
136/10 137/12 140/22	restating [1] 187/2	room [8] 16/19 16/22	70/22 71/12 71/17	174/18 200/9
141/25 142/4 142/6	restaurants [3] 114/17	16/22 17/3 32/13 62/3	72/17 80/8 80/12 80/13	science [1] 108/6
142/9 143/25 146/5	140/19 140/20	78/11 79/12	80/14 84/20 84/24 90/4	Scolari [4] 63/6 63/8
147/10 152/1 156/9	resting [1] 200/25	rooms [4] 128/25	100/6 100/21 112/22	63/12 63/15
156/17 157/2 157/5	restructuring [1] 90/21	185/10 185/11 185/23	113/21 114/9 114/10	scope [3] 130/1 159/20
157/6 166/3 173/8	rests [1] 194/11	ROSE [1] 2/17	115/22 115/22 118/11	177/10
175/3	result [9] 90/4 98/22	ROSS [1] 2/5	118/18 119/7 119/7	score [13] 54/19 54/19
report's [2] 156/13	123/4 130/9 148/4	roughly [6] 38/17	120/19 123/10 123/21	55/1 55/4 55/7 55/13
157/13	155/18 163/25 172/23	127/1 136/25 138/23	127/17 139/20 143/15	56/4 56/9 56/13 58/12
reported [4] 97/8	183/18	182/22 183/11	143/17 147/8 147/11	58/13 61/16 61/16
116/18 116/19 138/18	results [4] 53/4 67/8	round [4] 41/9 49/25	154/3 154/6 154/12	scored [6] 9/21 9/24
reporting [2] 1/25	69/18 70/10	50/13 62/11	160/10 171/7 181/18	27/6 64/20 69/9 71/23
124/19	resume [1] 91/12	rounds [1] 51/22	181/21 184/24 185/5	scores [4] 55/21 55/24
reports [3] 83/5 83/9	retail [38] 7/8 9/8 12/3	routinely [1] 93/1	188/9 188/21 191/18	55/25 73/18
97/15	15/24 16/23 17/17	rule [1] 202/4	201/3	scoring [4] 53/3 65/20
represent [4] 4/25 8/1	18/25 19/13 20/17 22/1	ruled [1] 22/14	sanctions [2] 79/7	67/8 73/11
48/8 133/24	23/20 24/4 24/17 25/19	ruling [1] 80/14	79/25	screen [3] 14/11
representation [4]	26/4 26/14 26/19 27/2	RULIS [1] 2/6	Sandoval [2] 90/6 90/7	101/22 105/4
47/19 51/13 52/12 73/9	30/3 30/23 31/7 31/13	rumor [1] 191/10	sat [1] 52/5	screw [2] 197/5 197/6
representative [1]	42/3 44/6 44/17 46/4	run [1] 48/20	saturated [7] 122/5	screwdriver [1] 190/23
174/23	89/14 89/17 114/18	running [2] 5/25 36/16	147/22 148/7 148/11	screwed [1] 197/6
represented [8] 19/19	114/18 116/8 119/19	runs [1] 35/11	151/10 151/12 190/9	seated [2] 4/6 81/7
38/4 47/25 67/22 84/13	124/9 162/14 162/25	rural [6] 110/14 111/1	122/2 122/5 147/23 148/17	second [11] 4/12 8/2
84/23 86/21 196/20	179/19 181/17 183/9	154/17 155/11 156/1	182/3 182/17 183/20	8/9 32/18 39/24 96/3
representing [4] 20/2	retailer [1] 147/13	170/6	185/12 186/9 187/21	108/16 108/17 152/16
62/9 62/14 150/1	retailers [1] 162/21	rushed [4] 49/1 49/6	187/22 188/10 189/9	153/20 165/1
represents [3] 47/17	retained [4] 44/25	57/8 61/7	saw [6] 56/12 56/13	section [4] 52/24 55/19
103/16 179/16	95/11 141/22 141/24	RUSTY [1] 2/13	59/3 111/9 115/20	56/19 74/5
reputation [1] 136/6	retainer [2] 95/15	S	116/16	sections [3] 47/24 61/9
request [3] 54/19	95/16	saddled [2] 66/21 67/1	say [53] 14/10 15/7	74/2
85/23 91/16	retooling [1] 57/13	safeguards [1] 41/22	21/10 22/25 31/6 34/9	sector [5] 89/5 89/6
required [3] 66/14 95/5	returns [2] 74/3 126/20	safekeeping [1] 56/15	41/1 43/24 44/18 49/11	89/7 89/21 90/23
116/2	revenue [17] 47/17	safely [2] 190/22	61/21 64/1 81/21 90/24	secured [4] 8/11 66/18
	72/24 75/3 86/2 95/6			66/19 74/19

S	129/25	shock [2] 53/23 54/2	since [25] 5/19 5/20	sit [3] 5/6 132/8 201/12
SECURITY [1] 203/10	serves [1] 75/22	shocked [2] 53/17	5/22 9/20 30/9 33/22	site [3] 132/17 172/5
see [73] 1/19 8/13	service [10] 101/7	54/16	34/2 34/2 47/5 49/9	172/7
15/16 15/18 17/9 17/10	129/22 130/14 136/2	shocking [1] 53/19	69/9 70/18 74/10 75/18	sitting [2] 116/5 185/24
18/12 19/6 19/8 20/11	136/3 166/16 167/8	shoo [1] 43/24	75/24 79/24 88/25	situation [2] 57/17
23/13 24/10 24/12	176/23 182/21 189/22	shoo-in [1] 43/24	116/18 132/23 132/24	155/25
24/23 24/25 25/24	services [3] 88/12 95/9	short [3] 60/15 194/17	147/1 164/16 182/10	situation's [1] 118/18
25/25 48/19 63/22	184/2	196/12	184/8 186/2	six [16] 7/11 63/4 63/5
67/14 67/17 67/25 68/4	servicing [1] 111/4	shortened [1] 200/4	single [7] 29/20 98/5	63/21 74/12 115/5
68/24 70/13 70/15	servicing [3] 106/9	shot [1] 43/23	101/6 118/4 118/5	115/23 119/20 120/25
70/19 71/8 71/10 97/11	112/22 114/21	should [9] 63/25 75/7	123/11 143/12	121/11 121/12 150/4
103/9 103/22 104/15	session [2] 90/18	102/16 134/8 134/14	singular [1] 144/13	150/6 150/9 198/13
107/9 107/15 108/6	90/19	156/6 156/15 166/24	sir [169] 4/15 8/1 27/9	198/15
108/7 108/12 108/14	sessions [3] 164/8	176/8	27/12 77/17 82/25 83/3	six-month [3] 119/20
110/9 110/12 110/16	165/9 165/14	show [6] 63/5 63/14	83/8 83/11 83/15 83/20	120/25 121/11
110/23 110/25 111/10	set [5] 40/7 101/2	67/4 115/22 121/24	83/23 84/3 84/7 85/22	size [4] 102/25 106/7
114/8 114/17 114/17	156/1 156/1 157/3	188/2	86/8 86/11 87/9 87/22	126/22 152/19
114/18 115/19 116/2	seven [4] 33/17 61/16	showed [4] 69/22	88/3 88/8 89/3 91/11	SLATER [1] 2/7
120/21 121/6 121/13	92/25 115/6	79/11 79/19 139/8	92/9 94/3 95/16 96/1	slide [2] 65/1 99/6
121/14 121/21 124/21	several [4] 57/3 81/22	showing [3] 53/13	96/6 100/7 100/16	slides [1] 99/15
124/23 124/25 126/13	142/7 200/13	115/19 121/25	100/20 100/23 101/19	slightly [6] 120/20
126/20 128/8 129/13	Shane [34] 7/23 8/8	shown [5] 107/7	103/18 104/12 105/13	122/1 148/16 148/16
130/25 131/7 168/20	10/17 12/12 13/24 14/4	115/21 116/13 124/16	105/17 105/20 105/23	157/22 157/23
172/10 175/25 176/12	15/6 16/10 17/6 18/9	182/4	109/10 111/17 114/2	slower [2] 122/1 148/8
176/15 176/19 191/19	19/3 20/7 22/18 23/10	shows [4] 15/9 126/10	115/9 118/12 118/15	small [2] 82/7 98/8
199/16	24/8 24/20 27/15 29/8	139/9 139/23	118/19 118/24 119/2	smaller [1] 89/14
seeing [7] 32/3 111/7	30/6 30/18 32/7 99/5	shrinking [1] 123/23	119/22 126/1 127/23	SMITH [2] 2/7 2/17
118/3 118/7 125/2	99/14 101/21 106/11	shut [1] 43/2	128/1 128/18 128/23	3/11 82/13 86/14
125/4 183/9	109/17 114/23 119/13	shutting [1] 185/3	129/7 129/10 131/19	147/21 148/20 148/24
seeking [1] 73/19	124/3 125/15 127/19	side [30] 36/21 52/22	132/3 134/9 134/12	150/6 153/18 155/14
seeks [1] 107/5	128/6 129/14 130/22	64/3 64/6 89/21 90/23	134/16 134/21 135/2	156/22 160/12 162/7
seem [2] 98/1 111/4	Shannon [1] 87/14	96/9 96/19 96/21 96/21	135/4 135/8 135/12	163/1 168/10 168/13
Seemed [1] 64/3	share [55] 31/13 38/5	108/21 112/21 113/1	136/1 136/4 136/7	169/22 170/21 173/7
seen [8] 31/7 31/9 31/9	93/13 93/15 98/23 99/2	113/12 113/12 124/23	136/15 136/18 136/21	smoke [1] 109/9
107/13 116/7 116/21	104/4 123/19 134/2	131/4 153/4 183/2	137/14 137/18 137/22	so [302]
119/9 156/9	134/3 135/7 135/11	183/3 197/23 197/23	138/9 138/23 139/1	social [4] 88/15 88/22
sees [1] 47/16	135/22 135/25 146/21	197/24 197/25 198/5	139/10 139/22 140/1	192/7 203/9
Seigneur [1] 143/23	147/14 149/6 152/8	198/8 198/8 198/8	141/11 141/14 141/19	socially [1] 81/16
sell [2] 35/5 38/19	153/22 154/4 154/16	198/10 198/11	142/10 142/17 142/20	soft [1] 5/4
Senators [1] 90/19	154/21 154/23 155/8	sides [2] 198/3 198/4	142/25 143/4 143/6	softly [1] 83/2
send [4] 32/6 146/25	155/9 155/15 155/17	Sierra [1] 84/14	143/13 143/22 143/24	sold [7] 143/16 143/18
201/15 201/19	155/23 156/3 156/12	SIGAL [1] 2/2	144/1 144/14 144/23	143/21 144/17 144/25
sense [6] 7/12 10/9	156/19 157/15 157/25	sign [2] 11/1 62/12	145/18 145/23 146/3	178/9 178/13
96/17 115/5 120/16	158/7 161/5 161/11	signature [1] 11/9	147/9 147/16 149/4	sole [2] 33/13 33/13
121/16	161/18 162/1 162/4	signed [3] 11/5 11/6	149/11 149/13 149/16	solely [2] 64/9 189/24
separate [5] 30/22 39/6	162/9 162/23 169/8	11/13	149/21 150/3 150/10	solved [1] 193/25
72/11 72/14 145/9	170/18 171/7 172/13	significant [2] 60/25	150/16 150/22 151/5	some [72] 13/22 21/7
September [28] 5/10	175/18 176/12 177/8	138/17	151/12 152/23 153/18	27/13 31/6 34/17 40/4
6/12 7/6 7/8 8/3 14/21	177/21 178/14 178/17	significantly [2]	153/23 154/10 154/13	50/7 51/19 57/2 57/19
15/14 19/20 23/8 42/11	184/2 184/3 186/25	111/11 160/22	154/19 156/4 156/8	57/21 60/9 62/12 67/4
43/21 44/6 49/16 49/17	187/6	signs [1] 121/25	158/5 158/9 158/22	73/17 85/25 88/24
49/24 50/13 51/22	shared [1] 54/6	Sillitoe [4] 194/21	159/8 160/1 160/5	92/14 94/19 96/16 97/4
54/15 55/4 57/14 57/20	she [30] 19/22 42/7	196/16 196/20 197/15	161/13 161/16 161/19	97/7 97/9 97/10 97/12
58/19 61/17 62/11 63/1	44/23 45/23 58/4 58/4	similar [10] 39/9 49/19	162/25 163/11 163/16	97/23 98/17 98/20
72/5 74/10 185/2	58/7 59/24 59/25 60/2	52/12 72/19 73/23	163/19 163/22 164/6	100/14 107/6 107/13
September 2018 [13]	60/3 60/5 60/8 60/9	103/2 103/10 110/6	164/12 165/8 166/10	107/16 107/17 108/14
6/12 7/8 8/3 14/21	60/19 60/22 60/25 61/3	114/14 125/16	167/1 168/19 168/23	110/23 110/25 111/10
15/14 19/20 23/8 42/11	61/7 61/10 61/10 61/12	similarities [1] 37/8	170/5 170/14 172/7	115/19 115/19 118/3
49/24 50/13 51/22	61/14 62/14 62/18	similarly [2] 22/12	173/20 179/18 179/20	125/5 128/4 129/25
62/11 63/1 72/5	62/20 191/21 191/21	110/5	180/2 180/8 180/11	132/6 144/2 144/9
September 2019 [1]	198/3 201/15	simple [5] 86/13	180/15 180/21 180/24	145/11 152/8 153/22
74/10	she's [2] 201/15	104/14 149/3 150/6	181/16 181/23 182/2	155/8 156/25 157/24
sequentially [1] 99/16	201/19	150/10	182/7 184/9 185/15	161/21 166/11 167/2
Serenity [1] 194/24	SHEVORSKI [3] 2/10	simply [16] 71/22	185/25 186/4 186/7	169/19 170/15 170/25
series [1] 119/18	78/14 168/8	86/11 96/25 99/21	186/13 187/16 187/20	172/11 174/21 175/3
seriously [1] 120/18	shift [4] 75/13 108/23	100/1 104/9 106/4	187/25 188/4 188/12	177/20 182/24 183/7
serve [1] 103/25	121/21 183/5	110/22 124/15 125/11	190/17	183/14 193/4 193/6
served [2] 25/12	shifts [2] 75/13 75/15	125/12 129/17 158/10	sister [2] 130/16	193/13 193/15 194/17
	Ship [1] 20/14	164/15 167/9 194/16	130/19	194/22 202/6

S	112/16 164/8 165/9 165/14	13/19 28/22 30/16 32/4 35/5 35/16 35/19 38/8 38/12 38/19 38/23 39/1 39/3 40/10 42/12 43/8 43/9 43/19 45/8 45/12 45/21 45/24 54/22 55/12 58/4 59/11 60/10 66/13 66/20 66/23 67/8 72/15 74/3 75/4 79/1 81/9 83/13 84/5 84/10 84/21 86/22 88/16 90/3 90/7 90/8 90/18 90/22 91/1 91/3 91/21 92/17 93/4 95/9 96/10 96/13 97/21 97/25 98/2 98/15 98/15 99/2 100/8 100/10 100/10 101/8 101/11 101/13 101/13 101/25 102/12 102/24 103/2 103/6 103/9 104/4 105/2 106/25 109/4 109/19 109/20 109/21 110/6 110/15 110/17 111/9 111/11 116/5 116/18 117/25 118/5 129/18 130/3 131/4 134/8 134/11 134/14 135/1 136/12 136/16 137/2 138/21 139/14 157/7 157/12 160/3 161/15 164/3 164/25 165/5 180/7 180/9 180/13 180/23 183/12	50/1 56/19 57/1 66/20 68/24 86/19 109/9 117/10 137/1 137/20 184/17 184/23 stimulus [3] 183/10 183/18 183/25 stock [1] 189/2 stop [4] 49/10 104/18 112/25 113/3 stopping [2] 112/14 112/16 store [43] 9/8 9/22 16/5 16/13 16/18 17/24 18/4 18/6 18/19 19/10 25/3 25/7 26/15 26/19 26/23 27/8 29/17 29/23 30/1 36/17 70/2 75/3 75/12 135/6 138/21 143/16 143/17 144/10 144/22 169/24 170/1 170/3 170/10 170/13 170/17 170/25 171/21 171/22 171/23 172/12 172/19 172/23 188/8 storefront [8] 112/15 112/20 123/3 123/12 126/23 169/18 169/19 188/15 storefronts [9] 36/25 98/11 108/9 125/22 155/19 157/23 158/16 173/12 187/23 stores [24] 65/15 75/20 106/8 135/6 136/25 137/1 137/15 137/19 138/7 138/7 140/17 140/17 145/25 158/25 168/22 169/7 170/2 170/6 170/19 173/5 181/17 188/3 188/3 189/10 straightforward [2] 86/13 98/25 strategic [1] 46/23 strategically [1] 48/15 Strategies [5] 57/24 58/14 58/15 60/15 62/1 street [4] 20/11 20/14 20/19 127/12 stretched [1] 62/18 strict [1] 42/1 strictly [1] 9/21 strike [3] 45/6 47/9 51/1 striking [1] 62/3 string [1] 63/15 stringent [1] 37/23 strip [7] 16/3 23/25 29/21 29/23 31/8 128/21 129/4 stronger [1] 47/19 struck [1] 63/19 structure [4] 33/21 34/3 56/23 176/5 studied [1] 87/19 study [3] 87/14 107/20 175/12 stuff [3] 49/23 62/6 202/6	subentities [1] 34/20 subject [1] 187/14 submit [5] 6/11 6/15 10/21 13/2 72/17 submitted [12] 8/5 27/4 48/11 48/22 49/8 50/10 51/19 52/14 65/14 78/25 80/8 142/9 submitting [5] 6/6 54/15 61/17 61/23 116/3 subpoenaed [1] 194/23 subsequent [8] 87/18 88/13 90/9 115/14 115/18 116/12 142/6 142/8 subsidiaries [2] 6/8 6/11 substance [1] 61/11 substantial [5] 74/23 83/7 104/4 171/11 184/6 substantially [2] 73/23 103/3 substantive [3] 55/23 60/25 61/1 substitutes [1] 171/13 successful [19] 7/12 31/12 39/19 40/3 40/5 40/25 42/14 43/25 46/17 53/6 53/23 54/6 54/25 61/4 66/20 70/4 131/10 158/2 158/3 such [6] 60/15 86/1 89/9 95/9 172/11 178/6 suck [1] 200/22 sued [1] 84/16 sufficient [1] 182/20 SUGDEN [1] 2/8 suggest [5] 148/6 165/4 174/25 175/2 176/20 suggested [1] 123/9 suggestion [1] 176/25 suggests [2] 130/13 149/18 suite [31] 15/17 15/25 16/13 16/16 16/18 16/19 16/21 16/23 16/25 17/1 17/3 17/18 18/1 18/3 18/3 18/5 18/21 23/14 23/20 24/5 24/11 25/25 26/5 26/22 29/13 29/17 30/2 30/22 31/8 71/10 71/14 Suite 215 [1] 16/23 Suite 8 [1] 26/22 sum [1] 131/13 summer [3] 47/2 164/8 165/9 Summerlin [1] 144/17 superior [1] 72/21 supplement [1] 144/1 supplemental [4] 83/6 84/6 136/10 142/8 supplemented [1] 83/25 supplied [7] 8/18
somebody [7] 34/13 160/20 171/5 171/14 189/14 192/15 197/4 somebody's [1] 197/7 somehow [2] 119/11 162/18 someone [11] 10/7 45/15 58/3 59/18 60/9 63/25 113/11 126/8 143/17 162/3 174/15 something [24] 44/4 46/16 50/5 51/21 56/18 56/21 93/5 93/8 108/4 108/4 108/5 108/18 111/2 112/17 123/25 124/19 127/6 151/25 159/13 167/22 172/20 174/18 174/24 182/3 sometime [3] 44/5 46/5 192/25 sometimes [6] 52/3 58/21 86/3 113/7 114/10 114/11 somewhat [4] 49/1 122/7 166/22 176/10 somewhere [4] 16/4 112/16 123/12 131/25 soon [2] 54/24 55/2 sorry [23] 5/20 6/10 8/21 8/23 9/4 9/6 12/19 13/1 34/9 42/10 53/10 55/13 63/20 73/7 79/15 107/22 140/12 162/7 170/12 178/21 184/21 196/5 198/13 sort [14] 21/7 62/12 74/4 111/17 114/2 117/5 160/14 168/20 169/1 169/14 172/11 173/7 184/4 189/1 sought [1] 57/16 sound [1] 55/7 sounds [6] 13/5 55/6 73/14 73/16 149/1 190/5 source [1] 165/5 South [18] 15/17 15/25 16/11 16/13 19/7 19/10 19/14 23/13 24/4 25/24 26/5 26/22 29/12 29/17 29/19 30/1 30/21 71/10 southern [12] 90/10 90/12 110/13 110/17 115/3 116/6 126/15 130/10 131/23 155/8 181/1 182/14 space [7] 16/23 52/8 52/10 89/5 89/6 89/7 89/12 Sparks [1] 98/6 speak [13] 5/2 8/22 9/10 37/21 40/8 41/22 48/20 48/21 50/23 54/9 76/21 83/2 85/21 speaking [2] 153/11 177/2 special [6] 87/14 90/17	specific [23] 9/12 9/18 10/10 21/9 31/22 47/7 52/24 58/23 61/8 62/16 65/20 94/4 94/13 134/20 135/5 141/2 151/22 154/8 165/2 172/4 172/5 172/7 183/19 specifically [14] 57/10 60/2 60/21 87/23 90/21 93/13 94/10 94/10 108/21 116/9 116/22 119/3 158/1 165/1 spectrum [1] 89/21 spell [2] 4/7 81/9 spending [1] 96/23 spent [2] 7/15 75/19 split [1] 27/24 spoke [1] 86/10 spot [3] 10/2 30/14 170/11 spouse [1] 197/7 sprawl [1] 130/6 spread [1] 131/5 square [6] 16/24 52/4 52/5 52/9 113/9 130/23 squeeze [1] 57/2 stabilization [5] 97/7 97/13 107/6 107/18 125/5 stabilize [2] 108/14 108/24 stable [1] 121/19 Stadium [2] 90/13 90/14 staff [13] 7/17 7/22 8/16 10/9 10/13 48/5 58/3 61/15 62/23 64/2 64/7 89/25 90/9 staffing [1] 6/3 stage [1] 148/12 stamped [2] 15/8 52/17 stand [7] 77/23 81/2 81/15 81/18 147/20 190/22 192/6 standing [1] 185/24 standpoint [7] 37/14 56/12 90/3 108/15 109/7 111/6 144/14 Starbucks [2] 52/13 133/14 start [14] 33/4 36/1 44/16 44/17 57/10 70/11 107/15 116/22 121/21 156/6 192/20 193/9 193/10 199/20 started [18] 32/13 36/22 37/11 46/4 48/16 54/16 57/12 88/4 88/9 88/19 88/25 93/7 121/3 121/8 121/9 142/2 142/2 163/7 starting [5] 37/18 99/22 121/13 147/4 183/21 starts [1] 107/16 state [116] 4/7 5/14	State's [4] 38/5 116/17 117/22 132/10 state-by [1] 109/19 stated [3] 65/13 65/19 93/25 statement [3] 10/3 38/6 132/5 states [31] 84/18 84/19 88/23 91/4 91/20 96/15 98/16 99/21 99/23 99/25 100/6 100/14 100/22 101/1 101/3 101/16 103/13 104/10 108/14 109/12 110/8 115/25 117/2 117/7 138/7 138/18 150/15 153/9 153/11 183/11 184/1 states' [1] 109/14 station [4] 113/20 113/22 114/3 114/15 stations [5] 89/9 114/5 114/8 114/13 140/18 statistics [1] 116/19 stay [2] 82/12 146/10 stays [1] 147/8 steal [2] 82/17 82/18 step [3] 44/3 77/17 155/4 STEPHANIE [1] 2/7 steps [1] 50/11 Steve [1] 55/14 STEVEN [1] 2/10 still [18] 9/24 12/24 36/4 37/12 49/10 49/14		

S
supplied... [6] 15/21
 17/12 19/16 23/16
 24/14 26/2
supply [28] 93/12 94/5
 96/7 96/9 96/17 96/19
 100/21 108/20 111/12
 117/17 122/12 122/25
 146/14 149/2 149/18
 153/15 155/2 155/5
 159/11 162/12 162/13
 169/3 170/12 182/21
 183/3 183/4 186/12
 186/12
supply-demand [5]
 93/12 94/5 96/19
 108/20 111/12
supplying [1] 19/22
support [1] 30/22
suppose [5] 30/25 31/3
 145/2 167/9 178/16
sure [49] 5/3 18/4
 30/24 41/22 42/23
 44/10 45/15 45/17
 47/25 53/17 62/4 62/7
 62/21 85/17 86/4 87/12
 88/6 88/8 91/13 98/16
 102/22 105/4 110/2
 115/11 123/15 125/24
 127/3 128/8 132/19
 135/16 138/13 140/19
 151/9 152/13 158/20
 161/1 161/3 162/22
 169/10 171/2 177/14
 178/19 182/11 182/15
 185/17 188/14 195/6
 199/25 201/5
survey [1] 143/2
surveys [1] 142/23
Sustained [1] 28/3
sworn [3] 4/4 11/6 81/5
System [1] 126/7

T
take [40] 32/12 38/7
 44/11 50/11 95/5 96/12
 96/17 97/11 97/20
 103/21 106/24 109/2
 115/15 123/19 126/8
 127/10 129/20 129/22
 131/15 132/14 133/12
 138/13 143/20 144/8
 146/5 146/16 150/11
 155/4 159/24 170/18
 174/18 178/8 183/23
 188/10 189/15 191/6
 192/22 192/23 197/13
 197/16
takeaway [1] 115/24
taken [1] 56/8
takes [2] 113/12
 173/15
taking [2] 115/13 197/4
talk [13] 27/19 35/24
 43/5 59/14 64/15 74/6
 113/10 113/11 122/9
 145/7 148/25 152/15
 156/22

talked [15] 81/21 90/12
 109/11 109/19 129/11
 141/8 142/21 143/11
 145/19 145/24 146/5
 170/21 172/2 174/8
 188/25
talking [28] 13/19
 27/21 64/5 75/21 101/5
 103/8 104/2 110/6
 110/7 113/24 124/9
 124/10 127/5 130/2
 140/21 143/7 154/12
 155/10 157/17 159/9
 162/17 162/22 173/10
 174/23 185/24 189/4
 189/24 190/7
tall [1] 60/14
tank [1] 114/16
tapering [1] 118/25
task [6] 8/24 9/7 59/16
 76/11 89/22 149/3
tasked [1] 7/2
tax [20] 74/3 74/3 75/3
 86/2 89/22 90/7 115/4
 115/5 115/10 124/10
 124/16 124/18 125/8
 134/25 157/8 164/5
 164/7 165/1 176/22
 203/10
tax.nv.gov [1] 179/25
taxable [4] 115/7 116/8
 119/19 183/9
Taxation [13] 7/12 9/13
 79/1 80/10 83/18 83/21
 84/5 84/11 85/21 85/24
 86/6 86/10 179/23
taxes [5] 47/18 56/17
 72/25 124/21 184/7
taxing [1] 176/5
team [10] 39/1 50/16
 50/18 54/6 61/18 61/25
 64/9 83/12 141/12
 142/23
teams [1] 52/7
tearing [1] 54/17
tech [1] 12/22
technical [1] 89/23
tell [33] 8/15 23/2
 30/12 31/19 36/3 38/22
 55/15 60/13 66/7 66/7
 81/13 84/25 87/10
 102/20 103/5 103/20
 106/23 108/12 108/16
 120/11 125/2 125/23
 129/16 132/6 132/8
 167/19 173/15 181/13
 186/24 190/14 192/16
 193/22 202/2
telling [6] 56/2 105/15
 105/17 165/11 194/11
 196/2
tells [3] 106/8 120/19
 191/21
Temporary [1] 90/15
ten [7] 91/25 126/16
 126/18 127/2 174/17
 174/17 188/2
tend [2] 91/23 176/10
tendency [5] 114/7

114/9 114/10 121/24
 122/13
tends [1] 107/10
tenure [1] 90/25
term [1] 9/9
terminating [1] 79/7
terminology [1] 86/3
terms [51] 37/3 37/22
 38/2 41/17 54/3 58/14
 64/5 75/18 76/19 86/2
 89/7 92/1 92/6 95/22
 97/10 100/5 100/11
 104/15 107/3 108/10
 108/25 109/20 110/24
 111/11 113/8 114/17
 114/18 114/19 114/19
 114/20 115/12 116/3
 117/12 118/13 121/20
 123/5 124/1 124/22
 126/5 126/19 128/19
 128/20 129/6 132/1
 143/11 149/19 154/6
 157/4 162/19 176/5
 183/22
test [1] 169/15
testified [14] 4/5 30/9
 81/6 87/6 87/8 90/3
 118/22 144/2 164/2
 174/9 175/16 178/3
 182/4 182/5
testify [2] 159/21 178/6
testifying [1] 26/25
testimony [9] 11/19
 27/13 30/1 31/18 31/19
 65/3 65/13 85/3 195/7
testing [1] 41/15
text [2] 63/5 63/14
TGIG [17] 5/1 65/4
 65/14 65/16 66/1 68/12
 70/1 70/19 71/1 71/17
 154/20 155/9 155/15
 156/2 156/11 157/20
 192/18
TGIG's [4] 154/22
 155/15 156/12 157/15
than [38] 16/16 18/1
 18/21 32/10 37/15
 37/17 37/23 55/24
 68/16 73/10 73/12 74/5
 80/2 86/6 86/24 91/25
 98/15 105/18 105/21
 105/22 106/4 121/15
 125/3 130/14 138/7
 138/18 138/20 138/21
 139/23 162/17 171/22
 171/22 174/19 175/1
 176/12 182/23 183/25
 197/10
thank [53] 4/6 4/10
 4/11 14/3 15/10 22/17
 32/15 34/11 34/14
 77/17 77/19 81/1 81/7
 81/8 82/2 83/1 93/17
 99/18 104/23 105/6
 106/21 122/22 133/16
 133/18 147/2 148/18
 148/19 163/2 168/2
 168/3 168/10 168/11
 168/11 168/13 173/18

173/20 173/21 173/25
 174/2 178/23 178/24
 179/1 186/14 186/17
 190/18 190/21 190/25
 191/7 191/14 191/16
 200/11 202/9 202/12
Thanks [4] 5/5 105/7
 174/1 191/9
that [1207]
that'd [3] 118/19 170/5
 170/5
that's [168] 5/9 5/12
 5/16 6/2 6/9 6/14 6/17
 6/21 7/1 7/10 7/14 9/3
 10/12 10/16 10/24 11/8
 11/12 16/2 16/9 16/18
 18/7 18/14 18/16 19/2
 20/21 21/3 24/19 25/14
 27/5 28/21 29/5 33/2
 34/4 35/13 37/10 38/6
 38/21 39/4 42/19 42/20
 46/10 48/2 48/10 52/5
 55/22 56/10 58/1 63/2
 63/5 64/24 65/18 65/22
 66/6 68/12 69/6 69/21
 70/1 70/20 72/13 72/16
 72/22 73/7 73/7 75/24
 76/1 82/20 84/12 86/1
 93/1 93/9 96/7 96/11
 100/18 100/20 101/8
 101/14 102/8 105/17
 107/4 108/2 109/22
 110/1 110/10 110/14
 111/7 111/20 115/13
 118/12 119/7 119/22
 120/4 121/23 122/18
 124/11 125/15 128/13
 129/25 129/25 131/19
 133/5 134/6 134/9
 135/2 136/21 137/7
 138/13 138/15 139/11
 140/24 141/14 141/19
 142/10 142/17 142/20
 143/6 144/10 145/23
 146/3 146/20 148/10
 148/13 149/25 150/19
 153/23 157/1 158/21
 158/22 159/3 159/8
 159/21 160/12 161/1
 162/16 168/23 169/1
 169/12 169/20 170/8
 171/12 172/21 173/2
 173/6 175/6 175/18
 175/20 176/2 177/19
 177/23 180/8 180/10
 180/11 180/15 180/21
 181/11 181/16 182/2
 185/5 187/9 187/16
 188/4 189/12 190/6
 193/3 194/10 197/21
 199/12 200/1 201/13
THC [1] 161/24
their [27] 6/25 20/3
 28/9 33/25 58/15 63/10
 72/11 72/14 73/18
 74/24 79/2 91/19 96/17
 111/2 126/8 128/20
 144/16 144/24 157/4
 157/23 162/1 162/9

162/23 178/9 178/14
 190/8 196/12
them [44] 4/17 6/17
 6/22 7/11 7/13 20/2
 28/22 31/9 41/2 44/14
 50/21 51/24 56/11
 58/16 60/17 61/11 62/3
 62/4 62/23 64/7 64/9
 67/5 70/5 75/5 79/20
 89/4 91/9 99/15 102/17
 106/15 107/14 120/8
 144/10 149/9 157/21
 157/22 160/21 181/4
 181/9 183/15 192/4
 199/4 200/25 201/3
themselves [4] 55/24
 66/22 114/6 195/1
then [74] 5/3 9/10
 11/25 20/5 27/13 35/9
 37/11 40/3 45/23 46/1
 47/2 48/2 48/6 56/22
 63/24 64/1 66/19 66/20
 67/24 70/14 83/12 84/4
 92/21 92/23 95/16 98/6
 98/7 102/20 107/13
 110/14 111/23 117/9
 120/2 120/25 121/20
 126/12 126/19 138/10
 138/24 145/5 146/1
 155/9 157/1 157/21
 158/14 158/25 162/5
 164/25 165/19 175/7
 175/7 177/7 178/2
 183/23 183/24 187/9
 187/10 187/12 188/21
 193/1 193/22 193/23
 194/11 194/14 194/18
 196/12 196/17 198/22
 199/3 201/24 202/1
 202/5 202/6 202/6
then-county [1] 92/21
theoretically [1]
 155/17
there [110] 9/11 14/9
 21/7 21/11 21/21 21/24
 24/24 25/10 26/15
 26/17 27/21 33/16 44/9
 46/16 46/23 48/15 49/7
 49/14 49/16 49/19 50/7
 51/6 52/20 55/3 55/11
 55/20 56/18 57/1 57/2
 60/3 61/8 61/8 61/11
 62/13 63/15 66/17 67/3
 67/12 67/14 71/8 71/25
 72/6 73/17 75/16 79/12
 82/14 84/1 86/3 89/3
 89/3 89/3 93/21 94/17
 96/3 97/18 97/19
 100/14 103/1 103/8
 104/7 105/16 106/11
 106/11 106/12 107/4
 107/10 111/3 111/14
 114/3 116/11 118/20
 121/8 122/25 135/19
 136/19 137/1 140/9
 144/15 145/11 145/13
 145/25 146/1 148/4
 155/6 156/25 158/12
 163/24 166/14 170/15

<p>T</p> <p>there... [21] 173/16 176/20 176/24 177/7 180/16 180/18 180/25 181/1 184/4 188/2 188/5 188/8 188/10 188/17 188/19 190/12 191/10 194/20 199/3 200/3 201/24</p> <p>there'd [1] 157/24</p> <p>there's [39] 13/5 13/21 33/17 37/7 38/9 38/25 67/24 69/10 82/14 91/9 98/7 99/24 106/12 110/10 123/11 123/11 123/23 124/16 126/20 127/11 129/24 130/16 130/19 159/16 160/1 169/6 169/6 170/22 170/22 171/4 176/24 180/25 181/20 181/25 185/16 187/9 189/25 194/20 198/25</p> <p>thereof [1] 131/12</p> <p>these [40] 27/1 44/10 55/21 56/8 61/16 66/21 66/23 67/8 69/18 71/23 74/7 75/9 79/17 79/18 79/19 97/6 97/24 99/8 100/6 100/22 101/1 101/3 104/10 106/23 106/24 107/8 107/9 108/8 108/14 119/17 120/13 120/19 121/24 124/6 128/4 129/5 166/8 166/11 179/22 186/23</p> <p>they [150] 4/17 6/25 12/16 28/9 30/10 30/10 30/11 33/18 34/24 35/1 35/23 36/13 37/20 38/24 41/9 45/16 49/18 50/21 50/24 54/10 54/10 56/2 57/17 57/17 58/19 58/19 58/20 58/22 58/23 59/2 59/10 59/11 60/18 62/5 62/6 62/17 63/3 66/13 66/14 66/19 66/19 66/20 66/21 66/22 66/23 67/15 67/18 68/12 68/13 68/14 68/15 68/23 68/23 68/24 69/5 69/5 70/1 70/4 70/22 71/9 71/9 71/17 71/22 72/8 72/11 72/18 72/19 72/19 72/24 74/13 75/6 91/6 91/16 91/16 91/19 93/7 93/7 94/21 94/24 96/13 100/23 101/16 101/17 108/12 109/2 109/9 109/9 113/11 114/7 115/16 121/8 121/9 122/15 122/15 122/16 122/17 125/10 127/9 128/19 128/22 131/13 134/22 144/3 144/4 144/18 144/25</p>	<p>145/8 145/9 145/14 146/1 152/21 155/21 155/22 157/18 157/21 158/21 160/24 162/11 162/18 162/24 165/24 166/8 167/8 168/20 171/14 174/10 174/20 176/9 178/14 180/22 181/18 181/19 181/21 186/8 188/7 188/9 189/1 189/1 189/2 189/16 189/22 190/2 190/2 194/25 195/3 195/4 196/14 196/15 196/16 196/17</p> <p>they'd [3] 157/21 157/22 181/22</p> <p>they're [13] 71/18 88/10 97/3 100/7 107/14 128/21 129/6 157/14 157/22 167/17 167/17 181/24 199/9</p> <p>they've [2] 132/16 167/18</p> <p>thin [1] 62/18</p> <p>thing [20] 45/24 46/19 53/1 54/17 57/19 57/21 60/18 61/14 62/16 74/4 95/3 120/20 127/17 169/12 183/6 191/18 192/15 193/2 193/19 200/20</p> <p>things [28] 37/11 41/15 43/2 43/18 44/14 48/7 50/1 51/5 51/5 51/10 60/16 61/6 61/10 66/9 66/24 73/1 73/2 74/5 95/6 108/22 121/17 127/5 128/4 130/12 160/16 188/23 189/7 190/4</p> <p>think [157] 18/3 18/3 19/24 22/11 25/6 25/10 34/2 38/13 44/4 44/8 46/19 48/15 50/1 51/13 53/24 54/8 54/24 55/3 56/18 61/20 62/12 65/12 66/4 69/10 69/15 71/24 72/6 76/25 77/4 77/6 84/9 84/10 86/19 96/20 100/25 101/14 102/16 102/17 103/7 105/25 106/6 107/25 108/1 108/13 108/17 109/7 110/9 111/1 111/6 112/10 113/6 113/18 114/18 115/2 116/2 116/14 116/22 116/23 117/11 117/25 118/9 118/19 120/16 123/9 123/14 123/15 123/15 123/24 125/5 125/10 125/11 125/14 127/8 130/7 132/10 132/12 139/8 140/24 141/21 146/15 146/20 146/21 147/11 150/14 150/16 150/17 150/19 151/5 151/12 151/15</p>	<p>152/7 152/7 152/11 152/20 153/4 153/6 153/11 154/19 155/20 156/17 157/16 159/8 160/1 160/14 160/16 160/21 162/17 168/17 169/2 169/2 169/4 169/19 169/21 170/20 171/25 172/2 172/4 172/19 172/25 173/6 173/7 173/8 173/10 173/13 173/14 174/13 174/20 175/3 175/7 175/7 175/15 175/21 176/21 177/11 177/18 182/6 182/18 182/24 183/6 184/4 184/5 184/11 187/8 187/10 188/12 189/3 189/7 190/5 191/20 192/21 194/2 194/4 195/8 196/3 196/6 196/13 198/14</p> <p>third [2] 24/22 35/9</p> <p>thirds [1] 126/25</p> <p>this [210]</p> <p>Thom [1] 92/21</p> <p>those [99] 4/13 5/25 6/20 7/11 7/17 14/19 21/1 21/1 21/5 21/8 21/25 22/1 26/11 28/8 28/23 29/2 29/2 30/11 30/12 30/13 30/15 33/24 42/23 44/14 47/18 50/1 50/16 57/3 59/3 62/5 64/7 64/12 64/12 65/16 66/4 67/11 67/21 73/2 83/16 83/24 89/10 91/7 92/15 92/24 94/7 96/18 97/2 97/5 97/12 97/12 98/4 98/17 98/19 103/6 103/9 103/24 108/5 109/7 110/22 112/14 112/17 114/13 115/19 116/13 118/3 118/7 119/2 122/14 123/19 123/19 124/19 127/4 128/23 130/12 136/25 139/10 139/13 151/19 152/11 154/22 157/9 157/17 160/16 160/17 164/20 167/3 167/23 174/18 176/10 179/16 183/8 184/1 185/11 186/6 189/7 190/4 197/19 200/5 202/4</p> <p>though [8] 64/1 71/18 81/20 128/4 148/8 151/6 171/13 194/23</p> <p>thought [15] 9/23 43/24 46/16 52/20 53/23 53/25 54/11 57/1 66/5 72/7 72/20 83/25 97/24 133/10 198/2</p> <p>thoughtfully [1] 123/13</p> <p>three [25] 30/22 30/25 31/4 75/15 78/7 82/6</p>	<p>82/6 92/11 105/16 107/7 110/13 111/9 111/10 115/23 116/11 119/20 120/25 121/6 126/17 127/1 127/1 137/15 150/24 167/14 192/3</p> <p>three-fourths [1] 127/1</p> <p>three-month [3] 119/20 120/25 121/6</p> <p>three-quarters [1] 126/17</p> <p>threw [1] 52/23</p> <p>Thrive [2] 24/5 25/19</p> <p>through [35] 4/16 14/8 16/20 22/7 22/21 23/3 26/9 27/16 30/19 46/1 47/5 48/16 54/2 58/19 67/11 70/11 71/6 79/1 98/19 102/23 103/5 103/8 103/12 107/1 116/10 120/13 123/6 139/12 168/18 170/2 182/6 182/7 182/7 182/8 192/24</p> <p>throughout [10] 19/24 28/22 89/15 89/18 90/8 91/4 99/24 100/4 110/15 139/14</p> <p>throw [1] 50/6</p> <p>throwing [1] 62/3</p> <p>Thursday [3] 192/1 197/1 200/15</p> <p>thus [1] 13/17</p> <p>ticket [1] 56/14</p> <p>tie [1] 158/13</p> <p>tied [2] 56/24 187/9</p> <p>tiers [1] 78/15</p> <p>time [94] 4/18 8/3 10/8 12/21 15/23 17/15 17/22 18/14 18/17 18/24 19/9 19/12 20/13 20/19 23/14 24/17 26/21 27/3 20/23 34/13 34/17 36/5 36/24 37/25 38/14 39/22 41/6 41/17 42/10 44/6 44/21 50/9 53/18 58/18 58/18 60/4 60/15 60/17 61/15 61/18 62/19 69/2 69/15 77/18 78/10 78/15 78/25 79/6 81/15 81/19 82/1 87/15 88/17 91/15 91/15 92/20 94/9 95/17 104/5 111/1 113/22 114/5 114/8 117/1 117/7 121/12 122/9 122/14 122/15 125/2 125/21 140/21 142/1 145/5 150/20 150/23 163/9 163/14 164/6 164/6 167/3 168/6 168/12 171/15 171/17 174/8 174/11 182/25 184/11 185/13 187/3 190/21 199/19 200/4</p> <p>time-consuming [1] 69/15</p> <p>timeline [1] 141/2</p>	<p>times [7] 47/17 52/4 81/22 139/12 139/23 188/3 200/14</p> <p>timing [1] 48/17</p> <p>tipped [1] 48/6</p> <p>today [27] 5/6 26/25 37/9 95/19 99/3 127/7 129/23 134/7 143/8 152/2 152/10 155/10 155/15 159/3 161/18 162/17 166/21 175/15 176/9 176/22 177/21 182/23 183/16 189/4 190/1 192/1 192/2</p> <p>TODD [2] 2/11 193/7</p> <p>Todd's [1] 193/11</p> <p>together [6] 12/13 43/21 53/25 73/2 110/18 192/7</p> <p>told [3] 54/25 76/5 180/23</p> <p>Tom [1] 33/19</p> <p>tomorrow [6] 192/24 194/9 199/24 199/25 201/1 202/11</p> <p>tone [2] 55/16 55/17</p> <p>tonight [1] 195/18</p> <p>too [4] 5/4 65/23 77/21 101/17</p> <p>took [7] 9/10 36/6 40/22 97/4 97/15 97/23 126/2</p> <p>top [8] 106/13 106/19 106/20 120/11 120/14 120/21 124/20 138/7</p> <p>topic [1] 36/5</p> <p>total [8] 38/5 42/8 42/24 95/23 109/12 110/24 175/23 181/3</p> <p>totality [1] 139/14</p> <p>totally [1] 12/11</p> <p>touch [1] 163/9</p> <p>touched [1] 161/2</p> <p>tourism [9] 90/10 90/11 116/24 150/12 150/18 182/10 182/17 184/10 186/2</p> <p>tourism-related [1] 90/11</p> <p>tourist [1] 142/18</p> <p>tourists [3] 129/8 143/3 185/11</p> <p>toward [1] 90/20</p> <p>towards [1] 76/13</p> <p>town [3] 113/12 113/13 170/22</p> <p>track [1] 89/17</p> <p>tragedy [1] 185/3</p> <p>trailing [7] 115/23 115/23 119/20 119/20 121/1 121/6 121/14</p> <p>training [1] 121/11</p> <p>TRAN [1] 1/1</p> <p>transaction [1] 178/20</p> <p>TRANSCRIBED [1] 1/25</p> <p>TRANSCRIBER [1] 203/16</p> <p>transcript [4] 1/7 32/6</p>
---	--	---	--	--

<p>T</p> <p>transcript... [2] 203/3 203/9</p> <p>translates [1] 159/2</p> <p>trap [1] 155/21</p> <p>travel [2] 114/10 191/14</p> <p>treated [2] 143/15 143/17</p> <p>treats [1] 144/12</p> <p>trend [3] 115/12 120/22 121/9</p> <p>trending [1] 115/8</p> <p>trial [8] 113 78/13 79/11 79/25 187/4 187/14 197/21 198/19</p> <p>tried [6] 12/23 55/1 55/20 114/5 159/22 174/22</p> <p>trillion [1] 183/10</p> <p>trip [3] 197/5 197/7 200/5</p> <p>troops [1] 76/21</p> <p>Tropicana [2] 67/15 70/14</p> <p>true [11] 11/11 11/15 29/19 31/19 82/20 125/14 134/9 149/16 155/25 167/1 190/17</p> <p>truly [1] 109/15</p> <p>truth [1] 180/23</p> <p>try [12] 5/2 50/12 53/2 56/25 78/7 93/4 93/8 106/16 114/6 115/10 119/25 182/19</p> <p>trying [13] 44/12 86/4 105/3 110/2 154/21 155/14 164/24 165/7 165/7 171/21 185/8 193/23 199/17</p> <p>Tryke [1] 63/9</p> <p>tune [1] 44/12</p> <p>tuning [1] 43/17</p> <p>TURFLEY [1] 2/8</p> <p>turn [4] 23/10 45/23 106/10 119/13</p> <p>turndown [1] 118/21</p> <p>turned [2] 61/13 66/10</p> <p>Twenty [1] 92/11</p> <p>Twenty-three [1] 92/11</p> <p>twice [1] 188/3</p> <p>two [52] 6/15 22/16 24/3 25/19 28/2 28/2 28/7 28/8 31/7 36/24 39/3 42/13 42/13 42/22 42/23 47/14 47/15 49/4 73/5 74/12 74/21 74/21 91/10 91/23 94/17 106/12 106/12 108/22 108/25 118/1 118/2 121/17 121/20 123/17 123/25 124/6 126/25 130/4 130/8 164/16 167/20 180/12 184/5 188/8 188/23 188/25 190/4 191/22 192/3 194/9 200/2 200/9</p> <p>two-fold [1] 123/17</p>	<p>Two-thirds [1] 126/25</p> <p>type [9] 47/18 89/10 92/14 97/8 127/4 143/21 144/24 160/16 189/17</p> <p>types [1] 96/3</p> <p>typical [1] 174/25</p> <p>typically [1] 75/12</p> <hr/> <p>U</p> <p>U.S [3] 84/14 84/16 84/20</p> <p>UFC [1] 91/5</p> <p>Uh [4] 47/1 53/5 64/18 79/4</p> <p>Uh-huh [4] 47/1 53/5 64/18 79/4</p> <p>ultimate [1] 98/17</p> <p>ultimately [7] 44/1 90/13 90/17 157/4 159/1 160/16 162/12</p> <p>unavailable [2] 195/8 195/22</p> <p>unclean [2] 194/10 202/1</p> <p>under [10] 11/14 24/4 24/5 25/19 25/23 26/25 54/9 87/14 151/22 167/21</p> <p>undergraduate [2] 87/13 88/9</p> <p>underlie [1] 176/22</p> <p>underlying [1] 177/11</p> <p>underpinning [1] 172/15</p> <p>understand [32] 8/7 19/19 29/1 29/25 70/25 96/24 98/24 100/13 105/3 105/11 105/13 105/14 110/2 118/21 124/12 127/21 131/14 135/9 136/19 145/2 145/16 145/18 152/15 157/3 171/2 174/12 182/18 187/11 188/14 189/18 200/24 201/13</p> <p>understanding [16] 9/20 28/12 28/15 38/18 64/22 65/19 65/23 66/24 69/7 72/3 115/11 136/21 158/9 168/20 172/9 187/18</p> <p>understood [6] 5/5 11/5 11/13 105/4 174/13 180/24</p> <p>undertaken [1] 88/20</p> <p>undertook [1] 87/13</p> <p>unemployment [4] 116/17 116/17 116/19 183/13</p> <p>uniformity [1] 45/9</p> <p>unincorporated [4] 66/12 69/19 74/21 110/20</p> <p>unique [2] 37/5 107/20</p> <p>unit [1] 126/2</p> <p>United [14] 84/18 84/19 88/23 91/4 91/20 98/16 99/25 110/8</p>	<p>117/2 117/7 153/9 153/10 183/10 184/1</p> <p>units [1] 23/25</p> <p>University [3] 87/12 88/14 92/18</p> <p>unlawfully [2] 131/14 159/23</p> <p>unless [1] 181/24</p> <p>unlike [1] 115/25</p> <p>unlikely [2] 145/14 170/6</p> <p>unnecessarily [1] 67/1</p> <p>unredacted [5] 12/13 12/15 14/19 22/6 23/6</p> <p>unsaturated [1] 190/10</p> <p>unsound [1] 177/12</p> <p>unsuccessful [2] 66/18 160/11</p> <p>until [8] 38/17 58/12 133/13 133/15 148/17 199/23 201/1 202/10</p> <p>unused [2] 156/14 157/14</p> <p>up [74] 5/2 7/23 9/25 10/17 11/9 12/12 14/4 15/6 19/24 22/18 36/17 41/3 48/15 49/16 52/1 54/13 56/19 57/14 61/17 66/17 67/11 81/2 82/3 85/4 99/5 99/12 101/2 101/22 103/13 103/14 105/1 107/7 114/2 117/10 120/10 120/10 125/4 125/4 125/7 125/12 126/19 127/19 129/9 130/18 130/22 131/13 136/9 143/9 146/23 147/21 149/22 151/25 158/21 158/25 159/7 160/20 163/2 172/12 173/25 174/7 181/17 181/21 182/6 183/18 184/15 184/23 186/15 186/18 189/2 190/22 192/6 197/5 197/6 197/6</p> <p>up-down [2] 120/10 120/10</p> <p>update [2] 56/22 115/18</p> <p>updates [1] 86/2</p> <p>upon [7] 88/13 96/5 165/16 191/23 196/15 197/19 198/23</p> <p>UPS [16] 16/13 16/18 17/24 18/4 18/5 18/6 18/19 19/10 25/3 25/7 26/22 29/17 29/23 30/1 65/14 70/2</p> <p>upset [1] 177/20</p> <p>urban [6] 98/3 98/6 111/21 112/7 123/13 127/7</p> <p>urbanized [1] 98/5</p> <p>us [47] 4/13 4/15 4/18 22/4 28/6 32/6 36/3 38/1 50/22 52/11 59/11 60/13 61/20 62/21 66/7 81/17 81/23 87/10 91/6</p>	<p>91/9 91/12 94/18 94/21 98/4 103/20 105/15 105/22 106/8 113/13 120/19 122/14 125/20 125/23 126/10 129/16 131/9 138/12 138/14 146/25 159/2 162/13 182/4 192/9 194/11 200/12 201/15 202/2 21/21 42/13 44/14 45/11 51/1 51/2 52/8 67/6 69/12 70/9 70/9 73/8 74/4 75/2 82/19 94/20 96/16 98/19 122/13 166/5 174/22 184/4</p> <p>used [24] 11/20 27/20 50/21 58/4 65/25 66/14 67/16 67/18 68/12 68/23 70/1 70/6 70/22 71/9 71/12 71/17 71/22 89/19 99/22 167/23 179/22 182/9 195/7 195/10</p> <p>users [4] 149/20 150/2 150/5 167/15</p> <p>uses [1] 52/12</p> <p>using [13] 10/8 20/1 27/1 70/5 70/15 81/16 92/22 100/3 126/3 147/1 152/9 160/19 181/2</p> <p>usually [1] 192/5</p> <p>Utah [1] 109/23</p> <p>utilization [1] 52/9</p> <p>utilized [3] 58/14 164/18 165/18</p> <p>utilizing [1] 27/6</p> <hr/> <p>V</p> <p>vague [1] 52/20</p> <p>valley [11] 89/15 89/16 89/18 98/6 112/8 112/12 113/15 113/16 123/13 127/4 127/7</p> <p>variability [1] 124/16</p> <p>variation [2] 111/10 139/7</p> <p>varies [1] 56/22</p> <p>various [3] 7/2 78/14 83/9</p> <p>vary [1] 54/13</p> <p>vast [5] 41/20 41/20 44/23 90/25 130/2</p> <p>VEGAS [35] 4/1 60/20 67/15 68/19 74/15 74/16 87/13 88/14 89/15 89/15 91/24 91/24 92/4 92/19 93/2 98/6 110/20 110/21 111/15 111/16 112/8 112/9 112/12 112/13 112/21 122/13 123/13 139/21 139/25 170/3 170/7 178/13 180/19 188/6 203/12</p> <p>verification [2] 41/15 73/19</p>	<p>verify [1] 86/12</p> <p>version [2] 8/2 8/4</p> <p>versus [7] 61/13 112/20 126/4 172/1 174/15 186/25 189/14</p> <p>very [57] 5/2 17/3 31/10 39/11 39/13 45/16 49/3 49/22 53/24 55/17 55/17 56/2 58/16 58/20 59/13 60/24 61/13 61/13 61/14 73/23 76/24 76/24 77/18 86/13 86/13 91/8 95/7 95/12 95/12 101/8 101/8 101/9 101/16 103/2 103/10 107/12 108/13 108/18 109/7 110/5 112/2 114/5 114/14 125/10 130/6 131/4 152/5 160/14 162/13 173/18 174/7 176/4 176/17 178/21 190/8 200/11 201/23</p> <p>vicinity [1] 166/25</p> <p>video [12] 27/17 29/7 29/10 30/5 30/8 30/17 30/20 31/15 194/17 195/12 195/14 195/15</p> <p>view [2] 112/11 127/18</p> <p>violates [1] 109/5</p> <p>visitor [9] 96/22 104/6 104/19 105/1 116/8 150/12 150/19 184/17 185/4</p> <p>visitors [2] 183/1 184/23</p> <p>VISUAL [1] 203/4</p> <p>visually [1] 104/15</p> <p>voice [1] 5/2</p> <p>voir [4] 82/5 82/22 86/14 86/25</p> <p>volume [7] 96/22 104/6 104/19 115/13 116/8 184/17 185/4</p> <p>voters [1] 159/1</p> <p>voters' [1] 158/24</p> <hr/> <p>W</p> <p>waiver [1] 62/13</p> <p>walk [4] 16/20 37/9 37/13 103/8</p> <p>walked [1] 139/12</p> <p>wall [1] 44/9</p> <p>want [65] 5/3 22/25 23/2 27/19 28/7 35/24 39/22 43/5 44/4 46/15 53/3 59/14 63/14 64/15 65/1 67/4 68/11 69/17 69/24 70/9 70/10 70/25 74/6 78/9 78/24 82/21 84/25 85/6 93/19 96/20 96/23 96/23 102/19 104/6 106/1 106/13 106/13 106/16 106/18 109/2 119/10 120/23 127/7 128/8 144/2 144/4 151/2 151/8 151/25 152/5 155/21 158/20 161/2 162/17</p>
---	---	--	---	--

W	200/3 200/13 200/25 201/7 202/6	54/15 54/25 55/21 55/25 56/2 56/12 56/24 57/1 57/12 57/17 58/21 58/21 58/23 59/3 59/3 61/8 61/8 61/12 62/2 62/5 62/5 62/5 62/5 62/6 62/7 62/10 62/13 62/17 62/22 63/3 63/21 64/7 64/11 64/11 64/19 65/14 66/4 66/17 66/20 66/20 66/21 66/25 67/21 68/15 68/24 71/9 72/4 72/8 72/10 72/18 72/19 72/24 73/19 73/20 75/5 79/12 80/9 82/12 83/16 84/1 86/3 86/5 93/6 93/22 94/16 94/19 94/23 94/24 94/24 95/11 97/11 100/17 101/5 101/16 109/1 116/19 121/7 123/12 140/5 140/21 141/13 141/20 141/24 143/7 145/25 147/22 150/17 154/17 155/10 156/5 157/12 159/23 161/8 161/15 161/22 163/24 164/14 164/20 165/24 166/11 170/15 177/16 180/18 180/22 181/2 183/20 184/24 188/2 188/7 188/9 189/2 192/3 192/4 195/4	118/20 126/16 127/5 131/21 132/4 132/7 140/20 140/20 141/8 141/15 141/15 142/11 142/21 143/7 153/8 153/10 158/21 161/7 174/10 184/14 184/22 185/3 189/2 189/9 199/19	147/20 152/7 162/16 white [26] 43/10 43/18 43/19 43/25 46/9 46/12 46/19 48/12 48/23 49/1 49/15 49/19 50/5 50/11 51/18 52/15 54/14 54/20 54/22 54/25 61/6 73/8 127/21 139/8 179/16 179/22
want... [11] 163/9 169/8 177/14 181/13 182/3 188/14 192/13 195/6 197/22 200/22 201/1	we've [21] 20/24 25/2 26/8 43/3 43/10 74/12 86/24 89/7 89/11 91/3 95/22 95/22 98/6 107/13 118/3 119/9 163/4 172/18 174/7 177/21 193/19	When's [1] 131/24	who [35] 7/2 9/25 10/5 10/5 10/20 10/20 26/18 33/18 35/7 36/8 47/19 48/3 52/12 53/14 55/7 56/24 57/23 57/25 58/1 59/19 60/9 62/17 63/8 65/3 65/4 76/18 87/15 144/16 161/24 162/3 168/5 182/13 182/14 188/6 189/14	
wanted [18] 9/22 17/19 31/22 45/15 46/12 49/24 55/18 56/22 56/24 57/15 68/7 86/22 96/12 97/20 98/10 98/16 103/21 189/17	website [2] 29/22 180/13	Whenever [1] 32/17	who's [2] 47/19 199/5	
was [392]	Wednesday [3] 194/14 194/15 197/9	where [63] 9/19 16/19 24/10 29/13 38/9 43/19 47/8 49/24 49/24 51/11 55/19 56/3 58/21 60/19 61/9 68/11 74/13 75/22 82/12 84/16 86/3 87/19 89/23 90/10 90/11 98/7 107/8 110/3 113/21 114/8 117/7 117/21 121/7 121/12 123/22 125/10 126/4 126/4 127/11 128/4 128/19 128/20 129/6 130/2 139/13 139/24 143/16 143/18 157/14 160/14 166/23 166/23 169/24 174/15 174/24 174/24 176/21 180/10 181/15 181/24 184/24 189/18 199/16	whole [6] 18/3 43/2 58/11 111/14 135/1 171/25	
Washington [10] 96/15 97/10 105/2 105/19 107/8 137/2 137/17 137/20 138/24 153/14	week [9] 12/25 73/17 141/23 188/10 188/17 189/15 196/3 196/7 197/11	Where's [1] 74/16	whom [3] 87/4 87/4 88/24	
Washoe [1] 163/15	weeks [2] 92/4 163/5	wherever [2] 159/10 160/19	whomever [1] 160/7	
wasn't [11] 49/2 49/10 51/11 67/1 69/9 86/3 111/17 147/24 174/14 176/17 197/5	weighted [1] 150/7	whether [53] 9/23 28/15 52/8 69/8 96/17 97/3 98/10 98/22 112/14 112/15 112/18 121/2 123/2 127/6 127/11 131/13 134/13 143/3 145/8 146/14 147/13 147/23 149/5 151/22 153/25 155/5 156/2 159/12 159/12 159/23 165/8 165/13 165/24 166/20 166/21 167/20 169/10 169/17 169/20 170/11 171/21 171/24 172/10 173/3 173/15 178/9 182/12 182/16 189/20 195/8 196/15 202/2 202/2	why [27] 9/3 30/12 45/11 47/12 51/1 51/1 51/12 52/19 53/1 53/19 72/23 73/7 73/7 82/12 84/25 100/24 103/19 105/24 107/24 116/14 116/15 125/1 129/20 159/18 159/18 176/19 176/20	
watching [1] 108/13	WELCH [1] 2/20	what [215]	wife [2] 39/22 197/5	
way [35] 13/23 36/17 36/17 51/4 51/5 69/11 69/15 81/24 90/21 101/2 101/11 101/12 108/1 110/7 112/6 112/15 112/15 112/16 114/11 114/11 120/15 120/20 129/9 131/21 151/15 154/19 164/15 169/3 171/11 176/3 178/22 181/25 182/6 183/12 185/2	welcome [1] 174/1	what's [10] 35/11 50/18 63/10 65/8 80/19 91/16 92/1 179/9 184/4 193/1	will [64] 5/2 13/23 14/9 14/10 22/15 23/4 29/9 34/20 47/15 75/9 93/14 95/8 99/1 99/7 99/15 103/22 108/12 113/17 114/15 119/15 122/15 122/16 122/17 123/18 126/3 132/10 145/12 145/14 146/10 148/17 152/3 152/19 152/20 152/21 152/25 153/21 154/3 154/15 155/7 155/25 159/24 169/2 171/9 181/6 182/21 187/13 191/6 192/22 193/15 193/22 193/23 194/5 194/15 194/16 196/16 196/19 196/21 197/10 197/16 198/18 198/22 200/13 201/22 202/1	
ways [3] 58/10 61/3 107/16	well [82] 10/9 13/16 16/2 16/10 23/22 25/7 29/2 34/22 40/15 42/3 42/20 43/16 44/11 47/8 48/14 48/17 51/1 53/19 53/20 54/5 66/8 73/18 75/10 79/24 81/1 83/22 88/23 91/7 92/14 94/22 96/14 100/25 101/4 102/2 102/18 102/20 105/25 106/7 106/8 107/25 111/11 111/13 111/19 111/19 111/23 112/7 113/23 116/16 117/17 123/8 128/3 129/4 142/1 154/5 156/1 157/6 158/12 161/15 162/5 162/9 165/13 166/14 166/17 166/19 168/9 169/2 170/16 175/16 176/5 181/2 182/18 184/7 185/9 186/11 187/8 190/8 193/4 196/14 198/9 199/5 199/9 199/16	whatever [5] 157/23 164/22 164/22 169/8 201/15	WILLIAM [2] 2/4 2/5	
we [376]	Wellness [3] 40/17 40/18 194/25	when [90] 5/20 11/5 11/13 13/2 15/7 23/21 34/16 35/25 36/16 36/22 37/24 37/25 38/22 39/14 40/16 43/8 43/18 43/19 44/10 44/10 44/16 44/17 45/2 48/11 48/22 50/5 50/22 50/23 51/5 53/6 54/5 58/15 60/18 64/11 81/2 85/20 88/4 88/25 90/7 91/16 91/16 91/19 93/5 93/6 93/22 95/7 95/11 99/14 101/15 102/24 106/25 107/10 108/8 108/9 108/9 108/24 109/9 113/10 113/22 113/22 114/15 114/16 117/10 117/11 117/17	where [63] 9/19 16/19 24/10 29/13 38/9 43/19 47/8 49/24 49/24 51/11 55/19 56/3 58/21 60/19 61/9 68/11 74/13 75/22 82/12 84/16 86/3 87/19 89/23 90/10 90/11 98/7 107/8 110/3 113/21 114/8 117/7 117/21 121/7 121/12 123/22 125/10 126/4 126/4 127/11 128/4 128/19 128/20 129/6 130/2 139/13 139/24 143/16 143/18 157/14 160/14 166/23 166/23 169/24 174/15 174/24 174/24 176/21 180/10 181/15 181/24 184/24 189/18 199/16	Williams [8] 58/3 59/13 59/18 59/22 60/13 61/25 203/12 203/16
we'd [6] 48/17 48/18 57/20 100/3 111/21 112/19	welcome [1] 174/1	whichever [1] 160/7	WILLIAMSON [1] 2/18	
we'll [10] 8/4 102/7 133/15 152/15 194/4 195/17 196/17 201/25 202/7 202/10	well [82] 10/9 13/16 16/2 16/10 23/22 25/7 29/2 34/22 40/15 42/3 42/20 43/16 44/11 47/8 48/14 48/17 51/1 53/19 53/20 54/5 66/8 73/18 75/10 79/24 81/1 83/22 88/23 91/7 92/14 94/22 96/14 100/25 101/4 102/2 102/18 102/20 105/25 106/7 106/8 107/25 111/11 111/13 111/19 111/19 111/23 112/7 113/23 116/16 117/17 123/8 128/3 129/4 142/1 154/5 156/1 157/6 158/12 161/15 162/5 162/9 165/13 166/14 166/17 166/19 168/9 169/2 170/16 175/16 176/5 181/2 182/18 184/7 185/9 186/11 187/8 190/8 193/4 196/14 198/9 199/5 199/9 199/16	while [11] 14/14 85/4 85/4 94/23 110/18 119/8 119/8 121/24	willing [6] 153/16 171/18 175/12 188/7 188/9 188/16	
we're [76] 13/19 43/22 46/7 47/2 49/12 50/6 52/7 54/18 69/2 69/17 74/22 74/22 81/13 81/16 81/16 85/1 92/3 96/11 96/21 98/19 104/2 104/11 109/13 110/6 111/7 115/16 117/18 117/19 117/21 118/3 118/7 121/1 121/12 127/5 128/9 130/2 130/17 132/14 133/12 147/1 148/15 151/9 151/23 153/10 154/12 155/10 160/10 162/17 162/22 164/16 164/17 168/17 183/8 183/16 183/23 183/23 183/24 184/23 185/23 186/23 187/11 189/4 189/24 190/7 192/17 193/4 193/6 193/8 193/8 193/10 197/2	wendover [3] 109/22 111/1 112/1	win [2] 53/14 54/11	winner [1] 68/24	
we've [21] 20/24 25/2 26/8 43/3 43/10 74/12 86/24 89/7 89/11 91/3 95/22 95/22 98/6 107/13 118/3 119/9 163/4 172/18 174/7 177/21 193/19	were [167] 5/10 6/16 7/11 9/8 11/14 11/18 11/19 11/20 11/23 15/16 16/12 17/22 20/1 20/13 24/5 27/3 27/6 27/7 27/10 30/15 31/5 31/12 31/21 34/24 35/1 36/13 36/23 40/5 40/21 40/25 43/3 43/16 43/20 43/23 43/24 44/1 44/2 44/12 45/20 46/17 47/8 48/17 49/4 49/10 49/18 50/15 51/6 51/7 51/8 53/6 53/9 53/11 54/14	whenever [1] 32/17	wipers [1] 68/19	
wanted [18] 9/22 17/19 31/22 45/15 46/12 49/24 55/18 56/22 56/24 57/15 68/7 86/22 96/12 97/20 98/10 98/16 103/21 189/17	website [2] 29/22 180/13	where [63] 9/19 16/19 24/10 29/13 38/9 43/19 47/8 49/24 49/24 51/11 55/19 56/3 58/21 60/19 61/9 68/11 74/13 75/22 82/12 84/16 86/3 87/19 89/23 90/10 90/11 98/7 107/8 110/3 113/21 114/8 117/7 117/21 121/7 121/12 123/22 125/10 126/4 126/4 127/11 128/4 128/19 128/20 129/6 130/2 139/13 139/24 143/16 143/18 157/14 160/14 166/23 166/23 169/24 174/15 174/24 174/24 176/21 180/10 181/15 181/24 184/24 189/18 199/16	wipe [7] 77/10 77/22	
was [392]	Wednesday [3] 194/14 194/15 197/9	Where's [1] 74/16		
Washington [10] 96/15 97/10 105/2 105/19 107/8 137/2 137/17 137/20 138/24 153/14	week [9] 12/25 73/17 141/23 188/10 188/17 189/15 196/3 196/7 197/11	wherever [2] 159/10 160/19		
Washoe [1] 163/15	weeks [2] 92/4 163/5	whether [53] 9/23 28/15 52/8 69/8 96/17 97/3 98/10 98/22 112/14 112/15 112/18 121/2 123/2 127/6 127/11 131/13 134/13 143/3 145/8 146/14 147/13 147/23 149/5 151/22 153/25 155/5 156/2 159/12 159/12 159/23 165/8 165/13 165/24 166/20 166/21 167/20 169/10 169/17 169/20 170/11 171/21 171/24 172/10 173/3 173/15 178/9 182/12 182/16 189/20 195/8 196/15 202/2 202/2		
wasn't [11] 49/2 49/10 51/11 67/1 69/9 86/3 111/17 147/24 174/14 176/17 197/5	welcome [1] 174/1	what [215]		
watching [1] 108/13	well [82] 10/9 13/16 16/2 16/10 23/22 25/7 29/2 34/22 40/15 42/3 42/20 43/16 44/11 47/8 48/14 48/17 51/1 53/19 53/20 54/5 66/8 73/18 75/10 79/24 81/1 83/22 88/23 91/7 92/14 94/22 96/14 100/25 101/4 102/2 102/18 102/20 105/25 106/7 106/8 107/25 111/11 111/13 111/19 111/19 111/23 112/7 113/23 116/16 117/17 123/8 128/3 129/4 142/1 154/5 156/1 157/6 158/12 161/15 162/5 162/9 165/13 166/14 166/17 166/19 168/9 169/2 170/16 175/16 176/5 181/2 182/18 184/7 185/9 186/11 187/8 190/8 193/4 196/14 198/9 199/5 199/9 199/16	whatever [5] 157/23 164/22 164/22 169/8 201/15		
ways [3] 58/10 61/3 107/16	Wellness [3] 40/17 40/18 194/25	when [90] 5/20 11/5 11/13 13/2 15/7 23/21 34/16 35/25 36/16 36/22 37/24 37/25 38/22 39/14 40/16 43/8 43/18 43/19 44/10 44/10 44/16 44/17 45/2 48/11 48/22 50/5 50/22 50/23 51/5 53/6 54/5 58/15 60/18 64/11 81/2 85/20 88/4 88/25 90/7 91/16 91/16 91/19 93/5 93/6 93/22 95/7 95/11 99/14 101/15 102/24 106/25 107/10 108/8 108/9 108/9 108/24 109/9 113/10 113/22 113/22 114/15 114/16 117/10 117/11 117/17		
we [376]	wendover [3] 109/22 111/1 112/1	whichever [1] 160/7		
we'd [6] 48/17 48/18 57/20 100/3 111/21 112/19	went [9] 50/22 50/23 54/16 55/15 55/18 80/11 117/12 125/23 170/2	while [11] 14/14 85/4 85/4 94/23 110/18 119/8 119/8 121/24		
we'll [10] 8/4 102/7 133/15 152/15 194/4 195/17 196/17 201/25 202/7 202/10	were [167] 5/10 6/16 7/11 9/8 11/14 11/18 11/19 11/20 11/23 15/16 16/12 17/22 20/1 20/13 24/5 27/3 27/6 27/7 27/10 30/15 31/5 31/12 31/21 34/24 35/1 36/13 36/23 40/5 40/21 40/25 43/3 43/16 43/20 43/23 43/24 44/1 44/2 44/12 45/20 46/17 47/8 48/17 49/4 49/10 49/18 50/15 51/6 51/7 51/8 53/6 53/9 53/11 54/14			
we're [76] 13/19 43/22 46/7 47/2 49/12 50/6 52/7 54/18 69/2 69/17 74/22 74/22 81/13 81/16 81/16 85/1 92/3 96/11 96/21 98/19 104/2 104/11 109/13 110/6 111/7 115/16 117/18 117/19 117/21 118/3 118/7 121/1 121/12 127/5 128/9 130/2 130/17 132/14 133/12 147/1 148/15 151/9 151/23 153/10 154/12 155/10 160/10 162/17 162/22 164/16 164/17 168/17 183/8 183/16 183/23 183/23 183/24 184/23 185/23 186/23 187/11 189/4 189/24 190/7 192/17 193/4 193/6 193/8 193/8 193/10 197/2				

W
wipe... [5] 147/20
 168/3 173/22 191/3
 191/5
wiped [1] 81/17
wish [9] 32/2 32/4 32/9
 32/10 77/12 77/14
 168/6 173/24 179/2
within [22] 30/16 31/5
 41/14 89/11 111/10
 123/23 123/24 125/6
 126/11 126/14 126/18
 126/21 126/24 127/1
 128/16 129/1 129/5
 140/25 155/8 174/11
 175/8 176/13
without [12] 57/8
 107/21 107/23 112/5
 119/2 131/16 158/19
 160/7 162/13 181/15
 184/10 190/22
witness [28] 4/4 13/23
 14/14 22/8 27/10 77/22
 77/23 78/1 80/19 81/5
 81/15 81/18 82/6 85/15
 86/16 133/2 133/3
 133/8 133/10 147/19
 190/22 191/11 193/23
 194/21 195/7 195/24
 196/15 202/7
witnesses [5] 3/3
 191/12 193/9 193/25
 194/9
WITTY [1] 2/18
won [5] 38/19 39/2
 39/3 53/21 160/7
won't [4] 4/17 81/14
 190/23 199/23
Woodhouse [1] 90/20
word [2] 54/5 54/24
words [4] 61/11 64/4
 119/6 171/3
work [36] 7/21 36/8
 44/25 49/7 49/10 58/4
 59/22 60/21 68/7 88/9
 89/4 89/8 89/11 89/22
 90/2 90/5 90/25 92/7
 93/8 94/9 94/12 94/15
 95/5 98/21 108/12
 109/21 112/8 112/15
 114/11 127/4 127/11
 143/1 174/10 193/24
 194/16 194/16
worked [7] 36/17 50/21
 64/4 88/13 88/25 90/16
 90/19
working [27] 36/6 39/1
 43/22 44/16 46/4 48/18
 50/15 54/7 57/7 57/10
 57/19 57/20 58/10 59/5
 59/16 59/19 60/17 62/3
 64/3 64/6 64/9 64/11
 64/13 66/25 89/24 90/8
 94/25
works [1] 110/5
workshops [1] 40/4
world [1] 91/5
worried [1] 169/13

worry [1] 132/22
worse [5] 68/15 69/7
 71/21 118/18 118/25
worst [1] 117/23
worth [1] 183/10
worthy [1] 183/7
would [222]
wouldn't [12] 107/14
 144/18 144/25 154/5
 162/4 165/1 170/9
 177/9 181/19 186/24
 187/5 197/6
write [6] 40/2 47/24
 47/24 93/1 93/9 159/22
writing [2] 44/9 85/1
written [3] 97/16 97/19
 195/13

X

XI [1] 1/5

Y

yeah [69] 7/19 8/23 9/6
 13/4 21/15 23/3 28/21
 31/21 32/21 34/12 35/1
 37/7 40/13 43/12 44/8
 45/4 47/7 48/21 49/9
 50/5 50/25 51/20 51/23
 52/17 54/21 57/7 60/24
 62/20 63/13 63/18 64/1
 65/6 65/24 68/4 68/17
 70/3 70/17 70/24 71/16
 71/20 72/1 72/2 79/20
 102/1 110/4 118/19
 122/23 125/18 135/23
 144/22 151/21 156/22
 158/23 161/1 163/7
 165/11 167/17 172/14
 176/17 187/4 187/4
 193/10 194/2 194/4
 196/11 198/1 198/6
 201/8 201/17
year [14] 43/13 49/16
 75/6 88/9 95/2 115/22
 116/13 116/13 119/6
 119/6 119/8 166/21
 182/6 184/25
year-over-year [1]
 116/13
years [13] 88/21 89/19
 91/25 92/11 93/1
 105/16 108/5 115/6
 116/20 118/1 159/14
 164/17 189/11
yelling [1] 5/3
Yep [7] 42/25 46/6
 59/21 62/25 63/23
 140/20 195/11
yes [223]
yesterday [2] 12/25
 13/3
yet [5] 138/16 151/10
 176/10 193/25 194/5
yield [1] 138/17
yields [1] 138/17
you [924]
you'd [6] 14/8 47/5
 102/21 103/12 151/16
 156/23

you'll [4] 23/3 121/6
 121/7 124/15
you're [59] 9/25 25/16
 26/25 32/17 42/14 66/1
 75/21 76/4 76/4 81/21
 81/22 82/3 94/1 94/14
 99/14 103/8 112/21
 113/19 113/22 120/5
 120/14 123/1 123/3
 125/2 125/4 134/2
 134/7 134/13 145/2
 146/12 147/12 155/5
 155/20 157/1 158/23
 159/5 160/9 166/17
 169/9 169/25 171/4
 173/10 173/25 174/1
 176/5 183/1 183/20
 186/18 188/15 188/23
 189/10 189/18 196/2
 196/3 196/6 198/9
 198/10 199/5 200/25
you've [26] 12/21
 31/17 32/8 38/6 74/19
 87/6 87/7 92/6 92/10
 92/23 109/11 115/21
 117/16 119/18 119/19
 125/20 145/8 151/9
 153/13 159/6 160/6
 164/2 168/24 178/2
 182/9 184/18
younger [1] 97/19
your [261]
yourself [2] 22/23
 141/9
youth [1] 97/20

Z

zero [3] 117/4 162/1
 162/10
zoning [1] 30/24

IN THE SUPREME COURT OF THE STATE OF NEVADA

IN RE: D.O.T. LITIGATION

TGIG, LLC; NEVADA HOLISITIC
MEDICINE, LLC; GBS NEVADA
PARTNERS, LLC; FIDELIS HOLDINGS,
LLC; GRAVITAS NEVADA, LLC;
NEVADA PURE, LLC; MEDIFARM, LLC;
MEDIFARM IV LLC; THC NEVADA, LLC;
HERBAL CHOICE, INC.; RED EARTH LLC;
NEVCANN LLC, GREEN THERAPEUTICS
LLC; AND GREAN LEAF FARMS
HOLDINGS LLC,

Appellants,

vs.

THE STATE OF NEVADA, ON RELATION
OF ITS DEPARTMENT OF TAXATION,

Respondent.

Supreme Court Case No.: 82014

District Court Case No.: A787004

PLAINTIFFS' JOINT APPENDIX

VOLUME 318 OF 343

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TABLE OF CONTENT

Chronological by Date Filed¹

TAB#	Document	Vol.	Date	Pages
1	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/10/2018	000001-000012
2	FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/18/2018	000013-000025
3	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/19/2018	000026-000036
4	COMPLAINT	1	1/4/2019	000037-000053
5	COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	1	1/4/2019	000054-000078
6	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	1/16/2019	000079-000092
7	ANSWER TO PLAINTIFFS' FIRST AMENDED COMPLAINT AND COUNTERCLAIM	1	3/15/2019	000093-000107
8	MOTION FOR PRELIMINARY INJUNCTION	2	3/18/2019	000108-000217
9	PLAINTIFFS' COUNTER-DEFENDANTS' ANSWER TO COUNTERCLAIM	2	4/5/2019	000218-000223
10	ANSWER TO AMENDED COMPLAINT	2	4/10/2019	000224-000236
11	DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	2	4/16/2019	000237-000251
12	CLEAR RIVER, LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	2	5/7/2019	000252-000269
13	OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION	3 thru 4	5/9/2019	000270-000531
14	APPENDIX OF EXHIBITS TO NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO SERENITY WELLNESS CENTER, LLC AND RELATED	5 thru 7	5/9/2019	000532-000941

¹ Pursuant to NRAP 30(c)(1), “[t]ranscripts that are included in the appendix shall be placed in chronological order by date of the hearing or trial.” Accordingly, the controlling date for the placement of a transcript in this appendix is the hearing date, not the date the transcript was filed with the district court.

	PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION			
15	NEVADA ORGANIC REMIDIES, LLC'S OPPOSITION TO SERENITY WELLNESS CENTER, LLC AND RELATED PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION	8	5/9/2019	000942-000974
16	DEFENDANT IN INTERVENTION'S OPPOSITION TO PLAINTIFFS' APPLICATION FOR A TEMPORARY RESTRAINING ORDER	8	5/10/2019	000975-001024
17	DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' FIRST AMENDED COMPLAINT	8	5/16/2019	001025-001037
18	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	8	5/16/2019	001038-001041
19	ANSWER TO COMPLAINT	8	5/20/2019	001042-001053
20	PLAINTIFFS' OMNIBUS REPLY IN SUPPORT OF MOTION FOR PRELIMINARY INJUNCTION	8	5/22/2019	001054-001067
21	INTERVENING DEFENDANTS' JOINDER AND SUPPLEMENTAL BRIEFING IN SUPPORT OF THE STATE OF NEVADA'S AND NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION; AND LONE MOUNTAIN PARTNERS, LLC'S OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION OR FOR WRIT OF MANDAMUS	9	5/23/2019	001068-001133
22	EVIDENTIARY HEARING - DAY 1	10 thru 11	5/24/2019	001134-001368
23	EVIDENTIARY HEARING - DAY 2 VOLUME I OF II	12	5/28/2019	001369-001459
24	EVIDENTIARY HEARING - DAY 2 VOLUME II	13	5/28/2019	001460-001565
25	EVIDENTIARY HEARING - DAY 3 VOLUME I OF II	14	5/29/2019	001566-001663

26	EVIDENTIARY HEARING - DAY 3 VOLUME II	15	5/29/2019	001664-001807
27	EVIDENTIARY HEARING - DAY 4	16 thru 17	5/30/2019	001808-002050
28	EVIDENTIARY HEARING - DAY 5 VOLUME I OF II	18	5/31/2019	002051-002113
29	EVIDENTIARY HEARING - DAY 5 VOLUME II	19 thru 20	5/31/2019	002114-002333
30	LONE MOUNTAIN PARTNERS, LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	21	6/5/2019	002334-002344
31	EVIDENTIARY HEARING - DAY 6	22 thru 23	6/10/2019	002345-002569
32	EVIDENTIARY HEARING - DAY 7	24 thru 25	6/11/2019	002570-002822
33	DEFENDANTS' ANSWER TO PLAINTIFFS' COMPLAINT WITH COUNTERCLAIM	26	6/14/2019	002823-002846
34	EVIDENTIARY HEARING - DAY 8 VOLUME I OF II	26	6/18/2019	002847-002958
35	EVIDENTIARY HEARING - DAY 8 VOLUME II	27	6/18/2019	002959-003092
36	EVIDENTIARY HEARING - DAY 9 VOLUME I OF II	28	6/19/2019	003093-003215
37	EVIDENTIARY HEARING - DAY 9 VOLUME II	29	6/19/2019	003216-003348
38	EVIDENTIARY HEARING - DAY 10 VOLUME I OF II	30	6/20/2019	003349-003464
39	EVIDENTIARY HEARING - DAY 10 VOLUME II	31	6/20/2019	003465-003622
40	INTERVENOR DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' SECOND AMENDED COMPLAINT	31	6/24/2019	003623-003639
41	INTERVENOR DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFF'S COMPLAINT	32	7/3/2019	003640-003652
42	FIRST AMENDED COMPLAINT	32	7/3/2019	003653-003670
43	EVIDENTIARY HEARING - DAY 11	32	7/5/2019	003671-003774

44	EVIDENTIARY HEARING - DAY 12	33	7/10/2019	003775-003949
45	CORRECTED FIRST AMENDED COMPLAINT.	34	7/11/2019	003950-003967
46	EVIDENTIARY HEARING - DAY 13 VOLUME I OF II	34	7/11/2019	003968-004105
47	EVIDENTIARY HEARING - DAY 13 VOLUME II	35	7/11/2019	004106-004227
48	PLAINTIFFS-COUNTER DEFENDANTS' ANSWER TO COUNTERCLAIM	35	7/12/2019	004228-004236
49	EVIDENTIARY HEARING - DAY 14	36	7/12/2019	004237-004413
50	ANSWER TO CORRECTED FIRST AMENDED COMPLAINT	37	7/15/2019	004414-004425
51	EVIDENTIARY HEARING - DAY 15	37	7/15/2019	004426-004500
52	EVIDENTIARY HEARING - DAY 15 VOLUME II	38	7/15/2019	004501-004679
53	GREENMART OF NEVADA NLC LLC'S ANSWER TO PLAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/17/2019	004680-004694
54	LONE MOUNTAIN PARTNERS, LLC'S ANSWER TO LAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/22/2019	004695-004705
55	CLEAR RIVER, LLC'S ANSWER TO PLAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/26/2019	004706-004723
56	EVIDENTIARY HEARING - DAY 16	39	7/28/2019	004724-004828
57	EVIDENTIARY HEARING - DAY 17 VOLUME I OF II	40	8/13/2019	004829-004935
58	EVIDENTIARY HEARING - DAY 17 VOLUME II	41	8/13/2019	004936-005027
59	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	41	8/14/2019	005028-005030
60	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	41	8/14/2019	005031-005033
61	EVIDENTIARY HEARING - DAY 18	42 thru 43	8/14/2019	005034-005222
62	EVIDENTIARY HEARING - DAY 19	44	8/15/2019	005223-005301
63	EVIDENTIARY HEARING - DAY 20	45	8/16/2019	005302-005468

64	FINDINGS OF FACT AND CONCLUSIONS OF LAW GRANTING PRELIMINARY INJUNCTION	46	8/23/2019	005469-005492
65	HEARING ON OBJECTIONS TO STATE'S RESPONSE, NEVADA WELLNESS CENTER'S MOTION RE COMPLIANCE RE PHYSICAL ADDRESS, AND BOND AMOUNT SETTING	46	8/29/2019	005493-005565
66	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	46	9/5/2019	005566-005592
67	FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/6/2019	005593-005698
68	DEFENDANT-RESPONDENT'S GOOD CHEMISTRY NEVADA, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/27/2019	005699-005707
69	D LUX, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/27/2019	005708-005715
70	FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	47	9/29/2019	005716-005731
71	ANSWER TO COMPLAINT	47	10/1/2019	005732-005758
72	DEFENDANT RURAL REMEDIES, LLC ANSWER TO FIRST AMENDED COMPLAINT	47	10/1/2019	005759-005760
73	DEFENDANTS MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S ANSWER	48	10/3/2019	005761-005795
74	APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	48	10/10/2019	005796-005906
75	DEFENDANT-INTERVENOR CLEAR RIVER, LLC'S ORDER DENYING IT'S MOTION FOR PARTIAL SUMMARY JUDGEMENT ON THE PETITION FOR JUDICIAL REVIEW CAUSE OF ACTION	48	11/7/2019	005907-005912

76	ANSWER TO FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	48	11/8/2019	005913-005921
77	ERRATA TO ANSWER TO FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	48	11/8/2019	005922-005930
78	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI MANDAMUS, AND PROHIBITION	49	11/12/2019	005931-005937
79	ANSWER TO FIRST AMENDED COMPLAINT GRAVITAS NEVADA LTD	49	11/12/2019	005938-005942
80	ORDER DENYING 1) ORGANIC REMEDIES, LLC'S MOTION TO DISSOLVE PRELIMINARY INJUNCTION AND TO STAY PRELIMINARY INJUNCTION PENDING APPEAL AND 2) LONE MOUNTAIN PARTNERS, LLC'S	49	11/19/2019	005943-005949
81	AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	11/21/2019	005950-006004
82	EUPHORIA WELLNESS, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	49	11/21/2019	006005-006011
83	NOTICE OF ENTRY OF ORDER DENYING MM DEVELOPMENT COMPANY, INC.'S AND LIVFREE WELLNESS, LLC'S MOTION TO ALTER OR AMEND FINDINGS OF FACT AND CONCLUSION OF LAW,	49	11/22/2019	006012-006015
84	ORDER DENYING MM DEVELOPMENT COMPANY, INC. 'S AND LIVFREE WELLNESS LLC'S MOTION TO ALTER AMEND FINDINGS OF FACT AND CONCLUSION OF LAW	49	11/22/2019	006016-006017
85	BUSINESS COURT ORDER	49	11/25/2019	006018-006022

86	ORDER GRANTING MOTION FOR LEAVE TO FILE SECOND AMENDED COMPLAINT IN CASE NO. A-786962	49	11/26/2019	006023-006024
87	TGIG SECOND AMENDED COMPLAINT	49	11/26/2019	006025-006047
88	REPLY IN SUPPORT OF AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	12/6/2019	006048-006057
89	HEARING ON APPLICATION OF NEVADA ORGANIC REMEDIES FOR WRIT OF MANDAMUS TO COMPEL STATE TO MOVE IT TO TIER 2 OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	12/9/2019	006058-006068
90	LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	49	12/10/2019	006069-006081
91	NOTICE OF HEARING	49	12/13/2019	006082-006087
92	DEFENDANT'S ANSWER TO DH FLAMINGO INC'S ET AL., FIRST AMENDED COMPLAINT	50	12/16/2019	006088-006105
93	DEFENDANT'S ANSWER TO DH FLAMINGO INC'S ET AL., FIRST AMENDED COMPLAINT	50	12/16/2019	006106-006123
94	PLAINTIFFS' OPPOSITION TO LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	50	12/20/2019	006124-006206
95	OPPOSITION TO HELPING HANDS WELLNESS CTR, INC.'S APPLICATION FOR WRIT OF MANDAMUS	50	12/27/2019	006207-006259
96	ORDER DENYING MOTION FOR STAY AND GRANTING IN PART MOTION TO EXPEDITE	50	12/30/2019	006260-006262
97	ORDER DENYING THE DEPARTMENT OF TAXATION OBJECTION TO DISCOVERY COMMISSIONER'S REPORT AND RECOMMENDATIONS	51	12/31/2019	006263-006263
98	NOTICE OF ENTRY OF ORDER	51	1/3/2020	006264-006271

99	GREENMART OF NEVADA NLV LLC'S ANSWER TO D.H. FLAMINGO PLAINTIFFS' FIRST AMENDED COMPLAINT	51	1/6/2020	006272-006295
100	NV WELLNESS CENTER, LLC'S MOTION TO COMPEL ON AN ORDER SHORTENING TIME	51	1/8/2020	006296-006358
101	LONE MOUNTAIN PARTNERS, LLC'S REPLY IN SUPPORT OF MOTION TO DISMISS SECOND AMENDED COMPLAINT	51	1/8/2020	006359-006368
102	OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL	52	1/10/2020	006369-006439
103	ESSENCE ENTITIES' ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	52	1/14/2020	006440-006468
104	NOTICE OF ENTRY OF ORDER	52	1/14/2020	006469-006474
105	ORDER DENYING NEVADA ORGANIC REMEDIES, LLC'S AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC	52	1/14/2020	006475-006477
106	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO FIRST AMENDED COMPALINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	52	1/21/2020	006478-006504
107	ERRATA TO DECLARATION OF ALFRED TERTERYAN IN SUPPORT OF HELPING HANDS WELLNESS CENTER, INC.'S APPLICATION FOR WRIT OF MANDAMUS	52	1/24/2020	006505-006506
108	AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/28/2020	006507-006542
109	DEPARTMENT OF TAXATION'S ANSWER TO PLAINTIFF SERENITY PARTIES' SECOND AMENDED COMPLAINT	53	1/28/2020	006543-006559
110	DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/28/2020	006560-006588

111	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/29/2020	006589-006609
112	HEARING ON OBJECTIONS TO SUBPOENAS DUCES TECUM, MOTIONS FOR PROTECTIVE ORDERS, APPLICATION OF FOR WRIT OF MANDAMUS, MOTION FOR SETTING SETTLEMENT CONFERENCE, AND MOTION TO REDACT AND SEAL EXHIBITS 4 AND 5	53	1/31/2020	006610-006657
113	ANSWER TO D.H. FLAMINGO PARTIES' FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/5/2020	006658-006697
114	FINDINGS OF FACT AND CONCLUSIONS OF LAW GRANTING PRELIMINARY INJUNCTION	54	2/7/2020	006698-006722
115	DEFENDANT-RESPONDENT NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/7/2020	006723-006752
116	DEFENDANT-RESPONDENT STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/7/2020	006753-006781
117	SECOND AMENDED COMPLAINT	54	2/11/2020	006782-006805
118	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO THE SERENITY PLAINTIFFS' SECOND AMENDED COMPLAINT	54	2/12/2020	006806-006814
119	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO ETW PLAINTIFFS' THIRD AMENDED COMPLAINT	54	2/12/2020	006815-006822

120	GREENMART OF NEVADA NLV LLC'S ANSWER TO ETW MANAGEMENT GROUP LLC, GLOBAL HARMONY LLC, GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, HERBAL CHOICE INC., JUST QUALITY LLC, LIBRA WELLNESS CENTER, LLC, ROMBOUGH REAL ESTATE INC. DBA MOTHER HERB, NEVCANN LLC, RED EARTH LLC, THC NEVADA LLC, ZION GARDENS LLC AND MMOF VEGAS RETAIL, INC.'S THIRD AMENDED COMPLAINT	55	2/12/2020	006823-006841
121	ANSWER TO D.H. FLAMINGO PLAINTIFFS' FIRST AMENDED COMPLAINT AND PETITION FOR REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/12/2020	006842-006853
122	CPCM HOLDINGS, LLC D/B/A THRIVE CANNABIS MARKETPLACE'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/13/2020	006854-006867
123	ANSWER TO SERENITY PLAINTIFFS' SECOND AMENDED COMPLAINT	55	2/14/2020	006868-006876
124	CIRCLE S FARMS LLC'S ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/18/2020	006877-006884
125	ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION	55	2/18/2020	006885-006910
126	GREENMART OF NEVADA NLV LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/18/2020	006911-006921
127	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION	55	2/18/2020	006922-006935
128	ORDER GRANTING IN PART AND DENYING IN PART THE DEPARTMENT OF TAXATION'S MOTIONS FOR PROTECTIVE ORDER ON ORDER SHORTENING TIME	55	2/19/2020	006936-006941

129	CIRCLE S FARMS LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/20/2020	006942-006949
130	NOTICE OF FILING OF EMERGENCY PETITION FOR WRIT OF MANDAMUS OR PROHIBITION UNDER NRAP 21(a)6)	55	2/21/2020	006950-006951
131	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND/OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/25/2020	006952-006958
132	GREENMART OF NEVADA NLV LLC'S ANSWER TO QUALCAN LLC'S SECOND AMENDED COMPLAINT	55	2/25/2020	006959-006970
133	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/26/2020	006971-006983
134	GREENMART OF NEVADA NLV LLC'S MOTION TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/28/2020	006984-006987
135	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC ANSWER TO NATURAL MEDICINE, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	2/28/2020	006988-007000
136	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT/RESPONDENT STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND/OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	2/28/2020	007001-007012

137	GREENMART OF NEVADA NLV LLC'S ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	3/6/2020	007013-007024
138	GREENMART OF NEVADA NLV LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	3/6/2020	007025-007036
139	QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	56	3/13/2020	007037-007057
140	PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL GREENMART OF NEVADA, LLC TO PRODUCE KENNETH LEE AND HAE LEE FOR DEPOSITION ON ORDER SHORTENING TIME	56	3/16/2020	007058-007074
141	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL GREENMART TO ALSO PRODUCE KENNETH LEE AND HAE LEE FOR DEPOSITION	56	3/18/2020	007075-007080
142	NEVADA WELLNESS CENTER, LLC'S JOINDER TO ETW PLAINTIFFS' MOTION TO COMPEL PRIVILEGE LOGS	56	3/20/2020	007081-007083
143	NEVADA WELLNESS CENTER, LLC'S JOINDER TO ETW PLAINTIFFS' MOTION TO COMPEL	56	3/20/2020	007084-007086
144	GREENMART OF NEVADA NLV LLC'S RESPONSE IN OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	56	3/23/2020	007087-007095
145	CLEAR RIVER, LLC'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS ON ORDER SHORTENING TIME	56	3/27/2020	007096-007099
146	NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO QUALCAN'S PETITION FOR WRIT OF MANDAMUS	56	3/27/2020	007100-007143
147	PLAINTIFF NEVADA WELLNESS CENTER, LLC'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	57	3/27/2020	007144-007175
148	DEPARTMENT OF TAXATION'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	57	3/27/2020	007176-007182

149	THE ESSENCE ENTITIES' OPPOSITION TO ETW PLAINTIFFS' 1) MOTION TO COMPEL AND 2) MOTION TO COMPEL PRIVILEGE LOGS	57	3/27/2020	007183-007293
150	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF'S MOTION TO COMPEL PRIVILEGE LOGS AND COUNTER MOTION FOR SANCTIONS PURSUANT TO NRCP 37	57	3/30/2020	007294-007310
151	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF'S MOTION TO COMPEL SUPPLEMENTAL RESPONSES	58	3/30/2020	007311-007329
152	ORDER DENYING DEFENDANT JORGE PUPO'S MOTION TO DISMISS	58	3/30/2020	007330-007332
153	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO ETW PLAINTIFFS' MOTION TO COMPEL PRIVILEGE LOGS	58	4/3/2020	007333-007336
154	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO ETW PLAINTIFFS' MOTION TO COMPEL	58	4/3/2020	007337-007346
155	DEPARTMENT OF TAXATION'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/8/2020	007347-007360
156	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/8/2020	007361-007373
157	CIRCLE S FARMS LLC'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/9/2020	007374-007381
158	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE ADDITIONAL DOCUMENTS ON ORDER SHORTENING TIME	58	4/9/2020	007382-007395

159	NOTICE OF ENTRY OF ORDER DENYING MM DEVELOPMENT COMPANY, INC.'S MOTION TO STRIKE AND-OR DISMISS D.H. FLAMINGO, INC.'S COUNTERCLAIM	58	4/9/2020	007396-007400
160	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S MOTION TO DISMISS 1) NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS;(2) STRIVE WELLNESS' COMPLAINT; (3) RURAL REMEDIES AMENDED COMPLAINT; (4) QUALCAN'S AMENDED COMPLAINT; (5) HIGH SIERRA HOLISTICS COMPLAINT AND (6) NATURAL MEDICINE'S COMPLAINT FOR FAILING TO COMPLY WITH NRS 233B.130(2)(D)	59 thru 60	4/14/2020	007401-007717
161	DEFENDANT PUPO'S ANSWER TO RURAL REMEDIES' AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	61	4/14/2020	007718-007730
162	THRIVE'S SUPPLEMENTAL BRIEF IN SUPPORT OF OPPOSITION TO ETW MANAGEMENT GROUP LLC; ET AL.'S MOTION TO COMPEL	61	4/14/2020	007731-007792
163	MINUTE ORDER CLEAR RIVER'S REQUEST FOR OST ON MOTION TO DISMISS	61	4/15/2020	007793-007793
164	DEPARTMENT OF TAXATION'S ANSWER TO ETW MANAGEMENT GROUP LLC PARTIES' THIRD AMENDED COMPLAINT	61	4/20/2020	007794-007810
165	DEPARTMENT OF TAXATION'S ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	61	4/20/2020	007811-007845
166	DEPARTMENT OF TAXATION'S ANSWER TO QUALCAN'S SECOND A MENDED COMPLAINT	61	4/20/2020	007846-007862
167	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO ETW PLAINTIFFS' THIRD AMENDED COMPLAINT	62	4/21/2020	007863-007893

168	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	62	4/21/2020	007894-007913
169	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO TGIG PLAINTIFFS' SECOND AMENDED COMPLAINT	62	4/21/2020	007914-007935
170	ORDER GRANTING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE ADDITIONAL DOCUMENTS ON ORDER SHORTENING TIME	62	4/21/2020	007936-007939
171	ORDER DENYING LONE MOUNTAIN PARTNER'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	62	5/5/2020	007940-007941
172	DEPARTMENT OF TAXATION'S INDEX OF EXHIBITS IN SUPPORT OF ITS OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN DEPARTMENT OF TAXATION'S ANSWER TO SECOND AMENDED COMPLAINT	63 thru 64	5/11/2020	007942-008232
173	DEPARTMENT OF TAXATION'S OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN DEPARTMENT OF TAXATION'S ANSWER TO SECOND AMENDED COMPLAINT	65	5/11/2020	008233-008241
174	DEPARTMENT OF TAXATION'S NOTICE OF SUPPLEMENTAL AUTHORITY	65	5/12/2020	008242-008252
175	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	65	5/21/2020	008253-008302
176	HEARING ON MOTIONS FOR SUMMARY JUDGMENT OR WRIT OF MANDAMUS AND MOTION TO EXTEND TIME FOR BRIEFING	65	5/22/2020	008303-008354

177	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	65	5/26/2020	008355-008375
178	PURE TONIC CONCENTRATES LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	65	5/29/2020	008376-008379
179	RURAL REMEDIES, LLC'S ANSWER TO DEFENDANT-RESPONDENT NATURAL MEDICINE'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	65	6/3/2020	008380-008393
180	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO NATURAL MEDICINE'S LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	65	6/4/2020	008394-008401
181	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	66	6/4/2020	008402-008409
182	ORDER DENYING D.H. FLAMINGO, INC. AND SURTERRA HOLDINGS, INC.'S MOTION FOR SUMMARY JUDGMENT AGAINST MM DEVELOPMENT COMPANY, INC.	66	6/5/2020	008410-008413
183	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO DEFENDANT-RESPONDENT NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRIT OF CERTIORARI, MANDAMUS, AND PROHIBITION	66	6/5/2020	008414-008435
184	TGIG, LLC, NEVADA HOLISTIC MEDICINE, LLC, GBS NEVADA PARTNERS, FIDELIS HOLDINGS, LLC, GRAVITAS NEVADA, NEVADA PURE, LLC, MEDIFARM, LLC, AND MEDIFARM IV'S ANSWER TO NATURAL MEDICINE	66	6/10/2020	008436-008454

185	PLAINTIFF'S DECLARATION & POA-F2018-01430	67 thru 74	6/12/2020	008455-009889
186	PLAINTIFF'S NOTICE OF FILING RECORD ON REVIEW	75	6/12/2020	009890-009933
187	PLAINTIFF'S DKT 148-1 INDEX OF EXHIBITS - 1	76 thru 77	6/12/2020	009934-010291
188	PLAINTIFF'S DKT 148-1 INDEX OF EXHIBITS - 2	78 thru 79	6/12/2020	010292-010595
189	PLAINTIFF'S RECORD PART 1	80 thru 81	6/12/2020	010596-010937
190	PLAINTIFF'S RECORD PART 2	82 thru 83	6/12/2020	010938-011275
191	PLAINTIFF'S RECORD PART 3	84 thru 85	6/12/2020	011276-011613
192	PLAINTIFF'S RECORD PART 4	86 thru 87	6/12/2020	011614-011951
193	PLAINTIFF'S RECORD PART 5	88	6/12/2020	011952-012104
194	PLAINTIFF'S RECORD PART 6	89	6/12/2020	012105-012258
195	PLAINTIFF'S RECORD PART 7	90	6/12/2020	012259-012413
196	PLAINTIFF'S RECORD PART 8	91	6/12/2020	012414-012569
197	PLAINTIFF'S RECORD PART 9	92	6/12/2020	012570-012723
198	PLAINTIFF'S RECORD PART 10	93	6/12/2020	012724-012878
199	PLAINTIFF'S RECORD PART 11	94	6/12/2020	012879-013032
200	PLAINTIFF'S RECORD PART 12	95	6/12/2020	013033-013187
201	PLAINTIFF'S RECORD PART 13	96	6/12/2020	013188-013341

202	PLAINTIFF'S RECORD PART 14	97	6/12/2020	013342-013496
203	PLAINTIFF'S RECORD PART 15	98 thru 99	6/12/2020	013497-013774
204	PLAINTIFF'S RECORD PART 16	100 thru 101	6/12/2020	013775-014052
205	PLAINTIFF'S RECORD PART 17	102 thru 103	6/12/2020	014053-014330
206	PLAINTIFF'S RECORD PART 18	104 thru 105	6/12/2020	014331-014608
207	PLAINTIFF'S RECORD PART 18	106 thru 107	6/12/2020	014609-014886
208	PLAINTIFF'S RECORD PART 19	108 thru 111	6/12/2020	014887-015426
209	PLAINTIFF'S RECORD PART 20	112 thru 115	6/12/2020	015427-015966
210	PLAINTIFF'S RECORD PART 21	116 thru 119	6/12/2020	015967-016506
211	PLAINTIFF'S RECORD PART 22	120 thru 123	6/12/2020	016507-017048
212	PLAINTIFF'S RECORD PART 24	124 thru 131	6/12/2020	017049-018484
213	PLAINTIFF'S RECORD PART 25	132 thru 134	6/12/2020	018485-018844
214	PLAINTIFF'S RECORD PART 26	135 thru 136	6/12/2020	018845-019202
215	PLAINTIFF'S RECORD PART 27	137 thru 144	6/12/2020	019203-020637

216	PLAINTIFF'S RECORD PART 28	145 thru 147	6/12/2020	020638-020999
217	PLAINTIFF'S RECORD PART 29	148 thru 149	6/12/2020	021000-021357
218	PLAINTIFF'S RECORD PART 30	150 thru 157	6/12/2020	021358-022621
219	PLAINTIFF'S RECORD PART 31	158 thru 159	6/12/2020	022622-022979
220	PLAINTIFF'S RECORD PART 32	160 thru 167	6/12/2020	022980-024414
221	PLAINTIFF'S RECORD PART 33	168 thru 169	6/12/2020	024415-024718
222	PLAINTIFF'S RECORD PART 35	170 thru 177	6/12/2020	024719-026153
223	PLAINTIFF'S RECORD PART 37	178	6/12/2020	026154-026256
224	PLAINTIFF'S RECORD PART 39	179 thru 181	6/12/2020	026257-026669
225	PLAINTIFF'S RECORD PART 40	182 thru 183	6/12/2020	026670-026934
226	PLAINTIFF'S RECORD PART 41	184 thru 186	6/12/2020	026935-027347
227	PLAINTIFF'S RECORD PART 42	187 thru 188	6/12/2020	027348-027612
228	PLAINTIFF'S RECORD PART 43	189 thru 191	6/12/2020	027613-028025
229	PLAINTIFF'S RECORD PART 44	192 thru 193	6/12/2020	028026-028290

230	PLAINTIFF'S RECORD PART 45	194 thru 196	6/12/2020	028291-028703
231	PLAINTIFF'S RECORD PART 46	197 thru 198	6/12/2020	028704-028968
232	PLAINTIFF'S RECORD PART 47	199 thru 201	6/12/2020	028969-029451
233	PLAINTIFF'S RECORD PART 48	202 thru 204	6/12/2020	029452-029934
234	PLAINTIFF'S RECORD PART 49	205 thru 207	6/12/2020	029935-030346
235	PLAINTIFF'S RECORD PART 50	208 thru 210	6/12/2020	030347-030758
236	PLAINTIFF'S RECORD PART 51	211 thru 213	6/12/2020	030759-031170
237	PLAINTIFF'S RECORD PART 52	214 thru 216	6/12/2020	031171-031582
238	PLAINTIFF'S RECORD PART 54	217 thru 219	6/12/2020	031583-031994
239	PLAINTIFF'S RECORD PART 55	220 thru 222	6/12/2020	031995-032406
240	PLAINTIFF'S RECORD PART 56	223 thru 225	6/12/2020	032407-032818
241	PLAINTIFF'S RECORD PARTY 57	226 thru 228	6/12/2020	032819-033230
242	PLAINTIFF'S RECORD PART 58	229 thru 231	6/12/2020	033231-033642
243	PLAINTIFF'S RECORD PART 59	232	6/12/2020	033643-033801
244	PLAINTIFF'S RECORD PART 60	233	6/12/2020	033802-033877

245	PLAINTIFF'S RECORD PART 61	234 thru 235	6/12/2020	033878-034143
246	PLAINTIFF'S RECORD PART 62	236 thru 237	6/12/2020	034144-034409
247	PLAINTIFF'S RECORD PART 63	238 thru 239	6/12/2020	034410-034675
248	PLAINTIFF'S RECORD PART 64	240 thru 241	6/12/2020	034676-034943
249	PLAINTIFF'S RECORD PART 65	242 thru 245	6/12/2020	034944-035512
250	PLAINTIFF'S RECORD PART 66	246 thru 248	6/12/2020	035513-035919
251	PLAINTIFF'S RECORD PART 67	249 thru 251	6/12/2020	035920-036326
252	PLAINTIFF'S RECORD PART 68	252 thru 254	6/12/2020	036327-036733
253	PLAINTIFF'S RECORD PART 69	255 thru 257	6/12/2020	036734-037140
254	PLAINTIFF'S RECORD PART 70	258 thru 260	6/12/2020	037141-037547
255	PLAINTIFF'S RECORD PART 71	261 thru 263	6/12/2020	037548-037954
256	PLAINTIFF'S RECORD PART 72	264 thru 266	6/12/2020	037955-038415
257	PLAINTIFF'S RECORD PART 73	267 thru 269	6/12/2020	038416-038867
258	NOTICE OF ENTRY OF ORDER ON PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN JORGE	270	6/23/2020	038868-038871

	PUPPO'S ANSWER TO SECOND AMENDED COMPLAINT			
259	SUPPLEMENT TO RECORD ON REVIEW IN ACCORDANCE WITH THE NEVADA ADMINISTRATIVE PROCEDURE ACT	270	6/26/2020	038872-038947
260	MOTION TO VOLUNTARILY DISMISS MMOF VEGAS RETAIL, INC. AND REQUEST TO RELEASE MMOF VEGAS RETAIL, INC.'S BOND FUNDS ON AN ORDER SHORTENING TIME	271	6/29/2020	038948-039114
261	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	6/29/2020	039115-039135
262	WELLNESS CONNECTION OF NEVADA, LLC'S ANSWER TO PLAINTIFF NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	6/29/2020	039136-039152
263	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO QUALCAN, LLC'S SECOND AMENDED COMPLAINT	272	7/1/2020	039153-039164
264	ESSENCE ENTITIES' ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	272	7/8/2020	039165-039193
265	ESSENCE ENTITIES' ANSWER TO THIRD AMENDED COMPLAINT	272	7/8/2020	039194-039210
266	ESSENCE ENTITIES' ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	7/8/2020	039211-039223
267	ESSENCE ENTITIES' ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	272	7/8/2020	039224-039235
268	ESSENCE ENTITIES' ANSWER TO SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	7/8/2020	039236-039265

269	ESSENCE ENTITIES' ANSWER QUALCAN, LLC'S SECOND AMENDED COMPLAINT	272	7/8/2020	039266-039284
270	ESSENCE ENTITIES' ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/8/2020	039285-039299
271	ESSENCE ENTITIES' ANSWER TO THE TGIG PARTIES' SECOND AMENDED COMPLAINT	273	7/8/2020	039300-039313
272	ESSENCE ENTITIES' ANSWER TO COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/8/2020	039314-039323
273	HIGH SIERRA HOLISTICS, LLC'S JOINDER TO ETW MANAGEMENT GROUP LLC'S ANSWERS	273	7/8/2020	039324-039325
274	GREENMART OF NEVADA NLV LLC'S JOINDER TO MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC., AND LIVFREE WELLNESS, LLC ON AN ORDER SHORTENING TIME	273	7/8/2020	039326-039327
275	MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC ON AN ORDER SHORTENING TIME	273	7/8/2020	039328-039381
276	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	273	7/9/2020	039382-039411
277	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO HIGH SIERRA HOLISTICS COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/9/2020	039412-039421
278	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO MM DEVELOPMENT COMPANY, INC., & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/9/2020	039422-039434
279	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	273	7/9/2020	039435-039445

280	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	274	7/9/2020	039446-039478
281	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO QUALCANN, LLC'S SECOND AMENDED COMPLAINT	274	7/9/2020	039479-039496
282	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT	274	7/9/2020	039497-039509
283	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO TGIG PARTIES' SECOND AMENDED COMPLAINT	274	7/9/2020	039510-039523
284	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO THIRD AMENDED COMPLAINT	274	7/9/2020	039524-039539
285	OPPOSITION TO MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC ON AN ORDER SHORTENING TIME	274	7/9/2020	039540-039575
286	MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRARECORD EVIDENCE AT THE HEARING OF JUDICIAL REVIEW and TO ENLARGE TIME FOR FILING OPENING BRIEF	275	7/9/2020	039576-039735
287	DEFENDANT IN INTRVENTION, CLEAR RIVER, LLC'S ANSWER TO HIGH SIERRA HOLISTICS, LLC COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	275	7/10/2020	039736-039750
288	DEFENDANT-INTERVENOR NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO TGIG PARTIES' SECOND AMENDED COMPLAINT	276	7/10/2020	039751-039759
289	NEVADA ORGANIC REMEDIES, LLC'S ANSWER NEVADA WELLNESS CENTER, LLC'S AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039760-039772

290	DEFENDANT-INTERVENOR NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO CLARK NATURAL MEDICINE ET AL.'S FIRST AMENDED COMPLAINT	276	7/10/2020	039773-039789
291	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO ETW MANAGEMENT GROUP, LLC ET AL.'S THIRD AMENDED THIRD AMENDED COMPLAINT	276	7/10/2020	039790-039804
292	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO HIGH SIERRA HOLISTIC'S COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039805-039815
293	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039816-039829
294	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO QUALCAN, LLC.'S SECOND AMENDED COMPLAINT	276	7/10/2020	039830-039844
295	NEVADA ORGANIC REMEDIES, LLC'S ANSWER RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039845-039859
296	FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER GRANTING IN PART AND DENYING IN PART MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS (1)	276	7/11/2020	039860-039862
297	FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER GRANTING IN PART AND DENYING IN PART MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS (2)	276	7/11/2020	039863-039865
298	ORDER GRANTING CLEAR RIVER, LLC'S MOTION TO RECONSIDER THE COURT'S ORDER GRANTING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE JOHN KOCER AND NORTON ARBELAEZ FOR DEPOSITION ON ORDER SHORTENING TIME	276	7/11/2020	039866-039868

299	EVIDENTIARY HEARING ON CASE -ENDING SANCTIONS - DAY 1	277 thru 278	7/13/2020	039869-040216
300	EVIDENTIARY HEARING ON CASE -ENDING SANCTIONS - DAY 2	279	7/14/2020	040217-040263
301	MOTION FOR PROTECTIVE ORDER ON ORDER SHORTENING TIME	279	7/15/2020	040264-040323
302	BENCH TRIAL - DAY 1	280 thru 281	7/17/2020	040324-040663
303	BENCH TRIAL - DAY 2	282 thru 283	7/20/2020	040664-041020
304	BENCH TRIAL - DAY 3	284 thru 285	7/21/2020	041021-041330
305	PLAINTIFFS' OPENING BRIEF IN SUPPORT OF PETITION FOR JUDICIAL REVIEW	286	7/22/2020	041331-041363
306	BENCH TRIAL - DAY 4	287 thru 288	7/22/2020	041364-041703
307	DEPARTMENT OF TAXATION'S OPPOSITION TO TGIG'S MOTION TO SUPPLEMENT THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE; AND TO ENLARGE TIME FOR FILING OPENING BRIEF	289	7/23/2020	041704-041732
308	THC NEVADA, LLC'S JOINDER TO PLAINTIFF TGIG, LLC ET AL'S OPENING BRIEF IN SUPPORT OF PETITON FOR JUDICIAL REVIEW	289	7/23/2020	041733-041735
309	BENCH TRIAL - DAY 5	290 thru 291	7/23/2020	041736-042068
310	CIRCLE S FARMS LLC'S JOINDER TO CLEAR RIVER, LLC AND DEPARTMENT OF TAXATION'S OPPOSITIONS TO PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINIST	292	7/24/2020	042069-042071
311	THE ESSENCE ENTITIES' JOINDER TO DEPARTMENT OF TAXATION'S OPPOSITION	292	7/24/2020	042072-042074

	TO TGIG'S MOTION TO SUPPLEMENT THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE AND TO ENLARGE TIME FOR FILING OPENING BRIEF			
312	BENCH TRIAL - DAY 6	293 thru 294	7/24/2020	042075-042381
313	BENCH TRIAL - DAY 7	295 thru 296	7/27/2020	042382-042639
314	EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	297	7/28/2020	042640-042670
315	BENCH TRIAL - DAY 8	298 thru 299	7/28/2020	042671-042934
316	BENCH TRIAL - DAY 9 VOLUME I	300 thru 301	7/29/2020	042935-043186
317	THRIVE'S JOINDER TO PLAINTIFFS' OPPOSITION TO THC NEVADA LLC'S AND HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER FOR PRELIMINARY INJUNCTION ON AN ORDER SHORTENING TIME	302	7/30/2020	043187-043190
318	GREENMART OF NEVADA NLV LLC'S JOINDER TO PLAINTIFFS' OPPOSITION TO THE THC NEVADA LLC'S AND HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER FOR PRELIMINARY INJUNCTION ON AN ORDER SHORTENING TIME AND DECLARATION OF ALINA M. SHELL	302	7/30/2020	043191-043195
319	JOINDER TO THC NEVADA, LLC and HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	302	7/30/2020	043196-043209
320	BENCH TRIAL - DAY 10	303 thru 304	7/30/2020	043210-043450

321	BENCH TRIAL - DAY 11	305	7/31/2020	043451-043567
322	EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	306	7/31/2020	043568-043639
323	NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE ON AN ORDER SHORTENING TIME	306	8/3/2020	043640-043708
324	BENCH TRIAL - DAY 12	307 thru 308	8/3/2020	043709-043965
325	BENCH TRIAL - DAY 13	309 thru 310	8/4/2020	043966-044315
326	BENCH TRIAL - DAY 14	311 thru 313	8/5/2020	044316-044687
327	BENCH TRIAL - DAY 15	314 thru 316	8/6/2020	044688-045065
328	REPLY TO THE DOT'S AND CLEAR RIVER, LLC'S OPPOSITIONS TO PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS	317	8/7/2020	045066-045084
329	BENCH TRIAL - DAY 16	318 thru 319	8/10/2020	045085-045316
330	DEPARTMENT OF TAXATION'S NOTICE OF REMOVING ENTITITES FROM TIER 3	320	8/11/2020	045317-045332
331	BENCH TRIAL - DAY 17	321 thru 323	8/11/2020	045333-045697
332	MOTION TO PRECLUDE APPLICATION OF THE EQUITABLE MAXIM OF UNCLEAN HANDS AGAIN ST THE TGIG PLAINTIFFS	324	8/11/2020	045698-045711
333	BENCH TRIAL - DAY 18	325	8/12/2020	045712-045877

334	OPPOSITION TO MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	325	8/14/2020	045878-045882
335	JOINDER TO THC NEVADA, LLC AND HERBAL CHOICE, INC'S MOTION TO STRIKE DEPARTMENT OF TAXATION NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	325	8/14/2020	045883-045888
336	THC NEVADA, LLC AND HERBAL CHOICE, INC.'S JOINDER TO TGIG PLAINTIFFS' PROPOSED SUPPLEMENTAL FINDINGS OF FACT AND CONCLUSIONS OF LAW BASED UPON PARTIAL SUBSTITUTION OF THE NEVADA CANNABIS COMPLIANCE BOARD AS A PARTY DEFENDANT IN THESE CONSOLIDATED MATTERS	326	8/14/2020	045889-045891
337	DEPARTMENT OF TAXATION'S OPPOSITION TO THC NEVADA, LLC AND HERBAL CHOICE, INC.'S MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING	326	8/15/2020	045892-045899
338	ORDER REGARDING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION FOR SUMMARY JUDGMENT ON FIRST CLAIM FOR RELIEF	326	8/15/2020	045900-045905
339	THC NEVADA, LLC AND HERBAL CHOICE, INC.'S REPLY TO NEVADA ORGANIC REMEDIES' OPPOSITION TO MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	326	8/15/2020	045906-045917
340	HELPING HANDS WELLNESS CENTER, INC.'S REPLY IN SUPPORT OF MOTION TO MODIFY OR DISSOLVE THE PRELIMINARY INJUNCTION1	326	8/16/2020	045918-045932
341	NOTICE OF ENTRY OF ORDER	326	8/17/2020	045933-045939
342	BENCH TRIAL - DAY 19	327 thru 328	8/17/2020	045940-046223

343	BENCH TRIAL - DAY 20	329	8/18/2020	046224-046355
344	TRIAL EXHIBIT 1005	329	8/18/2020	046356-046389
345	TRIAL EXHIBIT 1006	330	8/18/2020	046390-046423
346	TRIAL EXHIBIT 1135	330	8/18/2020	046424-046445
347	TRIAL EXHIBIT 1302	330	8/18/2020	046446-046448
348	TRIAL EXHIBIT 2157	330	8/18/2020	046449-046502
349	TRIAL EXHIBIT 2158	330	8/18/2020	046503-046548
350	TRIAL EXHIBIT 3291	331	8/18/2020	046549-046564
351	JOINDER TO THC NEVADA, LLC and HERBAL CHOICE, INC.'S MOTION TO RENEW JOINDER TO TGIG'S COUNTERMOTION FOR ORDER DISPENSING WITH THE BOND REQUIREMENT FOR PURPOSES OF THE PRELIMINARY	331	8/28/2020	046565-046567
352	ORDER DENYING TGIG PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE AT THE HEARING OF JUDICIAL REVIEW; AND TO ENLARGE TIME FOR FILING OPENING BRIEF	331	8/28/2020	046568-046572
353	MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC FINAL PRETRIAL CONFERENCE	331	9/3/2020	046573-046666
354	BENCH TRIAL - PHASE 1	332	9/8/2020	046667-046776
355	TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/10/2020	046777-046812

356	PLAINTIFFS GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, NEVCANN LLC AND RED EARTH LLC'S JOINDER TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/14/2020	046813-046815
357	RURAL REMEDIES, LLC'S JOINDER IN TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT AND CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/15/2020	046816-046817
358	FINDINGS OF FACT, CONCLUSION OF LAW AND PERMANENT INJUNCTION	332	9/16/2020	046818-046829
359	NOTICE OF ENTRY OF JUDGMENT (1)	333	9/22/2020	046830-046844
360	NOTICE OF ENTRY OF JUDGMENT (2)	333	9/22/2020	046845-046877
361	DEPARTMENT OF TAXATION'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW, AND PERMANENT INJUNCTION	333	9/24/2020	046878-046921
362	THE ESSENCE ENTITIES' LIMITED OPPOSITION TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	9/24/2020	046922-046924
363	GREENMART OF NEVADA NLV LLC'S JOINDER TO DEPARTMENT OF TAXATION'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW, AND PERMANENT INJUNCTION	333	9/24/2020	046925-046926
364	HELPING HANDS WELLNESS CENTER, INC.'S OPPOSITION TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	9/24/2020	046927-046931
365	CLARK NATURAL MEDICINAL SOLUTIONS LLC, NYE NATURAL MEDICINAL SOLUTIONS LLC CLARK NMSD LLC AND INYO FINE CANNABIS DISPENSARY L.L.C.'S JOINDER TO NEVADA WELLNESS CENTER'S MOTION TO AND PERMANENT INJUNCTION	333	9/24/2020	046932-046933

366	WELLNESS CONNECTION OF NEVADA, LLC'S RESPONSE TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION AND COUNTERMOTION TO CLARIFY AND-OR FOR ADDITIONAL FINDINGS	333	9/24/2020	046934-046940
367	CIRCLE S FARMS LLC'S JOINDER TO OPPOSITIONS TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	10/1/2020	046941-046943
368	MOTION FOR ORDER TO SHOW CAUSE	333	10/16/2020	046944-046965
369	ORDER TO SHOW CAUSE	334	10/18/2020	046966-046999
370	PLAINTIFFS GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, NEVCANN LLC AND RED EARTH LLC'S JOINDER TO TGIG PLAINTIFFS' MOTION FOR ORDER TO SHOW CAUSE	334	10/21/2020	047000-047002
371	NOTICE OF APPEAL	335 thru 339	10/23/2020	047003-047862
372	NOTICE OF ENTRY OF ORDER	340	10/27/2020	047863-047882
373	INDEX OF EXHIBITS IN SUPPORT OF DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	341 thru 342	10/30/2020	047883-048130
374	DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	343	10/30/2020	048131-048141
375	GREENMART OF NEVADA NLV LLC'S JOINDER TO DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	343	11/2/2020	048142-048143

TABLE OF CONTENT

Alphabetical by Document Name

TAB#	Document	Vol.	Date	Pages
81	AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	11/21/2019	005950-006004
108	AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/28/2020	006507-006542
10	ANSWER TO AMENDED COMPLAINT	2	4/10/2019	000224-000236
19	ANSWER TO COMPLAINT	8	5/20/2019	001042-001053
71	ANSWER TO COMPLAINT	47	10/1/2019	005732-005758
50	ANSWER TO CORRECTED FIRST AMENDED COMPLAINT	37	7/15/2019	004414-004425
113	ANSWER TO D.H. FLAMINGO PARTIES' FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/5/2020	006658-006697
121	ANSWER TO D.H. FLAMINGO PLAINTIFFS' FIRST AMENDED COMPLAINT AND PETITION FOR REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/12/2020	006842-006853
76	ANSWER TO FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	48	11/8/2019	005913-005921
79	ANSWER TO FIRST AMENDED COMPLAINT GRAVITAS NEVADA LTD	49	11/12/2019	005938-005942
7	ANSWER TO PLAINTIFFS' FIRST AMENDED COMPLAINT AND COUNTERCLAIM	1	3/15/2019	000093-000107
125	ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION	55	2/18/2020	006885-006910
123	ANSWER TO SERENITY PLAINTIFFS' SECOND AMENDED COMPLAINT	55	2/14/2020	006868-006876
14	APPENDIX OF EXHIBITS TO NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO SERENITY WELLNESS CENTER, LLC AND RELATED PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION	5 thru 7	5/9/2019	000532-000941

74	APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	48	10/10/2019	005796-005906
302	BENCH TRIAL - DAY 1	280 thru 281	7/17/2020	040324-040663
320	BENCH TRIAL - DAY 10	303 thru 304	7/30/2020	043210-043450
321	BENCH TRIAL - DAY 11	305	7/31/2020	043451-043567
324	BENCH TRIAL - DAY 12	307 thru 308	8/3/2020	043709-043965
325	BENCH TRIAL - DAY 13	309 thru 310	8/4/2020	043966-044315
326	BENCH TRIAL - DAY 14	311 thru 313	8/5/2020	044316-044687
327	BENCH TRIAL - DAY 15	314 thru 316	8/6/2020	044688-045065
329	BENCH TRIAL - DAY 16	318 thru 319	8/10/2020	045085-045316
331	BENCH TRIAL - DAY 17	321 thru 323	8/11/2020	045333-045697
333	BENCH TRIAL - DAY 18	325	8/12/2020	045712-045877
342	BENCH TRIAL - DAY 19	327 thru 328	8/17/2020	045940-046223
303	BENCH TRIAL - DAY 2	282 thru 283	7/20/2020	040664-041020
343	BENCH TRIAL - DAY 20	329	8/18/2020	046224-046355

304	BENCH TRIAL - DAY 3	284 thru 285	7/21/2020	041021-041330
306	BENCH TRIAL - DAY 4	287 thru 288	7/22/2020	041364-041703
309	BENCH TRIAL - DAY 5	290 thru 291	7/23/2020	041736-042068
312	BENCH TRIAL - DAY 6	293 thru 294	7/24/2020	042075-042381
313	BENCH TRIAL - DAY 7	295 thru 296	7/27/2020	042382-042639
315	BENCH TRIAL - DAY 8	298 thru 299	7/28/2020	042671-042934
316	BENCH TRIAL - DAY 9 VOLUME I	300 thru 301	7/29/2020	042935-043186
354	BENCH TRIAL - PHASE 1	332	9/8/2020	046667-046776
85	BUSINESS COURT ORDER	49	11/25/2019	006018-006022
157	CIRCLE S FARMS LLC'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/9/2020	007374-007381
124	CIRCLE S FARMS LLC'S ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/18/2020	006877-006884
129	CIRCLE S FARMS LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/20/2020	006942-006949
310	CIRCLE S FARMS LLC'S JOINDER TO CLEAR RIVER, LLC AND DEPARTMENT OF TAXATION'S OPPOSITIONS TO PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINIST	292	7/24/2020	042069-042071

367	CIRCLE S FARMS LLC'S JOINDER TO OPPOSITIONS TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	10/1/2020	046941-046943
365	CLARK NATURAL MEDICINAL SOLUTIONS LLC, NYE NATURAL MEDICINAL SOLUTIONS LLC CLARK NMSD LLC AND INYO FINE CANNABIS DISPENSARY L.L.C.'S JOINDER TO NEVADA WELLNESS CENTER'S MOTION TO AND PERMANENT INJUNCTION	333	9/24/2020	046932-046933
12	CLEAR RIVER, LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	2	5/7/2019	000252-000269
55	CLEAR RIVER, LLC'S ANSWER TO PLAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/26/2019	004706-004723
158	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE ADDITIONAL DOCUMENTS ON ORDER SHORTENING TIME	58	4/9/2020	007382-007395
150	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF'S MOTION TO COMPEL PRIVILEGE LOGS AND COUNTER MOTION FOR SANCTIONS PURSUANT TO NRCP 37	57	3/30/2020	007294-007310
151	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF'S MOTION TO COMPEL SUPPLEMENTAL RESPONSES	58	3/30/2020	007311-007329
145	CLEAR RIVER, LLC'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS ON ORDER SHORTENING TIME	56	3/27/2020	007096-007099
4	COMPLAINT	1	1/4/2019	000037-000053
5	COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	1	1/4/2019	000054-000078
1	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/10/2018	000001-000012
3	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/19/2018	000026-000036
6	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	1/16/2019	000079-000092
66	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	46	9/5/2019	005566-005592

45	CORRECTED FIRST AMENDED COMPLAINT.	34	7/11/2019	003950-003967
122	CPCM HOLDINGS, LLC D/B/A THRIVE CANNABIS MARKETPLACE'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/13/2020	006854-006867
183	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO DEFENDANT-RESPONDENT NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRIT OF CERTIORRI. MANDAMUS, AND PROHIBITION	66	6/5/2020	008414-008435
263	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO QUALCAN, LLC'S SECOND AMENDED COMPLAINT	272	7/1/2020	039153-039164
261	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	6/29/2020	039115-039135
106	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO FIRST AMENDED COMPALINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	52	1/21/2020	006478-006504
69	D LUX, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/27/2019	005708-005715
119	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO ETW PLAINTIFFS' THIRD AMENDED COMPLAINT	54	2/12/2020	006815-006822
78	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI MANDAMUS, AND PROHIBITION	49	11/12/2019	005931-005937
131	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND/OR	55	2/25/2020	006952-006958

	WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION			
118	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO THE SERENITY PLAINTIFFS' SECOND AMENDED COMPLAINT	54	2/12/2020	006806-006814
11	DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	2	4/16/2019	000237-000251
17	DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' FIRST AMENDED COMPLAINT	8	5/16/2019	001025-001037
177	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	65	5/26/2020	008355-008375
168	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	62	4/21/2020	007894-007913
167	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO ETW PLAINTIFFS' THIRD AMENDED COMPLAINT	62	4/21/2020	007863-007893
175	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	65	5/21/2020	008253-008302
169	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO TGIG PLAINTIFFS' SECOND AMENDED COMPLAINT	62	4/21/2020	007914-007935
160	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S MOTION TO DISMISS 1) NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS;(2) STRIVE WELLNESS' COMPLAINT; (3) RURAL REMEDIES AMENDED COMPLAINT; (4) QUALCAN'S AMENDED COMPLAINT; (5) HIGH SIERRA HOLISTICS	59 thru 60	4/14/2020	007401-007717

	COMPLAINT AND (6) NATURAL MEDICINE'S COMPLAINT FOR FAILING TO COMPLY WITH NRS 233B.130(2)(D)			
16	DEFENDANT IN INTERVENTION'S OPPOSITION TO PLAINTIFFS' APPLICATION FOR A TEMPORARY RESTRAINING ORDER	8	5/10/2019	000975-001024
287	DEFENDANT IN INTRVENTION, CLEAR RIVER, LLC'S ANSWER TO HIGH SIERRA HOLISTICS, LLC COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	275	7/10/2020	039736-039750
161	DEFENDANT PUPO'S ANSWER TO RURAL REMEDIES' AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	61	4/14/2020	007718-007730
72	DEFENDANT RURAL REMEDIES, LLC ANSWER TO FIRST AMENDED COMPLAINT	47	10/1/2019	005759-005760
110	DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/28/2020	006560-006588
92	DEFENDANT'S ANSWER TO DH FLAMINGO INC'S ET AL., FIRST AMENDED COMPLAINT	50	12/16/2019	006088-006105
75	DEFENDANT-INTERVENOR CLEAR RIVER, LLC'S ORDER DENYING IT'S MOTION FOR PARTIAL SUMMARY JUDGEMENT ON THE PETITION FOR JUDICIAL REVIEW CAUSE OF ACTION	48	11/7/2019	005907-005912
290	DEFENDANT-INTERVENOR NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO CLARK NATURAL MEDICINE ET AL.'S FIRST AMENDED COMPLAINT	276	7/10/2020	039773-039789
288	DEFENDANT-INTERVENOR NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO TGIG PARTIES' SECOND AMENDED COMPLAINT	276	7/10/2020	039751-039759
115	DEFENDANT-RESPONDENT NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/7/2020	006723-006752

116	DEFENDANT-RESPONDENT STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/7/2020	006753-006781
68	DEFENDANT-RESPONDENT'S GOOD CHEMISTRY NEVADA, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/27/2019	005699-005707
93	DEFENDANT'S ANSWER TO DH FLAMINGO INC'S ET AL., FIRST AMENDED COMPLAINT	50	12/16/2019	006106-006123
33	DEFENDANTS' ANSWER TO PLAINTIFFS' COMPLAINT WITH COUNTERCLAIM	26	6/14/2019	002823-002846
73	DEFENDANTS MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S ANSWER	48	10/3/2019	005761-005795
374	DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	343	10/30/2020	048131-048141
164	DEPARTMENT OF TAXATION'S ANSWER TO ETW MANAGEMENT GROUP LLC PARTIES' THIRD AMENDED COMPLAINT	61	4/20/2020	007794-007810
165	DEPARTMENT OF TAXATION'S ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	61	4/20/2020	007811-007845
109	DEPARTMENT OF TAXATION'S ANSWER TO PLAINTIFF SERENITY PARTIES' SECOND AMENDED COMPLAINT	53	1/28/2020	006543-006559
166	DEPARTMENT OF TAXATION'S ANSWER TO QUALCAN'S SECOND A MENDED COMPLAINT	61	4/20/2020	007846-007862
155	DEPARTMENT OF TAXATION'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/8/2020	007347-007360
172	DEPARTMENT OF TAXATION'S INDEX OF EXHIBITS IN SUPPORT OF ITS OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN DEPARTMENT OF TAXATION'S ANSWER TO SECOND AMENDED COMPLAINT	63 thru 64	5/11/2020	007942-008232

330	DEPARTMENT OF TAXATION'S NOTICE OF REMOVING ENTITITES FROM TIER 3	320	8/11/2020	045317-045332
174	DEPARTMENT OF TAXATION'S NOTICE OF SUPPLEMENTAL AUTHORITY	65	5/12/2020	008242-008252
173	DEPARTMENT OF TAXATION'S OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN DEPARTMENT OF TAXATION'S ANSWER TO SECOND AMENDED COMPLAINT	65	5/11/2020	008233-008241
148	DEPARTMENT OF TAXATION'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	57	3/27/2020	007176-007182
307	DEPARTMENT OF TAXATION'S OPPOSITION TO TGIG'S MOTION TO SUPPLEMENT THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE; AND TO ENLARGE TIME FOR FILING OPENING BRIEF	289	7/23/2020	041704-041732
337	DEPARTMENT OF TAXATION'S OPPOSITION TO THC NEVADA, LLC AND HERBAL CHOICE, INC.'S MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING	326	8/15/2020	045892-045899
361	DEPARTMENT OF TAXATION'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW, AND PERMANENT INJUNCTION	333	9/24/2020	046878-046921
77	ERRATA TO ANSWER TO FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	48	11/8/2019	005922-005930
107	ERRATA TO DECLARATION OF ALFRED TERTERYAN IN SUPPORT OF HELPING HANDS WELLNESS CENTER, INC.'S APPLICATION FOR WRIT OF MANDAMUS	52	1/24/2020	006505-006506
269	ESSENCE ENTITIES' ANSWER QUALCAN, LLC'S SECOND AMENDED COMPLAINT	272	7/8/2020	039266-039284
272	ESSENCE ENTITIES' ANSWER TO COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/8/2020	039314-039323
103	ESSENCE ENTITIES' ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	52	1/14/2020	006440-006468

264	ESSENCE ENTITIES' ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	272	7/8/2020	039165-039193
266	ESSENCE ENTITIES' ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	7/8/2020	039211-039223
267	ESSENCE ENTITIES' ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	272	7/8/2020	039224-039235
270	ESSENCE ENTITIES' ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/8/2020	039285-039299
268	ESSENCE ENTITIES' ANSWER TO SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	7/8/2020	039236-039265
271	ESSENCE ENTITIES' ANSWER TO THE TGIG PARTIES' SECOND AMENDED COMPLAINT	273	7/8/2020	039300-039313
265	ESSENCE ENTITIES' ANSWER TO THIRD AMENDED COMPLAINT	272	7/8/2020	039194-039210
82	EUPHORIA WELLNESS, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	49	11/21/2019	006005-006011
22	EVIDENTIARY HEARING - DAY 1	10 thru 11	5/24/2019	001134-001368
38	EVIDENTIARY HEARING - DAY 10 VOLUME I OF II	30	6/20/2019	003349-003464
39	EVIDENTIARY HEARING - DAY 10 VOLUME II	31	6/20/2019	003465-003622
43	EVIDENTIARY HEARING - DAY 11	32	7/5/2019	003671-003774
44	EVIDENTIARY HEARING - DAY 12	33	7/10/2019	003775-003949
46	EVIDENTIARY HEARING - DAY 13 VOLUME I OF II	34	7/11/2019	003968-004105
47	EVIDENTIARY HEARING - DAY 13 VOLUME II	35	7/11/2019	004106-004227
49	EVIDENTIARY HEARING - DAY 14	36	7/12/2019	004237-004413

51	EVIDENTIARY HEARING - DAY 15	37	7/15/2019	004426-004500
52	EVIDENTIARY HEARING - DAY 15 VOLUME II	38	7/15/2019	004501-004679
56	EVIDENTIARY HEARING - DAY 16	39	7/28/2019	004724-004828
57	EVIDENTIARY HEARING - DAY 17 VOLUME I OF II	40	8/13/2019	004829-004935
58	EVIDENTIARY HEARING - DAY 17 VOLUME II	41	8/13/2019	004936-005027
61	EVIDENTIARY HEARING - DAY 18	42 thru 43	8/14/2019	005034-005222
62	EVIDENTIARY HEARING - DAY 19	44	8/15/2019	005223-005301
23	EVIDENTIARY HEARING - DAY 2 VOLUME I OF II	12	5/28/2019	001369-001459
24	EVIDENTIARY HEARING - DAY 2 VOLUME II	13	5/28/2019	001460-001565
63	EVIDENTIARY HEARING - DAY 20	45	8/16/2019	005302-005468
25	EVIDENTIARY HEARING - DAY 3 VOLUME I OF II	14	5/29/2019	001566-001663
26	EVIDENTIARY HEARING - DAY 3 VOLUME II	15	5/29/2019	001664-001807
27	EVIDENTIARY HEARING - DAY 4	16 thru 17	5/30/2019	001808-002050
28	EVIDENTIARY HEARING - DAY 5 VOLUME I OF II	18	5/31/2019	002051-002113
29	EVIDENTIARY HEARING - DAY 5 VOLUME II	19 thru 20	5/31/2019	002114-002333
31	EVIDENTIARY HEARING - DAY 6	22 thru 23	6/10/2019	002345-002569
32	EVIDENTIARY HEARING - DAY 7	24 thru 25	6/11/2019	002570-002822
34	EVIDENTIARY HEARING - DAY 8 VOLUME I OF II	26	6/18/2019	002847-002958
35	EVIDENTIARY HEARING - DAY 8 VOLUME II	27	6/18/2019	002959-003092
36	EVIDENTIARY HEARING - DAY 9 VOLUME I OF II	28	6/19/2019	003093-003215

37	EVIDENTIARY HEARING - DAY 9 VOLUME II	29	6/19/2019	003216-003348
299	EVIDENTIARY HEARING ON CASE -ENDING SANCTIONS - DAY 1	277 thru 278	7/13/2020	039869-040216
300	EVIDENTIARY HEARING ON CASE -ENDING SANCTIONS - DAY 2	279	7/14/2020	040217-040263
314	EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	297	7/28/2020	042640-042670
322	EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	306	7/31/2020	043568-043639
64	FINDINGS OF FACT AND CONCLUSIONS OF LAW GRANTING PRELIMINARY INJUNCTION	46	8/23/2019	005469-005492
114	FINDINGS OF FACT AND CONCLUSIONS OF LAW GRANTING PRELIMINARY INJUNCTION	54	2/7/2020	006698-006722
358	FINDINGS OF FACT, CONCLUSION OF LAW AND PERMANENT INJUNCTION	332	9/16/2020	046818-046829
296	FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER GRANTING IN PART AND DENYING IN PART MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS (1)	276	7/11/2020	039860-039862
297	FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER GRANTING IN PART AND DENYING IN PART MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS (2)	276	7/11/2020	039863-039865
42	FIRST AMENDED COMPLAINT	32	7/3/2019	003653-003670
67	FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/6/2019	005593-005698
2	FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/18/2018	000013-000025
70	FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	47	9/29/2019	005716-005731

53	GREENMART OF NEVADA NLC LLC'S ANSWER TO PLAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/17/2019	004680-004694
126	GREENMART OF NEVADA NLV LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/18/2020	006911-006921
120	GREENMART OF NEVADA NLV LLC'S ANSWER TO ETW MANAGEMENT GROUP LLC, GLOBAL HARMONY LLC, GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, HERBAL CHOICE INC., JUST QUALITY LLC, LIBRA WELLNESS CENTER, LLC, ROMBOUGH REAL ESTATE INC. DBA MOTHER HERB, NEVCANN LLC, RED EARTH LLC, THC NEVADA LLC, ZION GARDENS LLC AND MMOF VEGAS RETAIL, INC.'S THIRD AMENDED COMPLAINT	55	2/12/2020	006823-006841
137	GREENMART OF NEVADA NLV LLC'S ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	3/6/2020	007013-007024
132	GREENMART OF NEVADA NLV LLC'S ANSWER TO QUALCAN LLC'S SECOND AMENDED COMPLAINT	55	2/25/2020	006959-006970
138	GREENMART OF NEVADA NLV LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	3/6/2020	007025-007036
375	GREENMART OF NEVADA NLV LLC'S JOINDER TO DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	343	11/2/2020	048142-048143
363	GREENMART OF NEVADA NLV LLC'S JOINDER TO DEPARTMENT OF TAXATION'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW, AND PERMANENT INJUNCTION	333	9/24/2020	046925-046926

274	GREENMART OF NEVADA NLV LLC'S JOINDER TO MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC., AND LIVFREE WELLNESS, LLC ON AN ORDER SHORTENING TIME	273	7/8/2020	039326-039327
318	GREENMART OF NEVADA NLV LLC'S JOINDER TO PLAINTIFFS' OPPOSITION TO THE THC NEVADA LLC'S AND HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER FOR PRELIMINARY INJUNCTION ON AN ORDER SHORTENING TIME AND DECLARATION OF ALINA M. SHELL	302	7/30/2020	043191-043195
134	GREENMART OF NEVADA NLV LLC'S MOTION TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/28/2020	006984-006987
154	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO ETW PLAINTIFFS' MOTION TO COMPEL	58	4/3/2020	007337-007346
153	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO ETW PLAINTIFFS' MOTION TO COMPEL PRIVILEGE LOGS	58	4/3/2020	007333-007336
141	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL GREENMART TO ALSO PRODUCE KENNETH LEE AND HAE LEE FOR DEPOSITION	56	3/18/2020	007075-007080
144	GREENMART OF NEVADA NLV LLC'S RESPONSE IN OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	56	3/23/2020	007087-007095
99	GREENMART OF NEVADA NLV LLC'S ANSWER TO D.H. FLAMINGO PLAINTIFFS' FIRST AMENDED COMPLAINT	51	1/6/2020	006272-006295
89	HEARING ON APPLICATION OF NEVADA ORGANIC REMEDIES FOR WRIT OF MANDAMUS TO COMPEL STATE TO MOVE IT TO TIER 2 OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	12/9/2019	006058-006068
176	HEARING ON MOTIONS FOR SUMMARY JUDGMENT OR WRIT OF MANDAMUS AND MOTION TO EXTEND TIME FOR BRIEFING	65	5/22/2020	008303-008354

65	HEARING ON OBJECTIONS TO STATE'S RESPONSE, NEVADA WELLNESS CENTER'S MOTION RE COMPLIANCE RE PHYSICAL ADDRESS, AND BOND AMOUNT SETTING	46	8/29/2019	005493-005565
112	HEARING ON OBJECTIONS TO SUBPOENAS DUCES TECUM, MOTIONS FOR PROTECTIVE ORDERS, APPLICATION OF FOR WRIT OF MANDAMUS, MOTION FOR SETTING SETTLEMENT CONFERENCE, AND MOTION TO REDACT AND SEAL EXHIBITS 4 AND 5	53	1/31/2020	006610-006657
276	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	273	7/9/2020	039382-039411
277	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO HIGH SIERRA HOLISTICS COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/9/2020	039412-039421
278	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO MM DEVELOPMENT COMPANY, INC., & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/9/2020	039422-039434
279	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	273	7/9/2020	039435-039445
280	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	274	7/9/2020	039446-039478
281	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO QUALCANN, LLC'S SECOND AMENDED COMPLAINT	274	7/9/2020	039479-039496
282	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT	274	7/9/2020	039497-039509
283	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO TGIG PARTIES' SECOND AMENDED COMPLAINT	274	7/9/2020	039510-039523

284	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO THIRD AMENDED COMPLAINT	274	7/9/2020	039524-039539
364	HELPING HANDS WELLNESS CENTER, INC.'S OPPOSITION TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	9/24/2020	046927-046931
340	HELPING HANDS WELLNESS CENTER, INC.'S REPLY IN SUPPORT OF MOTION TO MODIFY OR DISSOLVE THE PRELIMINARY INJUNCTION1	326	8/16/2020	045918-045932
273	HIGH SIERRA HOLISTICS, LLC'S JOINDER TO ETW MANAGEMENT GROUP LLC'S ANSWERS	273	7/8/2020	039324-039325
373	INDEX OF EXHIBITS IN SUPPORT OF DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	341 thru 342	10/30/2020	047883-048130
21	INTERVENING DEFENDANTS' JOINDER AND SUPPLEMENTAL BRIEFING IN SUPPORT OF THE STATE OF NEVADA'S AND NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION; AND LONE MOUNTAIN PARTNERS, LLC'S OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION OR FOR WRIT OF MANDAMUS	9	5/23/2019	001068-001133
41	INTERVENOR DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFF'S COMPLAINT	32	7/3/2019	003640-003652
40	INTERVENOR DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' SECOND AMENDED COMPLAINT	31	6/24/2019	003623-003639
319	JOINDER TO THC NEVADA, LLC and HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAIING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	302	7/30/2020	043196-043209
351	JOINDER TO THC NEVADA, LLC and HERBAL CHOICE, INC.'S MOTION TO RENEW JOINDER TO TGIG'S COUNTERMOTION FOR ORDER DISPENSING WITH THE BOND REQUIREMENT FOR PURPOSES OF THE PRELIMINARY	331	8/28/2020	046565-046567

335	JOINDER TO THC NEVADA, LLC AND HERBAL CHOICE, INC'S MOTION TO STRIKE DEPARTMENT OF TAXATION NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	325	8/14/2020	045883-045888
54	LONE MOUNTAIN PARTNERS, LLC'S ANSWER TO LAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/22/2019	004695-004705
30	LONE MOUNTAIN PARTNERS, LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	21	6/5/2019	002334-002344
90	LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	49	12/10/2019	006069-006081
101	LONE MOUNTAIN PARTNERS, LLC'S REPLY IN SUPPORT OF MOTION TO DISMISS SECOND AMENDED COMPLAINT	51	1/8/2020	006359-006368
163	MINUTE ORDER CLEAR RIVER'S REQUEST FOR OST ON MOTION TO DISMISS	61	4/15/2020	007793-007793
135	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC ANSWER TO NATURAL MEDICINE, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	2/28/2020	006988-007000
127	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION	55	2/18/2020	006922-006935
111	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/29/2020	006589-006609
286	MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRARECORD EVIDENCE AT THE HEARING OF JUDICIAL REVIEW and TO ENLARGE TIME FOR FILING OPENING BRIEF	275	7/9/2020	039576-039735
368	MOTION FOR ORDER TO SHOW CAUSE	333	10/16/2020	046944-046965
8	MOTION FOR PRELIMINARY INJUNCTION	2	3/18/2019	000108-000217
301	MOTION FOR PROTECTIVE ORDER ON ORDER SHORTENING TIME	279	7/15/2020	040264-040323

275	MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC ON AN ORDER SHORTENING TIME	273	7/8/2020	039328-039381
353	MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC FINAL PRETRIAL CONFERENCE	331	9/3/2020	046573-046666
332	MOTION TO PRECLUDE APPLICATION OF THE EQUITABLE MAXIM OF UNCLEAN HANDS AGAIN ST THE TGIG PLAINTIFFS	324	8/11/2020	045698-045711
260	MOTION TO VOLUNTARILY DISMISS MMOV VEGAS RETAIL, INC. AND REQUEST TO RELEASE MMOV VEGAS RETAIL, INC.'S BOND FUNDS ON AN ORDER SHORTENING TIME	271	6/29/2020	038948-039114
289	NEVADA ORGANIC REMEDIES, LLC'S ANSWER NEVADA WELLNESS CENTER, LLC'S AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039760-039772
295	NEVADA ORGANIC REMEDIES, LLC'S ANSWER RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039845-039859
291	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO ETW MANAGEMENT GROUP, LLC ET AL.'S THIRD AMENDED THIRD AMENDED COMPLAINT	276	7/10/2020	039790-039804
292	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO HIGH SIERRA HOLISTIC'S COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039805-039815
293	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039816-039829
180	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO NATURAL MEDICINE'S LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	65	6/4/2020	008394-008401
294	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO QUALCAN, LLC.'S SECOND AMENDED COMPLAINT	276	7/10/2020	039830-039844

181	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	66	6/4/2020	008402-008409
146	NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO QUALCAN'S PETITION FOR WRIT OF MANDAMUS	56	3/27/2020	007100-007143
15	NEVADA ORGANIC REMIDIES, LLC'S OPPOSITION TO SERENITY WELLNESS CENTER, LLC AND RELATED PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION	8	5/9/2019	000942-000974
136	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT/RESPONDENT STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND/OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	2/28/2020	007001-007012
156	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/8/2020	007361-007373
133	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/26/2020	006971-006983
143	NEVADA WELLNESS CENTER, LLC'S JOINDER TO ETW PLAINTIFFS' MOTION TO COMPEL	56	3/20/2020	007084-007086
142	NEVADA WELLNESS CENTER, LLC'S JOINDER TO ETW PLAINTIFFS' MOTION TO COMPEL PRIVILEGE LOGS	56	3/20/2020	007081-007083
323	NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE ON AN ORDER SHORTENING TIME	306	8/3/2020	043640-043708
371	NOTICE OF APPEAL	335 thru 339	10/23/2020	047003-047862
359	NOTICE OF ENTRY OF JUDGMENT (1)	333	9/22/2020	046830-046844
360	NOTICE OF ENTRY OF JUDGMENT (2)	333	9/22/2020	046845-046877
98	NOTICE OF ENTRY OF ORDER	51	1/3/2020	006264-006271
104	NOTICE OF ENTRY OF ORDER	52	1/14/2020	006469-006474

341	NOTICE OF ENTRY OF ORDER	326	8/17/2020	045933-045939
372	NOTICE OF ENTRY OF ORDER	340	10/27/2020	047863-047882
159	NOTICE OF ENTRY OF ORDER DENYING MM DEVELOPMENT COMPANY, INC.'S MOTION TO STRIKE AND-OR DISMISS D.H. FLAMINGO, INC.'S COUNTERCLAIM	58	4/9/2020	007396-007400
83	NOTICE OF ENTRY OF ORDER DENYING MM DEVELOPMENT COMPANY, INC.'S AND LIVFREE WELLNESS, LLC'S MOTION TO ALTER OR AMEND FINDINGS OF FACT AND CONCLUSION OF LAW,	49	11/22/2019	006012-006015
258	NOTICE OF ENTRY OF ORDER ON PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN JORGE PUPO'S ANSWER TO SECOND AMENDED COMPLAINT	270	6/23/2020	038868-038871
130	NOTICE OF FILING OF EMERGENCY PETITION FOR WRIT OF MANDAMUS OR PROHIBITION UNDER NRAP 21(a)6)	55	2/21/2020	006950-006951
91	NOTICE OF HEARING	49	12/13/2019	006082-006087
100	NV WELLNESS CENTER, LLC'S MOTION TO COMPEL ON AN ORDER SHORTENING TIME	51	1/8/2020	006296-006358
95	OPPOSITION TO HELPING HANDS WELLNESS CTR, INC.'S APPLICATION FOR WRIT OF MANDAMUS	50	12/27/2019	006207-006259
13	OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION	3 thru 4	5/9/2019	000270-000531
285	OPPOSITION TO MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC ON AN ORDER SHORTENING TIME	274	7/9/2020	039540-039575
334	OPPOSITION TO MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	325	8/14/2020	045878-045882
102	OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL	52	1/10/2020	006369-006439

80	ORDER DENYING 1) ORGANIC REMEDIES, LLC'S MOTION TO DISSOLVE PRELIMINARY INJUNCTION AND TO STAY PRELIMINARY INJUNCTION PENDING APPEAL AND 2) LONE MOUNTAIN PARTNERS, LLC'S	49	11/19/2019	005943-005949
182	ORDER DENYING D.H. FLAMINGO, INC. AND SURTERRA HOLDINGS, INC.'S MOTION FOR SUMMARY JUDGMENT AGAINST MM DEVELOPMENT COMPANY, INC.	66	6/5/2020	008410-008413
152	ORDER DENYING DEFENDANT JORGE PUPO'S MOTION TO DISMISS	58	3/30/2020	007330-007332
171	ORDER DENYING LONE MOUNTAIN PARTNER'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	62	5/5/2020	007940-007941
84	ORDER DENYING MM DEVELOPMENT COMPANY, INC. 'S AND LIVFREE WELLNESS LLC'S MOTION TO ALTER AMEND FINDINGS OF FACT AND CONCLUSION OF LAW	49	11/22/2019	006016-006017
96	ORDER DENYING MOTION FOR STAY AND GRANTING IN PART MOTION TO EXPEDITE	50	12/30/2019	006260-006262
105	ORDER DENYING NEVADA ORGANIC REMEDIES, LLC'S AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC	52	1/14/2020	006475-006477
352	ORDER DENYING TGIG PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE AT THE HEARING OF JUDICIAL REVIEW; AND TO ENLARGE TIME FOR FILING OPENING BRIEF	331	8/28/2020	046568-046572
97	ORDER DENYING THE DEPARTMENT OF TAXATION OBJECTION TO DISCOVERY COMMISSIONER'S REPORT AND RECOMMENDATIONS	51	12/31/2019	006263-006263
298	ORDER GRANTING CLEAR RIVER, LLC'S MOTION TO RECONSIDER THE COURT'S ORDER GRANTING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE	276	7/11/2020	039866-039868

	JOHN KOCER AND NORTON ARBELAEZ FOR DEPOSITION ON ORDER SHORTENING TIME			
18	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	8	5/16/2019	001038-001041
59	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	41	8/14/2019	005028-005030
60	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	41	8/14/2019	005031-005033
128	ORDER GRANTING IN PART AND DENYING IN PART THE DEPARTMENT OF TAXATION'S MOTIONS FOR PROTECTIVE ORDER ON ORDER SHORTENING TIME	55	2/19/2020	006936-006941
86	ORDER GRANTING MOTION FOR LEAVE TO FILE SECOND AMENDED COMPLAINT IN CASE NO. A-786962	49	11/26/2019	006023-006024
170	ORDER GRANTING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE ADDITIONAL DOCUMENTS ON ORDER SHORTENING TIME	62	4/21/2020	007936-007939
338	ORDER REGARDING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION FOR SUMMARY JUDGMENT ON FIRST CLAIM FOR RELIEF	326	8/15/2020	045900-045905
369	ORDER TO SHOW CAUSE	334	10/18/2020	046966-046999
140	PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL GREENMART OF NEVADA, LLC TO PRODUCE KENNETH LEE AND HAE LEE FOR DEPOSITION ON ORDER SHORTENING TIME	56	3/16/2020	007058-007074
147	PLAINTIFF NEVADA WELLNESS CENTER, LLC'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	57	3/27/2020	007144-007175
243	PLAINTIFF'S RECORD PART 59	232	6/12/2020	033643-033801
9	PLAINTIFFS' COUNTER-DEFENDANTS' ANSWER TO COUNTERCLAIM	2	4/5/2019	000218-000223

185	PLAINTIFF'S DECLARATION & POA-F2018-01430	67 thru 74	6/12/2020	008455-009889
187	PLAINTIFF'S DKT 148-1 INDEX OF EXHIBITS - 1	76 thru 77	6/12/2020	009934-010291
188	PLAINTIFF'S DKT 148-1 INDEX OF EXHIBITS - 2	78 thru 79	6/12/2020	010292-010595
370	PLAINTIFFS GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, NEVCANN LLC AND RED EARTH LLC'S JOINDER TO TGIG PLAINTIFFS' MOTION FOR ORDER TO SHOW CAUSE	334	10/21/2020	047000-047002
356	PLAINTIFFS GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, NEVCANN LLC AND RED EARTH LLC'S JOINDER TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/14/2020	046813-046815
186	PLAINTIFF'S NOTICE OF FILING RECORD ON REVIEW	75	6/12/2020	009890-009933
20	PLAINTIFFS' OMNIBUS REPLY IN SUPPORT OF MOTION FOR PRELIMINARY INJUNCTION	8	5/22/2019	001054-001067
305	PLAINTIFFS' OPENING BRIEF IN SUPPORT OF PETITION FOR JUDICIAL REVIEW	286	7/22/2020	041331-041363
94	PLAINTIFFS' OPPOSITION TO LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	50	12/20/2019	006124-006206
189	PLAINTIFF'S RECORD PART 1	80 thru 81	6/12/2020	010596-010937
198	PLAINTIFF'S RECORD PART 10	93	6/12/2020	012724-012878
199	PLAINTIFF'S RECORD PART 11	94	6/12/2020	012879-013032
200	PLAINTIFF'S RECORD PART 12	95	6/12/2020	013033-013187
201	PLAINTIFF'S RECORD PART 13	96	6/12/2020	013188-013341
202	PLAINTIFF'S RECORD PART 14	97	6/12/2020	013342-013496

203	PLAINTIFF'S RECORD PART 15	98 thru 99	6/12/2020	013497-013774
204	PLAINTIFF'S RECORD PART 16	100 thru 101	6/12/2020	013775-014052
205	PLAINTIFF'S RECORD PART 17	102 thru 103	6/12/2020	014053-014330
206	PLAINTIFF'S RECORD PART 18	104 thru 105	6/12/2020	014331-014608
207	PLAINTIFF'S RECORD PART 18	106 thru 107	6/12/2020	014609-014886
208	PLAINTIFF'S RECORD PART 19	108 thru 111	6/12/2020	014887-015426
190	PLAINTIFF'S RECORD PART 2	82 thru 83	6/12/2020	010938-011275
209	PLAINTIFF'S RECORD PART 20	112 thru 115	6/12/2020	015427-015966
210	PLAINTIFF'S RECORD PART 21	116 thru 119	6/12/2020	015967-016506
211	PLAINTIFF'S RECORD PART 22	120 thru 123	6/12/2020	016507-017048
212	PLAINTIFF'S RECORD PART 24	124 thru 131	6/12/2020	017049-018484
213	PLAINTIFF'S RECORD PART 25	132 thru 134	6/12/2020	018485-018844
214	PLAINTIFF'S RECORD PART 26	135 thru 136	6/12/2020	018845-019202
215	PLAINTIFF'S RECORD PART 27	137 thru 144	6/12/2020	019203-020637

216	PLAINTIFF'S RECORD PART 28	145 thru 147	6/12/2020	020638-020999
217	PLAINTIFF'S RECORD PART 29	148 thru 149	6/12/2020	021000-021357
191	PLAINTIFF'S RECORD PART 3	84 thru 85	6/12/2020	011276-011613
218	PLAINTIFF'S RECORD PART 30	150 thru 157	6/12/2020	021358-022621
219	PLAINTIFF'S RECORD PART 31	158 thru 159	6/12/2020	022622-022979
220	PLAINTIFF'S RECORD PART 32	160 thru 167	6/12/2020	022980-024414
221	PLAINTIFF'S RECORD PART 33	168 thru 169	6/12/2020	024415-024718
222	PLAINTIFF'S RECORD PART 35	170 thru 177	6/12/2020	024719-026153
223	PLAINTIFF'S RECORD PART 37	178	6/12/2020	026154-026256
224	PLAINTIFF'S RECORD PART 39	179 thru 181	6/12/2020	026257-026669
192	PLAINTIFF'S RECORD PART 4	86 thru 87	6/12/2020	011614-011951
225	PLAINTIFF'S RECORD PART 40	182 thru 183	6/12/2020	026670-026934
226	PLAINTIFF'S RECORD PART 41	184 thru 186	6/12/2020	026935-027347
227	PLAINTIFF'S RECORD PART 42	187 thru 188	6/12/2020	027348-027612

228	PLAINTIFF'S RECORD PART 43	189 thru 191	6/12/2020	027613-028025
229	PLAINTIFF'S RECORD PART 44	192 thru 193	6/12/2020	028026-028290
230	PLAINTIFF'S RECORD PART 45	194 thru 196	6/12/2020	028291-028703
231	PLAINTIFF'S RECORD PART 46	197 thru 198	6/12/2020	028704-028968
232	PLAINTIFF'S RECORD PART 47	199 thru 201	6/12/2020	028969-029451
233	PLAINTIFF'S RECORD PART 48	202 thru 204	6/12/2020	029452-029934
234	PLAINTIFF'S RECORD PART 49	205 thru 207	6/12/2020	029935-030346
193	PLAINTIFF'S RECORD PART 5	88	6/12/2020	011952-012104
235	PLAINTIFF'S RECORD PART 50	208 thru 210	6/12/2020	030347-030758
236	PLAINTIFF'S RECORD PART 51	211 thru 213	6/12/2020	030759-031170
237	PLAINTIFF'S RECORD PART 52	214 thru 216	6/12/2020	031171-031582
238	PLAINTIFF'S RECORD PART 54	217 thru 219	6/12/2020	031583-031994
239	PLAINTIFF'S RECORD PART 55	220 thru 222	6/12/2020	031995-032406
240	PLAINTIFF'S RECORD PART 56	223 thru 225	6/12/2020	032407-032818

242	PLAINTIFF'S RECORD PART 58	229 thru 231	6/12/2020	033231-033642
194	PLAINTIFF'S RECORD PART 6	89	6/12/2020	012105-012258
244	PLAINTIFF'S RECORD PART 60	233	6/12/2020	033802-033877
245	PLAINTIFF'S RECORD PART 61	234 thru 235	6/12/2020	033878-034143
246	PLAINTIFF'S RECORD PART 62	236 thru 237	6/12/2020	034144-034409
247	PLAINTIFF'S RECORD PART 63	238 thru 239	6/12/2020	034410-034675
248	PLAINTIFF'S RECORD PART 64	240 thru 241	6/12/2020	034676-034943
249	PLAINTIFF'S RECORD PART 65	242 thru 245	6/12/2020	034944-035512
250	PLAINTIFF'S RECORD PART 66	246 thru 248	6/12/2020	035513-035919
251	PLAINTIFF'S RECORD PART 67	249 thru 251	6/12/2020	035920-036326
252	PLAINTIFF'S RECORD PART 68	252 thru 254	6/12/2020	036327-036733
253	PLAINTIFF'S RECORD PART 69	255 thru 257	6/12/2020	036734-037140
195	PLAINTIFF'S RECORD PART 7	90	6/12/2020	012259-012413
254	PLAINTIFF'S RECORD PART 70	258 thru 260	6/12/2020	037141-037547
255	PLAINTIFF'S RECORD PART 71	261 thru 263	6/12/2020	037548-037954

256	PLAINTIFF'S RECORD PART 72	264 thru 266	6/12/2020	037955-038415
257	PLAINTIFF'S RECORD PART 73	267 thru 269	6/12/2020	038416-038867
196	PLAINTIFF'S RECORD PART 8	91	6/12/2020	012414-012569
197	PLAINTIFF'S RECORD PART 9	92	6/12/2020	012570-012723
241	PLAINTIFF'S RECORD PARTY 57	226 thru 228	6/12/2020	032819-033230
48	PLAINTIFFS-COUNTER DEFENDANTS' ANSWER TO COUNTERCLAIM	35	7/12/2019	004228-004236
178	PURE TONIC CONCENTRATES LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	65	5/29/2020	008376-008379
139	QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	56	3/13/2020	007037-007057
88	REPLY IN SUPPORT OF AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	12/6/2019	006048-006057
328	REPLY TO THE DOT'S AND CLEAR RIVER, LLC'S OPPOSITIONS TO PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS	317	8/7/2020	045066-045084
179	RURAL REMEDIES, LLC'S ANSWER TO DEFENDANT-RESPONDENT NATURAL MEDICINE'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORI, MANDAMUS AND PROHIBITION	65	6/3/2020	008380-008393
357	RURAL REMEDIES, LLC'S JOINDER IN TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT AND CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/15/2020	046816-046817

117	SECOND AMENDED COMPLAINT	54	2/11/2020	006782-006805
376	SHOW CAUSE HEARING	343	11/2/2020	048144-048281
259	SUPPLEMENT TO RECORD ON REVIEW IN ACCORDANCE WITH THE NEVADA ADMINISTRATIVE PROCEDURE ACT	270	6/26/2020	038872-038947
355	TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/10/2020	046777-046812
87	TGIG SECOND AMENDED COMPLAINT	49	11/26/2019	006025-006047
184	TGIG, LLC, NEVADA HOLISTIC MEDICINE, LLC, GBS NEVADA PARTNERS, FIDELIS HOLDINGS, LLC, GRAVITAS NEVADA, NEVADA PURE, LLC, MEDIFARM, LLC, AND MEDIFARM IV'S ANSWER TO NATURAL MEDICINE	66	6/10/2020	008436-008454
336	THC NEVADA, LLC AND HERBAL CHOICE, INC.'S JOINDER TO TGIG PLAINTIFFS' PROPOSED SUPPLEMENTAL FINDINGS OF FACT AND CONCLUSIONS OF LAW BASED UPON PARTIAL SUBSTITUTION OF THE NEVADA CANNABIS COMPLIANCE BOARD AS A PARTY DEFENDANT IN THESE CONSOLIDATED MATTERS	326	8/14/2020	045889-045891
339	THC NEVADA, LLC AND HERBAL CHOICE, INC.'S REPLY TO NEVADA ORGANIC REMEDIES' OPPOSITION TO MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	326	8/15/2020	045906-045917
308	THC NEVADA, LLC'S JOINDER TO PLAINTIFF TGIG, LLC ET AL'S OPENING BRIEF IN SUPPORT OF PETITION FOR JUDICIAL REVIEW	289	7/23/2020	041733-041735
311	THE ESSENCE ENTITIES' JOINDER TO DEPARTMENT OF TAXATION'S OPPOSITION TO TGIG'S MOTION TO SUPPLEMENT THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE AND TO ENLARGE TIME FOR FILING OPENING BRIEF	292	7/24/2020	042072-042074
362	THE ESSENCE ENTITIES' LIMITED OPPOSITION TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	9/24/2020	046922-046924

149	THE ESSENCE ENTITIES' OPPOSITION TO ETW PLAINTIFFS' 1) MOTION TO COMPEL AND 2) MOTION TO COMPEL PRIVILEGE LOGS	57	3/27/2020	007183-007293
317	THRIVE'S JOINDER TO PLAINTIFFS' OPPOSITION TO THC NEVADA LLC'S AND HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER FOR PRELIMINARY INJUNCTION ON AN ORDER SHORTENING TIME	302	7/30/2020	043187-043190
162	THRIVE'S SUPPLEMENTAL BRIEF IN SUPPORT OF OPPOSITION TO ETW MANAGEMENT GROUP LLC; ET AL.'S MOTION TO COMPEL	61	4/14/2020	007731-007792
344	TRIAL EXHIBIT 1005	329	8/18/2020	046356-046389
345	TRIAL EXHIBIT 1006	330	8/18/2020	046390-046423
346	TRIAL EXHIBIT 1135	330	8/18/2020	046424-046445
347	TRIAL EXHIBIT 1302	330	8/18/2020	046446-046448
348	TRIAL EXHIBIT 2157	330	8/18/2020	046449-046502
349	TRIAL EXHIBIT 2158	330	8/18/2020	046503-046548
350	TRIAL EXHIBIT 3291	331	8/18/2020	046549-046564
262	WELLNESS CONNECTION OF NEVADA, LLC'S ANSWER TO PLAINTIFF NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	6/29/2020	039136-039152
366	WELLNESS CONNECTION OF NEVADA, LLC'S RESPONSE TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION AND COUNTERMOTION TO CLARIFY AND-OR FOR ADDITIONAL FINDINGS	333	9/24/2020	046934-046940

329

A P P E A R A N C E S

FOR THE PLAINTIFFS:

ADAM K. BULT, ESQ.
SIGAL CHATTAH, ESQ.
PETER S. CHRISTIANSEN, ESQ.
MARK S. DZARNOSKI, ESQ.
DOMINIC P. GENTILE, ESQ.
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NATHANAEL R. RULIS, ESQ.
CRAIG D. SLATER, ESQ.
STEPHANIE J. SMITH, ESQ.
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MAHOGANY A. TURFLEY, ESQ.

FOR THE DEFENSE:

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AKKE LEVIN, ESQ.
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ERIC D. HONE, ESQ.
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DAVID R. KOCH, ESQ.
KIRILL V. MIKHAYLOV, ESQ.
DENNIS M. PRINCE, ESQ.
CHRISTOPHER L. ROSE, ESQ.
JORDAN T. SMITH, ESQ.
RICHARD D. WILLIAMSON, ESQ.
CAYLA WITTY, ESQ.

ALSO PRESENT:

DIANE L. WELCH, ESQ.
For Jorge Pupo

I N D E X
W I T N E S S E S

WITNESSES FOR THE PLAINTIFF:

MITCH BRITTEN

Direct Examination by Mr. Dzarnoski	4
Cross-Examination by Mr. Prince	32

JEREMY AGUERO

Voir Dire Examination by Mr. J. Smith	82
Direct Examination by Mr. Gentile	85
Cross-Examination by Mr. Hone	133
Cross-Examination by Mr. J. Smith	148
Cross-Examination by Mr. Koch	168
Cross-Examination by Ms. Levin	174
Redirect Examination by Mr. Gentile	179
Recross-Examination by Mr. Hone	186

E X H I B I T S

EXHIBITS ADMITTED:

1302	78
2153	80
2154	80
2158	15

1 **LAS VEGAS, CLARK COUNTY, NEVADA, AUGUST 10, 2020, 8:59 A.M.**

2 * * * * *

3 **MITCH BRITTEN**

4 [having been called as a witness and being first duly sworn,
5 testified as follows:]

6 THE CLERK: Thank you. Please be seated. Please
7 state and spell your name for the record.

8 THE WITNESS: Mitch Britten for the record.
9 B-r-i-t-t-e-n.

10 THE CLERK: Thank you.

11 THE COURT: Thank you. Mr. Dzarnoski.

12 MR. DZARNOSKI: Give me just a second, Your Honor.

13 THE COURT: Can those of you on the phone put us on
14 mute, please.

15 And, sir, you have heard us the masks are really hard
16 to hear through. If counsel asks you to repeat, don't be
17 offended. If you have to ask them to repeat, they won't be
18 offended. If you need a break any time, you let us know.
19 Okay?

20 THE WITNESS: Okay. I'll do my best to project.

21 DIRECT EXAMINATION

22 BY MR. DZARNOSKI:

23 Q Good morning, Mr. Britten.

24 A Good morning.

25 Q My name is Mark Dzarnoski and I represent a

JD Reporting, Inc.

1 collection of plaintiffs known in this litigation as the TGIG
2 Plaintiffs. I will try and keep my voice up. If I speak very
3 loud then I'm not yelling at you; I just want to make sure you
4 can hear, and if I'm too soft, please let me know.

5 A Understood. Thanks.

6 Q Mr. Britten, you are currently as you sit here today
7 the managing partner and chief executive officer of CPCM
8 Holdings; isn't that correct?

9 A That's correct.

10 Q And as of September 13th of 2018, you were also the
11 managing partner and CEO of CPCM Holdings; correct?

12 A That's correct.

13 Q And CPCM Holdings is a parent company of Marijuana
14 Facilities that are licensed in the State of Nevada; is that
15 correct?

16 A That's correct.

17 Q And how long have you been the managing partner and
18 CEO of CPCM Holdings?

19 A Since 2015.

20 Q I'm sorry. Since when?

21 A 2015.

22 Q And since 2015 have your duties and responsibilities
23 more or less remained the same?

24 A Yes.

25 Q And those include running the day-to-day operations

1 for the company; is that correct?

2 A That's correct.

3 Q It also involves staffing decisions; correct?

4 A More or less.

5 Q Okay. And also you have involvement as the managing
6 partner and CEO in completing and submitting applications in
7 connection with obtaining additional licensing for the
8 subsidiaries of CPCM Holdings; correct?

9 A That's correct.

10 Q And to be clear, the dispensaries -- I'm sorry.
11 Certain subsidiaries of CPCM Holdings did, in fact, submit
12 applications for licensing during the September 2018
13 application period; right?

14 A That's correct.

15 Q And the two entities that did submit applications
16 were Commerce Park, a medical LLC; correct?

17 A That's one of them, yes.

18 Q And the other is Cheyenne Medical; correct?

19 A Yes.

20 Q Both of those are LLCs?

21 A That's correct.

22 Q Both of them are 100 percent owned by CPCM Holdings?

23 A Yes.

24 Q And, in fact, neither Commerce Park nor Cheyenne
25 Medical actually have any employees of their own, do they?

1 A That's correct.

2 Q The employees who are tasked with various duties as
3 employees for Cheyenne Medical and Commerce Park are all
4 employees of CPCM Holdings; right?

5 A Yes.

6 Q And in or about September of 2018 collectively,
7 Commerce Park and Cheyenne Medical filed nine applications to
8 obtain retail dispensary licenses in the September 2018
9 application period; correct?

10 A That's correct.

11 Q And out of those nine applications, six of them were
12 successful in the sense that the Department of Taxation issued
13 or granted conditional licenses for them; correct?

14 A That's correct.

15 Q And you in particular spent -- in compiling and
16 drafting the applications approximately 80 percent of the
17 content of those applications came from you and your staff;
18 correct?

19 A Yeah, more or less.

20 Q All right. And the other 20 percent was attributable
21 to the work of Amanda Connor; is that correct?

22 A Amanda Connor, yes, and her staff.

23 MR. DZARNOSKI: I'm going to ask Shane, to put up
24 Exhibit 1006, please.

25 BY MR. DZARNOSKI:

1 Q I'm going to represent to you, sir, that this is the
2 second version of the application that was circulated to
3 applicants for the September 2018 time frame, and from
4 documents we'll be looking at, it's the version that was
5 submitted on behalf of Cheyenne Medical and Commerce Park as
6 part of the application process, okay?

7 A I understand.

8 Q I'd like to have Shane look at page 21.

9 If you look, the second box says marijuana
10 establishments proposed physical address. If the applicant
11 owns property or has secured a lease or other property
12 agreement, this must be a Nevada address and cannot be a PO
13 Box; do you see that?

14 A I do.

15 Q Mr. Britten, can you tell me in completing that
16 blank, was this part of the 80 percent that you and your staff
17 contributed to the application, or is it part of the 20 percent
18 supplied by Amanda Connor?

19 A This would have been a little bit blended, but mostly
20 it would be part of the 20 percent of Amanda Connor.

21 Q I'm sorry. Could you -- I missed it. Could you
22 speak a little louder.

23 A Yeah. Sorry about that. It would -- it was a little
24 bit of a joint task but primarily on Amanda Connor's office.

25 Q Was Amanda Connor's office designated as the person

1 entity consultant that was to go out and identify a proposed
2 physical address for Commerce Park or Cheyenne Medical?

3 A So that's why I said it was a little bit of a
4 blended -- I'm sorry. Can you hear me all right?

5 Q You do have to lean into that.

6 A Yeah, sorry about that. So it was little bit of a
7 blended task. So I identified geographical locations across
8 Nevada that we were interested in, in opening a retail store,
9 and you, you know, for lack of a better term dropped a pin on a
10 map, so to speak, and then Amanda Connor's office took it from
11 there.

12 Q Did you identify a specific address to put in to
13 disclose to the Department of Taxation the proposed physical
14 address of the applicant?

15 A Can you repeat that.

16 Q Yes. Did you identify -- you, not Amanda Connor --

17 A Right.

18 Q Did you identify a specific proposed physical address
19 where the dispensary was to be located?

20 A So my understanding was since location was not a
21 scored event in the application, I was strictly identifying
22 geographical locations that I wanted to open a store, so, no.

23 Q Regardless of whether you thought that the physical
24 location would or would not be scored, I still would you like
25 you to answer my question. If you're the person who ended up

1 identifying the proposed physical address of the applicant to
2 be put in that blank spot?

3 A As I finished my last statement with the answer was
4 no.

5 Q Who was the person who identified the proposed
6 physical address to put into that blank in your applications?

7 A It was someone in Amanda Connor's office.

8 Q So you, and this time I'm using you in a broader
9 sense, you, Mitch Britten, as well as your staff at Commerce
10 Park did not identify a specific physical address to be
11 included in the application; is that correct?

12 A That's correct.

13 Q And you, including your staff did not identify a
14 proposed physical address for any of the applications for
15 Cheyenne Medical either; did you?

16 A That's correct.

17 MR. DZARNOSKI: Shane, could you put up page 24 of 34
18 of Exhibit 1006.

19 BY MR. DZARNOSKI:

20 Q Regardless of who it was who chose the address to put
21 into that blank in your application, you did have to submit an
22 owner, officer, and board member attestation form as part of
23 your application; correct?

24 A That's correct.

25 Q And you -- do you recall that you, Mitch Britten,

1 did, in fact, sign an Attachment B in connection with your
2 applications for Cheyenne Medical and the other one?

3 A Yes.

4 Q All right. And if you go down a little bit into that
5 box at the bottom, you understood when you signed the
6 attestation, Attachment B, that it was to be signed and sworn
7 to before a notary public; correct?

8 A That's correct.

9 Q And if you go -- look up just above the signature,
10 the attestation is claiming that all information provided is
11 true and correct; right?

12 A That's correct.

13 Q So you understood when you signed Attachment B that
14 you were certifying under oath that all the information
15 contained in the application was true and correct; is that
16 correct?

17 A Yes.

18 Q And as to the addresses that were put in the blank on
19 page 21 that we were just looking at, is it your testimony that
20 the addresses used in your applications were, in fact, the
21 proposed physical address of the proposed marijuana facility
22 for Cheyenne Medical and Commerce Park Medical?

23 A Like I said before, we were identifying the
24 geographical areas, not necessarily the exact address.

25 Q Okay. So is the answer to my question then that the

1 address that was contained in the blank on page 21 of the
2 application was, in fact, not the proposed physical address
3 that the applicant was to open its marijuana retail facility?

4 A No.

5 Q It was not?

6 A No.

7 Q Okay.

8 MR. DZARNOSKI: Your Honor, Proposed Plaintiffs'
9 Exhibit 1619 is the application that was disclosed in discovery
10 for Cheyenne Medical. It is 1,118 pages of which 1,000 and
11 more are totally redacted, and I have excised all of the
12 redacted pages, and Shane has been kind enough to pull up all
13 of the unredacted pages together in Proposed Exhibit 2158.

14 I have circulated -- and that is 46 pages of
15 unredacted information. I have circulated that to
16 Mr. Britten's counsel and they have no objection to admission.

17 MR. PRINCE: No, I do have an objection.

18 THE COURT: I can't admit it.

19 MR. DZARNOSKI: I'm sorry?

20 THE COURT: I can't accept an electronic exhibit at
21 this time, Mr. Dzarnoski. You've got to ask me at least 24
22 business hours in advance for me to be able to get the tech
23 here. We tried. He can't come.

24 MR. PRINCE: And I still have an objection.

25 THE COURT: Did you do this last week? Or yesterday?

1 MR. DZARNOSKI: I'm sorry?

2 THE COURT: When did you submit this one?

3 MR. DZARNOSKI: Yesterday.

4 THE COURT: Yeah, no. I can't admit it. I can
5 provisionally admit it if there's no objection, but it sounds
6 like Mr. Prince has an objection.

7 MR. PRINCE: Yes, Your Honor, I have an objection.
8 Foundation.

9 THE COURT: So I need you to get to a microphone,
10 Mr. Prince.

11 MR. PRINCE: I have a microphone in my --

12 THE COURT: Oh, you do.

13 MR. PRINCE: I have it here.

14 THE COURT: Okay.

15 MR. PRINCE: It's an objection to the relevancy as
16 well as to foundational. You haven't remitted any part of
17 anybody's applications here in this case thus far. It's not
18 relevant to the issues relating to the plaintiffs' case as it
19 relates to the State and the process of we're talking about in
20 this phase of the litigation.

21 THE COURT: Okay. So there's an objection of
22 relevance and foundation. Can you lay some foundation with the
23 witness. I will not look the way this is being displayed by
24 Shane.

25 MR. DZARNOSKI: I didn't hear you quite. Are you

1 looking for foundation is that --

2 THE COURT: Yes. I am looking for foundation.

3 MR. DZARNOSKI: Thank you, Your Honor.

4 Shane, would you put up Proposed Exhibit 2158,
5 please.

6 BY MR. DZARNOSKI:

7 Q Mr. Britten, I'm going to ask you to look at this
8 document. If you'd like to page through a few pages, the
9 gentleman back there will be able to do that for you. So could
10 you just say page -- next page and it will allow you to look on
11 your screen to examine that document.

12 A Okay. Next page. Next page. Next page. Next,
13 next, next.

14 (Pause in the proceedings while witness reviews document.)

15 BY MR. DZARNOSKI:

16 Q Do you recognize the pages that are contained in
17 Proposed Exhibit 2158?

18 A I do.

19 Q And those -- is that the unredacted pages from the
20 application that was filed by Cheyenne Medical for the
21 September 2018 application period?

22 A It appears to be.

23 MR. DZARNOSKI: I move for admission.

24 MR. PRINCE: Objection --

25 THE COURT: Any additional objections, Mr. Prince?

1 MR. PRINCE: Objection. Relevancy and
2 confidentiality of the applications and the details of the
3 applications.

4 THE COURT: Overruled. Be admitted.

5 (Exhibit Number 2158 admitted.)

6 MR. DZARNOSKI: Shane, could you put up the
7 page 11 -- the actual -- and when I say the pages, I am
8 actually referring to the Bate stamped numbers in the bottom
9 right-hand corner. The exhibit shows 1619, but the page I'm
10 referring to is page 11. Thank you.

11 BY MR. DZARNOSKI:

12 Q This is Attachment A or one of the Attachment A's
13 that are contained in your application that was filed for the
14 September 2018 application period; correct?

15 A Yes.

16 Q And do you see that in the blank that we were looking
17 at earlier is the address of 5130 South Fort Apache Road, Suite
18 215-156; do you see that?

19 A I do, yes.

20 Q Okay. And am I correct that that address was
21 supplied in your application by Amanda Connor?

22 A Yes.

23 Q And Cheyenne Medical had no intention at the time it
24 filed its application to open its proposed retail dispensary at
25 the physical address of 5130 South Fort Apache Road, Suite

1 215-156; did it?

2 A Well, so that's -- as I said before, that is not the
3 exact physical address; however, that location in that strip
4 mall was somewhere that we had identified as we would be
5 interested in opening a store.

6 Q So the answer to my question is, no, that was not the
7 intended physical address for the proposed marijuana facility;
8 is that correct?

9 A That's correct.

10 Q Shane, could you go to page 17. And before -- well,
11 you can go to page 17, but one last question on the South Fort
12 Apache address, you are aware and were -- you are aware now
13 that 5130 South Fort Apache, Suite 215 was a UPS store;
14 correct?

15 A Yes.

16 Q And Suite 215-156 was nothing more than a mail drop;
17 correct?

18 A That's part of the UPS store -- that suite.

19 Q Did that suite actually have a room where you could
20 walk through?

21 A Yes, Suite 215 is a --

22 Q How big is the little room that -- or the room?

23 A Suite 215 is the full retail space, so I don't know,
24 probably 1600 square feet.

25 Q Okay. But I'm not asking about all of Suite 215; I'm

1 asking about Suite 215-156.

2 A That itself is a -- is a drop.

3 Q Very good. No physical room that is Suite 215-156?

4 A No.

5 Q Okay.

6 MR. DZARNOSKI: Shane, could you go to page 14.

7 BY MR. DZARNOSKI:

8 Q This also is Attachment A for the Cheyenne Medical
9 application, and you see in Box 2, the address is 9030 West
10 Sahara Avenue, Number 92; do you see that?

11 A I do.

12 Q Is that an address that was supplied by Amanda
13 Connor?

14 A Yes.

15 Q And you had no -- at the time you filed your
16 application, Cheyenne Medical had no intention of building a
17 retail marijuana facility at the address of 9030 West Sahara
18 Avenue, Suite 92; did it?

19 A Right. We had just said that we wanted to be on
20 Sahara in that general area. So it's kind of the same answer
21 as before.

22 Q And are you aware -- you were aware at the time that
23 you filed the application that the address of 9030 West Sahara
24 was a UPS store; correct?

25 A Correct.

1 Q And Suite 92 was nothing more than a mail drop;
2 correct?

3 A I think -- I think Suite 92 might be the whole suite
4 of that UPS store; but I'm not sure.

5 Q Okay. So it's either the suite at the UPS -- either
6 the entire UPS store, or it's just a mail drop?

7 A That's right.

8 Q Okay.

9 MR. DZARNOSKI: Shane, could you go to page 17.

10 BY MR. DZARNOSKI:

11 Q Attachment A, again, for Cheyenne Medical lists in
12 Box 2, 561 Keystone Avenue, Number 481; do you see that?

13 A I do.

14 Q And at the time -- that's actually for a application
15 for Reno, correct?

16 A That's correct.

17 Q And at the time you filed this application and filled
18 in Attachment A with the Keystone Avenue Number 481 address,
19 you knew that 561 Keystone was a UPS store in Reno; correct?

20 A Correct.

21 Q And Suite 481 is nothing more than a mail drop;
22 correct?

23 A Correct.

24 Q And you had no intention at the time of filing this
25 application to locate a proposed retail marijuana establishment

1 in 561 Keystone Avenue, Number 481; correct?

2 A That's right.

3 MR. DZARNOSKI: Shane, could you go to page 20.

4 BY MR. DZARNOSKI:

5 Q Again, this is Attachment A for another proposed
6 location for Cheyenne Medical, and do you see it says 10624
7 South Eastern Avenue?

8 A I see that.

9 Q At the time you filed your application, did you know
10 that 10624 South Eastern was a UPS store?

11 A I did.

12 Q And you had no intention at the time you filed your
13 application to locate a retail dispensary at the physical
14 address of 10624 South Eastern; correct?

15 A Right. Yes.

16 Q And is that an address that was also supplied by
17 Amanda Connor?

18 A It was.

19 Q You understand Amanda Connor represented multiple
20 applicants for the September 2018 application period; correct?

21 A Yes.

22 Q Did you know that she was supplying addresses to her
23 other clients?

24 A I think it may have come up throughout the process,
25 but I can't recall.

1 Q Did you know that multiple other clients were using
2 the same address representing them to be the proposed physical
3 address of their dispensary?

4 A I know that now, yes.

5 Q Did you know that then?

6 A I can't recall.

7 MR. DZARNOSKI: Shane, would you go to page 23.

8 BY MR. DZARNOSKI:

9 Q This is the fifth location that was identified in the
10 application by Cheyenne Medical and this one was for 1188 Court
11 Street, Number 74 in Elko; do you see that?

12 A I do.

13 Q And were you aware at the time that you filed the
14 application that 1188 Court Street in Elko is a Ship It postal
15 company?

16 A Yes.

17 Q And you had no intention of opening a retail
18 marijuana establishment at the proposed physical address of
19 1188 Court Street, Number 74 at the time you filed the
20 application; right?

21 A That's right.

22 Q Now, not only did you not intend on opening the
23 physical location -- or the actual dispensary at the physical
24 locations that we've identified in Exhibit 2158, but no one
25 associated with CPCM or Cheyenne Medical actually owned any of

1 those addresses; correct? Owned the property at those
2 addresses; is that correct?

3 A That's correct.

4 Q And no one associated with the applicant Cheyenne
5 Medical had a lease with the owner of any of those property
6 addresses to open a marijuana facility; correct?

7 A I believe there was a rental agreement of some sort
8 for, you know, located at those locations, but not for the
9 specific location.

10 Q Say that again.

11 A There was a rental agreement as, you know, to have
12 this address, but we didn't have a full lease on the building.

13 Q All right. The rental agreement --

14 THE COURT: You mean for the box?

15 THE WITNESS: Yeah.

16 THE COURT: Okay.

17 BY MR. DZARNOSKI:

18 Q The rental agreement was to use a -- use it as a mail
19 drop; right?

20 A Right.

21 Q There was no lease to use the property as a proposed
22 marijuana dispensary; correct?

23 A Correct.

24 Q And there was no other kind of property agreement in
25 place with the owner of any of those address -- properties at

1 any of those addresses to open a retail dispensary; correct?

2 A Correct.

3 MR. DZARNOSKI: Your Honor, Exhibit 1626 is the
4 application that was given to us in discovery for Commerce Park
5 Medical. It was 1,135 pages in length. I have excised all of
6 the unredacted material, moved to Proposed Exhibit 2157, which
7 is 54 pages. I could go through the foundation again with the
8 witness or that I'd move for admission.

9 THE COURT: Mr. Prince.

10 MR. PRINCE: It's the same objections I had. I mean,
11 I think he can -- Mr. Britten, would probably likely answer
12 similarly to all the documents. So it's the foundation,
13 relevancy objection that I have.

14 THE COURT: So the objection is ruled if the
15 foundation is the same, I will provisionally admit it along
16 with the prior exhibit pending IT's review of the two.

17 MR. DZARNOSKI: Thank you, Your Honor.

18 Shane, could you put up Exhibit 2157.

19 BY MR. DZARNOSKI:

20 Q Mr. Britten, I'm going to give you the opportunity
21 here to page through this really quickly. I believe it to be
22 the application for Commerce Park Medical, but I'd like you to
23 look at it and firmly convince yourself that I'm right.

24 A Okay.

25 Q So go ahead and say next, next, however far you want

1 to look.

2 TECH SHANE: Tell me if you want to --

3 THE WITNESS: Yeah, if you'll just scan through that,
4 that will be great. Yes, I'm familiar with that.

5 BY MR. DZARNOSKI:

6 Q And am I correct that that is the unredacted portions
7 of the Commerce Park Medical applications for the application
8 period September, 2018?

9 A Yes.

10 MR. DZARNOSKI: Shane, could you turn to page 11,
11 please.

12 BY MR. DZARNOSKI:

13 Q See in Box 2, once again we have a 5130 South Fort
14 Apache, Suite 215-155, this time disclosed as the proposed
15 physical address for the property. Is your answer the same
16 that Amanda Connor is the one that supplied the address for
17 this?

18 A My answer is the same.

19 Q Okay. And you didn't have any intention of opening a
20 retail dispensary at Suite 215-155 on behalf of Commerce Park
21 Medical when you applied; did you?

22 A And my answer would be the same to this as well.

23 Q And so the answer is, no, you had no intention?

24 A It was a geographical location that I had interest
25 in, and this was one of the units in the strip mall.

1 Q Okay. And you certainly weren't -- if Commerce Park
2 Medical obtained a conditional license and Cheyenne Medical
3 obtained a license, you certainly weren't going to build two
4 retail dispensaries at 5130 South Fort Apache Road under the
5 Suite 215 under the DBA Thrive, were you?

6 A I was not intending that, no.

7 Q Right.

8 MR. DZARNOSKI: Shane, could you go to page 14.

9 BY MR. DZARNOSKI:

10 Q You see another application where the proposed
11 establishment was listed as 6462 Losee Road, Suite 11032-32.
12 Do you see that?

13 A I do.

14 Q Was that an address supplied by Amanda Connor?

15 A Yes.

16 Q And that was not a proposed -- you had no intention
17 at the time of filing your application to build a retail
18 dispensary at that location; correct?

19 A That's correct.

20 MR. DZARNOSKI: Shane, could you go to page 17.

21 BY MR. DZARNOSKI:

22 Q Again, this is for the -- a third physical location
23 you applied for, and again, this was in Reno. And do you see
24 the identical address as placed there as was for Cheyenne
25 Medical, 561 Keystone Avenue, Number 481; do you see that?

1 A Yes, I do.

2 Q And we've already established that you knew that was
3 a UPS store; correct?

4 A Yes.

5 Q And you know I forgot to ask you as to the previous
6 one, 9030 West Sahara, Number 92 -- I think that was the
7 previous one -- but you knew that to be a UPS store as well;
8 correct?

9 A For Commerce Park Medical or for Chey -- I don't
10 think we applied there for Commerce Park Medical.

11 Q Correct. The address was Losee Road. Losee Road, in
12 fact, you knew that to be a Mailing & More business that served
13 as a mail drop for the company; correct?

14 A That's correct.

15 Q Okay. All right. Back to the Keystone, which was
16 page 17. And if you're -- if the applications for Reno, for
17 Commerce Park Medical had been approved along with the
18 application in Reno for Cheyenne Medical, you had no intent of
19 building two retail dispensaries under the Thrive DBA at 561
20 Keystone Avenue, Number 481; correct?

21 A Correct.

22 Q And finally can we go to page 20.

23 This is the fourth app -- location under the
24 application for Commerce Park Medical, and you see 150 South
25 Highway 160, Suite 8-238; do you see that address?

1 A I do.

2 Q Again, was that address supplied by Amanda Connor?

3 A Yes.

4 Q Okay. And you had no intention of building a retail
5 dispensary at the address of 150 South Highway, 160, Suite
6 8-238; correct?

7 A Correct.

8 Q And as to all four of the addresses we've just gone
9 through it with respect to Commerce Park Medical, nobody
10 associated with CPCM or the applicant Commerce Park Medical
11 owned any of those addresses; correct?

12 A Correct.

13 Q And no one associated with CPCM or Commerce Park
14 Medical had a lease agreement to establish a retail marijuana
15 store with the property owners there; right?

16 A Correct.

17 Q And there was no other form of property agreement
18 that you had with anyone who owned that property to establish a
19 retail marijuana store at that location; correct?

20 A Correct.

21 Q And you knew at the time you filed your application
22 that the address at 150 South Highway 160, Suite 8 was a UPS
23 store; correct?

24 A Correct.

25 Q All right. Now, you're testifying today under oath

1 to the Judge, that you had no intention of using any of these
2 addresses as the proposed physical address of a retail
3 marijuana dispensary at the time the applications were
4 submitted; right?

5 A That's right. We -- we knew that location was a not
6 scored criteria; so we were utilizing the addresses as
7 identifying areas in jurisdictions that we were interested in
8 opening a store.

9 Q Do you recall, sir, that on June 19th, 2020, you
10 were deposed as the 30(b)(6) witness for CPCM Holdings?

11 A Yes.

12 Q I'd like to play you a couple of clips, sir, of your
13 testimony, and then I'm going to ask you some questions about
14 it.

15 MR. DZARNOSKI: Clip 1, Shane, is page 73, lines 6
16 through page 74, line 16.

17 (Playing audio-video recording.)

18 BY MR. BULT:

19 Q Mr. Britten, I want to talk to you a little bit about
20 the physical locations that CPCM used in its 2018 applications.
21 Are you familiar with what I'm talking about there, the
22 proposed locations?

23 MR. PRINCE: I'm going to object to the form of your
24 questions. I don't mean to split hairs with you. But
25 respectfully CPCM is -- was not an applicant.

1 MR. BULT: Okay. Fair -- Fair point. Fair point.

2 MR. PRINCE: It was two -- the two entities.

3 THE COURT: Sustained.

4 MR. BULT: No.

5 BY MR. BULT:

6 Q And -- and, Mr. Britten, your lawyer is helping us
7 create a much cleaner record. And I want to be clear, the two
8 entities that CPCM manages, those two LLCs, are you familiar
9 that they had proposed locations as part of their 2018
10 application?

11 A I am, yes.

12 Q Okay. And what was your understanding of what an
13 applicant needed to have as part of a proposed location?

14 A Just that, proposed locations.

15 Q Okay. And did you have an understanding of whether
16 or not that proposed location needed to be an actual location
17 that could, in fact, become a dispensary?

18 A Yes.

19 Q Okay. That it would need to be a location that --
20 that could feasibly become a dispensary?

21 A That's correct, yeah. We identified locations that
22 we liked throughout the state and put them on our application.

23 Q Okay. And those are the applications that you
24 actually inserted in your applications; correct?

25 A The applications that I asserted in our applications?

1 I don't understand that question.

2 Q Well, those locations that you found in, like, those
3 are the actual ones that you put in your nine applications;
4 correct?

5 A That's correct.

6 Q Okay.

7 (End audio-video recording.)

8 MR. DZARNOSKI: Shane, could you play clip Number 2,
9 which will be page 132, line 2 to page 132, line 21.

10 (Playing audio-video recording)

11 BY MR. DZARNOSKI:

12 Q Did you identify the address 5130 South Fort Apache
13 Road, Suite 215-156 as a physical location where you would
14 operate a marijuana establishment?

15 A We did.

16 Q Now, to be clear it is correct; is it not, that 5130
17 South Fort Apache Road, Suite 215 is a UPS store?

18 A Yes.

19 Q And is it not true that 5130 South Fort Apache
20 Road -- 5130 Fort Apache Road itself is a single parcel with
21 the assessor's office that is a strip mall?

22 A I -- I'm not aware of the assessor's website.

23 Q Are you aware that the UPS store is in a strip mall?

24 A I am, yes.

25 Q And is it -- just so I understand clearly your

1 testimony, you identified that UPS store located at 5130 South
2 Fort Apache Road, Suite 215 as the location that you would be
3 building a marijuana retail operation; correct?

4 A Yes, I like that -- that location.

5 (End audio-video recording.)

6 MR. DZARNOSKI: Shane, could you please play as clip
7 3 page 135, lines 17 to 25.

8 (Playing audio-video recording)

9 Q Since you have testified that the applicants did not
10 own the property that they disclosed as the addresses, they did
11 not have a lease for those addresses, and they did not have a
12 property agreement for those addresses, tell me why you put
13 those addresses in Attachment A on the application in the
14 appropriate spot.

15 A Because those were proposed locations that we liked
16 to place a dispensary facility within the State of Nevada.

17 (End audio-video recording.)

18 MR. DZARNOSKI: Shane, could you play clip 4 which is
19 page 145 lines 2 through 22.

20 (Playing audio-video recording)

21 Q Is it your belief that the address of 5130 South Fort
22 Apache Road, Suite 215 would be able to support three separate
23 and distinct retail marijuana establishments at the same time?

24 A I'm not sure if zoning would -- would allow that, but
25 I suppose in a free market you could have three dispensaries

1 next door to one another.

2 Q What was the end of your answer in that, what?

3 A I suppose that -- that in a free market you could
4 have three dispensaries next door to one another. In my
5 previous experience, I had dispensaries that were within
6 200 feet of some of my other locations so I would say yes.

7 Q You ever seen two retail dispensaries in the same
8 suite in a strip mall?

9 A I -- that I have not seen. But I have seen them in
10 very close proximity.

11 Q Did you have any arrangements with Essence, Integral,
12 CW Nevada, that if you all were successful licensed applicants,
13 that you would share that address for your retail operations?

14 A No.

15 (End audio-video recording.)

16 BY MR. DZARNOSKI:

17 Q Now that you've had an opportunity to hear your
18 testimony that was given approximately a month and a half ago,
19 can you tell me is the testimony you gave on June 9th true
20 and correct?

21 A Yeah. The locations that I had identified were
22 specific geographical locations in areas that I wanted to open.

23 MR. DZARNOSKI: May I have a moment, Your Honor?

24 THE COURT: You may.

25 MR. DZARNOSKI: I have no further questions, Your

1 Honor.

2 THE COURT: Do any other plaintiffs wish to inquire
3 of Mr. Britten? Seeing none.

4 Does the State wish to inquire of Mr. Britten?

5 MR. SHEVORSKI: No, Your Honor.

6 THE COURT: And can you send us the transcript,
7 Shane, from Mr. Britten's PMK depositions.

8 TECH SHANE: You've got it.

9 THE COURT: Do any defendants wish to inquire other
10 than Mr. Prince, wish to inquire of Mr. Britten.

11 Mr. Prince.

12 MR. PRINCE: Can we -- we just take a five-minute
13 rest room break before I get started.

14 THE COURT: Yes.

15 MR. PRINCE: Thank you.

16 (Proceedings recessed 9:47 a.m. to 9:53 a.m.)

17 THE COURT: Whenever you're ready, Mr. Prince.

18 MR. PRINCE: Okay. One second, Your Honor.

19 Mr. Britten, are you ready?

20 THE WITNESS: Ready.

21 MR. PRINCE: Oh, yeah. Okay.

22 CROSS-EXAMINATION

23 BY MR. PRINCE:

24 Q Mr. Britten, good morning. You indicated earlier
25 that you are the CEO and managing partner for CPCM Holdings

1 LLC; is that correct?

2 A That's right.

3 Q And what relationship does CPCM Holdings have to --
4 let's start first with Cheyenne Park Medical LLC?

5 A So it is the parent company of Cheyenne Medical.

6 Q Does CPCM own 100 percent of Cheyenne Medical?

7 A It does.

8 Q Okay. As it relates to Commerce Park Medical LLC,
9 what relationship does CPCM Holdings have in relationship to
10 that?

11 A The same. It's the parent company with a 100 percent
12 ownership.

13 Q Okay. Is that the sole member of -- is CPCM the sole
14 member of both Cheyenne and Commerce Park?

15 A It is.

16 Q And how many owners are there of CPCM?

17 A There's seven.

18 Q And who are they?

19 A Tom Halbach, Phillip Peckman, Ed Findlay, myself,
20 Nick Mamula [phonetic], Dave Brown and Julie Murray.

21 Q And how long has that ownership structure existed?

22 A Since we began business in 2015.

23 Q And as part of the 2018 application process, did you
24 identify each of those individuals that you named including
25 their entities that may hold the interest in?

1 A Yes.

2 Q Okay. Since -- I think you said a moment ago, since
3 2015 the ownership structure of CPM has not changed?

4 A That's correct.

5 THE COURT: CPCPM.

6 MR. PRINCE: CP --

7 THE COURT: It's your client, let's get all the
8 letters in.

9 MR. PRINCE: I'm sorry. What did I say, Judge?

10 THE COURT: CPM.

11 MR. PRINCE: Oh. CPCPM. Thank you.

12 THE WITNESS: Yeah.

13 THE COURT: Somebody has to give him a hard time.

14 THE WITNESS: Thank you.

15 BY MR. PRINCE:

16 Q And -- can you -- when was CPCPM formed?

17 A It was formed some time in 2015.

18 Q And what was the purpose of forming CPCPM?

19 A It was to control all the corporate governance, if
20 you will, and day-to-day management of the subentities.

21 Q Okay. And did CPCPM or did you cause to be formed
22 Cheyenne Park as well as Cheyenne Medical? Or excuse me --
23 Commerce Park and Cheyenne Medical?

24 A So they were formed ahead of CPCPM.

25 Q Okay.

1 A Yeah, they were formed in 2014. CPCM was formed in
2 2015.

3 Q Does CPCM have a license --

4 A It does --

5 Q -- to sell marijuana in the State of Nevada?

6 A It does not.

7 Q Who are the license holders?

8 A The licensees are Cheyenne Medical, Commerce Park
9 Medical and then we have a third one that holds our cultivation
10 facility.

11 Q What's the name of that entity that runs the
12 cultivation facility?

13 A That's NVMD Investments.

14 Q NV -- okay.

15 And what licenses does Commerce Park hold in the
16 State of Nevada?

17 A Medical and recreational dispensaries.

18 Q Okay. And what licenses does Cheyenne Medical hold
19 in the State of Nevada?

20 A Medical and recreational dispensaries.

21 Q Did both Commerce Park as a licensee and Cheyenne
22 Medical as a licensee apply for licenses in the 2018 process?

23 A They did. Both, yes.

24 Q Okay. I want to talk a little bit about your
25 background in the marijuana industry. First off, when did you

1 start in the marijuana industry?

2 A Late 2009, early 2010, I --

3 Q Tell us how you got into the industry.

4 A I was still in college in kind of that 2009, 2010
5 time frame. It was a real hot topic in Colorado, and I got
6 approached to begin working in the industry. So I took the
7 opportunity.

8 Q Okay. And who did you work for in Colorado, what
9 company?

10 A The company was called LiveWell.

11 Q Okay. LiveWell, does that have any relationship to
12 LivFree in Nevada or any of the same people?

13 A Not anymore, but originally, yes, they were loosely
14 affiliated.

15 Q What was your role at LiveWell?

16 A When I began, I began just as a -- as a running a
17 store, and I worked my way all the way up to the director of
18 operations for the company.

19 Q And what did it mean to be the director of operations
20 for LiveWell?

21 A It was really managing kind of the operational side
22 day to day of the company. We had -- when I first started with
23 the company we were a cultivation facility, what we would call
24 a production facility and two dispensaries, and by the time I
25 had left we had 14 storefronts. So it was kind of that

1 expansion between 2 and 14 and all the headaches that go with
2 it.

3 Q Okay. And in terms of how the marijuana industry in
4 Colorado compared to Nevada, can you kind of just describe for
5 the Court the differences how Nevada is different and unique
6 from Colorado.

7 A Yeah, the application process, there's no
8 similarities. Originally it was -- it was really almost like
9 what it's like in Oklahoma today, which is walk across the
10 counter, business license application that's how it began. And
11 then (indiscernible) started putting moratoriums on and things
12 like that so it got a little bit more challenging, but still it
13 was almost a walk across the counter application.

14 Q Okay. From a regulatory compliance standpoint, how
15 did it differ than Nevada?

16 A Nevada is so much, I mean, it is regulated so much
17 better than Colorado was. In Colorado the Marijuana
18 Enforcement Division was really starting just to figure out the
19 business because the regulations almost came after the
20 businesses. So they had to put the cap back in the box, so to
21 speak.

22 Q Okay. And is Nevada in terms of regulation much more
23 stringent than it is in Colorado?

24 A When I was operating, yes, definitely.

25 Q And when you left -- by the time of your departure in

1 2014, give us a little -- an idea of how large that LiveWell
2 was in terms of the industry, like, how many people did it
3 employ?

4 A It employed about 550 people. It represented about
5 10 percent of the State's market share total, you know, and
6 that's a big statement, right. You've got a company that held,
7 you know, give or take not including all the multiple
8 cultivation licenses, but 15 to 20 licenses and made a state
9 where there's 700 almost 800 dispensaries; it was a pretty big
10 achievement.

11 Q Right. Did you also -- did it also have the largest
12 indoor cultivation facility in the State of Colorado?

13 A It did. And I actually think by our estimation it
14 was the biggest in the country at that time.

15 Q All right. And was Amanda -- did you even know
16 Amanda Connor prior to moving to Nevada from Colorado?

17 A I didn't meet Amanda Connor until roughly 2016.

18 Q Okay. And it was my understanding that you also had
19 won license -- licenses to sell marijuana in the State of
20 Illinois; is that right?

21 A That's correct.

22 Q And tell the Court when you applied for licensure in
23 the State of Illinois.

24 A So Illinois was an interesting market because they
25 issued dispensary licenses by police district. So there's 21

1 State police districts. And the team that I was working with,
2 we won in districts 9 and districts 11.

3 Q Okay. So you won two licenses in that state?

4 A That's correct.

5 Q With what organization, LiveWell?

6 A No, it was a separate organization that I'm no longer
7 affiliated with. I left that opportunity to pursue Nevada
8 entirely.

9 Q Okay. Was it a competitive license process similar
10 to Nevada --

11 A Very much --

12 Q -- Illinois?

13 A Very much so.

14 Q Okay. Now, when did you make the move to Nevada,
15 Mr. Britten?

16 A So I began commuting back and forth between Colorado
17 and Nevada in 2014.

18 Q What brought you out here?

19 A The application and the successful awarding of
20 licenses.

21 Q Okay.

22 A My wife was pregnant at the time so we didn't want to
23 make the full move in 2014, so we came here, I believe, the
24 second month of '15.

25 Q And you said you came in 2014; was that to

1 participate in the medical marijuana program?

2 A So originally it was to write the applications and do
3 that groundwork. And then after the successful awarding of the
4 licenses, came in to do workshops with some of the
5 jurisdictions that we were successful in.

6 Q Okay.

7 A So it was really kind of the -- to set the
8 groundwork, so to speak, in 2014 of the company.

9 Q And how many medical applications did you participate
10 in in the State of Nevada, Mitch?

11 A We participated in, I believe, nine.

12 Q Nine?

13 A Yeah.

14 Q All four CPCM or did you participate for others as
15 well?

16 A So originally when I came out here, I came out here
17 for LivFree Wellness. So out of the application process with
18 LivFree Wellness came Commerce Park Medical and Cheyenne
19 Medical.

20 Q Okay.

21 A So it was in the reshuffling after the licenses were
22 awarded that we created CPCM, and I took control of Commerce
23 Park Medical and Cheyenne Medical.

24 Q Okay. So how many licenses did you -- applications
25 did you participate in were you successful with in 2014, did

1 you say nine?

2 A All of them, yes.

3 Q Okay. Up to and including 2014 in the medical
4 application process, had you ever lost an application process
5 or been denied an application?

6 A The first time I lost an application was the Ely
7 application process in 2018.

8 Q Okay. And did both Commerce Park and Cheyenne
9 Medical, did they receive medical licenses in the 2014 round?

10 A Yes.

11 Q Okay. What was your role in completing the 2014
12 applications?

13 A It was really kind of creating the narrative and the
14 dialogue within the application, right, operating plans,
15 procedures, testing and verification plans, things of that
16 nature.

17 Q In terms of compliance, what -- how much of your time
18 was focused on regulatory compliance, Mr. Britten, in your
19 day-to-day activity?

20 A The vast majority of it. The vast majority of what I
21 do is about keeping the, you know, protecting the corporate, so
22 to speak, and really making sure that we have proper safeguards
23 in place to prevent from kind of diverting from the
24 regulations.

25 Q Okay. Is part of your role as the CEO ensuring

1 strict compliance -- or ensuring compliance with Nevada's
2 regulatory requirements for both operating a medical facility
3 as well as a retail?

4 A Absolutely.

5 Q Did Ms. Connor assist you in the 2014 application
6 process?

7 A No, she did not.

8 Q Okay. Prior to 2018, how many total dispensary
9 licenses in Nevada did you have?

10 A I'm sorry, what was the time frame?

11 Q Prior to the September 2018, how many dispensary
12 licenses did you have in the State of Nevada?

13 A We had two medical and two recreational or adult use.

14 Q Right. So you're successful with the medical, did
15 that qualify for the one-to-one conversion?

16 A It did, yes.

17 Q Okay. Did it also have the -- how many cultivation
18 facilities?

19 A Just one cultivation facility, and that's the --
20 that's dual licensed as well.

21 Q Okay. Presently, how many employees does CPCM have
22 that operates the two, Commerce Park and Cheyenne Medical?

23 A I'm not sure what the breakdown just for those two
24 is. Total for CPCM Holdings --

25 Q Yep.

1 A -- which includes the cultivation, distribution,
2 before the whole coronavirus shut down and things like that,
3 we've done a lot of reshuffling; we were about 200 and plus or
4 minus 250 or so.

5 Q Okay. I want to talk about your involvement in the
6 2018 Ely application process, okay.

7 A Okay.

8 Q And Number 1, when did the State of Nevada -- did you
9 learn the State of Nevada was going to open a medical
10 dispensary application process in White Pine County, we've been
11 calling it Ely here.

12 A Yeah. I can't recall exactly, but I would -- middle
13 of the year 2018.

14 Q Okay. And at that point did you have an interest in
15 applying?

16 A Well, we -- so almost all of 2018 we were really
17 developing our application, fine tuning our operating
18 procedures and things like that. So when White Pine County,
19 where when the State announced White Pine County, we felt like
20 we had compiled a lot of our application that we were already,
21 you know, putting the puzzle pieces together for, for September
22 of '18. So we decided we're already working on it let's give
23 it a shot, right. It was -- we felt like we were almost -- I
24 hate to say it -- a shoo-in, but we thought we were going to be
25 successful in White Pine County.

1 Q Okay. And ultimately were you?

2 A We were not.

3 Q Okay. Let me kind of step back a minute because you
4 said something that I think is interesting and I want to just
5 cover it now with you. You knew in the -- sometime in 2017
6 that September 2018 or that time frame that the retail
7 application process would be open to everyone; right?

8 A Yeah, I mean, with ballot question 2, I think it
9 was -- the writing was on the wall that there would be one of
10 these processes. I'm not exactly sure when we learned when the
11 process would take place, but we knew that we might as well get
12 going on it. Itself -- we were constantly trying to fine tune
13 and refine what we do as an organization. So it was just more
14 formalizing all of those things so that we could use them in a
15 future application.

16 Q Right. When did you start formally working on the
17 2018 retail applications? When did you start that process?

18 A Formally, I would say early January.

19 Q Of 2018?

20 A Of 2018.

21 Q And by that time was Amanda Connor counsel for both
22 Commerce Park and Cheyenne Medical?

23 A She was. Originally, we -- and the vast majority of
24 what we do with Amanda Connor is regulatory compliance and
25 administrative work; so we had her already retained at that

1 point.

2 Q When did you first establish a relationship with
3 Amanda Connor for regulatory and compliance matters?

4 A I believe it was 2016 or, yeah, 2016.

5 Q Okay. And does your company have a designated point
6 of contact -- or strike that.

7 Does Cheyenne Medical and Commerce Park have a
8 designated point of contact with the State of Nevada?

9 A Yes. To create uniformity across our company we have
10 a -- that is one person and that person is Amanda Connor.

11 Q Why do you use Amanda Connor as your point of contact
12 with the State?

13 A So I get pulled in a lot of directions on the day to
14 day and being that compliance is almost a fundamental building
15 block for our company, I wanted to make sure that someone that
16 was very detailed and, you know, administrative items that they
17 make sure that nothing gets missed. So we felt it was
18 appropriate to put that on our attorney to ensure that nothing
19 was ever missed.

20 Q So if you were to receive communications from the
21 State of Nevada regarding the operation of any of your license
22 or facilities, does initial communication go to Ms. Connor and
23 then she in turn passes it along to you?

24 A It does. The only thing I get from the State
25 directly is the LISTSERV notifications; everything else goes

1 through Amanda and then gets funneled to me.

2 Q Is that by design, Mr. Britten?

3 A Absolutely.

4 Q Okay. Now, so you started working on the retail
5 application sometime in the early part of 2018; right?

6 A Yep.

7 Q We're kind of now moving into the middle part of
8 2018, you know, April, May, do you learn about the medical
9 application for White Pine County Ely?

10 A That's correct.

11 Q Okay. And did you initially make a decision that you
12 wanted to make an application in White Pine County for a
13 medical license?

14 A Yes.

15 Q Okay. What did you -- did you want the medical
16 license or was there something else that you thought you might
17 be able to obtain if you were successful in the medical
18 license?

19 A I think the important thing about the White Pine
20 County is that that would have qualified for the one-to-one
21 conversion. So not only, you know, the -- it was almost a
22 proving ground for our license or for our application rather,
23 but it was also strategic on our part to apply there.

24 Q Okay. And you initially applied for the medical
25 licenses in 2015; right?

1 A Uh-huh.

2 Q And then, now -- we're now in the summer of 2018 --

3 A Right.

4 Q -- the Ely medical application, is that the first
5 competitive application process you'd been through since the
6 medical --

7 A Yeah, in that -- in that specific period, yes.

8 Q Okay. And kind of where were you -- what -- well,
9 strike that.

10 Which entity actually applied in Ely?

11 A I believe it was Cheyenne Medical.

12 Q And why did you choose Cheyenne Medical as opposed to
13 Commerce Park?

14 A So between the two entities it's my opinion that
15 Cheyenne is -- is the more qualified of the two, if you will.
16 It sees -- it employs more people. It has probably
17 represents four times the revenue of Commerce Park Medical. It
18 has better taxes paid, those type of items. I just felt it was
19 a stronger and a better representation of who's -- who we are
20 as an organization.

21 Q Okay. And what was your role in the Ely application
22 process?

23 A It was really to compile the majority of the
24 application and write the, you know, write the sections, make
25 sure that it represented what we did as a company, right. So

1 looking at the application, kind of analyze what it was really
2 asking and then that's -- that would be what I would put down.

3 Q Okay. And who assisted you in completing the Ely
4 application?

5 A So it was myself, a number of my staff members, and
6 then we tipped it over to Amanda Connor's office for a final
7 compilation review, critique, things like that.

8 Q Okay. So Ms. Connor did represent the company in
9 connection with that application process?

10 A That's right.

11 Q Okay. Now, when you submitted the application in
12 White Pine County, what was your overarching goals with the
13 application process itself?

14 A Well, like I said, we would have liked to have that
15 location up there. I think strategically it's a really -- a
16 really good market, but as we started going through the process
17 and timing, it almost -- we were, like, well, we'd been -- like
18 I said, we'd been working on the applications let's give it a
19 go and see how it does.

20 Q Kind of a dry run, so to speak?

21 A Yeah, so to speak.

22 Q Okay. And when you submitted your application in
23 July of 2018 for the White Pine County application process, how
24 did you feel about it?

25 A Felt -- I mean, it was -- we decided to make the play

1 for White Pine County in a somewhat rushed fashion. So I felt
2 like it was -- I knew the application wasn't particularly
3 polished. It was very reminiscent of the 2014 application
4 which the two were almost identical or if not identical. So I
5 felt pretty good about it, but it did feel just kind of like a
6 rushed job.

7 Q Did you feel that there was additional work that you
8 could do to improve the application once you submitted it?

9 A Yeah. I mean, we -- since it was in the middle of
10 the process, we were still work -- it wasn't our final stop
11 point, right. We didn't say this is going to be our
12 application for 2018. We're done. It's great. We just
13 decided that this was a good halfway point, and we knew that
14 there was still a lot of refining to do, especially because the
15 biggest difference between White Pine County and what was
16 coming up in September of that year was there was no medical
17 component in September, right. So we knew that a lot of the
18 application was probably applicable because they were so
19 similar, but there was a big emphasis on medical for White Pine
20 County, not so much on the, of course, the recreational
21 component.

22 Q Very good. And with regard to your, you know, your
23 care, quality, and safety aspects and your operational stuff,
24 was it where exactly where you wanted it for the September 2018
25 round?

1 A No. I think a lot of those things still needed
2 further refining.

3 Q What about, like, the adequacy of your building and
4 laying out your building?

5 A Yeah, that was something that when we did White Pine
6 County we just decided we're going to throw a floor plan out
7 there and some conceptual renderings, and so we knew that that
8 was a little bit light on what the application was looking for,
9 but it was what we had time to do.

10 Q After you submitted your application in July of 2018
11 for White Pine County, what steps did you immediately take to
12 try to improve or make the application better for the
13 September 2018 round?

14 A So we continued to refine on a lot of the, kind of
15 the big areas of the application. We had -- we were working
16 with a design team on kind of refining those building
17 construction plans.

18 Q And what's the name of the design team?

19 A Forza.

20 Q Okay.

21 A We used them from 2000 -- they originally worked with
22 us in 2015 when we went from conceptual to, you know,
23 perfected, so to speak. When we went to open Cheyenne Medical
24 and Commerce Park Medical, they also designed our cultivation
25 facility and so, yeah.

1 Q Why not just use -- well, strike that. Why not just
2 use one of the existing plans from like your Cheyenne facility
3 or the Commerce facility instead of hiring Forza again?

4 A So a lot of our design has changed in the way that we
5 do things, the way things flow. Originally when the 2014
6 process came about, there were a lot of components that the
7 regulations were asking almost for a one-to-one employee to
8 customer ratio. So the facilities were designed like that.
9 And as the industry progressed and the regulations changed and
10 things like that, it became apparent that you could have more
11 of a free-flowing model where it wasn't necessarily this
12 one-to-one aspect. So the reason why we didn't do that is that
13 I don't think it was a good representation of what we would
14 actually build --

15 Q Okay.

16 A -- right, we don't -- we don't really build like that
17 anymore.

18 Q So you said that you -- part of the White Pine you
19 submitted is a general floor plan and some renderings?

20 A Yeah.

21 Q Did your -- did you ask Forza to do something
22 different for the September 2018 application rounds?

23 A I did, yeah.

24 Q What did you ask them to do?

25 A So we now are designing -- we don't build from the

1 ground up, right. We didn't get into this business to be
2 property owners. We got into it to be operators of
3 dispensaries. So we realized that sometimes we get a location
4 that was 1800 square feet and other times we would get one
5 that's 10,000 square feet. So what I sat down with Forza to do
6 is to create almost guiding principles for our construction
7 teams moving forward that says, you know, we're allocating
8 floor space per use as a percentage. So whether we go in and
9 it's 1800 square feet or 10,000, the percentage and utilization
10 of the space is the same so.

11 Q What other names could you give the -- to give us as
12 representation who uses a similar model?

13 A So I pulled that concept from Starbucks actually.

14 Q Okay. And did Forza as -- after you submitted your
15 White Pine County application, did you ask Forza to develop
16 detailed building plans and drawings?

17 A Yeah. We developed full stamped NP and E drawings
18 for our new location.

19 Q Why did you do that, Mr. Britten?

20 A I thought that there was -- it was a little vague in
21 the application criteria as to what you would -- what building
22 and construction needed. So I erred on the side of caution and
23 I just -- I just kind of threw everything I had at that one
24 specific section.

25 Q Okay.

1 A I felt like it was an easy thing that, you know, why
2 not try to get all the points.

3 Q Right. Now I want to now move to the Ely scoring
4 results, okay?

5 A Uh-huh.

6 Q When were you notified that you weren't successful in
7 the Ely application process?

8 A So it would have been, like, mid to late August.

9 Q Okay. And how were you made aware that?

10 A I'm sorry, what was that?

11 Q How were you made aware of that?

12 A I was forwarded an e-mail from Amanda Connor's office
13 basically showing that we weren't the number 1 applicant.

14 Q Okay. And do you know who did win?

15 A I came to find out later that it was Acres.

16 Q Right. What was your reaction to having lost in Ely?

17 A You know, I was actually kind of shocked for sure.
18 That was the first time --

19 Q Well, why was it shocking to you?

20 A Well, it was the first competitive application
21 process that I hadn't won, right. So I feel like I was
22 almost -- had an expectation of myself, right, that I'd be
23 successful, and it was just was that; it was shock. I thought
24 we -- I didn't think it was going to be a very competitive
25 market, and I thought we put together a really good

1 application.

2 Q Okay. And after you kind of get through the shock of
3 it at the end of August, what do you do in terms of your level
4 of effort and commitment to the 2018 application process?

5 A Well, going back to when we received word that we
6 weren't successful, I of course shared that with my team that
7 had been working on, you know, developing this application. So
8 I think it was a little bit of like a, you know, lighting a
9 fire under our ass, so to speak. It kind of reenergized
10 people. They felt bad about losing. They -- everybody was
11 convinced at that point that we thought we would win. So we
12 really -- it was kind of a red alert, right. We felt like we
13 had cleaned up our application, but it really didn't vary that
14 much from what we did in White Pine County that we were
15 planning on submitting in September. So we were pretty
16 shocked. We went back to the drawing board and really started
17 tearing that thing apart again.

18 Q Okay. And before we -- we're going to get into that
19 in a minute, but did you request a score -- a formal score
20 review from White Pine --

21 A Yeah.

22 Q -- from the State of Nevada relating to White Pine
23 County?

24 A I think as soon we received word that we weren't
25 successful in White Pine County, I was told that we were

1 entitled to a score review process, and we tried to get that on
2 as soon as possible.

3 Q Okay. And I think the records indicate that there
4 was actually a score review meeting on September the 12th,
5 2018?

6 A That sounds right.

7 Q That sound right. And who was present for the score
8 review meeting?

9 A I believe it was myself, Amanda Connor and possibly
10 my partner Phil Peckman.

11 Q Okay. And was there anybody else on the phone with
12 the State --

13 A Oh, I'm sorry -- and -- we did the score review
14 meeting with Kara Cronkhite and on the phone was Steve Gilbert.

15 Q Tell the Court like how this meeting went. Describe
16 like nature of it, the tone of it and what happened.

17 A So the tone was very -- it was very cut and dry. We
18 knew we went in, and we had lost, and we just wanted to know,
19 you know, where everything was broken down by section. You
20 know, we tried to ask questions. There was no responses. It
21 was -- it was, you know, yes, no, these were your scores;
22 that's it.

23 Q Did you learn anything substantive at that meeting
24 other than the scores themselves?

25 A Yes. So the scores to me were all I needed, right --

1 Q Okay.

2 A -- and they were very telling in my own mind, but
3 outside of where we landed, no.

4 Q Here, let's look at the score.

5 MR. PRINCE: It's Exhibit 1000, Brendan.

6 Which has been admitted.

7 BY MR. PRINCE:

8 Q And the Court now knows that these are notes taken by
9 Amanda Connor at that score review meeting.

10 A That's right.

11 Q Okay. And looking at them, I mean, from your
12 standpoint, I mean, what were the areas that you saw in here
13 once you saw the score that gave you the most concern?

14 A So of course, you know, we looked at the big ticket
15 items, right. We looked at care, quality and safekeeping being
16 that it was 90 possible points; so that was our probably our
17 biggest area of focus. We knew that the taxes paid, that was
18 something that it is what it is, right. So I think there was
19 still an emphasis on cleaning up that section to make it read a
20 little bit better.

21 The community impact is, of course, something that
22 varies. So we wanted to update that. And then the big one --
23 the other big one was organizational structure. Now, we knew
24 that we were pretty tied; we are who we are. So we wanted to
25 try to improve on that, but being that the average was 30 we

1 thought we were pretty competitive there, but we still felt
2 like there was some juice to squeeze out of that one.

3 Q Okay. So those are several areas that you knew you
4 needed to improve --

5 A And, of course, that.

6 Q -- and obviously adequacy of building?

7 A Yeah, that one we had already been working on. We
8 knew that that one was rushed so that one goes without saying.

9 Q Okay. So now after this meeting, what did you do
10 specifically to start working on the application and improving
11 it?

12 A So as I said, we were -- we really started the
13 retooling process once we learned we lost, but knowing -- so
14 backing up a little bit before September 12th, I had decided
15 that I wanted to -- I was kind of in this application fatigue
16 mode, and I needed -- I sought advice from a few of my business
17 partners, asked if they were in my situation what they would
18 do, and kind of the overarching response from everybody was get
19 some fresh eyes on the thing. You know, we had been working on
20 this it's now September by this point; we'd been working on
21 this thing damn near nine months so call in some
22 reinforcements. So we did that and --

23 Q Who did you hire?

24 A We hired Strategies 360 to --

25 Q And who is that?

1 A That's John Ocegüera who he -- we hired him back in
2 2016 for lobbying items and legislative matters. And he also
3 has someone on his staff, her name is Marla McDade Williams.
4 She used to work for the State. I believe she was in
5 Department of Public Health or Behavioral Health --

6 Q Okay.

7 A -- and she was involved in -- heavily involved in the
8 2014 process.

9 Q Okay.

10 A So we had -- we had been working on ways to improve
11 the application as a whole, but we decided to reserve our
12 official kickoff until after we received our score review.

13 Q Okay. And what did you do after the score review in
14 terms of how you utilized Strategies 360?

15 A So Strategies 360, their main goal when I brought
16 them in was to do, like, a very critical review of what we had
17 in the application, right. It was -- it was finished by the
18 time or call it 98 percent finished by the time, you know,
19 September 12th rolled around. So they came through and they
20 just -- they just picked it apart, very critical to the point
21 where we were a little -- sometimes it felt like our egos were
22 a little bruised because they had a lot of comments.

23 Q And what specific areas were they really focused on
24 in the application itself, Mr. Britten?

25 A So it was -- it was all -- it was front to back.

1 Q Okay.

2 A They concentrated on everything, but based on this
3 review, we saw the areas that we were deficient, and those were
4 the areas we really attacked hard.

5 Q And how long have you been working with Mr. Ocegüera?

6 A I don't recall exactly, but 2016.

7 Q Okay. So you had an ongoing relationship with
8 Mr. Ocegüera and his company?

9 A I did, yes.

10 Q And what did they primarily do for you?

11 A They primarily help us on both state and local
12 legislative and regulatory items.

13 Q Very good. And you referenced Ms. Williams, and I
14 want to talk -- focus on her for a minute. And let's look at
15 Exhibit 3000, Bate Number 86. This is a -- if you could -- a
16 working group from the Governor's task force, okay?

17 A Okay.

18 Q And it identifies Marla McDade Williams as someone
19 who participated in the 2017 working group analysis and making
20 recommendations for development of regulations, okay?

21 A Yep.

22 Q And to your knowledge, did Ms. McDade Williams work
23 for the Department of Public and Behavioral Health?

24 A She did, yes.

25 Q What did -- to your knowledge, what did she do

1 relating to the 2014 medical marijuana application process?

2 A I don't know specifically, but I know that she was
3 head of that particular department. She was there during the
4 time of the 2014 process.

5 Q Okay. Did she participate in the development of the
6 medical regulations and application processes to your
7 knowledge?

8 A She did, yes.

9 Q Okay. So she was with someone who had some knowledge
10 from the State back in 2014 that you hired to assist you in
11 finalizing your application?

12 A Yes.

13 Q Okay. And tell us what Ms. Williams did for you.

14 A So it was -- it was a pretty tall order what I was
15 asking Strategies 360 to do in such a short time frame. And
16 one of the things that I was really impressed, you know, from
17 just working with them for a long time, I was impressed --
18 they, like, mobilized immediately, right when this thing was
19 going. She actually moved from Carson City where -- or outside
20 of Carson City down to Las Vegas for the final 10 or 12 days
21 just to work specifically on our application.

22 Q Okay. Did she do a critical reading of your
23 application?

24 A Very critical, yeah.

25 Q Did she have significant substantive comments for

1 your -- the substantive of your application?

2 A Yes.

3 Q In what ways did she help you modifying in or
4 changing your application to improve it to be a successful
5 applicant?

6 A So one of the things, as I said about the White Pine
7 County application that we -- it felt rushed, right. So she
8 really honed in on specific areas. There were -- there were
9 sections where we caught 10, 15, 20 pages of just kind of what
10 she -- she called it fluff, right, things that lots of rambling
11 words, but not necessarily any substance to them. So there
12 were, I mean, the application that she got in the beginning
13 versus what we turned in was very, very direct to the point,
14 very concise and really she ripped that thing apart.

15 Q Okay. And how much time are you and your staff in
16 these seven, eight days after you got your score -- the score
17 review on September 12th leading up to submitting the
18 applications, how much time are you and your team putting into
19 this?

20 A Probably each one of us, I don't think it's an
21 exaggeration to say 18 to 20 hours a day.

22 Q Okay. And at that point, I mean, that late in the
23 phase of the application process, just on the eve of submitting
24 it, what is Amanda Connor really doing for you given what your
25 team is doing, what Ms. Williams is doing, what Forza is doing?

1 A So really, like I said before Strategies 360 came in,
2 we had pretty much our complete application, right. So we were
3 working in our conference room, striking pages, throwing them
4 on the scanner, getting them over to Amanda, making sure that
5 they were -- those were areas that were either -- we were
6 ripping all of the stuff apart. So they were really kind of
7 just organizing the changes that we were making to make sure
8 that it made it into the final document.

9 Q Okay. And obviously Ms. Connor was representing
10 multiple applicants; did you -- were you aware of that in the
11 2000 -- September 2018 round?

12 A I -- I think I had to sign some sort of a conflict
13 waiver on the fact that there were a couple of other people
14 that she was representing --

15 Q Okay.

16 A -- for this specific thing. So I knew, but I didn't
17 know who they were at that point.

18 Q Was she herself stretched pretty thin not only with
19 just everything that was going on at the time?

20 A Yeah, I mean, it was hard to get -- I mean, she
21 always did a great job of making sure that, you know, all of us
22 were a priority, but it was -- it was hard to get any real
23 action out of them aside from her staff members doing the
24 cleanup.

25 Q Yep. Now, both Cheyenne and Commerce applied for the

1 September 2018; right?

2 A That's correct.

3 Q And how many licenses were they collectively awarded?

4 A Six.

5 Q Six. And I'm going to show you a text message that's
6 already been admitted into evidence from a Brett Scolari.

7 A Okay.

8 Q Who is Brett Scolari for the record?

9 A Brett is I believe he's general counsel for Tryke.

10 Q Okay. And what's the name of their dispensary?

11 A Reef.

12 Q Reef. And you know Mr. Scolari; correct?

13 A I do, yeah.

14 Q And I want to show you Exhibit 3002, and it's a text
15 string between you and Mr. Scolari. And he asked you is there
16 any news on licensing. And it says, I gotta get that to you
17 rather --

18 A Yeah.

19 Q -- he says, we struck out, you? Armen got eight.
20 Answer, oh, man, I'm sorry. It was really competitive. We
21 were fortunate enough to get six.

22 Do you see that?

23 A I do. Yep.

24 Q And then he said, Did Amanda do your application; we
25 should have hired someone to focus exclusively on that.

1 Congrats though, I am happy for you. Then you say, Yeah, her
2 assistant ham and egged it with my staff. I had a dozen people
3 on my side exclusively working at it. Seemed like a lost
4 cause, but it worked. I appreciate your kind words.

5 What are you talking about in terms that you had a
6 dozen people exclusively working on it on your side?

7 A So those were most of them from my operations staff.
8 So I had my director of operations. We have a person on our
9 team that focuses solely on compliance. So I had them working
10 on it. I had, I mean, just it was a lot of manpower that we
11 were putting into this. So when I said that we were working,
12 you know, those last 10 days 18 to 20 hours, it was those dozen
13 people that I'm referring to collectively working 18 to 20
14 hours.

15 Q Right. Okay. Now, I want to talk about the issues
16 of regarding the location that Mr. Dzarnoski was -- kept asking
17 about, okay?

18 A Uh-huh.

19 Q Okay. And were you aware that location was not a
20 scored criteria on the application?

21 A Yes.

22 Q Okay. Was it your understanding that you only needed
23 to have a physical address on the application itself?

24 A That's correct.

25 Q Okay.

1 MR. PRINCE: Brendan, I want to go to slide 57.

2 BY MR. PRINCE:

3 Q And this is testimony from John Ritter who was a
4 board member for TGIG, the Grove; do you remember who
5 Mr. Ritter is?

6 A I do, yeah.

7 Q All right. And it says --

8 THE COURT: What's your number?

9 THE CLERK: That was already D17.

10 BY MR. PRINCE:

11 Q -- the question that was asked in front of your --
12 the Court in May of 2019 was -- and I think based on your
13 testimony last Friday you stated that the proposed locations of
14 the addresses that TGIG submitted were actually PO boxes or UPS
15 stores.

16 So those weren't actual proposal locations that TGIG
17 had; right.

18 Answer, That's correct.

19 And so it is your understanding that as stated here
20 the actual specific location would not be part of the scoring
21 process?

22 Yes, that's what came out of this process.

23 Was that your understanding too?

24 A It was, yeah.

25 Q And, in fact, you guys used the same location meaning

1 you're -- Cheyenne -- Cheyenne and Commerce at TGIG; right?

2 A Right.

3 Q Right. As the -- as it relates to the location, did
4 you -- I think you indicated to the Court those were general
5 areas that you thought you would like; right?

6 A That's right.

7 Q Tell us -- tell the Court what you meant by that.

8 A Well, so back in 2000 -- the 2014 application
9 process, one of the big things that came out of that was that
10 just turned out to be a complete mess was that certain
11 jurisdictions, like -- or in Clark County it was probably
12 unincorporated Clark County was probably one of the biggest
13 examples. They got ahead of the State and licensed people
14 because they required land used to be a component of the
15 application. So you had to have a location and approved by a
16 municipality in order to apply.

17 So what ended up happening was a lot of -- there were
18 a lot of unsuccessful applicants in 2014 that had secured
19 leases. They had secured locations, and then they applied at
20 the State, were not successful, and then they were still
21 saddled with these leases that they were -- had put deposits
22 on. They had put, you know, contractually obligated themselves
23 to these locations although they never got a State license.

24 So my understanding was one of the big things that
25 the working groups were focusing on was ensuring that that

1 wasn't a requirement because it unnecessarily saddled a lot of
2 people with this financial burden of having a location and not
3 having the ability to do business there.

4 Q Okay. Now, I want to show you some documents and
5 kind of comment on them for a moment if I could.

6 MR. PRINCE: Let's use the 1135, Bate Number 4,
7 Brendan, please.

8 Okay. These are scoring results from the State and
9 it relates to applications.

10 And if you can -- if we can just go here, Brendan.
11 Let's go 1 through 5. Just if we could bring all those up with
12 the addresses. There you go.

13 BY MR. PRINCE:

14 Q Do you see there that as it relates to -- the first
15 in the City of Las Vegas was Essence Tropicana, and they also
16 used 9030 West Sahara; is that right?

17 A I see that.

18 Q And Nevada Organic Remedies, they also used 9030 West
19 Sahara?

20 A I do.

21 Q And -- now both of those entities were also
22 represented by Ms. Connor in fairness; right?

23 A Yes.

24 Q Okay. And then there's Cheyenne Medical Number 5,
25 9030 West Sahara; do you see that?

1 A Yes.

2 Q And so you said earlier that Sahara was a location
3 that you had an interest level in; is that right?

4 A Yeah, I -- I see Sahara as a major artery to and
5 from, you know --

6 Q Right.

7 A -- between home and work, so I really wanted that.

8 Q Did you open a dispensary after the preliminary
9 injunction proceedings on West Sahara?

10 A I did, yes.

11 Q Okay. But also here's where I really want to go is
12 Number 19, that's TGIG they used the same address, didn't
13 they -- the same physical address?

14 A They did, yes.

15 Q Okay. So they were no worse off or no better off
16 than you; right? It's the same location; right?

17 A Yeah.

18 Q Okay. And let's look at -- so let's look at -- let's
19 look at one of the winners from the City of Las Vegas; it's
20 actually Circle S Farms --

21 MR. PRINCE: Number 10, Brendan.

22 BY MR. PRINCE:

23 Q They actually had no address. They used to be
24 determined, and they were still a winner; do you see that?

25 A I do, yes.

1 Q Okay. And if we look at --

2 MR. PRINCE: Go down, Brendan, one more time. We're
3 going to go to Number 12, MM Development, which is Planet 13.

4 BY MR. PRINCE:

5 Q They don't have an address either, do they?

6 A That's right.

7 Q But in -- from your understanding, was anybody worse
8 off or better off whether you had an actual address or not
9 since it wasn't scored?

10 A I don't think so. I mean, there's so much that goes
11 into -- in my opinion, this is a really good way to do it
12 because before you go and do the hard -- I mean, the land-use
13 processes is really difficult, and, you know, it's almost a
14 failed exercise if you don't have the license, right, and it's
15 expensive and time-consuming. So I think this is the way to do
16 it personally.

17 Q Okay. And I want -- now we're going to go to
18 Exhibit 1135, Bate Number 7. These are the results for
19 unincorporated Clark County, okay?

20 A Okay.

21 Q Remember that's the Fort Apache address that
22 Mr. Dzarnoski showed you?

23 A Yes.

24 MR. PRINCE: Brendan, I want you to go to line 21.

25 BY MR. PRINCE:

1 Q And that's TGIG, the Grove, they used the same Fort
2 Apache UPS store that you did?

3 A Yeah.

4 Q If they had been successful, would you have been
5 critical of them using that address given the fact that you
6 used it also?

7 A No.

8 Q Okay.

9 MR. PRINCE: Let's use -- I want to use -- go to the
10 Reno results, 1135, Bate Number 16, Brendan. Okay. And I want
11 to -- let's go 1 through 6 to start.

12 BY MR. PRINCE:

13 Q Do you see that, you know, Number 1 is Essence
14 Tropicana, Number 2, Nevada Organic Remedies, and then we have
15 you see Cheyenne Medical, Number 4, and you guys are all using
16 the same address in Reno; right?

17 A Yeah.

18 Q Okay. But let's -- since Mr. Dzarnoski's asking the
19 questions, let's go see what TGIG did.

20 MR. PRINCE: That's Number 14, Brendan.

21 BY MR. PRINCE:

22 Q They used the same -- the same address as you, the
23 Keystone address; right?

24 A Yeah.

25 Q Okay. I want to go to Nye County, and you understand

1 that in 2018 TGIG actually had a dispensary in Nye County;
2 right?

3 A Yes.

4 Q Okay.

5 MR. PRINCE: And, Brendan, let's go to 1135, Bate
6 Number 20. Go 1 through 5.

7 BY MR. PRINCE:

8 Q And there you see that actually Nevada Organic
9 Remedies they were Number 1, and they used an address of 150
10 South Highway, Suite 50 -- 150; do you see that?

11 A Yes.

12 Q And Commerce Park used the same address; right?

13 A Yes.

14 Q Just a different suite number. It's also just
15 another mail drop; right?

16 A Yeah.

17 Q And let's go to Number 5, TGIG. They used the same
18 address you did even though they're an existing license holder
19 operating in Nye County; right?

20 A Yeah.

21 Q All right. Was anyone any worse off or better off
22 because they just simply used an address like that in your
23 mind, in any of these jurisdictions if it's not scored?

24 A I don't -- I don't think so especially based on
25 GreenMart's location there.

1 Q Yeah. To be determined, right?

2 A Yeah.

3 Q Right. How did you come to the understanding,
4 Mr. Britten, that both Cheyenne Medical and Commerce Park were
5 eligible to apply in the September 2018 applications?

6 A So I think there was a little bit of back and forth,
7 but just based on the application itself, I thought on its face
8 they were both qualified because you had to be an existing
9 medical marijuana establishment to apply. So both Cheyenne
10 Medical and Commerce Park Medical were that so.

11 Q Right. They both had their own separate licenses;
12 correct?

13 A That's correct.

14 Q With their own separate license identification
15 numbers from the State of Nevada?

16 A That's right.

17 Q Did you submit the same applications for both
18 Cheyenne Medical and Commerce Park? Were they identical?

19 A They weren't identical; they were similar.

20 Q Okay. You said earlier that you thought that
21 Cheyenne Medical was the superior applicant; is that right?

22 A That's right.

23 Q Okay. And how -- why do you feel that?

24 A Like I said, they were -- Cheyenne has more revenue,
25 more taxes paid, more employees, you know, bigger inventory par

1 levels, things like that. So I just felt like you kind of mash
2 those things together and it's just on its face a more
3 qualified --

4 Q Okay.

5 A -- more qualified of the two.

6 Q Right. And --

7 A And that's why -- I'm sorry, that's why we decided to
8 use Cheyenne instead of Commerce in the Ely or White Pine
9 process because we felt like that is a better representation of
10 the company than Commerce Park.

11 Q Right. And according to the scoring it looks like
12 Cheyenne did about -- had about four points better than
13 Commerce Park?

14 A That sounds about --

15 Q Approximately?

16 A That sounds about right.

17 Q Okay. And there was some questioning last week,
18 well, how would their scores be different if the applications
19 were identical, and I guess I'm just seeking the verification
20 from you, the applications were not identical?

21 A No.

22 Q Okay.

23 A I mean, very substantially similar --

24 Q Right.

25 A -- not identical.

1 Q Okay.

2 A Right, like, as an example one of the sections we had
3 to provide tax, you know, all the State tax returns for sales,
4 use, excise, that sort of thing. So Cheyenne looks a little
5 bit better in that section than Commerce, things like that.

6 Q Now, I want to talk about the economic impact of
7 these 2018 licenses, okay?

8 A Okay.

9 Q How many locations have you been able to now open
10 since the preliminary injunction proceeding in September 2019
11 concluded?

12 A We've opened -- opened two of the six.

13 Q Okay. And where are they located?

14 A We have one in Reno, and we have one in the City of
15 Las Vegas.

16 Q Okay. Where's the one in the City of Las Vegas?

17 A It's on 3500 West Sahara Avenue.

18 Q Okay. And with regard to -- do you have other
19 locations that you've now identified and secured locations or
20 moving forward with opening?

21 A Yes. We have two -- the two in unincorporated Clark
22 County that we're moving forward on. Elko we're moving forward
23 on. The only one that we haven't made substantial progress on
24 is Henderson because of their local moratorium.

25 Q Okay. Can you even move forward in Henderson right

1 now?

2 A We can't even apply for land use.

3 Q Okay. And how much tax revenue does each store
4 generate for the State overall?

5 A If you were to average them out and based -- of
6 course it hasn't been a full year of Reno and Sahara, but they
7 should generate right around 4 million.

8 Q Okay. And how many people do you estimate that you
9 will employ in these new dispensaries, your new Clark County,
10 your -- the Elko as well as the other ones that you plan to
11 open?

12 A So typically a store, depending on, you know, we base
13 it on shifts. So a shift has anywhere between 12 and 20 people
14 on it. So if it's -- if it is a 24-hour establishment with
15 three shifts, that location would employ about 60 people, and
16 you can break it down from there.

17 Q Okay. And what has the company's financial
18 commitment been since 2018 in terms of the amount of money it
19 spent to open the dispensaries and contractual commitments to
20 either leased property and employees and open the stores that
21 you're talking about?

22 A Where we are right now is, if my memory serves me
23 correctly, it's right around 14 million, a little over.

24 Q Okay. And that's just been since the injunction,
25 right?

1 A That's right.

2 Q Okay.

3 MR. PRINCE: Let me check my notes, Your Honor.

4 THE COURT: Okay. You're at 45 minutes. So you're
5 pretty close to the hour you told me.

6 BY MR. PRINCE:

7 Q Mr. Britten, did you have any involvement in the 2016
8 Ballot 2 question initiative?

9 A No.

10 Q Okay. Did you have any -- did you participate in the
11 task force?

12 A I did not.

13 Q Did you contribute money towards the Ballot
14 Question 2 --

15 A Yes.

16 Q -- as part of the fund-raising effort?

17 A Right. Yes, we did.

18 Q Who to your knowledge was out in front for the
19 industry in terms of the fundraising efforts?

20 A So my partner Phil Peckman was heavily involved in
21 kind of rallying the troops, so to speak, to get the industry
22 behind the initiative --

23 Q Right.

24 A -- so he was -- he was very, very involved. I don't
25 think in an official capacity, but.

1 Q Right. Was Mr. Ritter involved in raising money for
2 that process?

3 A I believe he was, yes.

4 Q I'm going to ask you a few questions. No, I think
5 I'm fine.

6 MR. PRINCE: Your Honor, let me just check. I think
7 I'm okay. Let me just --

8 Your Honor, I don't have any -- I have nothing
9 further.

10 THE COURT: Can you please wipe down the lectern.

11 MR. PRINCE: Yes.

12 THE COURT: Any additional defendants wish to inquire
13 of Mr. Britten?

14 Any plaintiffs wish to do recross -- redirect?

15 Mr. Dzarnoski?

16 MR. DZARNOSKI: No questions, Your Honor.

17 THE COURT: Okay. So, sir, you can step down. Thank
18 you very much for your time.

19 THE WITNESS: Thank you.

20 THE COURT: Have a nice day.

21 THE WITNESS: You too.

22 THE COURT: Ramsey, can we wipe down the witness
23 stand before our next witness.

24 THE MARSHAL: Yes.

25 THE COURT: Does anyone need a break before our next

1 witness?

2 He's probably about an hour, Mr. Gentile? How
3 many --

4 MR. GENTILE: My direct examination is about an hour.

5 THE COURT: Okay.

6 MR. GENTILE: And I -- if we could just -- it could
7 go three, I'm going to try to cut it to one.

8 But before we do that, Your Honor, I have a couple of
9 documents I want to move in so I don't forget. I would like to
10 move into evidence at this time Plaintiff Proposed
11 Exhibit 1302. I have conferred with all counsel in the room
12 with regard to 1302; nobody had an objection. This is what was
13 previously identified, but not at trial, as Court Exhibit 3,
14 which is the e-mail from Mr. Shevorski regarding the various
15 tiers of enjoined or nonenjoined defendants at that time.

16 THE COURT: Any objection?

17 MR. KOCH: What is the exhibit number? I didn't --
18 13 --

19 THE COURT: 1302.

20 MR. GENTILE: 1302.

21 MR. KOCH: -- 02.

22 THE COURT: Hearing none. It'll be admitted.

23 (Exhibit Number 1302 admitted.)

24 MR. GENTILE: I want to move into evidence at this
25 time Proposed Exhibit 2153 which was previously submitted by

1 Mr. -- by the State, by the Department of Taxation through
2 their attorneys --

3 THE COURT: Do you have that one?

4 THE CLERK: Uh-huh.

5 THE COURT: Okay.

6 MR. GENTILE: -- at the time that the Court was
7 conducting the motion on terminating sanctions, as I have said
8 that, you know, we are basically presenting that to the Court
9 as --

10 THE COURT: Yes.

11 MR. GENTILE: -- part of the trial. I again showed
12 this to everybody in the room this morning, and there were no
13 objections.

14 THE COURT: 2153?

15 MR. BICE: What? I'm sorry.

16 THE COURT: 2153.

17 MR. BICE: These are the preservation ones?

18 MR. GENTILE: Yes, these are -- this is the
19 communications. I showed these to you.

20 MR. BICE: Yeah. So I do have an objection to them
21 in and --

22 THE COURT: All right.

23 MR. BICE: -- an objection of relevancy.

24 THE COURT: Well, since I continued the hearing on
25 the sanctions to this as part of the trial, I'm going to accept

1 it for that purpose.

2 Do you have any objections other than relevancy?

3 MR. BICE: No, Your Honor.

4 THE COURT: Okay. It'll be admitted.

5 (Exhibit Number 2153 admitted.)

6 MR. GENTILE: And Proposed Exhibit 2154 --

7 THE COURT: Do you have that one?

8 MR. GENTILE: -- is submitted for exactly the same
9 reason. This is the amalgam of documents that were presented
10 to the Court by the Department of Taxation with regard to the
11 notices that went to the Manpower people.

12 THE COURT: Mr. Bice, same objections?

13 MR. BICE: Same objection.

14 THE COURT: Same ruling.

15 It'll be admitted.

16 (Exhibit Number 2154 admitted.)

17 MR. GENTILE: Okay. With that having been done,
18 let's get Mr. Aguero.

19 THE MARSHAL: What's the witness?

20 THE COURT: Mr. Aguero.

21 MR. GENTILE: Jeremy Aguero.

22 (Pause in the proceedings.)

23 THE COURT: Mr. Aguero, good morning.

24 MR. AGUERO: Good morning, Your Honor.

25 THE COURT: How are you?

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1 MR. AGUERO: I'm well. Thank you.

2 THE COURT: When you get organized, stand up and
3 raise your right hand.

4 **JEREMY AGUERO**

5 [having been called as a witness and being first duly sworn,
6 testified as follows:]

7 THE CLERK: Thank you. Please be seated.

8 THE WITNESS: Thank you.

9 THE CLERK: Please state and spell your name for the
10 record.

11 THE WITNESS: My name is Jeremy Aguero. J-e-r-e-m-y,
12 A-g-u-e-r-o.

13 THE COURT: So, Mr. Aguero, as you can tell, we're
14 not in my normal courtroom. The one benefit is you won't get
15 locked in the witness stand this time. The disadvantage is
16 we're all socially distancing, and so we're using masks, which
17 makes it hard for us to hear each other. And we wiped down the
18 witness stand before you came in.

19 Mr. Gentile is having a hard time hearing people with
20 the masks on. He is going to ask you to repeat. Even though
21 you and he have talked about what you're going to say, he's
22 going to ask you to repeat several times, and you're going to
23 have to ask him to repeat, because it's really hard for us all
24 to hear each other, but this is the only way we can conduct the
25 proceeding.

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1 If you need a break any time, you let me know, okay?

2 THE WITNESS: Yes, Your Honor. Thank you.

3 THE COURT: All right. Mr. Gentile, you're up.

4 MR. GENTILE: Mr. Aguero --

5 MR. J. SMITH: Your Honor, if I may, can I just voir
6 dire the witness for three minutes real quick? Just three
7 minutes on a small issue?

8 THE COURT: On what?

9 MR. J. SMITH: On an issue.

10 THE COURT: Give me an idea.

11 MR. J. SMITH: A possible disqualification issue.

12 THE COURT: Okay. Why don't you stay where you were,
13 Mr. Smith.

14 There's a mic there that Mr. Prince had.

15 MR. J. SMITH: I'll --

16 THE COURT: You can borrow it from him.

17 MR. J. SMITH: I'll steal it back from Mr. Prince.

18 THE COURT: You steal it. We know he didn't really
19 use it, so.

20 MR. J. SMITH: That's true.

21 THE COURT: Okay. What do you want to --

22 VOIR DIRE EXAMINATION

23 BY MR. J. SMITH:

24 Q Mr. Aguero, can you hear me okay?

25 A Yes, sir; I can.

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1 Q All right. Thank you. And if you can't because of
2 the mask, or I just speak softly, let me know; okay?

3 A Yes, sir.

4 Q As part of your information gathering process for
5 your opinion -- for your reports, both the initial and
6 supplemental, and for your opinions in this case, you conducted
7 substantial research, including Internet research; correct?

8 A Yes, sir.

9 Q And you also reviewed various reports and data that
10 you had in-house from other projects; correct?

11 A Yes, sir.

12 Q And then you and your team also made phone calls
13 directly to State Department agencies, both outside of Nevada
14 and inside of Nevada; correct?

15 A Yes, sir.

16 Q Those phone calls were made to -- for outside
17 jurisdictions, the regulatory agencies akin to the Nevada
18 Department of Taxation that would have jurisdiction over
19 marijuana operations; correct?

20 A Yes, sir.

21 Q And you also called the Nevada Department of Taxation
22 about questions as well; correct?

23 A Yes, sir.

24 Q And you made those phone calls to the extent, the
25 information you had, you thought needed to be supplemented, you

1 felt there were inconsistencies, or you just had questions;
2 correct?

3 A Yes, sir.

4 Q And then you made phone calls both to the Nevada
5 Department of Taxation and other State agencies in other
6 jurisdictions for your supplemental report; correct?

7 A Yes, sir.

8 MR. J. SMITH: Your Honor, at this point, I would
9 like to make a motion to disqualify Mr. Aguero. I think -- and
10 perhaps the State might join this motion -- I think, like
11 calling directly the Nevada Department of Taxation outside of
12 the discovery process, that's improper contact with a
13 represented party.

14 I'd point Your Honor to U.S. v. Sierra Pacific
15 Industries, 857 F.Supp.2d 975; it's an Eastern District of
16 California case, where in that case, the U.S. sued a logging
17 company. The logging company's defense experts contacted the
18 ATF, an agency of the United States, and the Forestry
19 Department, another agency of the United States.

20 The U.S. made the same motion that I'm making now,
21 saying the defense expert's contact with State agencies outside
22 of the normal discovery process was improper ex parte
23 communication with a represented party, and the court in that
24 case excluded the evidence. So I'd make the same motion here.

25 THE COURT: And do you want to tell me why you didn't

1 do this in writing before we're here?

2 MR. J. SMITH: I -- excuse me. In preparing for the
3 deposition, it came out during the deposition testimony, and it
4 just came up while I was -- while I was preparing for this
5 examination, Your Honor.

6 THE COURT: Okay. Mr. Gentile, do you want to ask
7 any questions?

8 MR. GENTILE: Your Honor, this comes so late that
9 it's a -- first of all, I never read the case. I have no idea
10 what the facts of that case are.

11 THE COURT: Me either.

12 MR. GENTILE: With regard to Mr. Aguero, he called
13 for public information. He did not do anything outside of the
14 discovery --

15 THE COURT: Can you ask the witness questions to
16 establish that, please?

17 MR. GENTILE: Sure.

18 DIRECT EXAMINATION

19 BY MR. GENTILE:

20 Q Mr. Aguero, when you contacted the Department of
21 Taxation, did you speak to anybody in particular?

22 A No, sir.

23 Q All right. And what was the nature of the request
24 that you made with regard to the Department of Taxation?

25 A To provide -- to get clarification on some of the

1 data that's included in my report, information such as the
2 number of licensees, updates in terms of both revenue and tax
3 collection. There were sometimes where terminology wasn't
4 entirely clear, and so just trying to make sure that what we
5 were including in my report was -- it was accurate.

6 Q Okay. And other than the Department of Taxation, you
7 made no calls to any of the interveners in this case, did you?

8 A No, sir.

9 Q Okay. And do you recall the -- even the -- the
10 Division of the Department of Taxation that you spoke with?

11 A No, sir. I simply asked an analyst in my office to
12 go in and verify certain information that was provided. It was
13 very simple, very straightforward.

14 THE COURT: Mr. Smith, anything else on your voir
15 dire?

16 MR. J. SMITH: Nothing further for the witness, Your
17 Honor.

18 THE COURT: Okay.

19 MR. J. SMITH: I still think --

20 THE COURT: The motion's denied. The obtaining
21 public information, even if it is a represented agency of the
22 State, is not a disqualifying event. If you had wanted me to
23 consider this, I would have been happy to do it on motion
24 practice, but I'm not doing anything more than what we've done
25 right now here on the voir dire.

1 Okay. Mr. Gentile, you may proceed.

2 MR. GENTILE: Okay.

3 BY MR. GENTILE:

4 Q For whom do you -- by whom are you employed?

5 A Applied Analysis.

6 Q Okay. And you've testified, not just in the District
7 Courts for the Eighth Judicial District, but you've actually
8 testified in cases before Judge Gonzalez before; am I correct?

9 A Yes, sir; I have.

10 Q Okay. Tell us a little bit about your educational
11 background.

12 A Sure. I'm a graduate of the University of Nevada,
13 Las Vegas. During my undergraduate career, I undertook a
14 special course of study under the direction of Dr. Shannon
15 Bybee, who at the time was the head of the International Gaming
16 Institute. He had me focus on everything from market analysis,
17 to economics, to, you know, gaming-related activity.

18 Subsequent to that, I graduated with a law degree
19 from the Boyd School of Law, where I studied law just like
20 anybody else.

21 Q And did you graduate with honors from Boyd?

22 A Yes, sir, I did.

23 Q Specifically?

24 A I believe I was cum laude from --

25 Q Cum laude?

1 A -- Boyd.

2 Q Okay.

3 A Yes, sir.

4 Q So after -- when did you get started with regard to
5 what -- what do you do on a daily basis?

6 A Sure.

7 Q How would you characterize your activity?

8 A Sure. I'm a research analyst, sir. So how did I get
9 started? During my last year of undergraduate course work, I
10 was an intern analyst for Coopers & Lybrand; now they're
11 PricewaterhouseCoopers, one of the large accounting firms, in
12 its Financial Advisory Services Group.

13 Subsequent to that, I also upon graduating, worked
14 with the University of Nevada, Las Vegas to measure the
15 economic, fiscal, and social impact of the hospitality industry
16 in the State of Nevada that was delivered to the Gaming Impact
17 Committee that was going nationally at the time. So, I had the
18 opportunity to do that.

19 After leaving Coopers, I started Applied Analysis in
20 1997, in which case, I've undertaken a number of analyses for
21 the better part of the past 20-plus years, dealing with
22 economic, fiscal, and social impact analyses, largely in
23 Nevada, but certainly across the United States, as well.

24 Q And what are some of the clients for whom you have
25 worked since 1997 when you started --

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1 A Oh.

2 Q -- Applied Analysis.

3 A Yes, sir. There -- there -- there have been a number
4 of them. We -- probably 40 percent of our work is in the
5 public sector space. The other 60 percent is in the private
6 sector space.

7 In terms of the private sector space, we've had the
8 opportunity to work for gaming companies, major developers.
9 So, you know, companies such as MGM, Caesars, Stations, Boyd,
10 those type of companies.

11 We've also had the opportunity to work within that --
12 that public -- excuse me that -- that private space for any
13 number of developers, from the Howard Hughes Corporation to
14 smaller developers building, you know, retail outlets
15 throughout the Las Vegas Valley and outside of Las Vegas
16 Valley.

17 We track all office, industrial, retail, multifamily
18 residential development throughout the Valley, and have done
19 that for the better part of the past 20 years, and have used
20 that to do any number of market analyses.

21 On the public sector side of the spectrum, I had the
22 opportunity to work with the Governor's Task Force on tax
23 policy in the early 2000s, where I chaired its technical
24 working group.

25 I was lead staff to the Clark County Development

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1 Commission, (indiscernible). I have had the opportunity to
2 work on any number of major projects from an economic
3 development standpoint, and have testified at the Nevada State
4 Legislature on multiple occasions as a result of the same.

5 Most recently, in 2015, I did work with the -- with
6 Governor Sandoval and his administration to develop the
7 commerce tax in the State of Nevada when Governor Sandoval was
8 working on education reform throughout the state overall.

9 Subsequent to that, I was asked to be lead staff to
10 the Southern Nevada Tourism Infrastructure Committee, where we
11 -- where the Committee evaluated all major tourism-related
12 infrastructure in Southern Nevada and talked about what was
13 needed. This ultimately gave rise to the Raiders Stadium, now
14 Allegiant Stadium that has been constructed recently, getting
15 its Certificate -- Temporary Certificate of Occupancy.

16 I worked with the Committee to draft the legislation
17 and ultimately carry it, both SB1 and AB1, in the 2016 Special
18 Session of the Nevada State Legislature. And, I guess, in the
19 most recent legislative session, I worked with Senators
20 Woodhouse and Denis toward the passage of SB543, which dealt
21 specifically with restructuring the way we fund education in
22 the State of Nevada.

23 Again, on the private sector side, our -- our clients
24 are -- are relatively diverse. I would say that during the
25 vast majority of -- of my tenure, I would say a lot of the work

1 was done in the State of Nevada.

2 However, recently as our clients have expanded
3 outside the State of Nevada, we've done economic and fiscal
4 impact analyses, both throughout the United States and around
5 the world, for companies like the UFC, for example, that has
6 events that occur in Canada, or in Brazil, and they ask us to
7 do impact assessments for those as well.

8 Q Okay. Just very quickly, have you done any
9 presentations or lectures? Give us a couple of them. There's
10 two pages on your --

11 A Yes, sir.

12 Q -- on your resume, but give us a couple --

13 A Sure.

14 Q -- for the record, just to highlight it.

15 A I do presentations from time to time, mainly for
16 clients when they -- when they request an analysis of what's
17 happening in the economy.

18 I've had the opportunity to present before the
19 Federal Reserve Board when they had their first meeting here in
20 -- in -- in the United States. I've had an opportunity to
21 present before the State Legislature and, you know, the County
22 Commissions, City Councils, on a number of occasions.

23 The two largest presentations that I tend to give are
24 both the Las Vegas Preview Event and Las Vegas Perspective
25 Event, both of which I've done for more than ten years now,

1 which relate generally in terms of what's happening in the
2 economy, how it's developing, what are the challenges that
3 we're facing as a community. The most recent one was just a
4 couple of weeks ago with the 40th anniversary of the Las Vegas
5 Perspective Event.

6 Q Okay. And so most of what you've done, both in terms
7 of your work and your lecturing, deals with the economy of
8 Nevada; would that be fair to say?

9 A Yes, sir. That would be correct.

10 Q And you've been doing that for how long?

11 A Twenty-three years, plus or minus.

12 Q Have you published anything? And again, just
13 briefly, please.

14 A Well, almost every analysis that we do has some type
15 of report that gets published. Most of those are for private
16 clients. Early on in my career, the report that I mentioned
17 earlier, "The Hospitality Industry's Impact on the State of
18 Nevada", was published jointly with the University of Nevada,
19 Las Vegas in its Global Gaming -- or, excuse me, its Gaming
20 Institute, at the time, I believe is what it was called.

21 I published a paper with then-county manager, Thom
22 Reilly, about using information for government-led activity.
23 And then the -- the presentations, like you've mentioned, I've
24 certainly done a number of those.

25 For about the last, I don't know, seven or eight

1 years, I've been asked to write an article that's routinely
2 published in the Las Vegas Review Journal called "A Positive
3 Outlook."

4 Essentially, Nevada State Bank has asked me to try to
5 find something positive -- it actually occurred when the -- we
6 were -- during the Great Recession, when that was just getting
7 started, and they felt like all the news was negative and they
8 asked me to try to work on finding something positive to -- to
9 write about, and so that's how that article began.

10 MR. GENTILE: Your Honor, it is my intention to
11 question Mr. Aguero and ask for his opinion with regard to the
12 supply-demand dynamics in the Nevada marijuana industry and,
13 specifically, as it relates to the market share of dispensaries
14 and how additional dispensaries coming online will impact the
15 market share of current dispensaries that are operating.

16 THE COURT: Okay. You may proceed.

17 MR. GENTILE: Thank you.

18 BY MR. GENTILE:

19 Q Mr. Aguero, I want to kind of do this a little bit
20 backwards.

21 But, I guess before I get there, I have to ask you,
22 when were you first contacted by me about participating in this
23 litigation?

24 A I believe it was mid-December 2019.

25 Q And do you recall -- I've pretty much just stated

1 what it was that you're going to be opining about, but do you
2 recall what -- what the original contact was about?

3 A Yes, sir, I do. The question that was presented --
4 the specific question that was presented was relative to
5 supply-demand dynamics in the -- in Nevada marijuana market,
6 and to evaluate the extent to which additional competitors
7 being added to the market would potentially affect those
8 dynamics.

9 Q At that time, had you done any work with regard --
10 specifically with regard to that issue, specifically with
11 regard to the legal cannabis market?

12 A I had done work relative to the marijuana market, the
13 cannabis market in Nevada, but not specific to that issue that
14 you're saying before me here.

15 Q What was the nature of the work that you had done
16 before you were contacted with this?

17 A I would say that there are two elements. One was for
18 -- the City of Henderson had asked us to review -- actually,
19 some licensees were petitioning the City to consider expanding
20 into adult use marijuana in the City of Henderson.

21 They had asked us to review both economic
22 implications associated with that, as well as the fiscal
23 implications associated with that. While we were paid by the
24 petitioners, at least they were paying the bill, we were
25 working directly with the City of Henderson on that project.

1 Q Okay.

2 A That was early last year, I believe, or late 2018.

3 In addition to that, Mr. Gentile, the only other thing that I
4 would mention relative to this is that oftentimes in the fiscal
5 impact analyses that we work on, we are required to take a look
6 at things, like the revenue generated by the marijuana
7 industry. And when we look at that, of course, we are very
8 concerned with how the market is developing, because it will
9 impact what revenues the State may have for key services, such
10 as education.

11 Q Do you recall when you were retained in this matter?

12 A I believe, it was -- it was very late December, very
13 early January.

14 Q Okay. And how are you being paid? Do you charge a
15 rate, a -- a retainer?

16 A Yes, sir. I -- we have a retainer, and then we have
17 an hourly rate schedule that is based on time applied to the
18 project.

19 Q Okay. And as of today, do you have an idea as to how
20 much you have been paid in this matter?

21 A I don't know exactly how much I have been paid in
22 terms of what we've been -- what we've received, but I believe
23 that the total billings on the project are approximately
24 \$34,000.

25 Q About \$34,000?

1 A Yes, sir.

2 Q Okay. And what have you done -- I'm going to ask you
3 your opinion in a second, but before I get there, what types of
4 research have you performed in order to get enough information
5 upon which to form your opinion and conclusion?

6 A Yes, sir. At the outset, the most critical element
7 of the analysis that's been performed is really supply and
8 demand information.

9 By supply side information, what I am referring to
10 are the number of cannabis dispensaries that exist in the State
11 of Nevada. That's what we're interested in.

12 But we not only wanted to take a look at the
13 dispensaries as they existed in the State of Nevada, but also
14 look at the 11 jurisdictions, as well as -- I guess, 12
15 jurisdictions -- 11 states and Washington, D.C., which also had
16 some form of -- of legalized adult use of marijuana, to get a
17 sense of their supply, to take a look at whether Nevada was in
18 line or not in line with those expectations.

19 On the other side of the supply-demand -- or the
20 consideration, if you want to think about it, that -- that
21 equation, are the demand side. From demand side, what we're
22 interested in is population, employment, visitor volume. We
23 want to know consumer spending and sales. We want to
24 understand the general demographic.

25 Most notably in all of that, of course, is simply the

1 population that exists, and the relationship between the number
2 of -- of outlets that exist, and the demand for those outlets,
3 and whether they're in balance or not in balance.

4 In addition to that, we also took a look at some of
5 the history from each one of those markets. How much had
6 occurred in sales? What does normal growth look like as these
7 markets emerge and -- and come to some kind of stabilization?

8 Not all of the markets had reported that type of
9 information, but some, like Colorado, and Oregon, and
10 Washington, provided some information in terms of revenues that
11 were generated. And so we could take a look at that and see
12 what those curves look like as those markets come into some
13 form of stabilization.

14 Q Okay.

15 A I took a look at a number of academic reports that
16 had been written relative to the marginal propensity to
17 participate in marijuana consumption in the event that new
18 licenses had come online. There was greater accessibility to
19 that. There was a lot written, had to do with younger adults,
20 or even youth consumption, but wanted to take a look at what
21 the state of research was around the question of proximity and
22 consumption.

23 I also took a look at some of the other factors that
24 I thought would -- could potentially be contributing. These
25 included the relative density of the State of Nevada. And I

1 realize this may seem a little bit outside of the norm, but
2 just given the fact that the State of Nevada has one of the
3 highest levels of concentration of its urban centers; right?
4 We -- for those of us that -- that live here, we know about 74
5 percent of the population lives in a single urbanized area, the
6 Las Vegas Valley. Then we've got the Reno-Sparks urban area,
7 and then we have all of this outlying area where there's a
8 relatively small amount of population, but a number of
9 communities that exist.

10 And so we wanted to look at whether or not the
11 concentration, for example, of storefronts was being affected
12 either negatively or positively, by the fact that that
13 concentration existed; are we different because of that? We
14 also know, for example, that the federal government owns more
15 of the land in the State of Nevada than in any other state in
16 the United States, and we wanted to make sure that I was at
17 least considering some of those factors in drawing my ultimate
18 conclusions.

19 Q We're going to go through each of those parts and use
20 some graphics. But before we do that, let me ask you this;
21 after you did all of your work, what did you conclude with
22 regard to whether additional dispensary licenses would result
23 in decreased market share for existing licensees, or not?

24 A Mr. Gentile, I -- I believe I understand the
25 question. My conclusion was fairly straightforward. I believe

1 that additional licensees coming online will negatively impact
2 the market share for existing operators in the State of Nevada
3 today.

4 Q Okay.

5 MR. GENTILE: Now, could we please put up, Shane, the
6 slide from page 5.

7 THE COURT: So that will be D, next in order.

8 MR. GENTILE: These are all demonstratives.

9 THE COURT: I know.

10 MR. GENTILE: Okay.

11 THE COURT: But I got a D for demonstrative, and we
12 are up to?

13 THE CLERK: 21.

14 THE COURT: So, Shane, when you're done, can you e-
15 mail the group of slides? And Dulce will number them
16 sequentially.

17 I.T. TECH: You bet.

18 THE COURT: Thank you.

19 BY MR. GENTILE:

20 Q What does this exhibit demonstrate?

21 A This is simply the states with legal recreational
22 marijuana that we used as a starting point for analytical
23 purposes, respecting the fact that not all states report
24 information, and there's a lot of dialogue going on throughout
25 the United States.

1 The intent of this particular graphic is simply to
2 essentially introduce the reader to the number of markets that
3 we'd be using for purposes -- for the analytical purposes
4 throughout the balance of the report.

5 Q And just in general, in terms of macroeconomics, are
6 -- is the economy of every one of these states the same?

7 A No, sir. Matter of fact, they're quite different,
8 particularly if you consider a state like California, which is
9 one of the largest economies on planet Earth, and compare it
10 against the State of Nevada, or the State -- or -- or Alaska,
11 for example, which is going to be much more modest in terms of
12 both its population and, of course, its economic output.

13 Q Now, if I understand this map, this deals with
14 recreational marijuana. So there are some states that are not
15 on here that have medical marijuana; am I correct?

16 A That would be correct. Yes, sir.

17 Q All right. But we were focusing only on
18 recreational, because that's the licenses that are at issue in
19 this case?

20 A Yes, sir. That's correct.

21 Q Okay. Are the supply conditions the same in each one
22 of these states?

23 A No, sir; they are not.

24 Q And why is that?

25 A Well, I think it's because the regulatory framework

1 in each one of these states is different. I also believe it's
2 because of the way the population is set up in each one of
3 these states; right?

4 Q Okay. Well --

5 A If that population we were talking about before is
6 concentrated in a single area, you could have an outlet that
7 provides greater service to a greater number of people. By
8 contrast, if you have a state that's very dispersed or very
9 large, it could be very different.

10 And the regulatory -- excuse me -- the regulatory
11 framework associated with each individual state, the way that
12 it's rolled it out, the way that it's introduced recreational
13 marijuana into the market makes it different in state to state.
14 And that -- I think that's one of the interesting elements of
15 the analysis that was done, is that when we looked at each one
16 of the states, what we found is that they were very different.

17 Q And they have different numbers of outlets, too; am I
18 correct?

19 A Absolutely. Yes, sir.

20 Q All right.

21 MR. GENTILE: Shane, could we have the exhibit -- the
22 -- the chart from page 7 up on the screen, please.

23 I.T. TECH: We don't have a page 7 chart.

24 MR. GENTILE: It's, Number of Recreational Marijuana
25 Licenses by State. You don't have that one?

1 I.T. TECH: Yeah, it's on page 8 on mine.

2 MR. GENTILE: All right. Well --

3 THE COURT: Is that the correct one?

4 MR. GENTILE: -- let's go to the --

5 THE WITNESS: Yes, ma'am.

6 MR. GENTILE: -- next one. This is not the correct
7 one, but we'll get to it.

8 That's okay.

9 BY MR. GENTILE:

10 Q You can -- do you remember the raw numbers with
11 regard to the number of recreational marijuana licensees each
12 state has? And if you don't, if you brought your report with
13 you, you can refresh your memory with your report.

14 A I'm --

15 Q And you don't have your report with you?

16 A I -- I probably should look at my report. I think
17 that I remember them, but I think as --

18 Q Well, if you remember, go for it. But if you don't
19 and -- and you want to be --

20 A Well, let me tell you what I do remember and then if
21 you'd --

22 Q Sure.

23 A -- like me to go more deeply, I can go through it.
24 What I do remember, is that when you look at a state like
25 California and its -- its relative size, 29 million people

1 living there, has about 660 licenses overall. And you compare
2 that against a state like Oregon, which has a very similar
3 number of licenses, but substantially fewer people over the age
4 of 21.

5 What I can tell you is that if we go through each one
6 of those, including, for example, the State of Nevada with its
7 68 licenses I think that are identified in the exhibit that
8 you're talking about there, and we walk through each one of
9 those, what we see is that a state with dramatically different
10 demand dynamics may have very similar number of outlets
11 overall.

12 And again, if you'd like me to go through each one of
13 the states, I'd be happy to pull up my report.

14 MR. GENTILE: Can we pull up page 8, please.

15 BY MR. GENTILE:

16 Q This isn't the raw numbers, but this chart represents
17 the number of licensees per 100,000 population; am I correct?

18 A Yes, sir; you are.

19 Q All right. Why did you prepare this? What does it
20 tell us?

21 A Because in the analysis, what I wanted to take a look
22 at is to see that -- that -- that relationship, if you will,
23 between the number of licenses that exist and the base
24 population that those licenses are ostensibly designed to
25 serve.

1 Now, I -- I certainly say that with an asterisk next
2 to it, based on the fact that we're talking about population of
3 100,000 or more over the age of 21. And in a community like
4 ours here, in the State of Nevada, we have a substantial share
5 of the population, that is the full-time equivalency population
6 that might be attributable to visitor volume. I want to at
7 least put an asterisk there.

8 But that -- what this was designed to demonstrate was
9 simply the relationship between the number of outlets available
10 and the population in each one of these states.

11 Q And so we're -- Nevada ranks about in the middle?

12 A Yes, sir. It ranks in about the middle ordinarily
13 here. I believe, if I remember correctly, the overall average
14 or the simple average was about 6, but you get the idea in
15 terms of -- you can see it visually here, that California is
16 pretty much -- excuse me, that Nevada is pretty much in the
17 middle of the pack.

18 THE COURT: So can I stop you for a minute? Did you
19 include the visitor volume in doing this calculation or not?

20 THE WITNESS: No, Your Honor.

21 THE COURT: Okay.

22 THE WITNESS: I did not.

23 THE COURT: Thank you.

24 THE WITNESS: And the reason that I didn't do that,
25 Your Honor, is because in order to make it a fair comparison, I

1 don't know that we could have come up with a visitor equivalent
2 for a state like Washington, or one like Massachusetts.

3 THE COURT: I understand. I was just trying to make
4 sure that I understood what was on the screen.

5 MR. GENTILE: So this --

6 THE WITNESS: Thank you, Your Honor.

7 THE COURT: Thanks.

8 BY MR. GENTILE:

9 Q So this chart deals essentially with the people that
10 live here permanently or regularly, that -- that are considered
11 as part of our population during the census, if I understand
12 correctly?

13 A Yes, sir; you understand it correctly.

14 Q Okay. Good. And so, if I understand this chart
15 correctly, is this telling us that for every 100,000 people,
16 21 years or older, in Nevada, there are three dispensaries?

17 A Yes, sir; that's what it's telling you.

18 Q And so we have fewer -- far fewer per 100,000 than
19 Alaska, Oregon, Colorado or Washington?

20 A Also correct, sir. Yes.

21 Q Okay, but we have more than California? California's
22 got fewer than us?

23 A Also correct, sir.

24 Q Why is that?

25 A Well, look, I -- I also think California has a number

1 of -- of highly -- highly -- I don't want to say congested, but
2 clustered population; right?

3 In addition to that, California's laws and
4 regulations are simply different than ours.

5 Q Gotcha.

6 A I think we also have to keep in mind the relative
7 size of California, as well.

8 Q Well, this tells us how many stores are basically
9 serving the market per 100,000.

10 MR. GENTILE: But if we could turn to page 10 and 11.
11 And I don't know if you can, Shane, but there are -- there are
12 -- there are two graphics on page 10. And there's two on 11,
13 but I don't want the top half. I just want the ones that are
14 green and gray; okay?

15 Can you put them all on one page? Is that doable?

16 I.T. TECH: I'll try. You don't want the bottom
17 graph on page 11?

18 MR. GENTILE: I want the bottom one on 11, not the
19 top one. Okay.

20 I.T. TECH: Page 11 is on the top.

21 MR. GENTILE: Thank you.

22 BY MR. GENTILE:

23 Q Mr. Aguero, what do these charts tell the Court?

24 A Mr. Gentile, the intent of these charts was to take a
25 look at what it looks like when a state introduces the

1 marijuana market through the regulatory process.

2 So what does it look like as the -- the product comes
3 online, what does it look like in terms of initial
4 introduction, and is there an expected amount of growth that's
5 going to occur in the market, as the -- as the market seeks
6 some kind of stabilization.

7 What is shown up here are three charts, one for
8 Oregon, one for Colorado, and one for Washington, where these
9 data are readily available. And what we see from these charts
10 is that when there was an initial introduction, it tends to be
11 relatively low, I would almost say modest. That is followed by
12 a period of very rapid growth.

13 And then what we've seen in some maturing markets --
14 and I wouldn't call them mature, but I would say that they're
15 maturing -- that you see that curve start to flatten a little
16 bit. The rate of growth starts to decline in some ways, which
17 indicates that the market is at least approaching some form of
18 stabilization.

19 Q And is -- is cannabis, because of the recency of its
20 introduction lawfully, is it kind of a unique study as --

21 A Without a doubt.

22 Q I'm sorry -- with a doubt, is that what you said?

23 A Without a doubt.

24 Q And why is that?

25 A Well, look, I mean, I think for any number of

1 reasons, it's interesting in this way. I think the one that
2 you said at the outset in your question is one that's
3 particularly compelling to me as an analyst; right?

4 This is something that is new. It is something that
5 didn't exist 5, 10, 11 years ago, something along those lines.

6 And so what we get to see is almost a science
7 experiment happening in front of our eyes. We get to see what
8 happens when you bring this -- these -- the product online,
9 when you open storefronts, when you have different business
10 models in terms of introduction.

11 We have different regulatory models. You have the
12 opportunity to see how they work. Look, I will tell you that,
13 you know, watching that occur, I think is going to be very
14 interesting as we see some of how these states stabilize from a
15 differential standpoint.

16 But the second piece that I would tell you is, I
17 think in the second half of your question, and that is you
18 said, something that has now become legal. And this is a very
19 interesting part of the question, because it pertains to a
20 couple of key elements from any supply-demand analysis, and I'm
21 going to focus most specifically on the demand side.

22 Two things. Number one, how many consumers are going
23 to -- to -- to shift from an illegal market to a legal market;
24 what is that going to look like, when does that stabilize?

25 And -- and really, you know, number two, in terms of

1 -- of how many new folks, new consumers that maybe were
2 opposed, afraid, didn't want to take part in a market that they
3 felt was illegal, are now going to come out and say, hey, this
4 is now legal in the State of Nevada. I'm not doing anything
5 that violates the law, and so my marginal propensity to consume
6 is going to increase.

7 From an analytical standpoint, I think those are very
8 interesting questions.

9 Q Do they still get paranoid when they smoke a joint?

10 A I cannot answer that question, sir.

11 Q Okay. Okay, can we -- now, you've talked about the
12 total number of dispensaries in Nevada and in other states, but
13 we're here about Nevada. This case is about Nevada. I know
14 you have to look to the other states' data in order to get --
15 to truly measure it.

16 MR. GENTILE: But if we can look at page 18, the
17 chart on page 18, please, Shane.

18 BY MR. GENTILE:

19 Q We had that chart before that talked about state-by-
20 state, 100,000 per population in terms of dispensaries.

21 What does -- how does it work in the State of Nevada?

22 THE COURT: Is West Wendover the one that's right
23 over the Utah border?

24 THE WITNESS: Yes, ma'am.

25 THE COURT: Okay.

1 THE WITNESS: That's correct, Your Honor.

2 THE COURT: I'm just trying to make sure I understand
3 where I am.

4 THE WITNESS: Yeah. Mr. Gentile, the -- the analysis
5 works very similarly, although, of course the framework is
6 similar because we're talking about inside the State of Nevada
7 as opposed to talking all the way across the entirety of the
8 United States.

9 And what I think you really see here is, look, from
10 an analyst's perspective, there's a lot that's really
11 interesting, from my perspective.

12 So first and foremost, you see the distinct nature of
13 Nevada's three economies; the Southern Nevada economy, the
14 Northern Nevada economy, and then the rural economy that's
15 throughout the balance of the State; right?

16 You can see the different jurisdictions, at least the
17 jurisdictions in the southern portion of the State, are all
18 fairly highly clustered together. And while as much as I would
19 like to be able to draw a huge distinction between the City of
20 Las Vegas and unincorporated Clark County, or the City of Las
21 Vegas and Henderson, the reality is, many residents don't draw
22 a distinction. Those are simply political lines that are drawn
23 for a jurisdictional boundary. And so we can see how some of
24 that kind of plays out in terms of an aggregate total.

25 In addition to that, what we also see is some of the

1 rural area demographics. West Wendover, I think the last time
2 I looked at their population, had something like 45, 4600 folks
3 living there. Obviously, one license is going to make that
4 number seem astronomically high, because it's servicing an area
5 that is in, what we could consider relatively remote, or with
6 limited density from a population standpoint, and I think
7 that's exactly what we're seeing here.

8 At the end of the day, instead of just looking at
9 that three that we saw from the State of Nevada, what we can
10 also see here is that that three has some variation within our
11 State as well, which can inform significantly in terms of that
12 supply-demand dynamic.

13 Q Well, this appears -- this chart appears to indicate
14 that there is not a whole lot of difference between the number
15 of dispensaries per 100,000, between Henderson, North Las Vegas
16 and Las Vegas. Is that about what that says?

17 A Yes, sir. Forgive me if I wasn't sort of clear in my
18 prior answer. The answer to your question is --

19 Q Well -- well --

20 A -- is yes, that's the case. And again, given the
21 nature of our urban community, this is kind of how we'd expect
22 it to be.

23 Q And would it be fair to say then that -- well, let me
24 ask a question just in general.

25 Does a -- does a -- does a dispensary in Henderson

1 compete with a dispensary in West Wendover?

2 A Probably very rarely.

3 Q Okay. Does that change as it gets more into a
4 geographic -- more centered geographic location?

5 A Without a doubt.

6 Q Okay. In what way?

7 A Well, look, for folks that live here in the urban
8 valley, I mean, you could live in Henderson, work in Las Vegas
9 and have your kid attend community college in North Las Vegas.

10 And I think for many people, that distinction would
11 -- would not be a distinction at all. We -- we view ourselves
12 as being, you know, residents of the Las Vegas Valley, or
13 residents of Las Vegas.

14 Those political boundaries, whether I'm stopping at a
15 storefront on the way home or on the way to work, whether I'm
16 stopping somewhere, you know, on the way to a special event or
17 something along those lines.

18 Whether it's this industry or any other, the reality
19 is, is that as much as we'd like to believe that because I have
20 a storefront in the City of Henderson versus the City of Las
21 Vegas, if you're on one side of Eastern Avenue or the other,
22 right, you are serving the exact same population.

23 The other part, Mr. Gentile, that I --

24 THE WITNESS: Again, if I'm overemphasizing this
25 point, Your Honor, you can just stop me.

1 But the other side is that --

2 BY MR. GENTILE:

3 Q The Court's not going to stop you.

4 A Okay.

5 Q You can just go ahead.

6 A But the concentration of our population, I think
7 sometimes we ignore just how dense our community really is in
8 terms of the number of people per household, the number of
9 people per -- per square mile; right? We are relatively dense.

10 And so because of that, you know, when you talk to
11 someone that maybe lives in Dallas, and they talk about how
12 long it takes to go from one side of the town to the other side
13 of town, like this is an hour-and-a-half drive. For us, you
14 can probably get just about anywhere in 30 minutes, 40 minutes,
15 maybe to go from the far end of the Valley to the far end of
16 the Valley.

17 And that -- that -- that closeness, if you will, that
18 lack of dispersion, I think plays a great deal into the exact
19 question that you're asking here.

20 Q So is it kind of like, I get gas at the gas station
21 where I notice that I need gas, as compared to the same gas
22 station all the time, when -- when you're --

23 A Well --

24 Q -- talking about --

25 A -- look --

1 Q -- dispensaries competing with one another?

2 A Yes, sir. I mean, you bring up sort of an
3 interesting hypothetical there relative to the gas station;
4 right?

5 I mean, gas stations have tried for a very long time
6 to try and differentiate themselves based on the quality of
7 gasoline that they provide to you. However, the tendency and
8 where you see gas stations be constructed all the time are, you
9 know, we have a tendency to frequent the same ones, because our
10 travel patterns have a tendency to be the same. Sometimes,
11 it's on the way home. Sometimes, it's on the way to work;
12 right?

13 But those gas stations are providing a generally
14 homogenous good. It is very similar. No matter what gas
15 station you go to, it will make your car go forward when you
16 put it -- when you put that petroleum into that gas tank.

17 And we see it in terms of restaurants. We see it in
18 terms of retail, general retail. And I think we also see it in
19 terms of cannabis, in terms of the fact that that proximity,
20 that location matters in terms of creating that opportunity and
21 serving the market at large.

22 MR. GENTILE: Page 19, please, both charts, please,
23 Shane.

24 THE CLERK: D26.

25 BY MR. GENTILE:

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1 Q It has been repeated over and over again in this
2 case, and I think we all know it, that the cannabis industry is
3 important to the -- to the economy of Southern Nevada because
4 it generates a lot of tax revenue, and it's relatively new in
5 the sense of that tax revenue's only been coming in six or
6 seven years now.

7 Did you do anything to determine the taxable
8 marijuana sales in Nevada and how it's trending?

9 A Yes, sir. In the initial report that I drafted, the
10 goal was to try and look at how much tax revenue was being
11 generated to make sure that I had a complete understanding of
12 the trend, the growth, because it's a great measure in terms of
13 the volume that's taking place.

14 Subsequent to that initial report being drafted in
15 January, you had asked me to go back and take a look at my
16 analyses as they related to the COVID-19 crisis that we're
17 dealing with.

18 Subsequent to that, I did update my report, and so
19 you see some of those numbers here, just showing some of the
20 differential that we saw relative to that.

21 Now, what you've shown here is each month compared to
22 the same month overall. We also show it same month prior year,
23 trailing three months, trailing six months.

24 And what the takeaway is, from all of that, is that
25 the market has been growing, not unlike the other states that

1 we just looked at.

2 But what we also see, and what I think was required
3 of me in terms of submitting my amended report, was that the
4 COVID-19 crisis is real; right? We -- we know that, I guess,
5 anyone sitting here. And it is affecting the State of Nevada
6 and this community here in Southern Nevada, a disparately.

7 And from that perspective, we have seen a drop-off in
8 taxable retail sales, generally, in visitor volume generally,
9 but also, specifically, in marijuana sales.

10 Now, again, the data that I had through the date of
11 my report was about February. There have been about three
12 months that have come out subsequent to that. Each one of
13 those months has shown a negative year-over-year growth rate.

14 And -- and -- and -- and -- and I think, why is that
15 important? Why does that kind of matter?

16 Well, number one, because, you know, our economy saw
17 the unemployment rate, the State's economy's unemployment rate
18 go to the highest rate ever reported by any state since
19 unemployment statistics were being reported. I mean, this
20 level of disruption, at least in my 20 years, is as bad as I've
21 ever seen.

22 But more specifically as we start to think about
23 that, we think about the relative dependence that we have on
24 our tourism economy. With about 16 percent of the people, to
25 put a head in a bed on any given night, don't live here full-

1 time. I mean, here we are in one of the largest convention
2 centers, anywhere in the United States, the report that came
3 out last Friday essentially said that the number of convention
4 delegates was approaching zero.

5 Now, I'm not going to link that directly sort of
6 one-to-one, but the idea that you have a community anywhere in
7 the United States, where 16 percent of its full-time
8 equivalency population was essentially gone for a couple of
9 months -- was essentially gone for a couple of months, and then
10 when the market opened back up, was still operating at a
11 70 percent decrease; right? When I think about it in that
12 terms, the reality is, we went from an economy that was among
13 the nation's fastest growing, to among the nation's fastest
14 contracting.

15 And I am -- you know, the -- the entire question that
16 you've asked of me here is, you know, how -- what does the
17 balance look like between supply and demand? Well, when we did
18 our analysis in, you know, January, pre COVID-19, we're
19 operating in a market in which growth is occurring. We're not
20 operating in that market anymore.

21 Now, we're operating in a market where our economy,
22 the State's economy -- let me just put it in this perspective.
23 Between -- during the great recession, arguably the worst
24 economic downturn that I had to review during my career, and I
25 think in modern history, the State of Nevada. We lost about

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1 200,000 jobs over two-and-a-half years.

2 We lost 250,000 jobs during COVID-19 in two months.
3 Now, we've added some of those back, but what we're seeing in
4 almost every single metric of economic performance, in almost
5 every single metric of fiscal performance, the ability of state
6 and local governments to generate revenue, to provide
7 education, or healthcare and the like, we're seeing those
8 decline, including in the marijuana market.

9 Q You know, Mr. Aguero, I think maybe we need to advise
10 the Court. Your original report, which was back in January,
11 your conclusion was the same as it is now?

12 A Yes, sir. That's correct.

13 Q In terms of what the impact of additional
14 dispensaries would be on existing dispensaries?

15 A Yes, sir. And that does not change because of
16 COVID-19.

17 Q So would it be fair to say that your opinion is the
18 same, but the situation's worse?

19 A Yeah, I think that'd be a fair assessment. Yes, sir.

20 Q So even when it was booming, even before there had
21 been a turndown, and now if I understand this graphic and what
22 you just testified to, February, March, April, May and June
23 have continued to be a downturn?

24 A Yes, sir. That is correct.

25 Q Okay. Is it getting worse? Is it tapering off? Is

1 it --

2 A No, sir. Look, without having those numbers
3 specifically in front of me, I believe that March was off about
4 27 percent; I believe, April was off about 23 percent; and I
5 believe May was off 17 percent, plus or minus.

6 Q And is that year-to-year, in other words, compare --

7 A That's the same month compared to the same month of
8 the prior year. And -- and while -- you know, while the rate
9 of decline has gotten better, much like what we've seen in the
10 broader economic analysis, I certainly don't want to leave
11 anyone here with the impression that it's somehow good.

12 Q Okay.

13 MR. GENTILE: Can we turn to page 20, please, Shane.
14 And again, both charts, please.

15 THE CLERK: That will be D27.

16 BY MR. GENTILE:

17 Q Actually, we -- if I read these charts correctly,
18 you've done a series of analyses with regard to the growth in
19 taxable retail marijuana sales, you've done it month-by-month
20 three-month trailing, six-month trailing, and annualized;
21 right?

22 A That's correct. Yes, sir.

23 Q Okay.

24 MR. GENTILE: Let's -- I don't know if we can put all
25 four on one page, but if we can, let's try.

1 BY MR. GENTILE:

2 Q And then I'm going to ask you --

3 I.T. TECH: Is that 21?

4 MR. GENTILE: That's the best we can do?

5 I.T. TECH: No, is that page 21, the one you're
6 referring to?

7 MR. GENTILE: Yes, page 20 and 21, if we could
8 display all of four of them on one page, please.

9 BY MR. GENTILE:

10 Q All right. So it looks like it's up-down, up-down.
11 So the first one, top left. Tell the Court what this
12 indicates.

13 A If -- if we look through all four of these -- and I
14 realize you're asking me the top left, so let me --

15 Q You know, let's -- Mr. Aguero, do it the way you
16 think it makes the best sense --

17 A Okay.

18 Q -- seriously.

19 A Every one of these charts tells us the exact same
20 thing, but in a slightly different way.

21 If we look at the chart in the top left, we see what
22 happens in one month. But one month does not make a trend. I
23 want to be clear about that.

24 So what we commonly do is we look at it over a
25 three-month cycle, over a six-month cycle, and then over a

1 trailing 12-month cycle. And what we're looking for here is
2 whether or not that rate of growth, that rate of expansion has
3 started to flatten.

4 Now, what you mentioned earlier was that the analysis
5 was done prior to COVID-19. And if you look in the bottom
6 left-hand corner, you'll see the trailing three-month basis.
7 And you'll note that where the growth rates were a little
8 higher there in July and August of 2019, that they started to
9 get a little bit lower, that they started to trend in a little
10 bit of a different direction.

11 If you look at it in the training six-month basis
12 where, again, now we're looking at six months at a time, and
13 see that it's starting to come back down. And if you look at
14 it over a trailing 12-month basis, you can see that that growth
15 rate is lower than it has been historically.

16 Again, the only purpose of this was to get a sense of
17 really two things. Number one, is the rate of growth expanding
18 at an increasing rate, is it -- or at a decreasing rate, or is
19 it stable.

20 And then number two, in terms of the consideration
21 post COVID-19, did we start to see a shift after that?

22 Now, obviously, February is pretty early in that
23 cycle, but that's the latest data that we had available. And
24 what these data have a tendency to show me is that while the
25 market was expanding, it was showing signs of expanding at a

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1 slightly slower clip, even before COVID-19.

2 Q All right. So it was getting closer to saturation;
3 would that be fair to say?

4 A I'm not going to say that it was necessarily
5 saturated, or that it was, you know, approaching saturation.
6 But what I am going to say is that the rate of that growth was
7 -- was diminishing somewhat and that was going to affect the
8 market overall.

9 Q You know, this might be a good time to talk about
10 Say's law. What is Say's law?

11 A Say's law is a -- is a law in economics that
12 essentially says that supply creates its own demand.

13 Here in Las Vegas, we have a tendency to use it all
14 the time; right? For those of us that have been here for a
15 long time, you always heard, if they build it they will come.

16 THE COURT: They will come.

17 THE WITNESS: If you build it, they will come. I
18 guess that's also from a -- a Kevin Costner movie. I'm going
19 to forget the name of it. But, you know, if you --

20 BY MR. GENTILE:

21 Q Field of Dreams.

22 A Thank you. Field of Dreams; right?

23 THE COURT: Baseball, yeah.

24 THE WITNESS: But you get the idea. Say's law is
25 just an economic axiom that says, by putting supply out there,

1 you're giving consumers the ability to consume.

2 And so the question in Say's law here, is whether or
3 not by adding an additional storefront, you're going to create
4 demand as a result of that.

5 Q What the -- what does the data, at least in terms of
6 what we have through the last month, what does that indicate
7 with your --

8 A Well, had you asked me that question prior to COVID-
9 19, I would have suggested to you -- and -- and I think it was
10 in my report, and continues to be the same conclusion -- that
11 there's not a -- there's not a single answer here.

12 If you were to put another storefront somewhere, you
13 know, thoughtfully placed, in the urban Las Vegas Valley, do I
14 think it has the potential to increase the marginal propensity
15 to consume? Sure. I think it does. I think that the folks
16 that are in close proximity to that area, perhaps.

17 The problem is, is that really two-fold. Number one,
18 that is not mutually exclusive with the fact that it will also
19 take market share from those existing operators, those existing
20 operators that might have been drawing consumers from that
21 exact same area.

22 Compound that with the COVID-19 environment where
23 there's actually shrinking growth within the market, not
24 expanding growth within the market, and I think now you have
25 something that -- that creates a pretty formidable one-two

1 punch in terms of the effects that it would have on existing
2 operators.

3 MR. GENTILE: Can we go to page 22, please, Shane.
4 Again, both charts.

5 BY MR. GENTILE:

6 Q This is a different graphic. These two are
7 different.

8 Hold on just a moment. Okay. The earlier one that
9 looked like this was just talking about retail sales. This is
10 talking about tax money --

11 A That's exactly right --

12 Q -- if I understand it correctly.

13 A -- Mr. Gentile.

14 Q All right. And what does it indicate?

15 A It simply indicates that you'll notice that -- that
16 there's variability in the tax collections that are being shown
17 here.

18 And again, tax collections can have any number of
19 reasons, people reporting, late delays, something along those
20 lines. But if you look at the curve along the top, and you
21 look at the monthly collections in excised taxes, you see a
22 flattening in terms of that curve. And at the far right-hand
23 side, you see a decrease. And certainly, if we look at the
24 growth rate, which is on the bottom chart that you provided for
25 me here, right, you can see that negative growth.

1 Now, it also occurs in December. Exactly why, I
2 can't tell you. But if you look over time, you're not seeing
3 every month be a greater number than the month before; right?

4 What you're seeing is an up and a down, and an up and
5 a down, which again, I think points to some stabilization
6 potentially occurring within the market.

7 Q So opening up additional dispensaries isn't
8 necessarily going to bring in more tax revenue, it would just
9 rearrange it?

10 A I think it's -- it depends very much where they come
11 online. But I don't think you can simply say that Say's law,
12 in its purest form, is in effect. That simply by opening up
13 another outlet, you are going to grow the market. I -- as a
14 matter of fact, I think the opposite of that is true.

15 MR. GENTILE: Shane, do you have the chart that's on
16 page 26? Because it's similar to the other one.

17 I.T. TECH: Bear with me a moment. That one?

18 MR. GENTILE: Yeah, you do. Great.

19 BY MR. GENTILE:

20 Q Mr. Aguero, you've created this chart for us, Drive-
21 Time Analysis of Proximity to Recreational Marijuana
22 Storefronts, Clark County.

23 What does it tell us, and what went into you --

24 A Sure.

25 Q -- developing this chart?

1 A Yes, sir. So, essentially, the analysis that was
2 done took a look at every residential unit that exists in Clark
3 County using essentially census data, if you will, determining
4 where people are physically located versus where the closest
5 outlet is in terms of a cannabis outlet.

6 And essentially, doing an analysis, the Geographic
7 Information System, or GIS-based analysis, to look at how long
8 it would take someone to go from their point of residence to
9 that -- the closest outlet.

10 And what this chart shows us is that, again, we
11 looked at it by people within five minutes to the closest
12 dispensary, 10 minutes, 15 minutes, and then 20 minutes to the
13 closest dispensary. And what we see is that about a quarter of
14 the population is within five minutes of a dispensary here in
15 Southern Nevada.

16 But when you increase that to ten minutes, it's not
17 one-quarter, it's almost three-quarters of the population is
18 within ten minutes of that dispensary. And if we look at it in
19 terms of 15 minutes, it goes up to about 95 percent, and then
20 you can see that there's diminishing returns as we get above
21 that. Almost everybody is within 20 minutes.

22 Again, that goes to the size. But what it also goes
23 to is that the question of, if you open another storefront,
24 right, 95 percent of the customer base is already within 15
25 minutes of a dispensary; right? Two-thirds. Excuse me,

1 three-fourths. Three out of every four, roughly, are within
2 ten minutes of a dispensary.

3 And again, not a perfect analysis to be sure, because
4 people drive around the Valley, go to work and those type of
5 things. But when we're talking about the relative
6 accessibility of something, whether I as a consumer have the
7 ability to get what I want to get in the urban Valley today, I
8 think this demonstrates as much as anything in my report that
9 the answer to that is, they can.

10 Q And, of course, this doesn't take into consideration
11 where you work and whether there's a dispensary across the
12 street?

13 A Not at all.

14 Q Okay.

15 A Not at all.

16 Q Now, you -- you -- I know it just -- it -- it
17 illustrates the same thing, but -- but it's a little bit
18 different view of it.

19 MR. GENTILE: Shane, pull up the chart from page 27.

20 BY MR. GENTILE:

21 Q If I understand this chart, the white dots are
22 dispensaries?

23 A That is correct, sir.

24 Q And the green area deals with the 20-minute from a
25 dispensary area?

1 A That is exactly correct; yes, sir.

2 Q Okay. So -- so pretty clearly, to people at the core
3 of this -- well, this is the 20 minute one. And I have no idea
4 where some of these things are, pretty far though. Pretty far.
5 That would be the 20 minute map.

6 MR. GENTILE: Shane, let's go to the chart on page --

7 THE COURT: The 15 minute map?

8 MR. GENTILE: You want to see the 15? Sure.

9 THE COURT: We're already on the 15 minute map.

10 MR. GENTILE: Let's -- oh, you already did the 15.

11 Good.

12 THE COURT: Isn't that nice.

13 MR. GENTILE: That's the 15 minute map. Let's go to
14 the 10 minute map.

15 BY MR. GENTILE:

16 Q So the people that live within that green area are
17 minutes or less from a dispensary?

18 A That is correct, sir.

19 Q In terms of where they live?

20 A In terms of where their residence is.

21 Q Right. What about hotels on the Strip, they're
22 really close, aren't they?

23 A Yes, sir. Those 16 percent --

24 Q Okay.

25 A -- of the population and the 150,000 hotel rooms, I

1 believe, are almost all within the 5 minute or less.

2 MR. GENTILE: And let's go to the 5 minute map.

3 BY MR. GENTILE:

4 Q Well, that definitely has the Strip in it. So the
5 people in these green areas are within 5 minutes of a
6 dispensary in terms of where they're living?

7 A Correct, sir.

8 Q Okay. If you add tourists to that, that percentage
9 goes way up?

10 A I believe, it would; yes, sir.

11 Q All right. Now, you talked about earlier, about
12 density and how that plays into your opinion.

13 MR. GENTILE: Can we see the chart on page 31,
14 please, Shane.

15 BY MR. GENTILE:

16 Q What does this tell us?

17 A This is simply looking at the land administered by
18 the -- for -- by the Federal Government in the State of Nevada,
19 largely, the Bureau of Land Management.

20 Q And why did you even take that into consideration?

21 A Because, I believe, that the greater the clustering
22 of the population, the greater the service can take place from
23 the existing providers that are here today.

24 It's not like there's a far-flung area, a market that
25 isn't being served, or maybe that's some consideration that's

1 outside of my scope.

2 But if we're talking about the areas where the vast
3 majority, 90 percent plus, of the population of the State of
4 Nevada reside, it is heavily clustered by -- for two reasons.

5 Reason number one, is that the federal government
6 owns land outside, so you have very limited sprawl development,
7 as you might think about it.

8 And number two, you know, really Clark County
9 operates from a de facto land boundary as a result of the
10 Southern Nevada Public Lands Management Act, which limits out
11 far you can leap out.

12 And so the combination of those things, at least
13 suggests to me, that the operators that are here are able to
14 service a population that is in closer proximity than it
15 otherwise would have been.

16 And there's a sister chart to this one that I -- I
17 don't know if we're going to look at, but --

18 Q We can put it up now --

19 A -- there's a sister chart --

20 Q -- yes.

21 A -- to this one that looks at the --

22 MR. GENTILE: Put the next one up, please, Shane.

23 THE WITNESS: -- population per square mile.

24 MR. GENTILE: Page 32.

25 THE WITNESS: What you see is that Nevada falls

1 relatively in the middle of the pack. Excuse me, Nevada falls
2 relatively in the middle of the pack.

3 And here, if you look at Alaska, over here on the far
4 right-hand side, obviously, it's a very different state. It's
5 -- it's -- it's all spread out. It's people all over the
6 place.

7 You compare that against other places and you see
8 that Nevada's relatively in the middle in the pack. It's not
9 -- this dispersion is giving us the opportunity to be
10 successful.

11 Q So to --

12 A Or lack thereof. Excuse me.

13 Q -- to sum it up, whether they get licenses lawfully
14 or unlawfully, any additional dispensary, if I understand your
15 opinion, is going to take business from existing dispensaries?

16 A Without a doubt.

17 Q Okay. And that would happen pre-COVID or post-
18 COVID?

19 A That's correct, sir.

20 Q But with regard to now, the post-COVID economy -- by
21 the way, when is it going to come back?

22 A Our --

23 Q I mean, you know a lot about the economy of Southern
24 Nevada. When's it coming back?

25 A We are currently modeling somewhere between 18 and

1 months in terms of the recovery cycle.

2 Q 18 and 36 months?

3 A Yes, sir.

4 Q Okay. So we don't really know when; is that a fair
5 statement?

6 A Certainly, I cannot tell you with some degree of
7 precision exactly when the market's going to come back. But
8 I'm not going to sit here and tell you that I don't believe the
9 market is going to come back. I believe in the resiliency of
10 our State's economy, and I think that it will continue to
11 recover.

12 Q I don't think I have anything further.

13 MR. GENTILE: Let me have a moment.

14 THE COURT: Okay. We're going to take our lunch
15 break. Because we are in an isolated location, I don't know
16 what the arrangements are they've made for you to eat. But are
17 you going to eat here, are you going to go off-site?

18 THE WITNESS: Ma'am, I'm -- I'm -- Your Honor, I'm
19 not entirely sure.

20 THE COURT: Okay.

21 THE WITNESS: But I'll be just fine. Please don't
22 worry about me.

23 THE COURT: Mr. Gentile, since you -- are you okay?
24 Since you always bring lunch --

25 MR. GENTILE: That depends on how you mean it.

1 THE COURT: -- did you bring him the -- did you make
2 arrangements to feed your witness?

3 MR. GENTILE: I am going to pass the witness at this
4 point.

5 THE COURT: That's not the question I asked.

6 MR. GENTILE: What did you ask me?

7 THE COURT: Did you make arrangements to feed your
8 witness or is he going to have to arrange to get food?

9 MR. GENTILE: I did not make arrangements, because I
10 thought my witness, according to Mr. Dzarnoski, was going to be
11 on by 9:00 o'clock.

12 THE COURT: All right. So, we're going to take a
13 break until 1:15, in case anyone needs to leave the facility to
14 get food or more Starbucks.

15 So we'll be in recess until 1:15.

16 THE WITNESS: Thank you, Your Honor.

17 THE COURT: Good luck.

18 THE WITNESS: Thank you.

19 (Proceedings recessed at 11:57 a.m.)

20 (Pause in the proceedings.)

21 CROSS-EXAMINATION

22 BY MR. HONE:

23 Q Good afternoon, Mr. Agüero. My name is Eric Hone. I
24 represent a defendant, Lone Mountain Partners. We met at your
25 deposition a couple months ago.

JD Reporting, Inc.

1 A couple questions for you here. With regard to the
2 market share issue that you opined on, you're not able to
3 quantify how much of a decrease in market share any particular
4 license holder dispensary would have based on the addition of
5 new licenses; is that correct?

6 A That's correct, Mr. Hone.

7 Q And you're not here to opine today about how many
8 licenses the State should permit; is that fair?

9 A That's also true, sir.

10 Q Or how many licenses it would be advisable for the
11 State to open?

12 A Yes, sir.

13 Q Okay. And you're not here to opine as to whether the
14 State should increase or decrease the number of dispensary
15 licenses, fair?

16 A Fair, sir.

17 Q Okay. During the course of your research and
18 preparation for your opinions, did you review any data from any
19 of the plaintiffs' dispensaries?

20 A I didn't review specific data from any individual
21 plaintiff, sir. However, I would have included, because I
22 looked at all licensees, so they would have been included --

23 Q You looked at --

24 A -- potentially.

25 Q -- you looked at tax revenue and revenue for the

1 State as a whole; is that fair?

2 A Yes, sir. That's correct.

3 Q Not with regard to any particular license holder?

4 A Also correct. Yes, sir.

5 Q Okay. And you don't have, again, any specific
6 information about actual stores and how a particular store
7 would have its market share impacted by additional licenses?

8 A Also correct, sir.

9 Q Okay. And you understand that, for example, the
10 location of a dispensary might have an impact on its market
11 share; is that fair?

12 A Yes, sir, it is.

13 Q But you didn't look at location with regard to any
14 particular license holder?

15 A Not with regard to any particular license holder.
16 Again, just to make sure that I'm being clear and answering
17 your question completely, obviously, the GIS-based analysis to
18 plot -- plotted all the individuals would have looked at each
19 individual license holder, but there was no analytics done on
20 an individual operator by operator basis.

21 Q You didn't look at how branding or marketing by a
22 dispensary would impact its market share; is that fair?

23 A Yeah, only generally.

24 Q Okay. You didn't look at product quality, and how
25 product quality would impact market share; correct?

1 A Also correct, sir.

2 Q Or how customer service would impact -- you didn't
3 look at customer service?

4 A Correct, sir.

5 Q And you didn't look at, again, marketing efforts or
6 reputation in the industry?

7 A Also correct, sir.

8 Q Okay.

9 MR. HONE: Brian, if I can have you pull up the chart
10 on page 7 of Mr. Aguero's Supplemental Report.

11 BY MR. HONE:

12 Q This is the Number of Recreational Licenses By State.
13 I believe you looked -- we looked at this with Mr. Gentile.

14 Do you recall this chart you prepared?

15 A I do, sir.

16 Q And as of 2016, the State of Nevada had 68 dispensary
17 licenses; is that correct?

18 A Yes, sir.

19 Q And you understand that there would be additional
20 licenses brought on board by the 2018 licensing process?

21 A That's my understanding, yes, sir.

22 Q Do you recall how many additional licenses that would
23 be?

24 A I do not.

25 Q So it's roughly in the low 60s. So if those stores

1 opened, and say there was 120 or 130 stores, Nevada would still
2 be, by state, below Washington, Colorado, California, and
3 Oregon. Would that be fair?

4 A It would.

5 Q Okay.

6 MR. HONE: Brian --

7 I.T. TECH: Also, that's D42.

8 MR. HONE: Brian, can I have you pull the chart on
9 the next page, page 8.

10 BY MR. HONE:

11 Q Mr. Agüero, this is the -- this is your chart from
12 your report, the Number of Recreational Licenses Per Capita
13 Over 21; is that correct?

14 A Yes, sir, it is.

15 Q And again, Nevada has got three stores per capita,
16 per 100,000, which puts it, again, below Alaska, Oregon,
17 Colorado, and Washington; is that correct?

18 A It is correct, sir.

19 Q And if Nevada doubled its number of stores, it would
20 still be below Washington, Colorado, Oregon, and Alaska; is
21 that fair?

22 A Yes, sir, it would be.

23 Q Okay.

24 MR. HONE: Brian, could you go to the chart on page
25 23.

1 BY MR. HONE:

2 Q I'm going to have you look --

3 MR. HONE: Brian, the one at the bottom.

4 BY MR. HONE:

5 Q -- Annual Marijuana Sales Per Dispensary. In looking
6 at the -- the prior charts, Nevada appeared to be much lower
7 than the top four states in stores per capita and stores
8 overall; is that fair?

9 A It is, sir.

10 Q And then, looking at this chart, which is Annual
11 Marijuana Sales Per Dispensary, can you explain this chart to
12 us?

13 A Sure. If we take a look at all the revenue that's
14 generated and we divide it by the dispensaries, that gets us
15 the information that's provided in this chart. Because Nevada
16 has a relatively limited number of physical locations, but yet
17 yields a relatively significant amount of revenue, the yield
18 per location is higher than any of the other states reported.

19 Q So if I'm reading this chart correctly, a Nevada
20 dispensary, on average, has more than double the sales per
21 store than a dispensary in the State of California; is that a
22 fair read?

23 A Roughly, yes, sir.

24 Q Okay. And then even more between Washington,
25 Colorado, or Oregon by comparison; correct?

1 A Also correct, sir. Yes.

2 Q Okay.

3 I.T. TECH: That Exhibit's D43.

4 MR. HONE: Brian, could I have you go to the chart on
5 page 14.

6 BY MR. HONE:

7 Q This is a variation of a chart that Mr. Gentile had
8 showed you. I think the chart he had was a map with white
9 dots. Can you explain what this diagram shows?

10 A Yes, sir, Mr. Hone. For each one of those dots,
11 that's one of the licenses. The one that Mr. Gentile and I
12 walked through is based on drive times. The intent of this is
13 merely to demonstrate where those physical locations are
14 throughout the totality of the State of Nevada.

15 Q Okay. Correct.

16 I.T. TECH: D44.

17 MR. HONE: Brian, if you could go to the chart on
18 page 15.

19 BY MR. HONE:

20 Q And, Mr. Agüero, would this be the same for the
21 Metropolitan Area of Las Vegas?

22 A Yes, sir. It is.

23 Q Okay. So rather than drive times, this just shows
24 where all the dispensaries are in the Metropolitan area of Las
25 Vegas?

1 A It does, sir.

2 Q Okay.

3 I.T. TECH: D45.

4 BY MR. HONE:

5 Q Now, hypothetically, if -- if -- if you were going to
6 look at not marijuana sales, but let's just say beer sales, and
7 you put a dot for everywhere beer was available, do you have a
8 concept of what your diagram would look like?

9 A Yes, there would be dots on the entire map.

10 Q It would be all red?

11 THE COURT: It would be red; right?

12 THE WITNESS: I'm sorry?

13 THE COURT: It would just be red?

14 THE WITNESS: Yes, it would be -- it would be at
15 almost every intersection.

16 BY MR. HONE:

17 Q Because you have liquor stores, grocery stores, gas
18 stations; right?

19 A Sure, restaurants. All of it.

20 Q Restaurants? Yep. When you -- when you did your
21 drive time discussion, and you were talking -- at least in your
22 report, you -- you -- you phrased it as ready access to
23 marijuana; is that fair?

24 A Yes, I think that's correct.

25 Q And you said that ready access was being within 15 or

1 20 minutes from a dispensary; is that fair?

2 A I don't know that I gave it a specific timeline, but
3 I did say that ready access is having close proximity to every
4 residential household.

5 Q Okay. And how did you determine what ready access
6 was?

7 A Based on my professional experience.

8 Q Okay. When we talked at your deposition, we noted
9 that you yourself are not consumer of marijuana; is that
10 correct?

11 A That is correct, sir.

12 Q And as far as you knew, none of your team members
13 were either; is that correct?

14 A That's correct, sir.

15 Q Okay. So when -- when you discussed ready access, it
16 was based on your professional opinion as an analyst, not
17 necessarily on your -- or certainly not on your -- the reality
18 of being a consumer; is that fair?

19 A That's correct, sir.

20 Q You indicated you were hired in mid-December 2019?

21 A I think we had our first discussions in December of
22 2019. I believe, I was retained late December or the first
23 week in January of 2020.

24 Q So you had a couple months after you were retained to
25 prepare your report; is that correct?

1 A Well, I would have had a little bit of time once we
2 started having initial conversations, started collecting the
3 data. So I would say I had 30, 45 days to get the initial
4 report completed.

5 Q Okay.

6 A Of course, the subsequent report, that happened at --
7 was several months after.

8 Q And that -- that subsequent -- that supplemental
9 report was submitted in early June; is that correct?

10 A That's right. June 1st, sir.

11 Q Okay. Do you know when this litigation was
12 commenced?

13 A I don't.

14 Q And as part of your research and analysis, you did
15 not ask any questions of any marijuana consumers in Nevada; is
16 that correct?

17 A That's correct, sir.

18 Q And you didn't ask any questions of any tourist
19 consumers of marijuana in Nevada; is that fair?

20 A That's also fair, sir.

21 Q You indicated when we talked at your deposition that
22 part of your professional analytical experience is that you and
23 your team have in the past done consumer surveys; is that
24 correct?

25 A Yes, sir.

1 Q Okay. And in this instance, for example, your work
2 could have included a survey of Nevada marijuana consumers,
3 whether residents or tourists; is that fair?

4 A Yes, sir.

5 Q But it did not?

6 A That's correct, sir.

7 Q Okay. When you were talking with Mr. Gentile earlier
8 today --

9 MR. HONE: Brian, if you could leave that chart up.

10 BY MR. HONE:

11 Q You talked in terms of how quickly a consumer could
12 drive to a single dispensary; is that fair?

13 A Yes, sir.

14 Q Okay. And in -- in making that assessment, is it
15 fair to say that you treated all marijuana the same? That is,
16 if you could get to one store where marijuana was sold, you
17 treated that the same as if someone could get to another store
18 where marijuana is sold; is that correct?

19 A That -- that would be correct, Mr. Hone.

20 Q Okay. You didn't take into account the quality or
21 type of products being sold in that dispensary; is that fair?

22 A Yes, sir. That is.

23 Q Okay. And are you familiar with Ron Seigneur?

24 A Yes, sir.

25 Q Okay. Did you read his report in this case?

1 A Only his supplement, sir.

2 Q Okay. He testified that some consumers just want
3 marijuana. They don't really care about the quality of it,
4 they just want to get high. Others are connoisseurs.

5 Are you -- are you familiar with the concept of being
6 a connoisseur of a product?

7 A I am.

8 Q Okay. So your analysis does not take into account
9 that some marijuana consumers may not care for the product at
10 the store that's nearest to them?

11 A It does not.

12 Q Okay. So, essentially, it -- it -- it treats all
13 marijuana as a singular homogenous product?

14 A From a general standpoint, yes, sir.

15 Q Okay. So if, looking at this chart, there was a
16 hypothetical consumer who lived in Henderson, but their product
17 of choice was only sold at Dispensary Number 57 near Summerlin,
18 they wouldn't have ready -- ready access, in your definition,
19 to marijuana?

20 A Can you please repeat your question?

21 Q If a consumer -- let's say a consumer lived in
22 Henderson by -- yeah, close to Store Number 59 on this dot --

23 A Yes, sir.

24 Q -- or this map, but their preferred type of marijuana
25 product was only sold at Dispensary Number 57, they wouldn't

1 have ready access to marijuana; is that fair?

2 A I -- I suppose I understand what you're saying, but I
3 guess the question is marginal propensity to consume. If the
4 only place that that consumer could get that particular product
5 was in 57, that you say, then, yes, the drive time would be
6 longer.

7 But if we talk about all of the residents in the area
8 that you've circled, the question is whether they would drive
9 past what looks like eight or nine separate outlets before they
10 would get to the other one.

11 And my point is not that there are not some
12 connoisseurs, as you say, that will make that drive.
13 Certainly, there are. But the marginal propensity to consume
14 makes it unlikely that they will drive past, again, eight or
15 nine outlets to get to the -- to get to the one.

16 Q You understand that a black market for marijuana
17 exists?

18 A I do understand that, yes, sir.

19 Q Okay. And we talked about this at your deposition.
20 Your assessment as an analyst in -- in Nevada is that between
21 40 to 60 percent of marijuana sales currently are black market
22 sales?

23 A I believe that's the case, yes, sir.

24 Q Okay. We talked at your deposition also about the
25 concept if there were more stores offering legal marijuana, and

1 they then had lower prices, it's your opinion that there
2 would -- that would cut into the black market; is that correct?

3 A I do believe that's the case, yes, sir.

4 Q Okay. And your analysis that you presented in your
5 report and what you and Mr. Gentile talked about does not take
6 into account the black market; is that correct?

7 A I've mentioned that a black market exists, but beyond
8 that, not much more.

9 Q And your assessment about the growth of the -- of the
10 industry presumes that the black market will stay at 40 to
11 60 percent; is that correct?

12 A No, not necessarily. The question that you're asking
13 is one of being forward-looking. To the extent the question is
14 whether or not additional supply would essentially diminish
15 that market, certainly, I think it's a fair question. My
16 analysis does not take that into consideration.

17 Q Your analysis presumes that the black market -- that
18 legal cannabis does not cut into the black market; is that
19 correct?

20 A No, I don't think that's the case. I just don't
21 think it's enough to not diminish the market share of existing
22 operators.

23 MR. HONE: Brian, could you pull up page 78 of Mr.
24 Aguero's deposition.

25 THE COURT: Can you send us the original of the

1 deposition since we're now using it and it's being published?

2 Thank you.

3 I.T. TECH: (Inaudible). What page?

4 MR. HONE: Page 78. Starting with line 5, Brian.

5 BY MR. HONE:

6 Q At the end of your deposition, Mr. Agüero, I asked
7 you, "Do your opinions in this case consider that the black
8 market in Nevada stays the same?"

9 Your answer, line 9, was, "Yes, sir." Have you
10 changed that opinion or changed your report?

11 A No, I think it's the same.

12 Q Okay. You're not here to offer a legal opinion about
13 whether any particular retailer or distributor dispensary of
14 marijuana has a legal entitlement to maintain its market share;
15 is that correct?

16 A That is correct, sir.

17 Q Okay.

18 MR. HONE: I have no further questions. I'll pass
19 the witness.

20 THE COURT: Can you wipe down the stand? While my --
21 Mr. Smith is coming up, I have a question. Before lunch, you
22 indicated you were not saying that the market was saturated.
23 Did you do an analysis of the saturation of the market, whether
24 it was, wasn't, or how far?

25 THE WITNESS: No, ma'am -- no, Your Honor. Excuse

1 me.

2 THE COURT: It's okay.

3 THE WITNESS: In doing the analysis, the fundamental
4 question was, is there continuing to be growth as a result of
5 the new product continuing to come online.

6 Yes, it is continuing to grow, which would suggest to
7 me that the market is not entirely saturated. It --

8 THE COURT: So even though the growth is much slower
9 --

10 THE WITNESS: That's right.

11 THE COURT: -- it's not a saturated market at this
12 stage?

13 THE WITNESS: That's right.

14 THE COURT: Okay.

15 THE WITNESS: Which means that we're borrowing
16 slightly more from existing, and slightly less from new. That
17 mix will continue to change until we get to full saturation.

18 THE COURT: Thank you.

19 THE WITNESS: Thank you, Your Honor.

20 THE COURT: Mr. Smith?

21 CROSS-EXAMINATION

22 BY MR. J. SMITH:

23 Q Good afternoon, Mr. Aguero.

24 A Good afternoon, Mr. Smith.

25 Q After hearing you talk with Mr. Gentile and Mr.

JD Reporting, Inc.

1 Hone, it sounds like you would agree with this, that evaluating
2 supply and demand dynamics in the marijuana industry is not a
3 simple task; right?

4 A I would agree with that. Yes, sir.

5 Q And determining whether additional dispensaries would
6 dilute existing market share is complicated by a number of
7 factors; right?

8 A Also agree.

9 Q Among them would be the emerging nature of the
10 industry generally; right?

11 A Yes, sir.

12 Q And the growth of the economic base; correct?

13 A Yes, sir.

14 Q And even the location of particular dispensaries;
15 right?

16 A Also true, sir.

17 Q And despite the complicated nature of the analysis,
18 it's your opinion that supply per capita data suggests that
19 Nevada is below average nationally in terms of dispensaries per
20 100,000 legal users; correct?

21 A Yes, sir.

22 MR. J. SMITH: Brian, if you would, pull up page 8,
23 the chart on page 8, please.

24 BY MR. J. SMITH:

25 Q And Mr. Agüero, that's what this chart is

1 representing, right, that Nevada is below the national average
2 of dispensaries per 100,000 legal users; correct?

3 A Yes, sir. That is correct.

4 Q And the national average is about six dispensary
5 licenses per 100,000 legal users; right?

6 A Mr. Smith, the -- the six is a simple average.
7 Obviously, if you did a weighted average, it would be
8 different. But I do believe it's below the average, yes.

9 Q Okay. About six is the average?

10 A The simple average. Yes, sir.

11 Q And this chart does not take into account Nevada or
12 Clark County's tourism and visitor activity; correct?

13 A It does not.

14 Q And I think the reason you explained for that is it
15 would make comparison to other states difficult; right?

16 A I think so. Yes, sir.

17 Q Okay. But if you were to include -- I think you said
18 it's about 16 percent -- if you accounted for the tourism and
19 visitor activity, I think you said that's -- the exact phrase,
20 hopefully -- 16 percent of full-time equivalency population; is
21 that correct?

22 A That is correct. Yes, sir.

23 Q So if you accounted for that 16 percent of full-time
24 equivalency population, that three number for Nevada would
25 actually be lower; correct?

1 A It would.

2 Q And I don't want to be caught doing math in public,
3 but if you included that 16 percent, would that -- that would
4 actually bring it below California; is that correct?

5 A I do not think it would, no, sir.

6 Q Closer, though; correct?

7 A It would.

8 Q And you discussed with Her Honor, but I just want to
9 make sure we're clear. According to the data you've looked at,
10 Nevada's market is not yet saturated for marijuana
11 dispensaries; correct?

12 A I don't think it's fully saturated, no, sir.

13 Q And you can't say that any particular jurisdiction in
14 Nevada is oversupplied; correct?

15 A I don't think I can say either way.

16 MR. J. SMITH: If you'd go to page 18, Brian.

17 BY MR. J. SMITH:

18 Q Again, the listing of all jurisdictions in Nevada.
19 You can't say that any of those jurisdictions is oversupplied
20 with dispensaries; correct?

21 A Yeah, I don't know that I could draw a conclusion
22 whether any -- any specific market is either under or
23 oversupplied, certainly not from the data that we're looking at
24 here.

25 Q Okay. And I want to clean something up. I mean, one

1 of your essential opinions in your -- in this -- in your report
2 and today is that the additional recreational dispensary
3 licenses will increase the overall market for marijuana;
4 correct?

5 A I want to be very careful that I answer your
6 question.

7 While I do think that is the case, I don't think it's
8 mutually exclusive with the fact that some market share is also
9 going to be redistributed. Again, using the factors that you
10 enumerated at the outset of our conversation here today, I
11 think those are all critically important in determining what
12 that mix looked like --

13 Q Sure.

14 A -- looks like, excuse me.

15 Q I understand not mutually exclusive. We'll talk
16 about the dilution effect here in a second.

17 A Okay.

18 Q But one of your opinions is that the additional
19 licenses will increase the size of the market; correct?

20 A I think it will.

21 Q That again, Say's law, if you build it, they will
22 come; correct?

23 A Yes, sir.

24 Q And part of the reason that happens is because
25 additional dispensaries will increase awareness and access to

1 the product, which leads to consumer's marginal -- for
2 increasing the consumer's marginal propensity to consume;
3 correct?

4 A Yes. I think the other side of it, of course, is --
5 at the outset of my analysis, is that the market was also
6 growing. I think the asterisk, the caveat that I put at least
7 as a parenthetical at the back end of our conversation is that,
8 you know, that is going to be much different when we are among
9 the fastest growing markets in the United States, as opposed to
10 when we're the fastest contracting markets in the United
11 States. But, generally speaking, I think the answer to your
12 question is, yes.

13 Q And the evidence you've looked at from other
14 jurisdictions like Colorado, Washington, and even so far in
15 Nevada, clearly indicates to you that as supply comes online,
16 demand continues to expand, and consumers are more willing to
17 consume; correct?

18 A That is correct. Yes, sir, Mr. Smith.

19 Q And despite the increase or the -- the increasing
20 effects of the additional licenses, the second part of your
21 opinion is that the additional licenses will cause current
22 licensees to experience some market share dilution; correct?

23 A Yes, sir. I believe that's the case.

24 Q But that effect occurs in any industry, regardless of
25 whether it's marijuana or fast food; correct?

1 A I would say, yes.

2 Q So if a -- if Clark County grants a business license
3 to a McDonald's, that will have the same effect to a Burger
4 King's market share; correct?

5 A Well, I wouldn't say it's the exact -- the effect may
6 not be the same in terms of order of magnitude, but the effect
7 would be present.

8 Q Right. But again, you didn't do any party-specific
9 analysis here; correct?

10 A Also, correct. Yes, sir.

11 Q So as a general proposition, the Burger King effect
12 is the same effect we're talking about here; correct?

13 A That is correct. Yes, sir.

14 Q And because the additional licenses coming online
15 will, in your opinion, decrease current licensees' market
16 share, that would be the case if, for example, licenses from
17 rural jurisdictions, or jurisdictions with moratoriums, were
18 reallocated to Clark County; correct?

19 A Yes, sir. I think it would happen that way.

20 Q So if a party, like the one that hired you, TGIG, is
21 trying to protect its market share, you would agree with me
22 that reallocating those licenses would decrease TGIG's market
23 share; correct?

24 A I didn't do that analysis, so I -- I don't know that
25 I can opine on that.

1 Q But you would expect that to happen, because that
2 would be additional supply coming online in Clark County;
3 correct?

4 A If I can just take one half a step back on your
5 hypothetical. If you're asking me whether additional supply
6 was to come online in Clark County, I do believe that there is
7 a high likelihood that that will lead to a redistribution of at
8 least some existing market share within Southern Nevada.

9 Q So TGIG would expect then to have its market share
10 decrease, just like we're talking about today, if licenses were
11 reallocated from a moratorium jurisdiction or a rural
12 jurisdiction; correct?

13 A Again, my intent here is not to be argumentative,
14 Mr. Smith. The only point that I'm trying to make is, I don't
15 know exactly what TGIG's market share is today. And TGIG is
16 the only new license that comes online, because it's the only
17 new one, it could theoretically increase its market share as a
18 result of being the only new licensee.

19 Among the existing license holders and storefronts, I
20 think what you're saying is absolutely correct. I just -- I
21 don't want to fall into a logical trap by saying, because they
22 move that one license down, that they would have a reduction in
23 market share. I don't necessarily believe that would be the
24 case.

25 Q Will that phenomena be true in the current situation

1 as well? Set -- set aside the rural jurisdiction reallocation,
2 you don't know for certain whether TGIG would experience a
3 market share decrease, even from the 2018 application licenses?

4 A Also correct. Yes, sir.

5 Q Were you involved at all -- or are you aware, I
6 should start with that -- that the Governor's Finance Office
7 conducted an audit of the 2018 licensing process?

8 A No, sir. I was not.

9 Q Have you ever seen that report?

10 A I have not.

11 Q But again, keeping with the TGIG hypothetical, if
12 TGIG's goal is to protect its market share, would you disagree
13 with the audit report's recommendation that licenses that are
14 unused from moratorium jurisdictions or other jurisdictions
15 should be relocated to Clark County. Would you agree with
16 that?

17 A I don't think I can agree or disagree with a report I
18 haven't read.

19 Q But again, it would be the market share decrease
20 dilution phenomenon from additional licenses coming online;
21 correct?

22 A Yeah, Mr. Smith, again, I'm happy to -- to talk about
23 any hypotheticals that you'd like to discuss. And if the
24 question is that an additional operator comes into the existing
25 market, I do believe that there is some distribution. If

1 that's what you're getting to, then I agree with you.

2 But again, I haven't read that report, so it's hard
3 for me to understand what the -- what the auditors set forth in
4 terms of their analysis that ultimately drew that conclusion.
5 I'd hesitate to offer an opinion on a report I haven't read.

6 Q Well, would you agree -- so if the audit report
7 opines that the State may be able to collect -- collect almost
8 2.3 million additional tax revenues per month from reallocating
9 those licenses, do you have any reason to dispute that finding?

10 A Again, I have no reason to -- to dispute it or agree
11 with it. I haven't read it.

12 Q But hypothetically, if the State were to follow the
13 audit report's recommendation to reallocate licenses from
14 jurisdictions where they're unused, to Clark County, that would
15 have a dilutive effect on TGIG's market share; correct?

16 A Again, I think it depends on which licenses, which
17 operators, that for -- just talking, in general, those licenses
18 come back online, yes, they are going to dilute it for the
19 existing -- the existing operators that are here, including, in
20 your hypothetical, TGIG.

21 If they are one of them, then maybe they'd be
22 slightly higher. If they're not one of them, maybe they'd be
23 slightly lower. But whatever their storefronts are that
24 currently exist, I do believe that there'd be some reallocation
25 of market share.

1 Q And again, you didn't specifically assess the impact
2 on any of the successful applicants from the -- or on any of
3 the successful applicants' existing operations from the new
4 licenses; correct?

5 A That is correct, sir.

6 Q And you agree with me that no license is guaranteed
7 any fixed or certain percentage of market share or sales;
8 correct?

9 A That is my understanding, sir.

10 Q And again, the dilutive effect here occurs simply
11 because more licenses are being issued; right?

12 A Well, the dilutive effect occurs because there are
13 more operators in the market. If you tie that back to more
14 licenses being issued, then the answer to your question is,
15 yes. But the dilutive effect doesn't come just because the
16 licenses are issued, it comes because the storefronts are
17 opened.

18 Q So --

19 A Again, it may be a difference without a distinction
20 for your purposes, but I want to make sure I'm clear.

21 Q That's fair, right, when they open up; correct?

22 A That's correct. Yes, sir.

23 Q Yeah. But you're aware, aren't you, that it was the
24 legislature and the voters' decision to have more licenses
25 issued, and then eventually new stores open up; correct?

1 A I'm aware that it was the voters that ultimately led
2 us down this path. Exactly how that translates into the -- the
3 question that's before the Court today, I don't know that I can
4 opine on that.

5 Q But the -- the dilutive effect that you're -- that
6 you've been analyzing occurs because the legislature decided to
7 create more available licenses that would open up; correct?

8 A No, sir. I don't think that's the case. The
9 dilutive effect that I'm talking about is irrespective of
10 wherever the licenses come from. What I was asked is purely
11 supply and demand dynamics.

12 Whether it comes because of this process, whether it
13 becomes from another process, or something that happens five
14 years from now, the fact is, the number of operators that
15 exist, the proximity to consumers, would leave me with the
16 opinion based on my experience that there's going to be a
17 dilutive effect.

18 Q So you weren't concerned with why new -- why new
19 licenses are being issued; correct?

20 A It was outside the scope of my analysis.

21 Q That's right. But you did testify with Mr. Gentile,
22 and I tried to write this down as closely as I could, that
23 whether licenses were issued lawfully or unlawfully, any new
24 license will take business away from existing dispensaries;
25 correct?

1 A I think so. Yes, sir. There's a high likelihood of
2 that occurring.

3 Q So no matter how the State in 2018 determined to
4 issue licenses, the dilutive effect is going to occur; correct?

5 A Yes, sir, so long as the operations come online.

6 Q And the dilutive effect that you've analyzed would
7 happen without regard to whomever -- whichever party won or
8 lost a license; right? So if, for example, my client didn't
9 receive a license, the dilutive effect that you're referring to
10 would be the same as the one we're discussing with the current
11 unsuccessful licenses; correct?

12 A Mr. Smith, I don't know that that's necessarily the
13 case. I would go back to, at the outset of our conversation
14 where you laid out, I think very eloquently, the sort of
15 criteria, the physical location, the growth of the market, you
16 know, those type of things. Ultimately, I think the dilutive
17 effect is going to be affected by each one of those on a case-
18 by-case basis.

19 So using, again, your hypothetical, wherever your
20 client was physically located, somebody opens up immediately
21 next-door to them, I think the dilutive effect would be --
22 could be significantly greater.

23 Q And also, if my client has a really great location,
24 it's possible they might not experience any dilutive effect;
25 correct?

1 A Yeah, sure. Certainly, that's possible.

2 Q And Mr. Hone touched on this, but I want to make
3 sure.

4 You didn't quantify any of the plaintiffs' existing
5 market share; correct?

6 A I did not.

7 Q You didn't calculate it before December of 2018 when
8 the licenses were awarded; correct?

9 A I did not.

10 Q And you didn't calculate any of the plaintiffs'
11 market share before March of 2020 and COVID -- the COVID
12 pandemic; correct?

13 A I did not. That is correct, sir.

14 Q And you realize that the licensing decisions made by
15 the State were made well before COVID; correct?

16 A I am aware of that. Yes, sir.

17 Q And again, you don't -- you haven't quantified the
18 plaintiffs' market share as it exists today; correct?

19 A No, sir. I have not done that for any individual
20 licensee.

21 Q And are you aware that some of the plaintiffs don't
22 have any existing dispensary operations? Were you aware?

23 A I am not.

24 Q So, for example, THC and Herbal Choice, who are just
25 cultivators and have no dispensary, you would agree with me

1 that their current market share is zero right now; correct?

2 A I haven't done that analysis, so I don't know that I
3 could agree or disagree. But, obviously, someone who isn't
4 operating wouldn't have market share.

5 Q Right. And couldn't be diluted then as well;
6 correct?

7 THE COURT: Mr. Smith, your mask. Sorry.

8 BY MR. J. SMITH:

9 Q And their market share couldn't be diluted as well if
10 it's already zero; correct?

11 A So long as they had no interest. I mean, obviously,
12 the cultivators are ultimately part of the supply chain, and
13 without us going down, you know, a very long road, the supply
14 chain is obviously dependent on the marketability at the retail
15 front.

16 So again, while that's a more complicated question
17 than I think we're talking about here today, I don't want to
18 leave you with the impression that they couldn't be somehow
19 negatively impacted, because I'm not entirely clear in terms of
20 how the dynamic occurs between individual cultivators and
21 individual retailers.

22 Q Sure, but if we're just talking about sales,
23 recreational sales of product, their market share would not be
24 diluted, because they don't have any; correct?

25 A That would be correct at the retail level. Yes, sir.

1 THE COURT: Mr. Smith, if you could pull your mask
2 back up, please. Thank you.

3 MR. J. SMITH: I apologize, Your Honor.

4 THE COURT: I know. We've been doing this how long?

5 MR. J. SMITH: A few weeks now, including back to
6 May, so.

7 THE COURT: Yeah, you and I started in May.

8 BY MR. J. SMITH:

9 Q And I just want to also touch on your drive time
10 analysis a little bit.

11 A Yes, sir.

12 Q You looked primarily at Clark County; right?

13 A Exclusively, at Clark County.

14 Q So you didn't do a drive time analysis about ready
15 access in any other jurisdictions, like Washoe; correct?

16 A We did not. No, sir.

17 Q And your analysis didn't look at the effect of
18 marijuana sales on Indian reservations; correct?

19 A It did not. No, sir.

20 Q Your definition of the market here focused
21 exclusively on legal sales; correct?

22 A It did. Yes, sir.

23 Q And you don't know how many illegal sales would
24 convert to legal sales if there were more dispensaries from the
25 new licenses and lower prices as a result; correct?

1 A I do not.

2 Q And in the past, I believe you testified that you've
3 been asked by the State of Nevada, and the legislature, and
4 perhaps even the Governor to analyze the effect of marijuana
5 sales on tax revenue and education funding; correct?

6 A Yes, sir, from time to time.

7 Q Did you do any analysis of tax revenues for the
8 special sessions this summer?

9 A Yes.

10 Q And did you do any forecasts that included revenue
11 from the marijuana industry?

12 A Yes, sir.

13 Q And how many dispensaries -- how many dispensary
14 licenses were included in your analysis?

15 A We didn't analyze it that way. We simply allowed the
16 increase. Since we're only looking over the next two fiscal
17 years, and we're doing it relatively conservatively, we
18 utilized the Economic Forum's estimates, I believe, for the
19 marijuana growth.

20 Q But were those forecasts based on the 120 or so
21 licenses, including the new ones?

22 A It would have been whatever -- whatever existed or
23 was assumed to exist by the Economic Forum. Again, the
24 analysis that we did was based on trying to estimate what the
25 fiscal deficit was going to be for the State. And then the

1 second piece dealt specifically with mining tax, so it wouldn't
2 be specific to this.

3 But again, the analysis was not at the level of
4 granularity that our conversation might suggest, relative to
5 what is a relatively modest source of revenue for the State of
6 Nevada.

7 Q I'm just trying to -- I'm just trying to ascertain,
8 sir, whether the forecast you did for the legislature this past
9 summer in the special sessions included 120 or so operational
10 marijuana dispensaries.

11 A Yeah, and I'm just telling you that I -- I did not
12 analyze the number of dispensaries as part of that analysis.

13 Q Okay. Well, do you know whether your forecast for
14 the special sessions included 120 or so?

15 A I do not.

16 THE COURT: You relied upon the information from the
17 Economic Forum?

18 THE WITNESS: We utilized the information from the
19 Economic Forum, and then just kind of pressed it forward based
20 on known growth rates.

21 THE COURT: Okay.

22 BY MR. J. SMITH:

23 Q Would that information have delineated or detailed
24 whether they were presupposing 120 or so?

25 A Not that I'm aware of, no. But it certainly could

1 have, I'm just not aware of it.

2 MR. J. SMITH: And Brian, if you could, go to page 27
3 of the report, please.

4 BY MR. J. SMITH:

5 Q And I'll use this chart as an example. My question's
6 a little bit broader.

7 The dots on this chart and your other bar graph
8 charts, did they presuppose that all of these dispensaries are
9 open and operational?

10 A Yes, sir.

11 Q So if some of these dots were locations for
12 dispensaries that don't have any existing operations, that
13 would impact your opinions; correct?

14 A Well, it certainly -- if the dot is there and it has
15 a physical location, it has the ability to provide that
16 service; right?

17 Q Well, you're assuming it's open and operational;
18 correct?

19 A Well, I'm assuming it has the potential to be open
20 and operating, because it's an approved license. Whether it
21 happens today, or whether it happens five -- a year from now is
22 somewhat irrelevant.

23 Q But if the nearest building where a -- where a
24 dispensary should be located is not operational, the residents
25 in that vicinity would not have ready access?

1 A Oh, that would be true. Yes, sir.

2 Q So in that regard, some of your opinions and drive
3 time analysis might change if those dispensaries are not open
4 and operational; correct?

5 A It would -- it would change my opinion relative to
6 the immediacy of the impact, but the fact that it's a physical
7 location would mean that licensee at that location has the
8 ability to provide that service to that population. They
9 simply, I suppose, are choosing not to.

10 Q But even --

11 MR. J. SMITH: Brian, if you would go to -- back to
12 page 8.

13 BY MR. J. SMITH:

14 Q But even this chart that says Nevada has about three
15 dispensaries per 100,000 legal users, that number presupposes
16 that the dispensaries are open and operational; correct?

17 A Yeah, it presupposes that they're -- they're --
18 they've been approved; right?

19 I don't know that I could tell you in Alaska, or in
20 Michigan, or in Massachusetts whether one or two of the
21 dispensaries is under construction, or is planned, that is
22 approved and hasn't quite opened, or is expanding, or something
23 along those lines. We used the information from each
24 department relative to the number of approved licenses that
25 existed.

1 MR. J. SMITH: No further questions, Your Honor.
2 Thank you.

3 THE COURT: Thank you. Could you wipe down the
4 lectern area.

5 Do I have any other defendant intervenors who would
6 wish to question at this time?

7 Mr. Koch.

8 Mr. Shevorski, Ms. Levin, how long do you have?

9 MS. LEVIN: Well, at the rate it's going, not much.

10 THE COURT: Okay. Thank you, Mr. Smith.

11 MR. J. SMITH: Thank you, Your Honor. Thank you for
12 your time, Mr. Aguero.

13 THE WITNESS: Thank you, Mr. Smith.

14 CROSS-EXAMINATION

15 BY MR. KOCH:

16 Q And Mr. Aguero, I'd like you to answer questions
17 quickly and to the point, so I think we're making -- to get
18 through this quickly. I appreciate that.

19 A Yes, sir.

20 Q My understanding is, they now see it as more of sort
21 of a macro analysis rather micro, you weren't looking at
22 individual stores or locations; is that right?

23 A That's correct, sir. Yes.

24 Q Okay. So for Say's law, for example, you've said
25 that may not apply here because of particular factors, and

1 that's on a -- on a broad sort of macro level; right?

2 A Well, look, I think it will apply. I think the
3 supply is always going to create its own demand in one way or
4 another. I just don't think it completely eliminates the
5 dilution effect.

6 Q Right. So there's countervailing factors. There's
7 the dilution affect that would apply to other stores losing
8 potential sales, market share, or whatever you want to call it.
9 But in Say's law, it would say maybe we increase that, you're
10 just not sure whether Say's law would overwhelm dilution, or
11 dilution would overwhelm Say's law?

12 A That's absolutely correct. The only thing that I
13 would add to that is that I'm not worried about one
14 overwhelming the other. It's not sort of like a preponderance
15 of the evidence test.

16 Q Right.

17 A The question that I was asked is whether the opening
18 of a new storefront -- pardon me -- the opening of a new
19 storefront would lead to some degree of dilution, and I think
20 the answer to that question is, yes. Whether that's 1 percent,
21 25 percent, or 99 percent I think depends on many of the
22 factors that Mr. Smith eloquently provided during our
23 conversation.

24 Q All right. And where that store would be located
25 would -- if you're doing a micro analysis, that would depend --

1 the effect of that one store being located would differ for
2 stores in the location, and you went through that.

3 If you open a store in Northwest Las Vegas, likely to
4 have less of a dilution effect in Henderson; right?

5 A That'd -- that'd be correct. Yes, sir.

6 Q Okay. And rural stores unlikely to have much of a
7 dilution effect in Las Vegas; right?

8 A That's correct.

9 Q Okay. And so your analysis, wouldn't pertain to
10 Say's law, did not attempt to and analyze a particular store,
11 going into a particular spot, and whether a great location
12 would increase supply -- or sorry, increase demand because of
13 that store being in that location?

14 A That is correct, sir.

15 Q Okay. And there was some questions that were asked
16 -- well, let me ask this question.

17 It's possible, isn't it, that a new store coming in
18 could actually take away market share from that establishment's
19 own other existing stores; right?

20 A I think it'd be likely.

21 Q Right. So, Mr. Smith talked to about McDonald's and
22 Burger King, let's say, and there's a town, there's one
23 McDonald's and one Burger King. If you put in a new McDonald's
24 opposite the corner of the other McDonald's, it's likely to
25 have some dilutive effect on the other -- the existing store;

1 right?

2 A All right. Let me make sure I understand your
3 question and I'll just put it in my own words.

4 What you're saying is that there's a McDonald's that
5 exists on the corner of an intersection. Somebody puts in
6 another McDonald's in on the -- the -- kitty-corner to that
7 same McDonald's, is that going to redistribute market share?

8 Q Right.

9 A Yes, it will.

10 Q And likely to impact the existing McDonald's in a
11 substantial way; right?

12 A I would say the answer to that's, yes.

13 Q And with respect to substitutes, though, let's say
14 somebody really likes Big Macs and they go to McDonald's all
15 the time. The addition of a new Burger King may not affect
16 that particular customer's buying choices; right?

17 A Not all customers, all the time; right? The
18 fundamental question is, is that customer willing to drive past
19 the Burger King to get to the McDonald's?

20 Q Right. And that was not part of your analysis. You
21 weren't trying to do an analysis whether this store is better
22 than that store, or more preferred by one customer than the
23 other store; is that right?

24 A The first part of your question, whether it was part
25 of my analysis, I think that it was; right? The -- the whole

1 idea behind this concept of a dilution effect versus Say's law,
2 as you and I have talked about, I think it's fundamental to my
3 analysis.

4 But I think that your specific question is, did I
5 look at one specific site and compare it with one existing
6 operator, and determine the extent of which that operator would
7 be diluted by that specific site? No, sir. I did not.

8 Q Okay. And for example, in this case, Planet 13,
9 understanding it's one of the -- the bigger operators, you
10 didn't do an analysis to see whether Planet 13's customers have
11 some sort of loyalty to that establishment such that a
12 neighboring store opening up would affect Planet 13's
13 particular market share, did you?

14 A Yeah, I did not do that analysis, but I would
15 certainly assume as -- as an underpinning to my analysis, that
16 that would absolutely occur.

17 Q All right. And I guess with respect to Say's law,
18 the -- the -- the limitation on that is, if we've got sales of,
19 I think it was -- what was it like, 10 million a store, or
20 something like that --

21 A That's correct.

22 Q -- that was listed? You would not expect the
23 addition of a new store coming in to automatically result in
24 \$10 million in incremental sales; right?

25 A I -- I think I would not expect that --

1 Q Okay.

2 A -- that's correct.

3 Q But you don't know what that number would be, whether
4 it would be, you know, 8, 9, 7, and how that would actually
5 impact other stores around; is that right?

6 A I think, that's generally correct. I mean, again, I
7 think it goes to sort of the -- the outline that Mr. Smith
8 included, but I think I also outline in my report; right?

9 Q Okay.

10 A You're also talking about -- I think your
11 hypothetical is about one new licensee, not a number of new
12 licensees coming in and opening a number of new storefronts. I
13 think the dynamic of that has the potential to reduce it.

14 But to your point, I think my answer to your question
15 is, yes, I can't tell you whether it takes it to 10.1, or 1.5.
16 But I -- I would expect that there would be a dilution effect
17 associated with that.

18 Q Very good. Thank you.

19 MR. KOCH: No further questions.

20 THE WITNESS: Thank you, sir.

21 MR. KOCH: Thank you.

22 THE COURT: Mr. Koch, could you wipe down the lectern
23 area?

24 Any additional defendant intervenors wish to inquire?

25 Ms. Levin, you're up next. Thank you, Mr. Koch.

1 MR. KOCH: You're welcome. Thanks for the reminder.

2 MS. LEVIN: Thank you.

3 CROSS-EXAMINATION

4 BY MS. LEVIN:

5 Q Good afternoon, Mr. Aguero.

6 A Good afternoon, Ms. Levin.

7 Q I just have a very few follow up questions. We've
8 already talked a lot about the 15-minute drive time that you
9 kind of base your opinion on. I believe that you testified
10 that, you know, when people drive to and from work, they would
11 be at any time, within 15 minutes of a -- a marijuana
12 establishment; did I understand that correctly?

13 A I don't think you understood it 100 percent, so just
14 let me clarify. And perhaps I wasn't entirely clear.

15 That analysis is based on where someone lives versus
16 the closest establishment. Because I may drive five minutes,
17 or ten minutes, or five miles, or ten miles to get to my job,
18 or to take my kid to school, or something along those lines,
19 I'm likely to be much closer to that than my residence would
20 normally be. I think for many consumers, they probably drive
21 past a dispensary at some point during a normal commuting day.

22 And so, I tried to use the analysis that you and I
23 are talking about here, to be representative of proximity to
24 where I live, to where I go to consume something, but I would
25 certainly suggest to you that a typical consumer is going to be

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1 closer to a dispensary than that analysis would otherwise
2 suggest.

3 Q Okay. And I think that in your report you said some
4 -- you had percentages of, I believe, 95 percent live about 15
5 minutes away from a -- a recreational dispensary?

6 A That's correct. Yes, ma'am.

7 Q And then I think -- but then I think only 26 percent
8 or so is within a five-minute distance of a dispensary; is that
9 correct?

10 A Also correct. Yes, ma'am.

11 Q Okay. Now, and just to confirm, you did not do any
12 study as to how far marijuana customers are willing to drive
13 to -- to get to a dispensary; correct?

14 A You are correct. I did not do that.

15 Q Okay. During your deposition, and I think today as
16 well, you testified that if legal marijuana is more available
17 and prices in the legal market go down, that would reduce the
18 share of the market that's presently held in the black market;
19 correct?

20 A I believe that's the case, yes, ma'am.

21 Q And I think you said that the black market right now
22 approximately accounts for between 40 and 60 percent of the
23 total market in marijuana?

24 A That is my belief, yes, ma'am.

25 Q So do you -- would you expect to see a drop in legal

1 marijuana prices if additional licenses are added?

2 A You know, that's a really good question. And I don't
3 know that we -- I could necessarily opine one way or the other.
4 I mean, obviously, Nevada has a very -- relatively robust, as
5 you're well aware, taxing structure in terms of -- of that
6 cost.

7 In addition to that, we already have 68 operators, or
8 68 outlets, I guess I should say, that exist in the market
9 today. They clearly have the capacity to compete on price even
10 at that level, and yet those prices tend to be somewhat higher.

11 And to that question, I do believe that is keeping a
12 higher than we would have expected to otherwise see, share of
13 consumers within that black market.

14 Q Right. But -- but again, do you -- would you expect
15 to see a drop in legal marijuana prices if additional licenses
16 are added?

17 A Yeah. So I wasn't very clear in my response to you,
18 was I. The answer to that question is, I -- I don't know the
19 answer to that question. I could see why it could occur.

20 I would also suggest that there are reasons why we
21 would think it would not occur, because of where the price is
22 today and the tax dynamics that underlie the cost of providing
23 that service.

24 I don't have evidence that there's a, you know, there
25 are market fundamentals that would lead to a suggestion that

1 additional competitors are necessarily going to put downward
2 pressure on pricing. But, generally speaking, increased
3 competition means lower prices to consumers.

4 Q That was going to be my next question.

5 A Yes.

6 Q Right. So -- so if -- if -- if that was the case, if
7 there was a -- a drop in -- in legal pricing of marijuana, then
8 the legal market could expand its share of the sales compared
9 to the black market. Wouldn't that be fair to say?

10 A Look, it's a bit beyond the scope of what I was asked
11 to do. But the fundamentals underlying that, I don't think are
12 unsound.

13 Q Okay.

14 A You just said -- and I want to make sure that I'm
15 clear about this -- if the price of marijuana that is provided
16 legally, were to drop, do I believe that that would create an
17 incentive for more people that are buying marijuana illegally,
18 to -- to buy marijuana legally? I do. I think that answer to
19 that's yes.

20 Q And -- and that would upset some loss of the market
21 share that we've been discussing today, right --

22 A It would.

23 Q -- if that's the case?

24 A It would --

25 Q Okay.

1 A -- also benefit existing operators here, right.

2 Q Okay. And then the final question, you've already
3 testified to this, but the impact -- you did not include in
4 your opinion the impact, what an -- what impact an increase of
5 additional licenses would have on a particular license holder
6 such as the plaintiffs here, that you testify for; correct?

7 A Yes, ma'am. That is correct.

8 Q So, for example, you did not take into consideration
9 whether any of the plaintiffs have sold their dispensaries
10 or -- and licenses in this case; correct?

11 A I did not.

12 Q So if, for example, one of the plaintiffs, MediFarm,
13 sold one dispensary in Las Vegas and one in Reno, that would
14 have reduced -- they would reduce their own market share.
15 Would that be fair to say?

16 A I -- I suppose so. But, I guess, equally, I did not
17 consider the market share of the new person that acquired that
18 license that I would assume --

19 Q Sure.

20 A -- bargained in that transaction. But, I mean, let
21 -- I'm sorry, let me very direct to your question. No, I did
22 not analyze that in any way.

23 Q Okay. Thank you.

24 MS. LEVIN: I have nothing further. Thank you so
25 much.

1 THE WITNESS: Thank you, ma'am.

2 THE COURT: Anyone else wish to inquire? Mr.
3 Gentile?

4 (Pause in the proceedings.)

5 REDIRECT EXAMINATION

6 BY MR. GENTILE:

7 Q Mr. Agüero, this --

8 MR. GENTILE: What -- what exhibit number is this,
9 what's the demonstrative?

10 I.T. TECH: D36.

11 MR. GENTILE: Okay.

12 BY MR. GENTILE:

13 Q This demonstrative exhibit was created by your
14 office?

15 A It was.

16 Q Okay. And each of those white dots represents a
17 dispensary. Am I correct?

18 A Yes, sir, it does.

19 Q A retail dispensary?

20 A It does, yes, sir.

21 Q Okay. And the list from which -- the list that you
22 used to create this document, this -- these white dots, was
23 from a document published by the Department of Taxation, Open
24 Dispensaries as of January 2020, that was found at
25 <https://tax.nv.gov/mme/marijuanaestablishments>.

JD Reporting, Inc.

IN THE SUPREME COURT OF THE STATE OF NEVADA

IN RE: D.O.T. LITIGATION

TGIG, LLC; NEVADA HOLISITIC
MEDICINE, LLC; GBS NEVADA
PARTNERS, LLC; FIDELIS HOLDINGS,
LLC; GRAVITAS NEVADA, LLC;
NEVADA PURE, LLC; MEDIFARM, LLC;
MEDIFARM IV LLC; THC NEVADA, LLC;
HERBAL CHOICE, INC.; RED EARTH LLC;
NEVCANN LLC, GREEN THERAPEUTICS
LLC; AND GREAN LEAF FARMS
HOLDINGS LLC,

Appellants,

vs.

THE STATE OF NEVADA, ON RELATION
OF ITS DEPARTMENT OF TAXATION,

Respondent.

Supreme Court Case No.: 82014

District Court Case No.: A787004

PLAINTIFFS' JOINT APPENDIX

VOLUME 317 OF 343

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TABLE OF CONTENT

Chronological by Date Filed¹

TAB#	Document	Vol.	Date	Pages
1	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/10/2018	000001-000012
2	FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/18/2018	000013-000025
3	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/19/2018	000026-000036
4	COMPLAINT	1	1/4/2019	000037-000053
5	COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	1	1/4/2019	000054-000078
6	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	1/16/2019	000079-000092
7	ANSWER TO PLAINTIFFS' FIRST AMENDED COMPLAINT AND COUNTERCLAIM	1	3/15/2019	000093-000107
8	MOTION FOR PRELIMINARY INJUNCTION	2	3/18/2019	000108-000217
9	PLAINTIFFS' COUNTER-DEFENDANTS' ANSWER TO COUNTERCLAIM	2	4/5/2019	000218-000223
10	ANSWER TO AMENDED COMPLAINT	2	4/10/2019	000224-000236
11	DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	2	4/16/2019	000237-000251
12	CLEAR RIVER, LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	2	5/7/2019	000252-000269
13	OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION	3 thru 4	5/9/2019	000270-000531
14	APPENDIX OF EXHIBITS TO NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO SERENITY WELLNESS CENTER, LLC AND RELATED	5 thru 7	5/9/2019	000532-000941

¹ Pursuant to NRAP 30(c)(1), “[t]ranscripts that are included in the appendix shall be placed in chronological order by date of the hearing or trial.” Accordingly, the controlling date for the placement of a transcript in this appendix is the hearing date, not the date the transcript was filed with the district court.

	PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION			
15	NEVADA ORGANIC REMIDIES, LLC'S OPPOSITION TO SERENITY WELLNESS CENTER, LLC AND RELATED PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION	8	5/9/2019	000942-000974
16	DEFENDANT IN INTERVENTION'S OPPOSITION TO PLAINTIFFS' APPLICATION FOR A TEMPORARY RESTRAINING ORDER	8	5/10/2019	000975-001024
17	DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' FIRST AMENDED COMPLAINT	8	5/16/2019	001025-001037
18	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	8	5/16/2019	001038-001041
19	ANSWER TO COMPLAINT	8	5/20/2019	001042-001053
20	PLAINTIFFS' OMNIBUS REPLY IN SUPPORT OF MOTION FOR PRELIMINARY INJUNCTION	8	5/22/2019	001054-001067
21	INTERVENING DEFENDANTS' JOINDER AND SUPPLEMENTAL BRIEFING IN SUPPORT OF THE STATE OF NEVADA'S AND NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION; AND LONE MOUNTAIN PARTNERS, LLC'S OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION OR FOR WRIT OF MANDAMUS	9	5/23/2019	001068-001133
22	EVIDENTIARY HEARING - DAY 1	10 thru 11	5/24/2019	001134-001368
23	EVIDENTIARY HEARING - DAY 2 VOLUME I OF II	12	5/28/2019	001369-001459
24	EVIDENTIARY HEARING - DAY 2 VOLUME II	13	5/28/2019	001460-001565
25	EVIDENTIARY HEARING - DAY 3 VOLUME I OF II	14	5/29/2019	001566-001663

26	EVIDENTIARY HEARING - DAY 3 VOLUME II	15	5/29/2019	001664-001807
27	EVIDENTIARY HEARING - DAY 4	16 thru 17	5/30/2019	001808-002050
28	EVIDENTIARY HEARING - DAY 5 VOLUME I OF II	18	5/31/2019	002051-002113
29	EVIDENTIARY HEARING - DAY 5 VOLUME II	19 thru 20	5/31/2019	002114-002333
30	LONE MOUNTAIN PARTNERS, LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	21	6/5/2019	002334-002344
31	EVIDENTIARY HEARING - DAY 6	22 thru 23	6/10/2019	002345-002569
32	EVIDENTIARY HEARING - DAY 7	24 thru 25	6/11/2019	002570-002822
33	DEFENDANTS' ANSWER TO PLAINTIFFS' COMPLAINT WITH COUNTERCLAIM	26	6/14/2019	002823-002846
34	EVIDENTIARY HEARING - DAY 8 VOLUME I OF II	26	6/18/2019	002847-002958
35	EVIDENTIARY HEARING - DAY 8 VOLUME II	27	6/18/2019	002959-003092
36	EVIDENTIARY HEARING - DAY 9 VOLUME I OF II	28	6/19/2019	003093-003215
37	EVIDENTIARY HEARING - DAY 9 VOLUME II	29	6/19/2019	003216-003348
38	EVIDENTIARY HEARING - DAY 10 VOLUME I OF II	30	6/20/2019	003349-003464
39	EVIDENTIARY HEARING - DAY 10 VOLUME II	31	6/20/2019	003465-003622
40	INTERVENOR DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' SECOND AMENDED COMPLAINT	31	6/24/2019	003623-003639
41	INTERVENOR DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFF'S COMPLAINT	32	7/3/2019	003640-003652
42	FIRST AMENDED COMPLAINT	32	7/3/2019	003653-003670
43	EVIDENTIARY HEARING - DAY 11	32	7/5/2019	003671-003774

44	EVIDENTIARY HEARING - DAY 12	33	7/10/2019	003775-003949
45	CORRECTED FIRST AMENDED COMPLAINT.	34	7/11/2019	003950-003967
46	EVIDENTIARY HEARING - DAY 13 VOLUME I OF II	34	7/11/2019	003968-004105
47	EVIDENTIARY HEARING - DAY 13 VOLUME II	35	7/11/2019	004106-004227
48	PLAINTIFFS-COUNTER DEFENDANTS' ANSWER TO COUNTERCLAIM	35	7/12/2019	004228-004236
49	EVIDENTIARY HEARING - DAY 14	36	7/12/2019	004237-004413
50	ANSWER TO CORRECTED FIRST AMENDED COMPLAINT	37	7/15/2019	004414-004425
51	EVIDENTIARY HEARING - DAY 15	37	7/15/2019	004426-004500
52	EVIDENTIARY HEARING - DAY 15 VOLUME II	38	7/15/2019	004501-004679
53	GREENMART OF NEVADA NLC LLC'S ANSWER TO PLAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/17/2019	004680-004694
54	LONE MOUNTAIN PARTNERS, LLC'S ANSWER TO LAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/22/2019	004695-004705
55	CLEAR RIVER, LLC'S ANSWER TO PLAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/26/2019	004706-004723
56	EVIDENTIARY HEARING - DAY 16	39	7/28/2019	004724-004828
57	EVIDENTIARY HEARING - DAY 17 VOLUME I OF II	40	8/13/2019	004829-004935
58	EVIDENTIARY HEARING - DAY 17 VOLUME II	41	8/13/2019	004936-005027
59	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	41	8/14/2019	005028-005030
60	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	41	8/14/2019	005031-005033
61	EVIDENTIARY HEARING - DAY 18	42 thru 43	8/14/2019	005034-005222
62	EVIDENTIARY HEARING - DAY 19	44	8/15/2019	005223-005301
63	EVIDENTIARY HEARING - DAY 20	45	8/16/2019	005302-005468

64	FINDINGS OF FACT AND CONCLUSIONS OF LAW GRANTING PRELIMINARY INJUNCTION	46	8/23/2019	005469-005492
65	HEARING ON OBJECTIONS TO STATE'S RESPONSE, NEVADA WELLNESS CENTER'S MOTION RE COMPLIANCE RE PHYSICAL ADDRESS, AND BOND AMOUNT SETTING	46	8/29/2019	005493-005565
66	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	46	9/5/2019	005566-005592
67	FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/6/2019	005593-005698
68	DEFENDANT-RESPONDENT'S GOOD CHEMISTRY NEVADA, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/27/2019	005699-005707
69	D LUX, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/27/2019	005708-005715
70	FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	47	9/29/2019	005716-005731
71	ANSWER TO COMPLAINT	47	10/1/2019	005732-005758
72	DEFENDANT RURAL REMEDIES, LLC ANSWER TO FIRST AMENDED COMPLAINT	47	10/1/2019	005759-005760
73	DEFENDANTS MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S ANSWER	48	10/3/2019	005761-005795
74	APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	48	10/10/2019	005796-005906
75	DEFENDANT-INTERVENOR CLEAR RIVER, LLC'S ORDER DENYING IT'S MOTION FOR PARTIAL SUMMARY JUDGEMENT ON THE PETITION FOR JUDICIAL REVIEW CAUSE OF ACTION	48	11/7/2019	005907-005912

76	ANSWER TO FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	48	11/8/2019	005913-005921
77	ERRATA TO ANSWER TO FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	48	11/8/2019	005922-005930
78	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI MANDAMUS, AND PROHIBITION	49	11/12/2019	005931-005937
79	ANSWER TO FIRST AMENDED COMPLAINT GRAVITAS NEVADA LTD	49	11/12/2019	005938-005942
80	ORDER DENYING 1) ORGANIC REMEDIES, LLC'S MOTION TO DISSOLVE PRELIMINARY INJUNCTION AND TO STAY PRELIMINARY INJUNCTION PENDING APPEAL AND 2) LONE MOUNTAIN PARTNERS, LLC'S	49	11/19/2019	005943-005949
81	AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	11/21/2019	005950-006004
82	EUPHORIA WELLNESS, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	49	11/21/2019	006005-006011
83	NOTICE OF ENTRY OF ORDER DENYING MM DEVELOPMENT COMPANY, INC.'S AND LIVFREE WELLNESS, LLC'S MOTION TO ALTER OR AMEND FINDINGS OF FACT AND CONCLUSION OF LAW,	49	11/22/2019	006012-006015
84	ORDER DENYING MM DEVELOPMENT COMPANY, INC. 'S AND LIVFREE WELLNESS LLC'S MOTION TO ALTER AMEND FINDINGS OF FACT AND CONCLUSION OF LAW	49	11/22/2019	006016-006017
85	BUSINESS COURT ORDER	49	11/25/2019	006018-006022

86	ORDER GRANTING MOTION FOR LEAVE TO FILE SECOND AMENDED COMPLAINT IN CASE NO. A-786962	49	11/26/2019	006023-006024
87	TGIG SECOND AMENDED COMPLAINT	49	11/26/2019	006025-006047
88	REPLY IN SUPPORT OF AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	12/6/2019	006048-006057
89	HEARING ON APPLICATION OF NEVADA ORGANIC REMEDIES FOR WRIT OF MANDAMUS TO COMPEL STATE TO MOVE IT TO TIER 2 OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	12/9/2019	006058-006068
90	LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	49	12/10/2019	006069-006081
91	NOTICE OF HEARING	49	12/13/2019	006082-006087
92	DEFENDANT'S ANSWER TO DH FLAMINGO INC'S ET AL., FIRST AMENDED COMPLAINT	50	12/16/2019	006088-006105
93	DEFENDANT'S ANSWER TO DH FLAMINGO INC'S ET AL., FIRST AMENDED COMPLAINT	50	12/16/2019	006106-006123
94	PLAINTIFFS' OPPOSITION TO LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	50	12/20/2019	006124-006206
95	OPPOSITION TO HELPING HANDS WELLNESS CTR, INC.'S APPLICATION FOR WRIT OF MANDAMUS	50	12/27/2019	006207-006259
96	ORDER DENYING MOTION FOR STAY AND GRANTING IN PART MOTION TO EXPEDITE	50	12/30/2019	006260-006262
97	ORDER DENYING THE DEPARTMENT OF TAXATION OBJECTION TO DISCOVERY COMMISSIONER'S REPORT AND RECOMMENDATIONS	51	12/31/2019	006263-006263
98	NOTICE OF ENTRY OF ORDER	51	1/3/2020	006264-006271

99	GREENMART OF NEVADA NLV LLC'S ANSWER TO D.H. FLAMINGO PLAINTIFFS' FIRST AMENDED COMPLAINT	51	1/6/2020	006272-006295
100	NV WELLNESS CENTER, LLC'S MOTION TO COMPEL ON AN ORDER SHORTENING TIME	51	1/8/2020	006296-006358
101	LONE MOUNTAIN PARTNERS, LLC'S REPLY IN SUPPORT OF MOTION TO DISMISS SECOND AMENDED COMPLAINT	51	1/8/2020	006359-006368
102	OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL	52	1/10/2020	006369-006439
103	ESSENCE ENTITIES' ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	52	1/14/2020	006440-006468
104	NOTICE OF ENTRY OF ORDER	52	1/14/2020	006469-006474
105	ORDER DENYING NEVADA ORGANIC REMEDIES, LLC'S AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC	52	1/14/2020	006475-006477
106	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO FIRST AMENDED COMPALINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	52	1/21/2020	006478-006504
107	ERRATA TO DECLARATION OF ALFRED TERTERYAN IN SUPPORT OF HELPING HANDS WELLNESS CENTER, INC.'S APPLICATION FOR WRIT OF MANDAMUS	52	1/24/2020	006505-006506
108	AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/28/2020	006507-006542
109	DEPARTMENT OF TAXATION'S ANSWER TO PLAINTIFF SERENITY PARTIES' SECOND AMENDED COMPLAINT	53	1/28/2020	006543-006559
110	DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/28/2020	006560-006588

111	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/29/2020	006589-006609
112	HEARING ON OBJECTIONS TO SUBPOENAS DUCES TECUM, MOTIONS FOR PROTECTIVE ORDERS, APPLICATION OF FOR WRIT OF MANDAMUS, MOTION FOR SETTING SETTLEMENT CONFERENCE, AND MOTION TO REDACT AND SEAL EXHIBITS 4 AND 5	53	1/31/2020	006610-006657
113	ANSWER TO D.H. FLAMINGO PARTIES' FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/5/2020	006658-006697
114	FINDINGS OF FACT AND CONCLUSIONS OF LAW GRANTING PRELIMINARY INJUNCTION	54	2/7/2020	006698-006722
115	DEFENDANT-RESPONDENT NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/7/2020	006723-006752
116	DEFENDANT-RESPONDENT STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/7/2020	006753-006781
117	SECOND AMENDED COMPLAINT	54	2/11/2020	006782-006805
118	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO THE SERENITY PLAINTIFFS' SECOND AMENDED COMPLAINT	54	2/12/2020	006806-006814
119	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO ETW PLAINTIFFS' THIRD AMENDED COMPLAINT	54	2/12/2020	006815-006822

120	GREENMART OF NEVADA NLV LLC'S ANSWER TO ETW MANAGEMENT GROUP LLC, GLOBAL HARMONY LLC, GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, HERBAL CHOICE INC., JUST QUALITY LLC, LIBRA WELLNESS CENTER, LLC, ROMBOUGH REAL ESTATE INC. DBA MOTHER HERB, NEVCANN LLC, RED EARTH LLC, THC NEVADA LLC, ZION GARDENS LLC AND MMOF VEGAS RETAIL, INC.'S THIRD AMENDED COMPLAINT	55	2/12/2020	006823-006841
121	ANSWER TO D.H. FLAMINGO PLAINTIFFS' FIRST AMENDED COMPLAINT AND PETITION FOR REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/12/2020	006842-006853
122	CPCM HOLDINGS, LLC D/B/A THRIVE CANNABIS MARKETPLACE'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/13/2020	006854-006867
123	ANSWER TO SERENITY PLAINTIFFS' SECOND AMENDED COMPLAINT	55	2/14/2020	006868-006876
124	CIRCLE S FARMS LLC'S ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/18/2020	006877-006884
125	ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION	55	2/18/2020	006885-006910
126	GREENMART OF NEVADA NLV LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/18/2020	006911-006921
127	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION	55	2/18/2020	006922-006935
128	ORDER GRANTING IN PART AND DENYING IN PART THE DEPARTMENT OF TAXATION'S MOTIONS FOR PROTECTIVE ORDER ON ORDER SHORTENING TIME	55	2/19/2020	006936-006941

129	CIRCLE S FARMS LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/20/2020	006942-006949
130	NOTICE OF FILING OF EMERGENCY PETITION FOR WRIT OF MANDAMUS OR PROHIBITION UNDER NRAP 21(a)6)	55	2/21/2020	006950-006951
131	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND/OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/25/2020	006952-006958
132	GREENMART OF NEVADA NLV LLC'S ANSWER TO QUALCAN LLC'S SECOND AMENDED COMPLAINT	55	2/25/2020	006959-006970
133	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/26/2020	006971-006983
134	GREENMART OF NEVADA NLV LLC'S MOTION TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/28/2020	006984-006987
135	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC ANSWER TO NATURAL MEDICINE, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	2/28/2020	006988-007000
136	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT/RESPONDENT STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND/OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	2/28/2020	007001-007012

137	GREENMART OF NEVADA NLV LLC'S ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	3/6/2020	007013-007024
138	GREENMART OF NEVADA NLV LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	3/6/2020	007025-007036
139	QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	56	3/13/2020	007037-007057
140	PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL GREENMART OF NEVADA, LLC TO PRODUCE KENNETH LEE AND HAE LEE FOR DEPOSITION ON ORDER SHORTENING TIME	56	3/16/2020	007058-007074
141	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL GREENMART TO ALSO PRODUCE KENNETH LEE AND HAE LEE FOR DEPOSITION	56	3/18/2020	007075-007080
142	NEVADA WELLNESS CENTER, LLC'S JOINDER TO ETW PLAINTIFFS' MOTION TO COMPEL PRIVILEGE LOGS	56	3/20/2020	007081-007083
143	NEVADA WELLNESS CENTER, LLC'S JOINDER TO ETW PLAINTIFFS' MOTION TO COMPEL	56	3/20/2020	007084-007086
144	GREENMART OF NEVADA NLV LLC'S RESPONSE IN OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	56	3/23/2020	007087-007095
145	CLEAR RIVER, LLC'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS ON ORDER SHORTENING TIME	56	3/27/2020	007096-007099
146	NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO QUALCAN'S PETITION FOR WRIT OF MANDAMUS	56	3/27/2020	007100-007143
147	PLAINTIFF NEVADA WELLNESS CENTER, LLC'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	57	3/27/2020	007144-007175
148	DEPARTMENT OF TAXATION'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	57	3/27/2020	007176-007182

149	THE ESSENCE ENTITIES' OPPOSITION TO ETW PLAINTIFFS' 1) MOTION TO COMPEL AND 2) MOTION TO COMPEL PRIVILEGE LOGS	57	3/27/2020	007183-007293
150	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF'S MOTION TO COMPEL PRIVILEGE LOGS AND COUNTER MOTION FOR SANCTIONS PURSUANT TO NRCP 37	57	3/30/2020	007294-007310
151	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF'S MOTION TO COMPEL SUPPLEMENTAL RESPONSES	58	3/30/2020	007311-007329
152	ORDER DENYING DEFENDANT JORGE PUPO'S MOTION TO DISMISS	58	3/30/2020	007330-007332
153	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO ETW PLAINTIFFS' MOTION TO COMPEL PRIVILEGE LOGS	58	4/3/2020	007333-007336
154	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO ETW PLAINTIFFS' MOTION TO COMPEL	58	4/3/2020	007337-007346
155	DEPARTMENT OF TAXATION'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/8/2020	007347-007360
156	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/8/2020	007361-007373
157	CIRCLE S FARMS LLC'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/9/2020	007374-007381
158	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE ADDITIONAL DOCUMENTS ON ORDER SHORTENING TIME	58	4/9/2020	007382-007395

159	NOTICE OF ENTRY OF ORDER DENYING MM DEVELOPMENT COMPANY, INC.'S MOTION TO STRIKE AND-OR DISMISS D.H. FLAMINGO, INC.'S COUNTERCLAIM	58	4/9/2020	007396-007400
160	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S MOTION TO DISMISS 1) NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS;(2) STRIVE WELLNESS' COMPLAINT; (3) RURAL REMEDIES AMENDED COMPLAINT; (4) QUALCAN'S AMENDED COMPLAINT; (5) HIGH SIERRA HOLISTICS COMPLAINT AND (6) NATURAL MEDICINE'S COMPLAINT FOR FAILING TO COMPLY WITH NRS 233B.130(2)(D)	59 thru 60	4/14/2020	007401-007717
161	DEFENDANT PUPO'S ANSWER TO RURAL REMEDIES' AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	61	4/14/2020	007718-007730
162	THRIVE'S SUPPLEMENTAL BRIEF IN SUPPORT OF OPPOSITION TO ETW MANAGEMENT GROUP LLC; ET AL.'S MOTION TO COMPEL	61	4/14/2020	007731-007792
163	MINUTE ORDER CLEAR RIVER'S REQUEST FOR OST ON MOTION TO DISMISS	61	4/15/2020	007793-007793
164	DEPARTMENT OF TAXATION'S ANSWER TO ETW MANAGEMENT GROUP LLC PARTIES' THIRD AMENDED COMPLAINT	61	4/20/2020	007794-007810
165	DEPARTMENT OF TAXATION'S ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	61	4/20/2020	007811-007845
166	DEPARTMENT OF TAXATION'S ANSWER TO QUALCAN'S SECOND A MENDED COMPLAINT	61	4/20/2020	007846-007862
167	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO ETW PLAINTIFFS' THIRD AMENDED COMPLAINT	62	4/21/2020	007863-007893

168	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	62	4/21/2020	007894-007913
169	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO TGIG PLAINTIFFS' SECOND AMENDED COMPLAINT	62	4/21/2020	007914-007935
170	ORDER GRANTING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE ADDITIONAL DOCUMENTS ON ORDER SHORTENING TIME	62	4/21/2020	007936-007939
171	ORDER DENYING LONE MOUNTAIN PARTNER'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	62	5/5/2020	007940-007941
172	DEPARTMENT OF TAXATION'S INDEX OF EXHIBITS IN SUPPORT OF ITS OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN DEPARTMENT OF TAXATION'S ANSWER TO SECOND AMENDED COMPLAINT	63 thru 64	5/11/2020	007942-008232
173	DEPARTMENT OF TAXATION'S OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN DEPARTMENT OF TAXATION'S ANSWER TO SECOND AMENDED COMPLAINT	65	5/11/2020	008233-008241
174	DEPARTMENT OF TAXATION'S NOTICE OF SUPPLEMENTAL AUTHORITY	65	5/12/2020	008242-008252
175	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	65	5/21/2020	008253-008302
176	HEARING ON MOTIONS FOR SUMMARY JUDGMENT OR WRIT OF MANDAMUS AND MOTION TO EXTEND TIME FOR BRIEFING	65	5/22/2020	008303-008354

177	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	65	5/26/2020	008355-008375
178	PURE TONIC CONCENTRATES LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	65	5/29/2020	008376-008379
179	RURAL REMEDIES, LLC'S ANSWER TO DEFENDANT-RESPONDENT NATURAL MEDICINE'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	65	6/3/2020	008380-008393
180	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO NATURAL MEDICINE'S LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	65	6/4/2020	008394-008401
181	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	66	6/4/2020	008402-008409
182	ORDER DENYING D.H. FLAMINGO, INC. AND SURTERRA HOLDINGS, INC.'S MOTION FOR SUMMARY JUDGMENT AGAINST MM DEVELOPMENT COMPANY, INC.	66	6/5/2020	008410-008413
183	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO DEFENDANT-RESPONDENT NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRIT OF CERTIORARI, MANDAMUS, AND PROHIBITION	66	6/5/2020	008414-008435
184	TGIG, LLC, NEVADA HOLISTIC MEDICINE, LLC, GBS NEVADA PARTNERS, FIDELIS HOLDINGS, LLC, GRAVITAS NEVADA, NEVADA PURE, LLC, MEDIFARM, LLC, AND MEDIFARM IV'S ANSWER TO NATURAL MEDICINE	66	6/10/2020	008436-008454

185	PLAINTIFF'S DECLARATION & POA-F2018-01430	67 thru 74	6/12/2020	008455-009889
186	PLAINTIFF'S NOTICE OF FILING RECORD ON REVIEW	75	6/12/2020	009890-009933
187	PLAINTIFF'S DKT 148-1 INDEX OF EXHIBITS - 1	76 thru 77	6/12/2020	009934-010291
188	PLAINTIFF'S DKT 148-1 INDEX OF EXHIBITS - 2	78 thru 79	6/12/2020	010292-010595
189	PLAINTIFF'S RECORD PART 1	80 thru 81	6/12/2020	010596-010937
190	PLAINTIFF'S RECORD PART 2	82 thru 83	6/12/2020	010938-011275
191	PLAINTIFF'S RECORD PART 3	84 thru 85	6/12/2020	011276-011613
192	PLAINTIFF'S RECORD PART 4	86 thru 87	6/12/2020	011614-011951
193	PLAINTIFF'S RECORD PART 5	88	6/12/2020	011952-012104
194	PLAINTIFF'S RECORD PART 6	89	6/12/2020	012105-012258
195	PLAINTIFF'S RECORD PART 7	90	6/12/2020	012259-012413
196	PLAINTIFF'S RECORD PART 8	91	6/12/2020	012414-012569
197	PLAINTIFF'S RECORD PART 9	92	6/12/2020	012570-012723
198	PLAINTIFF'S RECORD PART 10	93	6/12/2020	012724-012878
199	PLAINTIFF'S RECORD PART 11	94	6/12/2020	012879-013032
200	PLAINTIFF'S RECORD PART 12	95	6/12/2020	013033-013187
201	PLAINTIFF'S RECORD PART 13	96	6/12/2020	013188-013341

202	PLAINTIFF'S RECORD PART 14	97	6/12/2020	013342-013496
203	PLAINTIFF'S RECORD PART 15	98 thru 99	6/12/2020	013497-013774
204	PLAINTIFF'S RECORD PART 16	100 thru 101	6/12/2020	013775-014052
205	PLAINTIFF'S RECORD PART 17	102 thru 103	6/12/2020	014053-014330
206	PLAINTIFF'S RECORD PART 18	104 thru 105	6/12/2020	014331-014608
207	PLAINTIFF'S RECORD PART 18	106 thru 107	6/12/2020	014609-014886
208	PLAINTIFF'S RECORD PART 19	108 thru 111	6/12/2020	014887-015426
209	PLAINTIFF'S RECORD PART 20	112 thru 115	6/12/2020	015427-015966
210	PLAINTIFF'S RECORD PART 21	116 thru 119	6/12/2020	015967-016506
211	PLAINTIFF'S RECORD PART 22	120 thru 123	6/12/2020	016507-017048
212	PLAINTIFF'S RECORD PART 24	124 thru 131	6/12/2020	017049-018484
213	PLAINTIFF'S RECORD PART 25	132 thru 134	6/12/2020	018485-018844
214	PLAINTIFF'S RECORD PART 26	135 thru 136	6/12/2020	018845-019202
215	PLAINTIFF'S RECORD PART 27	137 thru 144	6/12/2020	019203-020637

216	PLAINTIFF'S RECORD PART 28	145 thru 147	6/12/2020	020638-020999
217	PLAINTIFF'S RECORD PART 29	148 thru 149	6/12/2020	021000-021357
218	PLAINTIFF'S RECORD PART 30	150 thru 157	6/12/2020	021358-022621
219	PLAINTIFF'S RECORD PART 31	158 thru 159	6/12/2020	022622-022979
220	PLAINTIFF'S RECORD PART 32	160 thru 167	6/12/2020	022980-024414
221	PLAINTIFF'S RECORD PART 33	168 thru 169	6/12/2020	024415-024718
222	PLAINTIFF'S RECORD PART 35	170 thru 177	6/12/2020	024719-026153
223	PLAINTIFF'S RECORD PART 37	178	6/12/2020	026154-026256
224	PLAINTIFF'S RECORD PART 39	179 thru 181	6/12/2020	026257-026669
225	PLAINTIFF'S RECORD PART 40	182 thru 183	6/12/2020	026670-026934
226	PLAINTIFF'S RECORD PART 41	184 thru 186	6/12/2020	026935-027347
227	PLAINTIFF'S RECORD PART 42	187 thru 188	6/12/2020	027348-027612
228	PLAINTIFF'S RECORD PART 43	189 thru 191	6/12/2020	027613-028025
229	PLAINTIFF'S RECORD PART 44	192 thru 193	6/12/2020	028026-028290

230	PLAINTIFF'S RECORD PART 45	194 thru 196	6/12/2020	028291-028703
231	PLAINTIFF'S RECORD PART 46	197 thru 198	6/12/2020	028704-028968
232	PLAINTIFF'S RECORD PART 47	199 thru 201	6/12/2020	028969-029451
233	PLAINTIFF'S RECORD PART 48	202 thru 204	6/12/2020	029452-029934
234	PLAINTIFF'S RECORD PART 49	205 thru 207	6/12/2020	029935-030346
235	PLAINTIFF'S RECORD PART 50	208 thru 210	6/12/2020	030347-030758
236	PLAINTIFF'S RECORD PART 51	211 thru 213	6/12/2020	030759-031170
237	PLAINTIFF'S RECORD PART 52	214 thru 216	6/12/2020	031171-031582
238	PLAINTIFF'S RECORD PART 54	217 thru 219	6/12/2020	031583-031994
239	PLAINTIFF'S RECORD PART 55	220 thru 222	6/12/2020	031995-032406
240	PLAINTIFF'S RECORD PART 56	223 thru 225	6/12/2020	032407-032818
241	PLAINTIFF'S RECORD PARTY 57	226 thru 228	6/12/2020	032819-033230
242	PLAINTIFF'S RECORD PART 58	229 thru 231	6/12/2020	033231-033642
243	PLAINTIFF'S RECORD PART 59	232	6/12/2020	033643-033801
244	PLAINTIFF'S RECORD PART 60	233	6/12/2020	033802-033877

245	PLAINTIFF'S RECORD PART 61	234 thru 235	6/12/2020	033878-034143
246	PLAINTIFF'S RECORD PART 62	236 thru 237	6/12/2020	034144-034409
247	PLAINTIFF'S RECORD PART 63	238 thru 239	6/12/2020	034410-034675
248	PLAINTIFF'S RECORD PART 64	240 thru 241	6/12/2020	034676-034943
249	PLAINTIFF'S RECORD PART 65	242 thru 245	6/12/2020	034944-035512
250	PLAINTIFF'S RECORD PART 66	246 thru 248	6/12/2020	035513-035919
251	PLAINTIFF'S RECORD PART 67	249 thru 251	6/12/2020	035920-036326
252	PLAINTIFF'S RECORD PART 68	252 thru 254	6/12/2020	036327-036733
253	PLAINTIFF'S RECORD PART 69	255 thru 257	6/12/2020	036734-037140
254	PLAINTIFF'S RECORD PART 70	258 thru 260	6/12/2020	037141-037547
255	PLAINTIFF'S RECORD PART 71	261 thru 263	6/12/2020	037548-037954
256	PLAINTIFF'S RECORD PART 72	264 thru 266	6/12/2020	037955-038415
257	PLAINTIFF'S RECORD PART 73	267 thru 269	6/12/2020	038416-038867
258	NOTICE OF ENTRY OF ORDER ON PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN JORGE	270	6/23/2020	038868-038871

	PUPPO'S ANSWER TO SECOND AMENDED COMPLAINT			
259	SUPPLEMENT TO RECORD ON REVIEW IN ACCORDANCE WITH THE NEVADA ADMINISTRATIVE PROCEDURE ACT	270	6/26/2020	038872-038947
260	MOTION TO VOLUNTARILY DISMISS MMOF VEGAS RETAIL, INC. AND REQUEST TO RELEASE MMOF VEGAS RETAIL, INC.'S BOND FUNDS ON AN ORDER SHORTENING TIME	271	6/29/2020	038948-039114
261	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	6/29/2020	039115-039135
262	WELLNESS CONNECTION OF NEVADA, LLC'S ANSWER TO PLAINTIFF NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	6/29/2020	039136-039152
263	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO QUALCAN, LLC'S SECOND AMENDED COMPLAINT	272	7/1/2020	039153-039164
264	ESSENCE ENTITIES' ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	272	7/8/2020	039165-039193
265	ESSENCE ENTITIES' ANSWER TO THIRD AMENDED COMPLAINT	272	7/8/2020	039194-039210
266	ESSENCE ENTITIES' ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	7/8/2020	039211-039223
267	ESSENCE ENTITIES' ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	272	7/8/2020	039224-039235
268	ESSENCE ENTITIES' ANSWER TO SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	7/8/2020	039236-039265

269	ESSENCE ENTITIES' ANSWER QUALCAN, LLC'S SECOND AMENDED COMPLAINT	272	7/8/2020	039266-039284
270	ESSENCE ENTITIES' ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/8/2020	039285-039299
271	ESSENCE ENTITIES' ANSWER TO THE TGIG PARTIES' SECOND AMENDED COMPLAINT	273	7/8/2020	039300-039313
272	ESSENCE ENTITIES' ANSWER TO COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/8/2020	039314-039323
273	HIGH SIERRA HOLISTICS, LLC'S JOINDER TO ETW MANAGEMENT GROUP LLC'S ANSWERS	273	7/8/2020	039324-039325
274	GREENMART OF NEVADA NLV LLC'S JOINDER TO MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC., AND LIVFREE WELLNESS, LLC ON AN ORDER SHORTENING TIME	273	7/8/2020	039326-039327
275	MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC ON AN ORDER SHORTENING TIME	273	7/8/2020	039328-039381
276	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	273	7/9/2020	039382-039411
277	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO HIGH SIERRA HOLISTICS COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/9/2020	039412-039421
278	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO MM DEVELOPMENT COMPANY, INC., & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/9/2020	039422-039434
279	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	273	7/9/2020	039435-039445

280	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	274	7/9/2020	039446-039478
281	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO QUALCANN, LLC'S SECOND AMENDED COMPLAINT	274	7/9/2020	039479-039496
282	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT	274	7/9/2020	039497-039509
283	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO TGIG PARTIES' SECOND AMENDED COMPLAINT	274	7/9/2020	039510-039523
284	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO THIRD AMENDED COMPLAINT	274	7/9/2020	039524-039539
285	OPPOSITION TO MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC ON AN ORDER SHORTENING TIME	274	7/9/2020	039540-039575
286	MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRARECORD EVIDENCE AT THE HEARING OF JUDICIAL REVIEW and TO ENLARGE TIME FOR FILING OPENING BRIEF	275	7/9/2020	039576-039735
287	DEFENDANT IN INTRVENTION, CLEAR RIVER, LLC'S ANSWER TO HIGH SIERRA HOLISTICS, LLC COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	275	7/10/2020	039736-039750
288	DEFENDANT-INTERVENOR NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO TGIG PARTIES' SECOND AMENDED COMPLAINT	276	7/10/2020	039751-039759
289	NEVADA ORGANIC REMEDIES, LLC'S ANSWER NEVADA WELLNESS CENTER, LLC'S AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039760-039772

290	DEFENDANT-INTERVENOR NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO CLARK NATURAL MEDICINE ET AL.'S FIRST AMENDED COMPLAINT	276	7/10/2020	039773-039789
291	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO ETW MANAGEMENT GROUP, LLC ET AL.'S THIRD AMENDED THIRD AMENDED COMPLAINT	276	7/10/2020	039790-039804
292	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO HIGH SIERRA HOLISTIC'S COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039805-039815
293	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039816-039829
294	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO QUALCAN, LLC.'S SECOND AMENDED COMPLAINT	276	7/10/2020	039830-039844
295	NEVADA ORGANIC REMEDIES, LLC'S ANSWER RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039845-039859
296	FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER GRANTING IN PART AND DENYING IN PART MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS (1)	276	7/11/2020	039860-039862
297	FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER GRANTING IN PART AND DENYING IN PART MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS (2)	276	7/11/2020	039863-039865
298	ORDER GRANTING CLEAR RIVER, LLC'S MOTION TO RECONSIDER THE COURT'S ORDER GRANTING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE JOHN KOCER AND NORTON ARBELAEZ FOR DEPOSITION ON ORDER SHORTENING TIME	276	7/11/2020	039866-039868

299	EVIDENTIARY HEARING ON CASE -ENDING SANCTIONS - DAY 1	277 thru 278	7/13/2020	039869-040216
300	EVIDENTIARY HEARING ON CASE -ENDING SANCTIONS - DAY 2	279	7/14/2020	040217-040263
301	MOTION FOR PROTECTIVE ORDER ON ORDER SHORTENING TIME	279	7/15/2020	040264-040323
302	BENCH TRIAL - DAY 1	280 thru 281	7/17/2020	040324-040663
303	BENCH TRIAL - DAY 2	282 thru 283	7/20/2020	040664-041020
304	BENCH TRIAL - DAY 3	284 thru 285	7/21/2020	041021-041330
305	PLAINTIFFS' OPENING BRIEF IN SUPPORT OF PETITION FOR JUDICIAL REVIEW	286	7/22/2020	041331-041363
306	BENCH TRIAL - DAY 4	287 thru 288	7/22/2020	041364-041703
307	DEPARTMENT OF TAXATION'S OPPOSITION TO TGIG'S MOTION TO SUPPLEMENT THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE; AND TO ENLARGE TIME FOR FILING OPENING BRIEF	289	7/23/2020	041704-041732
308	THC NEVADA, LLC'S JOINDER TO PLAINTIFF TGIG, LLC ET AL'S OPENING BRIEF IN SUPPORT OF PETITON FOR JUDICIAL REVIEW	289	7/23/2020	041733-041735
309	BENCH TRIAL - DAY 5	290 thru 291	7/23/2020	041736-042068
310	CIRCLE S FARMS LLC'S JOINDER TO CLEAR RIVER, LLC AND DEPARTMENT OF TAXATION'S OPPOSITIONS TO PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINIST	292	7/24/2020	042069-042071
311	THE ESSENCE ENTITIES' JOINDER TO DEPARTMENT OF TAXATION'S OPPOSITION	292	7/24/2020	042072-042074

	TO TGIG'S MOTION TO SUPPLEMENT THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE AND TO ENLARGE TIME FOR FILING OPENING BRIEF			
312	BENCH TRIAL - DAY 6	293 thru 294	7/24/2020	042075-042381
313	BENCH TRIAL - DAY 7	295 thru 296	7/27/2020	042382-042639
314	EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	297	7/28/2020	042640-042670
315	BENCH TRIAL - DAY 8	298 thru 299	7/28/2020	042671-042934
316	BENCH TRIAL - DAY 9 VOLUME I	300 thru 301	7/29/2020	042935-043186
317	THRIVE'S JOINDER TO PLAINTIFFS' OPPOSITION TO THC NEVADA LLC'S AND HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER FOR PRELIMINARY INJUNCTION ON AN ORDER SHORTENING TIME	302	7/30/2020	043187-043190
318	GREENMART OF NEVADA NLV LLC'S JOINDER TO PLAINTIFFS' OPPOSITION TO THE THC NEVADA LLC'S AND HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER FOR PRELIMINARY INJUNCTION ON AN ORDER SHORTENING TIME AND DECLARATION OF ALINA M. SHELL	302	7/30/2020	043191-043195
319	JOINDER TO THC NEVADA, LLC and HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAIING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	302	7/30/2020	043196-043209
320	BENCH TRIAL - DAY 10	303 thru 304	7/30/2020	043210-043450

321	BENCH TRIAL - DAY 11	305	7/31/2020	043451-043567
322	EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	306	7/31/2020	043568-043639
323	NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE ON AN ORDER SHORTENING TIME	306	8/3/2020	043640-043708
324	BENCH TRIAL - DAY 12	307 thru 308	8/3/2020	043709-043965
325	BENCH TRIAL - DAY 13	309 thru 310	8/4/2020	043966-044315
326	BENCH TRIAL - DAY 14	311 thru 313	8/5/2020	044316-044687
327	BENCH TRIAL - DAY 15	314 thru 316	8/6/2020	044688-045065
328	REPLY TO THE DOT'S AND CLEAR RIVER, LLC'S OPPOSITIONS TO PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS	317	8/7/2020	045066-045084
329	BENCH TRIAL - DAY 16	318 thru 319	8/10/2020	045085-045316
330	DEPARTMENT OF TAXATION'S NOTICE OF REMOVING ENTITITES FROM TIER 3	320	8/11/2020	045317-045332
331	BENCH TRIAL - DAY 17	321 thru 323	8/11/2020	045333-045697
332	MOTION TO PRECLUDE APPLICATION OF THE EQUITABLE MAXIM OF UNCLEAR HANDS AGAIN ST THE TGIG PLAINTIFFS	324	8/11/2020	045698-045711
333	BENCH TRIAL - DAY 18	325	8/12/2020	045712-045877

334	OPPOSITION TO MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	325	8/14/2020	045878-045882
335	JOINDER TO THC NEVADA, LLC AND HERBAL CHOICE, INC'S MOTION TO STRIKE DEPARTMENT OF TAXATION NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	325	8/14/2020	045883-045888
336	THC NEVADA, LLC AND HERBAL CHOICE, INC.'S JOINDER TO TGIG PLAINTIFFS' PROPOSED SUPPLEMENTAL FINDINGS OF FACT AND CONCLUSIONS OF LAW BASED UPON PARTIAL SUBSTITUTION OF THE NEVADA CANNABIS COMPLIANCE BOARD AS A PARTY DEFENDANT IN THESE CONSOLIDATED MATTERS	326	8/14/2020	045889-045891
337	DEPARTMENT OF TAXATION'S OPPOSITION TO THC NEVADA, LLC AND HERBAL CHOICE, INC.'S MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING	326	8/15/2020	045892-045899
338	ORDER REGARDING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION FOR SUMMARY JUDGMENT ON FIRST CLAIM FOR RELIEF	326	8/15/2020	045900-045905
339	THC NEVADA, LLC AND HERBAL CHOICE, INC.'S REPLY TO NEVADA ORGANIC REMEDIES' OPPOSITION TO MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	326	8/15/2020	045906-045917
340	HELPING HANDS WELLNESS CENTER, INC.'S REPLY IN SUPPORT OF MOTION TO MODIFY OR DISSOLVE THE PRELIMINARY INJUNCTION1	326	8/16/2020	045918-045932
341	NOTICE OF ENTRY OF ORDER	326	8/17/2020	045933-045939
342	BENCH TRIAL - DAY 19	327 thru 328	8/17/2020	045940-046223

343	BENCH TRIAL - DAY 20	329	8/18/2020	046224-046355
344	TRIAL EXHIBIT 1005	329	8/18/2020	046356-046389
345	TRIAL EXHIBIT 1006	330	8/18/2020	046390-046423
346	TRIAL EXHIBIT 1135	330	8/18/2020	046424-046445
347	TRIAL EXHIBIT 1302	330	8/18/2020	046446-046448
348	TRIAL EXHIBIT 2157	330	8/18/2020	046449-046502
349	TRIAL EXHIBIT 2158	330	8/18/2020	046503-046548
350	TRIAL EXHIBIT 3291	331	8/18/2020	046549-046564
351	JOINDER TO THC NEVADA, LLC and HERBAL CHOICE, INC.'S MOTION TO RENEW JOINDER TO TGIG'S COUNTERMOTION FOR ORDER DISPENSING WITH THE BOND REQUIREMENT FOR PURPOSES OF THE PRELIMINARY	331	8/28/2020	046565-046567
352	ORDER DENYING TGIG PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE AT THE HEARING OF JUDICIAL REVIEW; AND TO ENLARGE TIME FOR FILING OPENING BRIEF	331	8/28/2020	046568-046572
353	MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC FINAL PRETRIAL CONFERENCE	331	9/3/2020	046573-046666
354	BENCH TRIAL - PHASE 1	332	9/8/2020	046667-046776
355	TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/10/2020	046777-046812

356	PLAINTIFFS GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, NEVCANN LLC AND RED EARTH LLC'S JOINDER TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/14/2020	046813-046815
357	RURAL REMEDIES, LLC'S JOINDER IN TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT AND CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/15/2020	046816-046817
358	FINDINGS OF FACT, CONCLUSION OF LAW AND PERMANENT INJUNCTION	332	9/16/2020	046818-046829
359	NOTICE OF ENTRY OF JUDGMENT (1)	333	9/22/2020	046830-046844
360	NOTICE OF ENTRY OF JUDGMENT (2)	333	9/22/2020	046845-046877
361	DEPARTMENT OF TAXATION'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW, AND PERMANENT INJUNCTION	333	9/24/2020	046878-046921
362	THE ESSENCE ENTITIES' LIMITED OPPOSITION TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	9/24/2020	046922-046924
363	GREENMART OF NEVADA NLV LLC'S JOINDER TO DEPARTMENT OF TAXATION'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW, AND PERMANENT INJUNCTION	333	9/24/2020	046925-046926
364	HELPING HANDS WELLNESS CENTER, INC.'S OPPOSITION TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	9/24/2020	046927-046931
365	CLARK NATURAL MEDICINAL SOLUTIONS LLC, NYE NATURAL MEDICINAL SOLUTIONS LLC CLARK NMSD LLC AND INYO FINE CANNABIS DISPENSARY L.L.C.'S JOINDER TO NEVADA WELLNESS CENTER'S MOTION TO AND PERMANENT INJUNCTION	333	9/24/2020	046932-046933

366	WELLNESS CONNECTION OF NEVADA, LLC'S RESPONSE TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION AND COUNTERMOTION TO CLARIFY AND-OR FOR ADDITIONAL FINDINGS	333	9/24/2020	046934-046940
367	CIRCLE S FARMS LLC'S JOINDER TO OPPOSITIONS TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	10/1/2020	046941-046943
368	MOTION FOR ORDER TO SHOW CAUSE	333	10/16/2020	046944-046965
369	ORDER TO SHOW CAUSE	334	10/18/2020	046966-046999
370	PLAINTIFFS GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, NEVCANN LLC AND RED EARTH LLC'S JOINDER TO TGIG PLAINTIFFS' MOTION FOR ORDER TO SHOW CAUSE	334	10/21/2020	047000-047002
371	NOTICE OF APPEAL	335 thru 339	10/23/2020	047003-047862
372	NOTICE OF ENTRY OF ORDER	340	10/27/2020	047863-047882
373	INDEX OF EXHIBITS IN SUPPORT OF DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	341 thru 342	10/30/2020	047883-048130
374	DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	343	10/30/2020	048131-048141
375	GREENMART OF NEVADA NLV LLC'S JOINDER TO DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	343	11/2/2020	048142-048143

TABLE OF CONTENT

Alphabetical by Document Name

TAB#	Document	Vol.	Date	Pages
81	AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	11/21/2019	005950-006004
108	AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/28/2020	006507-006542
10	ANSWER TO AMENDED COMPLAINT	2	4/10/2019	000224-000236
19	ANSWER TO COMPLAINT	8	5/20/2019	001042-001053
71	ANSWER TO COMPLAINT	47	10/1/2019	005732-005758
50	ANSWER TO CORRECTED FIRST AMENDED COMPLAINT	37	7/15/2019	004414-004425
113	ANSWER TO D.H. FLAMINGO PARTIES' FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/5/2020	006658-006697
121	ANSWER TO D.H. FLAMINGO PLAINTIFFS' FIRST AMENDED COMPLAINT AND PETITION FOR REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/12/2020	006842-006853
76	ANSWER TO FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	48	11/8/2019	005913-005921
79	ANSWER TO FIRST AMENDED COMPLAINT GRAVITAS NEVADA LTD	49	11/12/2019	005938-005942
7	ANSWER TO PLAINTIFFS' FIRST AMENDED COMPLAINT AND COUNTERCLAIM	1	3/15/2019	000093-000107
125	ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION	55	2/18/2020	006885-006910
123	ANSWER TO SERENITY PLAINTIFFS' SECOND AMENDED COMPLAINT	55	2/14/2020	006868-006876
14	APPENDIX OF EXHIBITS TO NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO SERENITY WELLNESS CENTER, LLC AND RELATED PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION	5 thru 7	5/9/2019	000532-000941

74	APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	48	10/10/2019	005796-005906
302	BENCH TRIAL - DAY 1	280 thru 281	7/17/2020	040324-040663
320	BENCH TRIAL - DAY 10	303 thru 304	7/30/2020	043210-043450
321	BENCH TRIAL - DAY 11	305	7/31/2020	043451-043567
324	BENCH TRIAL - DAY 12	307 thru 308	8/3/2020	043709-043965
325	BENCH TRIAL - DAY 13	309 thru 310	8/4/2020	043966-044315
326	BENCH TRIAL - DAY 14	311 thru 313	8/5/2020	044316-044687
327	BENCH TRIAL - DAY 15	314 thru 316	8/6/2020	044688-045065
329	BENCH TRIAL - DAY 16	318 thru 319	8/10/2020	045085-045316
331	BENCH TRIAL - DAY 17	321 thru 323	8/11/2020	045333-045697
333	BENCH TRIAL - DAY 18	325	8/12/2020	045712-045877
342	BENCH TRIAL - DAY 19	327 thru 328	8/17/2020	045940-046223
303	BENCH TRIAL - DAY 2	282 thru 283	7/20/2020	040664-041020
343	BENCH TRIAL - DAY 20	329	8/18/2020	046224-046355

304	BENCH TRIAL - DAY 3	284 thru 285	7/21/2020	041021-041330
306	BENCH TRIAL - DAY 4	287 thru 288	7/22/2020	041364-041703
309	BENCH TRIAL - DAY 5	290 thru 291	7/23/2020	041736-042068
312	BENCH TRIAL - DAY 6	293 thru 294	7/24/2020	042075-042381
313	BENCH TRIAL - DAY 7	295 thru 296	7/27/2020	042382-042639
315	BENCH TRIAL - DAY 8	298 thru 299	7/28/2020	042671-042934
316	BENCH TRIAL - DAY 9 VOLUME I	300 thru 301	7/29/2020	042935-043186
354	BENCH TRIAL - PHASE 1	332	9/8/2020	046667-046776
85	BUSINESS COURT ORDER	49	11/25/2019	006018-006022
157	CIRCLE S FARMS LLC'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/9/2020	007374-007381
124	CIRCLE S FARMS LLC'S ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/18/2020	006877-006884
129	CIRCLE S FARMS LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/20/2020	006942-006949
310	CIRCLE S FARMS LLC'S JOINDER TO CLEAR RIVER, LLC AND DEPARTMENT OF TAXATION'S OPPOSITIONS TO PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINIST	292	7/24/2020	042069-042071

367	CIRCLE S FARMS LLC'S JOINDER TO OPPOSITIONS TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	10/1/2020	046941-046943
365	CLARK NATURAL MEDICINAL SOLUTIONS LLC, NYE NATURAL MEDICINAL SOLUTIONS LLC CLARK NMSD LLC AND INYO FINE CANNABIS DISPENSARY L.L.C.'S JOINDER TO NEVADA WELLNESS CENTER'S MOTION TO AND PERMANENT INJUNCTION	333	9/24/2020	046932-046933
12	CLEAR RIVER, LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	2	5/7/2019	000252-000269
55	CLEAR RIVER, LLC'S ANSWER TO PLAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/26/2019	004706-004723
158	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE ADDITIONAL DOCUMENTS ON ORDER SHORTENING TIME	58	4/9/2020	007382-007395
150	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF'S MOTION TO COMPEL PRIVILEGE LOGS AND COUNTER MOTION FOR SANCTIONS PURSUANT TO NRCP 37	57	3/30/2020	007294-007310
151	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF'S MOTION TO COMPEL SUPPLEMENTAL RESPONSES	58	3/30/2020	007311-007329
145	CLEAR RIVER, LLC'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS ON ORDER SHORTENING TIME	56	3/27/2020	007096-007099
4	COMPLAINT	1	1/4/2019	000037-000053
5	COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	1	1/4/2019	000054-000078
1	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/10/2018	000001-000012
3	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/19/2018	000026-000036
6	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	1/16/2019	000079-000092
66	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	46	9/5/2019	005566-005592

45	CORRECTED FIRST AMENDED COMPLAINT.	34	7/11/2019	003950-003967
122	CPCM HOLDINGS, LLC D/B/A THRIVE CANNABIS MARKETPLACE'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/13/2020	006854-006867
183	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO DEFENDANT-RESPONDENT NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRIT OF CERTIORRI. MANDAMUS, AND PROHIBITION	66	6/5/2020	008414-008435
263	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO QUALCAN, LLC'S SECOND AMENDED COMPLAINT	272	7/1/2020	039153-039164
261	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	6/29/2020	039115-039135
106	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO FIRST AMENDED COMPALINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	52	1/21/2020	006478-006504
69	D LUX, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/27/2019	005708-005715
119	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO ETW PLAINTIFFS' THIRD AMENDED COMPLAINT	54	2/12/2020	006815-006822
78	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI MANDAMUS, AND PROHIBITION	49	11/12/2019	005931-005937
131	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND/OR	55	2/25/2020	006952-006958

	WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION			
118	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO THE SERENITY PLAINTIFFS' SECOND AMENDED COMPLAINT	54	2/12/2020	006806-006814
11	DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	2	4/16/2019	000237-000251
17	DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' FIRST AMENDED COMPLAINT	8	5/16/2019	001025-001037
177	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	65	5/26/2020	008355-008375
168	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	62	4/21/2020	007894-007913
167	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO ETW PLAINTIFFS' THIRD AMENDED COMPLAINT	62	4/21/2020	007863-007893
175	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	65	5/21/2020	008253-008302
169	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO TGIG PLAINTIFFS' SECOND AMENDED COMPLAINT	62	4/21/2020	007914-007935
160	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S MOTION TO DISMISS 1) NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS;(2) STRIVE WELLNESS' COMPLAINT; (3) RURAL REMEDIES AMENDED COMPLAINT; (4) QUALCAN'S AMENDED COMPLAINT; (5) HIGH SIERRA HOLISTICS	59 thru 60	4/14/2020	007401-007717

	COMPLAINT AND (6) NATURAL MEDICINE'S COMPLAINT FOR FAILING TO COMPLY WITH NRS 233B.130(2)(D)			
16	DEFENDANT IN INTERVENTION'S OPPOSITION TO PLAINTIFFS' APPLICATION FOR A TEMPORARY RESTRAINING ORDER	8	5/10/2019	000975-001024
287	DEFENDANT IN INTRVENTION, CLEAR RIVER, LLC'S ANSWER TO HIGH SIERRA HOLISTICS, LLC COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	275	7/10/2020	039736-039750
161	DEFENDANT PUPO'S ANSWER TO RURAL REMEDIES' AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	61	4/14/2020	007718-007730
72	DEFENDANT RURAL REMEDIES, LLC ANSWER TO FIRST AMENDED COMPLAINT	47	10/1/2019	005759-005760
110	DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/28/2020	006560-006588
92	DEFENDANT'S ANSWER TO DH FLAMINGO INC'S ET AL., FIRST AMENDED COMPLAINT	50	12/16/2019	006088-006105
75	DEFENDANT-INTERVENOR CLEAR RIVER, LLC'S ORDER DENYING IT'S MOTION FOR PARTIAL SUMMARY JUDGEMENT ON THE PETITION FOR JUDICIAL REVIEW CAUSE OF ACTION	48	11/7/2019	005907-005912
290	DEFENDANT-INTERVENOR NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO CLARK NATURAL MEDICINE ET AL.'S FIRST AMENDED COMPLAINT	276	7/10/2020	039773-039789
288	DEFENDANT-INTERVENOR NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO TGIG PARTIES' SECOND AMENDED COMPLAINT	276	7/10/2020	039751-039759
115	DEFENDANT-RESPONDENT NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/7/2020	006723-006752

116	DEFENDANT-RESPONDENT STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/7/2020	006753-006781
68	DEFENDANT-RESPONDENT'S GOOD CHEMISTRY NEVADA, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/27/2019	005699-005707
93	DEFENDANT'S ANSWER TO DH FLAMINGO INC'S ET AL., FIRST AMENDED COMPLAINT	50	12/16/2019	006106-006123
33	DEFENDANTS' ANSWER TO PLAINTIFFS' COMPLAINT WITH COUNTERCLAIM	26	6/14/2019	002823-002846
73	DEFENDANTS MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S ANSWER	48	10/3/2019	005761-005795
374	DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	343	10/30/2020	048131-048141
164	DEPARTMENT OF TAXATION'S ANSWER TO ETW MANAGEMENT GROUP LLC PARTIES' THIRD AMENDED COMPLAINT	61	4/20/2020	007794-007810
165	DEPARTMENT OF TAXATION'S ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	61	4/20/2020	007811-007845
109	DEPARTMENT OF TAXATION'S ANSWER TO PLAINTIFF SERENITY PARTIES' SECOND AMENDED COMPLAINT	53	1/28/2020	006543-006559
166	DEPARTMENT OF TAXATION'S ANSWER TO QUALCAN'S SECOND A MENDED COMPLAINT	61	4/20/2020	007846-007862
155	DEPARTMENT OF TAXATION'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/8/2020	007347-007360
172	DEPARTMENT OF TAXATION'S INDEX OF EXHIBITS IN SUPPORT OF ITS OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN DEPARTMENT OF TAXATION'S ANSWER TO SECOND AMENDED COMPLAINT	63 thru 64	5/11/2020	007942-008232

330	DEPARTMENT OF TAXATION'S NOTICE OF REMOVING ENTITITES FROM TIER 3	320	8/11/2020	045317-045332
174	DEPARTMENT OF TAXATION'S NOTICE OF SUPPLEMENTAL AUTHORITY	65	5/12/2020	008242-008252
173	DEPARTMENT OF TAXATION'S OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN DEPARTMENT OF TAXATION'S ANSWER TO SECOND AMENDED COMPLAINT	65	5/11/2020	008233-008241
148	DEPARTMENT OF TAXATION'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	57	3/27/2020	007176-007182
307	DEPARTMENT OF TAXATION'S OPPOSITION TO TGIG'S MOTION TO SUPPLEMENT THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE; AND TO ENLARGE TIME FOR FILING OPENING BRIEF	289	7/23/2020	041704-041732
337	DEPARTMENT OF TAXATION'S OPPOSITION TO THC NEVADA, LLC AND HERBAL CHOICE, INC.'S MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING	326	8/15/2020	045892-045899
361	DEPARTMENT OF TAXATION'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW, AND PERMANENT INJUNCTION	333	9/24/2020	046878-046921
77	ERRATA TO ANSWER TO FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	48	11/8/2019	005922-005930
107	ERRATA TO DECLARATION OF ALFRED TERTERYAN IN SUPPORT OF HELPING HANDS WELLNESS CENTER, INC.'S APPLICATION FOR WRIT OF MANDAMUS	52	1/24/2020	006505-006506
269	ESSENCE ENTITIES' ANSWER QUALCAN, LLC'S SECOND AMENDED COMPLAINT	272	7/8/2020	039266-039284
272	ESSENCE ENTITIES' ANSWER TO COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/8/2020	039314-039323
103	ESSENCE ENTITIES' ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	52	1/14/2020	006440-006468

264	ESSENCE ENTITIES' ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	272	7/8/2020	039165-039193
266	ESSENCE ENTITIES' ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	7/8/2020	039211-039223
267	ESSENCE ENTITIES' ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	272	7/8/2020	039224-039235
270	ESSENCE ENTITIES' ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/8/2020	039285-039299
268	ESSENCE ENTITIES' ANSWER TO SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	7/8/2020	039236-039265
271	ESSENCE ENTITIES' ANSWER TO THE TGIG PARTIES' SECOND AMENDED COMPLAINT	273	7/8/2020	039300-039313
265	ESSENCE ENTITIES' ANSWER TO THIRD AMENDED COMPLAINT	272	7/8/2020	039194-039210
82	EUPHORIA WELLNESS, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	49	11/21/2019	006005-006011
22	EVIDENTIARY HEARING - DAY 1	10 thru 11	5/24/2019	001134-001368
38	EVIDENTIARY HEARING - DAY 10 VOLUME I OF II	30	6/20/2019	003349-003464
39	EVIDENTIARY HEARING - DAY 10 VOLUME II	31	6/20/2019	003465-003622
43	EVIDENTIARY HEARING - DAY 11	32	7/5/2019	003671-003774
44	EVIDENTIARY HEARING - DAY 12	33	7/10/2019	003775-003949
46	EVIDENTIARY HEARING - DAY 13 VOLUME I OF II	34	7/11/2019	003968-004105
47	EVIDENTIARY HEARING - DAY 13 VOLUME II	35	7/11/2019	004106-004227
49	EVIDENTIARY HEARING - DAY 14	36	7/12/2019	004237-004413

51	EVIDENTIARY HEARING - DAY 15	37	7/15/2019	004426-004500
52	EVIDENTIARY HEARING - DAY 15 VOLUME II	38	7/15/2019	004501-004679
56	EVIDENTIARY HEARING - DAY 16	39	7/28/2019	004724-004828
57	EVIDENTIARY HEARING - DAY 17 VOLUME I OF II	40	8/13/2019	004829-004935
58	EVIDENTIARY HEARING - DAY 17 VOLUME II	41	8/13/2019	004936-005027
61	EVIDENTIARY HEARING - DAY 18	42 thru 43	8/14/2019	005034-005222
62	EVIDENTIARY HEARING - DAY 19	44	8/15/2019	005223-005301
23	EVIDENTIARY HEARING - DAY 2 VOLUME I OF II	12	5/28/2019	001369-001459
24	EVIDENTIARY HEARING - DAY 2 VOLUME II	13	5/28/2019	001460-001565
63	EVIDENTIARY HEARING - DAY 20	45	8/16/2019	005302-005468
25	EVIDENTIARY HEARING - DAY 3 VOLUME I OF II	14	5/29/2019	001566-001663
26	EVIDENTIARY HEARING - DAY 3 VOLUME II	15	5/29/2019	001664-001807
27	EVIDENTIARY HEARING - DAY 4	16 thru 17	5/30/2019	001808-002050
28	EVIDENTIARY HEARING - DAY 5 VOLUME I OF II	18	5/31/2019	002051-002113
29	EVIDENTIARY HEARING - DAY 5 VOLUME II	19 thru 20	5/31/2019	002114-002333
31	EVIDENTIARY HEARING - DAY 6	22 thru 23	6/10/2019	002345-002569
32	EVIDENTIARY HEARING - DAY 7	24 thru 25	6/11/2019	002570-002822
34	EVIDENTIARY HEARING - DAY 8 VOLUME I OF II	26	6/18/2019	002847-002958
35	EVIDENTIARY HEARING - DAY 8 VOLUME II	27	6/18/2019	002959-003092
36	EVIDENTIARY HEARING - DAY 9 VOLUME I OF II	28	6/19/2019	003093-003215

37	EVIDENTIARY HEARING - DAY 9 VOLUME II	29	6/19/2019	003216-003348
299	EVIDENTIARY HEARING ON CASE -ENDING SANCTIONS - DAY 1	277 thru 278	7/13/2020	039869-040216
300	EVIDENTIARY HEARING ON CASE -ENDING SANCTIONS - DAY 2	279	7/14/2020	040217-040263
314	EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	297	7/28/2020	042640-042670
322	EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	306	7/31/2020	043568-043639
64	FINDINGS OF FACT AND CONCLUSIONS OF LAW GRANTING PRELIMINARY INJUNCTION	46	8/23/2019	005469-005492
114	FINDINGS OF FACT AND CONCLUSIONS OF LAW GRANTING PRELIMINARY INJUNCTION	54	2/7/2020	006698-006722
358	FINDINGS OF FACT, CONCLUSION OF LAW AND PERMANENT INJUNCTION	332	9/16/2020	046818-046829
296	FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER GRANTING IN PART AND DENYING IN PART MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS (1)	276	7/11/2020	039860-039862
297	FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER GRANTING IN PART AND DENYING IN PART MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS (2)	276	7/11/2020	039863-039865
42	FIRST AMENDED COMPLAINT	32	7/3/2019	003653-003670
67	FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/6/2019	005593-005698
2	FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/18/2018	000013-000025
70	FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	47	9/29/2019	005716-005731

53	GREENMART OF NEVADA NLC LLC'S ANSWER TO PLAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/17/2019	004680-004694
126	GREENMART OF NEVADA NLV LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/18/2020	006911-006921
120	GREENMART OF NEVADA NLV LLC'S ANSWER TO ETW MANAGEMENT GROUP LLC, GLOBAL HARMONY LLC, GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, HERBAL CHOICE INC., JUST QUALITY LLC, LIBRA WELLNESS CENTER, LLC, ROMBOUGH REAL ESTATE INC. DBA MOTHER HERB, NEVCANN LLC, RED EARTH LLC, THC NEVADA LLC, ZION GARDENS LLC AND MMOF VEGAS RETAIL, INC.'S THIRD AMENDED COMPLAINT	55	2/12/2020	006823-006841
137	GREENMART OF NEVADA NLV LLC'S ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	3/6/2020	007013-007024
132	GREENMART OF NEVADA NLV LLC'S ANSWER TO QUALCAN LLC'S SECOND AMENDED COMPLAINT	55	2/25/2020	006959-006970
138	GREENMART OF NEVADA NLV LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	3/6/2020	007025-007036
375	GREENMART OF NEVADA NLV LLC'S JOINDER TO DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	343	11/2/2020	048142-048143
363	GREENMART OF NEVADA NLV LLC'S JOINDER TO DEPARTMENT OF TAXATION'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW, AND PERMANENT INJUNCTION	333	9/24/2020	046925-046926

274	GREENMART OF NEVADA NLV LLC'S JOINDER TO MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC., AND LIVFREE WELLNESS, LLC ON AN ORDER SHORTENING TIME	273	7/8/2020	039326-039327
318	GREENMART OF NEVADA NLV LLC'S JOINDER TO PLAINTIFFS' OPPOSITION TO THE THC NEVADA LLC'S AND HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER FOR PRELIMINARY INJUNCTION ON AN ORDER SHORTENING TIME AND DECLARATION OF ALINA M. SHELL	302	7/30/2020	043191-043195
134	GREENMART OF NEVADA NLV LLC'S MOTION TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/28/2020	006984-006987
154	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO ETW PLAINTIFFS' MOTION TO COMPEL	58	4/3/2020	007337-007346
153	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO ETW PLAINTIFFS' MOTION TO COMPEL PRIVILEGE LOGS	58	4/3/2020	007333-007336
141	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL GREENMART TO ALSO PRODUCE KENNETH LEE AND HAE LEE FOR DEPOSITION	56	3/18/2020	007075-007080
144	GREENMART OF NEVADA NLV LLC'S RESPONSE IN OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	56	3/23/2020	007087-007095
99	GREENMART OF NEVADA NLV LLC'S ANSWER TO D.H. FLAMINGO PLAINTIFFS' FIRST AMENDED COMPLAINT	51	1/6/2020	006272-006295
89	HEARING ON APPLICATION OF NEVADA ORGANIC REMEDIES FOR WRIT OF MANDAMUS TO COMPEL STATE TO MOVE IT TO TIER 2 OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	12/9/2019	006058-006068
176	HEARING ON MOTIONS FOR SUMMARY JUDGMENT OR WRIT OF MANDAMUS AND MOTION TO EXTEND TIME FOR BRIEFING	65	5/22/2020	008303-008354

65	HEARING ON OBJECTIONS TO STATE'S RESPONSE, NEVADA WELLNESS CENTER'S MOTION RE COMPLIANCE RE PHYSICAL ADDRESS, AND BOND AMOUNT SETTING	46	8/29/2019	005493-005565
112	HEARING ON OBJECTIONS TO SUBPOENAS DUCES TECUM, MOTIONS FOR PROTECTIVE ORDERS, APPLICATION OF FOR WRIT OF MANDAMUS, MOTION FOR SETTING SETTLEMENT CONFERENCE, AND MOTION TO REDACT AND SEAL EXHIBITS 4 AND 5	53	1/31/2020	006610-006657
276	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	273	7/9/2020	039382-039411
277	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO HIGH SIERRA HOLISTICS COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/9/2020	039412-039421
278	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO MM DEVELOPMENT COMPANY, INC., & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/9/2020	039422-039434
279	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	273	7/9/2020	039435-039445
280	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	274	7/9/2020	039446-039478
281	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO QUALCANN, LLC'S SECOND AMENDED COMPLAINT	274	7/9/2020	039479-039496
282	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT	274	7/9/2020	039497-039509
283	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO TGIG PARTIES' SECOND AMENDED COMPLAINT	274	7/9/2020	039510-039523

284	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO THIRD AMENDED COMPLAINT	274	7/9/2020	039524-039539
364	HELPING HANDS WELLNESS CENTER, INC.'S OPPOSITION TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	9/24/2020	046927-046931
340	HELPING HANDS WELLNESS CENTER, INC.'S REPLY IN SUPPORT OF MOTION TO MODIFY OR DISSOLVE THE PRELIMINARY INJUNCTION1	326	8/16/2020	045918-045932
273	HIGH SIERRA HOLISTICS, LLC'S JOINDER TO ETW MANAGEMENT GROUP LLC'S ANSWERS	273	7/8/2020	039324-039325
373	INDEX OF EXHIBITS IN SUPPORT OF DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	341 thru 342	10/30/2020	047883-048130
21	INTERVENING DEFENDANTS' JOINDER AND SUPPLEMENTAL BRIEFING IN SUPPORT OF THE STATE OF NEVADA'S AND NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION; AND LONE MOUNTAIN PARTNERS, LLC'S OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION OR FOR WRIT OF MANDAMUS	9	5/23/2019	001068-001133
41	INTERVENOR DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFF'S COMPLAINT	32	7/3/2019	003640-003652
40	INTERVENOR DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' SECOND AMENDED COMPLAINT	31	6/24/2019	003623-003639
319	JOINDER TO THC NEVADA, LLC and HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAIING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	302	7/30/2020	043196-043209
351	JOINDER TO THC NEVADA, LLC and HERBAL CHOICE, INC.'S MOTION TO RENEW JOINDER TO TGIG'S COUNTERMOTION FOR ORDER DISPENSING WITH THE BOND REQUIREMENT FOR PURPOSES OF THE PRELIMINARY	331	8/28/2020	046565-046567

335	JOINDER TO THC NEVADA, LLC AND HERBAL CHOICE, INC'S MOTION TO STRIKE DEPARTMENT OF TAXATION NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	325	8/14/2020	045883-045888
54	LONE MOUNTAIN PARTNERS, LLC'S ANSWER TO LAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/22/2019	004695-004705
30	LONE MOUNTAIN PARTNERS, LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	21	6/5/2019	002334-002344
90	LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	49	12/10/2019	006069-006081
101	LONE MOUNTAIN PARTNERS, LLC'S REPLY IN SUPPORT OF MOTION TO DISMISS SECOND AMENDED COMPLAINT	51	1/8/2020	006359-006368
163	MINUTE ORDER CLEAR RIVER'S REQUEST FOR OST ON MOTION TO DISMISS	61	4/15/2020	007793-007793
135	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC ANSWER TO NATURAL MEDICINE, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	2/28/2020	006988-007000
127	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION	55	2/18/2020	006922-006935
111	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/29/2020	006589-006609
286	MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRARECORD EVIDENCE AT THE HEARING OF JUDICIAL REVIEW and TO ENLARGE TIME FOR FILING OPENING BRIEF	275	7/9/2020	039576-039735
368	MOTION FOR ORDER TO SHOW CAUSE	333	10/16/2020	046944-046965
8	MOTION FOR PRELIMINARY INJUNCTION	2	3/18/2019	000108-000217
301	MOTION FOR PROTECTIVE ORDER ON ORDER SHORTENING TIME	279	7/15/2020	040264-040323

275	MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC ON AN ORDER SHORTENING TIME	273	7/8/2020	039328-039381
353	MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC FINAL PRETRIAL CONFERENCE	331	9/3/2020	046573-046666
332	MOTION TO PRECLUDE APPLICATION OF THE EQUITABLE MAXIM OF UNCLEAN HANDS AGAIN ST THE TGIG PLAINTIFFS	324	8/11/2020	045698-045711
260	MOTION TO VOLUNTARILY DISMISS MMOV VEGAS RETAIL, INC. AND REQUEST TO RELEASE MMOV VEGAS RETAIL, INC.'S BOND FUNDS ON AN ORDER SHORTENING TIME	271	6/29/2020	038948-039114
289	NEVADA ORGANIC REMEDIES, LLC'S ANSWER NEVADA WELLNESS CENTER, LLC'S AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039760-039772
295	NEVADA ORGANIC REMEDIES, LLC'S ANSWER RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039845-039859
291	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO ETW MANAGEMENT GROUP, LLC ET AL.'S THIRD AMENDED THIRD AMENDED COMPLAINT	276	7/10/2020	039790-039804
292	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO HIGH SIERRA HOLISTIC'S COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039805-039815
293	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039816-039829
180	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO NATURAL MEDICINE'S LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	65	6/4/2020	008394-008401
294	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO QUALCAN, LLC.'S SECOND AMENDED COMPLAINT	276	7/10/2020	039830-039844

181	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	66	6/4/2020	008402-008409
146	NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO QUALCAN'S PETITION FOR WRIT OF MANDAMUS	56	3/27/2020	007100-007143
15	NEVADA ORGANIC REMIDIES, LLC'S OPPOSITION TO SERENITY WELLNESS CENTER, LLC AND RELATED PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION	8	5/9/2019	000942-000974
136	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT/RESPONDENT STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND/OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	2/28/2020	007001-007012
156	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/8/2020	007361-007373
133	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/26/2020	006971-006983
143	NEVADA WELLNESS CENTER, LLC'S JOINDER TO ETW PLAINTIFFS' MOTION TO COMPEL	56	3/20/2020	007084-007086
142	NEVADA WELLNESS CENTER, LLC'S JOINDER TO ETW PLAINTIFFS' MOTION TO COMPEL PRIVILEGE LOGS	56	3/20/2020	007081-007083
323	NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE ON AN ORDER SHORTENING TIME	306	8/3/2020	043640-043708
371	NOTICE OF APPEAL	335 thru 339	10/23/2020	047003-047862
359	NOTICE OF ENTRY OF JUDGMENT (1)	333	9/22/2020	046830-046844
360	NOTICE OF ENTRY OF JUDGMENT (2)	333	9/22/2020	046845-046877
98	NOTICE OF ENTRY OF ORDER	51	1/3/2020	006264-006271
104	NOTICE OF ENTRY OF ORDER	52	1/14/2020	006469-006474

341	NOTICE OF ENTRY OF ORDER	326	8/17/2020	045933-045939
372	NOTICE OF ENTRY OF ORDER	340	10/27/2020	047863-047882
159	NOTICE OF ENTRY OF ORDER DENYING MM DEVELOPMENT COMPANY, INC.'S MOTION TO STRIKE AND-OR DISMISS D.H. FLAMINGO, INC.'S COUNTERCLAIM	58	4/9/2020	007396-007400
83	NOTICE OF ENTRY OF ORDER DENYING MM DEVELOPMENT COMPANY, INC.'S AND LIVFREE WELLNESS, LLC'S MOTION TO ALTER OR AMEND FINDINGS OF FACT AND CONCLUSION OF LAW,	49	11/22/2019	006012-006015
258	NOTICE OF ENTRY OF ORDER ON PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN JORGE PUPO'S ANSWER TO SECOND AMENDED COMPLAINT	270	6/23/2020	038868-038871
130	NOTICE OF FILING OF EMERGENCY PETITION FOR WRIT OF MANDAMUS OR PROHIBITION UNDER NRAP 21(a)6)	55	2/21/2020	006950-006951
91	NOTICE OF HEARING	49	12/13/2019	006082-006087
100	NV WELLNESS CENTER, LLC'S MOTION TO COMPEL ON AN ORDER SHORTENING TIME	51	1/8/2020	006296-006358
95	OPPOSITION TO HELPING HANDS WELLNESS CTR, INC.'S APPLICATION FOR WRIT OF MANDAMUS	50	12/27/2019	006207-006259
13	OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION	3 thru 4	5/9/2019	000270-000531
285	OPPOSITION TO MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC ON AN ORDER SHORTENING TIME	274	7/9/2020	039540-039575
334	OPPOSITION TO MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	325	8/14/2020	045878-045882
102	OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL	52	1/10/2020	006369-006439

80	ORDER DENYING 1) ORGANIC REMEDIES, LLC'S MOTION TO DISSOLVE PRELIMINARY INJUNCTION AND TO STAY PRELIMINARY INJUNCTION PENDING APPEAL AND 2) LONE MOUNTAIN PARTNERS, LLC'S	49	11/19/2019	005943-005949
182	ORDER DENYING D.H. FLAMINGO, INC. AND SURTERRA HOLDINGS, INC.'S MOTION FOR SUMMARY JUDGMENT AGAINST MM DEVELOPMENT COMPANY, INC.	66	6/5/2020	008410-008413
152	ORDER DENYING DEFENDANT JORGE PUPO'S MOTION TO DISMISS	58	3/30/2020	007330-007332
171	ORDER DENYING LONE MOUNTAIN PARTNER'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	62	5/5/2020	007940-007941
84	ORDER DENYING MM DEVELOPMENT COMPANY, INC. 'S AND LIVFREE WELLNESS LLC'S MOTION TO ALTER AMEND FINDINGS OF FACT AND CONCLUSION OF LAW	49	11/22/2019	006016-006017
96	ORDER DENYING MOTION FOR STAY AND GRANTING IN PART MOTION TO EXPEDITE	50	12/30/2019	006260-006262
105	ORDER DENYING NEVADA ORGANIC REMEDIES, LLC'S AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC	52	1/14/2020	006475-006477
352	ORDER DENYING TGIG PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE AT THE HEARING OF JUDICIAL REVIEW; AND TO ENLARGE TIME FOR FILING OPENING BRIEF	331	8/28/2020	046568-046572
97	ORDER DENYING THE DEPARTMENT OF TAXATION OBJECTION TO DISCOVERY COMMISSIONER'S REPORT AND RECOMMENDATIONS	51	12/31/2019	006263-006263
298	ORDER GRANTING CLEAR RIVER, LLC'S MOTION TO RECONSIDER THE COURT'S ORDER GRANTING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE	276	7/11/2020	039866-039868

	JOHN KOCER AND NORTON ARBELAEZ FOR DEPOSITION ON ORDER SHORTENING TIME			
18	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	8	5/16/2019	001038-001041
59	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	41	8/14/2019	005028-005030
60	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	41	8/14/2019	005031-005033
128	ORDER GRANTING IN PART AND DENYING IN PART THE DEPARTMENT OF TAXATION'S MOTIONS FOR PROTECTIVE ORDER ON ORDER SHORTENING TIME	55	2/19/2020	006936-006941
86	ORDER GRANTING MOTION FOR LEAVE TO FILE SECOND AMENDED COMPLAINT IN CASE NO. A-786962	49	11/26/2019	006023-006024
170	ORDER GRANTING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE ADDITIONAL DOCUMENTS ON ORDER SHORTENING TIME	62	4/21/2020	007936-007939
338	ORDER REGARDING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION FOR SUMMARY JUDGMENT ON FIRST CLAIM FOR RELIEF	326	8/15/2020	045900-045905
369	ORDER TO SHOW CAUSE	334	10/18/2020	046966-046999
140	PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL GREENMART OF NEVADA, LLC TO PRODUCE KENNETH LEE AND HAE LEE FOR DEPOSITION ON ORDER SHORTENING TIME	56	3/16/2020	007058-007074
147	PLAINTIFF NEVADA WELLNESS CENTER, LLC'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	57	3/27/2020	007144-007175
243	PLAINTIFF'S RECORD PART 59	232	6/12/2020	033643-033801
9	PLAINTIFFS' COUNTER-DEFENDANTS' ANSWER TO COUNTERCLAIM	2	4/5/2019	000218-000223

185	PLAINTIFF'S DECLARATION & POA-F2018-01430	67 thru 74	6/12/2020	008455-009889
187	PLAINTIFF'S DKT 148-1 INDEX OF EXHIBITS - 1	76 thru 77	6/12/2020	009934-010291
188	PLAINTIFF'S DKT 148-1 INDEX OF EXHIBITS - 2	78 thru 79	6/12/2020	010292-010595
370	PLAINTIFFS GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, NEVCANN LLC AND RED EARTH LLC'S JOINDER TO TGIG PLAINTIFFS' MOTION FOR ORDER TO SHOW CAUSE	334	10/21/2020	047000-047002
356	PLAINTIFFS GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, NEVCANN LLC AND RED EARTH LLC'S JOINDER TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/14/2020	046813-046815
186	PLAINTIFF'S NOTICE OF FILING RECORD ON REVIEW	75	6/12/2020	009890-009933
20	PLAINTIFFS' OMNIBUS REPLY IN SUPPORT OF MOTION FOR PRELIMINARY INJUNCTION	8	5/22/2019	001054-001067
305	PLAINTIFFS' OPENING BRIEF IN SUPPORT OF PETITION FOR JUDICIAL REVIEW	286	7/22/2020	041331-041363
94	PLAINTIFFS' OPPOSITION TO LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	50	12/20/2019	006124-006206
189	PLAINTIFF'S RECORD PART 1	80 thru 81	6/12/2020	010596-010937
198	PLAINTIFF'S RECORD PART 10	93	6/12/2020	012724-012878
199	PLAINTIFF'S RECORD PART 11	94	6/12/2020	012879-013032
200	PLAINTIFF'S RECORD PART 12	95	6/12/2020	013033-013187
201	PLAINTIFF'S RECORD PART 13	96	6/12/2020	013188-013341
202	PLAINTIFF'S RECORD PART 14	97	6/12/2020	013342-013496

203	PLAINTIFF'S RECORD PART 15	98 thru 99	6/12/2020	013497-013774
204	PLAINTIFF'S RECORD PART 16	100 thru 101	6/12/2020	013775-014052
205	PLAINTIFF'S RECORD PART 17	102 thru 103	6/12/2020	014053-014330
206	PLAINTIFF'S RECORD PART 18	104 thru 105	6/12/2020	014331-014608
207	PLAINTIFF'S RECORD PART 18	106 thru 107	6/12/2020	014609-014886
208	PLAINTIFF'S RECORD PART 19	108 thru 111	6/12/2020	014887-015426
190	PLAINTIFF'S RECORD PART 2	82 thru 83	6/12/2020	010938-011275
209	PLAINTIFF'S RECORD PART 20	112 thru 115	6/12/2020	015427-015966
210	PLAINTIFF'S RECORD PART 21	116 thru 119	6/12/2020	015967-016506
211	PLAINTIFF'S RECORD PART 22	120 thru 123	6/12/2020	016507-017048
212	PLAINTIFF'S RECORD PART 24	124 thru 131	6/12/2020	017049-018484
213	PLAINTIFF'S RECORD PART 25	132 thru 134	6/12/2020	018485-018844
214	PLAINTIFF'S RECORD PART 26	135 thru 136	6/12/2020	018845-019202
215	PLAINTIFF'S RECORD PART 27	137 thru 144	6/12/2020	019203-020637

216	PLAINTIFF'S RECORD PART 28	145 thru 147	6/12/2020	020638-020999
217	PLAINTIFF'S RECORD PART 29	148 thru 149	6/12/2020	021000-021357
191	PLAINTIFF'S RECORD PART 3	84 thru 85	6/12/2020	011276-011613
218	PLAINTIFF'S RECORD PART 30	150 thru 157	6/12/2020	021358-022621
219	PLAINTIFF'S RECORD PART 31	158 thru 159	6/12/2020	022622-022979
220	PLAINTIFF'S RECORD PART 32	160 thru 167	6/12/2020	022980-024414
221	PLAINTIFF'S RECORD PART 33	168 thru 169	6/12/2020	024415-024718
222	PLAINTIFF'S RECORD PART 35	170 thru 177	6/12/2020	024719-026153
223	PLAINTIFF'S RECORD PART 37	178	6/12/2020	026154-026256
224	PLAINTIFF'S RECORD PART 39	179 thru 181	6/12/2020	026257-026669
192	PLAINTIFF'S RECORD PART 4	86 thru 87	6/12/2020	011614-011951
225	PLAINTIFF'S RECORD PART 40	182 thru 183	6/12/2020	026670-026934
226	PLAINTIFF'S RECORD PART 41	184 thru 186	6/12/2020	026935-027347
227	PLAINTIFF'S RECORD PART 42	187 thru 188	6/12/2020	027348-027612

228	PLAINTIFF'S RECORD PART 43	189 thru 191	6/12/2020	027613-028025
229	PLAINTIFF'S RECORD PART 44	192 thru 193	6/12/2020	028026-028290
230	PLAINTIFF'S RECORD PART 45	194 thru 196	6/12/2020	028291-028703
231	PLAINTIFF'S RECORD PART 46	197 thru 198	6/12/2020	028704-028968
232	PLAINTIFF'S RECORD PART 47	199 thru 201	6/12/2020	028969-029451
233	PLAINTIFF'S RECORD PART 48	202 thru 204	6/12/2020	029452-029934
234	PLAINTIFF'S RECORD PART 49	205 thru 207	6/12/2020	029935-030346
193	PLAINTIFF'S RECORD PART 5	88	6/12/2020	011952-012104
235	PLAINTIFF'S RECORD PART 50	208 thru 210	6/12/2020	030347-030758
236	PLAINTIFF'S RECORD PART 51	211 thru 213	6/12/2020	030759-031170
237	PLAINTIFF'S RECORD PART 52	214 thru 216	6/12/2020	031171-031582
238	PLAINTIFF'S RECORD PART 54	217 thru 219	6/12/2020	031583-031994
239	PLAINTIFF'S RECORD PART 55	220 thru 222	6/12/2020	031995-032406
240	PLAINTIFF'S RECORD PART 56	223 thru 225	6/12/2020	032407-032818

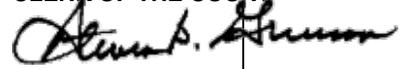
242	PLAINTIFF'S RECORD PART 58	229 thru 231	6/12/2020	033231-033642
194	PLAINTIFF'S RECORD PART 6	89	6/12/2020	012105-012258
244	PLAINTIFF'S RECORD PART 60	233	6/12/2020	033802-033877
245	PLAINTIFF'S RECORD PART 61	234 thru 235	6/12/2020	033878-034143
246	PLAINTIFF'S RECORD PART 62	236 thru 237	6/12/2020	034144-034409
247	PLAINTIFF'S RECORD PART 63	238 thru 239	6/12/2020	034410-034675
248	PLAINTIFF'S RECORD PART 64	240 thru 241	6/12/2020	034676-034943
249	PLAINTIFF'S RECORD PART 65	242 thru 245	6/12/2020	034944-035512
250	PLAINTIFF'S RECORD PART 66	246 thru 248	6/12/2020	035513-035919
251	PLAINTIFF'S RECORD PART 67	249 thru 251	6/12/2020	035920-036326
252	PLAINTIFF'S RECORD PART 68	252 thru 254	6/12/2020	036327-036733
253	PLAINTIFF'S RECORD PART 69	255 thru 257	6/12/2020	036734-037140
195	PLAINTIFF'S RECORD PART 7	90	6/12/2020	012259-012413
254	PLAINTIFF'S RECORD PART 70	258 thru 260	6/12/2020	037141-037547
255	PLAINTIFF'S RECORD PART 71	261 thru 263	6/12/2020	037548-037954

256	PLAINTIFF'S RECORD PART 72	264 thru 266	6/12/2020	037955-038415
257	PLAINTIFF'S RECORD PART 73	267 thru 269	6/12/2020	038416-038867
196	PLAINTIFF'S RECORD PART 8	91	6/12/2020	012414-012569
197	PLAINTIFF'S RECORD PART 9	92	6/12/2020	012570-012723
241	PLAINTIFF'S RECORD PARTY 57	226 thru 228	6/12/2020	032819-033230
48	PLAINTIFFS-COUNTER DEFENDANTS' ANSWER TO COUNTERCLAIM	35	7/12/2019	004228-004236
178	PURE TONIC CONCENTRATES LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	65	5/29/2020	008376-008379
139	QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	56	3/13/2020	007037-007057
88	REPLY IN SUPPORT OF AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	12/6/2019	006048-006057
328	REPLY TO THE DOT'S AND CLEAR RIVER, LLC'S OPPOSITIONS TO PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS	317	8/7/2020	045066-045084
179	RURAL REMEDIES, LLC'S ANSWER TO DEFENDANT-RESPONDENT NATURAL MEDICINE'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORI, MANDAMUS AND PROHIBITION	65	6/3/2020	008380-008393
357	RURAL REMEDIES, LLC'S JOINDER IN TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT AND CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/15/2020	046816-046817

117	SECOND AMENDED COMPLAINT	54	2/11/2020	006782-006805
376	SHOW CAUSE HEARING	343	11/2/2020	048144-048281
259	SUPPLEMENT TO RECORD ON REVIEW IN ACCORDANCE WITH THE NEVADA ADMINISTRATIVE PROCEDURE ACT	270	6/26/2020	038872-038947
355	TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/10/2020	046777-046812
87	TGIG SECOND AMENDED COMPLAINT	49	11/26/2019	006025-006047
184	TGIG, LLC, NEVADA HOLISTIC MEDICINE, LLC, GBS NEVADA PARTNERS, FIDELIS HOLDINGS, LLC, GRAVITAS NEVADA, NEVADA PURE, LLC, MEDIFARM, LLC, AND MEDIFARM IV'S ANSWER TO NATURAL MEDICINE	66	6/10/2020	008436-008454
336	THC NEVADA, LLC AND HERBAL CHOICE, INC.'S JOINDER TO TGIG PLAINTIFFS' PROPOSED SUPPLEMENTAL FINDINGS OF FACT AND CONCLUSIONS OF LAW BASED UPON PARTIAL SUBSTITUTION OF THE NEVADA CANNABIS COMPLIANCE BOARD AS A PARTY DEFENDANT IN THESE CONSOLIDATED MATTERS	326	8/14/2020	045889-045891
339	THC NEVADA, LLC AND HERBAL CHOICE, INC.'S REPLY TO NEVADA ORGANIC REMEDIES' OPPOSITION TO MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	326	8/15/2020	045906-045917
308	THC NEVADA, LLC'S JOINDER TO PLAINTIFF TGIG, LLC ET AL'S OPENING BRIEF IN SUPPORT OF PETITION FOR JUDICIAL REVIEW	289	7/23/2020	041733-041735
311	THE ESSENCE ENTITIES' JOINDER TO DEPARTMENT OF TAXATION'S OPPOSITION TO TGIG'S MOTION TO SUPPLEMENT THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE AND TO ENLARGE TIME FOR FILING OPENING BRIEF	292	7/24/2020	042072-042074
362	THE ESSENCE ENTITIES' LIMITED OPPOSITION TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	9/24/2020	046922-046924

149	THE ESSENCE ENTITIES' OPPOSITION TO ETW PLAINTIFFS' 1) MOTION TO COMPEL AND 2) MOTION TO COMPEL PRIVILEGE LOGS	57	3/27/2020	007183-007293
317	THRIVE'S JOINDER TO PLAINTIFFS' OPPOSITION TO THC NEVADA LLC'S AND HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER FOR PRELIMINARY INJUNCTION ON AN ORDER SHORTENING TIME	302	7/30/2020	043187-043190
162	THRIVE'S SUPPLEMENTAL BRIEF IN SUPPORT OF OPPOSITION TO ETW MANAGEMENT GROUP LLC; ET AL.'S MOTION TO COMPEL	61	4/14/2020	007731-007792
344	TRIAL EXHIBIT 1005	329	8/18/2020	046356-046389
345	TRIAL EXHIBIT 1006	330	8/18/2020	046390-046423
346	TRIAL EXHIBIT 1135	330	8/18/2020	046424-046445
347	TRIAL EXHIBIT 1302	330	8/18/2020	046446-046448
348	TRIAL EXHIBIT 2157	330	8/18/2020	046449-046502
349	TRIAL EXHIBIT 2158	330	8/18/2020	046503-046548
350	TRIAL EXHIBIT 3291	331	8/18/2020	046549-046564
262	WELLNESS CONNECTION OF NEVADA, LLC'S ANSWER TO PLAINTIFF NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	6/29/2020	039136-039152
366	WELLNESS CONNECTION OF NEVADA, LLC'S RESPONSE TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION AND COUNTERMOTION TO CLARIFY AND-OR FOR ADDITIONAL FINDINGS	333	9/24/2020	046934-046940

328



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9 Medifarm IV, LLC, Plaintiffs in case no. A-786962

10 **DISTRICT COURT**
11 **CLARK COUNTY, NEVADA**

12) **Case No. A-19-787004-B**
13)
14) **Consolidated with** A-785818
15) A-786357
16) A-786962
17) A-787035
18) A-787540
19) A-787726
20) A-801416
21) **Dept. No. XI**
22) **Hearing Requested**
23) **Oral Argument Requested: Yes**
24)

In Re: D.O.T. Litigation,

20 **REPLY TO**
21 **THE DOT'S AND CLEAR RIVER, LLC'S OPPOSITIONS**
22 **TO**
23 **PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT**
24 **AND RECERTIFY THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS TO**
25 **OFFER EXTRA-RECORD EVIDENCE AT THE HEARING OF JUDICIAL REVIEW;**
26 **and TO ENLARGE TIME FOR FILING OPENING BRIEF**

25 Plaintiffs TGIG, LLC, Nevada Holistic Medicine, LLC, GBS Nevada Partners, Fidelis
26 Holdings, LLC, Gravitas Nevada, Nevada Pure, LLC, Medifarm, LLC, and Medifarm IV,
27 (collectively, "Plaintiffs"), by and through counsel, the law firm of CLARK HILL, PLLC, hereby
28

1 submit this Reply to the DOT’s and Clear River’s Oppositions¹ (as well as any Joinders to said
2 Oppositions) to Plaintiffs’ underlying Motion².

3 **POINTS & AUTHORITIES**

4 **I.**
5 **REPLY**

6 **1. Contrary to the DOT’s contention, the current administrative record is incomplete.**

7 The DOT begins its Oppositions’ argument section with the contention the current
8 administrative records is complete. *Id.*, at 5:23 to 7:21. In support of this contention, the DOT
9 argues, in pertinent part:

10 The only documents that should be part of the record are those that were
11 considered in grading the TGIG Plaintiffs’ applications.[Footnote omitted.] The
12 grading, which resulted in scores so low that none of the TGIG Plaintiffs received
13 licenses, constituted the “proceeding[s]” here. *See SAC, supra*, ¶¶ 93-98. The
14 TGIG Plaintiffs’ contested case is based on allegations that the scoring “lacked
15 substantial evidence,” among other things. *See id.* ¶ 97. Thus, the record of the
16 proceedings is the documents submitted to and reviewed by the Department in the
17 course of grading the TGIG Plaintiffs’ applications.

18 See DOT’s Opposition, at 6:4-10.

19 The DOT cites to and relies upon Plaintiffs’ Second Amended Complaint for the
20 contention Plaintiffs’ Judicial Review claim centers only on grading. Upon setting-up this
21 proverbial strawman, the DOT then goes about arguing because the only issue involved is
22 grading, its administrative record is complete. The DOT’s contentions are incorrect. Rather,

23 ¹ The Department of Taxation (“DOT”) filed on July 23, 2020, the *Department of Taxation’s*
24 *Opposition to TGIG’s Motion to Supplement the Administrative Record; to Permit Plaintiffs to*
Offer Extra-Record Evidence; and to Enlarge Time for Filing Opening Brief.

25 Defendant/Intervenor, Clear River LLC (“Clear River”) filed on July 23, 2020, *Clear River*
26 *LLC’s Opposition to Plaintiffs’ Motion for Order Requiring the DOT to Supplement and*
27 *Recertify the Administrative Record; to Permit Plaintiff’s to Offer Extra-Record Evidence at the*
Hearing of Judicial Review; and to Enlarge Time for Filing Opening Brief.

28 ² “Motion” refers to Plaintiffs’ *Motion for Order Requiring the DOT to Supplement and Recertify*
the Administrative Record; to Permit Plaintiffs to Offer Extra-Record Evidence at the Hearing of
Judicial Review; and to Enlarge Time for Filing Opening Brief filed July 9, 2020.

1 instead of allegations just centered on grading, the Second Amended Complaint alleges as
2 follows regarding the Petition for Judicial Review claim for relief:

3 **FOURTH CLAIM FOR RELIEF**
4 **(Petition for Judicial Review)**

5 93. Plaintiffs repeat and re-allege all prior paragraphs as though fully set forth
6 herein.

7 94. The Department, in misinterpreting and incorrectly applying the
8 provisions of NRS 453D, NAC 453D and the related Nevada laws and
9 regulations, has exceeded its jurisdiction by improperly issuing licenses to
10 applicants that do not merit licenses under the provisions of NRS 453D, NAC
11 453D, and R092-17.

12 95. Plaintiffs are aggrieved by the decision of the Department to deny
13 Plaintiffs' Applications without proper notice, substantial evidence, or compliance
14 with NRS 453D, NAC 453D, R092-17, and other Nevada state laws or
15 regulations.

16 96. There is no provision in NRS 453D, NAC 453D, or R092-17 allowing for
17 an administrative appeal of the Department's decision, and apart from injunctive
18 relief, no plain, speedy, and adequate remedy for the Department's improper
19 actions.

20 97. Accordingly, Plaintiffs petition this Court for judicial review of the record
21 on which the Department's denials were based, and an order providing inter alia:
22 a. A determination that the decision lacked substantial evidence;
23 b. A determination that the denials are void ab initio for non-
24 compliance with NRS 453D, NAC 453D, R092-17, and other
25 Nevada laws or regulations; and
26 c. Such other relief as is consistent with those determinations.

27 98. As the actions of the Department have necessitated that Plaintiffs retain
28 the legal services of Clark Hill PLLC, and incur fees and costs to bring this
action, Plaintiffs are also entitled to an award of attorneys' fees and costs of suit.

29 Id., at 19:8 to 20:1.

30 Even a cursory review of Plaintiffs' Judicial Review claim reveals it places in issue more
31 than simply grading of Plaintiffs' applications. Instead, DOT was placed on notice via Plaintiffs'
32 pleading that, in part, the Judicial Review claim encompasses contentions it:
33

1 * misinterpreted and incorrectly applied the provisions of NRS 453D, NAC 453D
2 and the related Nevada laws and regulations;

3 * exceeded its jurisdiction by improperly issuing licenses to applicants that do not
4 merit licenses under the provisions of NRS 453D, NAC 453D, and R092-17;

5 * denied Plaintiffs' Applications without proper notice, substantial evidence, or
6 compliance with NRS 453D, NAC 453D, R092-17, and other Nevada state laws or
7 regulations; and

8 * seeks judicial review of the record on which the DOT's denials were based, and
9 an order providing inter alia:

- 10 a. A determination that the decision lacked substantial evidence;
- 11 b. A determination that the denials are void ab initio for non-
12 compliance with NRS 453D, NAC 453D, R092-17, and other
Nevada laws or regulations; and
- 13 c. Such other relief as is consistent with those determinations.

14 Id.

15 Thus, even just referring to Plaintiffs' Second Amended Complaint, as the DOT does to
16 support its argument, it becomes clear the same placed more at issue than simply grading. Thus,
17 the current state of the administrative record is deficient and should be supplemented, as argued
18 in Plaintiffs' Motion.

19 As addressed in Plaintiffs' Motion, the administrative record is not just "those documents
20 that the agency has compiled and submitted as 'the' administrative record." Thompson v. U.S.
21 Dept. of Labor, 885 F.2d 551, 555 (9th Cir. 1989) (citation omitted). Rather, it must be "the
22 whole record," which "includes everything that was before the agency pertaining to the merits of
23 its decision." Portland Audubon Soc'y v. Endangered Species Comm., 984 F.2d 1534, 1548 (9th
24 Cir. 1993) (citation omitted). In other words, the "whole record" encompasses "all documents
25 and materials directly or indirectly considered by agency decision-makers and includes evidence
26 contrary to the agency's position." Thompson, 885 F.2d at 555.

27 As this court is aware, the consolidated cases herein are being tried in three phases. The
28 judicial review portion was originally set to be heard as Phase 1. Instead, Phase 2 is being tried
first which addresses certain constitutional issues, among other things. As part of Phase 2,

1 Plaintiffs in the consolidated cases have filed a Motion for Terminating Sanctions against the
2 DOT. An evidentiary hearing on terminating sanctions commenced on July 13, 2020. That
3 hearing has now been suspended. At the first day of the hearing on terminating sanctions, Deputy
4 Attorney General David Pope testified for the full day. Among other things, Mr. Pope testified
5 as follows:

- 6 1. To the extent that employees of DOT had personal cell phones that they used for
7 business purposes, the cell phones and information contained therein were subject to
8 the DOT's Mobile Device policies including but not limited to a duty of preservation.
Transcript at 50:9-21.
- 9 2. For at least 2 years prior to the commencement of this pending litigation, the DOT
10 knew that Jorge Pupo was using a personal cell phone to conduct DOT business.
Transcript at 64:2-11.
- 11 3. Hernandez used both a work phone and a personal cell phone to conduct DOT
12 business. Transcript at 230:23-231:17.
- 13 4. Cronkhite used both a work phone and a personal cell phone to conduct DOT
14 business. Transcript at ____.
- 15 5. Emails and text messages between DOT personnel and applicants discussing DOT
16 business would constitute state data/information subject to preservation. Transcript at
17 66:2-18; 74:10-19.
- 18 6. To the extent there are work communications on a mobile device, including
19 information relating to the 2018 Application Process, the employee has a duty not to
destroy, lose or modify such data. Transcript at 75:13-76:6.
- 20 7. DOT never imaged or otherwise preserved data on the personal cell phones of
21 Hernandez, Pupo or Cronkhite. Transcript at 234:8-21.
- 22 8. Hernandez's phone was never turned over to DOT for imaging and was returned to
23 Sprint. Transcript at 222:3-8.
- 24 9. Cronkhite offered to turn her personal cell phone over to Deputy AG Pope in or about
25 December 2019 but Pope refused to take it from her to perform any imaging or
26 otherwise to retrieve data contained thereon. Transcript at 222:23-223:14; 223:24-
27 224:6.

27 While Plaintiffs will never know precisely what information and data was contained on
28 the personal cell phones of Cronkhite, Pupo and/or Hernandez, to a near certainty the

1 information includes information which constitutes “materials directly or indirectly considered
2 by agency decision-makers and includes evidence contrary to the agency's position” and should
3 have been turned over by the DOT as part of the Administrative Record. While Plaintiffs’
4 current Motion seeks an Order requiring the DOT to supplement the administrative record with
5 cell phone records, text messages and other documents, it now appears that a great portion of the
6 administrative record Plaintiffs seek simply does not exist any longer because of the DOT’s
7 actions in failing to preserve personal phone records and text messages and produce them in this
8 litigation.
9

10
11 At her deposition, Amanda Connor testified regarding a text message exchange by and
12 between her and Pupo which was discovered via subpoena to Connor & Connor. See A.
13 Connor’s 6-17-2020 rough depo. transcript, at pgs. 229-30 (referring to text message at pg. 1330)
14 Therein, Connor sets forth a list of topics for her and Pupo to discuss including important matters
15 relating to the application process and scoring of applications, including but not limited to
16 Attachments E, I and F of the Application and the “requirement for a location or physical
17 address.” Id. Pupo suggests Connor speak to Steve Gilbert. Connor responds that she would
18 “prefer to talk to you when you are available ... it can wait.” Id.
19

20
21 Indeed, eight days following the text message exchange, Amanda Connor, along with one
22 of her clients Armen Yemenidjian, met with Pupo at Hanks. Id. Although the request was to
23 discuss policies regarding disclosure of property locations, there are no records in the certified
24 administrative record revealing anything about the DOT’s actions relating to adopting a policy
25 with respect to disclosure of property locations. Amanda Connor, did, however, testify at her
26 deposition that “I was contacting him about issues that I saw in the application that they had
27 released, and it’s my understanding other individuals did so as well.” Deposition of A. Connor
28

1 at 244:12-15. Additionally, she recalled “speaking with him about if a location would be scored.”
2 248:24-249:1.

3 Any and all records of such communications have been destroyed and the DOT has failed
4 to present any material in the certified administrative record which deals with the DOT’s
5 policies. This is further and additional evidence of the fact that the administrative record is
6 incomplete, not to mention spoliation of evidence on the part of the DOT.
7

8 **2. The DOT’s untimely discovery argument.**

9 Next, the DOT argues Plaintiffs’ Motion should be denied because it amounts to an
10 untimely attempt at discovery. See Opposition, at 8:3-27. In part, the DOT argues:

11 For example, the TGIG Plaintiffs ask the Court to order the Department “to
12 review its files again and require it to include as part of the Administrative Record
13 any and all documents referring or relating to the [Department’s] creation and
14 adoption of Application Ver[sion] 1 and the reasons for discarding it in favor of
15 Application Ver[sion] 2.” TGIG Mot., supra, at 17. Similarly, they ask the Court
16 to “order the [Department] to review its files again and require it to include as part
17 of the Administrative Record any and all documents referring or relating to the
18 [Department] adoption of a policy that an applicant’s actual historical compliance
19 record would not be considered in the final rankings.” *Id.* at 20.

20 See Opposition, at 8:8-16.

21 Plaintiffs’ Petition for Judicial Review addresses, in part, alleged irregularities in
22 procedure before the DOT. See NRS 233B.135(1)(b). It also, in part, addresses contentions
23 concerning violation of constitutional or statutory provisions (NRS 233B.135(3)(a)), whether the
24 DOT’s decisions concerning applications was made in excess of statutory authority (NRS
25 233B.135(3)(b)), made upon unlawful procedure (NRS 233B.135(3)(c)) or, in part, were affected
26 by other errors of law (NRS 233B.135(3)(d)).

27 Concerning versions 1 and versions 2 of the application and with the above in mind,
28 Plaintiffs’ Motion, with “sufficient specificity” directed the Court to the fact that the DOT
adopted a policy that it was sufficient for an applicant to disclose a “physical location” on the
application but it could be any address at all regardless of whether it was related to the

1 applicants' present or proposed operations. See Motion, 8:21-25 (citing deposition of Gilbert at
2 61:3 – 62:25, attached as Exhibit 5 to the Motion).

3 The administrative record, however, does not contain one single document which does or
4 could explain the factors that were considered in adopting this policy. The administrative record
5 likewise fails to contain documents related to the approval of application version 1 and the
6 replacement thereof with application version 2. So too does it fail to contain anything related to
7 the adoption of a policy to allow applicants to include any physical address in its application
8 even if the applicant did not own the property and/or have a lease or other property agreement to
9 use the location for the proposed marijuana establishment.

10 In light of the above, Plaintiffs' Motion properly sought to have the administrative record
11 supplemented with documents referring or relating to the DOT's adoption of a policy that an
12 applicant could disclose any physical location regardless of whether the location was related in
13 any way to the applicants' present or proposed operations and/or whether the applicant owned
14 the property or had a lease or other property agreement to operate a marijuana dispensary thereat.
15 These requests are made with sufficient specificity and supported by evidence already adduced
16 during discovery (i.e., Gilbert deposition testimony and applications 1 and 2).

17 DOT's Opposition also contends Plaintiffs' request the administrative record be
18 supplemented with documents pertaining to historical compliance is but an untimely discovery
19 request. Again, DOT's position ignores NAC 453D.272 (see Motion, at 18:8-21) as well as the
20 specific discovery cited in Plaintiffs' Motion which demonstrates the administrative record
21 should have included such documents in the first instance. For instance, in addressing NAC
22 453D.272, Plaintiffs' Motion provides:

23 This Regulation is not ambiguous and can only be read to require that
24 rankings be based, in part, upon actual compliance history of an applicant.
25 Indeed, Deonne Contine, former Director of the DOT, testified that the law
26 required the DOT to take into account the history of regulatory compliance of
27 applicants and that past deficiencies should have been taken into account in the
28 ranking process. [PI Transcript of Contine testimony at 73:16-74:8; 140:11-15;
144:8-15 attached hereto as Exhibit 9].

Yet, Karalin Cronkhite of the DOT testified that none of the graders for
any portion of the application considered, reviewed or awarded any points for an

1 applicant's actual historical compliance with Nevada's marijuana statutes or
2 regulations. She testified that they did not consider whether the applicant has
3 "demonstrated a record of operating such an establishment in compliance with the
4 laws and regulation of this State" as required by NAC 453D.272. Ms. Cronkhite
5 testified that she did not remember any conversations at the DOT discussing
6 whether or not as part of the application evaluation process the actual historical
7 compliance of an applicant should be considered. Nor did she remember seeing
8 any kind of a document where the issue of whether actual historical compliance
9 should be considered in the evaluation process. Nor did she recall any applicant's
10 ranking being adjusted based upon actual historical compliance. [Cronkhite
11 Rough Transcript at 242:5 – 246:21 attached hereto as Exhibit 10].

12
13 Ms. Cronkhite also testified that the DOT maintained licensee files that
14 contained results of audits, statements of deficiency, plans of correction and other
15 documents related to historical compliance of an applicant. However, she
16 testified that graders were not provided access to the files to evaluate historical
17 compliance. [Cronkhite Rough Transcript at 239:6-240:8 attached hereto as
18 Exhibit 10].

19
20 Thus, Ms. Contine, as the Director of DOT, believed historical
21 compliance was to be considered in ranking. Ms. Cronkhite stated her belief that
22 historical compliance was not to be considered and, in fact, was not considered in
23 the ranking.

24
25 The DOT's 30(b)(6) witness testified that Jorge Pupo decided to remove
26 evaluation of past deficiencies from consideration during the application and
27 grading process. [Gilbert at 118:11-21 attached hereto as Exhibit 5]. This is
28 important because at least one successful applicant had been found to have sold
marijuana to minors three times in close succession. Mr. Hernandez
recommended a 30 day suspension. [Hernandez 225:5-227:17, 249:7-25 attached
hereto as Exhibit 11]. The DOT admits that, as part of its ranking process, it did
not consider the fact that Essence had been investigated for sales to minors
[Gilbert 118:20- 119:21 attached hereto as Exhibit 5].

It defies common sense that there would not be a single document
contained in the Administrative Record that refers or relates to this important
topic. This Court should order the DOT to review its files again and require it to
include as part of the Administrative Record any and all documents referring or
relating to the DOT's adoption of a policy that an applicant's actual historical
compliance record would not be considered in the final rankings. Should the
DOT not have any such documents, the Court should require it to certify as such
and allow that certification as evidence in the judicial review portion of the trial to
establish arbitrary and capricious agency action.

Further, the actual historical compliance record of successful applicants
should be deemed part of the Administrative Record. The compliance record of

1 each applicant was clearly part of the body of factual information that was before
2 the agency pertaining to the merits of its decision even if it chose not to consider
3 that information in its ranking. It matters not that the DOT claims it did not “rely”
4 on the excluded information in its final decision. This inclusion of documents in
5 the Administrative Record is necessary to show what the DOT should have
6 considered but did not consider as part of the application process. It will further
7 evidence the unfairness of the overall process in that certain applicants with a
8 history of serious violations of law were still awarded licenses.

9 See Motion, at 18:26 to 20:19. Quite clearly, Plaintiffs cite to deposition of numerous
10 individuals at the DOT which supports Plaintiffs’ request the administrative record be
11 supplemented. The cited deposition testimony reveals actions by the DOT concerning the
12 compliance record issue. Yet, the administrative record is devoid of any documents concerning
13 the same. All in all, Plaintiffs’ have cited with sufficient specificity discovery already had (via
14 numerous depositions and documents; see Motion, Exhibits 1-10) which support their requests
15 for the administrative record to be supplemented accordingly.

16 **3. The DOT’s argument regarding challenging regulations.**

17 Next, the DOT argues Plaintiffs’ cannot use their judicial review claim to challenge
18 regulations. See Opposition, 9:1-24. The DOT contends a regulatory challenge is outside the
19 scope of Plaintiff’s judicial review claim and, therefore, documents related to such a claim
20 should not be part of the record. Id., 9:2-4. The DOT’s position is incorrect.

21 Plaintiffs’ Petition for Judicial Review addresses, in part, alleged irregularities in
22 procedure before the DOT. See NRS 233B.135(1)(b). It also, in part, addresses contentions
23 concerning violation of constitutional or statutory provisions (NRS 233B.135(3)(a)), whether the
24 DOT’s decisions concerning applications was made in excess of statutory authority (NRS
25 233B.135(3)(b)), made upon unlawful procedure (NRS 233B.135(3)(c)) or, in part, were affected
26 by other errors of law (NRS 233B.135(3)(d)). Each of these are properly addressed via the
27 judicial review claim, as noted at NRS 233B.135. The DOT’s attempt to frame the issue as one
28 of “challenging regulation” so as to be able to argue same is outside the realm of judicial review
does not comport with NRS 233B.135. Thus, the DOT’s position is without basis.

1 **4. Clear River’s and the DOT’s arguments regarding Plaintiffs’ alternative request to**
2 **supplement the record.**

3 The Plaintiffs’ Motion essentially contained an alternative request that to the extend the
4 Court denies Plaintiffs’ request for an Order requiring the DOT to supplement the administrative
5 record or if the DOT, in response to such an Order, contends there are no such documents to
6 supplement the record with, then Plaintiffs should be permitted to provide extra-record evidence.
7 See Motion, 20:22-27. As support for this request, Plaintiffs’ cite NRS 233B.135(1) which
8 provides, in part “[i]n cases concerning alleged irregularities in procedure before an agency that
9 are not shown in the record, the court may receive evidence concerning the irregularities.”

10 At page 10 of its Opposition, the DOT argues Plaintiffs should not be granted leave to
11 provide extra-record evidence. The DOT’s Opposition is based primarily upon NRS 233B.131.
12 As noted above, Plaintiffs’ request neither cites to nor relies upon NRS 233B.131. Instead, it
13 references NRS 233B.135(1). Because the DOT’s argument addresses a different statutory
14 provision, the basis for its Opposition is lacking.

15 Clear River’s Opposition argues Plaintiffs’ alternative request to supplement the record
16 should be denied because the current record is sufficient and not so sparse that it would frustrate
17 effective judicial review. See Clear River’s Opposition, at pgs. 8-9. It is respectfully submitted
18 that based on the above and as noted in Plaintiffs’ underlying Motion (along with its attached
19 Exhibits), the current state of the administrative record is fundamentally deficient whereby
20 warranting the granting of Plaintiffs’ alternative request.

21 **5. Clear River’s argument regarding law of the case doctrine is misplaced.**

22 Clear River’s first argument in opposition to Plaintiffs’ Motion seeking to have the
23 administrative record supplemented is that an order addressing the propriety of Plaintiffs’
24 pleading prevents same. Specifically, Clear River argues *Defendant/Intervenor, Clear River,*
25 *LLC’s Order Denying Its Motion for Party Summary Judgment on the Petition for Judicial*
26 *Review Cause of Action* filed November 7, 2019 (“11-7-19 Order”), precludes Plaintiffs’ relief
27 requested in their Motion due to the law of the case doctrine.
28

1 Even putting aside the applicability of law of the case doctrine, Plaintiffs' Motion and its
2 requests do not run afoul of the 11-7-19 Order. The 11-7-19 Order made findings and rulings
3 regarding the propriety of Plaintiffs' pleading. The 11-7-19 Order made no rulings regarding the
4 scope of an administrative record. Thus, for this simple fact, Plaintiffs' Motion does not run
5 afoul of the 11-7-19 Order.
6

7 In considering Plaintiffs' pleading in a dispositive motion context, the Order addressed
8 and made findings that Plaintiffs were not required to name all 462 applicants as respondents. Id.
9 On its way to finding Plaintiffs' petition for judicial review claim withstood Clear River's
10 summary judgment attack, the Court's 11-7-19 Order also found the claim was timely (id., at 15-
11 16) and also found, in part, as follows:
12

13 Further, the Court hereby Finds that the Plaintiffs did properly allege and name
14 the proper parties for purposes of complying with NRS 233B.130, when they
15 asserted themselves and the State as the only parties to the contested case;

16 Further, the Court hereby Finds that the contested case for purposes of the petition
17 for judicial review cause of action was the scoring of the Serenity application(s)
18 and only involved the State and the Serenity in that process;

19 Further, the Court hereby Finds that the ranking of the applicants pursuant to NRS
20 453D.210(6) only involved Serenity and the State;

21 Further, the Court hereby Finds that as a result of these findings, Serenity was not
22 required to name all of the four hundred sixty-two (462) applicants who submitted
23 applications on or before September 20, 2018, and whose applications were
24 ranked pursuant to NRS 453D.210(6);

25 Id., at 2:24 to 3:7. Clear River's argument the 11-7-19 Order precludes Plaintiffs' Motion's
26 requests is misplaced because consideration of Plaintiffs' Petition for Judicial Review by this
27 Court, including issues of scoring and ranking of Plaintiffs' applications, appropriately involves
28 the consideration and review of other unsuccessful and successful applicants' applications, as
more fully addressed in Plaintiffs' Motion. A finding by this Court regarding the propriety of

1 Plaintiffs’ pleading – like the 11-9-19 Order addresses – does not in and of itself give rise to a
2 limiting effect upon an administrative record, especially when scoring and ranking of Plaintiffs’
3 applications are but a few of the issues to be addressed and to be properly addressed, the record
4 must include the consideration and review of other unsuccessful and successful applicants’
5 applications. See Motion.
6

7 Moreover, even certain specific provisions of the 11-9-19 Order demonstrate the fallacy
8 of Clear River’s position. For instance, the Order provides, in part “[f]urther, the Court hereby
9 Finds that the ranking of the applicants pursuant to NRS 453D.210(6) only involved Serenity and
10 the State[.]” Id., 3:2-3. This finding makes references, in part, to “the ranking of the applicants
11 pursuant to NRS 453D.210(6)....” To adequately and properly address such “ranking of the
12 applicants” via Plaintiffs’ Petition for Judicial Review it is submitted it cannot be argued with a
13 proverbial straight face that the successful applicants’ applications, like Clear River, should be
14 excluded from such analysis and consideration.
15
16

17 Accordingly, Plaintiffs’ Motion is not in contravention of the Court’s 11-9-19 Order as
18 maintained by Clear River. The Motion should be granted.

19 **6. Clear River’s argument regarding NRS 360.255(2)(a) misses the mark.**

20 Clear River’s second contention is its application (and others) is not directly involved in
21 the action or proceeding and is, therefore, protected from disclosure pursuant to NRS
22 360.255(2)(a). As best is understood, Clear River premises its argument that its application is
23 immune from disclosure because Plaintiffs cannot demonstrate the exception found at NRS
24 360.255(2)(a) which would allow for disclosure of its application (and others) is inapplicable
25 because Plaintiffs’ Motion does not cite specific irregularities involving Clear River’s
26 application. See Clear River’s Opposition, at 6:5 to 7:19. Clear River cites not case law or other
27 authority for the contention Plaintiffs were required to specifically cite irregularities with Clear
28 River’s application.

1 Clear River essentially asks this Court to ignore the plethora of evidence regarding the
2 DOT's actions regarding application process as addressed in Plaintiffs' Motion in general and
3 more particularly at 7:14 to 11:28. For example, Plaintiffs' Motion argued, in part:

4 Plaintiffs herein have challenged the denial of their applications, the grant
5 of licenses pursuant to the 61 winning applications and the entire process adopted
6 by and utilized by the DOT in determining winners and losers. Clearly, each and
7 every application submitted was considered by the DOT and was scored and
8 ranked as part of the license award process. Thus, each of them are necessarily a
part of the administrative record considered by the DOT as part of the license
application/grant process.

9 Notwithstanding that each and every application submitted for the
10 September 2018 Application Period are necessarily part of the administrative
11 record, the DOT has certified as complete an administrative record in Parts 1-71
12 which includes only the denied applications of 11 applicants including Plaintiffs
13 herein.³ While all applications should be considered part of the administrative
14 record, Plaintiffs herein are willing to stipulate to an administrative record that
15 contains (1) the applications for all Plaintiffs in these consolidated actions who
were denied a conditional license during the September 2018 Application Period
and (2) the applications for all applicants who were granted a conditional license
during the September 2018 Application Period.

16 In failing to include the applications of all successful applicants and/or any
17 document related to the successful applicants except for score sheets, the DOT
18 has purged the administrative record of all evidence necessary for Plaintiffs herein
19 to prove the actions of the DOT in denying certain licenses and awarding others
based upon arbitrary and capricious actions of the DOT. For instance, paragraph
85 of the Court's Amended Findings of Fact and Conclusions of Law filed
February 7, 2020 sets forth the following:

20 85. The DOT acted beyond its scope of authority when it arbitrarily and
21 capriciously replaced the mandatory requirement of BQ2, for the
22 background check of each prospective owner, officer and board member
23 with the 5% or greater standard in NAC 453D.255(1). This decision by
24 the DOT was not one they were permitted to make as it resulted in a
modification of BQ2 in violation of Article 19, Section 2(3) of the Nevada
Constitution.

25 Further, Court Exhibit 3 at the hearing on Motion for Preliminary
26 Injunction is a certification from counsel for the DOT as to which "successful

27 ³ The Index of the Administrative Record also references 19 other applicants and parts or all of their applications by
28 Bates Numbers bearing the legend "AES" meaning "Attorney Eyes Only." None of these applications is an
application of any applicant awarded a conditional license. The applications for these 19 applicants are not
contained in Parts 1-71 of the Administrative Record filed by the DOT.

1 applicants completed the application in compliance with NRS 453D.200(6) at the
2 time the application was filed in September 2018.” Court Exhibit 3 is not part of
3 the administrative record. However, it is clear that the certification by DOT
4 counsel required a review of successful applicants’ applications. In Court Exhibit
5 3, DOT counsel certified that the Department of Taxation could not, with
6 reference to NRS 453D.200(6), eliminate a question as to the completeness of the
7 applications of four successful applicants who are parties to this proceeding: i.e.
8 Helping Hands Wellness Center Inc., Lone Mountain Partners LLC, Nevada
9 Organic Remedies LLC, and Greenmart of Nevada NLV LLC.

7 In eliminating the applications of successful applicants from the
8 Administrative Record, there is zero evidence in the Administrative Record as to
9 the actual disclosures made by the successful applicants as to their owners,
10 officers and directors. It is essential to know who was and who wasn’t disclosed
11 in the applications in order for the Plaintiffs or the Court to determine that, at
12 least, Helping Hands Wellness Center Inc., Lone Mountain Partners LLC, Nevada
13 Organic Remedies LLC, and Greenmart of Nevada NLV LLC were wrongfully
14 granted licenses pursuant to a process that arbitrarily and capriciously eliminated
15 the mandatory requirement of BQ2 for the background check of each and every
16 one of their prospective owners, officers and board members.

14 As another example of why the applications of all successful applicants
15 must be in a complete Administrative Record, the Court is directed to the
16 language of NAC 453D.265 which provides, in relevant part, as follows:

16 **NAC 453D.265 Submission of application by person who holds
17 medical marijuana establishment registration certificate for
18 marijuana establishment of same type; issuance of license; refund of
19 fee if application not approved. (NRS 453D.200, 453D.230)**

19 1. On or before November 15, 2018, a person who holds a
20 medical marijuana establishment registration certificate may apply for not
21 more than one license for a marijuana establishment of the same type by
22 submitting: ...

21 (b) An application on a form prescribed by the Department
22 which includes, without limitation: ...

23 (3) The physical address where the proposed marijuana
24 establishment will be located and the physical address of any co-owned or
25 otherwise affiliated marijuana establishments.

25 Deposition testimony has revealed that multiple successful applicants,
26 primarily those represented by Amanda Connor as regulatory counsel, submitted
27 applications that did not include the physical address where the proposed
28 marijuana establishment will be located. See e.g. Armen Yemendijian for
Essence at 186:4-11 (“I believe we listed PO Boxes” on all eight applications)
attached hereto as Exhibit 4 and Mitch Britton for Thrive [Rough Transcript of

1 Testimony not yet available]. In its Amended Findings of Fact and Conclusions
2 of Law, the Court found as follows:

3 73. The DOT disseminated various versions of the 2018 Retail
4 Marijuana Application, one of which was published on the DOT's website
5 and required the applicant to provide an actual physical Nevada address
6 for the proposed marijuana establishment, and not a P.O. Box, (see Exhibit
7 5), whereas an alternative version of the DOT's application form, which
8 was not made publicly available and was distributed to some, but not all,
of the applicants via a DOT listserv service, deleted the requirement that
applicants disclose an actual physical address for their proposed marijuana
establishment. See Exhibit 5A.⁴

9 The Administrative Record certified by the DOT does not include Application
10 Ver. 1, any documents explaining how or why Application Ver. 2 was created
11 and/or which winning applicants failed to disclose the actual proposed physical
12 location for their proposed marijuana establishment. This information is
particularly critical because NRS 233B.038 provides, in relevant part, as follows:

13 **233B.038 "Regulation" defined.** "Regulation" means an agency rule,
14 standard, directive or statement of general applicability which effectuates
15 or interprets law or policy, or describes the organization, procedure or
practice requirements of any agency. The term includes a proposed
regulation and the amendment or repeal of a prior regulation.

16 The actions of the DOT in releasing Application Ver. 1 effectuated or
17 interpreted law or policy as set forth in NAC 453D.265 which required the
18 proposed physical location of the marijuana establishment. As testified to by the
19 DOT's 30(b)(6) witness, the DOT set up a working group that created and
20 released Application Ver. 1 to ensure that Application Ver. 1 was in conformity
21 with the regulations set forth in NAC Chapter 453D including NAC 453D.265
22 which required the disclosure of the actual physical location of the proposed
marijuana establishment. [See Gilbert at 40:3 – 43:20 and 51:3-51:15 attached as
Exhibit 5 hereto] . Thus, the change in the application was an act constituting the
adoption of a "regulation" as defined by NRS 233B.038.

23 See Plaintiffs' Motion, at 8:7 to 10:26.

24 Clear River's Opposition conveniently ignores the above-referenced argument and its
25 citation to the myriad of evidence which demonstrates that applications of those granted a
26 conditional license, like Clear River, during the September 2018 application period are in fact

27
28 ⁴ The process of the DOT in adopting Application Ver. 1 and then switching to Application Ver.
2 is addressed elsewhere herein.

1 directly involved in the action or proceeding and, therefore, fall within the exception of NRS
2 360.255(2)(a) which allows for their disclosure via a supplement of the administrative record, as
3 requested in Plaintiffs' Motion.

4 **7. Clear River's privileges argument.**

5 Clear River's final argument is that even putting aside NRS 360.255, its applications are
6 subject to attorney-client privilege and attorney-accountant privilege and, therefore, Plaintiffs'
7 Motion should be denied as to the same. See Opposition, 7:20 to 8:13.

8 Clear River's Opposition does not contain any privilege log addressing any alleged
9 portions of any applications subject to an alleged attorney-client privilege and attorney-
10 accountant privilege. See Vaughn v. Rosen, 484 F.2d 820 (D.C. Cir. 1973); Diamond State Ins.
11 Co. v. Rebel Oil Co., Inc., 157 F.R.D. 691 (D. Nev. 1994); Nevada Power Co. v. Monsanto Co.,
12 151 F.R.D. 118 (D. Nev. 1993). Such explanation may require affidavits or other evidence as a
13 supplement to a log. Allendale Mut. Ins. Co. v. Bull Data Systems, Inc., 145 F.R.D. 84 (N.D. Ill.
14 1992). Thus, on this basis, Clear River's privilege arguments should be rejected.⁵

15 Clear River's privilege argument also fails to address NRS 49.385(1) which provides "[a]
16 person upon whom these rules confer a privilege against disclosure of a confidential matter
17 waives the privilege if the person or the person's predecessor while holder of the privilege
18 voluntarily discloses or consents to disclosure of any significant part of the matter." Here, the
19 alleged privileged information is argued to be contained in the applications which were
20

21
22 ⁵ Parties may not obtain discovery of privileged information, where the privilege has been
23 properly protected and not waived. See NRCP 26 (b)(1); Tidvall v. Eighth Judicial Dist. Ct. ex
24 rel. County of Clark, 91 Nev. 520, 539 P.2d 456 (1975). However, privileges are narrowly
25 construed. DR Partners v. Bd. of County Comm's., 116 Nev.Adv.Op. 72, 6 P.3d 465 (2000).
26 Ashokan v. State Dept. of Ins., 109 Nev. 662, 856 P.2d 244 (1993). The burden of establishing
27 that a privilege exists is on the party claiming the privilege. See e.g., 6 Moore's Federal Practice,
28 § 26.47[1] (3d ed. 1997); Roesberg v. Johns-Manville Corp., 85 F.R.D. 292 (E.D.Pa.1980); Peat,
Marwick, Mitchell & Co. v. West, 748 F.2d 540 (10th Cir. 1984). That burden cannot be
discharged by mere conclusory assertions, for any such rule would foreclose meaningful inquiry
into the existence of the privilege and any spurious claims could never be exposed. Von Bulow
v. Von Bulow, 811 F.2d 136 (2d.Cir. 1987). Generalized, non-specific claims of privilege may
waive any otherwise applicable privilege. See, e.g., Ritacca v. Abbott Labs, 49 Fed.R.Serv.3d
1052 (N.D.Ill. 2001).

1 voluntarily disclosed to the DOT. Clear River's Opposition does not address or demonstrate that
2 NRS 49.385(1) is somehow not applicable here under the circumstances surrounding Clear
3 River's applications.

4 Yet still, even if the Court were to entertain Clear River's privilege arguments and allow
5 an untimely privilege log, same could be submitted, along with the documents, for *in camera*
6 review by the Court.

7 Thus, Clear River's privilege arguments do not warrant denial of Plaintiffs' Motion.

8 **II.**
9 **CONCLUSION**

10 Wherefore, Plaintiffs' underlying Motion should be granted.

11 Dated this 7th day of August, 2020.

12 **CLARK HILL, PLLC**

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1 **CERTIFICATE OF SERVICE**

2 I hereby certify that on the 7th day of August, 2020, I served a true and correct copy of the
3 foregoing **REPLY TO THE DOT’S AND CLEAR RIVER, LLC’S OPPOSITIONS TO**
4 **PLAINTIFFS’ MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT**
5 **AND RECERTIFY THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS TO**
6 **OFFER EXTRA-RECORD EVIDENCE AT THE HEARING OF JUDICIAL REVIEW;**
7 **and TO ENLARGE TIME FOR FILING OPENING BRIEF** via the Court’s electronic filing
8 system only, pursuant to the Nevada Electronic Filing and Conversion Rules, Administrative
9 Order 14-2, to all parties currently on the electronic service list.
10
11

12 /s/ Tanya Bain
13 An Employee of Clark Hill

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IN THE SUPREME COURT OF THE STATE OF NEVADA

IN RE: D.O.T. LITIGATION

TGIG, LLC; NEVADA HOLISITIC
MEDICINE, LLC; GBS NEVADA
PARTNERS, LLC; FIDELIS HOLDINGS,
LLC; GRAVITAS NEVADA, LLC;
NEVADA PURE, LLC; MEDIFARM, LLC;
MEDIFARM IV LLC; THC NEVADA, LLC;
HERBAL CHOICE, INC.; RED EARTH LLC;
NEVCANN LLC, GREEN THERAPEUTICS
LLC; AND GREAN LEAF FARMS
HOLDINGS LLC,

Appellants,

vs.

THE STATE OF NEVADA, ON RELATION
OF ITS DEPARTMENT OF TAXATION,

Respondent.

Supreme Court Case No.: 82014

District Court Case No.: A787004

PLAINTIFFS' JOINT APPENDIX

VOLUME 316 OF 343

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TABLE OF CONTENT

Chronological by Date Filed¹

TAB#	Document	Vol.	Date	Pages
1	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/10/2018	000001-000012
2	FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/18/2018	000013-000025
3	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/19/2018	000026-000036
4	COMPLAINT	1	1/4/2019	000037-000053
5	COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	1	1/4/2019	000054-000078
6	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	1/16/2019	000079-000092
7	ANSWER TO PLAINTIFFS' FIRST AMENDED COMPLAINT AND COUNTERCLAIM	1	3/15/2019	000093-000107
8	MOTION FOR PRELIMINARY INJUNCTION	2	3/18/2019	000108-000217
9	PLAINTIFFS' COUNTER-DEFENDANTS' ANSWER TO COUNTERCLAIM	2	4/5/2019	000218-000223
10	ANSWER TO AMENDED COMPLAINT	2	4/10/2019	000224-000236
11	DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	2	4/16/2019	000237-000251
12	CLEAR RIVER, LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	2	5/7/2019	000252-000269
13	OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION	3 thru 4	5/9/2019	000270-000531
14	APPENDIX OF EXHIBITS TO NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO SERENITY WELLNESS CENTER, LLC AND RELATED	5 thru 7	5/9/2019	000532-000941

¹ Pursuant to NRAP 30(c)(1), “[t]ranscripts that are included in the appendix shall be placed in chronological order by date of the hearing or trial.” Accordingly, the controlling date for the placement of a transcript in this appendix is the hearing date, not the date the transcript was filed with the district court.

	PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION			
15	NEVADA ORGANIC REMIDIES, LLC'S OPPOSITION TO SERENITY WELLNESS CENTER, LLC AND RELATED PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION	8	5/9/2019	000942-000974
16	DEFENDANT IN INTERVENTION'S OPPOSITION TO PLAINTIFFS' APPLICATION FOR A TEMPORARY RESTRAINING ORDER	8	5/10/2019	000975-001024
17	DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' FIRST AMENDED COMPLAINT	8	5/16/2019	001025-001037
18	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	8	5/16/2019	001038-001041
19	ANSWER TO COMPLAINT	8	5/20/2019	001042-001053
20	PLAINTIFFS' OMNIBUS REPLY IN SUPPORT OF MOTION FOR PRELIMINARY INJUNCTION	8	5/22/2019	001054-001067
21	INTERVENING DEFENDANTS' JOINDER AND SUPPLEMENTAL BRIEFING IN SUPPORT OF THE STATE OF NEVADA'S AND NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION; AND LONE MOUNTAIN PARTNERS, LLC'S OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION OR FOR WRIT OF MANDAMUS	9	5/23/2019	001068-001133
22	EVIDENTIARY HEARING - DAY 1	10 thru 11	5/24/2019	001134-001368
23	EVIDENTIARY HEARING - DAY 2 VOLUME I OF II	12	5/28/2019	001369-001459
24	EVIDENTIARY HEARING - DAY 2 VOLUME II	13	5/28/2019	001460-001565
25	EVIDENTIARY HEARING - DAY 3 VOLUME I OF II	14	5/29/2019	001566-001663

26	EVIDENTIARY HEARING - DAY 3 VOLUME II	15	5/29/2019	001664-001807
27	EVIDENTIARY HEARING - DAY 4	16 thru 17	5/30/2019	001808-002050
28	EVIDENTIARY HEARING - DAY 5 VOLUME I OF II	18	5/31/2019	002051-002113
29	EVIDENTIARY HEARING - DAY 5 VOLUME II	19 thru 20	5/31/2019	002114-002333
30	LONE MOUNTAIN PARTNERS, LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	21	6/5/2019	002334-002344
31	EVIDENTIARY HEARING - DAY 6	22 thru 23	6/10/2019	002345-002569
32	EVIDENTIARY HEARING - DAY 7	24 thru 25	6/11/2019	002570-002822
33	DEFENDANTS' ANSWER TO PLAINTIFFS' COMPLAINT WITH COUNTERCLAIM	26	6/14/2019	002823-002846
34	EVIDENTIARY HEARING - DAY 8 VOLUME I OF II	26	6/18/2019	002847-002958
35	EVIDENTIARY HEARING - DAY 8 VOLUME II	27	6/18/2019	002959-003092
36	EVIDENTIARY HEARING - DAY 9 VOLUME I OF II	28	6/19/2019	003093-003215
37	EVIDENTIARY HEARING - DAY 9 VOLUME II	29	6/19/2019	003216-003348
38	EVIDENTIARY HEARING - DAY 10 VOLUME I OF II	30	6/20/2019	003349-003464
39	EVIDENTIARY HEARING - DAY 10 VOLUME II	31	6/20/2019	003465-003622
40	INTERVENOR DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' SECOND AMENDED COMPLAINT	31	6/24/2019	003623-003639
41	INTERVENOR DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFF'S COMPLAINT	32	7/3/2019	003640-003652
42	FIRST AMENDED COMPLAINT	32	7/3/2019	003653-003670
43	EVIDENTIARY HEARING - DAY 11	32	7/5/2019	003671-003774

44	EVIDENTIARY HEARING - DAY 12	33	7/10/2019	003775-003949
45	CORRECTED FIRST AMENDED COMPLAINT.	34	7/11/2019	003950-003967
46	EVIDENTIARY HEARING - DAY 13 VOLUME I OF II	34	7/11/2019	003968-004105
47	EVIDENTIARY HEARING - DAY 13 VOLUME II	35	7/11/2019	004106-004227
48	PLAINTIFFS-COUNTER DEFENDANTS' ANSWER TO COUNTERCLAIM	35	7/12/2019	004228-004236
49	EVIDENTIARY HEARING - DAY 14	36	7/12/2019	004237-004413
50	ANSWER TO CORRECTED FIRST AMENDED COMPLAINT	37	7/15/2019	004414-004425
51	EVIDENTIARY HEARING - DAY 15	37	7/15/2019	004426-004500
52	EVIDENTIARY HEARING - DAY 15 VOLUME II	38	7/15/2019	004501-004679
53	GREENMART OF NEVADA NLC LLC'S ANSWER TO PLAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/17/2019	004680-004694
54	LONE MOUNTAIN PARTNERS, LLC'S ANSWER TO LAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/22/2019	004695-004705
55	CLEAR RIVER, LLC'S ANSWER TO PLAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/26/2019	004706-004723
56	EVIDENTIARY HEARING - DAY 16	39	7/28/2019	004724-004828
57	EVIDENTIARY HEARING - DAY 17 VOLUME I OF II	40	8/13/2019	004829-004935
58	EVIDENTIARY HEARING - DAY 17 VOLUME II	41	8/13/2019	004936-005027
59	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	41	8/14/2019	005028-005030
60	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	41	8/14/2019	005031-005033
61	EVIDENTIARY HEARING - DAY 18	42 thru 43	8/14/2019	005034-005222
62	EVIDENTIARY HEARING - DAY 19	44	8/15/2019	005223-005301
63	EVIDENTIARY HEARING - DAY 20	45	8/16/2019	005302-005468

64	FINDINGS OF FACT AND CONCLUSIONS OF LAW GRANTING PRELIMINARY INJUNCTION	46	8/23/2019	005469-005492
65	HEARING ON OBJECTIONS TO STATE'S RESPONSE, NEVADA WELLNESS CENTER'S MOTION RE COMPLIANCE RE PHYSICAL ADDRESS, AND BOND AMOUNT SETTING	46	8/29/2019	005493-005565
66	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	46	9/5/2019	005566-005592
67	FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/6/2019	005593-005698
68	DEFENDANT-RESPONDENT'S GOOD CHEMISTRY NEVADA, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/27/2019	005699-005707
69	D LUX, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/27/2019	005708-005715
70	FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	47	9/29/2019	005716-005731
71	ANSWER TO COMPLAINT	47	10/1/2019	005732-005758
72	DEFENDANT RURAL REMEDIES, LLC ANSWER TO FIRST AMENDED COMPLAINT	47	10/1/2019	005759-005760
73	DEFENDANTS MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S ANSWER	48	10/3/2019	005761-005795
74	APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	48	10/10/2019	005796-005906
75	DEFENDANT-INTERVENOR CLEAR RIVER, LLC'S ORDER DENYING IT'S MOTION FOR PARTIAL SUMMARY JUDGEMENT ON THE PETITION FOR JUDICIAL REVIEW CAUSE OF ACTION	48	11/7/2019	005907-005912

76	ANSWER TO FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	48	11/8/2019	005913-005921
77	ERRATA TO ANSWER TO FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	48	11/8/2019	005922-005930
78	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI MANDAMUS, AND PROHIBITION	49	11/12/2019	005931-005937
79	ANSWER TO FIRST AMENDED COMPLAINT GRAVITAS NEVADA LTD	49	11/12/2019	005938-005942
80	ORDER DENYING 1) ORGANIC REMEDIES, LLC'S MOTION TO DISSOLVE PRELIMINARY INJUNCTION AND TO STAY PRELIMINARY INJUNCTION PENDING APPEAL AND 2) LONE MOUNTAIN PARTNERS, LLC'S	49	11/19/2019	005943-005949
81	AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	11/21/2019	005950-006004
82	EUPHORIA WELLNESS, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	49	11/21/2019	006005-006011
83	NOTICE OF ENTRY OF ORDER DENYING MM DEVELOPMENT COMPANY, INC.'S AND LIVFREE WELLNESS, LLC'S MOTION TO ALTER OR AMEND FINDINGS OF FACT AND CONCLUSION OF LAW,	49	11/22/2019	006012-006015
84	ORDER DENYING MM DEVELOPMENT COMPANY, INC. 'S AND LIVFREE WELLNESS LLC'S MOTION TO ALTER AMEND FINDINGS OF FACT AND CONCLUSION OF LAW	49	11/22/2019	006016-006017
85	BUSINESS COURT ORDER	49	11/25/2019	006018-006022

86	ORDER GRANTING MOTION FOR LEAVE TO FILE SECOND AMENDED COMPLAINT IN CASE NO. A-786962	49	11/26/2019	006023-006024
87	TGIG SECOND AMENDED COMPLAINT	49	11/26/2019	006025-006047
88	REPLY IN SUPPORT OF AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	12/6/2019	006048-006057
89	HEARING ON APPLICATION OF NEVADA ORGANIC REMEDIES FOR WRIT OF MANDAMUS TO COMPEL STATE TO MOVE IT TO TIER 2 OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	12/9/2019	006058-006068
90	LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	49	12/10/2019	006069-006081
91	NOTICE OF HEARING	49	12/13/2019	006082-006087
92	DEFENDANT'S ANSWER TO DH FLAMINGO INC'S ET AL., FIRST AMENDED COMPLAINT	50	12/16/2019	006088-006105
93	DEFENDANT'S ANSWER TO DH FLAMINGO INC'S ET AL., FIRST AMENDED COMPLAINT	50	12/16/2019	006106-006123
94	PLAINTIFFS' OPPOSITION TO LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	50	12/20/2019	006124-006206
95	OPPOSITION TO HELPING HANDS WELLNESS CTR, INC.'S APPLICATION FOR WRIT OF MANDAMUS	50	12/27/2019	006207-006259
96	ORDER DENYING MOTION FOR STAY AND GRANTING IN PART MOTION TO EXPEDITE	50	12/30/2019	006260-006262
97	ORDER DENYING THE DEPARTMENT OF TAXATION OBJECTION TO DISCOVERY COMMISSIONER'S REPORT AND RECOMMENDATIONS	51	12/31/2019	006263-006263
98	NOTICE OF ENTRY OF ORDER	51	1/3/2020	006264-006271

99	GREENMART OF NEVADA NLV LLC'S ANSWER TO D.H. FLAMINGO PLAINTIFFS' FIRST AMENDED COMPLAINT	51	1/6/2020	006272-006295
100	NV WELLNESS CENTER, LLC'S MOTION TO COMPEL ON AN ORDER SHORTENING TIME	51	1/8/2020	006296-006358
101	LONE MOUNTAIN PARTNERS, LLC'S REPLY IN SUPPORT OF MOTION TO DISMISS SECOND AMENDED COMPLAINT	51	1/8/2020	006359-006368
102	OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL	52	1/10/2020	006369-006439
103	ESSENCE ENTITIES' ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	52	1/14/2020	006440-006468
104	NOTICE OF ENTRY OF ORDER	52	1/14/2020	006469-006474
105	ORDER DENYING NEVADA ORGANIC REMEDIES, LLC'S AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC	52	1/14/2020	006475-006477
106	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO FIRST AMENDED COMPALINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	52	1/21/2020	006478-006504
107	ERRATA TO DECLARATION OF ALFRED TERTERYAN IN SUPPORT OF HELPING HANDS WELLNESS CENTER, INC.'S APPLICATION FOR WRIT OF MANDAMUS	52	1/24/2020	006505-006506
108	AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/28/2020	006507-006542
109	DEPARTMENT OF TAXATION'S ANSWER TO PLAINTIFF SERENITY PARTIES' SECOND AMENDED COMPLAINT	53	1/28/2020	006543-006559
110	DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/28/2020	006560-006588

111	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/29/2020	006589-006609
112	HEARING ON OBJECTIONS TO SUBPOENAS DUCES TECUM, MOTIONS FOR PROTECTIVE ORDERS, APPLICATION OF FOR WRIT OF MANDAMUS, MOTION FOR SETTING SETTLEMENT CONFERENCE, AND MOTION TO REDACT AND SEAL EXHIBITS 4 AND 5	53	1/31/2020	006610-006657
113	ANSWER TO D.H. FLAMINGO PARTIES' FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/5/2020	006658-006697
114	FINDINGS OF FACT AND CONCLUSIONS OF LAW GRANTING PRELIMINARY INJUNCTION	54	2/7/2020	006698-006722
115	DEFENDANT-RESPONDENT NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/7/2020	006723-006752
116	DEFENDANT-RESPONDENT STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/7/2020	006753-006781
117	SECOND AMENDED COMPLAINT	54	2/11/2020	006782-006805
118	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO THE SERENITY PLAINTIFFS' SECOND AMENDED COMPLAINT	54	2/12/2020	006806-006814
119	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO ETW PLAINTIFFS' THIRD AMENDED COMPLAINT	54	2/12/2020	006815-006822

120	GREENMART OF NEVADA NLV LLC'S ANSWER TO ETW MANAGEMENT GROUP LLC, GLOBAL HARMONY LLC, GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, HERBAL CHOICE INC., JUST QUALITY LLC, LIBRA WELLNESS CENTER, LLC, ROMBOUGH REAL ESTATE INC. DBA MOTHER HERB, NEVCANN LLC, RED EARTH LLC, THC NEVADA LLC, ZION GARDENS LLC AND MMOF VEGAS RETAIL, INC.'S THIRD AMENDED COMPLAINT	55	2/12/2020	006823-006841
121	ANSWER TO D.H. FLAMINGO PLAINTIFFS' FIRST AMENDED COMPLAINT AND PETITION FOR REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/12/2020	006842-006853
122	CPCM HOLDINGS, LLC D/B/A THRIVE CANNABIS MARKETPLACE'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/13/2020	006854-006867
123	ANSWER TO SERENITY PLAINTIFFS' SECOND AMENDED COMPLAINT	55	2/14/2020	006868-006876
124	CIRCLE S FARMS LLC'S ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/18/2020	006877-006884
125	ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION	55	2/18/2020	006885-006910
126	GREENMART OF NEVADA NLV LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/18/2020	006911-006921
127	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION	55	2/18/2020	006922-006935
128	ORDER GRANTING IN PART AND DENYING IN PART THE DEPARTMENT OF TAXATION'S MOTIONS FOR PROTECTIVE ORDER ON ORDER SHORTENING TIME	55	2/19/2020	006936-006941

129	CIRCLE S FARMS LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/20/2020	006942-006949
130	NOTICE OF FILING OF EMERGENCY PETITION FOR WRIT OF MANDAMUS OR PROHIBITION UNDER NRAP 21(a)6)	55	2/21/2020	006950-006951
131	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND/OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/25/2020	006952-006958
132	GREENMART OF NEVADA NLV LLC'S ANSWER TO QUALCAN LLC'S SECOND AMENDED COMPLAINT	55	2/25/2020	006959-006970
133	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/26/2020	006971-006983
134	GREENMART OF NEVADA NLV LLC'S MOTION TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/28/2020	006984-006987
135	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC ANSWER TO NATURAL MEDICINE, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	2/28/2020	006988-007000
136	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT/RESPONDENT STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND/OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	2/28/2020	007001-007012

137	GREENMART OF NEVADA NLV LLC'S ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	3/6/2020	007013-007024
138	GREENMART OF NEVADA NLV LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	3/6/2020	007025-007036
139	QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	56	3/13/2020	007037-007057
140	PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL GREENMART OF NEVADA, LLC TO PRODUCE KENNETH LEE AND HAE LEE FOR DEPOSITION ON ORDER SHORTENING TIME	56	3/16/2020	007058-007074
141	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL GREENMART TO ALSO PRODUCE KENNETH LEE AND HAE LEE FOR DEPOSITION	56	3/18/2020	007075-007080
142	NEVADA WELLNESS CENTER, LLC'S JOINDER TO ETW PLAINTIFFS' MOTION TO COMPEL PRIVILEGE LOGS	56	3/20/2020	007081-007083
143	NEVADA WELLNESS CENTER, LLC'S JOINDER TO ETW PLAINTIFFS' MOTION TO COMPEL	56	3/20/2020	007084-007086
144	GREENMART OF NEVADA NLV LLC'S RESPONSE IN OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	56	3/23/2020	007087-007095
145	CLEAR RIVER, LLC'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS ON ORDER SHORTENING TIME	56	3/27/2020	007096-007099
146	NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO QUALCAN'S PETITION FOR WRIT OF MANDAMUS	56	3/27/2020	007100-007143
147	PLAINTIFF NEVADA WELLNESS CENTER, LLC'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	57	3/27/2020	007144-007175
148	DEPARTMENT OF TAXATION'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	57	3/27/2020	007176-007182

149	THE ESSENCE ENTITIES' OPPOSITION TO ETW PLAINTIFFS' 1) MOTION TO COMPEL AND 2) MOTION TO COMPEL PRIVILEGE LOGS	57	3/27/2020	007183-007293
150	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF'S MOTION TO COMPEL PRIVILEGE LOGS AND COUNTER MOTION FOR SANCTIONS PURSUANT TO NRCP 37	57	3/30/2020	007294-007310
151	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF'S MOTION TO COMPEL SUPPLEMENTAL RESPONSES	58	3/30/2020	007311-007329
152	ORDER DENYING DEFENDANT JORGE PUPO'S MOTION TO DISMISS	58	3/30/2020	007330-007332
153	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO ETW PLAINTIFFS' MOTION TO COMPEL PRIVILEGE LOGS	58	4/3/2020	007333-007336
154	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO ETW PLAINTIFFS' MOTION TO COMPEL	58	4/3/2020	007337-007346
155	DEPARTMENT OF TAXATION'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/8/2020	007347-007360
156	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/8/2020	007361-007373
157	CIRCLE S FARMS LLC'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/9/2020	007374-007381
158	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE ADDITIONAL DOCUMENTS ON ORDER SHORTENING TIME	58	4/9/2020	007382-007395

159	NOTICE OF ENTRY OF ORDER DENYING MM DEVELOPMENT COMPANY, INC.'S MOTION TO STRIKE AND-OR DISMISS D.H. FLAMINGO, INC.'S COUNTERCLAIM	58	4/9/2020	007396-007400
160	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S MOTION TO DISMISS 1) NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS;(2) STRIVE WELLNESS' COMPLAINT; (3) RURAL REMEDIES AMENDED COMPLAINT; (4) QUALCAN'S AMENDED COMPLAINT; (5) HIGH SIERRA HOLISTICS COMPLAINT AND (6) NATURAL MEDICINE'S COMPLAINT FOR FAILING TO COMPLY WITH NRS 233B.130(2)(D)	59 thru 60	4/14/2020	007401-007717
161	DEFENDANT PUPO'S ANSWER TO RURAL REMEDIES' AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	61	4/14/2020	007718-007730
162	THRIVE'S SUPPLEMENTAL BRIEF IN SUPPORT OF OPPOSITION TO ETW MANAGEMENT GROUP LLC; ET AL.'S MOTION TO COMPEL	61	4/14/2020	007731-007792
163	MINUTE ORDER CLEAR RIVER'S REQUEST FOR OST ON MOTION TO DISMISS	61	4/15/2020	007793-007793
164	DEPARTMENT OF TAXATION'S ANSWER TO ETW MANAGEMENT GROUP LLC PARTIES' THIRD AMENDED COMPLAINT	61	4/20/2020	007794-007810
165	DEPARTMENT OF TAXATION'S ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	61	4/20/2020	007811-007845
166	DEPARTMENT OF TAXATION'S ANSWER TO QUALCAN'S SECOND A MENDED COMPLAINT	61	4/20/2020	007846-007862
167	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO ETW PLAINTIFFS' THIRD AMENDED COMPLAINT	62	4/21/2020	007863-007893

168	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	62	4/21/2020	007894-007913
169	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO TGIG PLAINTIFFS' SECOND AMENDED COMPLAINT	62	4/21/2020	007914-007935
170	ORDER GRANTING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE ADDITIONAL DOCUMENTS ON ORDER SHORTENING TIME	62	4/21/2020	007936-007939
171	ORDER DENYING LONE MOUNTAIN PARTNER'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	62	5/5/2020	007940-007941
172	DEPARTMENT OF TAXATION'S INDEX OF EXHIBITS IN SUPPORT OF ITS OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN DEPARTMENT OF TAXATION'S ANSWER TO SECOND AMENDED COMPLAINT	63 thru 64	5/11/2020	007942-008232
173	DEPARTMENT OF TAXATION'S OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN DEPARTMENT OF TAXATION'S ANSWER TO SECOND AMENDED COMPLAINT	65	5/11/2020	008233-008241
174	DEPARTMENT OF TAXATION'S NOTICE OF SUPPLEMENTAL AUTHORITY	65	5/12/2020	008242-008252
175	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	65	5/21/2020	008253-008302
176	HEARING ON MOTIONS FOR SUMMARY JUDGMENT OR WRIT OF MANDAMUS AND MOTION TO EXTEND TIME FOR BRIEFING	65	5/22/2020	008303-008354

177	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	65	5/26/2020	008355-008375
178	PURE TONIC CONCENTRATES LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	65	5/29/2020	008376-008379
179	RURAL REMEDIES, LLC'S ANSWER TO DEFENDANT-RESPONDENT NATURAL MEDICINE'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	65	6/3/2020	008380-008393
180	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO NATURAL MEDICINE'S LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	65	6/4/2020	008394-008401
181	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	66	6/4/2020	008402-008409
182	ORDER DENYING D.H. FLAMINGO, INC. AND SURTERRA HOLDINGS, INC.'S MOTION FOR SUMMARY JUDGMENT AGAINST MM DEVELOPMENT COMPANY, INC.	66	6/5/2020	008410-008413
183	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO DEFENDANT-RESPONDENT NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRIT OF CERTIORARI, MANDAMUS, AND PROHIBITION	66	6/5/2020	008414-008435
184	TGIG, LLC, NEVADA HOLISTIC MEDICINE, LLC, GBS NEVADA PARTNERS, FIDELIS HOLDINGS, LLC, GRAVITAS NEVADA, NEVADA PURE, LLC, MEDIFARM, LLC, AND MEDIFARM IV'S ANSWER TO NATURAL MEDICINE	66	6/10/2020	008436-008454

185	PLAINTIFF'S DECLARATION & POA-F2018-01430	67 thru 74	6/12/2020	008455-009889
186	PLAINTIFF'S NOTICE OF FILING RECORD ON REVIEW	75	6/12/2020	009890-009933
187	PLAINTIFF'S DKT 148-1 INDEX OF EXHIBITS - 1	76 thru 77	6/12/2020	009934-010291
188	PLAINTIFF'S DKT 148-1 INDEX OF EXHIBITS - 2	78 thru 79	6/12/2020	010292-010595
189	PLAINTIFF'S RECORD PART 1	80 thru 81	6/12/2020	010596-010937
190	PLAINTIFF'S RECORD PART 2	82 thru 83	6/12/2020	010938-011275
191	PLAINTIFF'S RECORD PART 3	84 thru 85	6/12/2020	011276-011613
192	PLAINTIFF'S RECORD PART 4	86 thru 87	6/12/2020	011614-011951
193	PLAINTIFF'S RECORD PART 5	88	6/12/2020	011952-012104
194	PLAINTIFF'S RECORD PART 6	89	6/12/2020	012105-012258
195	PLAINTIFF'S RECORD PART 7	90	6/12/2020	012259-012413
196	PLAINTIFF'S RECORD PART 8	91	6/12/2020	012414-012569
197	PLAINTIFF'S RECORD PART 9	92	6/12/2020	012570-012723
198	PLAINTIFF'S RECORD PART 10	93	6/12/2020	012724-012878
199	PLAINTIFF'S RECORD PART 11	94	6/12/2020	012879-013032
200	PLAINTIFF'S RECORD PART 12	95	6/12/2020	013033-013187
201	PLAINTIFF'S RECORD PART 13	96	6/12/2020	013188-013341

202	PLAINTIFF'S RECORD PART 14	97	6/12/2020	013342-013496
203	PLAINTIFF'S RECORD PART 15	98 thru 99	6/12/2020	013497-013774
204	PLAINTIFF'S RECORD PART 16	100 thru 101	6/12/2020	013775-014052
205	PLAINTIFF'S RECORD PART 17	102 thru 103	6/12/2020	014053-014330
206	PLAINTIFF'S RECORD PART 18	104 thru 105	6/12/2020	014331-014608
207	PLAINTIFF'S RECORD PART 18	106 thru 107	6/12/2020	014609-014886
208	PLAINTIFF'S RECORD PART 19	108 thru 111	6/12/2020	014887-015426
209	PLAINTIFF'S RECORD PART 20	112 thru 115	6/12/2020	015427-015966
210	PLAINTIFF'S RECORD PART 21	116 thru 119	6/12/2020	015967-016506
211	PLAINTIFF'S RECORD PART 22	120 thru 123	6/12/2020	016507-017048
212	PLAINTIFF'S RECORD PART 24	124 thru 131	6/12/2020	017049-018484
213	PLAINTIFF'S RECORD PART 25	132 thru 134	6/12/2020	018485-018844
214	PLAINTIFF'S RECORD PART 26	135 thru 136	6/12/2020	018845-019202
215	PLAINTIFF'S RECORD PART 27	137 thru 144	6/12/2020	019203-020637

216	PLAINTIFF'S RECORD PART 28	145 thru 147	6/12/2020	020638-020999
217	PLAINTIFF'S RECORD PART 29	148 thru 149	6/12/2020	021000-021357
218	PLAINTIFF'S RECORD PART 30	150 thru 157	6/12/2020	021358-022621
219	PLAINTIFF'S RECORD PART 31	158 thru 159	6/12/2020	022622-022979
220	PLAINTIFF'S RECORD PART 32	160 thru 167	6/12/2020	022980-024414
221	PLAINTIFF'S RECORD PART 33	168 thru 169	6/12/2020	024415-024718
222	PLAINTIFF'S RECORD PART 35	170 thru 177	6/12/2020	024719-026153
223	PLAINTIFF'S RECORD PART 37	178	6/12/2020	026154-026256
224	PLAINTIFF'S RECORD PART 39	179 thru 181	6/12/2020	026257-026669
225	PLAINTIFF'S RECORD PART 40	182 thru 183	6/12/2020	026670-026934
226	PLAINTIFF'S RECORD PART 41	184 thru 186	6/12/2020	026935-027347
227	PLAINTIFF'S RECORD PART 42	187 thru 188	6/12/2020	027348-027612
228	PLAINTIFF'S RECORD PART 43	189 thru 191	6/12/2020	027613-028025
229	PLAINTIFF'S RECORD PART 44	192 thru 193	6/12/2020	028026-028290

230	PLAINTIFF'S RECORD PART 45	194 thru 196	6/12/2020	028291-028703
231	PLAINTIFF'S RECORD PART 46	197 thru 198	6/12/2020	028704-028968
232	PLAINTIFF'S RECORD PART 47	199 thru 201	6/12/2020	028969-029451
233	PLAINTIFF'S RECORD PART 48	202 thru 204	6/12/2020	029452-029934
234	PLAINTIFF'S RECORD PART 49	205 thru 207	6/12/2020	029935-030346
235	PLAINTIFF'S RECORD PART 50	208 thru 210	6/12/2020	030347-030758
236	PLAINTIFF'S RECORD PART 51	211 thru 213	6/12/2020	030759-031170
237	PLAINTIFF'S RECORD PART 52	214 thru 216	6/12/2020	031171-031582
238	PLAINTIFF'S RECORD PART 54	217 thru 219	6/12/2020	031583-031994
239	PLAINTIFF'S RECORD PART 55	220 thru 222	6/12/2020	031995-032406
240	PLAINTIFF'S RECORD PART 56	223 thru 225	6/12/2020	032407-032818
241	PLAINTIFF'S RECORD PARTY 57	226 thru 228	6/12/2020	032819-033230
242	PLAINTIFF'S RECORD PART 58	229 thru 231	6/12/2020	033231-033642
243	PLAINTIFF'S RECORD PART 59	232	6/12/2020	033643-033801
244	PLAINTIFF'S RECORD PART 60	233	6/12/2020	033802-033877

245	PLAINTIFF'S RECORD PART 61	234 thru 235	6/12/2020	033878-034143
246	PLAINTIFF'S RECORD PART 62	236 thru 237	6/12/2020	034144-034409
247	PLAINTIFF'S RECORD PART 63	238 thru 239	6/12/2020	034410-034675
248	PLAINTIFF'S RECORD PART 64	240 thru 241	6/12/2020	034676-034943
249	PLAINTIFF'S RECORD PART 65	242 thru 245	6/12/2020	034944-035512
250	PLAINTIFF'S RECORD PART 66	246 thru 248	6/12/2020	035513-035919
251	PLAINTIFF'S RECORD PART 67	249 thru 251	6/12/2020	035920-036326
252	PLAINTIFF'S RECORD PART 68	252 thru 254	6/12/2020	036327-036733
253	PLAINTIFF'S RECORD PART 69	255 thru 257	6/12/2020	036734-037140
254	PLAINTIFF'S RECORD PART 70	258 thru 260	6/12/2020	037141-037547
255	PLAINTIFF'S RECORD PART 71	261 thru 263	6/12/2020	037548-037954
256	PLAINTIFF'S RECORD PART 72	264 thru 266	6/12/2020	037955-038415
257	PLAINTIFF'S RECORD PART 73	267 thru 269	6/12/2020	038416-038867
258	NOTICE OF ENTRY OF ORDER ON PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN JORGE	270	6/23/2020	038868-038871

	PUPPO'S ANSWER TO SECOND AMENDED COMPLAINT			
259	SUPPLEMENT TO RECORD ON REVIEW IN ACCORDANCE WITH THE NEVADA ADMINISTRATIVE PROCEDURE ACT	270	6/26/2020	038872-038947
260	MOTION TO VOLUNTARILY DISMISS MMOF VEGAS RETAIL, INC. AND REQUEST TO RELEASE MMOF VEGAS RETAIL, INC.'S BOND FUNDS ON AN ORDER SHORTENING TIME	271	6/29/2020	038948-039114
261	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	6/29/2020	039115-039135
262	WELLNESS CONNECTION OF NEVADA, LLC'S ANSWER TO PLAINTIFF NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	6/29/2020	039136-039152
263	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO QUALCAN, LLC'S SECOND AMENDED COMPLAINT	272	7/1/2020	039153-039164
264	ESSENCE ENTITIES' ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	272	7/8/2020	039165-039193
265	ESSENCE ENTITIES' ANSWER TO THIRD AMENDED COMPLAINT	272	7/8/2020	039194-039210
266	ESSENCE ENTITIES' ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	7/8/2020	039211-039223
267	ESSENCE ENTITIES' ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	272	7/8/2020	039224-039235
268	ESSENCE ENTITIES' ANSWER TO SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	7/8/2020	039236-039265

269	ESSENCE ENTITIES' ANSWER QUALCAN, LLC'S SECOND AMENDED COMPLAINT	272	7/8/2020	039266-039284
270	ESSENCE ENTITIES' ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/8/2020	039285-039299
271	ESSENCE ENTITIES' ANSWER TO THE TGIG PARTIES' SECOND AMENDED COMPLAINT	273	7/8/2020	039300-039313
272	ESSENCE ENTITIES' ANSWER TO COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/8/2020	039314-039323
273	HIGH SIERRA HOLISTICS, LLC'S JOINDER TO ETW MANAGEMENT GROUP LLC'S ANSWERS	273	7/8/2020	039324-039325
274	GREENMART OF NEVADA NLV LLC'S JOINDER TO MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC., AND LIVFREE WELLNESS, LLC ON AN ORDER SHORTENING TIME	273	7/8/2020	039326-039327
275	MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC ON AN ORDER SHORTENING TIME	273	7/8/2020	039328-039381
276	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	273	7/9/2020	039382-039411
277	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO HIGH SIERRA HOLISTICS COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/9/2020	039412-039421
278	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO MM DEVELOPMENT COMPANY, INC., & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/9/2020	039422-039434
279	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	273	7/9/2020	039435-039445

280	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	274	7/9/2020	039446-039478
281	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO QUALCANN, LLC'S SECOND AMENDED COMPLAINT	274	7/9/2020	039479-039496
282	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT	274	7/9/2020	039497-039509
283	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO TGIG PARTIES' SECOND AMENDED COMPLAINT	274	7/9/2020	039510-039523
284	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO THIRD AMENDED COMPLAINT	274	7/9/2020	039524-039539
285	OPPOSITION TO MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC ON AN ORDER SHORTENING TIME	274	7/9/2020	039540-039575
286	MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRARECORD EVIDENCE AT THE HEARING OF JUDICIAL REVIEW and TO ENLARGE TIME FOR FILING OPENING BRIEF	275	7/9/2020	039576-039735
287	DEFENDANT IN INTRVENTION, CLEAR RIVER, LLC'S ANSWER TO HIGH SIERRA HOLISTICS, LLC COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	275	7/10/2020	039736-039750
288	DEFENDANT-INTERVENOR NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO TGIG PARTIES' SECOND AMENDED COMPLAINT	276	7/10/2020	039751-039759
289	NEVADA ORGANIC REMEDIES, LLC'S ANSWER NEVADA WELLNESS CENTER, LLC'S AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039760-039772

290	DEFENDANT-INTERVENOR NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO CLARK NATURAL MEDICINE ET AL.'S FIRST AMENDED COMPLAINT	276	7/10/2020	039773-039789
291	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO ETW MANAGEMENT GROUP, LLC ET AL.'S THIRD AMENDED THIRD AMENDED COMPLAINT	276	7/10/2020	039790-039804
292	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO HIGH SIERRA HOLISTIC'S COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039805-039815
293	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039816-039829
294	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO QUALCAN, LLC.'S SECOND AMENDED COMPLAINT	276	7/10/2020	039830-039844
295	NEVADA ORGANIC REMEDIES, LLC'S ANSWER RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039845-039859
296	FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER GRANTING IN PART AND DENYING IN PART MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS (1)	276	7/11/2020	039860-039862
297	FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER GRANTING IN PART AND DENYING IN PART MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS (2)	276	7/11/2020	039863-039865
298	ORDER GRANTING CLEAR RIVER, LLC'S MOTION TO RECONSIDER THE COURT'S ORDER GRANTING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE JOHN KOCER AND NORTON ARBELAEZ FOR DEPOSITION ON ORDER SHORTENING TIME	276	7/11/2020	039866-039868

299	EVIDENTIARY HEARING ON CASE -ENDING SANCTIONS - DAY 1	277 thru 278	7/13/2020	039869-040216
300	EVIDENTIARY HEARING ON CASE -ENDING SANCTIONS - DAY 2	279	7/14/2020	040217-040263
301	MOTION FOR PROTECTIVE ORDER ON ORDER SHORTENING TIME	279	7/15/2020	040264-040323
302	BENCH TRIAL - DAY 1	280 thru 281	7/17/2020	040324-040663
303	BENCH TRIAL - DAY 2	282 thru 283	7/20/2020	040664-041020
304	BENCH TRIAL - DAY 3	284 thru 285	7/21/2020	041021-041330
305	PLAINTIFFS' OPENING BRIEF IN SUPPORT OF PETITION FOR JUDICIAL REVIEW	286	7/22/2020	041331-041363
306	BENCH TRIAL - DAY 4	287 thru 288	7/22/2020	041364-041703
307	DEPARTMENT OF TAXATION'S OPPOSITION TO TGIG'S MOTION TO SUPPLEMENT THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE; AND TO ENLARGE TIME FOR FILING OPENING BRIEF	289	7/23/2020	041704-041732
308	THC NEVADA, LLC'S JOINDER TO PLAINTIFF TGIG, LLC ET AL'S OPENING BRIEF IN SUPPORT OF PETITON FOR JUDICIAL REVIEW	289	7/23/2020	041733-041735
309	BENCH TRIAL - DAY 5	290 thru 291	7/23/2020	041736-042068
310	CIRCLE S FARMS LLC'S JOINDER TO CLEAR RIVER, LLC AND DEPARTMENT OF TAXATION'S OPPOSITIONS TO PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINIST	292	7/24/2020	042069-042071
311	THE ESSENCE ENTITIES' JOINDER TO DEPARTMENT OF TAXATION'S OPPOSITION	292	7/24/2020	042072-042074

	TO TGIG'S MOTION TO SUPPLEMENT THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE AND TO ENLARGE TIME FOR FILING OPENING BRIEF			
312	BENCH TRIAL - DAY 6	293 thru 294	7/24/2020	042075-042381
313	BENCH TRIAL - DAY 7	295 thru 296	7/27/2020	042382-042639
314	EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	297	7/28/2020	042640-042670
315	BENCH TRIAL - DAY 8	298 thru 299	7/28/2020	042671-042934
316	BENCH TRIAL - DAY 9 VOLUME I	300 thru 301	7/29/2020	042935-043186
317	THRIVE'S JOINDER TO PLAINTIFFS' OPPOSITION TO THC NEVADA LLC'S AND HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER FOR PRELIMINARY INJUNCTION ON AN ORDER SHORTENING TIME	302	7/30/2020	043187-043190
318	GREENMART OF NEVADA NLV LLC'S JOINDER TO PLAINTIFFS' OPPOSITION TO THE THC NEVADA LLC'S AND HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER FOR PRELIMINARY INJUNCTION ON AN ORDER SHORTENING TIME AND DECLARATION OF ALINA M. SHELL	302	7/30/2020	043191-043195
319	JOINDER TO THC NEVADA, LLC and HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	302	7/30/2020	043196-043209
320	BENCH TRIAL - DAY 10	303 thru 304	7/30/2020	043210-043450

321	BENCH TRIAL - DAY 11	305	7/31/2020	043451-043567
322	EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	306	7/31/2020	043568-043639
323	NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE ON AN ORDER SHORTENING TIME	306	8/3/2020	043640-043708
324	BENCH TRIAL - DAY 12	307 thru 308	8/3/2020	043709-043965
325	BENCH TRIAL - DAY 13	309 thru 310	8/4/2020	043966-044315
326	BENCH TRIAL - DAY 14	311 thru 313	8/5/2020	044316-044687
327	BENCH TRIAL - DAY 15	314 thru 316	8/6/2020	044688-045065
328	REPLY TO THE DOT'S AND CLEAR RIVER, LLC'S OPPOSITIONS TO PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS	317	8/7/2020	045066-045084
329	BENCH TRIAL - DAY 16	318 thru 319	8/10/2020	045085-045316
330	DEPARTMENT OF TAXATION'S NOTICE OF REMOVING ENTITITES FROM TIER 3	320	8/11/2020	045317-045332
331	BENCH TRIAL - DAY 17	321 thru 323	8/11/2020	045333-045697
332	MOTION TO PRECLUDE APPLICATION OF THE EQUITABLE MAXIM OF UNCLEAR HANDS AGAIN ST THE TGIG PLAINTIFFS	324	8/11/2020	045698-045711
333	BENCH TRIAL - DAY 18	325	8/12/2020	045712-045877

334	OPPOSITION TO MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	325	8/14/2020	045878-045882
335	JOINDER TO THC NEVADA, LLC AND HERBAL CHOICE, INC'S MOTION TO STRIKE DEPARTMENT OF TAXATION NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	325	8/14/2020	045883-045888
336	THC NEVADA, LLC AND HERBAL CHOICE, INC.'S JOINDER TO TGIG PLAINTIFFS' PROPOSED SUPPLEMENTAL FINDINGS OF FACT AND CONCLUSIONS OF LAW BASED UPON PARTIAL SUBSTITUTION OF THE NEVADA CANNABIS COMPLIANCE BOARD AS A PARTY DEFENDANT IN THESE CONSOLIDATED MATTERS	326	8/14/2020	045889-045891
337	DEPARTMENT OF TAXATION'S OPPOSITION TO THC NEVADA, LLC AND HERBAL CHOICE, INC.'S MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING	326	8/15/2020	045892-045899
338	ORDER REGARDING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION FOR SUMMARY JUDGMENT ON FIRST CLAIM FOR RELIEF	326	8/15/2020	045900-045905
339	THC NEVADA, LLC AND HERBAL CHOICE, INC.'S REPLY TO NEVADA ORGANIC REMEDIES' OPPOSITION TO MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	326	8/15/2020	045906-045917
340	HELPING HANDS WELLNESS CENTER, INC.'S REPLY IN SUPPORT OF MOTION TO MODIFY OR DISSOLVE THE PRELIMINARY INJUNCTION1	326	8/16/2020	045918-045932
341	NOTICE OF ENTRY OF ORDER	326	8/17/2020	045933-045939
342	BENCH TRIAL - DAY 19	327 thru 328	8/17/2020	045940-046223

343	BENCH TRIAL - DAY 20	329	8/18/2020	046224-046355
344	TRIAL EXHIBIT 1005	329	8/18/2020	046356-046389
345	TRIAL EXHIBIT 1006	330	8/18/2020	046390-046423
346	TRIAL EXHIBIT 1135	330	8/18/2020	046424-046445
347	TRIAL EXHIBIT 1302	330	8/18/2020	046446-046448
348	TRIAL EXHIBIT 2157	330	8/18/2020	046449-046502
349	TRIAL EXHIBIT 2158	330	8/18/2020	046503-046548
350	TRIAL EXHIBIT 3291	331	8/18/2020	046549-046564
351	JOINDER TO THC NEVADA, LLC and HERBAL CHOICE, INC.'S MOTION TO RENEW JOINDER TO TGIG'S COUNTERMOTION FOR ORDER DISPENSING WITH THE BOND REQUIREMENT FOR PURPOSES OF THE PRELIMINARY	331	8/28/2020	046565-046567
352	ORDER DENYING TGIG PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE AT THE HEARING OF JUDICIAL REVIEW; AND TO ENLARGE TIME FOR FILING OPENING BRIEF	331	8/28/2020	046568-046572
353	MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC FINAL PRETRIAL CONFERENCE	331	9/3/2020	046573-046666
354	BENCH TRIAL - PHASE 1	332	9/8/2020	046667-046776
355	TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/10/2020	046777-046812

356	PLAINTIFFS GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, NEVCANN LLC AND RED EARTH LLC'S JOINDER TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/14/2020	046813-046815
357	RURAL REMEDIES, LLC'S JOINDER IN TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT AND CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/15/2020	046816-046817
358	FINDINGS OF FACT, CONCLUSION OF LAW AND PERMANENT INJUNCTION	332	9/16/2020	046818-046829
359	NOTICE OF ENTRY OF JUDGMENT (1)	333	9/22/2020	046830-046844
360	NOTICE OF ENTRY OF JUDGMENT (2)	333	9/22/2020	046845-046877
361	DEPARTMENT OF TAXATION'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW, AND PERMANENT INJUNCTION	333	9/24/2020	046878-046921
362	THE ESSENCE ENTITIES' LIMITED OPPOSITION TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	9/24/2020	046922-046924
363	GREENMART OF NEVADA NLV LLC'S JOINDER TO DEPARTMENT OF TAXATION'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW, AND PERMANENT INJUNCTION	333	9/24/2020	046925-046926
364	HELPING HANDS WELLNESS CENTER, INC.'S OPPOSITION TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	9/24/2020	046927-046931
365	CLARK NATURAL MEDICINAL SOLUTIONS LLC, NYE NATURAL MEDICINAL SOLUTIONS LLC CLARK NMSD LLC AND INYO FINE CANNABIS DISPENSARY L.L.C.'S JOINDER TO NEVADA WELLNESS CENTER'S MOTION TO AND PERMANENT INJUNCTION	333	9/24/2020	046932-046933

366	WELLNESS CONNECTION OF NEVADA, LLC'S RESPONSE TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION AND COUNTERMOTION TO CLARIFY AND-OR FOR ADDITIONAL FINDINGS	333	9/24/2020	046934-046940
367	CIRCLE S FARMS LLC'S JOINDER TO OPPOSITIONS TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	10/1/2020	046941-046943
368	MOTION FOR ORDER TO SHOW CAUSE	333	10/16/2020	046944-046965
369	ORDER TO SHOW CAUSE	334	10/18/2020	046966-046999
370	PLAINTIFFS GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, NEVCANN LLC AND RED EARTH LLC'S JOINDER TO TGIG PLAINTIFFS' MOTION FOR ORDER TO SHOW CAUSE	334	10/21/2020	047000-047002
371	NOTICE OF APPEAL	335 thru 339	10/23/2020	047003-047862
372	NOTICE OF ENTRY OF ORDER	340	10/27/2020	047863-047882
373	INDEX OF EXHIBITS IN SUPPORT OF DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	341 thru 342	10/30/2020	047883-048130
374	DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	343	10/30/2020	048131-048141
375	GREENMART OF NEVADA NLV LLC'S JOINDER TO DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	343	11/2/2020	048142-048143

TABLE OF CONTENT

Alphabetical by Document Name

TAB#	Document	Vol.	Date	Pages
81	AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	11/21/2019	005950-006004
108	AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/28/2020	006507-006542
10	ANSWER TO AMENDED COMPLAINT	2	4/10/2019	000224-000236
19	ANSWER TO COMPLAINT	8	5/20/2019	001042-001053
71	ANSWER TO COMPLAINT	47	10/1/2019	005732-005758
50	ANSWER TO CORRECTED FIRST AMENDED COMPLAINT	37	7/15/2019	004414-004425
113	ANSWER TO D.H. FLAMINGO PARTIES' FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/5/2020	006658-006697
121	ANSWER TO D.H. FLAMINGO PLAINTIFFS' FIRST AMENDED COMPLAINT AND PETITION FOR REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/12/2020	006842-006853
76	ANSWER TO FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	48	11/8/2019	005913-005921
79	ANSWER TO FIRST AMENDED COMPLAINT GRAVITAS NEVADA LTD	49	11/12/2019	005938-005942
7	ANSWER TO PLAINTIFFS' FIRST AMENDED COMPLAINT AND COUNTERCLAIM	1	3/15/2019	000093-000107
125	ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION	55	2/18/2020	006885-006910
123	ANSWER TO SERENITY PLAINTIFFS' SECOND AMENDED COMPLAINT	55	2/14/2020	006868-006876
14	APPENDIX OF EXHIBITS TO NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO SERENITY WELLNESS CENTER, LLC AND RELATED PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION	5 thru 7	5/9/2019	000532-000941

74	APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	48	10/10/2019	005796-005906
302	BENCH TRIAL - DAY 1	280 thru 281	7/17/2020	040324-040663
320	BENCH TRIAL - DAY 10	303 thru 304	7/30/2020	043210-043450
321	BENCH TRIAL - DAY 11	305	7/31/2020	043451-043567
324	BENCH TRIAL - DAY 12	307 thru 308	8/3/2020	043709-043965
325	BENCH TRIAL - DAY 13	309 thru 310	8/4/2020	043966-044315
326	BENCH TRIAL - DAY 14	311 thru 313	8/5/2020	044316-044687
327	BENCH TRIAL - DAY 15	314 thru 316	8/6/2020	044688-045065
329	BENCH TRIAL - DAY 16	318 thru 319	8/10/2020	045085-045316
331	BENCH TRIAL - DAY 17	321 thru 323	8/11/2020	045333-045697
333	BENCH TRIAL - DAY 18	325	8/12/2020	045712-045877
342	BENCH TRIAL - DAY 19	327 thru 328	8/17/2020	045940-046223
303	BENCH TRIAL - DAY 2	282 thru 283	7/20/2020	040664-041020
343	BENCH TRIAL - DAY 20	329	8/18/2020	046224-046355

304	BENCH TRIAL - DAY 3	284 thru 285	7/21/2020	041021-041330
306	BENCH TRIAL - DAY 4	287 thru 288	7/22/2020	041364-041703
309	BENCH TRIAL - DAY 5	290 thru 291	7/23/2020	041736-042068
312	BENCH TRIAL - DAY 6	293 thru 294	7/24/2020	042075-042381
313	BENCH TRIAL - DAY 7	295 thru 296	7/27/2020	042382-042639
315	BENCH TRIAL - DAY 8	298 thru 299	7/28/2020	042671-042934
316	BENCH TRIAL - DAY 9 VOLUME I	300 thru 301	7/29/2020	042935-043186
354	BENCH TRIAL - PHASE 1	332	9/8/2020	046667-046776
85	BUSINESS COURT ORDER	49	11/25/2019	006018-006022
157	CIRCLE S FARMS LLC'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/9/2020	007374-007381
124	CIRCLE S FARMS LLC'S ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/18/2020	006877-006884
129	CIRCLE S FARMS LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/20/2020	006942-006949
310	CIRCLE S FARMS LLC'S JOINDER TO CLEAR RIVER, LLC AND DEPARTMENT OF TAXATION'S OPPOSITIONS TO PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINIST	292	7/24/2020	042069-042071

367	CIRCLE S FARMS LLC'S JOINDER TO OPPOSITIONS TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	10/1/2020	046941-046943
365	CLARK NATURAL MEDICINAL SOLUTIONS LLC, NYE NATURAL MEDICINAL SOLUTIONS LLC CLARK NMSD LLC AND INYO FINE CANNABIS DISPENSARY L.L.C.'S JOINDER TO NEVADA WELLNESS CENTER'S MOTION TO AND PERMANENT INJUNCTION	333	9/24/2020	046932-046933
12	CLEAR RIVER, LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	2	5/7/2019	000252-000269
55	CLEAR RIVER, LLC'S ANSWER TO PLAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/26/2019	004706-004723
158	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE ADDITIONAL DOCUMENTS ON ORDER SHORTENING TIME	58	4/9/2020	007382-007395
150	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF'S MOTION TO COMPEL PRIVILEGE LOGS AND COUNTER MOTION FOR SANCTIONS PURSUANT TO NRCP 37	57	3/30/2020	007294-007310
151	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF'S MOTION TO COMPEL SUPPLEMENTAL RESPONSES	58	3/30/2020	007311-007329
145	CLEAR RIVER, LLC'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS ON ORDER SHORTENING TIME	56	3/27/2020	007096-007099
4	COMPLAINT	1	1/4/2019	000037-000053
5	COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	1	1/4/2019	000054-000078
1	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/10/2018	000001-000012
3	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/19/2018	000026-000036
6	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	1/16/2019	000079-000092
66	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	46	9/5/2019	005566-005592

45	CORRECTED FIRST AMENDED COMPLAINT.	34	7/11/2019	003950-003967
122	CPCM HOLDINGS, LLC D/B/A THRIVE CANNABIS MARKETPLACE'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/13/2020	006854-006867
183	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO DEFENDANT-RESPONDENT NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRIT OF CERTIORRI. MANDAMUS, AND PROHIBITION	66	6/5/2020	008414-008435
263	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO QUALCAN, LLC'S SECOND AMENDED COMPLAINT	272	7/1/2020	039153-039164
261	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	6/29/2020	039115-039135
106	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO FIRST AMENDED COMPALINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	52	1/21/2020	006478-006504
69	D LUX, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/27/2019	005708-005715
119	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO ETW PLAINTIFFS' THIRD AMENDED COMPLAINT	54	2/12/2020	006815-006822
78	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI MANDAMUS, AND PROHIBITION	49	11/12/2019	005931-005937
131	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND/OR	55	2/25/2020	006952-006958

	WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION			
118	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO THE SERENITY PLAINTIFFS' SECOND AMENDED COMPLAINT	54	2/12/2020	006806-006814
11	DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	2	4/16/2019	000237-000251
17	DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' FIRST AMENDED COMPLAINT	8	5/16/2019	001025-001037
177	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	65	5/26/2020	008355-008375
168	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	62	4/21/2020	007894-007913
167	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO ETW PLAINTIFFS' THIRD AMENDED COMPLAINT	62	4/21/2020	007863-007893
175	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	65	5/21/2020	008253-008302
169	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO TGIG PLAINTIFFS' SECOND AMENDED COMPLAINT	62	4/21/2020	007914-007935
160	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S MOTION TO DISMISS 1) NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS;(2) STRIVE WELLNESS' COMPLAINT; (3) RURAL REMEDIES AMENDED COMPLAINT; (4) QUALCAN'S AMENDED COMPLAINT; (5) HIGH SIERRA HOLISTICS	59 thru 60	4/14/2020	007401-007717

	COMPLAINT AND (6) NATURAL MEDICINE'S COMPLAINT FOR FAILING TO COMPLY WITH NRS 233B.130(2)(D)			
16	DEFENDANT IN INTERVENTION'S OPPOSITION TO PLAINTIFFS' APPLICATION FOR A TEMPORARY RESTRAINING ORDER	8	5/10/2019	000975-001024
287	DEFENDANT IN INTRVENTION, CLEAR RIVER, LLC'S ANSWER TO HIGH SIERRA HOLISTICS, LLC COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	275	7/10/2020	039736-039750
161	DEFENDANT PUPO'S ANSWER TO RURAL REMEDIES' AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	61	4/14/2020	007718-007730
72	DEFENDANT RURAL REMEDIES, LLC ANSWER TO FIRST AMENDED COMPLAINT	47	10/1/2019	005759-005760
110	DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/28/2020	006560-006588
92	DEFENDANT'S ANSWER TO DH FLAMINGO INC'S ET AL., FIRST AMENDED COMPLAINT	50	12/16/2019	006088-006105
75	DEFENDANT-INTERVENOR CLEAR RIVER, LLC'S ORDER DENYING IT'S MOTION FOR PARTIAL SUMMARY JUDGEMENT ON THE PETITION FOR JUDICIAL REVIEW CAUSE OF ACTION	48	11/7/2019	005907-005912
290	DEFENDANT-INTERVENOR NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO CLARK NATURAL MEDICINE ET AL.'S FIRST AMENDED COMPLAINT	276	7/10/2020	039773-039789
288	DEFENDANT-INTERVENOR NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO TGIG PARTIES' SECOND AMENDED COMPLAINT	276	7/10/2020	039751-039759
115	DEFENDANT-RESPONDENT NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/7/2020	006723-006752

116	DEFENDANT-RESPONDENT STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/7/2020	006753-006781
68	DEFENDANT-RESPONDENT'S GOOD CHEMISTRY NEVADA, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/27/2019	005699-005707
93	DEFENDANT'S ANSWER TO DH FLAMINGO INC'S ET AL., FIRST AMENDED COMPLAINT	50	12/16/2019	006106-006123
33	DEFENDANTS' ANSWER TO PLAINTIFFS' COMPLAINT WITH COUNTERCLAIM	26	6/14/2019	002823-002846
73	DEFENDANTS MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S ANSWER	48	10/3/2019	005761-005795
374	DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	343	10/30/2020	048131-048141
164	DEPARTMENT OF TAXATION'S ANSWER TO ETW MANAGEMENT GROUP LLC PARTIES' THIRD AMENDED COMPLAINT	61	4/20/2020	007794-007810
165	DEPARTMENT OF TAXATION'S ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	61	4/20/2020	007811-007845
109	DEPARTMENT OF TAXATION'S ANSWER TO PLAINTIFF SERENITY PARTIES' SECOND AMENDED COMPLAINT	53	1/28/2020	006543-006559
166	DEPARTMENT OF TAXATION'S ANSWER TO QUALCAN'S SECOND A MENDED COMPLAINT	61	4/20/2020	007846-007862
155	DEPARTMENT OF TAXATION'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/8/2020	007347-007360
172	DEPARTMENT OF TAXATION'S INDEX OF EXHIBITS IN SUPPORT OF ITS OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN DEPARTMENT OF TAXATION'S ANSWER TO SECOND AMENDED COMPLAINT	63 thru 64	5/11/2020	007942-008232

330	DEPARTMENT OF TAXATION'S NOTICE OF REMOVING ENTITITES FROM TIER 3	320	8/11/2020	045317-045332
174	DEPARTMENT OF TAXATION'S NOTICE OF SUPPLEMENTAL AUTHORITY	65	5/12/2020	008242-008252
173	DEPARTMENT OF TAXATION'S OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN DEPARTMENT OF TAXATION'S ANSWER TO SECOND AMENDED COMPLAINT	65	5/11/2020	008233-008241
148	DEPARTMENT OF TAXATION'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	57	3/27/2020	007176-007182
307	DEPARTMENT OF TAXATION'S OPPOSITION TO TGIG'S MOTION TO SUPPLEMENT THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE; AND TO ENLARGE TIME FOR FILING OPENING BRIEF	289	7/23/2020	041704-041732
337	DEPARTMENT OF TAXATION'S OPPOSITION TO THC NEVADA, LLC AND HERBAL CHOICE, INC.'S MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING	326	8/15/2020	045892-045899
361	DEPARTMENT OF TAXATION'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW, AND PERMANENT INJUNCTION	333	9/24/2020	046878-046921
77	ERRATA TO ANSWER TO FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	48	11/8/2019	005922-005930
107	ERRATA TO DECLARATION OF ALFRED TERTERYAN IN SUPPORT OF HELPING HANDS WELLNESS CENTER, INC.'S APPLICATION FOR WRIT OF MANDAMUS	52	1/24/2020	006505-006506
269	ESSENCE ENTITIES' ANSWER QUALCAN, LLC'S SECOND AMENDED COMPLAINT	272	7/8/2020	039266-039284
272	ESSENCE ENTITIES' ANSWER TO COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/8/2020	039314-039323
103	ESSENCE ENTITIES' ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	52	1/14/2020	006440-006468

264	ESSENCE ENTITIES' ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	272	7/8/2020	039165-039193
266	ESSENCE ENTITIES' ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	7/8/2020	039211-039223
267	ESSENCE ENTITIES' ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	272	7/8/2020	039224-039235
270	ESSENCE ENTITIES' ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/8/2020	039285-039299
268	ESSENCE ENTITIES' ANSWER TO SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	7/8/2020	039236-039265
271	ESSENCE ENTITIES' ANSWER TO THE TGIG PARTIES' SECOND AMENDED COMPLAINT	273	7/8/2020	039300-039313
265	ESSENCE ENTITIES' ANSWER TO THIRD AMENDED COMPLAINT	272	7/8/2020	039194-039210
82	EUPHORIA WELLNESS, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	49	11/21/2019	006005-006011
22	EVIDENTIARY HEARING - DAY 1	10 thru 11	5/24/2019	001134-001368
38	EVIDENTIARY HEARING - DAY 10 VOLUME I OF II	30	6/20/2019	003349-003464
39	EVIDENTIARY HEARING - DAY 10 VOLUME II	31	6/20/2019	003465-003622
43	EVIDENTIARY HEARING - DAY 11	32	7/5/2019	003671-003774
44	EVIDENTIARY HEARING - DAY 12	33	7/10/2019	003775-003949
46	EVIDENTIARY HEARING - DAY 13 VOLUME I OF II	34	7/11/2019	003968-004105
47	EVIDENTIARY HEARING - DAY 13 VOLUME II	35	7/11/2019	004106-004227
49	EVIDENTIARY HEARING - DAY 14	36	7/12/2019	004237-004413

51	EVIDENTIARY HEARING - DAY 15	37	7/15/2019	004426-004500
52	EVIDENTIARY HEARING - DAY 15 VOLUME II	38	7/15/2019	004501-004679
56	EVIDENTIARY HEARING - DAY 16	39	7/28/2019	004724-004828
57	EVIDENTIARY HEARING - DAY 17 VOLUME I OF II	40	8/13/2019	004829-004935
58	EVIDENTIARY HEARING - DAY 17 VOLUME II	41	8/13/2019	004936-005027
61	EVIDENTIARY HEARING - DAY 18	42 thru 43	8/14/2019	005034-005222
62	EVIDENTIARY HEARING - DAY 19	44	8/15/2019	005223-005301
23	EVIDENTIARY HEARING - DAY 2 VOLUME I OF II	12	5/28/2019	001369-001459
24	EVIDENTIARY HEARING - DAY 2 VOLUME II	13	5/28/2019	001460-001565
63	EVIDENTIARY HEARING - DAY 20	45	8/16/2019	005302-005468
25	EVIDENTIARY HEARING - DAY 3 VOLUME I OF II	14	5/29/2019	001566-001663
26	EVIDENTIARY HEARING - DAY 3 VOLUME II	15	5/29/2019	001664-001807
27	EVIDENTIARY HEARING - DAY 4	16 thru 17	5/30/2019	001808-002050
28	EVIDENTIARY HEARING - DAY 5 VOLUME I OF II	18	5/31/2019	002051-002113
29	EVIDENTIARY HEARING - DAY 5 VOLUME II	19 thru 20	5/31/2019	002114-002333
31	EVIDENTIARY HEARING - DAY 6	22 thru 23	6/10/2019	002345-002569
32	EVIDENTIARY HEARING - DAY 7	24 thru 25	6/11/2019	002570-002822
34	EVIDENTIARY HEARING - DAY 8 VOLUME I OF II	26	6/18/2019	002847-002958
35	EVIDENTIARY HEARING - DAY 8 VOLUME II	27	6/18/2019	002959-003092
36	EVIDENTIARY HEARING - DAY 9 VOLUME I OF II	28	6/19/2019	003093-003215

37	EVIDENTIARY HEARING - DAY 9 VOLUME II	29	6/19/2019	003216-003348
299	EVIDENTIARY HEARING ON CASE -ENDING SANCTIONS - DAY 1	277 thru 278	7/13/2020	039869-040216
300	EVIDENTIARY HEARING ON CASE -ENDING SANCTIONS - DAY 2	279	7/14/2020	040217-040263
314	EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	297	7/28/2020	042640-042670
322	EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	306	7/31/2020	043568-043639
64	FINDINGS OF FACT AND CONCLUSIONS OF LAW GRANTING PRELIMINARY INJUNCTION	46	8/23/2019	005469-005492
114	FINDINGS OF FACT AND CONCLUSIONS OF LAW GRANTING PRELIMINARY INJUNCTION	54	2/7/2020	006698-006722
358	FINDINGS OF FACT, CONCLUSION OF LAW AND PERMANENT INJUNCTION	332	9/16/2020	046818-046829
296	FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER GRANTING IN PART AND DENYING IN PART MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS (1)	276	7/11/2020	039860-039862
297	FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER GRANTING IN PART AND DENYING IN PART MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS (2)	276	7/11/2020	039863-039865
42	FIRST AMENDED COMPLAINT	32	7/3/2019	003653-003670
67	FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/6/2019	005593-005698
2	FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/18/2018	000013-000025
70	FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	47	9/29/2019	005716-005731

53	GREENMART OF NEVADA NLC LLC'S ANSWER TO PLAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/17/2019	004680-004694
126	GREENMART OF NEVADA NLV LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/18/2020	006911-006921
120	GREENMART OF NEVADA NLV LLC'S ANSWER TO ETW MANAGEMENT GROUP LLC, GLOBAL HARMONY LLC, GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, HERBAL CHOICE INC., JUST QUALITY LLC, LIBRA WELLNESS CENTER, LLC, ROMBOUGH REAL ESTATE INC. DBA MOTHER HERB, NEVCANN LLC, RED EARTH LLC, THC NEVADA LLC, ZION GARDENS LLC AND MMOF VEGAS RETAIL, INC.'S THIRD AMENDED COMPLAINT	55	2/12/2020	006823-006841
137	GREENMART OF NEVADA NLV LLC'S ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	3/6/2020	007013-007024
132	GREENMART OF NEVADA NLV LLC'S ANSWER TO QUALCAN LLC'S SECOND AMENDED COMPLAINT	55	2/25/2020	006959-006970
138	GREENMART OF NEVADA NLV LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	3/6/2020	007025-007036
375	GREENMART OF NEVADA NLV LLC'S JOINDER TO DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	343	11/2/2020	048142-048143
363	GREENMART OF NEVADA NLV LLC'S JOINDER TO DEPARTMENT OF TAXATION'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW, AND PERMANENT INJUNCTION	333	9/24/2020	046925-046926

274	GREENMART OF NEVADA NLV LLC'S JOINDER TO MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC., AND LIVFREE WELLNESS, LLC ON AN ORDER SHORTENING TIME	273	7/8/2020	039326-039327
318	GREENMART OF NEVADA NLV LLC'S JOINDER TO PLAINTIFFS' OPPOSITION TO THE THC NEVADA LLC'S AND HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER FOR PRELIMINARY INJUNCTION ON AN ORDER SHORTENING TIME AND DECLARATION OF ALINA M. SHELL	302	7/30/2020	043191-043195
134	GREENMART OF NEVADA NLV LLC'S MOTION TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/28/2020	006984-006987
154	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO ETW PLAINTIFFS' MOTION TO COMPEL	58	4/3/2020	007337-007346
153	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO ETW PLAINTIFFS' MOTION TO COMPEL PRIVILEGE LOGS	58	4/3/2020	007333-007336
141	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL GREENMART TO ALSO PRODUCE KENNETH LEE AND HAE LEE FOR DEPOSITION	56	3/18/2020	007075-007080
144	GREENMART OF NEVADA NLV LLC'S RESPONSE IN OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	56	3/23/2020	007087-007095
99	GREENMART OF NEVADA NLV LLC'S ANSWER TO D.H. FLAMINGO PLAINTIFFS' FIRST AMENDED COMPLAINT	51	1/6/2020	006272-006295
89	HEARING ON APPLICATION OF NEVADA ORGANIC REMEDIES FOR WRIT OF MANDAMUS TO COMPEL STATE TO MOVE IT TO TIER 2 OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	12/9/2019	006058-006068
176	HEARING ON MOTIONS FOR SUMMARY JUDGMENT OR WRIT OF MANDAMUS AND MOTION TO EXTEND TIME FOR BRIEFING	65	5/22/2020	008303-008354

65	HEARING ON OBJECTIONS TO STATE'S RESPONSE, NEVADA WELLNESS CENTER'S MOTION RE COMPLIANCE RE PHYSICAL ADDRESS, AND BOND AMOUNT SETTING	46	8/29/2019	005493-005565
112	HEARING ON OBJECTIONS TO SUBPOENAS DUCES TECUM, MOTIONS FOR PROTECTIVE ORDERS, APPLICATION OF FOR WRIT OF MANDAMUS, MOTION FOR SETTING SETTLEMENT CONFERENCE, AND MOTION TO REDACT AND SEAL EXHIBITS 4 AND 5	53	1/31/2020	006610-006657
276	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	273	7/9/2020	039382-039411
277	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO HIGH SIERRA HOLISTICS COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/9/2020	039412-039421
278	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO MM DEVELOPMENT COMPANY, INC., & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/9/2020	039422-039434
279	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	273	7/9/2020	039435-039445
280	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	274	7/9/2020	039446-039478
281	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO QUALCANN, LLC'S SECOND AMENDED COMPLAINT	274	7/9/2020	039479-039496
282	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT	274	7/9/2020	039497-039509
283	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO TGIG PARTIES' SECOND AMENDED COMPLAINT	274	7/9/2020	039510-039523

284	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO THIRD AMENDED COMPLAINT	274	7/9/2020	039524-039539
364	HELPING HANDS WELLNESS CENTER, INC.'S OPPOSITION TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	9/24/2020	046927-046931
340	HELPING HANDS WELLNESS CENTER, INC.'S REPLY IN SUPPORT OF MOTION TO MODIFY OR DISSOLVE THE PRELIMINARY INJUNCTION1	326	8/16/2020	045918-045932
273	HIGH SIERRA HOLISTICS, LLC'S JOINDER TO ETW MANAGEMENT GROUP LLC'S ANSWERS	273	7/8/2020	039324-039325
373	INDEX OF EXHIBITS IN SUPPORT OF DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	341 thru 342	10/30/2020	047883-048130
21	INTERVENING DEFENDANTS' JOINDER AND SUPPLEMENTAL BRIEFING IN SUPPORT OF THE STATE OF NEVADA'S AND NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION; AND LONE MOUNTAIN PARTNERS, LLC'S OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION OR FOR WRIT OF MANDAMUS	9	5/23/2019	001068-001133
41	INTERVENOR DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFF'S COMPLAINT	32	7/3/2019	003640-003652
40	INTERVENOR DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' SECOND AMENDED COMPLAINT	31	6/24/2019	003623-003639
319	JOINDER TO THC NEVADA, LLC and HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	302	7/30/2020	043196-043209
351	JOINDER TO THC NEVADA, LLC and HERBAL CHOICE, INC.'S MOTION TO RENEW JOINDER TO TGIG'S COUNTERMOTION FOR ORDER DISPENSING WITH THE BOND REQUIREMENT FOR PURPOSES OF THE PRELIMINARY	331	8/28/2020	046565-046567

335	JOINDER TO THC NEVADA, LLC AND HERBAL CHOICE, INC'S MOTION TO STRIKE DEPARTMENT OF TAXATION NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	325	8/14/2020	045883-045888
54	LONE MOUNTAIN PARTNERS, LLC'S ANSWER TO LAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/22/2019	004695-004705
30	LONE MOUNTAIN PARTNERS, LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	21	6/5/2019	002334-002344
90	LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	49	12/10/2019	006069-006081
101	LONE MOUNTAIN PARTNERS, LLC'S REPLY IN SUPPORT OF MOTION TO DISMISS SECOND AMENDED COMPLAINT	51	1/8/2020	006359-006368
163	MINUTE ORDER CLEAR RIVER'S REQUEST FOR OST ON MOTION TO DISMISS	61	4/15/2020	007793-007793
135	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC ANSWER TO NATURAL MEDICINE, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	2/28/2020	006988-007000
127	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION	55	2/18/2020	006922-006935
111	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/29/2020	006589-006609
286	MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRARECORD EVIDENCE AT THE HEARING OF JUDICIAL REVIEW and TO ENLARGE TIME FOR FILING OPENING BRIEF	275	7/9/2020	039576-039735
368	MOTION FOR ORDER TO SHOW CAUSE	333	10/16/2020	046944-046965
8	MOTION FOR PRELIMINARY INJUNCTION	2	3/18/2019	000108-000217
301	MOTION FOR PROTECTIVE ORDER ON ORDER SHORTENING TIME	279	7/15/2020	040264-040323

275	MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC ON AN ORDER SHORTENING TIME	273	7/8/2020	039328-039381
353	MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC FINAL PRETRIAL CONFERENCE	331	9/3/2020	046573-046666
332	MOTION TO PRECLUDE APPLICATION OF THE EQUITABLE MAXIM OF UNCLEAN HANDS AGAIN ST THE TGIG PLAINTIFFS	324	8/11/2020	045698-045711
260	MOTION TO VOLUNTARILY DISMISS MMOV VEGAS RETAIL, INC. AND REQUEST TO RELEASE MMOV VEGAS RETAIL, INC.'S BOND FUNDS ON AN ORDER SHORTENING TIME	271	6/29/2020	038948-039114
289	NEVADA ORGANIC REMEDIES, LLC'S ANSWER NEVADA WELLNESS CENTER, LLC'S AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039760-039772
295	NEVADA ORGANIC REMEDIES, LLC'S ANSWER RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039845-039859
291	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO ETW MANAGEMENT GROUP, LLC ET AL.'S THIRD AMENDED THIRD AMENDED COMPLAINT	276	7/10/2020	039790-039804
292	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO HIGH SIERRA HOLISTIC'S COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039805-039815
293	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039816-039829
180	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO NATURAL MEDICINE'S LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	65	6/4/2020	008394-008401
294	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO QUALCAN, LLC.'S SECOND AMENDED COMPLAINT	276	7/10/2020	039830-039844

181	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	66	6/4/2020	008402-008409
146	NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO QUALCAN'S PETITION FOR WRIT OF MANDAMUS	56	3/27/2020	007100-007143
15	NEVADA ORGANIC REMIDIES, LLC'S OPPOSITION TO SERENITY WELLNESS CENTER, LLC AND RELATED PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION	8	5/9/2019	000942-000974
136	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT/RESPONDENT STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND/OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	2/28/2020	007001-007012
156	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/8/2020	007361-007373
133	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/26/2020	006971-006983
143	NEVADA WELLNESS CENTER, LLC'S JOINDER TO ETW PLAINTIFFS' MOTION TO COMPEL	56	3/20/2020	007084-007086
142	NEVADA WELLNESS CENTER, LLC'S JOINDER TO ETW PLAINTIFFS' MOTION TO COMPEL PRIVILEGE LOGS	56	3/20/2020	007081-007083
323	NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE ON AN ORDER SHORTENING TIME	306	8/3/2020	043640-043708
371	NOTICE OF APPEAL	335 thru 339	10/23/2020	047003-047862
359	NOTICE OF ENTRY OF JUDGMENT (1)	333	9/22/2020	046830-046844
360	NOTICE OF ENTRY OF JUDGMENT (2)	333	9/22/2020	046845-046877
98	NOTICE OF ENTRY OF ORDER	51	1/3/2020	006264-006271
104	NOTICE OF ENTRY OF ORDER	52	1/14/2020	006469-006474

341	NOTICE OF ENTRY OF ORDER	326	8/17/2020	045933-045939
372	NOTICE OF ENTRY OF ORDER	340	10/27/2020	047863-047882
159	NOTICE OF ENTRY OF ORDER DENYING MM DEVELOPMENT COMPANY, INC.'S MOTION TO STRIKE AND-OR DISMISS D.H. FLAMINGO, INC.'S COUNTERCLAIM	58	4/9/2020	007396-007400
83	NOTICE OF ENTRY OF ORDER DENYING MM DEVELOPMENT COMPANY, INC.'S AND LIVFREE WELLNESS, LLC'S MOTION TO ALTER OR AMEND FINDINGS OF FACT AND CONCLUSION OF LAW,	49	11/22/2019	006012-006015
258	NOTICE OF ENTRY OF ORDER ON PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN JORGE PUPO'S ANSWER TO SECOND AMENDED COMPLAINT	270	6/23/2020	038868-038871
130	NOTICE OF FILING OF EMERGENCY PETITION FOR WRIT OF MANDAMUS OR PROHIBITION UNDER NRAP 21(a)6)	55	2/21/2020	006950-006951
91	NOTICE OF HEARING	49	12/13/2019	006082-006087
100	NV WELLNESS CENTER, LLC'S MOTION TO COMPEL ON AN ORDER SHORTENING TIME	51	1/8/2020	006296-006358
95	OPPOSITION TO HELPING HANDS WELLNESS CTR, INC.'S APPLICATION FOR WRIT OF MANDAMUS	50	12/27/2019	006207-006259
13	OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION	3 thru 4	5/9/2019	000270-000531
285	OPPOSITION TO MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC ON AN ORDER SHORTENING TIME	274	7/9/2020	039540-039575
334	OPPOSITION TO MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	325	8/14/2020	045878-045882
102	OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL	52	1/10/2020	006369-006439

80	ORDER DENYING 1) ORGANIC REMEDIES, LLC'S MOTION TO DISSOLVE PRELIMINARY INJUNCTION AND TO STAY PRELIMINARY INJUNCTION PENDING APPEAL AND 2) LONE MOUNTAIN PARTNERS, LLC'S	49	11/19/2019	005943-005949
182	ORDER DENYING D.H. FLAMINGO, INC. AND SURTERRA HOLDINGS, INC.'S MOTION FOR SUMMARY JUDGMENT AGAINST MM DEVELOPMENT COMPANY, INC.	66	6/5/2020	008410-008413
152	ORDER DENYING DEFENDANT JORGE PUPO'S MOTION TO DISMISS	58	3/30/2020	007330-007332
171	ORDER DENYING LONE MOUNTAIN PARTNER'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	62	5/5/2020	007940-007941
84	ORDER DENYING MM DEVELOPMENT COMPANY, INC. 'S AND LIVFREE WELLNESS LLC'S MOTION TO ALTER AMEND FINDINGS OF FACT AND CONCLUSION OF LAW	49	11/22/2019	006016-006017
96	ORDER DENYING MOTION FOR STAY AND GRANTING IN PART MOTION TO EXPEDITE	50	12/30/2019	006260-006262
105	ORDER DENYING NEVADA ORGANIC REMEDIES, LLC'S AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC	52	1/14/2020	006475-006477
352	ORDER DENYING TGIG PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE AT THE HEARING OF JUDICIAL REVIEW; AND TO ENLARGE TIME FOR FILING OPENING BRIEF	331	8/28/2020	046568-046572
97	ORDER DENYING THE DEPARTMENT OF TAXATION OBJECTION TO DISCOVERY COMMISSIONER'S REPORT AND RECOMMENDATIONS	51	12/31/2019	006263-006263
298	ORDER GRANTING CLEAR RIVER, LLC'S MOTION TO RECONSIDER THE COURT'S ORDER GRANTING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE	276	7/11/2020	039866-039868

	JOHN KOCER AND NORTON ARBELAEZ FOR DEPOSITION ON ORDER SHORTENING TIME			
18	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	8	5/16/2019	001038-001041
59	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	41	8/14/2019	005028-005030
60	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	41	8/14/2019	005031-005033
128	ORDER GRANTING IN PART AND DENYING IN PART THE DEPARTMENT OF TAXATION'S MOTIONS FOR PROTECTIVE ORDER ON ORDER SHORTENING TIME	55	2/19/2020	006936-006941
86	ORDER GRANTING MOTION FOR LEAVE TO FILE SECOND AMENDED COMPLAINT IN CASE NO. A-786962	49	11/26/2019	006023-006024
170	ORDER GRANTING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE ADDITIONAL DOCUMENTS ON ORDER SHORTENING TIME	62	4/21/2020	007936-007939
338	ORDER REGARDING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION FOR SUMMARY JUDGMENT ON FIRST CLAIM FOR RELIEF	326	8/15/2020	045900-045905
369	ORDER TO SHOW CAUSE	334	10/18/2020	046966-046999
140	PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL GREENMART OF NEVADA, LLC TO PRODUCE KENNETH LEE AND HAE LEE FOR DEPOSITION ON ORDER SHORTENING TIME	56	3/16/2020	007058-007074
147	PLAINTIFF NEVADA WELLNESS CENTER, LLC'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	57	3/27/2020	007144-007175
243	PLAINTIFF'S RECORD PART 59	232	6/12/2020	033643-033801
9	PLAINTIFFS' COUNTER-DEFENDANTS' ANSWER TO COUNTERCLAIM	2	4/5/2019	000218-000223

185	PLAINTIFF'S DECLARATION & POA-F2018-01430	67 thru 74	6/12/2020	008455-009889
187	PLAINTIFF'S DKT 148-1 INDEX OF EXHIBITS - 1	76 thru 77	6/12/2020	009934-010291
188	PLAINTIFF'S DKT 148-1 INDEX OF EXHIBITS - 2	78 thru 79	6/12/2020	010292-010595
370	PLAINTIFFS GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, NEVCANN LLC AND RED EARTH LLC'S JOINDER TO TGIG PLAINTIFFS' MOTION FOR ORDER TO SHOW CAUSE	334	10/21/2020	047000-047002
356	PLAINTIFFS GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, NEVCANN LLC AND RED EARTH LLC'S JOINDER TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/14/2020	046813-046815
186	PLAINTIFF'S NOTICE OF FILING RECORD ON REVIEW	75	6/12/2020	009890-009933
20	PLAINTIFFS' OMNIBUS REPLY IN SUPPORT OF MOTION FOR PRELIMINARY INJUNCTION	8	5/22/2019	001054-001067
305	PLAINTIFFS' OPENING BRIEF IN SUPPORT OF PETITION FOR JUDICIAL REVIEW	286	7/22/2020	041331-041363
94	PLAINTIFFS' OPPOSITION TO LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	50	12/20/2019	006124-006206
189	PLAINTIFF'S RECORD PART 1	80 thru 81	6/12/2020	010596-010937
198	PLAINTIFF'S RECORD PART 10	93	6/12/2020	012724-012878
199	PLAINTIFF'S RECORD PART 11	94	6/12/2020	012879-013032
200	PLAINTIFF'S RECORD PART 12	95	6/12/2020	013033-013187
201	PLAINTIFF'S RECORD PART 13	96	6/12/2020	013188-013341
202	PLAINTIFF'S RECORD PART 14	97	6/12/2020	013342-013496

203	PLAINTIFF'S RECORD PART 15	98 thru 99	6/12/2020	013497-013774
204	PLAINTIFF'S RECORD PART 16	100 thru 101	6/12/2020	013775-014052
205	PLAINTIFF'S RECORD PART 17	102 thru 103	6/12/2020	014053-014330
206	PLAINTIFF'S RECORD PART 18	104 thru 105	6/12/2020	014331-014608
207	PLAINTIFF'S RECORD PART 18	106 thru 107	6/12/2020	014609-014886
208	PLAINTIFF'S RECORD PART 19	108 thru 111	6/12/2020	014887-015426
190	PLAINTIFF'S RECORD PART 2	82 thru 83	6/12/2020	010938-011275
209	PLAINTIFF'S RECORD PART 20	112 thru 115	6/12/2020	015427-015966
210	PLAINTIFF'S RECORD PART 21	116 thru 119	6/12/2020	015967-016506
211	PLAINTIFF'S RECORD PART 22	120 thru 123	6/12/2020	016507-017048
212	PLAINTIFF'S RECORD PART 24	124 thru 131	6/12/2020	017049-018484
213	PLAINTIFF'S RECORD PART 25	132 thru 134	6/12/2020	018485-018844
214	PLAINTIFF'S RECORD PART 26	135 thru 136	6/12/2020	018845-019202
215	PLAINTIFF'S RECORD PART 27	137 thru 144	6/12/2020	019203-020637

216	PLAINTIFF'S RECORD PART 28	145 thru 147	6/12/2020	020638-020999
217	PLAINTIFF'S RECORD PART 29	148 thru 149	6/12/2020	021000-021357
191	PLAINTIFF'S RECORD PART 3	84 thru 85	6/12/2020	011276-011613
218	PLAINTIFF'S RECORD PART 30	150 thru 157	6/12/2020	021358-022621
219	PLAINTIFF'S RECORD PART 31	158 thru 159	6/12/2020	022622-022979
220	PLAINTIFF'S RECORD PART 32	160 thru 167	6/12/2020	022980-024414
221	PLAINTIFF'S RECORD PART 33	168 thru 169	6/12/2020	024415-024718
222	PLAINTIFF'S RECORD PART 35	170 thru 177	6/12/2020	024719-026153
223	PLAINTIFF'S RECORD PART 37	178	6/12/2020	026154-026256
224	PLAINTIFF'S RECORD PART 39	179 thru 181	6/12/2020	026257-026669
192	PLAINTIFF'S RECORD PART 4	86 thru 87	6/12/2020	011614-011951
225	PLAINTIFF'S RECORD PART 40	182 thru 183	6/12/2020	026670-026934
226	PLAINTIFF'S RECORD PART 41	184 thru 186	6/12/2020	026935-027347
227	PLAINTIFF'S RECORD PART 42	187 thru 188	6/12/2020	027348-027612

228	PLAINTIFF'S RECORD PART 43	189 thru 191	6/12/2020	027613-028025
229	PLAINTIFF'S RECORD PART 44	192 thru 193	6/12/2020	028026-028290
230	PLAINTIFF'S RECORD PART 45	194 thru 196	6/12/2020	028291-028703
231	PLAINTIFF'S RECORD PART 46	197 thru 198	6/12/2020	028704-028968
232	PLAINTIFF'S RECORD PART 47	199 thru 201	6/12/2020	028969-029451
233	PLAINTIFF'S RECORD PART 48	202 thru 204	6/12/2020	029452-029934
234	PLAINTIFF'S RECORD PART 49	205 thru 207	6/12/2020	029935-030346
193	PLAINTIFF'S RECORD PART 5	88	6/12/2020	011952-012104
235	PLAINTIFF'S RECORD PART 50	208 thru 210	6/12/2020	030347-030758
236	PLAINTIFF'S RECORD PART 51	211 thru 213	6/12/2020	030759-031170
237	PLAINTIFF'S RECORD PART 52	214 thru 216	6/12/2020	031171-031582
238	PLAINTIFF'S RECORD PART 54	217 thru 219	6/12/2020	031583-031994
239	PLAINTIFF'S RECORD PART 55	220 thru 222	6/12/2020	031995-032406
240	PLAINTIFF'S RECORD PART 56	223 thru 225	6/12/2020	032407-032818

242	PLAINTIFF'S RECORD PART 58	229 thru 231	6/12/2020	033231-033642
194	PLAINTIFF'S RECORD PART 6	89	6/12/2020	012105-012258
244	PLAINTIFF'S RECORD PART 60	233	6/12/2020	033802-033877
245	PLAINTIFF'S RECORD PART 61	234 thru 235	6/12/2020	033878-034143
246	PLAINTIFF'S RECORD PART 62	236 thru 237	6/12/2020	034144-034409
247	PLAINTIFF'S RECORD PART 63	238 thru 239	6/12/2020	034410-034675
248	PLAINTIFF'S RECORD PART 64	240 thru 241	6/12/2020	034676-034943
249	PLAINTIFF'S RECORD PART 65	242 thru 245	6/12/2020	034944-035512
250	PLAINTIFF'S RECORD PART 66	246 thru 248	6/12/2020	035513-035919
251	PLAINTIFF'S RECORD PART 67	249 thru 251	6/12/2020	035920-036326
252	PLAINTIFF'S RECORD PART 68	252 thru 254	6/12/2020	036327-036733
253	PLAINTIFF'S RECORD PART 69	255 thru 257	6/12/2020	036734-037140
195	PLAINTIFF'S RECORD PART 7	90	6/12/2020	012259-012413
254	PLAINTIFF'S RECORD PART 70	258 thru 260	6/12/2020	037141-037547
255	PLAINTIFF'S RECORD PART 71	261 thru 263	6/12/2020	037548-037954

256	PLAINTIFF'S RECORD PART 72	264 thru 266	6/12/2020	037955-038415
257	PLAINTIFF'S RECORD PART 73	267 thru 269	6/12/2020	038416-038867
196	PLAINTIFF'S RECORD PART 8	91	6/12/2020	012414-012569
197	PLAINTIFF'S RECORD PART 9	92	6/12/2020	012570-012723
241	PLAINTIFF'S RECORD PARTY 57	226 thru 228	6/12/2020	032819-033230
48	PLAINTIFFS-COUNTER DEFENDANTS' ANSWER TO COUNTERCLAIM	35	7/12/2019	004228-004236
178	PURE TONIC CONCENTRATES LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	65	5/29/2020	008376-008379
139	QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	56	3/13/2020	007037-007057
88	REPLY IN SUPPORT OF AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	12/6/2019	006048-006057
328	REPLY TO THE DOT'S AND CLEAR RIVER, LLC'S OPPOSITIONS TO PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS	317	8/7/2020	045066-045084
179	RURAL REMEDIES, LLC'S ANSWER TO DEFENDANT-RESPONDENT NATURAL MEDICINE'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORI, MANDAMUS AND PROHIBITION	65	6/3/2020	008380-008393
357	RURAL REMEDIES, LLC'S JOINDER IN TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT AND CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/15/2020	046816-046817

117	SECOND AMENDED COMPLAINT	54	2/11/2020	006782-006805
376	SHOW CAUSE HEARING	343	11/2/2020	048144-048281
259	SUPPLEMENT TO RECORD ON REVIEW IN ACCORDANCE WITH THE NEVADA ADMINISTRATIVE PROCEDURE ACT	270	6/26/2020	038872-038947
355	TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/10/2020	046777-046812
87	TGIG SECOND AMENDED COMPLAINT	49	11/26/2019	006025-006047
184	TGIG, LLC, NEVADA HOLISTIC MEDICINE, LLC, GBS NEVADA PARTNERS, FIDELIS HOLDINGS, LLC, GRAVITAS NEVADA, NEVADA PURE, LLC, MEDIFARM, LLC, AND MEDIFARM IV'S ANSWER TO NATURAL MEDICINE	66	6/10/2020	008436-008454
336	THC NEVADA, LLC AND HERBAL CHOICE, INC.'S JOINDER TO TGIG PLAINTIFFS' PROPOSED SUPPLEMENTAL FINDINGS OF FACT AND CONCLUSIONS OF LAW BASED UPON PARTIAL SUBSTITUTION OF THE NEVADA CANNABIS COMPLIANCE BOARD AS A PARTY DEFENDANT IN THESE CONSOLIDATED MATTERS	326	8/14/2020	045889-045891
339	THC NEVADA, LLC AND HERBAL CHOICE, INC.'S REPLY TO NEVADA ORGANIC REMEDIES' OPPOSITION TO MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	326	8/15/2020	045906-045917
308	THC NEVADA, LLC'S JOINDER TO PLAINTIFF TGIG, LLC ET AL'S OPENING BRIEF IN SUPPORT OF PETITION FOR JUDICIAL REVIEW	289	7/23/2020	041733-041735
311	THE ESSENCE ENTITIES' JOINDER TO DEPARTMENT OF TAXATION'S OPPOSITION TO TGIG'S MOTION TO SUPPLEMENT THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE AND TO ENLARGE TIME FOR FILING OPENING BRIEF	292	7/24/2020	042072-042074
362	THE ESSENCE ENTITIES' LIMITED OPPOSITION TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	9/24/2020	046922-046924

149	THE ESSENCE ENTITIES' OPPOSITION TO ETW PLAINTIFFS' 1) MOTION TO COMPEL AND 2) MOTION TO COMPEL PRIVILEGE LOGS	57	3/27/2020	007183-007293
317	THRIVE'S JOINDER TO PLAINTIFFS' OPPOSITION TO THC NEVADA LLC'S AND HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER FOR PRELIMINARY INJUNCTION ON AN ORDER SHORTENING TIME	302	7/30/2020	043187-043190
162	THRIVE'S SUPPLEMENTAL BRIEF IN SUPPORT OF OPPOSITION TO ETW MANAGEMENT GROUP LLC; ET AL.'S MOTION TO COMPEL	61	4/14/2020	007731-007792
344	TRIAL EXHIBIT 1005	329	8/18/2020	046356-046389
345	TRIAL EXHIBIT 1006	330	8/18/2020	046390-046423
346	TRIAL EXHIBIT 1135	330	8/18/2020	046424-046445
347	TRIAL EXHIBIT 1302	330	8/18/2020	046446-046448
348	TRIAL EXHIBIT 2157	330	8/18/2020	046449-046502
349	TRIAL EXHIBIT 2158	330	8/18/2020	046503-046548
350	TRIAL EXHIBIT 3291	331	8/18/2020	046549-046564
262	WELLNESS CONNECTION OF NEVADA, LLC'S ANSWER TO PLAINTIFF NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	6/29/2020	039136-039152
366	WELLNESS CONNECTION OF NEVADA, LLC'S RESPONSE TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION AND COUNTERMOTION TO CLARIFY AND/OR FOR ADDITIONAL FINDINGS	333	9/24/2020	046934-046940

M	mark [3] 2/3 66/17 249/11	235/14 236/1 239/17 248/21 249/6 249/9 251/19 254/15 255/8 255/10 257/2 258/12 258/13 259/5 259/15 262/16 264/2 267/14 268/13 279/16 282/19 284/21 285/22 286/10 290/2 290/3 290/7 292/22 292/24 303/10 304/7 305/14 305/14 309/16 310/16 310/18 310/21 311/19 320/2 322/16 323/18 324/7 326/7 335/12 336/11	213/9 213/15 231/3 232/20 233/20 233/21 234/5 240/9 307/23	110/13 262/25 265/3
management... [1] 328/11	marked [1] 111/5	market [13] 12/25 79/6 79/7 79/10 79/15 79/15 80/14 80/17 80/18 80/21 80/21 80/24 81/2	meets [1] 153/25	MILLER [23] 2/5 3/12 152/10 175/5 177/5 179/14 179/19 179/22 194/18 197/5 198/4 198/20 218/9 219/24 222/4 224/24 225/8 231/15 240/22 243/5 249/12 252/11 335/25
manager [10] 23/8 133/15 133/18 134/18 134/24 134/24 212/6 212/13 212/16 248/23	mask [5] 37/23 47/15 61/9 115/15 179/22	mask [5] 37/23 47/15 61/9 115/15 179/22	member [12] 23/1 23/3 55/8 67/11 67/18 68/17 68/18 111/17 113/18 288/25 334/6 334/12	million [6] 20/6 56/16 56/20 58/3 143/15 143/20
managers [1] 212/8	masks [2] 148/16 148/24	material [1] 200/16	members [12] 19/11 54/21 92/9 99/14 260/21 265/12 268/15 269/4 286/2 286/3 313/15 325/22	mind [5] 6/16 8/16 95/20 184/4 267/20
managing [2] 23/1 23/3	materials [2] 166/25 237/20	materials [2] 166/25 237/20	memory [2] 139/2 139/22	mine [2] 61/7 318/4
mandated [1] 314/14	math [3] 15/16 136/21 169/24	math [3] 15/16 136/21 169/24	mention [11] 124/23 125/4 126/22 126/25 128/17 128/19 129/17 130/11 130/13 170/13 191/4	Mineral [1] 86/19
manner [3] 62/21 167/13 289/24	matter [9] 29/23 31/10 78/3 141/2 172/8 215/19 217/5 327/17 338/5	matter [9] 29/23 31/10 78/3 141/2 172/8 215/19 217/5 327/17 338/5	mentioned [15] 15/21 117/15 120/4 131/19 137/6 162/5 170/10 171/20 172/21 177/1 179/4 187/12 203/1 204/21 285/14	minimal [2] 176/19 291/5
manpower [2] 85/4 211/21	matter's [1] 30/12	matters [5] 23/20 50/1 202/16 207/19 207/19	mentioned [15] 15/21 117/15 120/4 131/19 137/6 162/5 170/10 171/20 172/21 177/1 179/4 187/12 203/1 204/21 285/14	minimum [1] 161/2
mantrap [7] 154/20 155/23 155/25 156/5 156/12 160/10 161/10	max [2] 19/6 94/6	max [2] 19/6 94/6	mentioned [15] 15/21 117/15 120/4 131/19 137/6 162/5 170/10 171/20 172/21 177/1 179/4 187/12 203/1 204/21 285/14	minors [1] 186/12
many [15] 12/23 35/12 48/6 84/1 89/15 108/12 149/9 158/1 158/9 180/22 240/5 240/8 240/17 263/13 265/12	may [40] 4/17 8/5 8/15 8/25 14/19 22/7 28/6 54/22 54/24 127/23 129/2 150/3 150/4 160/22 176/5 181/4 196/15 196/25 197/17 198/20 199/9 220/6 220/15 221/4 226/8 239/7 243/7 243/8 252/15 254/4 266/23 266/24 278/23 318/4 332/18 333/12 335/20 336/14 336/17 336/18	may [40] 4/17 8/5 8/15 8/25 14/19 22/7 28/6 54/22 54/24 127/23 129/2 150/3 150/4 160/22 176/5 181/4 196/15 196/25 197/17 198/20 199/9 220/6 220/15 221/4 226/8 239/7 243/7 243/8 252/15 254/4 266/23 266/24 278/23 318/4 332/18 333/12 335/20 336/14 336/17 336/18	mess [3] 80/2 137/18 138/4	minute [10] 25/2 39/5 41/20 44/25 52/20 59/21 103/18 148/23 148/23 239/9
March [4] 57/12 114/2 125/5 130/21	maybe [8] 18/15 43/6 44/1 61/6 63/25 69/17 129/2 319/6	maybe [8] 18/15 43/6 44/1 61/6 63/25 69/17 129/2 319/6	mess [3] 80/2 137/18 138/4	minutes [6] 151/18 194/20 232/18 253/3 254/9 278/19
marijuana [129] 12/19 24/1 25/4 26/8 26/13 27/20 28/6 31/15 33/5 58/7 72/14 73/16 73/19 79/7 102/19 109/14 111/14 111/18 112/10 113/6 153/4 154/18 156/3 160/5 164/17 164/23 165/17 171/20 176/5 176/9 178/8 178/9 178/9 178/11 180/10 181/24 186/11 186/13 189/17 190/5 190/5 195/4 204/10 204/10 204/17 232/5 248/25 252/3 258/20 258/21 263/4 263/7 263/7 263/15 263/19 263/23 265/17 266/4 266/5 266/15 266/25 267/7 267/17 267/22 268/6 269/17 269/18 275/1 275/1 275/11 275/22 278/9 279/18 285/11 286/18 286/23 287/6 287/15 288/1 288/2 290/11 294/5 294/13 295/5 295/9 295/9 296/8 296/11 296/19 297/2 297/11 298/3 300/16 302/6 303/2 307/16 308/1 309/9 309/12 309/22 310/12 310/23 311/9 311/23 312/14 312/17 312/22 314/1 314/17 316/6 323/1 323/4 324/8 325/17 325/25 326/5 326/13 326/19 327/2 327/4 328/11 329/1 329/10 329/16 330/18 332/6 333/18 333/18 333/23	McDonald's [1] 332/7	McDonald's [1] 332/7	mess-up [2] 137/18 138/4	miscellaneous [1] 261/18
me [135] 4/23 8/16 14/9 22/13 25/11 33/20 35/12 41/20 42/4 50/17 52/23 53/19 56/4 59/10 60/20 60/22 61/6 61/24 63/22 65/16 69/17 71/4 71/10 71/15 77/13 77/22 78/18 80/10 82/10 84/18 85/11 89/19 90/4 90/16 90/21 91/6 91/23 91/24 93/12 94/24 101/8 107/3 108/2 114/15 115/14 116/2 118/4 119/16 120/3 121/23 122/10 122/18 123/8 124/2 124/7 125/2 127/11 127/19 128/7 128/8 128/10 135/3 136/20 138/12 145/13 147/9 150/19 151/5 152/11 165/14 169/16 189/16 194/21 198/7 201/8 203/4 203/10 208/15 219/5 219/9 219/16 219/24 222/8 223/1 224/11 225/5 227/2 233/13 235/3 235/11	me [135] 4/23 8/16 14/9 22/13 25/11 33/20 35/12 41/20 42/4 50/17 52/23 53/19 56/4 59/10 60/20 60/22 61/6 61/24 63/22 65/16 69/17 71/4 71/10 71/15 77/13 77/22 78/18 80/10 82/10 84/18 85/11 89/19 90/4 90/16 90/21 91/6 91/23 91/24 93/12 94/24 101/8 107/3 108/2 114/15 115/14 116/2 118/4 119/16 120/3 121/23 122/10 122/18 123/8 124/2 124/7 125/2 127/11 127/19 128/7 128/8 128/10 135/3 136/20 138/12 145/13 147/9 150/19 151/5 152/11 165/14 169/16 189/16 194/21 198/7 201/8 203/4 203/10 208/15 219/5 219/9 219/16 219/24 222/8 223/1 224/11 225/5 227/2 233/13 235/3 235/11	me [135] 4/23 8/16 14/9 22/13 25/11 33/20 35/12 41/20 42/4 50/17 52/23 53/19 56/4 59/10 60/20 60/22 61/6 61/24 63/22 65/16 69/17 71/4 71/10 71/15 77/13 77/22 78/18 80/10 82/10 84/18 85/11 89/19 90/4 90/16 90/21 91/6 91/23 91/24 93/12 94/24 101/8 107/3 108/2 114/15 115/14 116/2 118/4 119/16 120/3 121/23 122/10 122/18 123/8 124/2 124/7 125/2 127/11 127/19 128/7 128/8 128/10 135/3 136/20 138/12 145/13 147/9 150/19 151/5 152/11 165/14 169/16 189/16 194/21 198/7 201/8 203/4 203/10 208/15 219/5 219/9 219/16 219/24 222/8 223/1 224/11 225/5 227/2 233/13 235/3 235/11	meaning [3] 35/24 107/18 247/2	misled [1] 18/10
marked [1] 111/5	mean [33] 10/13 11/22 13/17 18/15 18/18 28/1 28/12 29/19 32/19 32/20 37/17 41/17 47/7 51/25 58/2 68/10 70/10 74/18 113/8 129/12 147/9 149/15 149/18 154/15 162/9 162/12 169/9 173/5 221/14 230/21 304/16 308/25 329/16	mean [33] 10/13 11/22 13/17 18/15 18/18 28/1 28/12 29/19 32/19 32/20 37/17 41/17 47/7 51/25 58/2 68/10 70/10 74/18 113/8 129/12 147/9 149/15 149/18 154/15 162/9 162/12 169/9 173/5 221/14 230/21 304/16 308/25 329/16	message [7] 261/3 261/5 261/7 261/9 261/11 261/13 261/15 261/18 277/2 277/4	misrepresent [1] 105/17
market [13] 12/25 79/6 79/7 79/10 79/15 79/15 80/14 80/17 80/18 80/21 80/21 80/24 81/2	means [5] 55/20 134/23 290/2 290/3 337/7	means [5] 55/20 134/23 290/2 290/3 337/7	messages [4] 260/19 261/18 277/2 277/4	missed [7] 117/20 117/25 171/24 172/6 172/11 199/22 242/12
mask [5] 37/23 47/15 61/9 115/15 179/22	meant [6] 140/3 153/18 242/15 310/15 310/18 310/22	meant [6] 140/3 153/18 242/15 310/15 310/18 310/22	messed [3] 118/10 137/10 137/15	missing [7] 44/1 158/21 169/7 170/5 172/16 203/4 220/7
masks [2] 148/16 148/24	measured [1] 171/23	measured [1] 171/23	met [23] 13/3 30/6 119/10 153/19 153/20 153/22 154/3 154/10 155/10 156/23 157/25 159/16 161/17 171/19 171/24 172/20 172/25 173/3 173/13 177/17 179/5 182/12 285/2	misstates [14] 159/14 229/11 268/23 269/6 269/22 271/16 298/13 303/17 306/7 306/8 310/4 316/9 320/21 325/1
material [1] 200/16	measures [12] 154/17 154/21 155/17 156/2 156/6 156/10 160/4 160/7 160/8 161/12 181/25 185/17	measures [12] 154/17 154/21 155/17 156/2 156/6 156/10 160/4 160/7 160/8 161/12 181/25 185/17	metals [1] 165/19	mistake [7] 28/13 28/16 28/17 29/9 43/5 44/20 85/21
materials [2] 166/25 237/20	MED [2] 233/5 233/18	MED [2] 233/5 233/18	method [4] 12/17 82/20 184/2 184/4	mistaken [2] 121/6 191/1
math [3] 15/16 136/21 169/24	MED's [1] 233/6	MED's [1] 233/6	methodology [1] 313/11	Mitchell [2] 262/1 262/4
matter [9] 29/23 31/10 78/3 141/2 172/8 215/19 217/5 327/17 338/5	medical [32] 5/18 7/17 32/2 32/4 48/15 48/16 49/23 52/11 73/16 74/22 75/2 75/20 117/22 131/16 153/10 176/7 176/12 182/10 217/22 228/2 228/15 228/24 229/5 229/8 236/24 263/7 269/17 294/5 307/16 308/1 333/18 333/22	medical [32] 5/18 7/17 32/2 32/4 48/15 48/16 49/23 52/11 73/16 74/22 75/2 75/20 117/22 131/16 153/10 176/7 176/12 182/10 217/22 228/2 228/15 228/24 229/5 229/8 236/24 263/7 269/17 294/5 307/16 308/1 333/18 333/22	metrc [4] 164/19 164/20 175/13 186/19	mitigate [1] 245/1
matter's [1] 30/12	meet [4] 199/19 209/4 255/13 330/6	meet [4] 199/19 209/4 255/13 330/6	mic [1] 255/9	mitigation [1] 244/23
matters [5] 23/20 50/1 202/16 207/19 207/19	meeting [31] 13/1 15/13 30/2 33/17 33/25 34/25 35/1 35/8 67/4 80/7 82/12 83/24 84/19 127/22 232/6 232/17 233/18 237/1 237/21 251/24 278/11 278/15 278/19 278/23 279/2 283/13 284/6 284/8 284/24 285/1 330/10	meeting [31] 13/1 15/13 30/2 33/17 33/25 34/25 35/1 35/8 67/4 80/7 82/12 83/24 84/19 127/22 232/6 232/17 233/18 237/1 237/21 251/24 278/11 278/15 278/19 278/23 279/2 283/13 284/6 284/8 284/24 285/1 330/10	Michael's [1] 224/21	mixed [1] 118/8
matters [5] 23/20 50/1 202/16 207/19 207/19	meetings [17] 12/11 63/20 65/23 66/6 81/17 81/22 108/1 213/8	meetings [17] 12/11 63/20 65/23 66/6 81/17 81/22 108/1 213/8	Michelle [1] 205/7	MMEs [1] 201/8
max [2] 19/6 94/6			microphone [1] 249/10	mock [14] 176/12 182/24 192/2 192/4 192/7 192/9 192/14 192/15 211/6 215/5 241/3 241/9 241/10 241/22
may [40] 4/17 8/5 8/15 8/25 14/19 22/7 28/6 54/22 54/24 127/23 129/2 150/3 150/4 160/22 176/5 181/4 196/15 196/25 197/17 198/20 199/9 220/6 220/15 221/4 226/8 239/7 243/7 243/8 252/15 254/4 266/23 266/24 278/23 318/4 332/18 333/12 335/20 336/14 336/17 336/18			mid [2] 258/8 258/13	model [1] 164/6
maybe [8] 18/15 43/6 44/1 61/6 63/25 69/17 129/2 319/6			middle [2] 94/13 170/2	modules [1] 295/18
McDonald's [1] 332/7			midway [2] 175/1 175/8	mold [1] 165/19
me [135] 4/23 8/16 14/9 22/13 25/11 33/20 35/12 41/20 42/4 50/17 52/23 53/19 56/4 59/10 60/20 60/22 61/6 61/24 63/22 65/16 69/17 71/4 71/10 71/15 77/13 77/22 78/18 80/10 82/10 84/18 85/11 89/19 90/4 90/16 90/21 91/6 91/23 91/24 93/12 94/24 101/8 107/3 108/2 114/15 115/14 116/2 118/4 119/16 120/3 121/23 122/10 122/18 123/8 124/2 124/7 125/2 127/11 127/19 128/7 128/8 128/10 135/3 136/20 138/12 145/13 147/9 150/19 151/5 152/11 165/14 169/16 189/16 194/21 198/7 201/8 203/4 203/10 208/15 219/5 219/9 219/16 219/24 222/8 223/1 224/11 225/5 227/2 233/13 235/3 235/11			might [23] 6/22 60/15 74/6 74/24 90/13 100/13 118/11 122/10 137/9 148/11 165/8 178/8 180/12 181/3 181/8 184/5 192/10 193/24 194/8 201/22 231/11 239/5 285/25	moment [5] 86/16 124/1 250/8 250/9 256/2
me [135] 4/23 8/16 14/9 22/13 25/11 33/20 35/12 41/20 42/4 50/17 52/23 53/19 56/4 59/10 60/20 60/22 61/6 61/24 63/22 65/16 69/17 71/4 71/10 71/15 77/13 77/22 78/18 80/10 82/10 84/18 85/11 89/19 90/4 90/16 90/21 91/6 91/23 91/24 93/12 94/24 101/8 107/3 108/2 114/15 115/14 116/2 118/4 119/16 120/3 121/23 122/10 122/18 123/8 124/2 124/7 125/2 127/11 127/19 128/7 128/8 128/10 135/3 136/20 138/12 145/13 147/9 150/19 151/5 152/11 165/14 169/16 189/16 194/21 198/7 201/8 203/4 203/10 208/15 219/5 219/9 219/16 219/24 222/8 223/1 224/11 225/5 227/2 233/13 235/3 235/11			Mike [6] 5/24 6/7 6/13	

<p>M</p> <p>moments [1] 286/7</p> <p>Monday [9] 335/12 335/15 335/17 335/21 336/1 336/6 336/18 336/22 337/2</p> <p>money [14] 20/13 30/4 37/10 51/3 56/9 65/24 66/5 66/10 66/21 67/7 68/11 70/8 70/23 74/23</p> <p>monitored [1] 186/20</p> <p>monitoring [1] 185/20</p> <p>monopolistic [3] 12/18 13/5 14/10</p> <p>monopoly [6] 299/6 300/16 304/9 304/9 305/16 332/12</p> <p>month [3] 13/4 20/8 24/5</p> <p>months [9] 101/24 110/20 110/21 113/20 258/10 293/25 304/14 328/4 332/20</p> <p>more [65] 8/22 9/16 9/18 12/16 13/15 13/25 14/8 25/9 25/14 26/3 28/6 35/16 35/17 35/21 48/9 51/3 69/17 69/21 69/24 71/6 98/12 99/4 101/8 108/15 112/24 118/24 121/8 122/19 122/19 123/2 123/5 126/15 132/1 136/22 138/17 139/3 139/4 148/22 153/21 154/2 158/14 160/13 161/9 161/11 172/19 174/14 176/4 179/24 184/17 187/18 196/20 198/8 199/21 204/9 206/4 242/6 252/23 253/1 258/12 266/11 301/11 303/8 303/24 319/18 328/4</p> <p>morning [11] 22/21 22/24 52/4 52/13 78/22 104/2 104/3 120/2 122/10 335/10 336/21</p> <p>most [17] 8/9 23/23 26/11 36/16 38/17 64/15 64/19 67/22 68/11 68/12 87/1 89/9 112/24 147/11 179/24 257/2 335/10</p> <p>mostly [2] 58/12 130/24</p> <p>motion [1] 336/20</p> <p>Mountain [11] 16/24 40/22 40/23 43/21 45/12 45/19 46/6 46/14 47/22 48/2 48/4</p> <p>move [11] 7/10 21/17 78/18 87/1 140/22 141/9 201/25 217/18 217/19 250/3 252/18</p> <p>moved [3] 7/16 101/9 333/13</p> <p>moving [3] 27/17</p>	<p>153/24 292/25</p> <p>Mr [120] 3/4 3/5 3/6 3/8 3/9 3/12 3/14 3/16 3/17 3/19 78/10 104/2 106/2 114/23 115/1 115/12 116/23 120/1 124/14 124/16 127/4 128/12 128/23 129/23 130/20 131/8 131/10 131/13 133/13 134/15 136/7 136/20 138/16 138/19 138/20 138/23 139/6 140/11 140/16 141/1 141/16 144/6 147/4 147/8 149/21 152/10 175/5 177/5 179/14 179/19 194/18 218/4 218/19 237/9 243/5 248/16 249/12 249/19 250/5 250/17 252/11 252/23 255/22 256/7 257/22 258/18 258/25 260/2 260/8 260/15 260/24 261/16 261/25 262/6 262/10 262/24 263/20 264/3 270/8 270/11 273/6 273/12 274/24 276/4 276/6 276/12 277/16 279/16 279/24 283/11 283/12 293/8 296/7 300/15 301/2 301/14 304/17 305/9 311/19 312/20 314/20 314/24 315/7 316/19 318/6 318/15 322/1 324/5 324/21 324/21 326/11 327/16 328/1 328/8 331/3 331/5 332/11 335/17 335/25 336/3</p> <p>Mr. [103] 4/17 4/21 14/15 17/21 22/6 22/10 22/12 22/21 34/25 37/23 39/15 44/11 46/22 47/15 49/25 50/3 58/12 60/10 61/9 63/4 64/10 66/4 66/9 66/20 67/10 67/17 68/3 68/6 69/20 69/23 71/9 72/12 72/23 73/13 74/7 74/19 75/14 75/25 78/12 78/14 78/22 78/24 78/24 79/24 82/23 83/5 83/7 85/25 86/7 97/25 98/8 98/22 99/19 101/20 146/1 179/22 197/5 198/4 198/20 217/20 218/2 218/9 219/7 219/24 222/4 224/17 224/24 225/8 225/10 231/15 235/8 235/22 236/2 239/3 239/4 240/22 280/7 280/9 280/17 281/7 286/7 287/5 287/14 296/10 296/17 298/2 298/9 302/15 303/11 304/25 306/5 309/21 312/17 313/8 315/20</p> <p>316/14 317/6 328/5 329/10 334/21</p> <p>Mr. Anderson [1] 334/21</p> <p>Mr. Andre [1] 97/25</p> <p>Mr. Andrew [1] 316/19</p> <p>Mr. Bice [1] 239/4</p> <p>Mr. Brown [2] 49/25 50/3</p> <p>Mr. Cohen [4] 14/15 82/23 83/5 83/7</p> <p>Mr. Jay [1] 58/12</p> <p>Mr. Jolly [1] 317/7</p> <p>Mr. Koch [3] 4/17 22/10 78/24</p> <p>Mr. Miller [11] 179/22 197/5 198/4 198/20 218/9 219/24 222/4 224/24 225/8 231/15 240/22</p> <p>Mr. Prince [18] 22/12 37/23 39/15 44/11 47/15 61/9 75/14 78/12 78/24 217/20 218/2 219/7 224/17 225/10 235/8 235/22 236/2 239/3</p> <p>Mr. Puliz [5] 4/21 17/21 22/21 72/12 78/22</p> <p>Mr. Puliz's [3] 98/8 99/19 101/20</p> <p>Mr. Pupo [31] 34/25 60/10 63/4 64/10 75/25 85/25 86/7 280/7 280/9 280/17 281/7 286/7 287/5 287/14 296/10 296/17 298/2 298/9 302/15 303/11 304/25 306/5 309/21 312/17 313/8 315/20 316/4 316/14 317/6 328/5 329/10</p> <p>Mr. Rhodes [1] 98/22</p> <p>Mr. Ritter [13] 66/4 66/9 66/20 67/10 67/17 68/3 68/6 69/20 69/23 72/23 73/13 74/7 74/19</p> <p>Mr. Shevorski [1] 71/9</p> <p>Mr. Smith [3] 78/14 79/24 146/1</p> <p>Mr. Terry [1] 46/22</p> <p>Mr. Wight [1] 22/6</p> <p>Mrs [1] 263/11</p> <p>Ms [41] 3/7 3/10 3/13 3/18 103/23 104/22 114/23 131/19 138/13 141/12 150/24 151/4 151/14 152/18 239/25 248/17 248/21 251/12 252/15 256/11 261/2 261/24 261/25 262/2 262/6 262/9 262/11 263/1 263/12 263/25 283/14 283/14 284/6 284/8 285/1 285/16 307/21 307/25 314/16 316/15 316/18</p>	<p>Ms. [26] 13/2 24/12 25/3 41/12 54/9 55/7 71/23 77/15 95/4 180/4 195/3 202/14 205/3 220/11 221/18 222/14 236/5 236/24 237/9 237/21 238/12 238/20 238/20 252/9 283/14 285/10</p> <p>Ms. Connor [7] 25/3 205/3 236/24 237/9 237/21 238/12 285/10</p> <p>Ms. Contine [1] 13/2</p> <p>Ms. Cronkhite [14] 24/12 71/23 77/15 180/4 195/3 202/14 220/11 221/18 222/14 236/5 238/20 238/20 252/9 283/14</p> <p>Ms. Sugden [3] 41/12 54/9 55/7</p> <p>Ms. Sugden's [1] 95/4</p> <p>much [23] 17/4 27/20 32/9 32/23 51/2 51/3 52/11 70/23 75/20 82/5 112/23 117/19 118/2 143/2 150/21 161/14 166/10 171/7 172/8 191/19 206/13 251/10 313/7</p> <p>multiple [6] 9/22 87/9 184/20 226/9 251/2 251/20</p> <p>mumbling [2] 197/4 197/10</p> <p>must [12] 174/9 174/21 175/2 200/16 200/18 200/25 204/14 234/8 246/13 246/23 247/4 247/12</p> <p>mute [3] 127/5 130/17 318/2</p> <p>my [121] 4/12 5/24 12/23 14/22 15/4 20/8 22/21 23/24 23/25 26/1 27/17 29/14 35/18 42/7 42/7 42/13 44/17 44/19 56/20 61/17 63/20 64/15 64/25 65/2 68/8 80/2 83/15 92/13 93/8 93/12 97/3 101/8 101/9 101/12 101/18 101/25 102/1 102/4 102/4 102/6 102/12 102/20 102/21 103/7 110/13 113/2 115/1 121/3 123/8 125/9 126/6 126/13 126/20 128/24 131/15 139/2 139/2 139/3 139/21 139/22 140/8 140/20 147/8 150/11 150/15 150/20 152/7 155/22 162/16 166/15 181/6 187/25 189/3 190/2 195/13 207/10 207/25 208/1 213/4 224/8 229/15 233/4 233/16 238/14 238/18 250/5 250/24</p>	<p>255/10 257/7 257/13 257/22 258/11 259/24 260/16 262/11 262/15 262/24 277/25 283/24 284/10 284/11 287/19 291/19 294/21 296/1 304/13 308/8 309/4 313/23 315/1 315/4 318/25 324/11 327/9 329/3 331/14 331/20 332/5 332/8 335/9 335/15</p> <p>myself [5] 22/14 23/14 133/11 233/22 285/24</p>	<p>N</p> <p>NA [2] 196/25 197/17</p> <p>NAC [44] 112/4 112/5 153/8 161/24 167/10 167/14 177/18 187/23 230/23 271/4 271/12 271/13 271/24 272/10 272/20 273/21 274/3 274/12 275/19 277/17 278/5 278/11 278/15 279/2 279/7 279/10 279/12 279/14 280/10 280/18 281/8 281/19 282/3 286/9 286/12 301/23 304/10 305/18 306/6 308/14 308/15 308/22 313/22 314/6 NAC 453D [1] 281/19 NAC453D [2] 203/22 204/4</p> <p>name [26] 4/11 4/12 22/21 69/2 69/4 70/2 87/21 87/25 101/12 102/6 102/21 115/1 115/8 118/12 131/15 135/20 137/17 140/14 148/2 152/3 174/10 229/2 260/7 276/13 288/22 314/25</p> <p>named [1] 249/4</p> <p>names [7] 19/15 133/3 240/11 246/14 261/21 261/23 262/1</p> <p>NATHANAEL [1] 2/6</p> <p>Native [1] 310/20</p> <p>nature [4] 186/8 187/17 294/24 332/10</p> <p>NDA [4] 46/24 68/18 70/3 70/6</p> <p>near [1] 8/22</p> <p>necessarily [9] 25/10 28/1 121/22 156/10 163/15 165/12 171/17 174/14 174/20</p> <p>necessary [4] 118/5 148/4 152/24 157/9</p> <p>need [50] 7/21 22/4 27/8 37/5 51/11 51/14 57/25 60/1 60/19 61/21 61/21 78/15 80/1 125/18 125/18 129/2 129/2 129/2 146/6 146/13 151/5 152/10 179/1 179/18 183/5</p>
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<p>N</p> <p>need... [25] 188/6 190/1 203/4 204/2 215/6 219/5 221/19 221/23 224/12 224/22 238/20 239/5 245/8 245/11 245/16 245/16 252/18 256/2 257/8 257/13 260/4 301/11 303/7 319/3 335/12</p> <p>needed [19] 7/21 84/20 92/20 92/22 92/23 97/23 98/24 120/13 139/21 164/24 164/24 166/21 180/17 203/2 214/5 214/8 215/2 215/2 277/17</p> <p>needs [2] 166/5 174/8</p> <p>negative [2] 31/6 34/4</p> <p>neither [2] 45/25 148/5</p> <p>net [2] 20/9 92/25</p> <p>NEVADA [70] 1/2 4/1 23/1 23/3 26/2 26/8 26/11 36/23 40/24 41/24 55/2 67/11 67/14 70/14 70/14 70/18 72/13 87/3 87/24 115/2 119/8 137/25 139/13 147/14 153/3 153/8 153/9 265/8 265/12 265/15 265/17 266/3 266/5 266/14 266/21 267/6 267/21 268/5 268/5 268/12 269/3 269/15 270/20 271/12 272/23 273/9 273/19 273/19 273/21 274/5 274/14 274/25 275/12 276/8 277/7 277/18 278/4 278/11 278/14 279/9 284/15 284/15 284/16 286/23 298/22 301/15 301/22 306/14 333/21 338/12</p> <p>Nevada's [2] 79/6 80/17</p> <p>never [32] 8/13 8/16 9/4 11/6 19/4 40/9 83/13 94/4 102/7 102/10 102/11 110/15 118/19 189/18 198/18 199/7 199/11 207/9 207/13 215/5 222/22 249/15 261/5 261/7 261/9 261/11 261/13 261/15 282/13 296/2 308/10 315/1</p> <p>nevertheless [1] 221/11</p> <p>new [6] 4/5 32/7 33/18 80/8 129/2 141/21</p> <p>NewGen [1] 46/17</p> <p>next [29] 1/19 22/3 22/12 45/16 66/17 73/11 78/13 89/23 89/24 89/24 117/14 128/12 131/9 133/6 138/11 153/24 168/16</p>	<p>169/10 169/13 171/25 186/10 218/23 222/2 245/13 248/14 248/14 252/22 285/1 335/8</p> <p>nice [2] 151/12 337/4</p> <p>Nick [30] 8/20 8/24 23/4 23/7 23/7 23/11 23/24 23/25 24/4 24/24 26/24 28/12 28/13 29/8 29/12 60/19 61/20 61/24 69/2 77/16 123/1 125/18 125/22 127/22 128/25 130/3 138/24 142/10 142/16 145/16</p> <p>night [4] 5/9 52/1 52/2 52/4</p> <p>no [290] 1/5 1/5 6/4 8/18 9/15 10/4 10/25 11/1 11/1 11/4 18/22 20/16 20/23 21/14 21/18 22/2 27/17 29/17 30/12 33/22 34/7 37/17 37/21 38/25 40/11 41/14 42/21 46/13 46/23 47/6 50/17 52/23 53/23 56/6 61/7 63/23 63/25 64/4 64/6 65/3 65/5 65/7 65/7 65/15 65/20 65/20 67/22 68/2 70/20 71/7 71/7 71/18 71/20 72/5 73/6 74/1 74/5 74/10 75/7 75/8 75/10 78/2 78/5 78/6 78/8 78/9 79/6 79/19 79/19 79/21 79/21 80/13 80/17 81/8 81/16 84/8 84/10 86/24 87/12 87/18 89/8 90/7 91/3 92/2 93/8 95/2 95/17 95/23 97/11 97/13 98/6 98/16 99/10 101/12 102/9 104/16 104/17 105/12 105/20 106/14 106/22 107/22 108/5 108/10 110/4 110/7 110/10 113/8 113/17 114/7 114/9 114/10 114/12 115/15 116/14 118/9 118/23 119/2 120/19 120/19 120/20 121/2 121/19 121/19 124/22 128/12 129/7 129/17 130/11 130/13 137/8 138/8 141/18 142/13 143/23 144/6 145/8 147/22 151/2 153/21 161/4 162/6 166/23 167/17 168/17 169/5 169/6 170/20 171/25 172/23 175/16 176/4 177/15 178/5 179/2 183/9 187/20 191/5 191/6 192/21 193/2 194/22 194/24 195/9 195/21 196/22 197/20 198/10 199/6 199/13 200/23 201/6 201/20 201/24 202/7 202/8 202/9 203/21</p>	<p>204/9 205/1 207/6 207/8 207/9 207/12 207/14 210/5 210/7 212/5 213/12 214/25 216/21 217/9 217/15 219/4 219/4 222/7 222/7 222/25 223/12 223/16 226/24 227/23 228/18 229/23 230/3 230/3 231/18 231/22 232/18 232/24 233/13 237/18 237/23 238/7 238/14 239/17 242/22 247/23 252/6 252/10 252/12 252/14 253/12 254/4 256/9 257/4 257/8 257/9 257/21 259/9 259/19 259/24 260/8 260/20 262/15 273/23 277/14 278/16 278/18 280/15 282/8 282/15 283/9 285/15 293/1 293/5 293/23 294/6 294/6 295/17 296/1 296/22 297/7 297/24 298/19 299/4 299/12 299/19 300/24 301/4 301/5 301/6 305/4 305/9 306/12 307/15 308/12 309/9 312/4 312/19 313/10 313/13 313/19 315/19 316/2 318/13 319/3 319/3 319/3 323/22 324/13 326/24 327/7 327/9 327/20 330/3 334/11 334/17 334/21 335/3</p> <p>nobody [6] 48/15 80/24 107/21 107/22 134/2 259/5</p> <p>nodded [1] 51/13</p> <p>non [5] 240/22 246/7 246/24 251/21 289/12</p> <p>non-D.O.T [1] 289/12</p> <p>non-ID [1] 251/21</p> <p>non-identified [3] 240/22 246/7 246/24</p> <p>nondispensary [1] 82/7</p> <p>none [2] 63/3 239/1</p> <p>nonID [1] 200/18</p> <p>nonidentified [18] 193/2 195/19 197/22 200/16 216/8 216/15 216/19 217/2 220/8 222/15 227/3 229/19 243/16 246/11 247/2 247/6 247/12 247/22</p> <p>nonprescription [1] 257/19</p> <p>nontransparent [1] 142/5</p> <p>nor [3] 6/2 233/5 233/6</p> <p>normal [2] 32/18 149/10</p> <p>normally [2] 58/5 60/5</p> <p>north [22] 5/3 5/14 16/21 16/23 28/14</p>	<p>29/10 42/9 43/10 43/14 43/18 43/22 50/6 53/7 53/7 54/1 54/2 85/16 92/4 104/7 104/18 104/21 105/18</p> <p>North Las [1] 53/7</p> <p>Northern [3] 87/2 284/15 284/16</p> <p>not [469]</p> <p>note [1] 226/7</p> <p>noted [1] 30/16</p> <p>notes [12] 41/15 143/22 217/22 220/3 223/22 226/5 232/24 236/13 236/15 236/17 236/20 238/18</p> <p>nothing [16] 26/21 64/6 65/17 99/2 99/13 113/7 114/20 128/2 128/3 130/7 193/14 221/10 238/15 292/4 308/1 333/13</p> <p>notice [3] 5/11 22/16 108/1</p> <p>notification [2] 184/8 184/9</p> <p>notified [2] 206/20 206/22</p> <p>notify [1] 95/21</p> <p>notwithstanding [2] 86/7 90/13</p> <p>November [3] 34/23 283/15 283/17</p> <p>now [72] 13/19 17/2 17/23 22/24 23/11 23/12 28/12 33/11 40/2 43/16 49/14 50/22 54/9 55/23 56/8 58/10 61/13 62/8 63/10 64/9 64/23 65/10 65/21 67/10 69/20 71/17 74/3 75/5 91/7 100/22 107/14 110/23 115/14 116/2 120/1 123/7 123/17 124/16 126/16 133/20 134/10 135/20 136/20 139/5 139/9 139/22 141/21 142/18 143/15 146/8 146/12 147/1 147/16 148/15 149/7 149/21 150/7 225/19 239/20 243/1 246/22 266/13 267/20 268/4 273/6 276/4 280/6 301/2 309/18 317/19 323/5 323/20</p> <p>NR [1] 301/22</p> <p>NRS [9] 112/4 271/4 272/11 272/22 274/4 286/10 286/11 287/7 287/17</p> <p>nuisance [1] 244/23</p> <p>NuLeaf [1] 333/22</p> <p>number [79] 38/14 39/11 39/17 39/23 40/14 40/22 41/19 41/20 41/23 43/13 43/21 45/4 45/13 45/19 46/15 46/21 47/21</p>	<p>48/21 57/2 59/20 72/9 108/11 117/4 117/16 175/13 175/13 194/18 195/1 196/14 196/15 198/17 201/14 201/15 202/11 209/7 210/14 211/19 213/8 214/7 214/16 215/11 216/7 216/14 217/23 218/8 222/5 222/8 222/10 223/17 223/17 224/12 224/13 224/22 225/9 225/13 225/16 226/1 226/7 228/3 228/4 232/1 233/19 235/9 235/19 235/20 235/20 240/25 253/23 259/15 266/1 271/14 271/25 274/13 284/22 286/22 287/25 288/3 332/14 338/10</p> <p>number 1 [5] 39/17 43/13 45/19 46/15 211/19</p> <p>Number 1 is [1] 47/21</p> <p>Number 1 was [1] 46/21</p> <p>Number 1,000 [1] 235/19</p> <p>Number 21 [1] 222/8</p> <p>Number 29 [1] 72/9</p> <p>Number 3 [1] 235/20</p> <p>Number 39435 [1] 225/13</p> <p>Number 4 [1] 228/3</p> <p>Number 4 right [1] 40/14</p> <p>Number 5 [3] 39/23 45/4 213/8</p> <p>Number 6 [2] 40/22 216/14</p> <p>Number 7 [2] 41/19 228/4</p> <p>Number 7 a [1] 41/20</p> <p>Number 8 [3] 45/13 214/16 215/11</p> <p>Number 9 [1] 41/23</p> <p>numbers [11] 41/7 195/15 201/8 201/11 201/18 201/22 223/1 223/2 224/23 224/24 225/9</p> <p>numerically [1] 73/15</p> <p>numerous [4] 24/5 32/20 36/9 204/20</p> <p>Nye [1] 86/19</p> <p>O</p> <p>o'clock [3] 52/13 179/17 335/14</p> <p>oath [7] 130/21 131/5 256/14 256/15 256/18 256/19 256/23</p> <p>object [36] 127/24 129/4 145/6 250/6 255/13 264/6 266/16 268/23 270/1 271/8 271/16 272/15 273/13 275/15 275/24 282/22</p>
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<p>O object... [20] 283/7 283/18 283/20 285/18 291/24 295/11 297/13 297/20 303/4 304/11 314/9 318/7 319/7 321/8 324/17 324/17 325/18 326/6 327/10 327/13 objected [1] 140/13 objecting [1] 225/15 objection [200] 7/3 59/13 66/25 105/8 106/25 119/22 121/13 125/25 140/21 140/22 142/14 143/24 145/2 154/11 156/14 159/14 159/21 164/8 168/5 183/24 188/25 189/24 191/22 192/25 194/21 194/22 194/23 195/22 198/1 198/10 198/11 200/4 202/2 202/7 202/8 202/9 203/19 207/23 212/10 213/2 213/10 213/16 213/23 214/11 217/21 218/2 218/5 219/7 220/10 221/15 221/16 223/4 224/5 226/11 226/22 227/16 228/7 228/9 228/16 229/11 230/25 231/18 237/11 250/4 251/6 258/22 259/7 259/21 260/11 260/12 260/12 264/14 264/23 265/6 265/18 266/6 266/10 266/12 266/19 267/1 267/2 267/9 267/23 268/17 268/18 269/6 269/21 269/22 270/2 270/14 270/23 271/6 272/2 272/14 272/24 273/2 273/7 273/14 274/7 274/16 275/4 275/24 276/17 277/9 277/20 277/21 278/20 278/20 279/3 279/19 279/25 280/3 280/11 280/12 280/20 280/21 280/23 281/1 281/10 281/20 281/21 281/22 282/4 282/5 286/13 286/24 287/8 287/9 287/19 288/4 288/12 289/4 289/14 289/21 290/14 290/20 291/7 292/10 293/13 296/13 296/23 297/5 298/5 298/12 298/13 298/25 299/1 299/8 299/9 299/16 299/24 299/25 300/3 301/9 301/24 302/9 302/18 302/19 303/17 304/1 304/2 305/2 305/5 305/19 305/25 306/7 306/18 307/1 307/3</p>	<p>307/9 308/7 308/17 309/24 310/3 310/24 311/3 311/11 311/25 312/8 312/10 313/17 315/23 315/24 316/8 316/9 317/12 318/22 318/23 319/21 320/20 320/25 321/21 321/22 321/25 322/19 322/21 323/12 325/1 325/4 326/15 objections [14] 194/15 225/2 253/4 270/4 273/3 281/3 281/12 300/7 300/8 300/13 300/19 300/21 301/3 320/6 objectives [1] 33/25 objects [1] 250/13 obligation [1] 234/25 observe [3] 213/8 213/9 295/21 observed [1] 213/15 obtain [7] 82/20 104/25 105/24 146/13 158/10 190/5 190/6 obtained [3] 146/5 240/17 240/18 obviously [2] 68/6 100/18 occasionally [1] 207/5 occasions [5] 59/20 251/2 285/2 285/14 297/11 occur [2] 149/4 333/6 occurred [4] 236/25 237/10 293/24 316/21 occurrence [2] 208/5 292/2 occurring [1] 196/3 odor [1] 245/1 odors [1] 245/1 off [15] 33/20 60/11 60/19 75/9 75/9 103/7 131/18 133/9 152/19 155/14 156/22 164/6 187/25 190/20 199/20 offense [1] 78/19 offer [30] 62/25 63/2 122/25 123/3 123/5 123/6 123/11 123/12 123/18 123/19 123/20 123/20 123/23 124/5 124/11 124/24 125/6 125/8 125/11 126/11 126/14 126/18 127/1 128/20 130/12 138/19 138/24 138/24 210/11 250/17 offered [10] 38/13 60/10 62/22 62/24 126/17 130/3 220/5 251/7 251/9 286/3 offering [3] 125/22 219/25 250/19 offers [2] 61/15 139/13 office [6] 63/14 262/22 262/23 284/10 307/24 336/20</p>	<p>officer [7] 60/21 61/21 111/17 126/14 129/3 233/18 233/24 officer, [1] 125/19 officers [3] 268/15 269/4 313/16 offices [1] 149/11 often [4] 188/11 189/21 190/2 233/25 oftentimes [3] 164/1 227/8 227/12 oh [26] 17/11 18/6 31/16 35/3 36/21 47/12 50/20 69/12 70/4 71/3 77/18 79/3 92/2 112/5 115/18 210/19 225/4 235/14 235/16 238/24 248/6 254/4 301/13 317/25 335/22 336/12 okay [430] old [3] 61/4 78/16 141/18 old-fashioned [1] 61/4 on [330] 4/24 5/9 5/13 5/20 5/25 6/6 7/25 10/8 11/7 12/3 12/6 13/3 13/21 13/22 14/16 15/17 16/3 16/8 18/21 19/2 19/3 19/5 19/6 19/7 19/25 21/1 21/4 22/16 22/25 23/19 23/23 24/24 25/20 25/20 26/2 26/5 27/3 27/8 28/24 29/13 30/3 30/21 32/15 33/7 36/1 37/10 39/3 39/3 39/13 42/5 42/12 42/13 43/11 44/7 48/5 48/5 51/3 51/20 52/10 53/5 55/20 56/10 57/4 59/1 59/20 60/7 60/22 61/14 64/16 65/25 67/18 67/22 68/17 69/3 70/2 71/11 72/2 72/17 73/3 73/12 73/18 74/12 74/23 75/3 75/23 75/23 76/5 76/15 77/8 80/14 81/12 85/1 85/14 88/1 88/3 88/4 88/6 88/7 91/5 91/7 91/8 91/9 91/14 91/22 91/25 92/8 93/21 94/1 94/8 94/10 94/20 95/19 96/7 96/19 96/21 97/14 98/9 98/15 100/22 100/25 102/20 108/3 108/5 108/12 108/19 108/22 108/25 113/10 113/12 113/14 113/16 115/19 116/9 119/9 120/11 121/9 122/10 123/18 124/18 125/5 125/10 126/20 127/4 127/5 127/5 128/10 128/22 129/9 130/16 130/17 130/21 132/19 136/9 138/2 139/12 139/22 140/7 140/11 141/2 141/22 144/14 144/16 144/17 144/17</p>	<p>145/16 145/17 146/4 146/10 147/12 148/11 149/5 149/15 150/8 152/19 157/2 157/12 157/13 157/22 157/25 158/8 158/12 159/12 160/1 160/21 160/25 160/25 161/4 162/12 163/2 163/16 165/23 166/5 166/7 166/11 166/13 167/21 168/19 169/10 169/13 169/17 170/9 170/18 171/7 174/12 174/18 174/23 175/15 175/25 176/16 176/19 177/13 178/20 179/2 179/25 179/25 181/2 181/11 183/16 187/7 188/13 190/11 190/13 191/7 191/25 192/18 195/4 201/4 202/7 203/11 205/11 205/13 205/16 208/21 208/23 211/15 211/25 212/15 212/17 215/4 215/8 215/9 216/6 217/14 217/18 218/7 221/17 221/23 223/22 225/25 226/5 227/4 228/4 229/5 229/7 229/18 230/7 231/20 231/23 232/15 233/5 233/6 233/13 234/7 235/7 235/12 235/14 235/21 240/3 240/4 240/5 240/21 242/1 242/18 242/22 243/6 243/12 243/16 244/8 244/19 245/3 247/17 251/2 252/16 253/5 254/15 257/11 260/7 260/16 260/22 262/21 265/12 269/16 271/2 274/14 279/10 283/5 283/6 283/14 283/17 283/23 284/23 285/17 285/25 285/25 291/10 292/3 292/24 297/11 304/7 304/19 309/19 316/22 317/7 318/1 323/23 327/1 329/4 329/4 330/7 332/14 332/16 334/2 335/12 335/15 335/17 335/21 335/25 336/6 336/18 337/2 once [8] 57/16 84/6 109/6 140/14 188/14 214/3 216/1 317/9 one [167] 14/9 15/25 16/20 18/10 19/2 20/11 21/24 23/18 25/20 26/24 30/6 30/8 30/9 30/10 31/2 33/17 33/23 34/2 35/7 35/19 35/19 36/23 37/17 37/19 38/10 38/21 39/19 42/7 46/24 48/18 53/16 53/23 54/2 55/24 60/24</p>	<p>61/6 61/17 63/16 64/16 65/13 65/14 67/6 67/23 69/4 69/21 71/25 72/23 75/8 77/22 83/14 86/1 89/8 89/13 89/16 91/3 91/3 91/7 91/14 91/17 91/24 92/20 93/8 94/8 95/8 98/4 98/12 98/17 98/22 103/8 106/7 106/8 106/8 108/4 112/25 113/1 113/13 113/14 115/16 117/8 117/15 122/11 122/15 122/19 122/23 125/15 126/7 129/25 134/8 136/22 136/22 137/4 139/21 140/5 141/21 144/13 146/13 148/4 149/18 149/20 150/5 150/19 151/2 153/24 154/21 154/23 156/16 158/21 159/3 160/10 162/20 165/1 167/24 168/1 168/10 168/16 169/3 170/5 170/6 172/9 173/24 174/14 175/23 176/3 184/5 184/16 184/19 186/10 191/8 192/1 196/20 199/22 204/11 208/11 219/11 227/8 227/13 235/14 235/18 237/25 240/12 242/18 244/7 253/22 254/21 254/23 255/10 260/8 263/8 263/15 263/18 263/21 266/12 270/12 278/8 283/5 283/6 284/2 284/3 285/3 285/5 285/7 292/2 303/24 333/13 334/21 335/3 335/15 one-third [1] 170/6 ones [7] 14/13 15/24 19/21 37/18 112/25 178/1 203/17 ongoing [4] 24/4 24/24 292/5 331/24 online [1] 8/12 only [43] 9/15 10/11 15/4 15/9 20/2 40/1 40/24 41/21 41/24 42/6 42/9 49/5 53/9 54/1 56/10 59/7 61/22 64/4 68/17 73/18 75/12 79/16 85/25 86/11 89/22 95/5 108/10 122/23 125/19 130/6 149/20 149/23 150/1 156/3 163/10 166/21 198/11 212/12 227/8 231/22 244/16 290/3 292/2 open [12] 13/16 86/25 112/25 137/5 156/9 205/7 332/22 332/22 333/2 333/7 333/8 337/7 opened [2] 48/15</p>
---	---	---	--	---

<p>O</p> <p>opened... [1] 139/25</p> <p>opening [1] 130/6</p> <p>openings [1] 113/1</p> <p>operate [6] 92/12 92/24 93/6 112/23 134/6 163/6</p> <p>operates [1] 132/16</p> <p>operating [12] 13/25 20/7 32/3 98/25 99/6 112/9 143/23 144/7 190/23 191/20 193/17 194/12</p> <p>operation [9] 5/15 11/11 24/21 73/19 95/3 106/9 182/16 184/8 191/17</p> <p>operational [1] 153/9</p> <p>operations [7] 27/12 143/16 147/13 162/21 295/9 331/18 331/24</p> <p>operator [2] 25/12 205/22</p> <p>operators [4] 28/5 38/17 65/13 65/14</p> <p>opinion [10] 9/23 93/21 99/2 207/21 207/25 281/17 295/7 295/10 295/16 295/17</p> <p>opportunity [6] 35/17 134/14 286/4 317/17 326/3 327/18</p> <p>opposed [3] 183/22 211/21 291/22</p> <p>Ops [1] 240/4</p> <p>opt [1] 329/25</p> <p>option [2] 160/10 181/4</p> <p>or [343]</p> <p>oranges [1] 33/2</p> <p>order [11] 66/17 167/1 168/12 177/16 178/25 183/4 188/16 188/24 199/10 211/1 258/19</p> <p>orderly [1] 153/2</p> <p>ordinary [1] 333/14</p> <p>org [14] 19/4 113/12 113/13 131/18 132/5 132/6 132/8 132/14 134/2 134/20 146/10 147/1 147/12 147/25</p> <p>organization [2] 94/17 135/18</p> <p>organizational [25] 15/22 17/3 17/25 18/1 18/12 18/21 18/23 19/2 19/7 19/8 19/10 21/6 89/8 93/21 97/16 108/15 111/13 120/4 120/11 120/17 120/24 121/24 147/16 147/20 294/23</p> <p>organizations [1] 99/14</p> <p>organized [1] 132/9</p> <p>original [6] 90/23 90/25 91/3 91/17 126/20 294/4</p>	<p>originally [2] 7/16 282/21</p> <p>OST [1] 336/21</p> <p>other [100] 14/12 16/20 20/2 25/20 30/9 30/15 35/7 36/12 42/7 47/7 49/25 54/21 54/23 60/6 63/5 65/5 69/16 74/7 78/3 81/5 84/20 84/25 86/4 86/6 89/9 89/10 97/5 98/14 98/15 106/8 108/4 109/15 114/10 117/9 117/15 118/19 119/12 120/8 120/16 120/24 121/16 121/19 121/21 121/25 122/6 134/10 134/17 134/17 136/6 136/21 138/11 142/1 144/18 144/22 147/8 149/5 149/19 158/18 177/15 178/5 185/22 191/13 201/3 207/25 208/5 209/8 209/20 216/3 218/21 226/20 233/13 234/2 238/8 238/11 238/19 238/25 238/25 239/15 242/18 245/2 247/20 248/8 252/8 260/21 261/16 261/16 261/19 275/11 277/8 285/13 303/12 314/16 315/10 323/23 326/25 328/13 330/11 330/20 333/13 334/21</p> <p>others [9] 10/2 28/7 37/4 86/12 144/21 262/1 285/25 320/18 324/14</p> <p>otherwise [6] 99/15 195/16 198/14 198/15 220/22 234/20</p> <p>ounces [3] 176/4 176/9 204/9</p> <p>our [74] 4/16 5/9 5/16 5/16 5/18 5/19 7/25 8/22 11/21 19/2 19/3 19/3 21/25 27/20 42/24 50/14 51/5 52/5 53/6 53/15 54/2 54/3 54/3 54/4 55/22 55/25 56/19 57/7 63/14 63/14 64/16 71/20 76/14 86/2 88/3 88/6 89/8 89/13 90/20 92/6 92/7 95/19 96/20 96/24 102/18 106/7 106/8 112/22 113/12 119/10 131/25 132/2 133/5 133/20 133/20 134/16 135/18 141/18 141/19 141/20 141/21 147/11 149/14 184/6 184/9 198/11 203/2 218/24 225/21 229/7 231/22 266/23 267/8 335/9</p> <p>ours [3] 92/15 103/2 118/7</p> <p>ourself [1] 215/6</p>	<p>ourselves [4] 25/25 185/10 225/3 245/13</p> <p>out [80] 7/25 8/21 9/1 13/19 15/9 18/3 18/5 18/7 18/9 18/17 21/1 21/24 30/17 34/22 36/15 37/18 38/13 57/8 60/14 61/19 64/1 64/13 64/14 64/23 64/24 66/11 71/11 72/22 74/20 108/22 108/25 112/15 113/15 113/21 119/6 120/23 123/16 125/17 126/6 127/12 131/1 142/4 144/13 150/17 157/8 157/15 161/9 161/22 165/18 165/20 167/7 169/21 176/3 176/8 182/8 182/12 183/18 186/7 190/17 190/18 203/8 205/16 205/20 206/6 212/25 214/16 218/3 221/25 225/19 238/4 242/13 243/25 255/16 255/18 292/22 293/2 317/7 330/1 335/2 336/11</p> <p>outcome [1] 84/16</p> <p>outfit [1] 22/16</p> <p>outlet [1] 37/5</p> <p>outline [2] 160/2 171/16</p> <p>outlined [5] 159/16 174/6 178/12 191/16 193/11</p> <p>outlines [1] 231/8</p> <p>outside [1] 315/11</p> <p>over [35] 26/24 41/16 82/19 88/8 95/15 124/6 124/10 124/19 136/7 143/15 143/20 144/21 147/1 166/23 176/18 176/18 176/18 192/2 192/17 207/5 207/10 207/21 208/1 208/6 221/25 222/1 241/12 241/13 241/13 243/18 261/19 283/23 291/19 304/17 308/25</p> <p>overall [3] 156/20 176/1 176/2</p> <p>overboard [1] 15/11</p> <p>overruled [166] 7/7 59/14 67/1 107/2 119/23 126/1 127/25 129/5 140/24 145/3 145/10 154/12 156/15 159/15 159/22 164/9 168/6 183/25 189/1 191/23 193/1 195/23 200/5 203/20 207/24 212/11 213/3 213/11 213/17 213/24 214/13 226/13 226/23 227/17 228/8 228/10 228/17 229/13 231/1 231/24 237/12 258/23 259/8 259/22 260/13 264/7</p>	<p>264/15 264/24 265/7 265/19 266/7 266/17 267/3 267/10 267/24 268/20 268/24 269/9 269/24 270/15 270/22 271/7 271/18 272/3 272/16 272/25 273/15 274/9 274/17 275/5 275/14 276/1 276/18 277/11 277/22 278/21 279/20 280/2 280/13 280/22 281/2 281/4 281/11 281/23 282/6 282/24 283/8 283/19 285/19 286/15 287/1 287/11 287/20 288/6 288/14 289/5 289/15 289/22 290/15 290/21 291/8 291/25 292/12 293/14 293/16 295/13 296/14 296/24 297/6 297/14 297/21 298/6 298/15 299/2 299/10 299/17 300/1 300/9 300/20 301/25 302/11 302/21 303/5 303/19 304/3 304/12 305/3 305/20 306/2 306/9 306/17 306/21 307/2 307/10 308/18 310/2 310/7 310/25 311/13 312/3 312/9 313/2 313/18 314/10 315/25 316/11 317/13 318/9 318/24 319/11 319/22 320/7 320/22 321/9 321/23 322/20 322/22 323/13 323/15 324/2 324/19 325/3 325/8 325/19 326/16 327/12</p> <p>overseeing [1] 330/1</p> <p>oversight [1] 190/14</p> <p>owed [1] 70/23</p> <p>own [23] 6/3 6/17 32/19 37/1 93/3 93/3 93/12 93/13 102/2 110/3 110/5 140/8 145/7 148/11 178/14 178/15 178/18 178/23 199/17 199/17 199/23 209/19 292/18</p> <p>owned [1] 49/12</p> <p>owner [8] 6/20 40/18 47/3 54/12 54/14 55/19 102/12 111/17</p> <p>owners [19] 6/3 19/11 19/14 36/14 49/8 49/13 82/6 82/7 102/13 119/12 133/4 133/5 133/7 133/8 143/3 268/12 268/15 269/4 313/15</p> <p>ownership [11] 89/1 89/5 101/5 101/9 101/10 101/17 102/3 102/15 102/15 102/19 228/19</p> <p>owns [4] 6/8 56/2 109/15 132/12</p>	<p>P</p> <p>P-u-l-i-z [1] 4/13</p> <p>p.m [4] 179/21 239/10 239/10 337/8</p> <p>P.30 [1] 303/12</p> <p>package [1] 175/13</p> <p>Padavano [1] 283/14</p> <p>Padavono [1] 261/24</p> <p>Padgett [3] 54/25 55/3 70/15</p> <p>page [102] 1/19 12/3 12/3 12/14 16/8 16/8 16/21 17/7 39/10 39/10 45/16 51/9 54/18 56/23 61/13 62/7 76/9 82/17 86/14 86/17 87/15 89/24 89/24 89/24 91/6 91/7 91/7 91/10 91/22 91/23 91/24 94/11 98/8 98/9 99/19 100/20 101/19 109/11 111/9 117/2 117/3 117/14 124/14 124/18 124/19 125/10 125/13 126/21 127/8 127/13 128/22 129/20 132/19 132/22 136/17 137/21 139/12 144/17 146/3 146/24 147/5 152/23 157/2 157/13 162/13 169/10 169/10 169/13 169/18 175/1 175/5 175/7 175/7 175/7 175/8 175/20 176/19 178/20 180/2 181/20 185/14 190/13 196/13 199/2 199/5 200/13 202/12 206/17 209/7 211/9 222/10 226/2 226/5 227/23 234/7 235/3 235/18 242/1 242/19 246/5 246/19 255/11</p> <p>Page 007 [1] 227/23</p> <p>page 1 [2] 16/8 234/7</p> <p>page 102 [1] 51/9</p> <p>page 103 [1] 56/23</p> <p>page 149 [1] 99/19</p> <p>page 150 [1] 127/13</p> <p>page 168 [1] 76/9</p> <p>page 2 [2] 16/8 202/12</p> <p>page 29 [2] 91/7 91/10</p> <p>page 3 [3] 16/21 180/2 235/3</p> <p>page 31 [1] 211/9</p> <p>page 4 [1] 162/13</p> <p>page 5 [3] 12/14 82/17 181/20</p> <p>page 6 [2] 199/2 200/13</p> <p>page 6 of [1] 86/14</p> <p>page 684 [1] 100/20</p> <p>page 7 [3] 17/7 87/15 185/14</p> <p>page 706 [1] 94/11</p> <p>page 74 [1] 61/13</p> <p>page 75 [1] 62/7</p> <p>page 82 [1] 98/8</p> <p>page 83 [1] 98/9</p>
--	---	---	---	---

P	63/16 93/8	period [8] 34/15 49/15 106/20 109/5 149/10 176/13 263/22 327/19	179/13 188/12 231/6 238/12 334/6	25/13 26/1 26/1 26/3 29/14 35/18 42/5 46/25 48/6 60/1 60/12 62/12 68/8 70/22 77/4 84/4 113/2 128/17 137/6 144/13 150/15 161/10 161/11 167/24 168/1 168/10 175/10 176/4 183/11 183/14 184/13 184/16 184/18 184/21 186/18 187/17 192/19 199/11 200/1 241/19 242/13 247/19 248/3 257/5 257/13 304/8 304/14 321/5 321/15 322/9 327/8 336/17
page 85 [1] 101/19	partnership [1] 102/21	perjury [2] 256/16 256/23	placed [2] 163/1 269/16	113/2 128/17 137/6 144/13 150/15 161/10 161/11 167/24 168/1 168/10 175/10 176/4 183/11 183/14 184/13 184/16 184/18 184/21 186/18 187/17 192/19 199/11 200/1 241/19 242/13 247/19 248/3 257/5 257/13 304/8 304/14 321/5 321/15 322/9 327/8 336/17
page 855 [2] 91/6 91/7	parts [2] 35/8 197/1	permanent [2] 107/8 291/16	plaintiff [2] 3/2 39/13	pointing [2] 190/17 225/19
page 9 [1] 190/13	passed [4] 65/25 84/5 164/19 168/23	permission [4] 92/12 92/24 93/5 184/25	plaintiffs [5] 2/2 238/25 239/12 239/15 250/20	points [82] 16/11 16/18 16/25 18/9 18/13 18/16 18/17 19/24 21/2 21/5 21/5 21/6 21/7 21/10 21/12 23/18 57/2 57/4 73/6 74/10 75/7 84/1 84/2 89/15 94/6 98/23 99/3 99/4 99/7 99/15 108/12 111/22 113/5 142/13 157/4 157/8 158/2 158/10 158/11 158/12 159/5 159/8 159/10 159/11 160/22 161/1 161/6 162/2 162/4 162/7 162/8 162/13 162/15 162/18 169/11 169/14 169/18 169/19 169/22 170/2 170/24 171/18 172/4 172/12 172/15 175/18 175/24 180/14 180/21 180/22 180/25 181/1 181/23 183/4 187/13 199/21 220/6 238/1 240/25 242/6 245/23 245/24
pages [9] 39/19 46/2 92/1 162/13 175/25 218/12 218/12 221/20 255/17	passing [1] 138/19	permitted [3] 36/20 145/9 176/9	plaintiffs' [2] 238/19 239/1	planned [3] 6/18 72/2 72/18
paid [12] 20/20 29/2 29/20 31/5 34/3 105/5 108/8 108/10 108/11 108/11 113/20 144/10	passport [2] 275/21 275/23	Pershing [2] 86/19 87/5	plan [40] 6/5 6/15 20/13 155/3 155/4 161/16 162/25 163/5 163/13 163/16 164/7 165/15 172/18 173/1 173/6 173/23 175/21 178/4 178/25 179/4 181/16 182/15 182/18 183/15 183/16 185/19 186/3 191/15 191/21 191/21 216/7 216/7 243/22 243/25 243/25 326/18 327/5 335/13 337/2 337/3	planning [3] 6/19 56/10 104/21
paper [2] 61/3 61/7	paste [5] 182/11 182/14 191/12 203/14 205/24	person [24] 12/9 12/11 12/12 12/13 19/5 69/4 69/21 94/1 94/21 100/12 112/22 124/5 134/8 148/2 215/24 243/2 263/18 275/10 321/16 321/17 322/12 332/7 335/7 338/10	plans [20] 152/24 153/13 154/23 154/23 155/2 157/9 158/25 164/2 171/9 173/4 173/22 183/17 190/10 192/22 193/15 193/16 206/13 206/14 217/6 245/12	plans [20] 152/24 153/13 154/23 154/23 155/2 157/9 158/25 164/2 171/9 173/4 173/22 183/17 190/10 192/22 193/15 193/16 206/13 206/14 217/6 245/12
paperwork [1] 229/7	paths [1] 315/7	personally [3] 27/16 66/3 230/3	planned [3] 6/18 72/2 72/18	planning [3] 6/19 56/10 104/21
paragraph [3] 137/22 137/24 148/3	patient [2] 225/22 250/10	personnel [12] 12/17 111/3 111/18 111/25 112/8 113/4 113/6 113/8 131/21 133/24 134/15 134/16	planned [3] 6/18 72/2 72/18	planning [3] 6/19 56/10 104/21
paraphernalia [1] 178/9	Patricia [1] 315/15	persons [1] 233/17	plans [20] 152/24 153/13 154/23 154/23 155/2 157/9 158/25 164/2 171/9 173/4 173/22 183/17 190/10 192/22 193/15 193/16 206/13 206/14 217/6 245/12	plans [20] 152/24 153/13 154/23 154/23 155/2 157/9 158/25 164/2 171/9 173/4 173/22 183/17 190/10 192/22 193/15 193/16 206/13 206/14 217/6 245/12
Pardon [3] 56/4 65/16 80/10	Pause [5] 4/3 218/17 239/11 254/17 256/3	PETER [1] 2/3	Plaskon [6] 196/1 213/6 214/1 215/8 233/23 261/6	plans [20] 152/24 153/13 154/23 154/23 155/2 157/9 158/25 164/2 171/9 173/4 173/22 183/17 190/10 192/22 193/15 193/16 206/13 206/14 217/6 245/12
Park [5] 224/20 228/15 228/25 229/5 229/8	pay [1] 63/3	pharmacy [1] 153/16	play [3] 254/2 255/4 335/3	plans [20] 152/24 153/13 154/23 154/23 155/2 157/9 158/25 164/2 171/9 173/4 173/22 183/17 190/10 192/22 193/15 193/16 206/13 206/14 217/6 245/12
PARKER [6] 2/5 3/16 322/1 324/5 331/5 332/11	payments [1] 9/12	phone [24] 27/2 27/3 27/7 127/5 130/16 253/22 259/4 259/6 259/11 259/13 259/20 260/9 260/9 260/16 260/19 261/3 264/11 264/11 264/17 276/25 277/3 283/12 284/20 318/2	played [4] 253/18 253/21 256/4 335/1	plans [20] 152/24 153/13 154/23 154/23 155/2 157/9 158/25 164/2 171/9 173/4 173/22 183/17 190/10 192/22 193/15 193/16 206/13 206/14 217/6 245/12
parking [1] 5/19	penalized [1] 96/22	phones [1] 258/21	playing [1] 74/12	plans [20] 152/24 153/13 154/23 154/23 155/2 157/9 158/25 164/2 171/9 173/4 173/22 183/17 190/10 192/22 193/15 193/16 206/13 206/14 217/6 245/12
part [52] 8/3 11/18 13/11 14/13 14/15 32/12 35/7 40/3 43/20 55/19 73/12 75/4 77/20 81/18 92/6 93/22 95/16 102/21 120/7 121/5 130/11 131/23 150/16 153/12 156/17 181/6 190/2 190/9 196/2 196/18 197/18 197/22 203/18 204/21 210/22 216/18 217/9 217/15 222/23 251/8 251/14 251/16 253/18 253/20 255/25 263/8 277/12 299/7 301/15 301/18 318/11 333/10	penalties [1] 96/3	phonetic [3] 100/23 101/2 336/5	play [3] 254/2 255/4 335/3	plans [20] 152/24 153/13 154/23 154/23 155/2 157/9 158/25 164/2 171/9 173/4 173/22 183/17 190/10 192/22 193/15 193/16 206/13 206/14 217/6 245/12
part [52] 8/3 11/18 13/11 14/13 14/15 32/12 35/7 40/3 43/20 55/19 73/12 75/4 77/20 81/18 92/6 93/22 95/16 102/21 120/7 121/5 130/11 131/23 150/16 153/12 156/17 181/6 190/2 190/9 196/2 196/18 197/18 197/22 203/18 204/21 210/22 216/18 217/9 217/15 222/23 251/8 251/14 251/16 253/18 253/20 255/25 263/8 277/12 299/7 301/15 301/18 318/11 333/10	penalty [11] 29/19 31/4 34/3 95/17 95/17 95/19 95/23 95/23 96/7 256/16 256/23	photocopies [1] 232/25	played [4] 253/18 253/21 256/4 335/1	plans [20] 152/24 153/13 154/23 154/23 155/2 157/9 158/25 164/2 171/9 173/4 173/22 183/17 190/10 192/22 193/15 193/16 206/13 206/14 217/6 245/12
part [52] 8/3 11/18 13/11 14/13 14/15 32/12 35/7 40/3 43/20 55/19 73/12 75/4 77/20 81/18 92/6 93/22 95/16 102/21 120/7 121/5 130/11 131/23 150/16 153/12 156/17 181/6 190/2 190/9 196/2 196/18 197/18 197/22 203/18 204/21 210/22 216/18 217/9 217/15 222/23 251/8 251/14 251/16 253/18 253/20 255/25 263/8 277/12 299/7 301/15 301/18 318/11 333/10	pending [1] 102/16	photocopy [1] 232/14	playing [1] 74/12	plans [20] 152/24 153/13 154/23 154/23 155/2 157/9 158/25 164/2 171/9 173/4 173/22 183/17 190/10 192/22 193/15 193/16 206/13 206/14 217/6 245/12
part [52] 8/3 11/18 13/11 14/13 14/15 32/12 35/7 40/3 43/20 55/19 73/12 75/4 77/20 81/18 92/6 93/22 95/16 102/21 120/7 121/5 130/11 131/23 150/16 153/12 156/17 181/6 190/2 190/9 196/2 196/18 197/18 197/22 203/18 204/21 210/22 216/18 217/9 217/15 222/23 251/8 251/14 251/16 253/18 253/20 255/25 263/8 277/12 299/7 301/15 301/18 318/11 333/10	people [50] 6/20 7/1 7/9 7/12 9/5 12/24 15/4 15/10 19/2 49/1 49/11 49/16 59/9 64/2 68/14 74/7 87/7 99/13 100/17 111/6 112/21 120/9 121/21 132/2 133/22 134/11 146/9 147/11 149/14 160/12 165/4 179/24 189/3 189/7 207/25 208/5 209/8 218/21 240/8 247/25 266/22 266/22 293/6 294/22 300/14 315/18 318/20 319/19 320/3 326/8	photographs [1] 232/25	please [53] 4/6 4/10 4/10 4/16 4/23 4/23 47/16 51/15 66/16 76/10 78/12 99/20 100/20 111/10 114/22 127/5 130/16 132/19 151/23 152/2 152/2 152/14 179/18 185/4 206/21 218/8 223/6 225/8 238/17 248/12 249/10 250/8 252/19 257/10 271/21 272/18 273/16 276/13 281/5 287/12 289/7 290/16 292/14 300/10 319/25 321/13 322/11 329/24 331/19 335/14	plans [20] 152/24 153/13 154/23 154/23 155/2 157/9 158/25 164/2 171/9 173/4 173/22 183/17 190/10 192/22 193/15 193/16 206/13 206/14 217/6 245/12
part [52] 8/3 11/18 13/11 14/13 14/15 32/12 35/7 40/3 43/20 55/19 73/12 75/4 77/20 81/18 92/6 93/22 95/16 102/21 120/7 121/5 130/11 131/23 150/16 153/12 156/17 181/6 190/2 190/9 196/2 196/18 197/18 197/22 203/18 204/21 210/22 216/18 217/9 217/15 222/23 251/8 251/14 251/16 253/18 253/20 255/25 263/8 277/12 299/7 301/15 301/18 318/11 333/10	per [10] 24/5 31/17 162/2 162/8 182/9 191/14 234/19 236/17 265/9 332/16	phrased [1] 305/16	plenty [2] 20/10 141/25	plans [20] 152/24 153/13 154/23 154/23 155/2 157/9 158/25 164/2 171/9 173/4 173/22 183/17 190/10 192/22 193/15 193/16 206/13 206/14 217/6 245/12
part [52] 8/3 11/18 13/11 14/13 14/15 32/12 35/7 40/3 43/20 55/19 73/12 75/4 77/20 81/18 92/6 93/22 95/16 102/21 120/7 121/5 130/11 131/23 150/16 153/12 156/17 181/6 190/2 190/9 196/2 196/18 197/18 197/22 203/18 204/21 210/22 216/18 217/9 217/15 222/23 251/8 251/14 251/16 253/18 253/20 255/25 263/8 277/12 299/7 301/15 301/18 318/11 333/10	percent [17] 13/8 13/14 13/20 14/7 14/8 14/14 38/3 38/4 38/14 48/20 49/5 49/8 54/14 88/19 88/21 89/5 150/17	physical [7] 109/14 303/12 303/12 303/16 305/22 306/6 306/24	Plus [1] 56/19	plans [20] 152/24 153/13 154/23 154/23 155/2 157/9 158/25 164/2 171/9 173/4 173/22 183/17 190/10 192/22 193/15 193/16 206/13 206/14 217/6 245/12
part [52] 8/3 11/18 13/11 14/13 14/15 32/12 35/7 40/3 43/20 55/19 73/12 75/4 77/20 81/18 92/6 93/22 95/16 102/21 120/7 121/5 130/11 131/23 150/16 153/12 156/17 181/6 190/2 190/9 196/2 196/18 197/18 197/22 203/18 204/21 210/22 216/18 217/9 217/15 222/23 251/8 251/14 251/16 253/18 253/20 255/25 263/8 277/12 299/7 301/15 301/18 318/11 333/10	perception [1] 129/12	pick [1] 66/11	PO [1] 92/3	plans [20] 152/24 153/13 154/23 154/23 155/2 157/9 158/25 164/2 171/9 173/4 173/22 183/17 190/10 192/22 193/15 193/16 206/13 206/14 217/6 245/12
part [52] 8/3 11/18 13/11 14/13 14/15 32/12 35/7 40/3 43/20 55/19 73/12 75/4 77/20 81/18 92/6 93/22 95/16 102/21 120/7 121/5 130/11 131/23 150/16 153/12 156/17 181/6 190/2 190/9 196/2 196/18 197/18 197/22 203/18 204/21 210/22 216/18 217/9 217/15 222/23 251/8 251/14 251/16 253/18 253/20 255/25 263/8 277/12 299/7 301/15 301/18 318/11 333/10	perfect [6] 21/8 170/19 187/20 260/4 274/3 276/15	picked [2] 74/6 74/8	point [66] 10/6 14/23 15/6 16/23 18/25 19/6 21/1 23/11 23/15 23/25 23/25 24/16 24/18 25/8	plans [20] 152/24 153/13 154/23 154/23 155/2 157/9 158/25 164/2 171/9 173/4 173/22 183/17 190/10 192/22 193/15 193/16 206/13 206/14 217/6 245/12
part [52] 8/3 11/18 13/11 14/13 14/15 32/12 35/7 40/3 43/20 55/19 73/12 75/4 77/20 81/18 92/6 93/22 95/16 102/21 120/7 121/5 130/11 131/23 150/16 153/12 156/17 181/6 190/2 190/9 196/2 196/18 197/18 197/22 203/18 204/21 210/22 216/18 217/9 217/15 222/23 251/8 251/14 251/16 253/18 253/20 255/25 263/8 277/12 299/7 301/15 301/18 318/11 333/10	perform [2] 175/14 295/25	picture [2] 26/16 329/4	point [66] 10/6 14/23 15/6 16/23 18/25 19/6 21/1 23/11 23/15 23/25 23/25 24/16 24/18 25/8	plans [20] 152/24 153/13 154/23 154/23 155/2 157/9 158/25 164/2 171/9 173/4 173/22 183/17 190/10 192/22 193/15 193/16 206/13 206/14 217/6 245/12
part [52] 8/3 11/18 13/11 14/13 14/15 32/12 35/7 40/3 43/20 55/19 73/12 75/4 77/20 81/18 92/6 93/22 95/16 102/21 120/7 121/5 130/11 131/23 150/16 153/12 156/17 181/6 190/2 190/9 196/2 196/18 197/18 197/22 203/18 204/21 210/22 216/18 217/9 217/15 222/23 251/8 251/14 251/16 253/18 253/20 255/25 263/8 277/12 299/7 301/15 301/18 318/11 333/10	performed [2] 174/10 174/17	pieces [1] 5/22	Plus [1] 56/19	plans [20] 152/24 153/13 154/23 154/23 155/2 157/9 158/25 164/2 171/9 173/4 173/22 183/17 190/10 192/22 193/15 193/16 206/13 206/14 217/6 245/12
part [52] 8/3 11/18 13/11 14/13 14/15 32/12 35/7 40/3 43/20 55/19 73/12 75/4 77/20 81/18 92/6 93/22 95/16 102/21 120/7 121/5 130/11 131/23 150/16 153/12 156/17 181/6 190/2 190/9 196/2 196/18 197/18 197/22 203/18 204/21 210/22 216/18 217/9 217/15 222/23 251/8 251/14 251/16 253/18 253/20 255/25 263/8 277/12 299/7 301/15 301/18 318/11 333/10	perhaps [3] 7/20 284/12 311/20	Pine [6] 86/19 194/5 236/21 236/24 237/22 292/20	PO [1] 92/3	plans [20] 152/24 153/13 154/23 154/23 155/2 157/9 158/25 164/2 171/9 173/4 173/22 183/17 190/10 192/22 193/15 193/16 206/13 206/14 217/6 245/12

P	14/9 20/21 20/22 24/15 32/22 62/18 64/20 73/2 78/24 90/12 96/2 103/2 103/3 108/3 133/21 prevalent [1] 6/9 prevent [9] 154/17 156/2 160/4 160/12 186/11 245/1 257/19 318/18 334/9 prevented [6] 107/21 113/7 193/14 267/17 317/2 334/6 preventing [1] 186/12 previous [7] 155/22 181/7 187/18 194/3 222/16 234/2 331/12 previously [5] 66/15 188/20 197/25 211/10 222/19 pricy [1] 63/22 pride [1] 60/7 primary [2] 263/18 263/22 PRINCE [23] 2/14 3/5 22/12 22/21 37/23 39/15 44/11 47/15 61/9 75/14 78/12 78/24 149/21 217/20 218/2 219/7 224/17 225/10 235/8 235/22 236/2 239/3 336/3 principals [2] 115/9 116/7 printed [1] 254/16 prior [23] 97/18 101/10 119/3 123/3 166/14 181/9 186/8 192/21 193/5 193/15 200/18 234/3 260/9 260/19 268/4 269/18 271/11 276/4 293/25 306/25 307/8 310/4 316/24 private [2] 141/20 218/22 privilege [2] 140/14 141/20 probably [14] 11/23 26/11 33/4 33/6 37/17 62/23 69/24 86/3 102/17 103/3 122/4 204/12 221/25 283/24 problem [13] 6/16 11/16 20/4 29/12 50/13 50/16 75/19 108/10 113/9 113/17 235/14 293/7 318/13 problems [1] 89/10 procedure [1] 277/8 procedures [15] 178/17 181/24 185/16 185/22 186/7 186/12 190/22 190/23 191/13 191/21 198/24 206/14 232/6 232/7 334/5 proceeding [1] 257/5 proceedings [13] 1/8 4/3 103/22 151/19 179/21 218/17 236/7 239/10 239/11 254/17	256/3 337/8 338/4 process [140] 7/10 8/3 11/18 15/1 29/15 34/4 34/11 35/9 38/23 41/4 44/21 48/7 48/21 49/23 55/9 55/19 58/10 58/20 62/21 65/19 68/8 68/21 69/22 72/10 72/14 73/15 74/21 75/2 77/19 78/4 79/14 80/20 80/23 81/2 81/5 81/7 81/12 81/15 82/25 83/22 84/13 84/15 85/4 86/4 93/8 108/18 116/13 116/17 117/19 120/16 124/3 140/18 144/24 146/21 150/4 150/13 172/24 178/16 188/11 190/2 193/10 195/8 195/17 195/19 199/14 200/2 200/3 206/9 209/21 210/25 211/12 211/15 213/1 214/4 216/20 217/14 217/16 222/24 226/18 230/17 230/19 230/21 230/22 230/24 232/21 233/7 234/3 234/22 256/10 256/11 258/21 279/21 289/23 290/7 292/1 292/5 293/20 293/22 293/24 294/5 298/24 299/7 299/15 300/17 302/4 302/16 303/2 306/25 307/8 308/24 309/8 310/16 314/18 315/21 316/7 316/24 317/3 317/4 322/11 322/14 322/16 322/25 323/2 323/6 323/10 323/19 323/21 323/23 329/1 329/22 329/23 330/2 330/18 330/21 333/10 333/11 333/18 333/23 334/8 334/14 processes [10] 142/1 180/15 181/7 184/25 186/15 211/4 211/11 234/2 322/5 322/15 produce [1] 140/20 produced [3] 141/6 141/17 249/20 producer [1] 165/10 producers [2] 25/15 35/24 product [27] 10/15 10/23 37/5 37/8 161/14 164/17 164/18 165/17 165/23 166/4 166/6 167/7 168/17 168/22 170/14 171/16 171/20 171/25 174/8 175/12 180/17 180/18 185/17 186/7 220/24 220/25 243/20 production [5] 23/9 63/14 106/7 165/23 175/13 products [10] 163/3	165/3 171/22 178/8 178/9 178/10 179/3 204/10 204/10 204/18 professional [6] 68/13 153/2 153/15 153/24 161/21 161/24 program [7] 73/16 212/6 212/8 212/12 212/15 233/18 248/23 prohibited [2] 289/11 317/10 prohibition [1] 317/5 projected [1] 135/19 promote [1] 242/9 promoted [1] 262/13 pronounce [1] 101/3 proof [7] 31/23 106/14 120/15 120/19 275/3 275/3 275/23 proper [3] 100/5 100/8 162/21 properly [1] 142/22 properties [9] 12/18 74/23 100/23 101/1 101/2 101/24 102/12 102/14 133/8 property [12] 5/22 6/3 6/23 93/6 93/11 109/15 109/16 110/3 110/8 110/12 110/19 332/9 proportionate [1] 48/23 propose [2] 197/24 201/25 proposed [21] 107/15 109/14 111/13 111/14 111/18 113/6 143/12 183/8 183/21 194/14 217/19 217/24 217/25 231/12 231/15 235/4 271/24 277/18 278/4 278/7 291/6 prospective [2] 268/15 269/3 protested [2] 82/1 82/3 prove [1] 245/6 provide [23] 20/13 94/25 99/24 173/6 178/21 181/2 181/16 183/12 183/13 183/21 192/14 203/24 214/4 214/7 214/23 232/15 237/19 244/24 257/2 283/25 284/20 318/15 328/9 provided [28] 132/3 143/16 158/17 167/19 173/4 180/15 187/15 192/15 192/20 197/25 201/13 203/25 217/20 232/24 233/1 233/6 233/13 236/17 246/11 254/15 283/5 284/21 295/19 317/17 320/15 321/17 322/13 329/9 provides [2] 112/1 214/4 providing [3] 173/1 182/15 319/19	provision [9] 13/8 154/3 163/9 185/1 197/1 197/19 199/3 200/22 201/4 provisions [23] 154/25 166/16 171/11 173/10 173/12 177/15 177/25 179/9 204/17 217/7 234/21 250/15 267/16 271/13 271/23 272/10 272/11 272/20 272/22 274/12 275/19 304/10 332/12 proxy [1] 331/21 public [24] 59/8 59/12 90/8 107/19 108/1 154/16 156/1 156/9 160/3 218/22 239/25 278/11 282/11 282/14 282/21 283/5 317/10 317/20 317/22 318/20 320/5 334/7 334/9 334/13 publish [4] 8/9 8/11 51/8 253/9 published [3] 51/8 51/10 254/24 PULIZ [23] 4/7 4/12 4/21 17/21 22/21 23/7 72/12 78/10 78/22 104/2 115/1 116/23 124/16 130/20 131/13 136/20 138/16 140/11 140/16 141/1 141/16 144/6 147/9 Puliz's [4] 98/8 99/19 101/20 124/14 pull [23] 12/2 37/23 47/15 61/9 82/9 85/11 89/18 90/20 98/7 116/21 124/13 132/18 136/12 140/4 143/8 146/23 152/14 152/14 179/22 180/2 188/6 194/14 227/20 pulled [1] 17/3 punish [1] 180/25 punishment [1] 11/2 Pupo [62] 33/18 34/25 60/10 61/18 63/4 64/10 68/19 75/25 78/4 85/25 86/7 123/1 125/16 127/18 127/22 127/23 129/23 138/19 138/20 138/23 207/2 207/5 207/10 233/25 234/4 237/9 260/24 261/16 262/6 262/10 263/20 264/3 276/4 276/6 279/24 280/7 280/9 280/17 281/7 286/7 287/5 287/14 296/7 296/10 296/17 298/2 298/9 300/15 302/15 303/11 304/25 306/5 309/21 312/17 313/8 315/20 316/4 316/14 317/6 327/25 328/5 329/10
----------	--	--	--	--

P
Pupo's [3] 139/6
 263/22 328/8
purchase [5] 6/6 14/12
 41/4 102/20 275/22
purchased [2] 41/3
 102/18
purchasing [3] 6/23
 93/9 186/12
purple [1] 254/21
purpose [7] 95/16
 219/24 234/8 241/23
 250/17 285/22 285/24
purposes [6] 97/21
 98/5 98/23 100/13
 310/16 310/22
purview [2] 323/4
 328/19
put [72] 5/8 5/18 5/22
 6/2 6/6 6/16 6/18 8/1
 17/6 19/13 19/15 20/9
 20/15 35/14 43/6 52/1
 52/5 53/6 53/7 54/20
 57/19 57/25 65/24
 65/24 67/6 69/10 71/24
 74/17 74/23 75/19
 81/23 87/8 92/2 101/25
 109/10 113/10 113/15
 118/11 120/17 120/23
 120/24 121/20 121/21
 123/20 132/1 134/4
 134/9 134/20 137/11
 137/12 137/15 146/9
 148/3 156/24 156/25
 157/18 157/21 165/5
 170/12 170/24 172/5
 208/21 221/23 222/5
 225/25 238/18 242/23
 247/2 247/15 251/23
 258/12 322/10
putting [5] 5/24 35/11
 41/7 148/5 245/13
PUZEY [1] 2/6

Q
qualification [1] 72/18
qualifications [2]
 73/19 291/17
qualified [1] 118/25
qualify [1] 30/13
quality [26] 155/3
 164/13 164/18 168/17
 170/15 171/21 172/1
 174/4 174/11 185/21
 199/17 199/23 204/18
 208/23 209/2 210/16
 211/14 217/13 229/19
 229/23 242/11 243/5
 243/6 243/8 243/12
 243/19
QuantumMark [3]
 193/11 211/11 288/20
quarantine [1] 204/15
quarantined [2] 174/22
 175/4
quarter [1] 11/23
question [83] 8/11
 13/12 13/23 14/23

51/19 58/19 59/3 59/8
 64/25 65/2 83/15 98/12
 98/17 101/23 105/10
 121/3 123/8 124/21
 125/9 126/20 127/14
 127/18 127/21 128/23
 128/24 129/8 129/12
 129/22 130/1 130/5
 141/10 141/11 155/1
 173/15 184/12 196/4
 199/24 202/17 211/3
 213/21 214/6 214/16
 215/2 215/7 215/14
 215/16 215/18 215/25
 217/1 217/16 218/20
 222/17 232/19 261/22
 266/1 266/12 266/13
 270/13 271/14 271/25
 274/13 286/10 286/22
 287/25 288/3 293/8
 305/15 305/16 309/16
 311/15 311/19 311/20
 312/20 317/12 318/8
 321/7 322/12 324/11
 326/11 333/11 334/15
 335/5 335/9
questioned [3] 128/10
 140/11 150/8
questioner [1] 128/8
questioning [2] 301/16
 301/19
questions [69] 4/23
 7/19 8/4 8/6 8/12 8/17
 8/25 15/17 22/2 22/24
 24/13 28/3 28/7 28/7
 41/10 55/11 58/13
 58/21 69/10 69/11
 78/10 94/8 95/10
 130/23 130/25 131/17
 138/8 144/2 176/20
 177/4 196/8 196/9
 196/11 203/5 212/24
 213/5 214/1 214/3
 214/9 214/18 214/23
 215/23 215/23 216/3
 216/14 217/9 220/12
 220/14 239/12 239/16
 239/21 240/21 252/6
 257/7 257/20 317/16
 317/22 321/5 321/16
 321/19 322/11 328/1
 328/23 330/17 330/20
 331/4 334/7 334/17
 334/21
quick [5] 61/17 125/7
 125/15 151/17 169/24
quickly [3] 103/3 209/9
 255/25
quiet [1] 179/24
quite [5] 57/2 150/19
 208/8 311/16 322/1
quitting [1] 60/16
quizzes [1] 136/21
quoted [1] 57/8

R
R092 [1] 177/19
R092-17 [1] 177/19
race [1] 311/6

raise [2] 4/6 151/23
raised [5] 12/1 15/17
 68/11 87/2 271/14
raising [4] 66/5 66/9
 66/21 66/22
range [15] 157/1 157/2
 157/18 157/21 157/22
 158/4 158/8 158/11
 159/7 159/10 161/10
 161/11 169/10 169/13
 170/12
rank [2] 54/2 72/16
ranked [3] 117/16
 173/6 230/23
ranking [11] 16/5 46/3
 82/1 108/7 112/1 113/3
 117/4 118/14 244/8
 244/11 244/12
rankings [3] 43/25
 116/23 118/5
rare [1] 185/5
rarely [2] 158/24 178/4
rather [5] 155/23
 160/11 182/18 184/8
 220/7
rating [1] 73/11
rationale [3] 230/6
 230/9 247/20
raw [3] 5/23 6/17 93/2
RD [9] 195/15 201/13
 201/15 201/18 201/21
 223/2 223/2 223/2
 223/3
RE [1] 1/6
read [28] 18/20 51/4
 51/14 67/23 72/4 96/3
 108/2 124/16 124/20
 124/20 124/22 127/11
 128/4 129/15 129/20
 131/1 131/25 140/8
 144/1 220/13 223/6
 223/24 224/6 224/7
 226/6 251/21 254/2
 255/2
reading [7] 18/16
 143/24 144/3 174/25
 223/4 224/5 336/15
reads [2] 44/4 201/8
ready [4] 103/23 151/4
 151/6 151/20
real [14] 38/17 55/18
 62/24 87/7 123/19
 123/23 125/5 127/1
 128/20 135/11 149/17
 151/16 169/24 198/3
reality [1] 165/10
realize [1] 181/3
realized [1] 57/18
really [28] 33/1 33/5
 48/12 48/25 54/1 54/4
 71/7 84/1 86/4 94/25
 96/5 115/6 120/7
 138/18 148/14 160/14
 161/23 165/6 172/18
 176/11 176/19 178/12
 178/16 186/1 241/4
 244/12 244/13 292/4
reason [16] 88/17
 88/19 88/23 89/2 89/7

89/11 89/12 89/13
 89/14 99/8 106/17
 118/16 141/6 180/18
 252/19 257/2
reasonable [2] 176/17
 184/25
reasons [10] 30/6 30/8
 30/9 30/10 89/6 98/4
 98/15 98/17 98/22
 150/7
rebut [1] 250/25
recall [150] 20/14
 56/12 94/22 139/19
 146/10 149/23 152/18
 158/23 165/1 177/25
 178/3 178/5 179/11
 180/4 180/11 180/13
 181/13 181/14 182/1
 182/7 185/5 187/5
 187/7 187/9 187/10
 189/20 190/17 195/7
 197/18 199/1 199/9
 200/6 200/8 200/21
 201/3 201/10 201/13
 202/21 202/22 206/23
 206/24 207/1 207/16
 207/17 208/15 212/3
 212/4 215/17 215/18
 216/5 216/22 234/1
 234/3 234/5 236/12
 236/20 236/23 237/1
 237/13 237/15 237/18
 240/11 244/7 260/21
 261/16 261/23 262/1
 267/16 270/8 275/18
 275/20 276/2 276/8
 277/4 278/7 278/8
 278/10 278/13 278/14
 280/8 282/19 283/2
 283/9 283/16 283/23
 284/2 284/5 284/6
 284/8 284/23 284/24
 285/1 285/13 286/1
 288/19 288/22 289/16
 290/7 290/22 291/9
 291/10 291/14 291/15
 291/19 294/25 295/2
 295/3 295/4 295/6
 304/22 305/17 307/5
 308/20 308/22 309/1
 309/6 309/21 311/4
 311/6 312/11 312/15
 312/21 314/19 314/21
 315/12 315/14 315/16
 315/17 318/17 319/13
 324/9 325/22 326/17
 326/25 327/4 328/16
 329/20 330/15 330/16
 330/19 330/22 331/6
 331/9 331/10 331/23
 332/1 332/12 332/14
 332/15 332/17
recalls [1] 237/3
receipt [2] 165/4
 206/21
receive [16] 9/23
 107/25 107/25 120/3
 166/5 180/14 180/21
 180/22 181/1 189/13

195/19 206/20 206/22
 206/25 216/2 261/18
received [28] 16/12
 17/22 18/3 18/10 52/4
 81/8 88/13 88/14 96/12
 108/21 108/24 112/15
 112/17 117/4 120/16
 121/16 121/17 121/25
 122/13 122/22 150/17
 189/2 195/11 232/16
 232/16 250/24 290/10
 309/18
receiving [2] 109/19
 112/19
recent [1] 32/7
recently [2] 20/25
 148/16
recess [2] 103/19
 239/9
recessed [5] 103/22
 151/19 179/21 239/10
 337/8
recognize [5] 89/21
 90/2 222/14 222/18
 288/22
recognized [1] 142/2
recollect [1] 275/21
recollection [16]
 220/23 258/14 267/15
 267/21 275/22 294/14
 294/16 294/19 294/21
 304/14 304/18 306/24
 307/15 315/1 315/4
 333/6
recommend [1] 156/12
recommendations [3]
 308/5 308/10 308/16
recommends [1] 73/14
record [22] 4/11 80/2
 104/13 106/22 110/24
 116/10 119/17 141/13
 145/8 145/9 152/3
 196/15 199/10 225/14
 225/20 243/22 251/8
 254/25 283/11 329/13
 329/19 332/9
record's [1] 117/6
record-keeping [1]
 243/22
RECORDED [1] 1/24
RECORDER [1] 1/24
recording [2] 184/6
 338/4
recordings [2] 184/2
 232/25
recordkeeping [2]
 185/20 190/24
records [2] 56/13
 250/25
recreation [2] 203/3
 234/3
recreational [31] 26/13
 33/15 123/14 153/10
 176/10 178/11 236/25
 265/16 266/5 266/25
 267/7 268/6 269/18
 275/1 279/18 286/22
 287/6 287/15 288/2
 292/19 294/13 300/16

<p>R</p> <p>recreational... [9] 303/2 310/23 316/6 323/1 325/16 325/25 326/5 326/13 327/2</p> <p>red [1] 221/22</p> <p>redacted [5] 90/7 200/25 218/1 218/10 218/16</p> <p>redactions [2] 90/4 90/16</p> <p>redirect [5] 3/10 22/7 138/13 138/14 252/11</p> <p>reference [7] 90/11 167/1 177/20 188/6 223/22 224/25 235/9</p> <p>referenced [3] 14/18 222/19 283/13</p> <p>references [4] 191/12 191/13 191/13 311/5</p> <p>referred [4] 7/20 216/22 331/11 331/12</p> <p>referring [10] 162/13 203/6 203/22 215/24 216/11 229/24 231/2 273/10 278/24 330/16</p> <p>refers [1] 51/15</p> <p>reflected [1] 181/11</p> <p>refrain [1] 257/10</p> <p>refresh [2] 139/22 267/14</p> <p>refreshed [1] 139/2</p> <p>refuse [1] 320/18</p> <p>refute [1] 144/7</p> <p>regard [15] 26/23 27/6 28/12 58/10 63/10 66/4 69/20 70/10 71/17 72/3 75/7 139/12 154/24 163/14 173/6</p> <p>regarding [15] 23/19 51/20 59/21 129/23 186/7 201/11 207/17 278/4 294/4 316/5 316/24 324/14 324/18 325/15 330/17</p> <p>regardless [1] 321/6</p> <p>regards [2] 266/22 314/17</p> <p>regular [3] 58/19 198/4 208/5</p> <p>regularly [1] 24/15</p> <p>regulate [1] 27/13</p> <p>regulated [7] 26/9 26/12 27/15 27/18 27/21 28/18 64/3</p> <p>regulating [2] 26/17 64/2</p> <p>regulation [18] 13/24 95/20 96/3 111/24 111/25 112/2 112/14 113/3 113/3 167/6 167/17 174/6 183/22 191/12 191/18 231/7 234/19 274/3</p> <p>regulations [85] 10/20 12/16 13/7 13/9 14/20 14/24 26/18 33/12 35/10 36/4 64/20 75/3</p>	<p>79/17 80/8 81/21 81/23 84/5 100/9 100/14 100/16 107/9 107/15 131/20 131/21 133/23 154/20 159/17 166/9 166/11 166/13 166/17 167/3 167/5 167/9 167/12 167/19 167/21 168/2 168/11 176/7 176/10 177/16 177/18 177/24 182/10 182/11 182/14 182/19 183/19 187/1 203/8 203/14 203/16 203/22 203/25 204/16 204/19 205/15 205/23 205/24 206/1 206/3 206/7 206/15 240/18 241/19 244/5 251/22 265/16 268/4 269/19 270/12 270/20 271/4 271/24 273/8 273/21 274/15 277/6 277/8 296/18 298/22 301/19 331/9 334/7</p> <p>regulator [1] 64/13</p> <p>regulators [5] 23/19 25/20 26/5 27/22 64/16</p> <p>regulatory [26] 23/20 50/1 55/15 83/8 152/24 152/25 153/19 153/20 154/4 154/7 154/10 157/9 157/14 158/1 158/8 158/9 160/23 164/23 168/12 172/20 187/21 217/6 250/22 302/4 302/7 303/1</p> <p>Rehabilitation [1] 258/4</p> <p>rejected [3] 174/22 175/4 204/15</p> <p>relate [6] 31/20 183/7 183/15 183/21 197/1 236/20</p> <p>related [11] 192/22 228/19 229/14 252/2 252/3 263/13 264/18 289/1 295/19 328/13 333/22</p> <p>relates [4] 26/19 58/1 74/11 220/1</p> <p>relating [4] 23/20 69/22 72/13 236/12</p> <p>relationship [2] 9/6 55/5</p> <p>relationships [1] 50/9</p> <p>relative [17] 152/20 156/20 162/19 174/13 174/24 176/1 189/19 190/6 192/4 192/7 192/12 196/19 211/11 216/4 216/19 236/24 266/4</p> <p>relatively [1] 309/17</p> <p>release [4] 181/9 208/18 230/20 282/17</p> <p>released [8] 208/13 282/11 282/14 282/15 282/21 283/6 283/11 317/9</p>	<p>relevance [4] 66/25 188/25 259/7 264/14</p> <p>remain [1] 234/23</p> <p>remainder [1] 154/6</p> <p>remaining [1] 34/14</p> <p>remains [1] 219/19</p> <p>remember [39] 59/21 76/23 83/24 87/2 96/19 102/17 104/7 106/5 108/4 109/4 114/1 114/2 114/5 114/8 114/11 133/21 139/16 139/21 140/11 145/25 179/18 241/1 243/20 244/9 251/13 260/16 267/12 267/19 270/8 275/16 285/5 300/12 301/16 301/19 315/4 328/18 332/19 333/24 335/14</p> <p>remembered [2] 139/3 139/10</p> <p>remind [1] 248/21</p> <p>remitting [1] 332/9</p> <p>remove [5] 73/17 298/10 298/21 299/14 303/15</p> <p>removed [8] 200/18 200/25 203/4 246/13 249/24 300/15 302/15 303/11</p> <p>removing [1] 303/1</p> <p>renew [1] 287/19</p> <p>Reno [11] 5/3 5/22 42/10 54/3 85/16 87/17 87/19 93/2 109/24 229/18 284/17</p> <p>rent [1] 92/14</p> <p>repackaging [1] 163/2</p> <p>repeat [14] 59/17 155/1 160/24 217/1 218/8 222/17 227/11 230/18 293/8 297/19 300/10 318/10 318/10 318/25</p> <p>repeatedly [2] 211/7 297/2</p> <p>rephrase [10] 105/9 141/14 173/17 196/4 208/3 214/6 268/13 305/14 309/16 311/19</p> <p>report [27] 10/18 11/5 72/4 96/13 96/14 106/22 148/10 148/19 149/20 166/4 189/7 189/8 189/14 259/20 262/20 263/1 263/25 264/1 264/1 264/2 265/2 265/5 283/12 296/17 296/20 297/4 328/6</p> <p>reported [13] 10/14 10/14 10/23 95/13 95/18 97/5 106/11 106/14 148/25 149/18 149/20 189/11 262/21</p> <p>reporter [1] 256/19</p> <p>reporting [10] 1/25 11/16 95/16 95/24 106/3 106/14 148/7</p>	<p>148/12 149/6 264/21</p> <p>reports [3] 11/3 148/15 296/1</p> <p>represent [10] 22/22 79/2 90/10 91/15 115/1 117/7 131/15 327/16 327/25 331/3</p> <p>representative [4] 232/23 236/6 236/16 252/20</p> <p>representatives [4] 8/25 65/18 233/14 317/3</p> <p>represented [6] 68/18 70/11 70/18 102/22 285/8 285/11</p> <p>representing [1] 140/17</p> <p>reports [1] 25/14</p> <p>request [3] 230/23 232/7 290/9</p> <p>requested [1] 325/25</p> <p>requests [6] 188/13 189/2 189/13 189/16 212/24 215/14</p> <p>require [4] 10/20 36/23 36/24 109/2</p> <p>required [28] 133/23 155/20 155/21 156/25 160/3 165/21 168/17 168/23 169/22 170/15 172/1 174/11 183/19 185/8 188/17 215/11 234/19 242/24 251/22 267/17 268/12 268/14 269/3 286/21 291/18 296/20 301/22 306/25</p> <p>requirement [17] 88/16 154/19 157/8 186/25 187/21 190/4 294/25 295/5 295/6 303/11 303/16 305/23 306/6 311/5 314/14 324/24 331/6</p> <p>requirements [45] 7/19 76/12 152/24 153/1 153/19 153/20 153/22 154/4 154/7 154/10 155/10 156/24 157/9 157/14 158/1 158/9 160/23 164/19 164/23 166/21 167/2 167/15 168/12 170/6 170/19 171/22 172/20 173/14 177/17 191/16 203/3 204/4 204/13 204/25 205/21 244/4 251/24 289/1 289/18 291/5 294/14 294/17 294/20 295/2 334/3</p> <p>requiring [2] 131/21 258/19</p> <p>requisite [1] 31/19</p> <p>requisition [2] 290/24 291/15</p> <p>requisitions [8] 290/13 290/18 291/1 291/4 291/10 291/12 291/20 296/3</p>	<p>rescore [2] 15/16 142/19</p> <p>resealed [1] 30/22</p> <p>residual [1] 166/1</p> <p>resolved [5] 31/10 32/12 33/7 333/3 333/25</p> <p>resources [4] 20/10 85/4 290/9 292/3</p> <p>respect [32] 5/12 7/18 8/19 9/10 10/11 11/3 14/24 15/15 17/2 17/24 20/3 72/18 162/23 168/9 168/19 169/22 175/21 178/7 181/23 182/23 185/3 186/23 190/25 191/19 209/2 214/9 273/6 305/1 325/21 328/17 332/6 332/9</p> <p>respected [1] 25/4</p> <p>respectfully [1] 49/7</p> <p>respond [1] 260/4</p> <p>responded [1] 101/24</p> <p>response [24] 20/23 87/18 148/18 155/12 169/2 170/2 170/4 172/5 177/12 185/19 186/10 187/8 192/13 192/14 192/16 192/17 192/17 236/1 246/8 246/10 246/23 247/12 252/10 257/8</p> <p>responses [5] 170/10 170/12 257/13 257/15 257/15</p> <p>responsibilities [7] 94/17 190/14 190/19 263/11 328/8 328/9 328/10</p> <p>responsibility [16] 28/24 29/8 29/20 31/5 174/16 210/23 263/8 263/18 263/22 264/21 279/23 280/6 286/11 287/5 287/14 309/23</p> <p>responsible [3] 212/4 263/13 329/7</p> <p>rest [8] 8/12 9/17 35/21 35/22 76/22 235/19 336/18 336/18</p> <p>restate [16] 262/8 271/21 272/18 273/16 275/7 277/13 281/5 287/12 289/7 290/16 311/15 319/25 321/13 323/16 326/7 329/24</p> <p>restating [2] 182/19 183/22</p> <p>restrict [1] 319/4</p> <p>restrictions [7] 274/25 289/9 299/7 300/16 316/22 317/1 318/17</p> <p>restroom [1] 151/16</p> <p>result [2] 14/19 296/10</p> <p>resulted [3] 19/24 238/9 238/13</p> <p>results [4] 45/2 87/17 113/21 118/2</p>
---	---	---	--	---

<p>R</p> <p>resume [2] 54/19 151/6</p> <p>resumes [4] 55/22 112/21 295/24 296/3</p> <p>resuming [2] 335/6 335/7</p> <p>reswear [1] 4/4</p> <p>retail [14] 32/25 34/11 73/17 75/3 79/7 80/17 80/21 134/24 153/3 165/3 168/21 178/11 192/11 240/4</p> <p>retails [1] 153/9</p> <p>retire [2] 257/25 258/2</p> <p>retired [1] 257/22</p> <p>return [4] 180/17 180/18 252/15 264/10</p> <p>returned [2] 259/13 260/17</p> <p>review [39] 154/6 195/18 198/24 199/15 211/19 212/1 212/16 212/22 212/24 226/5 230/17 230/19 230/21 231/3 232/6 232/8 233/6 233/20 234/2 236/23 237/6 237/10 237/17 237/21 237/25 243/10 266/1 268/9 282/10 282/12 295/18 295/24 308/4 309/7 313/22 326/19 326/22 327/18 329/22</p> <p>reviewed [19] 17/21 19/7 142/11 173/3 173/25 182/24 194/2 194/10 199/17 203/17 211/21 222/16 222/19 222/22 241/19 254/22 278/19 282/13 308/10</p> <p>reviewers [2] 18/21 200/16</p> <p>reviewing [6] 166/11 194/9 199/16 203/21 212/20 241/9</p> <p>reviews [4] 193/11 231/6 234/4 327/5</p> <p>revised [12] 73/16 90/23 91/4 91/4 91/15 91/16 91/19 109/2 268/12 269/3 269/15 270/20</p> <p>revision [2] 90/25 91/20</p> <p>revolved [1] 328/10</p> <p>Rhodes [6] 97/25 98/22 113/9 113/18 133/13 134/15</p> <p>Riana [3] 70/4 70/5 70/5</p> <p>rich [2] 131/15 150/22</p> <p>RICHARD [1] 2/17</p> <p>richer [1] 150/22</p> <p>RICK [1] 2/12</p> <p>right [465]</p> <p>rights [3] 325/15 325/21 327/1</p> <p>Rino [1] 249/4</p>	<p>Ritter [15] 66/1 66/4 66/9 66/20 67/10 67/17 68/3 68/6 69/20 69/23 72/23 73/13 74/7 74/19 240/11</p> <p>River [4] 41/20 268/23 269/10 327/17</p> <p>Road [2] 5/20 44/7</p> <p>role [8] 22/25 94/14 94/16 94/17 95/3 132/13 222/23 248/22</p> <p>roles [1] 111/6</p> <p>room [5] 24/13 63/20 66/12 215/6 337/6</p> <p>Roots [1] 131/16</p> <p>ROSE [7] 2/14 3/8 114/23 115/1 115/12 127/4 131/8</p> <p>ROSS [2] 2/5 235/25</p> <p>rotunda [1] 67/5</p> <p>roughly [1] 278/3</p> <p>round [1] 51/1</p> <p>routine [1] 30/17</p> <p>row [3] 100/22 100/25 133/6</p> <p>rule [3] 88/19 88/21 253/5</p> <p>rules [6] 74/2 95/20 99/15 289/1 289/9 317/10</p> <p>ruling [1] 220/18</p> <p>RULIS [1] 2/6</p> <p>rumors [1] 71/11</p> <p>run [8] 32/14 38/18 41/12 175/13 180/12 181/7 192/10 322/15</p> <p>runs [2] 133/20 165/23</p> <p>rural [3] 292/9 292/19 293/12</p> <p>RUSTY [7] 2/11 271/8 277/14 300/8 311/17 311/20 327/16</p>	<p>sale [14] 110/4 183/11 183/14 184/13 184/16 184/18 186/3 186/8 186/18 186/21 187/17 266/4 274/25 286/22</p> <p>sales [2] 184/22 332/9</p> <p>salmonella [1] 302/7</p> <p>same [77] 13/5 16/21 16/23 35/12 49/22 59/9 78/7 79/9 79/12 89/4 91/12 93/10 120/8 120/25 149/19 164/15 176/19 181/21 203/17 216/15 223/15 224/14 224/18 226/22 227/22 228/15 229/9 229/10 229/17 229/20 241/12 242/1 256/14 256/16 256/19 256/23 260/12 268/21 270/23 271/6 272/2 272/14 272/24 273/12 273/14 274/7 274/16 279/3 281/10 281/22 282/4 286/10 287/25 288/5 290/20 292/11 292/25 293/13 300/13 300/13 300/19 300/21 303/25 304/20 306/16 307/9 311/25 319/19 320/6 320/13 320/15 320/18 321/6 321/17 321/18 321/22 322/17</p> <p>sample [2] 178/3 178/3</p> <p>sanitation [1] 163/11</p> <p>sat [2] 63/20 236/7</p> <p>saw [8] 15/9 17/25 22/6 43/16 84/6 140/15 199/11 242/18</p> <p>say [66] 14/4 18/25 19/3 32/6 37/20 49/10 52/18 60/3 66/2 93/25 94/20 110/18 125/10 125/12 126/24 131/17 134/23 137/12 138/23 139/18 143/18 153/8 156/16 162/9 165/8 165/8 165/16 168/7 169/9 170/13 173/23 176/8 180/17 184/5 184/9 184/15 186/22 187/14 188/13 191/9 192/16 203/16 203/22 216/11 216/21 217/8 228/2 238/23 241/6 242/22 243/23 244/5 245/8 245/11 245/17 259/17 271/11 292/14 292/14 293/24 296/2 297/3 305/22 308/13 313/14 319/17</p> <p>saying [26] 5/11 31/19 49/9 56/12 60/15 69/9 80/6 92/13 99/8 107/25 115/21 122/5 126/5 135/7 150/11 184/8 187/9 187/10 187/12 197/11 221/12 293/1 293/3 305/22 317/6</p>	<p>317/21</p> <p>says [67] 8/1 16/10 39/14 45/19 54/21 57/7 61/14 62/2 62/7 62/11 66/22 72/15 73/13 87/20 87/24 89/22 90/3 94/13 94/16 94/23 109/13 111/12 111/16 111/21 117/18 128/12 137/25 143/22 152/25 153/1 154/7 154/16 158/16 160/3 164/17 169/13 174/9 175/10 178/21 179/1 182/21 184/2 196/14 200/15 200/24 203/1 211/19 212/15 213/8 214/7 214/16 215/11 216/7 223/1 224/3 232/17 232/23 233/5 233/17 234/7 235/6 246/12 246/23 247/4 247/8 247/11 327/13</p> <p>scanned [2] 187/1 232/25</p> <p>scanner [13] 186/15 186/17 187/2 187/3 187/8 187/12 187/15 187/19 188/3 188/16 188/24 189/22 191/2</p> <p>scanners [8] 186/6 188/8 188/13 188/19 189/19 204/3 204/5 204/6</p> <p>scanning [1] 186/23</p> <p>scarce [1] 292/2</p> <p>scenario [1] 95/24</p> <p>scenarios [1] 330/11</p> <p>schedule [5] 211/19 211/22 211/25 212/16 218/24</p> <p>scheduled [1] 232/17</p> <p>school [2] 218/22 335/11</p> <p>schools [4] 218/22 267/18 335/6 335/7</p> <p>SCHWARZ [1] 2/15</p> <p>Science [1] 295/1</p> <p>scoffed [1] 140/15</p> <p>scope [3] 326/22 329/14 329/18</p> <p>score [86] 9/9 16/2 16/11 17/21 18/3 18/9 18/18 18/18 21/8 53/17 53/19 72/24 74/5 88/22 89/13 113/15 113/24 121/9 136/7 136/10 136/13 152/21 153/6 155/17 156/4 156/12 156/13 157/15 158/22 169/2 169/6 170/8 170/19 170/21 171/5 172/3 176/1 176/17 179/10 184/23 192/1 196/9 199/18 199/20 209/3 209/5 209/10 210/24 211/1 215/21 216/4 217/21 220/3 230/17 230/19 230/21</p>	<p>230/24 231/2 231/6 232/6 232/7 232/13 232/15 232/16 232/20 233/20 234/2 234/4 236/23 237/6 237/10 237/17 237/21 237/21 237/24 237/25 238/3 238/5 240/24 241/12 242/4 242/22 242/23 242/25 290/10 309/20</p> <p>scored [35] 16/3 44/2 53/8 53/15 73/15 74/13 76/1 85/19 85/19 87/19 87/19 93/20 93/21 113/25 122/4 142/22 173/7 173/9 173/11 173/13 176/12 199/12 209/25 210/22 211/5 227/5 228/3 228/5 229/18 230/2 252/3 289/2 309/15 310/13 314/4</p> <p>scorer [1] 99/18</p> <p>scorers [18] 44/23 94/3 94/3 145/14 174/5 176/7 180/11 181/6 199/16 199/16 199/23 209/19 211/25 213/4 247/23 290/13 290/19 296/3</p> <p>scores [25] 9/20 15/15 15/18 17/25 18/6 18/7 21/25 51/5 83/25 88/13 89/10 108/13 113/24 121/8 176/23 199/11 209/15 228/6 230/16 230/20 233/6 238/2 241/24 242/5 326/19</p> <p>scoring [63] 12/17 16/1 21/16 57/21 71/18 75/12 78/7 82/20 114/5 120/7 127/15 142/18 143/10 145/13 145/13 154/8 156/20 156/22 170/24 176/25 177/13 181/7 196/12 199/14 199/15 203/21 209/4 211/7 212/20 217/7 224/21 232/24 234/9 236/17 240/22 241/5 241/11 242/17 243/18 247/24 247/24 289/12 290/4 290/5 295/7 295/25 309/7 309/13 310/12 310/22 313/8 313/24 313/25 317/8 323/10 323/22 323/23 323/24 324/8 324/12 324/12 324/14 324/14</p> <p>scramble [1] 52/11</p> <p>scrambling [1] 51/25</p> <p>screen [8] 91/6 91/10 91/14 120/12 221/23 260/6 260/7 292/24</p> <p>screening [1] 174/17</p> <p>scroll [3] 16/15 155/11 185/4</p> <p>se [2] 31/17 265/9</p> <p>seat [1] 252/16</p>
--	---	---	---	---

<p>S</p> <p>seated [2] 4/10 152/2</p> <p>seats [1] 167/15</p> <p>second [26] 12/3 35/7 39/20 54/3 60/22 60/24 72/10 72/15 77/23 88/9 103/8 109/5 127/4 136/18 140/7 158/16 175/1 175/8 176/3 182/9 196/13 235/7 235/15 255/10 286/6 333/8</p> <p>secondary [1] 76/25</p> <p>section [48] 39/20 51/15 73/11 111/21 152/25 153/6 154/7 156/21 157/5 157/23 158/16 158/24 158/25 159/2 160/6 160/17 161/6 161/22 162/3 162/8 162/9 162/14 169/3 169/8 170/2 170/18 171/20 171/25 172/12 176/2 176/6 176/11 176/17 185/6 185/16 185/25 186/2 187/7 190/11 190/16 190/20 196/14 196/23 201/7 237/25 243/16 251/21 251/25</p> <p>sections [7] 83/25 158/9 158/15 172/16 176/12 237/20 251/20</p> <p>secure [2] 160/13 161/13</p> <p>secured [1] 109/15</p> <p>security [27] 133/18 133/20 134/18 154/17 154/21 155/17 156/2 156/6 156/10 158/24 159/1 160/4 160/7 160/8 161/12 181/25 182/1 182/15 183/17 184/4 185/17 185/18 185/21 244/22 244/24 275/2 338/10</p> <p>see [129] 1/19 5/21 16/22 25/16 26/1 28/10 28/11 31/24 39/23 40/13 41/15 43/22 43/23 44/1 44/6 45/4 45/5 45/7 45/7 45/9 45/11 45/12 45/13 45/14 46/6 46/15 47/4 47/5 47/21 47/22 51/23 57/10 57/11 57/20 59/9 61/2 62/14 62/15 67/24 69/16 72/20 73/21 74/3 83/21 83/23 84/11 84/13 84/14 84/16 86/16 86/18 86/20 86/21 90/20 91/23 94/13 94/14 98/11 98/20 99/22 100/2 100/10 100/22 100/23 100/25 101/23 102/13 109/16 110/17 111/14 111/16 111/18 111/22</p>	<p>112/11 117/2 117/4 117/16 119/20 137/24 137/24 138/1 138/2 144/17 144/25 148/22 148/24 151/9 155/12 156/7 164/15 166/2 175/10 175/24 179/16 185/1 187/17 190/13 192/11 194/17 196/13 196/16 196/23 199/22 200/1 200/8 200/11 200/15 200/19 200/24 201/1 201/7 209/8 215/11 216/6 216/15 223/22 226/5 234/7 243/24 246/8 247/9 254/1 254/20 258/12 267/14 292/24 293/6 331/21 337/1</p> <p>seed [1] 186/21</p> <p>seeing [6] 94/22 173/23 189/20 239/1 291/9 291/15</p> <p>seeking [1] 251/3</p> <p>seeks [1] 112/10</p> <p>seem [2] 91/13 150/5</p> <p>seemed [3] 82/5 121/8 122/11</p> <p>seems [3] 14/9 120/3 179/24</p> <p>seen [19] 37/18 43/19 88/10 88/11 88/24 110/15 116/23 118/19 120/11 120/20 195/5 198/12 198/18 198/25 199/7 211/10 221/25 232/3 291/12</p> <p>Segerblom [1] 261/14</p> <p>selected [1] 290/5</p> <p>self [27] 10/14 10/18 10/23 11/3 11/5 11/16 95/13 95/16 95/18 95/24 96/13 96/14 97/5 106/3 106/11 106/11 106/14 106/14 106/22 148/7 148/10 148/12 148/15 148/18 148/25 149/6 149/18</p> <p>self reported [1] 149/18</p> <p>self-report [4] 10/18 11/5 96/13 96/14</p> <p>self-reported [5] 10/14 10/23 95/13 95/18 97/5</p> <p>self-reporting [3] 11/16 95/16 95/24</p> <p>self-reports [1] 11/3</p> <p>sell [1] 37/7</p> <p>selling [4] 6/21 297/11 302/5 302/6</p> <p>send [10] 27/1 30/25 55/20 148/20 165/12 205/2 205/5 205/16 205/20 322/12</p> <p>sending [1] 97/7</p> <p>sends [2] 27/4 205/8</p> <p>sense [2] 146/19 163/10</p> <p>sent [10] 5/10 63/13</p>	<p>105/23 106/16 108/22 206/21 219/16 253/9 253/15 253/16</p> <p>sentence [3] 72/10 72/15 324/4</p> <p>separate [3] 36/25 96/21 97/2</p> <p>separated [1] 157/10</p> <p>separating [1] 176/21</p> <p>September [7] 34/11 39/25 40/24 41/21 41/25 195/5 198/25</p> <p>September 2018 [5] 34/11 39/25 40/24 41/21 198/25</p> <p>September 2019 [1] 41/25</p> <p>serious [2] 126/18 149/16</p> <p>seriously [4] 125/2 234/10 234/25 235/2</p> <p>served [1] 241/22</p> <p>Services [1] 253/17</p> <p>session [1] 12/6</p> <p>set [15] 24/17 71/1 83/9 96/2 100/7 100/7 100/9 100/14 100/15 108/11 124/1 285/16 291/17 336/20 336/22</p> <p>setting [1] 256/22</p> <p>settled [1] 34/7</p> <p>seven [3] 122/13 164/2 214/4</p> <p>several [11] 21/9 33/25 182/24 182/25 192/2 211/6 246/22 250/20 258/10 285/11 292/3</p> <p>severity [1] 32/15</p> <p>Shane [21] 46/21 46/22 146/23 152/14 180/2 181/20 185/14 200/13 206/17 222/5 223/19 224/23 224/24 225/9 225/18 226/1 255/4 255/5 255/10 255/10 255/25</p> <p>Shane's [2] 221/23 224/24</p> <p>share [8] 48/23 79/6 79/15 80/15 80/17 80/21 80/24 81/3</p> <p>shared [6] 9/4 9/11 35/12 35/13 231/8 249/22</p> <p>shares [4] 54/15 54/16 101/25 102/18</p> <p>Sharon [1] 224/20</p> <p>sharp [1] 22/16</p> <p>SHARPLES [1] 2/15</p> <p>she [47] 9/16 9/18 9/19 25/8 25/13 25/16 25/23 54/13 54/19 55/2 55/3 55/5 55/7 63/13 63/21 64/5 70/9 70/11 95/2 141/7 145/7 205/8 206/22 206/25 220/4 220/8 220/22 220/24 230/10 230/11 237/2 237/5 262/3 262/13</p>	<p>262/13 263/2 263/12 263/14 284/10 284/19 284/19 284/21 285/8 285/20 307/23 330/13 330/17</p> <p>she'll [2] 70/8 254/24</p> <p>she's [12] 25/5 25/6 25/19 41/15 41/17 54/12 54/14 70/8 145/8 145/9 198/12 205/7</p> <p>sheet [16] 143/10 159/12 164/13 177/23 179/2 196/24 197/17 199/7 199/10 232/13 232/15 253/20 254/1 254/6 254/10 254/12</p> <p>sheets [10] 17/21 113/24 152/21 159/20 160/1 212/20 217/21 220/3 224/21 253/15</p> <p>Shellie [3] 261/25 262/2 263/1</p> <p>Sherry [2] 262/6 262/9</p> <p>SHEVORSKI [3] 2/10 71/9 218/19</p> <p>Shevorskis [1] 250/5</p> <p>short [8] 16/18 16/25 21/9 21/15 149/10 154/6 283/24 336/15</p> <p>shortage [1] 21/12</p> <p>shorted [1] 21/7</p> <p>shortly [5] 107/9 107/12 236/25 284/11 284/14</p> <p>shot [1] 54/4</p> <p>should [38] 20/9 21/21 21/23 22/1 29/11 35/21 59/8 62/22 64/1 69/17 72/16 74/18 89/16 113/25 121/17 131/17 136/22 153/8 165/3 165/6 165/10 166/4 177/2 180/14 180/21 190/17 206/7 207/19 209/14 216/4 227/5 236/18 253/3 271/25 272/11 272/22 320/13 320/15</p> <p>shouldn't [6] 31/10 32/11 32/12 33/6 181/1 221/15</p> <p>show [21] 8/10 53/17 58/9 75/10 132/8 156/9 161/11 166/4 206/14 209/9 220/3 220/11 220/21 221/17 235/3 235/16 244/3 246/4 250/20 251/1 251/3</p> <p>showed [17] 20/6 20/7 20/9 20/12 53/8 56/8 56/14 56/16 57/7 57/9 92/7 100/16 106/17 116/12 136/9 146/2 153/7</p> <p>ShowGrow [2] 56/3 56/5</p> <p>showing [8] 48/6 72/12 97/24 102/13 195/3 198/23 236/5 249/20</p>	<p>shown [2] 103/3 113/24</p> <p>shut [2] 30/4 36/14</p> <p>sic [4] 69/24 84/20 276/14 329/22</p> <p>side [3] 39/13 91/14 254/21</p> <p>SIGAL [1] 2/2</p> <p>signage [3] 153/25 161/17 161/19</p> <p>signature [1] 104/21</p> <p>significance [1] 201/18</p> <p>Significant [1] 52/1</p> <p>significantly [1] 32/22</p> <p>signs [2] 17/17 194/16</p> <p>similar [6] 97/12 121/23 153/16 222/16 228/19 241/12</p> <p>simple [4] 19/6 58/7 94/6 333/12</p> <p>simply [18] 153/18 154/24 164/6 167/10 167/13 168/24 171/6 173/10 173/12 180/9 180/12 180/19 180/23 181/4 191/3 257/9 257/15 329/15</p> <p>since [20] 4/5 7/16 23/4 25/12 31/9 42/5 58/5 70/23 74/13 77/6 90/9 92/20 139/2 165/2 176/6 182/9 218/21 221/24 254/2 335/1</p> <p>single [16] 91/22 156/16 155/9 156/1 156/9 159/3 160/3 161/8 163/19 163/22 303/25 321/4 321/15 321/16 321/16 322/9</p> <p>sink [1] 163/3</p> <p>sir [58] 4/4 25/9 38/2 39/23 40/25 43/24 44/13 45/8 47/10 51/14 51/19 51/23 61/13 69/7 69/8 76/10 79/22 80/5 81/17 86/16 86/18 87/17 89/21 90/2 90/10 90/22 91/12 94/13 96/6 97/16 98/11 99/9 100/22 101/13 101/23 102/2 103/11 138/1 151/12 259/23 272/9 289/9 290/18 290/24 292/17 295/15 295/17 296/2 304/23 305/12 308/11 310/11 313/5 313/25 322/5 325/12 331/19 334/18</p> <p>sister [1] 93/12</p> <p>sit [4] 78/17 102/19 121/1 332/19</p> <p>site [1] 163/2</p> <p>situation [4] 145/18 170/22 180/12 180/19</p> <p>situations [1] 95/23</p> <p>six [5] 74/20 101/24 110/20 110/21 122/13</p> <p>size [5] 126/18 162/20 163/8 164/6 243/19</p>
---	--	--	--	--

S	135/5 143/5 144/10 180/12 185/9 273/11 275/10 275/22 296/20 297/3 317/23 318/2 something [37] 7/5 7/14 9/25 11/9 11/10 19/6 27/8 30/21 30/23 33/6 76/12 95/21 96/24 111/4 113/13 117/24 124/9 136/13 136/14 136/22 137/9 149/16 160/13 165/9 170/10 181/7 183/1 184/6 184/7 199/22 209/6 234/12 234/14 234/15 303/1 303/12 332/19 sometime [1] 284/12 sometimes [2] 4/21 293/2 somewhat [4] 153/16 256/22 304/14 329/2 somewhere [3] 30/21 85/23 190/21 son [24] 8/20 23/4 23/7 23/11 23/19 23/24 49/19 49/25 60/10 61/17 62/20 63/8 77/18 104/20 105/4 105/16 108/18 126/13 127/22 128/25 129/1 129/22 139/3 139/21 son's [1] 62/21 soon [3] 61/20 125/17 138/13 Sore [1] 71/13 sorry [85] 41/11 41/11 42/15 44/12 59/17 61/10 69/6 70/2 79/1 87/23 95/9 96/3 100/24 101/3 103/17 105/13 112/5 112/5 115/4 115/11 136/13 155/1 157/19 158/3 158/6 159/9 160/24 163/21 167/11 167/25 168/7 169/12 169/24 171/4 173/2 173/8 174/25 175/1 175/7 175/7 177/8 192/6 198/2 199/4 208/3 210/12 217/17 217/24 221/9 222/17 227/11 227/23 229/1 230/14 230/18 231/16 232/19 233/10 234/13 238/10 248/14 249/11 250/11 250/12 250/14 252/25 253/19 254/5 255/8 256/17 261/22 264/22 280/18 292/23 295/15 301/5 304/16 306/18 308/1 308/24 309/12 328/21 335/20 335/20 335/24 sort [7] 9/13 13/8 15/16 21/16 132/11 134/1 334/13 sound [4] 148/13 187/23 188/5 329/11 sounds [3] 28/19 62/19	188/7 south [1] 50/5 Southern [1] 284/15 space [2] 163/10 163/16 Sparks [1] 87/13 speak [15] 8/24 28/1 115/12 158/5 197/5 197/12 198/7 249/9 260/5 276/24 304/16 308/25 314/17 315/11 325/14 speaking [11] 73/23 74/12 198/4 249/15 273/10 279/7 285/3 285/13 291/2 316/23 317/6 speaks [3] 24/5 24/8 269/23 special [3] 28/2 92/12 92/23 specific [36] 154/25 155/5 163/7 167/15 167/17 167/18 167/23 168/2 172/10 177/18 177/20 182/15 183/10 184/7 184/14 184/14 184/17 186/7 188/24 191/17 192/23 203/9 203/11 203/25 206/8 209/7 212/1 212/1 231/9 246/14 280/8 283/25 283/25 303/21 304/21 319/12 specifically [29] 111/21 113/5 165/1 165/1 167/7 182/7 183/17 184/1 186/15 190/17 191/25 201/16 202/22 205/13 206/8 215/25 234/6 237/1 237/13 237/18 244/18 246/10 246/23 247/8 252/3 267/12 305/23 328/16 329/11 specificity [2] 183/20 258/12 specifics [7] 174/6 182/8 275/16 311/4 311/7 316/20 332/17 specified [1] 183/17 specify [1] 184/17 spectrum [1] 160/25 speculation [14] 64/11 164/8 212/10 214/12 226/12 227/16 258/22 259/21 265/20 276/17 277/20 280/1 308/17 324/1 Speculative [1] 228/9 spell [3] 4/11 152/3 276/13 spend [3] 30/3 64/15 84/23 spending [2] 84/25 85/3 spent [3] 51/3 166/10 191/25 spills [1] 124/19	splash [1] 163/4 split [3] 91/6 91/9 91/10 spoke [8] 59/11 59/19 60/2 79/17 79/23 80/7 206/24 324/24 spoken [1] 314/20 sponsored [1] 315/8 spot [1] 6/6 square [2] 5/17 223/23 staff [19] 50/14 180/16 211/20 211/24 216/3 216/8 216/12 216/16 216/19 216/23 233/5 233/17 244/14 262/24 265/3 292/3 292/8 326/20 335/15 stage [2] 157/25 167/8 stand [4] 69/3 78/18 114/18 336/8 standard [3] 142/3 190/23 191/20 standards [2] 11/11 182/12 stands [1] 176/3 start [16] 5/18 13/19 51/16 61/14 75/21 76/10 127/12 143/1 143/3 151/5 151/6 151/15 202/12 211/18 219/5 335/10 started [12] 23/4 32/8 34/17 34/22 71/4 109/6 119/11 176/21 196/11 239/25 274/1 284/14 starting [11] 4/15 26/21 34/23 98/8 99/20 101/20 124/18 125/13 128/22 129/21 218/23 state [53] 4/11 11/6 13/18 26/2 26/12 27/21 31/23 34/15 48/12 60/6 61/20 63/6 64/20 67/14 70/23 72/12 78/6 78/8 81/7 85/3 87/1 90/9 95/5 95/21 96/4 96/7 97/5 97/8 101/15 102/8 102/10 102/23 102/24 116/23 118/11 119/8 124/3 125/17 134/23 137/9 142/2 142/7 152/3 168/24 250/13 252/13 255/20 259/13 265/17 266/5 275/12 286/23 316/25 State's [5] 81/1 138/12 150/21 236/6 252/20 stated [1] 18/23 statement [9] 116/19 116/20 119/1 122/2 145/12 254/3 282/13 298/4 310/11 statements [2] 207/17 298/10 states [4] 36/23 191/13 275/2 275/11 statewide [3] 38/23 39/3 48/7 stating [2] 166/3 187/7	status [4] 41/6 174/22 175/3 204/14 statute [3] 231/7 234/19 269/3 statutes [9] 166/14 167/3 167/5 268/6 268/9 268/12 269/16 270/21 301/16 stay [1] 91/5 staying [2] 292/24 292/25 steal [1] 106/19 step [1] 11/14 STEPHANIE [1] 2/7 stepped [1] 218/3 steps [2] 199/14 209/24 Steve [11] 55/14 102/17 212/12 212/17 213/5 213/14 213/21 214/1 261/4 283/12 317/23 STEVEN [1] 2/10 still [24] 6/7 8/5 13/4 21/8 30/13 51/25 52/2 85/7 86/7 138/2 145/12 145/15 170/19 242/21 242/22 249/8 249/17 256/23 259/6 262/11 268/24 276/16 281/4 330/4 stop [3] 8/16 225/6 245/14 stopped [1] 193/21 store [6] 74/8 165/3 168/21 178/11 184/7 192/11 store's [1] 115/8 stored [2] 161/13 163/4 stores [2] 153/4 153/10 Storey [4] 86/19 136/17 136/25 137/5 storing [4] 61/7 184/2 184/4 184/6 story [1] 47/11 straight [1] 161/9 street [7] 6/9 71/12 110/1 110/16 245/8 246/15 247/3 strict [9] 14/4 154/17 154/21 156/2 156/6 156/10 160/4 161/12 234/8 stricter [1] 14/2 strictly [3] 96/21 99/1 332/6 strike [9] 140/22 141/9 145/25 288/24 294/3 295/17 303/14 308/14 314/7 stringent [1] 13/16 stroke [1] 32/16 structure [3] 89/1 111/13 294/24 struggles [2] 120/22 120/25 studied [1] 49/1 study [1] 48/25
----------	---	---	---	--

S	sums [2] 84/23 85/1 superior [6] 21/20 37/16 118/22 323/23 324/13 324/18 supervision [1] 265/3 supervisor [1] 189/8 supplement [2] 145/9 160/23 supplemental [1] 166/25 supplementing [1] 145/8 suppliers [1] 244/18 support [4] 9/13 66/23 87/4 121/18 supporting [1] 26/20 suppose [4] 21/4 21/5 164/10 178/23 supposed [20] 19/1 42/19 100/17 106/19 138/24 146/17 153/18 167/16 169/17 177/14 177/16 177/19 177/22 178/1 231/6 253/12 313/22 323/6 323/18 323/21 Supposedly [1] 71/20 supposition [1] 10/6 Supreme [1] 333/21 sure [78] 7/23 11/7 14/25 20/21 20/22 22/25 25/18 30/1 31/3 34/3 39/6 59/19 59/19 60/25 71/23 71/24 84/3 84/6 87/9 87/20 90/12 103/2 103/9 110/14 116/10 118/7 119/15 119/16 127/5 130/8 130/10 130/17 132/14 138/4 141/14 153/15 161/23 167/1 168/9 173/15 182/13 190/20 194/15 204/8 210/21 211/3 211/25 218/10 218/13 219/3 220/1 222/6 222/6 225/8 227/19 229/25 241/4 241/23 242/11 245/12 247/22 249/18 254/15 271/23 272/20 273/17 275/8 281/7 287/14 293/19 304/7 311/17 312/21 317/1 321/15 322/1 333/25 334/2 surprise [10] 18/12 25/11 95/22 96/7 96/12 96/17 106/13 106/24 107/3 142/10 surprised [4] 120/5 121/9 137/4 139/10 survive [1] 87/6 suspensions [2] 248/25 249/20 sustain [1] 220/10 sustained [4] 105/9 105/14 190/1 251/6 swear [1] 151/22 Sweet [1] 327/22 swinging [1] 160/12	sworn [3] 4/8 151/25 257/1 system [17] 43/7 78/7 142/24 183/2 184/8 184/9 186/2 186/3 186/3 186/16 186/19 186/20 186/21 186/23 187/16 190/24 195/16 systems [1] 184/18	T take [25] 11/14 26/16 64/24 70/8 78/19 86/16 103/17 103/18 122/21 126/4 140/14 151/18 178/17 188/11 199/14 209/17 231/6 232/13 234/10 234/25 239/3 239/6 239/7 239/8 253/3 taken [8] 64/14 74/11 209/24 238/12 256/7 257/18 259/20 335/2 takes [2] 57/23 138/12 taking [5] 11/17 41/15 64/16 125/2 186/7 talk [21] 33/11 49/14 71/23 76/15 77/4 108/17 115/23 116/2 120/10 121/5 122/25 131/18 136/6 139/4 142/18 186/2 186/6 186/14 186/19 244/23 256/13 talked [37] 10/9 12/15 14/18 25/2 34/2 38/10 41/19 49/2 57/3 71/20 71/22 71/22 71/23 77/2 77/14 77/15 77/16 77/16 77/18 104/6 106/2 106/2 109/23 111/3 113/23 114/1 141/13 142/6 142/10 142/15 144/18 148/7 149/14 150/7 158/1 158/18 247/19 talking [33] 4/22 6/20 8/16 12/16 12/18 31/19 32/16 49/4 49/6 50/13 57/3 64/4 66/21 69/18 72/14 73/4 75/12 80/14 81/15 93/8 129/11 137/13 167/18 168/10 204/22 219/13 242/19 293/20 293/21 293/23 305/23 315/22 326/8 talks [4] 24/15 111/25 112/8 113/3 tape [2] 148/23 148/23 task [15] 67/18 68/18 72/3 72/4 72/13 72/13 73/14 73/25 81/11 81/14 81/18 240/3 240/5 308/4 308/16 tasked [2] 230/12 230/15 tax [45] 36/9 80/7 81/19 101/15 107/5 107/10 119/8 119/11	120/9 127/17 127/17 149/8 248/22 248/24 264/22 265/4 265/5 265/8 265/12 265/15 268/5 270/12 271/3 271/12 271/15 272/1 272/12 272/23 273/9 273/22 274/5 274/14 276/8 277/7 277/18 278/4 278/11 278/14 279/9 286/1 286/3 325/14 325/22 328/15 338/10 Taxation [35] 23/12 26/17 59/20 61/16 68/7 69/22 72/16 76/13 76/18 105/23 106/14 106/22 139/15 144/24 145/19 185/7 187/2 187/15 249/7 258/10 258/16 260/10 260/22 262/10 262/17 263/5 263/6 264/22 273/20 276/9 288/25 289/3 289/10 289/20 336/16 Taxation's [1] 328/22 taxes [7] 108/8 108/10 108/11 144/19 278/9 332/9 332/9 taxpayers [1] 328/22 teach [1] 112/22 team [12] 49/16 133/1 134/6 134/20 200/18 212/20 212/24 214/4 214/7 290/4 290/5 309/13 Teddy [4] 292/21 311/15 318/10 326/7 telephone [3] 259/15 260/22 261/17 tell [37] 11/5 47/11 59/10 66/12 71/15 77/14 83/24 90/5 91/23 96/5 107/16 108/4 127/11 135/3 142/15 153/5 182/22 185/24 190/15 190/24 198/19 219/5 219/9 219/24 232/10 249/6 250/9 251/19 257/1 258/13 259/15 262/16 285/22 290/7 310/18 310/21 335/12 telling [10] 42/4 48/19 60/5 106/21 165/2 169/16 178/3 185/5 207/18 208/14 tells [2] 68/21 91/24 temporary [10] 290/10 291/2 291/16 291/22 294/9 294/12 295/19 295/24 309/13 309/23 temps [1] 221/2 ten [4] 157/4 157/8 176/9 283/24 tend [2] 165/4 182/10 tenders [1] 19/15 Tenorio [2] 249/4 249/19	tenure [4] 283/24 284/11 308/8 309/4 terminate [1] 11/5 terminated [1] 11/13 terms [28] 26/4 26/17 28/7 154/23 155/3 157/14 191/4 263/7 263/15 264/3 264/20 265/3 265/4 265/4 286/6 286/10 287/25 291/5 296/6 296/10 298/2 298/22 303/10 305/17 313/25 317/8 323/10 328/10 terpenes [1] 165/18 Terry [2] 46/22 46/22 Terry's [1] 46/21 test [2] 165/5 174/3 tested [16] 164/17 164/25 165/4 165/9 165/11 165/12 165/17 165/21 165/24 166/1 167/7 171/16 171/17 171/21 174/8 204/18 testified [29] 4/9 66/15 90/12 93/20 94/6 95/13 106/10 109/1 114/4 117/20 118/18 122/9 123/1 123/17 123/22 129/22 130/21 131/3 152/1 194/2 207/4 207/13 243/23 286/7 301/21 328/5 329/9 330/6 330/10 testify [4] 125/6 138/20 143/5 143/15 testifying [3] 187/5 237/15 336/10 testimony [37] 37/15 38/2 38/9 48/20 66/20 76/17 76/22 111/4 114/14 114/15 114/18 121/6 121/20 131/23 139/6 141/23 147/23 151/6 151/7 152/19 159/14 161/3 187/11 187/19 229/12 236/10 236/12 237/2 237/8 253/21 255/14 306/7 309/18 310/4 331/7 332/12 336/15 testing [11] 164/19 164/23 165/6 165/13 168/18 168/23 170/15 171/22 172/1 174/10 174/17 tests [2] 166/14 174/11 text [13] 167/14 260/18 261/3 261/5 261/7 261/9 261/11 261/13 261/15 261/18 277/2 277/4 330/13 TGIG [2] 70/11 250/21 than [64] 9/16 9/21 13/16 14/3 14/8 21/25 25/9 25/14 26/3 28/6 32/9 32/22 52/11 53/1 65/5 69/22 69/24 71/6 86/4 97/1 112/24
----------	--	---	---	--	---

<p>T</p> <p>than... [43] 114/11 117/19 118/25 122/19 123/6 126/16 134/17 136/22 138/22 144/18 148/12 148/22 154/24 155/23 158/14 160/11 161/14 173/10 173/13 173/24 174/19 175/15 176/4 178/5 179/24 182/18 184/8 196/20 204/9 206/3 232/18 242/6 247/20 261/16 275/11 285/13 303/12 303/24 314/16 315/10 320/4 326/25 328/4</p> <p>thank [77] 4/10 4/14 4/18 22/9 22/13 22/15 22/18 37/24 37/25 78/9 78/11 79/3 95/11 103/11 103/12 103/13 103/20 103/24 114/23 122/9 131/7 138/9 140/9 150/23 150/24 151/2 151/12 151/13 152/2 152/9 152/12 152/13 179/15 180/1 198/2 198/21 205/9 208/3 218/18 222/12 223/19 223/20 225/12 227/24 231/24 235/22 235/24 236/2 248/11 248/17 251/10 252/5 252/7 252/17 252/21 253/8 253/11 255/2 255/3 255/5 264/10 269/2 276/15 281/16 302/24 306/24 307/19 313/7 321/3 322/25 330/23 332/11 334/17 334/21 334/25 336/23 337/5</p> <p>Thanks [1] 173/19</p> <p>that [1796]</p> <p>that'll [2] 132/20 253/17</p> <p>that's [183] 5/18 6/17 7/23 8/11 10/2 10/5 10/10 11/18 15/11 16/10 16/15 18/8 18/9 18/15 22/8 22/9 23/25 24/16 25/23 25/23 25/23 28/4 30/1 30/6 31/8 32/10 33/1 33/2 33/6 33/8 33/22 34/6 35/5 36/20 40/5 41/17 42/12 43/11 44/4 44/5 47/10 48/16 48/20 49/22 50/21 52/20 53/12 53/19 54/8 57/12 58/5 58/15 58/23 59/23 61/21 62/16 62/20 62/23 64/2 65/8 70/3 71/5 71/24 72/22 73/23 73/23 75/5 75/6 75/19 76/7 76/16 77/8 79/9 80/8 81/5 82/8 83/10 84/19 86/2 87/20 92/7</p>	<p>95/2 97/1 98/25 100/1 100/18 101/3 101/5 102/20 105/5 105/7 105/21 109/21 113/14 113/15 114/9 117/18 117/24 120/9 121/3 121/4 121/12 122/5 125/19 126/15 128/14 129/12 130/3 130/3 133/5 133/15 134/16 136/9 136/10 137/9 137/16 139/3 147/11 148/13 148/13 150/15 154/2 154/21 159/12 160/17 162/16 163/11 169/10 172/21 178/20 185/18 187/2 187/11 189/3 190/2 197/11 198/3 198/13 201/4 204/16 204/19 206/2 208/17 211/13 211/15 218/14 220/22 221/14 223/8 227/18 227/22 229/3 229/9 229/15 231/15 231/17 235/4 235/6 235/14 235/21 241/7 242/2 242/15 242/20 243/15 245/5 245/18 253/23 257/24 263/24 264/8 291/12 293/23 305/23 307/18 314/3 314/5 319/6 322/15 327/21 330/23 334/24 336/25</p> <p>THC [72] 4/25 6/2 10/11 10/14 10/23 10/24 14/16 14/23 15/18 16/7 16/8 16/21 18/16 21/1 23/1 23/3 26/2 79/4 79/6 79/9 79/14 80/17 80/20 81/8 87/11 87/19 87/24 89/7 89/12 91/2 91/16 91/20 92/1 93/3 95/13 96/7 96/12 97/18 99/25 102/3 102/4 104/14 105/17 106/11 107/18 107/21 107/25 112/13 117/16 117/20 117/25 118/4 118/5 118/24 119/5 119/5 119/17 119/19 120/2 120/13 120/18 120/23 121/17 122/2 122/6 123/13 137/17 137/25 139/13 145/18 147/13 148/15</p> <p>THC's [9] 11/11 90/10 97/16 118/14 118/21 122/12 122/16 123/3 144/8</p> <p>theft [4] 10/15 154/18 156/3 160/4</p> <p>thefts [2] 10/23 106/6</p> <p>their [95] 6/15 7/2 7/13 7/17 8/13 18/25 19/1 27/9 37/1 41/6 55/22 63/19 65/17 72/19 85/1 88/24 89/1 96/3 96/11 99/14 115/8 124/6</p>	<p>160/11 161/14 161/16 162/25 163/1 163/2 163/3 163/5 163/6 165/11 167/21 170/9 170/11 172/3 176/19 178/14 178/17 178/18 178/23 180/15 180/19 182/15 182/16 183/10 183/21 184/7 184/14 185/9 186/1 186/2 186/14 186/15 186/18 186/20 186/22 190/21 190/21 191/17 191/20 199/17 199/17 199/23 209/19 213/5 214/1 215/23 224/4 228/25 229/2 232/13 237/24 238/3 242/5 242/24 243/10 244/25 245/20 252/2 252/2 258/21 269/20 316/23 317/3 318/2 323/6 323/10 323/19 323/21 324/23 326/19 329/16 329/18 331/15</p> <p>theirs [1] 32/9</p> <p>them [171] 5/10 7/13 13/3 19/12 19/20 20/17 23/23 24/5 24/24 27/9 27/9 28/1 30/6 30/25 35/12 35/16 40/7 40/8 40/16 43/19 45/11 46/19 52/15 54/2 58/3 58/16 64/16 64/21 65/15 74/22 75/25 76/3 77/2 77/3 77/17 80/9 87/1 87/1 87/2 92/2 93/9 95/7 96/4 102/18 105/20 105/21 106/16 106/17 112/25 113/13 116/5 135/3 135/6 135/7 135/10 136/3 137/4 148/20 149/16 153/7 154/22 155/2 155/4 155/15 155/17 156/3 156/19 156/25 157/7 157/15 157/16 157/18 157/21 158/22 158/23 159/1 159/20 159/25 160/9 161/21 162/17 162/18 162/19 162/23 163/8 164/15 164/21 165/2 166/7 166/23 166/23 166/24 167/12 167/13 167/14 168/19 169/6 170/12 170/21 170/24 171/1 171/15 171/17 172/5 172/14 172/21 173/22 174/2 175/20 175/24 176/21 178/3 178/7 178/13 178/14 180/13 181/1 182/4 182/6 182/7 182/11 182/13 182/22 183/1 183/13 184/13 185/3 185/4 186/23 187/13 188/20 188/22 189/3 191/19 191/25 192/16 195/15</p>	<p>195/16 201/17 201/21 203/3 205/5 205/8 209/3 209/6 209/9 210/24 214/23 215/1 215/4 215/9 215/20 217/12 220/4 220/8 221/2 224/25 225/4 237/15 241/20 242/16 243/6 251/3 253/5 265/10 286/5 291/10 291/10 317/20 318/19 337/3</p> <p>themselves [3] 15/15 55/20 251/2</p> <p>then [91] 5/25 6/5 7/24 8/22 11/17 14/25 19/13 20/2 20/8 21/13 24/18 25/13 27/4 35/7 41/23 45/10 48/21 49/5 53/14 55/21 56/23 57/8 63/7 74/11 75/8 77/2 81/19 84/7 89/9 90/23 91/6 91/10 94/2 98/8 100/4 101/23 104/24 105/16 107/10 114/4 119/9 120/4 123/8 124/19 133/6 133/12 135/9 140/21 141/1 143/22 146/20 149/1 150/20 157/1 165/17 165/25 167/19 170/5 170/21 172/24 175/17 176/21 179/4 186/18 192/16 192/18 195/16 199/18 203/24 206/2 208/21 209/3 219/3 227/6 228/12 240/3 253/23 254/24 258/10 286/6 287/4 290/11 301/22 302/24 320/18 324/23 327/21 329/19 329/21 333/1 336/14</p> <p>THEODORE [1] 2/5</p> <p>Therapeutic [1] 45/22</p> <p>there [198] 4/21 6/5 6/9 7/19 10/10 11/24 12/12 12/13 12/15 12/21 13/7 13/19 14/15 14/16 14/19 14/23 16/10 16/22 16/24 17/4 18/3 20/9 20/15 20/15 20/16 20/21 20/22 21/7 21/8 21/16 26/25 36/5 37/6 37/18 39/21 39/21 40/14 41/16 42/21 46/4 48/21 50/17 51/20 53/3 54/20 54/24 63/4 63/19 68/13 68/14 71/18 73/4 73/5 76/24 87/3 87/6 87/20 88/7 89/9 90/13 90/18 90/22 91/3 91/4 92/12 95/22 95/23 98/14 100/25 101/23 102/15 103/2 109/1 109/5 111/16 111/21 113/15 114/5 117/16 119/6 119/20 121/7 126/24 128/6 129/25 132/22 133/18 136/18</p>	<p>137/24 142/13 143/18 144/6 144/21 147/8 152/25 155/13 157/13 159/19 169/13 173/21 174/14 177/18 177/21 179/9 183/4 183/12 185/18 186/9 190/11 190/13 192/21 193/24 199/22 200/15 201/7 202/17 211/24 215/22 215/22 218/5 223/8 223/22 225/19 225/22 225/23 226/5 226/8 231/5 231/7 234/21 237/8 240/5 240/14 241/4 242/17 243/2 244/7 244/22 246/12 246/22 246/23 247/8 247/11 249/17 251/25 252/23 253/2 254/3 255/8 255/8 255/11 257/1 257/4 258/15 259/19 262/24 263/3 263/18 263/21 265/12 267/16 271/13 272/9 274/2 274/25 275/18 277/5 277/7 278/2 278/10 278/17 279/11 283/4 283/11 283/24 284/11 288/25 289/9 289/18 289/23 292/4 293/2 294/6 294/25 295/4 304/19 316/22 317/1 317/5 317/21 319/4 319/12 326/4 329/13 333/1 333/13 334/1 335/21</p> <p>there's [43] 5/12 9/11 9/12 12/14 15/24 16/2 18/11 18/16 22/7 24/17 27/14 36/23 37/14 38/2 38/19 65/17 74/5 74/10 76/22 81/8 87/3 87/6 91/23 99/2 99/13 100/22 126/12 127/12 143/23 145/2 148/9 157/1 158/14 158/15 158/16 158/18 167/6 167/6 177/15 194/15 201/7 231/22 253/22</p> <p>thereafter [2] 107/9 107/12</p> <p>therefore [1] 45/20</p> <p>thereof [1] 204/11</p> <p>these [85] 14/24 39/7 39/19 48/5 49/3 66/6 74/2 83/16 86/24 87/8 87/17 90/4 90/16 91/25 116/9 116/23 118/7 133/7 134/17 135/11 135/17 143/22 146/17 152/20 155/2 157/17 159/3 159/19 166/5 166/22 169/22 171/9 171/14 172/3 172/15 172/16 172/20 172/25 173/10 173/22 175/25 188/8 190/10 191/8 191/20 192/21 192/22</p>
---	---	---	--	--

<p>T</p> <p>these... [38] 193/2 193/10 193/15 194/9 194/10 198/8 208/11 210/21 215/21 217/21 221/17 222/22 223/10 225/1 230/16 230/20 236/12 236/15 236/20 240/22 240/24 241/3 241/9 241/23 242/21 243/18 247/25 250/18 250/19 250/25 258/13 267/7 267/22 299/21 309/13 315/10 315/18 317/8</p> <p>they [486]</p> <p>they'd [2] 159/5 160/17</p> <p>they'll [6] 27/4 27/5 30/17 30/20 178/13 187/16</p> <p>they're [39] 6/9 26/22 27/3 28/1 28/2 32/8 40/2 40/10 40/15 40/18 43/19 43/20 46/9 46/15 46/17 48/9 65/14 86/25 90/7 119/4 147/12 149/9 149/11 150/2 164/6 169/17 174/4 178/14 185/6 190/2 206/5 216/11 224/17 228/19 229/9 229/14 244/14 244/23 245/5</p> <p>they've [5] 26/19 149/13 157/25 204/9 250/23</p> <p>thing [20] 9/15 10/17 16/21 18/16 19/6 19/16 59/7 61/22 62/23 97/12 100/5 100/8 125/19 138/19 149/18 149/19 165/1 176/3 184/16 248/16</p> <p>things [26] 21/13 25/25 31/2 32/18 35/13 75/11 85/7 89/5 108/3 116/9 144/22 149/19 163/4 165/12 186/8 187/17 192/9 204/8 245/1 267/18 291/18 294/22 294/24 299/21 329/4 332/10</p> <p>think [85] 4/24 5/8 7/20 11/7 17/9 23/8 24/15 26/22 33/9 38/9 39/12 40/19 42/18 50/15 53/6 54/4 54/11 58/4 63/25 86/4 86/24 86/25 87/20 90/8 90/12 93/25 94/5 95/19 97/4 100/12 103/4 108/6 111/4 113/23 113/25 113/25 114/4 116/8 116/9 117/11 117/15 118/11 118/18 123/6 123/17 124/17 125/1 125/3 125/7 126/13 127/10 127/20 136/7 137/9 139/11 148/9 149/7</p>	<p>149/8 149/25 163/12 166/10 207/4 211/9 217/18 218/14 218/20 223/17 238/22 239/15 248/10 253/22 254/19 285/2 301/2 305/15 317/25 318/3 319/13 319/15 319/17 329/9 330/23 334/20 335/1 335/12</p> <p>thinking [4] 34/10 129/1 129/13 310/21</p> <p>third [6] 53/23 54/4 57/18 170/1 170/6 170/6</p> <p>thirds [3] 157/10 170/1 171/3</p> <p>this [289] 8/14 9/11 10/6 11/19 12/6 12/9 12/9 13/1 13/8 15/3 17/9 18/17 21/19 22/22 22/24 26/20 27/15 35/23 38/2 38/3 38/23 41/4 43/13 48/7 50/14 52/1 52/11 61/2 61/18 65/19 66/10 66/12 66/20 67/19 68/5 72/23 81/1 82/12 83/9 83/13 83/14 83/24 86/17 89/21 90/2 90/10 91/5 91/9 91/22 91/23 91/24 94/22 94/23 96/19 97/16 103/4 104/6 105/21 108/11 108/12 109/6 112/13 114/15 117/1 117/2 117/3 117/15 118/8 119/3 119/11 119/15 120/2 120/16 120/23 122/10 122/12 124/16 125/5 125/16 126/21 127/10 127/11 129/17 132/24 133/1 134/2 134/21 136/9 137/11 137/12 138/2 138/4 138/16 138/19 138/24 140/11 140/15 140/16 140/21 141/2 141/6 141/16 142/4 142/6 142/11 142/19 142/22 143/3 143/6 143/9 144/14 145/16 146/21 147/1 147/5 147/8 147/9 147/16 147/19 148/10 148/22 148/23 149/10 150/9 152/23 153/17 153/18 153/21 154/19 155/3 156/17 156/22 157/5 157/12 158/21 159/12 160/2 160/17 161/6 162/14 162/19 162/25 164/12 164/16 165/2 165/15 167/18 167/20 167/23 167/23 167/24 168/1 168/9 168/10 169/10 172/11 172/18 172/19 173/6 173/23 173/23 173/24 175/23 175/23 175/23</p>	<p>176/11 177/13 177/22 178/20 179/1 179/13 180/6 181/8 181/9 181/23 182/2 182/7 182/9 183/1 185/5 185/6 185/16 186/1 186/2 186/14 187/7 189/10 190/19 191/20 192/1 192/2 192/5 192/8 192/13 192/13 192/16 192/17 195/5 196/13 198/12 198/25 199/2 199/5 199/8 199/9 199/10 199/11 200/11 200/22 201/4 202/14 202/18 202/18 202/21 205/11 206/12 206/20 208/11 208/13 208/16 211/12 211/15 211/17 212/15 214/4 215/24 216/1 216/10 216/13 217/13 219/18 219/25 221/24 222/9 222/14 222/18 224/11 225/25 226/5 226/15 229/20 231/23 231/23 232/3 232/17 234/10 234/10 234/14 235/13 236/6 236/7 237/6 242/18 242/18 242/23 244/11 244/12 246/23 247/2 247/12 248/6 248/7 249/19 249/21 250/20 254/8 257/5 258/1 264/10 270/3 271/2 279/16 280/25 293/25 300/5 304/7 304/14 317/7 317/22 322/12 322/12 327/16 327/17 327/25 331/3 336/8 336/17 337/6 338/9</p> <p>Thomas [4] 55/24 56/5 56/6 56/7</p> <p>thorough [1] 41/17</p> <p>those [161] 8/5 8/17 8/19 10/18 10/23 11/3 11/16 14/13 15/1 15/23 17/5 18/24 19/19 21/7 25/25 32/11 32/12 35/14 35/21 39/13 48/16 48/17 49/1 49/11 50/10 52/9 52/21 53/15 54/5 67/24 69/17 72/22 81/20 81/22 85/7 86/11 86/22 86/25 87/1 89/4 89/6 91/12 96/2 103/1 106/5 106/11 107/24 108/1 108/3 111/5 118/10 120/7 120/25 125/11 126/7 127/4 130/16 131/20 133/8 133/22 134/11 134/12 135/18 146/10 148/4 149/20 153/22 154/9 157/8 157/15 158/9 158/12 158/20 160/23 165/7 165/12 166/17 166/21 167/19 169/21</p>	<p>176/14 178/4 179/9 188/18 189/6 189/6 191/4 192/1 192/4 192/7 192/14 200/9 201/18 201/21 203/7 203/16 204/25 205/23 209/10 209/25 211/1 214/3 223/10 227/4 228/5 228/23 229/4 231/3 231/6 233/20 233/25 234/4 234/5 240/8 240/24 241/22 251/24 266/15 270/3 271/4 271/14 272/11 272/11 272/22 273/3 275/1 275/16 277/18 281/3 284/3 285/3 285/5 285/7 286/19 290/4 291/4 291/9 291/18 291/19 294/14 295/2 295/7 300/7 300/8 302/7 308/10 309/23 310/5 315/11 316/20 325/6 325/15 325/16 325/25 326/4 326/12 327/2 327/5 328/9 328/16 332/2</p> <p>though [21] 4/23 6/17 6/22 8/3 8/15 9/8 9/22 21/15 32/19 41/13 47/5 49/6 84/22 85/25 100/12 113/2 129/8 138/3 139/25 143/22 252/20</p> <p>thought [33] 5/10 10/17 11/13 13/24 15/6 15/11 21/21 21/23 42/6 42/9 42/12 48/22 51/2 51/2 51/4 52/25 53/4 56/16 60/14 63/11 63/13 63/21 74/6 75/6 83/8 132/7 140/20 143/4 171/8 176/15 176/17 177/2 215/2</p> <p>thoughtful [8] 182/16 191/7 191/9 191/10 191/12 191/14 191/15 192/13</p> <p>thousand [1] 20/8</p> <p>thousands [2] 258/8 258/13</p> <p>threats [2] 252/23 253/1</p> <p>three [39] 4/25 18/6 18/6 53/8 53/23 56/9 56/14 56/17 57/8 68/3 85/13 85/14 85/24 86/1 86/8 86/11 101/8 102/12 108/13 110/25 112/23 114/14 118/1 122/22 123/6 133/8 134/8 150/17 163/3 191/25 199/20 215/10 215/22 217/11 233/18 242/6 255/11 293/25 297/11</p> <p>three months [1] 293/25</p> <p>three-compartment [1]</p>	<p>163/3</p> <p>three-page [1] 255/11</p> <p>Thrive [9] 22/22 37/19 37/20 65/10 65/17 78/3 229/3 229/6 237/24</p> <p>through [41] 14/14 23/24 39/8 39/19 39/19 39/20 41/12 43/25 48/5 51/17 52/6 56/24 63/20 99/14 102/24 124/17 124/18 124/19 127/10 149/10 149/21 149/22 155/23 156/22 164/14 168/11 171/8 175/1 176/14 176/25 182/25 190/19 192/16 193/9 211/6 236/7 240/22 249/21 255/21 255/25 315/22</p> <p>throughout [5] 34/14 200/2 220/18 236/6 269/19</p> <p>THURSDAY [1] 1/12</p> <p>thus [1] 219/20</p> <p>Tick [1] 261/14</p> <p>till [1] 52/13</p> <p>time [79] 6/2 7/5 7/5 9/1 13/5 14/23 15/6 28/19 30/20 34/15 34/21 40/5 50/4 52/10 52/11 60/12 62/13 62/19 68/19 78/17 84/14 85/4 102/23 106/20 109/5 110/4 110/5 112/13 117/8 125/1 127/16 129/25 149/10 152/11 153/11 162/4 166/9 166/10 171/4 176/5 177/3 177/19 188/21 189/10 189/12 191/24 193/9 197/3 199/9 204/11 212/13 225/22 235/12 241/20 244/20 249/12 249/14 260/5 260/6 262/16 264/12 276/21 278/2 284/8 284/10 285/1 286/5 292/2 292/4 297/10 304/13 328/24 329/4 330/21 331/24 334/18 336/8 336/10 336/17</p> <p>times [12] 18/6 24/5 67/23 76/14 103/1 104/6 104/10 104/11 120/2 123/7 148/21 185/12</p> <p>Tina [2] 261/24 283/14</p> <p>tired [1] 71/10</p> <p>title [2] 94/16 195/4</p> <p>tobacco [1] 328/14</p> <p>today [18] 22/16 43/20 55/11 79/12 83/6 85/14 121/1 123/2 123/18 124/18 131/5 187/11 218/19 222/8 256/23 257/3 304/18 332/19</p> <p>TODD [1] 2/11</p> <p>together [15] 22/14</p>
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T	243/3 trained [28] 152/20 153/5 162/17 164/15 166/7 166/13 169/21 170/7 170/7 172/14 174/5 175/20 180/5 190/25 191/3 191/6 191/7 196/19 208/23 209/3 210/24 215/8 215/20 220/8 227/4 237/20 242/15 243/6 training [41] 154/22 155/2 155/4 166/19 176/25 180/16 181/6 182/1 190/6 190/11 190/14 191/19 191/25 195/25 196/19 197/2 197/19 199/25 201/17 201/21 210/3 214/20 215/9 216/24 217/3 217/11 220/2 220/4 226/15 234/22 240/21 241/15 241/16 243/12 243/13 258/3 263/14 295/18 295/19 295/21 296/6 TRAN [1] 1/1 TRANSCRIBED [1] 1/25 TRANSCRIBER [1] 338/16 TRANSCRIPT [3] 1/7 338/3 338/9 transfer [3] 102/15 102/24 103/4 transferred [3] 101/7 333/3 333/7 transparency [1] 141/23 transparent [1] 142/3 transport [3] 176/8 180/10 180/17 transportation [5] 27/23 175/21 178/22 179/3 181/16 transported [3] 176/5 178/10 204/11 transporting [1] 178/13 treated [2] 148/11 289/24 treatment [3] 28/2 96/17 250/25 trial [7] 1/13 224/22 225/15 225/18 236/7 236/8 249/21 tried [4] 68/24 70/5 74/18 221/16 trimmers [1] 106/8 trip [1] 178/4 triple [1] 92/25 TRNV [3] 46/21 86/18 87/9 trouble [2] 163/21 249/15 trucker [2] 78/16 103/20 true [12] 21/8 28/4 34/6 36/6 36/7 40/5 81/5	89/4 93/10 114/9 272/9 287/4 truncated [1] 309/17 trust [9] 101/8 101/11 101/13 101/16 101/18 101/25 102/3 102/4 102/8 truth [5] 66/12 107/17 139/23 220/5 257/1 truthfully [1] 131/3 try [10] 4/22 138/16 218/25 219/2 224/6 224/11 225/22 254/13 257/10 335/13 trying [9] 10/5 36/22 37/20 74/19 190/15 198/3 198/6 220/20 318/15 TT [1] 61/15 Tuesday [1] 336/21 turn [17] 33/20 82/17 87/15 152/23 164/12 175/20 181/20 185/14 190/13 196/13 200/13 206/17 210/8 211/9 223/13 224/11 263/25 turning [1] 317/25 twenty [1] 144/13 two [49] 14/9 15/23 15/24 15/25 17/17 20/10 20/11 21/7 33/3 42/6 46/2 53/9 53/15 53/21 54/1 56/10 56/14 57/8 71/1 81/17 86/1 86/4 90/22 91/25 106/3 106/5 108/6 108/12 110/23 118/1 120/3 122/19 158/15 162/2 162/4 162/7 162/8 162/15 162/18 175/25 188/14 209/22 209/25 258/8 258/13 279/13 283/4 285/2 324/5 tying [1] 137/17 type [13] 11/2 112/9 134/14 149/5 165/23 178/15 203/9 203/11 203/12 204/1 206/8 229/23 283/16 types [3] 11/16 291/18 302/7 typically [8] 158/24 161/19 183/16 184/15 186/16 186/19 208/18 233/22	uncertainty [1] 334/13 uncle [1] 6/8 under [28] 11/10 11/11 18/25 47/6 49/12 57/7 81/5 89/8 90/25 102/13 113/12 130/21 131/5 150/3 171/2 222/6 230/23 247/7 250/13 262/15 266/15 268/6 296/20 297/11 301/22 302/6 323/4 328/19 understand [47] 10/5 20/3 25/3 44/4 44/18 62/8 65/4 73/2 74/6 75/1 75/5 75/6 76/12 100/24 116/1 128/24 130/20 132/1 141/3 148/21 158/3 160/16 164/15 166/3 166/4 166/11 169/16 173/15 198/13 211/3 217/17 217/20 220/18 221/12 221/16 224/9 225/17 226/17 251/22 256/16 256/20 256/24 257/17 302/3 311/16 331/18 333/17 understanding [38] 58/23 59/23 139/7 141/16 141/22 145/18 145/22 146/4 146/20 147/20 147/23 150/11 161/3 162/16 195/10 195/13 213/4 214/5 214/8 241/18 257/22 267/21 268/11 273/12 273/20 274/24 307/15 310/15 310/22 313/21 313/23 323/5 331/13 331/14 331/20 332/5 332/21 333/1 understood [21] 21/25 26/1 28/16 29/7 33/12 36/18 37/15 66/13 69/6 74/18 105/22 106/21 130/23 130/25 141/6 149/21 168/22 221/11 244/4 329/3 332/21 unfairly [1] 124/9 unincorporated [12] 5/6 13/18 42/22 43/1 43/24 44/2 44/7 44/17 45/2 54/3 85/18 93/10 United [2] 275/1 275/11 unlawful [2] 185/23 186/5 unless [1] 180/14 unlike [2] 141/7 185/10 UNLV [1] 285/4 unmarked [1] 178/15 unqualified [1] 145/14 unredacted [2] 88/11 93/17 until [17] 103/22 133/21 134/5 135/1 135/9 151/19 168/17 168/23 170/14 172/1 176/18 179/21 196/11	211/7 225/22 239/10 258/15 untrained [1] 145/14 unusual [1] 333/13 up [107] 5/10 6/7 6/23 11/22 12/2 16/15 17/3 17/6 22/12 24/17 36/14 37/23 41/7 47/15 48/23 52/13 57/22 58/11 61/9 65/24 69/10 69/17 69/17 74/1 78/18 79/17 79/23 80/7 82/9 83/9 85/11 89/18 90/20 98/7 98/12 100/7 100/7 100/14 100/15 106/16 109/10 115/12 116/21 118/8 118/10 120/2 120/11 122/25 124/14 128/17 132/18 136/12 137/5 137/10 137/15 137/18 138/4 139/25 140/4 141/1 141/5 143/8 146/23 149/1 152/14 152/14 160/14 167/14 169/25 172/11 177/6 178/13 179/18 179/22 179/23 179/23 180/2 188/6 194/11 194/14 196/11 197/6 197/12 198/7 206/19 215/5 216/14 218/23 221/23 221/24 222/5 224/1 224/19 226/5 227/20 231/11 232/18 240/21 240/25 249/15 252/18 253/3 256/17 260/6 285/16 313/25 333/24 update [1] 147/25 updating [1] 203/3 uploaded [1] 195/16 upon [6] 13/23 165/4 220/14 266/12 275/21 313/22 ups [2] 74/8 78/25 upset [1] 150/20 upstairs [1] 106/7 us [64] 6/1 8/12 9/17 11/20 11/22 11/23 15/25 16/1 19/4 19/4 35/22 51/15 53/12 54/19 57/12 58/15 59/8 59/19 63/13 63/21 65/12 66/7 67/6 70/9 74/23 76/7 79/16 83/25 90/5 99/6 107/22 112/22 134/9 142/11 142/15 148/20 148/20 148/21 148/22 152/19 153/5 154/8 160/15 168/12 172/10 178/13 182/22 185/24 190/15 190/25 198/19 204/24 219/6 222/4 224/8 224/23 226/6 232/10 235/16 250/8 253/9 257/14 257/15 328/9 use [36] 8/2 25/22 25/24 31/19 31/21
----------	--	--	---	---

<p>U</p> <p>use... [31] 31/24 50/1 50/12 58/5 58/6 63/16 74/21 74/24 78/6 128/6 145/23 147/9 151/16 178/14 178/18 178/23 183/10 186/4 188/16 188/19 188/24 201/18 206/2 211/4 224/22 257/13 264/17 266/4 275/22 291/22 294/8</p> <p>used [34] 5/14 49/22 49/25 63/14 73/15 82/20 91/16 104/25 105/17 105/22 128/7 128/7 128/9 128/11 145/10 149/9 163/23 178/22 183/9 186/4 192/10 193/10 199/10 200/2 201/12 208/17 211/1 211/12 211/16 291/1 292/8 292/18 293/11 312/22</p> <p>uses [1] 188/15</p> <p>using [9] 63/11 72/2 145/13 186/6 188/3 198/4 223/16 257/10 291/22</p> <p>usually [11] 27/1 27/1 27/2 27/4 50/17 64/2 96/2 108/3 149/13 149/15 186/2</p> <p>utilized [2] 318/18 322/25</p>	<p>179/2 179/8</p> <p>vehicles [1] 178/21</p> <p>verbal [3] 105/20 214/4 214/7</p> <p>verbatim [2] 203/8 205/15</p> <p>verbiage [3] 163/9 173/14 191/18</p> <p>verification [1] 190/24</p> <p>verified [2] 164/20 171/23</p> <p>verify [3] 149/2 165/11 188/1</p> <p>verifying [2] 176/22 190/6</p> <p>version [7] 52/5 90/23 90/24 91/2 93/17 209/23 327/19</p> <p>versions [3] 18/11 90/22 227/13</p> <p>versus [6] 33/1 142/7 191/21 192/13 310/19 310/19</p> <p>vertical [2] 36/19 36/24</p> <p>vertically [2] 37/3 37/6</p> <p>very [62] 6/9 11/25 11/25 14/11 15/6 17/19 19/5 22/2 25/3 26/4 26/8 26/15 26/19 27/21 28/19 34/15 40/12 41/2 50/4 50/4 50/6 51/5 51/12 54/11 57/15 63/10 64/9 67/10 67/13 67/17 68/7 68/15 68/17 74/22 75/20 77/21 82/5 82/6 87/2 103/17 107/12 113/16 117/25 138/21 143/3 161/11 161/13 164/22 166/8 166/24 178/4 184/7 185/5 195/16 197/10 231/9 235/2 241/20 251/10 254/18 324/4 336/15</p> <p>via [12] 261/3 261/3 261/3 261/5 261/7 261/9 261/11 261/13 261/15 261/17 276/24 277/2</p> <p>Vibe [11] 87/21 87/24 87/25 88/7 118/8 118/9 137/6 137/16 137/17 137/25 138/3</p> <p>video [12] 106/17 183/11 184/2 184/4 184/6 184/7 184/12 184/15 184/18 256/4 257/11 334/23</p> <p>videotape [2] 148/20 149/1</p> <p>view [3] 18/25 35/18 234/9</p> <p>violate [1] 271/4</p> <p>violated [12] 271/13 271/24 272/10 274/4 274/13 280/18 281/8 281/17 286/9 287/7 287/17 288/2</p> <p>violation [2] 272/21</p>	<p>324/23</p> <p>violations [2] 296/17 297/19</p> <p>Virginia [2] 110/1 110/16</p> <p>visceral [1] 236/1</p> <p>visible [1] 179/3</p> <p>visit [1] 229/4</p> <p>visiting [1] 228/23</p> <p>visitor [2] 185/10 185/11</p> <p>VISUAL [1] 338/4</p> <p>voice [7] 36/8 66/9 177/6 179/18 179/23 198/4 292/21</p> <p>voices [1] 4/16</p> <p>volunteer [1] 244/18</p> <p>volunteering [1] 244/20</p> <p>vote [1] 279/9</p> <p>voted [1] 13/23</p> <p>voters [6] 13/23 266/3 266/14 266/21 267/6 267/21</p> <p>voting [1] 274/14</p>	<p>17/9 30/3 31/6 34/3 38/23 48/22 55/18 58/17 64/25 70/12 71/24 73/8 73/25 80/9 80/11 81/18 85/19 96/11 97/9 99/18 101/18 108/10 120/19 122/18 123/23 125/5 125/8 131/25 138/23 160/1 170/10 174/15 175/16 175/17 182/13 197/21 199/16 205/11 208/21 209/21 210/17 214/20 216/24 226/14 229/21 243/1 248/6 292/5 294/6 312/19 332/5</p> <p>watch [4] 165/2 190/18 220/17 262/15</p> <p>water [1] 30/21</p> <p>way [40] 13/25 19/24 26/24 30/16 33/8 36/4 44/4 76/24 79/21 83/8 85/19 97/11 97/13 100/6 100/6 100/8 100/9 100/14 100/15 100/16 108/4 117/8 121/23 125/2 128/14 129/3 131/25 143/2 148/14 160/12 178/19 193/21 209/7 219/23 220/7 220/8 224/11 284/2 305/15 319/6</p> <p>we [321] 4/15 4/21 4/24 5/8 5/16 5/17 5/18 7/23 7/23 8/1 8/2 8/7 8/13 9/4 9/4 9/21 10/9 10/16 11/4 11/5 12/2 12/23 14/22 16/4 16/14 16/20 16/20 16/22 16/22 17/6 18/9 18/9 18/10 18/10 18/20 19/1 19/21 19/21 20/6 20/7 20/8 20/9 20/15 20/20 21/23 21/23 21/24 22/25 25/23 25/24 30/22 30/25 31/21 32/2 34/2 34/12 34/22 36/19 41/19 42/14 42/15 42/24 42/24 43/16 44/16 44/22 47/12 49/18 50/2 51/2 51/3 51/3 51/4 51/5 51/11 52/4 52/6 52/7 52/10 52/11 52/13 52/16 53/8 53/9 53/23 54/21 56/16 57/7 57/9 57/19 58/5 63/21 66/22 70/5 71/24 71/24 72/2 72/9 72/25 74/22 76/14 76/16 77/6 79/17 79/23 80/6 80/6 80/8 82/19 83/13 83/18 83/23 84/20 85/13 86/3 86/4 86/6 89/9 89/13 90/19 90/25 92/2 92/14 92/15 92/20 92/20 92/25 92/25 93/16 94/4 95/7 95/20 95/20 96/8 96/21 96/22 97/23</p>	<p>97/24 98/24 98/25 99/5 102/11 102/12 103/4 103/17 105/4 106/16 106/17 107/20 108/2 108/5 108/12 108/15 108/24 109/5 109/21 112/17 112/20 113/10 113/14 113/16 113/22 113/22 113/23 115/17 118/1 118/9 119/8 119/10 120/8 120/9 122/20 129/10 130/3 131/18 132/1 132/1 132/5 132/7 132/7 132/18 132/19 134/8 134/14 135/9 135/10 136/16 137/20 137/21 138/13 138/18 140/4 141/18 141/20 142/5 142/6 143/1 143/7 143/8 144/1 144/12 147/1 147/5 148/3 148/5 148/7 148/17 150/7 151/5 151/15 152/18 157/23 158/1 158/18 164/15 165/5 165/9 166/2 167/17 167/17 171/8 174/3 176/12 176/14 176/14 176/14 176/15 176/16 176/17 176/18 176/19 176/21 176/22 180/2 180/4 180/13 180/20 180/25 181/16 182/24 182/24 182/25 184/15 184/17 184/18 185/8 185/9 186/25 190/1 190/13 192/1 192/15 192/18 193/9 202/12 203/2 203/17 203/21 208/20 211/6 215/6 218/1 218/16 221/15 222/16 222/19 223/2 224/14 225/8 225/8 225/17 225/23 232/12 232/15 239/5 239/7 243/18 243/19 243/22 245/8 245/11 247/22 248/1 249/1 253/15 254/2 254/23 255/7 255/24 257/11 257/13 261/5 261/7 261/9 261/11 261/13 261/15 263/13 285/4 290/8 290/10 292/3 294/21 300/13 301/14 304/7 318/11 329/4 329/18 335/1 335/14 335/17 335/19 336/2 336/2 336/3 336/5 336/7 336/14 336/17 336/18</p> <p>we'd [2] 83/5 93/17</p> <p>we'll [12] 44/24 66/17 88/8 151/6 151/18 179/16 187/3 187/8 187/14 187/15 187/19 224/23</p> <p>we're [46] 4/4 4/15 8/17 11/24 15/16 39/10</p>
<p>V</p> <p>V-o-l-d [1] 276/14</p> <p>vacant [1] 189/9</p> <p>vague [27] 154/11 159/21 168/5 191/22 192/25 195/22 200/4 207/23 230/25 266/12 266/13 272/24 275/6 278/22 289/6 289/21 290/14 290/20 291/24 292/13 304/14 305/19 307/3 307/11 319/21 324/17 326/15</p> <p>validity [1] 188/4</p> <p>variety [1] 294/22</p> <p>various [5] 30/18 50/9 201/23 329/9 330/10</p> <p>vault [2] 160/11 161/13</p> <p>VEGAS [43] 4/1 5/3 5/3 5/5 5/14 16/8 16/9 16/18 16/21 16/23 28/14 29/10 40/12 40/14 42/3 42/9 43/2 43/10 43/14 43/18 43/22 50/3 53/7 53/8 53/16 54/1 54/2 67/4 85/16 85/16 85/20 92/4 93/11 104/7 104/18 104/22 105/18 117/3 117/23 118/6 118/15 195/14 338/12</p> <p>vehicle [6] 178/14 178/15 178/19 178/23</p>	<p>vertical [2] 36/19 36/24</p> <p>vertically [2] 37/3 37/6</p> <p>very [62] 6/9 11/25 11/25 14/11 15/6 17/19 19/5 22/2 25/3 26/4 26/8 26/15 26/19 27/21 28/19 34/15 40/12 41/2 50/4 50/4 50/6 51/5 51/12 54/11 57/15 63/10 64/9 67/10 67/13 67/17 68/7 68/15 68/17 74/22 75/20 77/21 82/5 82/6 87/2 103/17 107/12 113/16 117/25 138/21 143/3 161/11 161/13 164/22 166/8 166/24 178/4 184/7 185/5 195/16 197/10 231/9 235/2 241/20 251/10 254/18 324/4 336/15</p> <p>via [12] 261/3 261/3 261/3 261/5 261/7 261/9 261/11 261/13 261/15 261/17 276/24 277/2</p> <p>Vibe [11] 87/21 87/24 87/25 88/7 118/8 118/9 137/6 137/16 137/17 137/25 138/3</p> <p>video [12] 106/17 183/11 184/2 184/4 184/6 184/7 184/12 184/15 184/18 256/4 257/11 334/23</p> <p>videotape [2] 148/20 149/1</p> <p>view [3] 18/25 35/18 234/9</p> <p>violate [1] 271/4</p> <p>violated [12] 271/13 271/24 272/10 274/4 274/13 280/18 281/8 281/17 286/9 287/7 287/17 288/2</p> <p>violation [2] 272/21</p>	<p>W</p> <p>waiting [1] 250/7</p> <p>waive [1] 299/6</p> <p>walk [1] 163/10</p> <p>walking [3] 155/23 156/8 160/12</p> <p>want [50] 17/4 22/25 31/2 33/11 38/3 49/14 50/12 61/14 72/14 74/19 80/14 92/15 96/8 96/10 96/11 98/7 115/25 116/10 123/12 124/20 128/18 130/13 131/18 132/14 134/25 134/25 142/2 144/2 151/14 152/6 152/23 164/14 166/2 180/25 186/4 186/6 186/16 187/17 219/9 219/24 220/14 226/6 239/17 239/17 242/23 244/18 255/16 266/14 284/13 310/18</p> <p>wanted [36] 8/2 19/4 31/3 31/24 34/2 35/5 35/8 35/10 36/1 37/3 37/6 37/7 52/7 58/25 68/19 73/24 83/21 83/23 84/11 84/13 84/14 84/16 98/5 110/21 141/19 148/22 207/19 208/18 243/24 244/14 245/19 247/15 247/22 248/1 277/17 291/21</p> <p>wants [3] 142/3 205/25 230/10</p> <p>warehouse [1] 5/15</p> <p>warns [2] 246/10 247/1</p> <p>was [638]</p> <p>Washoe [2] 38/24 48/10</p> <p>wasn't [53] 6/16 14/13</p>	<p>17/9 30/3 31/6 34/3 38/23 48/22 55/18 58/17 64/25 70/12 71/24 73/8 73/25 80/9 80/11 81/18 85/19 96/11 97/9 99/18 101/18 108/10 120/19 122/18 123/23 125/5 125/8 131/25 138/23 160/1 170/10 174/15 175/16 175/17 182/13 197/21 199/16 205/11 208/21 209/21 210/17 214/20 216/24 226/14 229/21 243/1 248/6 292/5 294/6 312/19 332/5</p> <p>watch [4] 165/2 190/18 220/17 262/15</p> <p>water [1] 30/21</p> <p>way [40] 13/25 19/24 26/24 30/16 33/8 36/4 44/4 76/24 79/21 83/8 85/19 97/11 97/13 100/6 100/6 100/8 100/9 100/14 100/15 100/16 108/4 117/8 121/23 125/2 128/14 129/3 131/25 143/2 148/14 160/12 178/19 193/21 209/7 219/23 220/7 220/8 224/11 284/2 305/15 319/6</p> <p>we [321] 4/15 4/21 4/24 5/8 5/16 5/17 5/18 7/23 7/23 8/1 8/2 8/7 8/13 9/4 9/4 9/21 10/9 10/16 11/4 11/5 12/2 12/23 14/22 16/4 16/14 16/20 16/20 16/22 16/22 17/6 18/9 18/9 18/10 18/10 18/20 19/1 19/21 19/21 20/6 20/7 20/8 20/9 20/15 20/20 21/23 21/23 21/24 22/25 25/23 25/24 30/22 30/25 31/21 32/2 34/2 34/12 34/22 36/19 41/19 42/14 42/15 42/24 42/24 43/16 44/16 44/22 47/12 49/18 50/2 51/2 51/3 51/3 51/4 51/5 51/11 52/4 52/6 52/7 52/10 52/11 52/13 52/16 53/8 53/9 53/23 54/21 56/16 57/7 57/9 57/19 58/5 63/21 66/22 70/5 71/24 71/24 72/2 72/9 72/25 74/22 76/14 76/16 77/6 79/17 79/23 80/6 80/6 80/8 82/19 83/13 83/18 83/23 84/20 85/13 86/3 86/4 86/6 89/9 89/13 90/19 90/25 92/2 92/14 92/15 92/20 92/20 92/25 92/25 93/16 94/4 95/7 95/20 95/20 96/8 96/21 96/22 97/23</p>	<p>97/24 98/24 98/25 99/5 102/11 102/12 103/4 103/17 105/4 106/16 106/17 107/20 108/2 108/5 108/12 108/15 108/24 109/5 109/21 112/17 112/20 113/10 113/14 113/16 113/22 113/22 113/23 115/17 118/1 118/9 119/8 119/10 120/8 120/9 122/20 129/10 130/3 131/18 132/1 132/1 132/5 132/7 132/7 132/18 132/19 134/8 134/14 135/9 135/10 136/16 137/20 137/21 138/13 138/18 140/4 141/18 141/20 142/5 142/6 143/1 143/7 143/8 144/1 144/12 147/1 147/5 148/3 148/5 148/7 148/17 150/7 151/5 151/15 152/18 157/23 158/1 158/18 164/15 165/5 165/9 166/2 167/17 167/17 171/8 174/3 176/12 176/14 176/14 176/14 176/15 176/16 176/17 176/18 176/19 176/21 176/22 180/2 180/4 180/13 180/20 180/25 181/16 182/24 182/24 182/25 184/15 184/17 184/18 185/8 185/9 186/25 190/1 190/13 192/1 192/15 192/18 193/9 202/12 203/2 203/17 203/21 208/20 211/6 215/6 218/1 218/16 221/15 222/16 222/19 223/2 224/14 225/8 225/8 225/17 225/23 232/12 232/15 239/5 239/7 243/18 243/19 243/22 245/8 245/11 247/22 248/1 249/1 253/15 254/2 254/23 255/7 255/24 257/11 257/13 261/5 261/7 261/9 261/11 261/13 261/15 263/13 285/4 290/8 290/10 292/3 294/21 300/13 301/14 304/7 318/11 329/4 329/18 335/1 335/14 335/17 335/19 336/2 336/2 336/3 336/5 336/7 336/14 336/17 336/18</p> <p>we'd [2] 83/5 93/17</p> <p>we'll [12] 44/24 66/17 88/8 151/6 151/18 179/16 187/3 187/8 187/14 187/15 187/19 224/23</p> <p>we're [46] 4/4 4/15 8/17 11/24 15/16 39/10</p>

<p>W</p> <p>we're... [40] 39/16 39/18 44/24 46/2 47/12 51/8 51/17 63/10 64/15 87/24 88/7 103/18 103/23 110/23 118/9 124/16 126/18 127/5 130/17 146/2 184/21 215/6 219/12 220/13 225/21 239/8 239/20 243/24 245/12 245/13 245/13 247/16 247/16 248/7 248/7 256/22 293/23 304/7 313/14 334/20</p> <p>we've [12] 120/11 123/2 127/10 133/3 133/6 136/20 149/13 168/9 218/6 218/7 219/22 309/18</p> <p>weak [1] 18/24</p> <p>wearing [2] 148/16 148/24</p> <p>website [4] 107/24 205/12 205/14 208/21</p> <p>Wednesday [1] 202/15</p> <p>week [8] 66/22 107/13 188/14 198/5 218/23 225/1 241/16 258/17</p> <p>weekend [1] 337/4</p> <p>weeks [4] 274/1 279/13 335/8 335/11</p> <p>weight [3] 178/1 178/4 178/6</p> <p>Welch [3] 3/18 269/8 327/25</p> <p>welcome [9] 17/16 22/11 144/1 151/4 152/6 198/19 220/11 235/25 236/3</p> <p>well [96] 5/5 10/14 13/10 14/2 18/5 21/15 25/3 25/12 25/22 30/1 31/16 38/9 38/21 40/4 40/7 44/9 44/24 46/24 48/25 50/4 50/5 50/7 52/4 53/23 55/3 59/10 60/19 61/20 68/6 68/13 70/25 74/3 75/6 79/16 83/23 84/18 95/7 95/22 96/1 96/2 96/10 104/6 112/19 113/21 117/16 118/5 119/8 122/5 123/8 124/18 125/7 125/9 125/18 127/2 131/5 132/20 136/12 138/21 138/23 140/16 149/2 156/19 157/17 158/23 160/2 161/5 167/6 169/24 172/25 174/3 176/11 177/18 182/24 187/14 189/8 198/13 211/6 211/18 215/22 216/13 218/6 218/16 221/5 223/8 224/19 228/22 235/18 248/6 278/20 281/13 286/11 294/3 296/7</p>	<p>306/20 321/19 328/19</p> <p>well-connected [1] 68/6</p> <p>Wellness [20] 40/13 41/23 46/9 115/2 115/3 115/5 115/20 116/4 116/12 116/15 117/4 117/7 117/9 118/25 119/3 119/7 119/17 119/20 120/15 122/22</p> <p>Wellness's [1] 118/22</p> <p>went [40] 11/9 36/8 38/9 41/4 42/2 48/20 52/6 65/23 74/1 81/17 82/19 84/13 84/18 86/8 102/24 107/11 112/15 124/17 124/17 136/7 161/9 166/23 171/2 171/8 176/14 182/25 190/19 192/1 193/9 199/11 207/5 207/10 207/25 211/6 240/22 243/18 258/9 258/10 285/17 290/8</p> <p>were [398]</p> <p>weren't [12] 6/25 7/24 9/4 34/11 44/2 71/21 72/24 129/10 131/24 196/2 196/5 333/17</p> <p>West [1] 247/17</p> <p>what [288] 5/11 5/13 8/12 8/13 9/7 10/5 10/13 11/7 11/23 12/15 12/21 12/21 14/7 14/7 15/9 15/12 16/10 19/5 25/23 27/1 27/9 29/13 31/2 32/13 35/5 35/9 42/12 47/6 48/19 49/9 49/10 50/14 53/12 53/19 57/12 57/22 57/23 57/25 58/15 58/23 59/10 60/2 68/20 68/23 68/24 72/22 73/2 74/19 75/5 75/6 76/2 76/7 76/16 77/2 77/8 81/13 83/23 83/25 83/25 84/2 84/14 84/18 86/7 87/20 87/21 88/21 90/5 90/13 91/1 92/15 92/21 94/1 94/2 94/20 94/23 94/25 95/2 95/9 96/6 96/16 96/19 104/14 105/21 106/17 106/20 110/14 115/20 117/18 120/20 120/23 121/17 121/19 121/20 121/24 122/1 122/5 122/20 125/12 129/13 132/7 132/11 132/12 134/2 136/9 136/10 139/7 140/3 141/13 142/15 143/18 144/18 147/11 148/13 148/18 153/8 153/14 154/15 155/12 155/20 155/20 155/20 156/12 159/25 160/8 161/1 161/4 161/5 161/5 161/16 161/25 162/9 162/23</p>	<p>164/24 164/24 165/4 165/14 165/15 165/23 166/3 167/7 167/8 167/13 168/16 168/19 169/12 170/6 171/5 171/17 172/24 174/7 175/5 176/15 176/16 176/16 176/16 176/24 177/10 177/13 177/13 178/7 178/15 178/15 178/19 178/24 178/24 178/24 179/1 180/8 180/16 180/18 181/16 182/4 182/10 183/3 183/5 183/11 183/20 185/3 185/6 185/24 186/23 188/23 190/15 190/25 191/6 191/9 191/15 192/4 192/6 192/7 192/11 192/12 192/14 194/18 195/10 197/4 197/11 199/4 199/14 199/17 201/18 202/18 203/6 203/12 203/24 204/22 209/1 209/17 209/20 211/4 211/17 211/18 212/20 214/5 214/8 215/1 215/6 215/24 216/11 219/9 219/12 219/24 221/7 221/12 222/7 223/14 223/17 224/4 224/16 227/21 229/1 229/19 230/7 230/21 231/8 231/23 232/10 232/19 233/10 234/2 234/13 235/6 236/16 239/14 242/15 242/19 244/11 245/2 248/22 250/11 250/17 251/22 253/11 259/15 262/2 262/17 263/11 266/3 278/7 279/7 284/23 285/1 285/22 290/2 290/7 290/24 291/10 294/14 294/19 305/23 307/15 310/15 310/21 313/8 315/7 317/19 319/15 322/2 322/2 324/4 326/23 328/9 328/20 328/24 329/15 333/6 334/2 335/17</p> <p>what's [23] 33/7 39/11 58/5 60/5 115/8 173/12 177/10 178/2 188/15 214/8 217/23 226/1 226/1 228/25 229/2 230/6 230/9 253/18 253/20 293/7 294/19 295/15 304/18</p> <p>whatever [18] 44/23 96/10 117/10 118/1 123/12 128/18 130/13 149/11 183/9 183/9 186/3 186/4 222/1 244/14 247/17 310/21 332/8 337/2</p> <p>whatsoever [2] 196/6 197/22</p>	<p>Wheels [1] 244/19</p> <p>when [147] 5/8 5/17 10/23 12/11 14/4 14/8 14/12 15/9 15/9 15/11 21/24 26/16 28/13 28/15 30/16 32/1 34/25 35/13 38/9 38/16 41/4 43/6 50/12 50/17 51/4 52/11 52/16 52/20 53/9 59/11 60/10 60/14 62/18 63/2 63/6 63/15 64/19 66/6 70/13 70/19 71/10 79/23 80/8 84/5 84/14 84/18 84/19 94/2 95/20 96/11 96/13 102/11 102/16 103/4 105/20 107/8 107/8 107/10 107/14 107/24 109/6 114/13 117/9 119/10 119/10 120/10 122/12 125/4 126/21 127/14 127/22 128/25 130/20 134/2 134/4 134/10 137/12 138/18 140/15 141/5 141/20 145/9 145/19 148/25 150/7 150/16 151/4 151/5 152/18 162/7 162/9 164/5 165/10 166/19 167/9 167/17 169/9 176/25 181/3 182/21 186/22 191/9 198/6 199/25 203/10 203/16 203/22 206/20 209/3 215/6 216/11 217/11 221/1 222/1 224/7 228/22 228/23 229/4 229/4 236/16 241/14 242/15 255/25 257/25 258/14 259/11 259/13 262/9 262/13 265/2 273/10 276/6 276/9 278/11 278/15 279/2 279/12 280/6 284/8 287/4 287/14 305/22 314/13 319/17 326/8 330/7 331/9</p> <p>whenever [3] 107/13 149/13 213/21</p> <p>where [74] 5/15 5/16 5/18 6/17 8/10 15/25 16/7 18/9 29/11 36/25 43/9 44/2 44/17 53/15 67/5 75/18 75/20 86/18 87/21 92/7 92/25 94/13 95/23 98/11 99/22 106/16 108/15 109/13 113/16 117/4 117/20 119/4 124/3 125/12 137/24 139/3 154/7 161/13 162/13 163/1 163/1 172/9 173/21 174/25 180/12 181/15 184/1 186/14 186/17 193/11 200/15 209/9 212/15 214/17 215/15 215/16 215/18 215/19 217/14 223/1 227/8 227/12 228/23 247/24</p>	<p>258/2 259/11 267/7 291/16 292/4 321/15 322/10 329/18 332/23 333/2</p> <p>whereas [3] 156/8 161/10 165/6</p> <p>whereby [1] 328/22</p> <p>wherever [2] 244/25 337/3</p> <p>herewithal [1] 121/10</p> <p>whether [63] 7/21 7/21 24/21 59/1 81/1 81/2 88/1 88/4 90/5 90/17 102/22 117/9 119/6 150/13 153/18 153/20 153/21 154/3 155/4 157/25 168/3 168/13 171/10 172/19 177/17 193/20 194/11 200/8 213/14 220/3 220/6 238/8 240/24 243/6 251/13 260/21 268/11 275/18 278/10 285/16 286/1 294/25 295/4 295/7 307/7 308/13 308/15 309/21 310/18 311/5 312/13 326/3 326/4 326/12 326/25 327/1 331/9 331/10 331/12 331/23 332/15 332/21 333/1</p> <p>which [52] 16/2 16/8 21/9 31/21 42/25 46/21 51/8 55/20 56/16 56/19 87/10 91/2 102/12 108/13 111/24 112/10 113/13 132/7 139/22 140/5 143/1 147/1 149/10 149/22 153/8 153/12 160/18 171/2 174/10 177/19 177/25 178/1 178/22 189/19 195/3 197/24 198/23 206/7 212/8 218/1 218/12 222/14 225/17 226/18 230/22 235/20 252/1 255/13 278/23 285/4 286/22 337/6</p> <p>while [13] 62/8 63/15 194/17 263/3 263/21 279/11 289/10 292/7 292/17 298/11 326/17 330/13 333/25</p> <p>white [7] 86/19 194/5 236/21 236/24 237/22 292/20 310/19</p> <p>who [83] 24/12 29/10 32/6 33/5 38/4 38/4 46/12 54/10 55/11 55/14 55/24 57/22 66/2 66/13 71/23 76/15 79/1 79/16 87/21 87/25 96/14 112/22 113/7 118/7 124/11 127/14 132/11 132/12 133/4 134/1 137/7 137/11 137/12 137/16 138/3 140/17 142/10 146/16</p>
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W	88/10 88/23	253/16	293/5 300/12 336/13	115/12 115/15 116/23
who... [45] 161/6 161/7 173/13 188/19 189/6 189/10 193/3 195/25 205/5 205/25 211/24 212/2 212/4 217/20 228/2 233/19 233/22 243/3 247/24 247/25 249/6 254/12 262/20 262/23 262/23 263/25 265/2 266/23 276/5 276/8 276/11 279/14 292/4 309/2 312/6 314/22 321/6 325/16 325/16 325/25 326/4 326/12 327/2 332/7 335/25	winners' [1] 88/11 wins [2] 15/4 60/16 wipe [7] 78/11 103/13 114/21 131/8 150/24 238/16 248/11 wiped [1] 138/13 wiping [2] 22/9 138/9 wish [4] 238/19 239/1 239/2 252/8 within [29] 67/25 75/25 166/17 168/3 181/14 190/23 200/21 201/3 203/13 217/5 227/22 267/8 271/13 271/23 272/10 272/20 274/3 274/25 275/19 289/3 289/10 289/19 304/10 304/20 305/18 305/18 312/17 317/11 330/17 without [11] 19/15 72/18 84/2 138/10 144/2 148/2 181/25 185/17 245/4 302/17 302/22	workshops [2] 107/14 108/5 world [2] 225/24 328/17 worried [2] 36/4 36/12 worries [2] 277/14 319/3 worse [1] 75/9 worth [4] 20/9 86/5 175/24 181/23 would [374] would've [1] 92/21 wouldn't [20] 32/6 34/8 36/13 60/12 63/7 95/22 96/6 96/12 96/17 129/10 170/14 187/20 193/3 208/13 241/23 284/13 301/7 301/7 329/6 332/3 wow [1] 235/16 write [9] 20/20 53/5 180/13 183/18 196/25 197/17 209/7 232/14 242/16 writing [4] 41/16 94/24 96/2 123/21 written [4] 107/18 201/4 319/12 329/19 wrong [14] 5/9 9/25 11/9 42/25 44/23 64/10 75/21 99/2 99/13 122/11 143/4 221/6 266/22 320/17 wrote [3] 180/20 180/23 184/3	year [12] 11/7 20/14 20/17 29/19 34/17 56/20 60/20 80/13 126/17 258/1 258/11 263/21 years [5] 70/5 71/1 95/15 112/23 134/8 yeast [1] 165/19 yelling [1] 115/25 Yemenidjian [3] 314/24 315/3 316/19 Yep [3] 48/5 151/18 196/17 yes [424] yesterday [15] 4/25 10/10 51/10 55/12 82/19 111/4 113/24 117/20 117/24 120/1 122/9 123/2 123/17 123/23 124/17 yet [9] 19/21 19/22 127/10 134/7 146/16 158/19 219/1 225/22 238/21 you [1903] you'd [13] 21/8 25/22 27/25 36/14 76/2 82/9 84/11 142/3 163/17 164/12 184/22 187/17 221/17 you'll [3] 44/6 61/6 102/13 you're [98] 7/14 9/1 9/13 12/18 16/16 16/24 17/16 21/1 21/19 22/11 25/12 25/12 25/13 26/12 31/18 31/18 32/13 32/15 32/21 33/22 36/22 38/3 41/7 42/4 47/6 49/6 54/23 59/2 62/24 63/5 64/13 64/17 64/19 65/18 66/13 67/14 70/11 70/14 71/5 72/3 81/2 84/1 90/12 95/4 115/21 116/11 119/18 121/15 121/24 122/5 122/21 122/23 124/23 126/21 131/5 134/10 135/7 137/13 146/17 148/10 148/12 150/11 151/4 151/6 151/10 152/8 155/11 169/16 173/21 177/5 179/24 187/11 197/5 197/10 198/19 204/22 205/22 209/24 216/13 221/12 222/1 223/16 224/7 226/17 228/23 229/9 229/24 231/2 235/25 236/3 238/8 251/3 293/20 310/21 319/18 322/2 334/2 334/12 you've [37] 8/1 17/21 27/16 28/18 30/15 32/20 49/25 56/12 58/9 65/12 69/5 69/9 75/16 76/7 102/7 104/6 111/3	your [370] yours [1] 21/21 yourself [7] 27/10 37/15 60/7 86/17 106/3 114/11 216/18
	Witkowski [1] 243/3 witness [19] 4/8 17/17 80/1 103/10 144/2 151/25 219/18 220/22 248/14 252/22 255/14 255/15 280/24 320/21 325/5 327/11 336/3 336/8 336/11 witnesses [6] 3/2 136/21 138/22 335/19 335/21 335/25 WITTY [1] 2/17 won [14] 43/17 43/22 46/7 47/2 47/5 48/2 48/6 83/21 84/11 88/17 88/20 88/23 89/2 136/25 won't [4] 30/13 58/6 70/9 239/5 wondering [1] 300/12 word [16] 28/15 28/15 95/8 96/11 104/20 104/24 104/25 128/6 128/7 128/9 128/11 129/9 147/19 147/21 293/2 330/1 wording [2] 53/6 82/3 words [7] 51/1 52/22 76/4 125/11 147/8 245/2 291/22 work [14] 66/4 81/12 86/6 106/18 106/19 190/4 209/19 220/24 220/25 249/17 252/2 265/9 276/25 277/3 worked [5] 35/22 55/3 108/7 258/15 258/16 working [15] 67/20 68/1 68/4 72/22 73/13 134/12 164/6 179/25 179/25 239/25 240/4 240/5 240/12 249/8 288/19 works [3] 16/1 148/14	X		
	XI [1] 1/5	Y		
	yeah [96] 7/10 8/7 13/3 13/15 13/20 14/8 18/15 18/18 18/18 20/6 23/22 24/15 25/5 25/6 25/7 25/8 27/3 30/20 32/1 32/23 34/24 40/2 43/8 44/18 50/19 50/20 50/21 52/19 52/24 54/14 55/10 57/17 60/7 63/9 63/21 65/20 69/9 71/11 74/14 75/7 77/1 77/24 85/21 86/2 90/7 94/22 101/7 106/12 107/13 109/4 109/4 114/19 122/3 123/8 125/24 126/17 128/14 129/10 130/7 132/3 132/20 133/20 136/11 136/15 137/16 138/6 138/25 143/18 146/19 147/11 149/7 149/12 150/2 150/19 158/15 172/14 175/17 178/22 179/20 182/24 188/7 193/22 208/4 217/13 219/14 222/22 225/21 229/25 237/19 239/7 247/7 255/17 292/23			
				zero [4] 79/9 169/10 169/13 170/1 zip [2] 246/16 247/3 zones [1] 163/4 zoning [7] 28/13 31/19 31/21 104/6 104/14 104/17 105/18 zoom [1] 132/19
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IN THE SUPREME COURT OF THE STATE OF NEVADA

IN RE: D.O.T. LITIGATION

TGIG, LLC; NEVADA HOLISITIC
MEDICINE, LLC; GBS NEVADA
PARTNERS, LLC; FIDELIS HOLDINGS,
LLC; GRAVITAS NEVADA, LLC;
NEVADA PURE, LLC; MEDIFARM, LLC;
MEDIFARM IV LLC; THC NEVADA, LLC;
HERBAL CHOICE, INC.; RED EARTH LLC;
NEVCANN LLC, GREEN THERAPEUTICS
LLC; AND GREAN LEAF FARMS
HOLDINGS LLC,

Appellants,

vs.

THE STATE OF NEVADA, ON RELATION
OF ITS DEPARTMENT OF TAXATION,

Respondent.

Supreme Court Case No.: 82014

District Court Case No.: A787004

PLAINTIFFS' JOINT APPENDIX

VOLUME 315 OF 343

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TABLE OF CONTENT

Chronological by Date Filed¹

TAB#	Document	Vol.	Date	Pages
1	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/10/2018	000001-000012
2	FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/18/2018	000013-000025
3	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/19/2018	000026-000036
4	COMPLAINT	1	1/4/2019	000037-000053
5	COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	1	1/4/2019	000054-000078
6	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	1/16/2019	000079-000092
7	ANSWER TO PLAINTIFFS' FIRST AMENDED COMPLAINT AND COUNTERCLAIM	1	3/15/2019	000093-000107
8	MOTION FOR PRELIMINARY INJUNCTION	2	3/18/2019	000108-000217
9	PLAINTIFFS' COUNTER-DEFENDANTS' ANSWER TO COUNTERCLAIM	2	4/5/2019	000218-000223
10	ANSWER TO AMENDED COMPLAINT	2	4/10/2019	000224-000236
11	DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	2	4/16/2019	000237-000251
12	CLEAR RIVER, LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	2	5/7/2019	000252-000269
13	OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION	3 thru 4	5/9/2019	000270-000531
14	APPENDIX OF EXHIBITS TO NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO SERENITY WELLNESS CENTER, LLC AND RELATED	5 thru 7	5/9/2019	000532-000941

¹ Pursuant to NRAP 30(c)(1), “[t]ranscripts that are included in the appendix shall be placed in chronological order by date of the hearing or trial.” Accordingly, the controlling date for the placement of a transcript in this appendix is the hearing date, not the date the transcript was filed with the district court.

	PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION			
15	NEVADA ORGANIC REMIDIES, LLC'S OPPOSITION TO SERENITY WELLNESS CENTER, LLC AND RELATED PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION	8	5/9/2019	000942-000974
16	DEFENDANT IN INTERVENTION'S OPPOSITION TO PLAINTIFFS' APPLICATION FOR A TEMPORARY RESTRAINING ORDER	8	5/10/2019	000975-001024
17	DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' FIRST AMENDED COMPLAINT	8	5/16/2019	001025-001037
18	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	8	5/16/2019	001038-001041
19	ANSWER TO COMPLAINT	8	5/20/2019	001042-001053
20	PLAINTIFFS' OMNIBUS REPLY IN SUPPORT OF MOTION FOR PRELIMINARY INJUNCTION	8	5/22/2019	001054-001067
21	INTERVENING DEFENDANTS' JOINDER AND SUPPLEMENTAL BRIEFING IN SUPPORT OF THE STATE OF NEVADA'S AND NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION; AND LONE MOUNTAIN PARTNERS, LLC'S OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION OR FOR WRIT OF MANDAMUS	9	5/23/2019	001068-001133
22	EVIDENTIARY HEARING - DAY 1	10 thru 11	5/24/2019	001134-001368
23	EVIDENTIARY HEARING - DAY 2 VOLUME I OF II	12	5/28/2019	001369-001459
24	EVIDENTIARY HEARING - DAY 2 VOLUME II	13	5/28/2019	001460-001565
25	EVIDENTIARY HEARING - DAY 3 VOLUME I OF II	14	5/29/2019	001566-001663

26	EVIDENTIARY HEARING - DAY 3 VOLUME II	15	5/29/2019	001664-001807
27	EVIDENTIARY HEARING - DAY 4	16 thru 17	5/30/2019	001808-002050
28	EVIDENTIARY HEARING - DAY 5 VOLUME I OF II	18	5/31/2019	002051-002113
29	EVIDENTIARY HEARING - DAY 5 VOLUME II	19 thru 20	5/31/2019	002114-002333
30	LONE MOUNTAIN PARTNERS, LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	21	6/5/2019	002334-002344
31	EVIDENTIARY HEARING - DAY 6	22 thru 23	6/10/2019	002345-002569
32	EVIDENTIARY HEARING - DAY 7	24 thru 25	6/11/2019	002570-002822
33	DEFENDANTS' ANSWER TO PLAINTIFFS' COMPLAINT WITH COUNTERCLAIM	26	6/14/2019	002823-002846
34	EVIDENTIARY HEARING - DAY 8 VOLUME I OF II	26	6/18/2019	002847-002958
35	EVIDENTIARY HEARING - DAY 8 VOLUME II	27	6/18/2019	002959-003092
36	EVIDENTIARY HEARING - DAY 9 VOLUME I OF II	28	6/19/2019	003093-003215
37	EVIDENTIARY HEARING - DAY 9 VOLUME II	29	6/19/2019	003216-003348
38	EVIDENTIARY HEARING - DAY 10 VOLUME I OF II	30	6/20/2019	003349-003464
39	EVIDENTIARY HEARING - DAY 10 VOLUME II	31	6/20/2019	003465-003622
40	INTERVENOR DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' SECOND AMENDED COMPLAINT	31	6/24/2019	003623-003639
41	INTERVENOR DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFF'S COMPLAINT	32	7/3/2019	003640-003652
42	FIRST AMENDED COMPLAINT	32	7/3/2019	003653-003670
43	EVIDENTIARY HEARING - DAY 11	32	7/5/2019	003671-003774

44	EVIDENTIARY HEARING - DAY 12	33	7/10/2019	003775-003949
45	CORRECTED FIRST AMENDED COMPLAINT.	34	7/11/2019	003950-003967
46	EVIDENTIARY HEARING - DAY 13 VOLUME I OF II	34	7/11/2019	003968-004105
47	EVIDENTIARY HEARING - DAY 13 VOLUME II	35	7/11/2019	004106-004227
48	PLAINTIFFS-COUNTER DEFENDANTS' ANSWER TO COUNTERCLAIM	35	7/12/2019	004228-004236
49	EVIDENTIARY HEARING - DAY 14	36	7/12/2019	004237-004413
50	ANSWER TO CORRECTED FIRST AMENDED COMPLAINT	37	7/15/2019	004414-004425
51	EVIDENTIARY HEARING - DAY 15	37	7/15/2019	004426-004500
52	EVIDENTIARY HEARING - DAY 15 VOLUME II	38	7/15/2019	004501-004679
53	GREENMART OF NEVADA NLC LLC'S ANSWER TO PLAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/17/2019	004680-004694
54	LONE MOUNTAIN PARTNERS, LLC'S ANSWER TO LAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/22/2019	004695-004705
55	CLEAR RIVER, LLC'S ANSWER TO PLAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/26/2019	004706-004723
56	EVIDENTIARY HEARING - DAY 16	39	7/28/2019	004724-004828
57	EVIDENTIARY HEARING - DAY 17 VOLUME I OF II	40	8/13/2019	004829-004935
58	EVIDENTIARY HEARING - DAY 17 VOLUME II	41	8/13/2019	004936-005027
59	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	41	8/14/2019	005028-005030
60	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	41	8/14/2019	005031-005033
61	EVIDENTIARY HEARING - DAY 18	42 thru 43	8/14/2019	005034-005222
62	EVIDENTIARY HEARING - DAY 19	44	8/15/2019	005223-005301
63	EVIDENTIARY HEARING - DAY 20	45	8/16/2019	005302-005468

64	FINDINGS OF FACT AND CONCLUSIONS OF LAW GRANTING PRELIMINARY INJUNCTION	46	8/23/2019	005469-005492
65	HEARING ON OBJECTIONS TO STATE'S RESPONSE, NEVADA WELLNESS CENTER'S MOTION RE COMPLIANCE RE PHYSICAL ADDRESS, AND BOND AMOUNT SETTING	46	8/29/2019	005493-005565
66	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	46	9/5/2019	005566-005592
67	FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/6/2019	005593-005698
68	DEFENDANT-RESPONDENT'S GOOD CHEMISTRY NEVADA, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/27/2019	005699-005707
69	D LUX, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/27/2019	005708-005715
70	FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	47	9/29/2019	005716-005731
71	ANSWER TO COMPLAINT	47	10/1/2019	005732-005758
72	DEFENDANT RURAL REMEDIES, LLC ANSWER TO FIRST AMENDED COMPLAINT	47	10/1/2019	005759-005760
73	DEFENDANTS MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S ANSWER	48	10/3/2019	005761-005795
74	APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	48	10/10/2019	005796-005906
75	DEFENDANT-INTERVENOR CLEAR RIVER, LLC'S ORDER DENYING IT'S MOTION FOR PARTIAL SUMMARY JUDGEMENT ON THE PETITION FOR JUDICIAL REVIEW CAUSE OF ACTION	48	11/7/2019	005907-005912

76	ANSWER TO FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	48	11/8/2019	005913-005921
77	ERRATA TO ANSWER TO FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	48	11/8/2019	005922-005930
78	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI MANDAMUS, AND PROHIBITION	49	11/12/2019	005931-005937
79	ANSWER TO FIRST AMENDED COMPLAINT GRAVITAS NEVADA LTD	49	11/12/2019	005938-005942
80	ORDER DENYING 1) ORGANIC REMEDIES, LLC'S MOTION TO DISSOLVE PRELIMINARY INJUNCTION AND TO STAY PRELIMINARY INJUNCTION PENDING APPEAL AND 2) LONE MOUNTAIN PARTNERS, LLC'S	49	11/19/2019	005943-005949
81	AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	11/21/2019	005950-006004
82	EUPHORIA WELLNESS, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	49	11/21/2019	006005-006011
83	NOTICE OF ENTRY OF ORDER DENYING MM DEVELOPMENT COMPANY, INC.'S AND LIVFREE WELLNESS, LLC'S MOTION TO ALTER OR AMEND FINDINGS OF FACT AND CONCLUSION OF LAW,	49	11/22/2019	006012-006015
84	ORDER DENYING MM DEVELOPMENT COMPANY, INC. 'S AND LIVFREE WELLNESS LLC'S MOTION TO ALTER AMEND FINDINGS OF FACT AND CONCLUSION OF LAW	49	11/22/2019	006016-006017
85	BUSINESS COURT ORDER	49	11/25/2019	006018-006022

86	ORDER GRANTING MOTION FOR LEAVE TO FILE SECOND AMENDED COMPLAINT IN CASE NO. A-786962	49	11/26/2019	006023-006024
87	TGIG SECOND AMENDED COMPLAINT	49	11/26/2019	006025-006047
88	REPLY IN SUPPORT OF AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	12/6/2019	006048-006057
89	HEARING ON APPLICATION OF NEVADA ORGANIC REMEDIES FOR WRIT OF MANDAMUS TO COMPEL STATE TO MOVE IT TO TIER 2 OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	12/9/2019	006058-006068
90	LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	49	12/10/2019	006069-006081
91	NOTICE OF HEARING	49	12/13/2019	006082-006087
92	DEFENDANT'S ANSWER TO DH FLAMINGO INC'S ET AL., FIRST AMENDED COMPLAINT	50	12/16/2019	006088-006105
93	DEFENDANT'S ANSWER TO DH FLAMINGO INC'S ET AL., FIRST AMENDED COMPLAINT	50	12/16/2019	006106-006123
94	PLAINTIFFS' OPPOSITION TO LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	50	12/20/2019	006124-006206
95	OPPOSITION TO HELPING HANDS WELLNESS CTR, INC.'S APPLICATION FOR WRIT OF MANDAMUS	50	12/27/2019	006207-006259
96	ORDER DENYING MOTION FOR STAY AND GRANTING IN PART MOTION TO EXPEDITE	50	12/30/2019	006260-006262
97	ORDER DENYING THE DEPARTMENT OF TAXATION OBJECTION TO DISCOVERY COMMISSIONER'S REPORT AND RECOMMENDATIONS	51	12/31/2019	006263-006263
98	NOTICE OF ENTRY OF ORDER	51	1/3/2020	006264-006271

99	GREENMART OF NEVADA NLV LLC'S ANSWER TO D.H. FLAMINGO PLAINTIFFS' FIRST AMENDED COMPLAINT	51	1/6/2020	006272-006295
100	NV WELLNESS CENTER, LLC'S MOTION TO COMPEL ON AN ORDER SHORTENING TIME	51	1/8/2020	006296-006358
101	LONE MOUNTAIN PARTNERS, LLC'S REPLY IN SUPPORT OF MOTION TO DISMISS SECOND AMENDED COMPLAINT	51	1/8/2020	006359-006368
102	OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL	52	1/10/2020	006369-006439
103	ESSENCE ENTITIES' ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	52	1/14/2020	006440-006468
104	NOTICE OF ENTRY OF ORDER	52	1/14/2020	006469-006474
105	ORDER DENYING NEVADA ORGANIC REMEDIES, LLC'S AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC	52	1/14/2020	006475-006477
106	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO FIRST AMENDED COMPALINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	52	1/21/2020	006478-006504
107	ERRATA TO DECLARATION OF ALFRED TERTERYAN IN SUPPORT OF HELPING HANDS WELLNESS CENTER, INC.'S APPLICATION FOR WRIT OF MANDAMUS	52	1/24/2020	006505-006506
108	AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/28/2020	006507-006542
109	DEPARTMENT OF TAXATION'S ANSWER TO PLAINTIFF SERENITY PARTIES' SECOND AMENDED COMPLAINT	53	1/28/2020	006543-006559
110	DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/28/2020	006560-006588

111	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/29/2020	006589-006609
112	HEARING ON OBJECTIONS TO SUBPOENAS DUCES TECUM, MOTIONS FOR PROTECTIVE ORDERS, APPLICATION OF FOR WRIT OF MANDAMUS, MOTION FOR SETTING SETTLEMENT CONFERENCE, AND MOTION TO REDACT AND SEAL EXHIBITS 4 AND 5	53	1/31/2020	006610-006657
113	ANSWER TO D.H. FLAMINGO PARTIES' FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/5/2020	006658-006697
114	FINDINGS OF FACT AND CONCLUSIONS OF LAW GRANTING PRELIMINARY INJUNCTION	54	2/7/2020	006698-006722
115	DEFENDANT-RESPONDENT NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/7/2020	006723-006752
116	DEFENDANT-RESPONDENT STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/7/2020	006753-006781
117	SECOND AMENDED COMPLAINT	54	2/11/2020	006782-006805
118	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO THE SERENITY PLAINTIFFS' SECOND AMENDED COMPLAINT	54	2/12/2020	006806-006814
119	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO ETW PLAINTIFFS' THIRD AMENDED COMPLAINT	54	2/12/2020	006815-006822

120	GREENMART OF NEVADA NLV LLC'S ANSWER TO ETW MANAGEMENT GROUP LLC, GLOBAL HARMONY LLC, GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, HERBAL CHOICE INC., JUST QUALITY LLC, LIBRA WELLNESS CENTER, LLC, ROMBOUGH REAL ESTATE INC. DBA MOTHER HERB, NEVCANN LLC, RED EARTH LLC, THC NEVADA LLC, ZION GARDENS LLC AND MMOF VEGAS RETAIL, INC.'S THIRD AMENDED COMPLAINT	55	2/12/2020	006823-006841
121	ANSWER TO D.H. FLAMINGO PLAINTIFFS' FIRST AMENDED COMPLAINT AND PETITION FOR REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/12/2020	006842-006853
122	CPCM HOLDINGS, LLC D/B/A THRIVE CANNABIS MARKETPLACE'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/13/2020	006854-006867
123	ANSWER TO SERENITY PLAINTIFFS' SECOND AMENDED COMPLAINT	55	2/14/2020	006868-006876
124	CIRCLE S FARMS LLC'S ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/18/2020	006877-006884
125	ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION	55	2/18/2020	006885-006910
126	GREENMART OF NEVADA NLV LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/18/2020	006911-006921
127	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION	55	2/18/2020	006922-006935
128	ORDER GRANTING IN PART AND DENYING IN PART THE DEPARTMENT OF TAXATION'S MOTIONS FOR PROTECTIVE ORDER ON ORDER SHORTENING TIME	55	2/19/2020	006936-006941

129	CIRCLE S FARMS LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/20/2020	006942-006949
130	NOTICE OF FILING OF EMERGENCY PETITION FOR WRIT OF MANDAMUS OR PROHIBITION UNDER NRAP 21(a)6)	55	2/21/2020	006950-006951
131	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND/OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/25/2020	006952-006958
132	GREENMART OF NEVADA NLV LLC'S ANSWER TO QUALCAN LLC'S SECOND AMENDED COMPLAINT	55	2/25/2020	006959-006970
133	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/26/2020	006971-006983
134	GREENMART OF NEVADA NLV LLC'S MOTION TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/28/2020	006984-006987
135	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC ANSWER TO NATURAL MEDICINE, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	2/28/2020	006988-007000
136	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT/RESPONDENT STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND/OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	2/28/2020	007001-007012

137	GREENMART OF NEVADA NLV LLC'S ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	3/6/2020	007013-007024
138	GREENMART OF NEVADA NLV LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	3/6/2020	007025-007036
139	QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	56	3/13/2020	007037-007057
140	PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL GREENMART OF NEVADA, LLC TO PRODUCE KENNETH LEE AND HAE LEE FOR DEPOSITION ON ORDER SHORTENING TIME	56	3/16/2020	007058-007074
141	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL GREENMART TO ALSO PRODUCE KENNETH LEE AND HAE LEE FOR DEPOSITION	56	3/18/2020	007075-007080
142	NEVADA WELLNESS CENTER, LLC'S JOINDER TO ETW PLAINTIFFS' MOTION TO COMPEL PRIVILEGE LOGS	56	3/20/2020	007081-007083
143	NEVADA WELLNESS CENTER, LLC'S JOINDER TO ETW PLAINTIFFS' MOTION TO COMPEL	56	3/20/2020	007084-007086
144	GREENMART OF NEVADA NLV LLC'S RESPONSE IN OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	56	3/23/2020	007087-007095
145	CLEAR RIVER, LLC'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS ON ORDER SHORTENING TIME	56	3/27/2020	007096-007099
146	NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO QUALCAN'S PETITION FOR WRIT OF MANDAMUS	56	3/27/2020	007100-007143
147	PLAINTIFF NEVADA WELLNESS CENTER, LLC'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	57	3/27/2020	007144-007175
148	DEPARTMENT OF TAXATION'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	57	3/27/2020	007176-007182

149	THE ESSENCE ENTITIES' OPPOSITION TO ETW PLAINTIFFS' 1) MOTION TO COMPEL AND 2) MOTION TO COMPEL PRIVILEGE LOGS	57	3/27/2020	007183-007293
150	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF'S MOTION TO COMPEL PRIVILEGE LOGS AND COUNTER MOTION FOR SANCTIONS PURSUANT TO NRCP 37	57	3/30/2020	007294-007310
151	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF'S MOTION TO COMPEL SUPPLEMENTAL RESPONSES	58	3/30/2020	007311-007329
152	ORDER DENYING DEFENDANT JORGE PUPO'S MOTION TO DISMISS	58	3/30/2020	007330-007332
153	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO ETW PLAINTIFFS' MOTION TO COMPEL PRIVILEGE LOGS	58	4/3/2020	007333-007336
154	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO ETW PLAINTIFFS' MOTION TO COMPEL	58	4/3/2020	007337-007346
155	DEPARTMENT OF TAXATION'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/8/2020	007347-007360
156	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/8/2020	007361-007373
157	CIRCLE S FARMS LLC'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/9/2020	007374-007381
158	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE ADDITIONAL DOCUMENTS ON ORDER SHORTENING TIME	58	4/9/2020	007382-007395

159	NOTICE OF ENTRY OF ORDER DENYING MM DEVELOPMENT COMPANY, INC.'S MOTION TO STRIKE AND-OR DISMISS D.H. FLAMINGO, INC.'S COUNTERCLAIM	58	4/9/2020	007396-007400
160	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S MOTION TO DISMISS 1) NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS;(2) STRIVE WELLNESS' COMPLAINT; (3) RURAL REMEDIES AMENDED COMPLAINT; (4) QUALCAN'S AMENDED COMPLAINT; (5) HIGH SIERRA HOLISTICS COMPLAINT AND (6) NATURAL MEDICINE'S COMPLAINT FOR FAILING TO COMPLY WITH NRS 233B.130(2)(D)	59 thru 60	4/14/2020	007401-007717
161	DEFENDANT PUPO'S ANSWER TO RURAL REMEDIES' AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	61	4/14/2020	007718-007730
162	THRIVE'S SUPPLEMENTAL BRIEF IN SUPPORT OF OPPOSITION TO ETW MANAGEMENT GROUP LLC; ET AL.'S MOTION TO COMPEL	61	4/14/2020	007731-007792
163	MINUTE ORDER CLEAR RIVER'S REQUEST FOR OST ON MOTION TO DISMISS	61	4/15/2020	007793-007793
164	DEPARTMENT OF TAXATION'S ANSWER TO ETW MANAGEMENT GROUP LLC PARTIES' THIRD AMENDED COMPLAINT	61	4/20/2020	007794-007810
165	DEPARTMENT OF TAXATION'S ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	61	4/20/2020	007811-007845
166	DEPARTMENT OF TAXATION'S ANSWER TO QUALCAN'S SECOND A MENDED COMPLAINT	61	4/20/2020	007846-007862
167	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO ETW PLAINTIFFS' THIRD AMENDED COMPLAINT	62	4/21/2020	007863-007893

168	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	62	4/21/2020	007894-007913
169	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO TGIG PLAINTIFFS' SECOND AMENDED COMPLAINT	62	4/21/2020	007914-007935
170	ORDER GRANTING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE ADDITIONAL DOCUMENTS ON ORDER SHORTENING TIME	62	4/21/2020	007936-007939
171	ORDER DENYING LONE MOUNTAIN PARTNER'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	62	5/5/2020	007940-007941
172	DEPARTMENT OF TAXATION'S INDEX OF EXHIBITS IN SUPPORT OF ITS OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN DEPARTMENT OF TAXATION'S ANSWER TO SECOND AMENDED COMPLAINT	63 thru 64	5/11/2020	007942-008232
173	DEPARTMENT OF TAXATION'S OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN DEPARTMENT OF TAXATION'S ANSWER TO SECOND AMENDED COMPLAINT	65	5/11/2020	008233-008241
174	DEPARTMENT OF TAXATION'S NOTICE OF SUPPLEMENTAL AUTHORITY	65	5/12/2020	008242-008252
175	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	65	5/21/2020	008253-008302
176	HEARING ON MOTIONS FOR SUMMARY JUDGMENT OR WRIT OF MANDAMUS AND MOTION TO EXTEND TIME FOR BRIEFING	65	5/22/2020	008303-008354

177	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	65	5/26/2020	008355-008375
178	PURE TONIC CONCENTRATES LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	65	5/29/2020	008376-008379
179	RURAL REMEDIES, LLC'S ANSWER TO DEFENDANT-RESPONDENT NATURAL MEDICINE'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	65	6/3/2020	008380-008393
180	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO NATURAL MEDICINE'S LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	65	6/4/2020	008394-008401
181	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	66	6/4/2020	008402-008409
182	ORDER DENYING D.H. FLAMINGO, INC. AND SURTERRA HOLDINGS, INC.'S MOTION FOR SUMMARY JUDGMENT AGAINST MM DEVELOPMENT COMPANY, INC.	66	6/5/2020	008410-008413
183	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO DEFENDANT-RESPONDENT NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRIT OF CERTIORARI, MANDAMUS, AND PROHIBITION	66	6/5/2020	008414-008435
184	TGIG, LLC, NEVADA HOLISTIC MEDICINE, LLC, GBS NEVADA PARTNERS, FIDELIS HOLDINGS, LLC, GRAVITAS NEVADA, NEVADA PURE, LLC, MEDIFARM, LLC, AND MEDIFARM IV'S ANSWER TO NATURAL MEDICINE	66	6/10/2020	008436-008454

185	PLAINTIFF'S DECLARATION & POA-F2018-01430	67 thru 74	6/12/2020	008455-009889
186	PLAINTIFF'S NOTICE OF FILING RECORD ON REVIEW	75	6/12/2020	009890-009933
187	PLAINTIFF'S DKT 148-1 INDEX OF EXHIBITS - 1	76 thru 77	6/12/2020	009934-010291
188	PLAINTIFF'S DKT 148-1 INDEX OF EXHIBITS - 2	78 thru 79	6/12/2020	010292-010595
189	PLAINTIFF'S RECORD PART 1	80 thru 81	6/12/2020	010596-010937
190	PLAINTIFF'S RECORD PART 2	82 thru 83	6/12/2020	010938-011275
191	PLAINTIFF'S RECORD PART 3	84 thru 85	6/12/2020	011276-011613
192	PLAINTIFF'S RECORD PART 4	86 thru 87	6/12/2020	011614-011951
193	PLAINTIFF'S RECORD PART 5	88	6/12/2020	011952-012104
194	PLAINTIFF'S RECORD PART 6	89	6/12/2020	012105-012258
195	PLAINTIFF'S RECORD PART 7	90	6/12/2020	012259-012413
196	PLAINTIFF'S RECORD PART 8	91	6/12/2020	012414-012569
197	PLAINTIFF'S RECORD PART 9	92	6/12/2020	012570-012723
198	PLAINTIFF'S RECORD PART 10	93	6/12/2020	012724-012878
199	PLAINTIFF'S RECORD PART 11	94	6/12/2020	012879-013032
200	PLAINTIFF'S RECORD PART 12	95	6/12/2020	013033-013187
201	PLAINTIFF'S RECORD PART 13	96	6/12/2020	013188-013341

202	PLAINTIFF'S RECORD PART 14	97	6/12/2020	013342-013496
203	PLAINTIFF'S RECORD PART 15	98 thru 99	6/12/2020	013497-013774
204	PLAINTIFF'S RECORD PART 16	100 thru 101	6/12/2020	013775-014052
205	PLAINTIFF'S RECORD PART 17	102 thru 103	6/12/2020	014053-014330
206	PLAINTIFF'S RECORD PART 18	104 thru 105	6/12/2020	014331-014608
207	PLAINTIFF'S RECORD PART 18	106 thru 107	6/12/2020	014609-014886
208	PLAINTIFF'S RECORD PART 19	108 thru 111	6/12/2020	014887-015426
209	PLAINTIFF'S RECORD PART 20	112 thru 115	6/12/2020	015427-015966
210	PLAINTIFF'S RECORD PART 21	116 thru 119	6/12/2020	015967-016506
211	PLAINTIFF'S RECORD PART 22	120 thru 123	6/12/2020	016507-017048
212	PLAINTIFF'S RECORD PART 24	124 thru 131	6/12/2020	017049-018484
213	PLAINTIFF'S RECORD PART 25	132 thru 134	6/12/2020	018485-018844
214	PLAINTIFF'S RECORD PART 26	135 thru 136	6/12/2020	018845-019202
215	PLAINTIFF'S RECORD PART 27	137 thru 144	6/12/2020	019203-020637

216	PLAINTIFF'S RECORD PART 28	145 thru 147	6/12/2020	020638-020999
217	PLAINTIFF'S RECORD PART 29	148 thru 149	6/12/2020	021000-021357
218	PLAINTIFF'S RECORD PART 30	150 thru 157	6/12/2020	021358-022621
219	PLAINTIFF'S RECORD PART 31	158 thru 159	6/12/2020	022622-022979
220	PLAINTIFF'S RECORD PART 32	160 thru 167	6/12/2020	022980-024414
221	PLAINTIFF'S RECORD PART 33	168 thru 169	6/12/2020	024415-024718
222	PLAINTIFF'S RECORD PART 35	170 thru 177	6/12/2020	024719-026153
223	PLAINTIFF'S RECORD PART 37	178	6/12/2020	026154-026256
224	PLAINTIFF'S RECORD PART 39	179 thru 181	6/12/2020	026257-026669
225	PLAINTIFF'S RECORD PART 40	182 thru 183	6/12/2020	026670-026934
226	PLAINTIFF'S RECORD PART 41	184 thru 186	6/12/2020	026935-027347
227	PLAINTIFF'S RECORD PART 42	187 thru 188	6/12/2020	027348-027612
228	PLAINTIFF'S RECORD PART 43	189 thru 191	6/12/2020	027613-028025
229	PLAINTIFF'S RECORD PART 44	192 thru 193	6/12/2020	028026-028290

230	PLAINTIFF'S RECORD PART 45	194 thru 196	6/12/2020	028291-028703
231	PLAINTIFF'S RECORD PART 46	197 thru 198	6/12/2020	028704-028968
232	PLAINTIFF'S RECORD PART 47	199 thru 201	6/12/2020	028969-029451
233	PLAINTIFF'S RECORD PART 48	202 thru 204	6/12/2020	029452-029934
234	PLAINTIFF'S RECORD PART 49	205 thru 207	6/12/2020	029935-030346
235	PLAINTIFF'S RECORD PART 50	208 thru 210	6/12/2020	030347-030758
236	PLAINTIFF'S RECORD PART 51	211 thru 213	6/12/2020	030759-031170
237	PLAINTIFF'S RECORD PART 52	214 thru 216	6/12/2020	031171-031582
238	PLAINTIFF'S RECORD PART 54	217 thru 219	6/12/2020	031583-031994
239	PLAINTIFF'S RECORD PART 55	220 thru 222	6/12/2020	031995-032406
240	PLAINTIFF'S RECORD PART 56	223 thru 225	6/12/2020	032407-032818
241	PLAINTIFF'S RECORD PARTY 57	226 thru 228	6/12/2020	032819-033230
242	PLAINTIFF'S RECORD PART 58	229 thru 231	6/12/2020	033231-033642
243	PLAINTIFF'S RECORD PART 59	232	6/12/2020	033643-033801
244	PLAINTIFF'S RECORD PART 60	233	6/12/2020	033802-033877

245	PLAINTIFF'S RECORD PART 61	234 thru 235	6/12/2020	033878-034143
246	PLAINTIFF'S RECORD PART 62	236 thru 237	6/12/2020	034144-034409
247	PLAINTIFF'S RECORD PART 63	238 thru 239	6/12/2020	034410-034675
248	PLAINTIFF'S RECORD PART 64	240 thru 241	6/12/2020	034676-034943
249	PLAINTIFF'S RECORD PART 65	242 thru 245	6/12/2020	034944-035512
250	PLAINTIFF'S RECORD PART 66	246 thru 248	6/12/2020	035513-035919
251	PLAINTIFF'S RECORD PART 67	249 thru 251	6/12/2020	035920-036326
252	PLAINTIFF'S RECORD PART 68	252 thru 254	6/12/2020	036327-036733
253	PLAINTIFF'S RECORD PART 69	255 thru 257	6/12/2020	036734-037140
254	PLAINTIFF'S RECORD PART 70	258 thru 260	6/12/2020	037141-037547
255	PLAINTIFF'S RECORD PART 71	261 thru 263	6/12/2020	037548-037954
256	PLAINTIFF'S RECORD PART 72	264 thru 266	6/12/2020	037955-038415
257	PLAINTIFF'S RECORD PART 73	267 thru 269	6/12/2020	038416-038867
258	NOTICE OF ENTRY OF ORDER ON PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN JORGE	270	6/23/2020	038868-038871

	PUPPO'S ANSWER TO SECOND AMENDED COMPLAINT			
259	SUPPLEMENT TO RECORD ON REVIEW IN ACCORDANCE WITH THE NEVADA ADMINISTRATIVE PROCEDURE ACT	270	6/26/2020	038872-038947
260	MOTION TO VOLUNTARILY DISMISS MMOF VEGAS RETAIL, INC. AND REQUEST TO RELEASE MMOF VEGAS RETAIL, INC.'S BOND FUNDS ON AN ORDER SHORTENING TIME	271	6/29/2020	038948-039114
261	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	6/29/2020	039115-039135
262	WELLNESS CONNECTION OF NEVADA, LLC'S ANSWER TO PLAINTIFF NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	6/29/2020	039136-039152
263	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO QUALCAN, LLC'S SECOND AMENDED COMPLAINT	272	7/1/2020	039153-039164
264	ESSENCE ENTITIES' ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	272	7/8/2020	039165-039193
265	ESSENCE ENTITIES' ANSWER TO THIRD AMENDED COMPLAINT	272	7/8/2020	039194-039210
266	ESSENCE ENTITIES' ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	7/8/2020	039211-039223
267	ESSENCE ENTITIES' ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	272	7/8/2020	039224-039235
268	ESSENCE ENTITIES' ANSWER TO SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	7/8/2020	039236-039265

269	ESSENCE ENTITIES' ANSWER QUALCAN, LLC'S SECOND AMENDED COMPLAINT	272	7/8/2020	039266-039284
270	ESSENCE ENTITIES' ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/8/2020	039285-039299
271	ESSENCE ENTITIES' ANSWER TO THE TGIG PARTIES' SECOND AMENDED COMPLAINT	273	7/8/2020	039300-039313
272	ESSENCE ENTITIES' ANSWER TO COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/8/2020	039314-039323
273	HIGH SIERRA HOLISTICS, LLC'S JOINDER TO ETW MANAGEMENT GROUP LLC'S ANSWERS	273	7/8/2020	039324-039325
274	GREENMART OF NEVADA NLV LLC'S JOINDER TO MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC., AND LIVFREE WELLNESS, LLC ON AN ORDER SHORTENING TIME	273	7/8/2020	039326-039327
275	MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC ON AN ORDER SHORTENING TIME	273	7/8/2020	039328-039381
276	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	273	7/9/2020	039382-039411
277	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO HIGH SIERRA HOLISTICS COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/9/2020	039412-039421
278	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO MM DEVELOPMENT COMPANY, INC., & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/9/2020	039422-039434
279	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	273	7/9/2020	039435-039445

280	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	274	7/9/2020	039446-039478
281	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO QUALCANN, LLC'S SECOND AMENDED COMPLAINT	274	7/9/2020	039479-039496
282	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT	274	7/9/2020	039497-039509
283	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO TGIG PARTIES' SECOND AMENDED COMPLAINT	274	7/9/2020	039510-039523
284	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO THIRD AMENDED COMPLAINT	274	7/9/2020	039524-039539
285	OPPOSITION TO MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC ON AN ORDER SHORTENING TIME	274	7/9/2020	039540-039575
286	MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRARECORD EVIDENCE AT THE HEARING OF JUDICIAL REVIEW and TO ENLARGE TIME FOR FILING OPENING BRIEF	275	7/9/2020	039576-039735
287	DEFENDANT IN INTRVENTION, CLEAR RIVER, LLC'S ANSWER TO HIGH SIERRA HOLISTICS, LLC COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	275	7/10/2020	039736-039750
288	DEFENDANT-INTERVENOR NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO TGIG PARTIES' SECOND AMENDED COMPLAINT	276	7/10/2020	039751-039759
289	NEVADA ORGANIC REMEDIES, LLC'S ANSWER NEVADA WELLNESS CENTER, LLC'S AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039760-039772

290	DEFENDANT-INTERVENOR NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO CLARK NATURAL MEDICINE ET AL.'S FIRST AMENDED COMPLAINT	276	7/10/2020	039773-039789
291	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO ETW MANAGEMENT GROUP, LLC ET AL.'S THIRD AMENDED THIRD AMENDED COMPLAINT	276	7/10/2020	039790-039804
292	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO HIGH SIERRA HOLISTIC'S COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039805-039815
293	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039816-039829
294	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO QUALCAN, LLC.'S SECOND AMENDED COMPLAINT	276	7/10/2020	039830-039844
295	NEVADA ORGANIC REMEDIES, LLC'S ANSWER RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039845-039859
296	FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER GRANTING IN PART AND DENYING IN PART MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS (1)	276	7/11/2020	039860-039862
297	FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER GRANTING IN PART AND DENYING IN PART MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS (2)	276	7/11/2020	039863-039865
298	ORDER GRANTING CLEAR RIVER, LLC'S MOTION TO RECONSIDER THE COURT'S ORDER GRANTING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE JOHN KOCER AND NORTON ARBELAEZ FOR DEPOSITION ON ORDER SHORTENING TIME	276	7/11/2020	039866-039868

299	EVIDENTIARY HEARING ON CASE -ENDING SANCTIONS - DAY 1	277 thru 278	7/13/2020	039869-040216
300	EVIDENTIARY HEARING ON CASE -ENDING SANCTIONS - DAY 2	279	7/14/2020	040217-040263
301	MOTION FOR PROTECTIVE ORDER ON ORDER SHORTENING TIME	279	7/15/2020	040264-040323
302	BENCH TRIAL - DAY 1	280 thru 281	7/17/2020	040324-040663
303	BENCH TRIAL - DAY 2	282 thru 283	7/20/2020	040664-041020
304	BENCH TRIAL - DAY 3	284 thru 285	7/21/2020	041021-041330
305	PLAINTIFFS' OPENING BRIEF IN SUPPORT OF PETITION FOR JUDICIAL REVIEW	286	7/22/2020	041331-041363
306	BENCH TRIAL - DAY 4	287 thru 288	7/22/2020	041364-041703
307	DEPARTMENT OF TAXATION'S OPPOSITION TO TGIG'S MOTION TO SUPPLEMENT THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE; AND TO ENLARGE TIME FOR FILING OPENING BRIEF	289	7/23/2020	041704-041732
308	THC NEVADA, LLC'S JOINDER TO PLAINTIFF TGIG, LLC ET AL'S OPENING BRIEF IN SUPPORT OF PETITION FOR JUDICIAL REVIEW	289	7/23/2020	041733-041735
309	BENCH TRIAL - DAY 5	290 thru 291	7/23/2020	041736-042068
310	CIRCLE S FARMS LLC'S JOINDER TO CLEAR RIVER, LLC AND DEPARTMENT OF TAXATION'S OPPOSITIONS TO PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINIST	292	7/24/2020	042069-042071
311	THE ESSENCE ENTITIES' JOINDER TO DEPARTMENT OF TAXATION'S OPPOSITION	292	7/24/2020	042072-042074

	TO TGIG'S MOTION TO SUPPLEMENT THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE AND TO ENLARGE TIME FOR FILING OPENING BRIEF			
312	BENCH TRIAL - DAY 6	293 thru 294	7/24/2020	042075-042381
313	BENCH TRIAL - DAY 7	295 thru 296	7/27/2020	042382-042639
314	EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	297	7/28/2020	042640-042670
315	BENCH TRIAL - DAY 8	298 thru 299	7/28/2020	042671-042934
316	BENCH TRIAL - DAY 9 VOLUME I	300 thru 301	7/29/2020	042935-043186
317	THRIVE'S JOINDER TO PLAINTIFFS' OPPOSITION TO THC NEVADA LLC'S AND HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER FOR PRELIMINARY INJUNCTION ON AN ORDER SHORTENING TIME	302	7/30/2020	043187-043190
318	GREENMART OF NEVADA NLV LLC'S JOINDER TO PLAINTIFFS' OPPOSITION TO THE THC NEVADA LLC'S AND HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER FOR PRELIMINARY INJUNCTION ON AN ORDER SHORTENING TIME AND DECLARATION OF ALINA M. SHELL	302	7/30/2020	043191-043195
319	JOINDER TO THC NEVADA, LLC and HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	302	7/30/2020	043196-043209
320	BENCH TRIAL - DAY 10	303 thru 304	7/30/2020	043210-043450

321	BENCH TRIAL - DAY 11	305	7/31/2020	043451-043567
322	EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	306	7/31/2020	043568-043639
323	NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE ON AN ORDER SHORTENING TIME	306	8/3/2020	043640-043708
324	BENCH TRIAL - DAY 12	307 thru 308	8/3/2020	043709-043965
325	BENCH TRIAL - DAY 13	309 thru 310	8/4/2020	043966-044315
326	BENCH TRIAL - DAY 14	311 thru 313	8/5/2020	044316-044687
327	BENCH TRIAL - DAY 15	314 thru 316	8/6/2020	044688-045065
328	REPLY TO THE DOT'S AND CLEAR RIVER, LLC'S OPPOSITIONS TO PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS	317	8/7/2020	045066-045084
329	BENCH TRIAL - DAY 16	318 thru 319	8/10/2020	045085-045316
330	DEPARTMENT OF TAXATION'S NOTICE OF REMOVING ENTITITES FROM TIER 3	320	8/11/2020	045317-045332
331	BENCH TRIAL - DAY 17	321 thru 323	8/11/2020	045333-045697
332	MOTION TO PRECLUDE APPLICATION OF THE EQUITABLE MAXIM OF UNCLEAR HANDS AGAIN ST THE TGIG PLAINTIFFS	324	8/11/2020	045698-045711
333	BENCH TRIAL - DAY 18	325	8/12/2020	045712-045877

334	OPPOSITION TO MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	325	8/14/2020	045878-045882
335	JOINDER TO THC NEVADA, LLC AND HERBAL CHOICE, INC'S MOTION TO STRIKE DEPARTMENT OF TAXATION NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	325	8/14/2020	045883-045888
336	THC NEVADA, LLC AND HERBAL CHOICE, INC.'S JOINDER TO TGIG PLAINTIFFS' PROPOSED SUPPLEMENTAL FINDINGS OF FACT AND CONCLUSIONS OF LAW BASED UPON PARTIAL SUBSTITUTION OF THE NEVADA CANNABIS COMPLIANCE BOARD AS A PARTY DEFENDANT IN THESE CONSOLIDATED MATTERS	326	8/14/2020	045889-045891
337	DEPARTMENT OF TAXATION'S OPPOSITION TO THC NEVADA, LLC AND HERBAL CHOICE, INC.'S MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING	326	8/15/2020	045892-045899
338	ORDER REGARDING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION FOR SUMMARY JUDGMENT ON FIRST CLAIM FOR RELIEF	326	8/15/2020	045900-045905
339	THC NEVADA, LLC AND HERBAL CHOICE, INC.'S REPLY TO NEVADA ORGANIC REMEDIES' OPPOSITION TO MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	326	8/15/2020	045906-045917
340	HELPING HANDS WELLNESS CENTER, INC.'S REPLY IN SUPPORT OF MOTION TO MODIFY OR DISSOLVE THE PRELIMINARY INJUNCTION1	326	8/16/2020	045918-045932
341	NOTICE OF ENTRY OF ORDER	326	8/17/2020	045933-045939
342	BENCH TRIAL - DAY 19	327 thru 328	8/17/2020	045940-046223

343	BENCH TRIAL - DAY 20	329	8/18/2020	046224-046355
344	TRIAL EXHIBIT 1005	329	8/18/2020	046356-046389
345	TRIAL EXHIBIT 1006	330	8/18/2020	046390-046423
346	TRIAL EXHIBIT 1135	330	8/18/2020	046424-046445
347	TRIAL EXHIBIT 1302	330	8/18/2020	046446-046448
348	TRIAL EXHIBIT 2157	330	8/18/2020	046449-046502
349	TRIAL EXHIBIT 2158	330	8/18/2020	046503-046548
350	TRIAL EXHIBIT 3291	331	8/18/2020	046549-046564
351	JOINDER TO THC NEVADA, LLC and HERBAL CHOICE, INC.'S MOTION TO RENEW JOINDER TO TGIG'S COUNTERMOTION FOR ORDER DISPENSING WITH THE BOND REQUIREMENT FOR PURPOSES OF THE PRELIMINARY	331	8/28/2020	046565-046567
352	ORDER DENYING TGIG PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE AT THE HEARING OF JUDICIAL REVIEW; AND TO ENLARGE TIME FOR FILING OPENING BRIEF	331	8/28/2020	046568-046572
353	MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC FINAL PRETRIAL CONFERENCE	331	9/3/2020	046573-046666
354	BENCH TRIAL - PHASE 1	332	9/8/2020	046667-046776
355	TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/10/2020	046777-046812

356	PLAINTIFFS GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, NEVCANN LLC AND RED EARTH LLC'S JOINDER TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/14/2020	046813-046815
357	RURAL REMEDIES, LLC'S JOINDER IN TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT AND CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/15/2020	046816-046817
358	FINDINGS OF FACT, CONCLUSION OF LAW AND PERMANENT INJUNCTION	332	9/16/2020	046818-046829
359	NOTICE OF ENTRY OF JUDGMENT (1)	333	9/22/2020	046830-046844
360	NOTICE OF ENTRY OF JUDGMENT (2)	333	9/22/2020	046845-046877
361	DEPARTMENT OF TAXATION'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW, AND PERMANENT INJUNCTION	333	9/24/2020	046878-046921
362	THE ESSENCE ENTITIES' LIMITED OPPOSITION TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	9/24/2020	046922-046924
363	GREENMART OF NEVADA NLV LLC'S JOINDER TO DEPARTMENT OF TAXATION'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW, AND PERMANENT INJUNCTION	333	9/24/2020	046925-046926
364	HELPING HANDS WELLNESS CENTER, INC.'S OPPOSITION TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	9/24/2020	046927-046931
365	CLARK NATURAL MEDICINAL SOLUTIONS LLC, NYE NATURAL MEDICINAL SOLUTIONS LLC CLARK NMSD LLC AND INYO FINE CANNABIS DISPENSARY L.L.C.'S JOINDER TO NEVADA WELLNESS CENTER'S MOTION TO AND PERMANENT INJUNCTION	333	9/24/2020	046932-046933

366	WELLNESS CONNECTION OF NEVADA, LLC'S RESPONSE TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION AND COUNTERMOTION TO CLARIFY AND-OR FOR ADDITIONAL FINDINGS	333	9/24/2020	046934-046940
367	CIRCLE S FARMS LLC'S JOINDER TO OPPOSITIONS TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	10/1/2020	046941-046943
368	MOTION FOR ORDER TO SHOW CAUSE	333	10/16/2020	046944-046965
369	ORDER TO SHOW CAUSE	334	10/18/2020	046966-046999
370	PLAINTIFFS GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, NEVCANN LLC AND RED EARTH LLC'S JOINDER TO TGIG PLAINTIFFS' MOTION FOR ORDER TO SHOW CAUSE	334	10/21/2020	047000-047002
371	NOTICE OF APPEAL	335 thru 339	10/23/2020	047003-047862
372	NOTICE OF ENTRY OF ORDER	340	10/27/2020	047863-047882
373	INDEX OF EXHIBITS IN SUPPORT OF DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	341 thru 342	10/30/2020	047883-048130
374	DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	343	10/30/2020	048131-048141
375	GREENMART OF NEVADA NLV LLC'S JOINDER TO DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	343	11/2/2020	048142-048143

TABLE OF CONTENT

Alphabetical by Document Name

TAB#	Document	Vol.	Date	Pages
81	AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	11/21/2019	005950-006004
108	AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/28/2020	006507-006542
10	ANSWER TO AMENDED COMPLAINT	2	4/10/2019	000224-000236
19	ANSWER TO COMPLAINT	8	5/20/2019	001042-001053
71	ANSWER TO COMPLAINT	47	10/1/2019	005732-005758
50	ANSWER TO CORRECTED FIRST AMENDED COMPLAINT	37	7/15/2019	004414-004425
113	ANSWER TO D.H. FLAMINGO PARTIES' FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/5/2020	006658-006697
121	ANSWER TO D.H. FLAMINGO PLAINTIFFS' FIRST AMENDED COMPLAINT AND PETITION FOR REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/12/2020	006842-006853
76	ANSWER TO FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	48	11/8/2019	005913-005921
79	ANSWER TO FIRST AMENDED COMPLAINT GRAVITAS NEVADA LTD	49	11/12/2019	005938-005942
7	ANSWER TO PLAINTIFFS' FIRST AMENDED COMPLAINT AND COUNTERCLAIM	1	3/15/2019	000093-000107
125	ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION	55	2/18/2020	006885-006910
123	ANSWER TO SERENITY PLAINTIFFS' SECOND AMENDED COMPLAINT	55	2/14/2020	006868-006876
14	APPENDIX OF EXHIBITS TO NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO SERENITY WELLNESS CENTER, LLC AND RELATED PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION	5 thru 7	5/9/2019	000532-000941

74	APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	48	10/10/2019	005796-005906
302	BENCH TRIAL - DAY 1	280 thru 281	7/17/2020	040324-040663
320	BENCH TRIAL - DAY 10	303 thru 304	7/30/2020	043210-043450
321	BENCH TRIAL - DAY 11	305	7/31/2020	043451-043567
324	BENCH TRIAL - DAY 12	307 thru 308	8/3/2020	043709-043965
325	BENCH TRIAL - DAY 13	309 thru 310	8/4/2020	043966-044315
326	BENCH TRIAL - DAY 14	311 thru 313	8/5/2020	044316-044687
327	BENCH TRIAL - DAY 15	314 thru 316	8/6/2020	044688-045065
329	BENCH TRIAL - DAY 16	318 thru 319	8/10/2020	045085-045316
331	BENCH TRIAL - DAY 17	321 thru 323	8/11/2020	045333-045697
333	BENCH TRIAL - DAY 18	325	8/12/2020	045712-045877
342	BENCH TRIAL - DAY 19	327 thru 328	8/17/2020	045940-046223
303	BENCH TRIAL - DAY 2	282 thru 283	7/20/2020	040664-041020
343	BENCH TRIAL - DAY 20	329	8/18/2020	046224-046355

304	BENCH TRIAL - DAY 3	284 thru 285	7/21/2020	041021-041330
306	BENCH TRIAL - DAY 4	287 thru 288	7/22/2020	041364-041703
309	BENCH TRIAL - DAY 5	290 thru 291	7/23/2020	041736-042068
312	BENCH TRIAL - DAY 6	293 thru 294	7/24/2020	042075-042381
313	BENCH TRIAL - DAY 7	295 thru 296	7/27/2020	042382-042639
315	BENCH TRIAL - DAY 8	298 thru 299	7/28/2020	042671-042934
316	BENCH TRIAL - DAY 9 VOLUME I	300 thru 301	7/29/2020	042935-043186
354	BENCH TRIAL - PHASE 1	332	9/8/2020	046667-046776
85	BUSINESS COURT ORDER	49	11/25/2019	006018-006022
157	CIRCLE S FARMS LLC'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/9/2020	007374-007381
124	CIRCLE S FARMS LLC'S ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/18/2020	006877-006884
129	CIRCLE S FARMS LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/20/2020	006942-006949
310	CIRCLE S FARMS LLC'S JOINDER TO CLEAR RIVER, LLC AND DEPARTMENT OF TAXATION'S OPPOSITIONS TO PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINIST	292	7/24/2020	042069-042071

367	CIRCLE S FARMS LLC'S JOINDER TO OPPOSITIONS TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	10/1/2020	046941-046943
365	CLARK NATURAL MEDICINAL SOLUTIONS LLC, NYE NATURAL MEDICINAL SOLUTIONS LLC CLARK NMSD LLC AND INYO FINE CANNABIS DISPENSARY L.L.C.'S JOINDER TO NEVADA WELLNESS CENTER'S MOTION TO AND PERMANENT INJUNCTION	333	9/24/2020	046932-046933
12	CLEAR RIVER, LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	2	5/7/2019	000252-000269
55	CLEAR RIVER, LLC'S ANSWER TO PLAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/26/2019	004706-004723
158	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE ADDITIONAL DOCUMENTS ON ORDER SHORTENING TIME	58	4/9/2020	007382-007395
150	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF'S MOTION TO COMPEL PRIVILEGE LOGS AND COUNTER MOTION FOR SANCTIONS PURSUANT TO NRCP 37	57	3/30/2020	007294-007310
151	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF'S MOTION TO COMPEL SUPPLEMENTAL RESPONSES	58	3/30/2020	007311-007329
145	CLEAR RIVER, LLC'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS ON ORDER SHORTENING TIME	56	3/27/2020	007096-007099
4	COMPLAINT	1	1/4/2019	000037-000053
5	COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	1	1/4/2019	000054-000078
1	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/10/2018	000001-000012
3	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/19/2018	000026-000036
6	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	1/16/2019	000079-000092
66	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	46	9/5/2019	005566-005592

45	CORRECTED FIRST AMENDED COMPLAINT.	34	7/11/2019	003950-003967
122	CPCM HOLDINGS, LLC D/B/A THRIVE CANNABIS MARKETPLACE'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/13/2020	006854-006867
183	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO DEFENDANT-RESPONDENT NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRIT OF CERTIORRI. MANDAMUS, AND PROHIBITION	66	6/5/2020	008414-008435
263	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO QUALCAN, LLC'S SECOND AMENDED COMPLAINT	272	7/1/2020	039153-039164
261	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	6/29/2020	039115-039135
106	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO FIRST AMENDED COMPALINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	52	1/21/2020	006478-006504
69	D LUX, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/27/2019	005708-005715
119	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO ETW PLAINTIFFS' THIRD AMENDED COMPLAINT	54	2/12/2020	006815-006822
78	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI MANDAMUS, AND PROHIBITION	49	11/12/2019	005931-005937
131	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND/OR	55	2/25/2020	006952-006958

	WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION			
118	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO THE SERENITY PLAINTIFFS' SECOND AMENDED COMPLAINT	54	2/12/2020	006806-006814
11	DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	2	4/16/2019	000237-000251
17	DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' FIRST AMENDED COMPLAINT	8	5/16/2019	001025-001037
177	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	65	5/26/2020	008355-008375
168	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	62	4/21/2020	007894-007913
167	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO ETW PLAINTIFFS' THIRD AMENDED COMPLAINT	62	4/21/2020	007863-007893
175	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	65	5/21/2020	008253-008302
169	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO TGIG PLAINTIFFS' SECOND AMENDED COMPLAINT	62	4/21/2020	007914-007935
160	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S MOTION TO DISMISS 1) NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS;(2) STRIVE WELLNESS' COMPLAINT; (3) RURAL REMEDIES AMENDED COMPLAINT; (4) QUALCAN'S AMENDED COMPLAINT; (5) HIGH SIERRA HOLISTICS	59 thru 60	4/14/2020	007401-007717

	COMPLAINT AND (6) NATURAL MEDICINE'S COMPLAINT FOR FAILING TO COMPLY WITH NRS 233B.130(2)(D)			
16	DEFENDANT IN INTERVENTION'S OPPOSITION TO PLAINTIFFS' APPLICATION FOR A TEMPORARY RESTRAINING ORDER	8	5/10/2019	000975-001024
287	DEFENDANT IN INTRVENTION, CLEAR RIVER, LLC'S ANSWER TO HIGH SIERRA HOLISTICS, LLC COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	275	7/10/2020	039736-039750
161	DEFENDANT PUPO'S ANSWER TO RURAL REMEDIES' AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	61	4/14/2020	007718-007730
72	DEFENDANT RURAL REMEDIES, LLC ANSWER TO FIRST AMENDED COMPLAINT	47	10/1/2019	005759-005760
110	DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/28/2020	006560-006588
92	DEFENDANT'S ANSWER TO DH FLAMINGO INC'S ET AL., FIRST AMENDED COMPLAINT	50	12/16/2019	006088-006105
75	DEFENDANT-INTERVENOR CLEAR RIVER, LLC'S ORDER DENYING IT'S MOTION FOR PARTIAL SUMMARY JUDGEMENT ON THE PETITION FOR JUDICIAL REVIEW CAUSE OF ACTION	48	11/7/2019	005907-005912
290	DEFENDANT-INTERVENOR NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO CLARK NATURAL MEDICINE ET AL.'S FIRST AMENDED COMPLAINT	276	7/10/2020	039773-039789
288	DEFENDANT-INTERVENOR NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO TGIG PARTIES' SECOND AMENDED COMPLAINT	276	7/10/2020	039751-039759
115	DEFENDANT-RESPONDENT NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/7/2020	006723-006752

116	DEFENDANT-RESPONDENT STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/7/2020	006753-006781
68	DEFENDANT-RESPONDENT'S GOOD CHEMISTRY NEVADA, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/27/2019	005699-005707
93	DEFENDANT'S ANSWER TO DH FLAMINGO INC'S ET AL., FIRST AMENDED COMPLAINT	50	12/16/2019	006106-006123
33	DEFENDANTS' ANSWER TO PLAINTIFFS' COMPLAINT WITH COUNTERCLAIM	26	6/14/2019	002823-002846
73	DEFENDANTS MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S ANSWER	48	10/3/2019	005761-005795
374	DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	343	10/30/2020	048131-048141
164	DEPARTMENT OF TAXATION'S ANSWER TO ETW MANAGEMENT GROUP LLC PARTIES' THIRD AMENDED COMPLAINT	61	4/20/2020	007794-007810
165	DEPARTMENT OF TAXATION'S ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	61	4/20/2020	007811-007845
109	DEPARTMENT OF TAXATION'S ANSWER TO PLAINTIFF SERENITY PARTIES' SECOND AMENDED COMPLAINT	53	1/28/2020	006543-006559
166	DEPARTMENT OF TAXATION'S ANSWER TO QUALCAN'S SECOND A MENDED COMPLAINT	61	4/20/2020	007846-007862
155	DEPARTMENT OF TAXATION'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/8/2020	007347-007360
172	DEPARTMENT OF TAXATION'S INDEX OF EXHIBITS IN SUPPORT OF ITS OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN DEPARTMENT OF TAXATION'S ANSWER TO SECOND AMENDED COMPLAINT	63 thru 64	5/11/2020	007942-008232

330	DEPARTMENT OF TAXATION'S NOTICE OF REMOVING ENTITITES FROM TIER 3	320	8/11/2020	045317-045332
174	DEPARTMENT OF TAXATION'S NOTICE OF SUPPLEMENTAL AUTHORITY	65	5/12/2020	008242-008252
173	DEPARTMENT OF TAXATION'S OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN DEPARTMENT OF TAXATION'S ANSWER TO SECOND AMENDED COMPLAINT	65	5/11/2020	008233-008241
148	DEPARTMENT OF TAXATION'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	57	3/27/2020	007176-007182
307	DEPARTMENT OF TAXATION'S OPPOSITION TO TGIG'S MOTION TO SUPPLEMENT THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE; AND TO ENLARGE TIME FOR FILING OPENING BRIEF	289	7/23/2020	041704-041732
337	DEPARTMENT OF TAXATION'S OPPOSITION TO THC NEVADA, LLC AND HERBAL CHOICE, INC.'S MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING	326	8/15/2020	045892-045899
361	DEPARTMENT OF TAXATION'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW, AND PERMANENT INJUNCTION	333	9/24/2020	046878-046921
77	ERRATA TO ANSWER TO FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	48	11/8/2019	005922-005930
107	ERRATA TO DECLARATION OF ALFRED TERTERYAN IN SUPPORT OF HELPING HANDS WELLNESS CENTER, INC.'S APPLICATION FOR WRIT OF MANDAMUS	52	1/24/2020	006505-006506
269	ESSENCE ENTITIES' ANSWER QUALCAN, LLC'S SECOND AMENDED COMPLAINT	272	7/8/2020	039266-039284
272	ESSENCE ENTITIES' ANSWER TO COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/8/2020	039314-039323
103	ESSENCE ENTITIES' ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	52	1/14/2020	006440-006468

264	ESSENCE ENTITIES' ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	272	7/8/2020	039165-039193
266	ESSENCE ENTITIES' ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	7/8/2020	039211-039223
267	ESSENCE ENTITIES' ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	272	7/8/2020	039224-039235
270	ESSENCE ENTITIES' ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/8/2020	039285-039299
268	ESSENCE ENTITIES' ANSWER TO SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	7/8/2020	039236-039265
271	ESSENCE ENTITIES' ANSWER TO THE TGIG PARTIES' SECOND AMENDED COMPLAINT	273	7/8/2020	039300-039313
265	ESSENCE ENTITIES' ANSWER TO THIRD AMENDED COMPLAINT	272	7/8/2020	039194-039210
82	EUPHORIA WELLNESS, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	49	11/21/2019	006005-006011
22	EVIDENTIARY HEARING - DAY 1	10 thru 11	5/24/2019	001134-001368
38	EVIDENTIARY HEARING - DAY 10 VOLUME I OF II	30	6/20/2019	003349-003464
39	EVIDENTIARY HEARING - DAY 10 VOLUME II	31	6/20/2019	003465-003622
43	EVIDENTIARY HEARING - DAY 11	32	7/5/2019	003671-003774
44	EVIDENTIARY HEARING - DAY 12	33	7/10/2019	003775-003949
46	EVIDENTIARY HEARING - DAY 13 VOLUME I OF II	34	7/11/2019	003968-004105
47	EVIDENTIARY HEARING - DAY 13 VOLUME II	35	7/11/2019	004106-004227
49	EVIDENTIARY HEARING - DAY 14	36	7/12/2019	004237-004413

51	EVIDENTIARY HEARING - DAY 15	37	7/15/2019	004426-004500
52	EVIDENTIARY HEARING - DAY 15 VOLUME II	38	7/15/2019	004501-004679
56	EVIDENTIARY HEARING - DAY 16	39	7/28/2019	004724-004828
57	EVIDENTIARY HEARING - DAY 17 VOLUME I OF II	40	8/13/2019	004829-004935
58	EVIDENTIARY HEARING - DAY 17 VOLUME II	41	8/13/2019	004936-005027
61	EVIDENTIARY HEARING - DAY 18	42 thru 43	8/14/2019	005034-005222
62	EVIDENTIARY HEARING - DAY 19	44	8/15/2019	005223-005301
23	EVIDENTIARY HEARING - DAY 2 VOLUME I OF II	12	5/28/2019	001369-001459
24	EVIDENTIARY HEARING - DAY 2 VOLUME II	13	5/28/2019	001460-001565
63	EVIDENTIARY HEARING - DAY 20	45	8/16/2019	005302-005468
25	EVIDENTIARY HEARING - DAY 3 VOLUME I OF II	14	5/29/2019	001566-001663
26	EVIDENTIARY HEARING - DAY 3 VOLUME II	15	5/29/2019	001664-001807
27	EVIDENTIARY HEARING - DAY 4	16 thru 17	5/30/2019	001808-002050
28	EVIDENTIARY HEARING - DAY 5 VOLUME I OF II	18	5/31/2019	002051-002113
29	EVIDENTIARY HEARING - DAY 5 VOLUME II	19 thru 20	5/31/2019	002114-002333
31	EVIDENTIARY HEARING - DAY 6	22 thru 23	6/10/2019	002345-002569
32	EVIDENTIARY HEARING - DAY 7	24 thru 25	6/11/2019	002570-002822
34	EVIDENTIARY HEARING - DAY 8 VOLUME I OF II	26	6/18/2019	002847-002958
35	EVIDENTIARY HEARING - DAY 8 VOLUME II	27	6/18/2019	002959-003092
36	EVIDENTIARY HEARING - DAY 9 VOLUME I OF II	28	6/19/2019	003093-003215

37	EVIDENTIARY HEARING - DAY 9 VOLUME II	29	6/19/2019	003216-003348
299	EVIDENTIARY HEARING ON CASE -ENDING SANCTIONS - DAY 1	277 thru 278	7/13/2020	039869-040216
300	EVIDENTIARY HEARING ON CASE -ENDING SANCTIONS - DAY 2	279	7/14/2020	040217-040263
314	EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	297	7/28/2020	042640-042670
322	EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	306	7/31/2020	043568-043639
64	FINDINGS OF FACT AND CONCLUSIONS OF LAW GRANTING PRELIMINARY INJUNCTION	46	8/23/2019	005469-005492
114	FINDINGS OF FACT AND CONCLUSIONS OF LAW GRANTING PRELIMINARY INJUNCTION	54	2/7/2020	006698-006722
358	FINDINGS OF FACT, CONCLUSION OF LAW AND PERMANENT INJUNCTION	332	9/16/2020	046818-046829
296	FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER GRANTING IN PART AND DENYING IN PART MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS (1)	276	7/11/2020	039860-039862
297	FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER GRANTING IN PART AND DENYING IN PART MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS (2)	276	7/11/2020	039863-039865
42	FIRST AMENDED COMPLAINT	32	7/3/2019	003653-003670
67	FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/6/2019	005593-005698
2	FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/18/2018	000013-000025
70	FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	47	9/29/2019	005716-005731

53	GREENMART OF NEVADA NLC LLC'S ANSWER TO PLAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/17/2019	004680-004694
126	GREENMART OF NEVADA NLV LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/18/2020	006911-006921
120	GREENMART OF NEVADA NLV LLC'S ANSWER TO ETW MANAGEMENT GROUP LLC, GLOBAL HARMONY LLC, GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, HERBAL CHOICE INC., JUST QUALITY LLC, LIBRA WELLNESS CENTER, LLC, ROMBOUGH REAL ESTATE INC. DBA MOTHER HERB, NEVCANN LLC, RED EARTH LLC, THC NEVADA LLC, ZION GARDENS LLC AND MMOF VEGAS RETAIL, INC.'S THIRD AMENDED COMPLAINT	55	2/12/2020	006823-006841
137	GREENMART OF NEVADA NLV LLC'S ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	3/6/2020	007013-007024
132	GREENMART OF NEVADA NLV LLC'S ANSWER TO QUALCAN LLC'S SECOND AMENDED COMPLAINT	55	2/25/2020	006959-006970
138	GREENMART OF NEVADA NLV LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	3/6/2020	007025-007036
375	GREENMART OF NEVADA NLV LLC'S JOINDER TO DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	343	11/2/2020	048142-048143
363	GREENMART OF NEVADA NLV LLC'S JOINDER TO DEPARTMENT OF TAXATION'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW, AND PERMANENT INJUNCTION	333	9/24/2020	046925-046926

274	GREENMART OF NEVADA NLV LLC'S JOINDER TO MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC., AND LIVFREE WELLNESS, LLC ON AN ORDER SHORTENING TIME	273	7/8/2020	039326-039327
318	GREENMART OF NEVADA NLV LLC'S JOINDER TO PLAINTIFFS' OPPOSITION TO THE THC NEVADA LLC'S AND HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER FOR PRELIMINARY INJUNCTION ON AN ORDER SHORTENING TIME AND DECLARATION OF ALINA M. SHELL	302	7/30/2020	043191-043195
134	GREENMART OF NEVADA NLV LLC'S MOTION TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/28/2020	006984-006987
154	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO ETW PLAINTIFFS' MOTION TO COMPEL	58	4/3/2020	007337-007346
153	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO ETW PLAINTIFFS' MOTION TO COMPEL PRIVILEGE LOGS	58	4/3/2020	007333-007336
141	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL GREENMART TO ALSO PRODUCE KENNETH LEE AND HAE LEE FOR DEPOSITION	56	3/18/2020	007075-007080
144	GREENMART OF NEVADA NLV LLC'S RESPONSE IN OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	56	3/23/2020	007087-007095
99	GREENMART OF NEVADA NLV LLC'S ANSWER TO D.H. FLAMINGO PLAINTIFFS' FIRST AMENDED COMPLAINT	51	1/6/2020	006272-006295
89	HEARING ON APPLICATION OF NEVADA ORGANIC REMEDIES FOR WRIT OF MANDAMUS TO COMPEL STATE TO MOVE IT TO TIER 2 OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	12/9/2019	006058-006068
176	HEARING ON MOTIONS FOR SUMMARY JUDGMENT OR WRIT OF MANDAMUS AND MOTION TO EXTEND TIME FOR BRIEFING	65	5/22/2020	008303-008354

65	HEARING ON OBJECTIONS TO STATE'S RESPONSE, NEVADA WELLNESS CENTER'S MOTION RE COMPLIANCE RE PHYSICAL ADDRESS, AND BOND AMOUNT SETTING	46	8/29/2019	005493-005565
112	HEARING ON OBJECTIONS TO SUBPOENAS DUCES TECUM, MOTIONS FOR PROTECTIVE ORDERS, APPLICATION OF FOR WRIT OF MANDAMUS, MOTION FOR SETTING SETTLEMENT CONFERENCE, AND MOTION TO REDACT AND SEAL EXHIBITS 4 AND 5	53	1/31/2020	006610-006657
276	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	273	7/9/2020	039382-039411
277	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO HIGH SIERRA HOLISTICS COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/9/2020	039412-039421
278	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO MM DEVELOPMENT COMPANY, INC., & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/9/2020	039422-039434
279	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	273	7/9/2020	039435-039445
280	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	274	7/9/2020	039446-039478
281	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO QUALCANN, LLC'S SECOND AMENDED COMPLAINT	274	7/9/2020	039479-039496
282	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT	274	7/9/2020	039497-039509
283	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO TGIG PARTIES' SECOND AMENDED COMPLAINT	274	7/9/2020	039510-039523

284	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO THIRD AMENDED COMPLAINT	274	7/9/2020	039524-039539
364	HELPING HANDS WELLNESS CENTER, INC.'S OPPOSITION TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	9/24/2020	046927-046931
340	HELPING HANDS WELLNESS CENTER, INC.'S REPLY IN SUPPORT OF MOTION TO MODIFY OR DISSOLVE THE PRELIMINARY INJUNCTION1	326	8/16/2020	045918-045932
273	HIGH SIERRA HOLISTICS, LLC'S JOINDER TO ETW MANAGEMENT GROUP LLC'S ANSWERS	273	7/8/2020	039324-039325
373	INDEX OF EXHIBITS IN SUPPORT OF DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	341 thru 342	10/30/2020	047883-048130
21	INTERVENING DEFENDANTS' JOINDER AND SUPPLEMENTAL BRIEFING IN SUPPORT OF THE STATE OF NEVADA'S AND NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION; AND LONE MOUNTAIN PARTNERS, LLC'S OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION OR FOR WRIT OF MANDAMUS	9	5/23/2019	001068-001133
41	INTERVENOR DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFF'S COMPLAINT	32	7/3/2019	003640-003652
40	INTERVENOR DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' SECOND AMENDED COMPLAINT	31	6/24/2019	003623-003639
319	JOINDER TO THC NEVADA, LLC and HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	302	7/30/2020	043196-043209
351	JOINDER TO THC NEVADA, LLC and HERBAL CHOICE, INC.'S MOTION TO RENEW JOINDER TO TGIG'S COUNTERMOTION FOR ORDER DISPENSING WITH THE BOND REQUIREMENT FOR PURPOSES OF THE PRELIMINARY	331	8/28/2020	046565-046567

335	JOINDER TO THC NEVADA, LLC AND HERBAL CHOICE, INC'S MOTION TO STRIKE DEPARTMENT OF TAXATION NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	325	8/14/2020	045883-045888
54	LONE MOUNTAIN PARTNERS, LLC'S ANSWER TO LAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/22/2019	004695-004705
30	LONE MOUNTAIN PARTNERS, LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	21	6/5/2019	002334-002344
90	LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	49	12/10/2019	006069-006081
101	LONE MOUNTAIN PARTNERS, LLC'S REPLY IN SUPPORT OF MOTION TO DISMISS SECOND AMENDED COMPLAINT	51	1/8/2020	006359-006368
163	MINUTE ORDER CLEAR RIVER'S REQUEST FOR OST ON MOTION TO DISMISS	61	4/15/2020	007793-007793
135	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC ANSWER TO NATURAL MEDICINE, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	2/28/2020	006988-007000
127	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION	55	2/18/2020	006922-006935
111	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/29/2020	006589-006609
286	MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRARECORD EVIDENCE AT THE HEARING OF JUDICIAL REVIEW and TO ENLARGE TIME FOR FILING OPENING BRIEF	275	7/9/2020	039576-039735
368	MOTION FOR ORDER TO SHOW CAUSE	333	10/16/2020	046944-046965
8	MOTION FOR PRELIMINARY INJUNCTION	2	3/18/2019	000108-000217
301	MOTION FOR PROTECTIVE ORDER ON ORDER SHORTENING TIME	279	7/15/2020	040264-040323

275	MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC ON AN ORDER SHORTENING TIME	273	7/8/2020	039328-039381
353	MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC FINAL PRETRIAL CONFERENCE	331	9/3/2020	046573-046666
332	MOTION TO PRECLUDE APPLICATION OF THE EQUITABLE MAXIM OF UNCLEAN HANDS AGAIN ST THE TGIG PLAINTIFFS	324	8/11/2020	045698-045711
260	MOTION TO VOLUNTARILY DISMISS MMOV VEGAS RETAIL, INC. AND REQUEST TO RELEASE MMOV VEGAS RETAIL, INC.'S BOND FUNDS ON AN ORDER SHORTENING TIME	271	6/29/2020	038948-039114
289	NEVADA ORGANIC REMEDIES, LLC'S ANSWER NEVADA WELLNESS CENTER, LLC'S AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039760-039772
295	NEVADA ORGANIC REMEDIES, LLC'S ANSWER RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039845-039859
291	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO ETW MANAGEMENT GROUP, LLC ET AL.'S THIRD AMENDED THIRD AMENDED COMPLAINT	276	7/10/2020	039790-039804
292	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO HIGH SIERRA HOLISTIC'S COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039805-039815
293	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039816-039829
180	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO NATURAL MEDICINE'S LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	65	6/4/2020	008394-008401
294	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO QUALCAN, LLC.'S SECOND AMENDED COMPLAINT	276	7/10/2020	039830-039844

181	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	66	6/4/2020	008402-008409
146	NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO QUALCAN'S PETITION FOR WRIT OF MANDAMUS	56	3/27/2020	007100-007143
15	NEVADA ORGANIC REMIDIES, LLC'S OPPOSITION TO SERENITY WELLNESS CENTER, LLC AND RELATED PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION	8	5/9/2019	000942-000974
136	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT/RESPONDENT STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND/OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	2/28/2020	007001-007012
156	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/8/2020	007361-007373
133	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/26/2020	006971-006983
143	NEVADA WELLNESS CENTER, LLC'S JOINDER TO ETW PLAINTIFFS' MOTION TO COMPEL	56	3/20/2020	007084-007086
142	NEVADA WELLNESS CENTER, LLC'S JOINDER TO ETW PLAINTIFFS' MOTION TO COMPEL PRIVILEGE LOGS	56	3/20/2020	007081-007083
323	NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE ON AN ORDER SHORTENING TIME	306	8/3/2020	043640-043708
371	NOTICE OF APPEAL	335 thru 339	10/23/2020	047003-047862
359	NOTICE OF ENTRY OF JUDGMENT (1)	333	9/22/2020	046830-046844
360	NOTICE OF ENTRY OF JUDGMENT (2)	333	9/22/2020	046845-046877
98	NOTICE OF ENTRY OF ORDER	51	1/3/2020	006264-006271
104	NOTICE OF ENTRY OF ORDER	52	1/14/2020	006469-006474

341	NOTICE OF ENTRY OF ORDER	326	8/17/2020	045933-045939
372	NOTICE OF ENTRY OF ORDER	340	10/27/2020	047863-047882
159	NOTICE OF ENTRY OF ORDER DENYING MM DEVELOPMENT COMPANY, INC.'S MOTION TO STRIKE AND-OR DISMISS D.H. FLAMINGO, INC.'S COUNTERCLAIM	58	4/9/2020	007396-007400
83	NOTICE OF ENTRY OF ORDER DENYING MM DEVELOPMENT COMPANY, INC.'S AND LIVFREE WELLNESS, LLC'S MOTION TO ALTER OR AMEND FINDINGS OF FACT AND CONCLUSION OF LAW,	49	11/22/2019	006012-006015
258	NOTICE OF ENTRY OF ORDER ON PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN JORGE PUPO'S ANSWER TO SECOND AMENDED COMPLAINT	270	6/23/2020	038868-038871
130	NOTICE OF FILING OF EMERGENCY PETITION FOR WRIT OF MANDAMUS OR PROHIBITION UNDER NRAP 21(a)6)	55	2/21/2020	006950-006951
91	NOTICE OF HEARING	49	12/13/2019	006082-006087
100	NV WELLNESS CENTER, LLC'S MOTION TO COMPEL ON AN ORDER SHORTENING TIME	51	1/8/2020	006296-006358
95	OPPOSITION TO HELPING HANDS WELLNESS CTR, INC.'S APPLICATION FOR WRIT OF MANDAMUS	50	12/27/2019	006207-006259
13	OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION	3 thru 4	5/9/2019	000270-000531
285	OPPOSITION TO MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC ON AN ORDER SHORTENING TIME	274	7/9/2020	039540-039575
334	OPPOSITION TO MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	325	8/14/2020	045878-045882
102	OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL	52	1/10/2020	006369-006439

80	ORDER DENYING 1) ORGANIC REMEDIES, LLC'S MOTION TO DISSOLVE PRELIMINARY INJUNCTION AND TO STAY PRELIMINARY INJUNCTION PENDING APPEAL AND 2) LONE MOUNTAIN PARTNERS, LLC'S	49	11/19/2019	005943-005949
182	ORDER DENYING D.H. FLAMINGO, INC. AND SURTERRA HOLDINGS, INC.'S MOTION FOR SUMMARY JUDGMENT AGAINST MM DEVELOPMENT COMPANY, INC.	66	6/5/2020	008410-008413
152	ORDER DENYING DEFENDANT JORGE PUPO'S MOTION TO DISMISS	58	3/30/2020	007330-007332
171	ORDER DENYING LONE MOUNTAIN PARTNER'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	62	5/5/2020	007940-007941
84	ORDER DENYING MM DEVELOPMENT COMPANY, INC. 'S AND LIVFREE WELLNESS LLC'S MOTION TO ALTER AMEND FINDINGS OF FACT AND CONCLUSION OF LAW	49	11/22/2019	006016-006017
96	ORDER DENYING MOTION FOR STAY AND GRANTING IN PART MOTION TO EXPEDITE	50	12/30/2019	006260-006262
105	ORDER DENYING NEVADA ORGANIC REMEDIES, LLC'S AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC	52	1/14/2020	006475-006477
352	ORDER DENYING TGIG PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE AT THE HEARING OF JUDICIAL REVIEW; AND TO ENLARGE TIME FOR FILING OPENING BRIEF	331	8/28/2020	046568-046572
97	ORDER DENYING THE DEPARTMENT OF TAXATION OBJECTION TO DISCOVERY COMMISSIONER'S REPORT AND RECOMMENDATIONS	51	12/31/2019	006263-006263
298	ORDER GRANTING CLEAR RIVER, LLC'S MOTION TO RECONSIDER THE COURT'S ORDER GRANTING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE	276	7/11/2020	039866-039868

	JOHN KOCER AND NORTON ARBELAEZ FOR DEPOSITION ON ORDER SHORTENING TIME			
18	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	8	5/16/2019	001038-001041
59	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	41	8/14/2019	005028-005030
60	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	41	8/14/2019	005031-005033
128	ORDER GRANTING IN PART AND DENYING IN PART THE DEPARTMENT OF TAXATION'S MOTIONS FOR PROTECTIVE ORDER ON ORDER SHORTENING TIME	55	2/19/2020	006936-006941
86	ORDER GRANTING MOTION FOR LEAVE TO FILE SECOND AMENDED COMPLAINT IN CASE NO. A-786962	49	11/26/2019	006023-006024
170	ORDER GRANTING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE ADDITIONAL DOCUMENTS ON ORDER SHORTENING TIME	62	4/21/2020	007936-007939
338	ORDER REGARDING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION FOR SUMMARY JUDGMENT ON FIRST CLAIM FOR RELIEF	326	8/15/2020	045900-045905
369	ORDER TO SHOW CAUSE	334	10/18/2020	046966-046999
140	PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL GREENMART OF NEVADA, LLC TO PRODUCE KENNETH LEE AND HAE LEE FOR DEPOSITION ON ORDER SHORTENING TIME	56	3/16/2020	007058-007074
147	PLAINTIFF NEVADA WELLNESS CENTER, LLC'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	57	3/27/2020	007144-007175
243	PLAINTIFF'S RECORD PART 59	232	6/12/2020	033643-033801
9	PLAINTIFFS' COUNTER-DEFENDANTS' ANSWER TO COUNTERCLAIM	2	4/5/2019	000218-000223

185	PLAINTIFF'S DECLARATION & POA-F2018-01430	67 thru 74	6/12/2020	008455-009889
187	PLAINTIFF'S DKT 148-1 INDEX OF EXHIBITS - 1	76 thru 77	6/12/2020	009934-010291
188	PLAINTIFF'S DKT 148-1 INDEX OF EXHIBITS - 2	78 thru 79	6/12/2020	010292-010595
370	PLAINTIFFS GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, NEVCANN LLC AND RED EARTH LLC'S JOINDER TO TGIG PLAINTIFFS' MOTION FOR ORDER TO SHOW CAUSE	334	10/21/2020	047000-047002
356	PLAINTIFFS GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, NEVCANN LLC AND RED EARTH LLC'S JOINDER TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/14/2020	046813-046815
186	PLAINTIFF'S NOTICE OF FILING RECORD ON REVIEW	75	6/12/2020	009890-009933
20	PLAINTIFFS' OMNIBUS REPLY IN SUPPORT OF MOTION FOR PRELIMINARY INJUNCTION	8	5/22/2019	001054-001067
305	PLAINTIFFS' OPENING BRIEF IN SUPPORT OF PETITION FOR JUDICIAL REVIEW	286	7/22/2020	041331-041363
94	PLAINTIFFS' OPPOSITION TO LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	50	12/20/2019	006124-006206
189	PLAINTIFF'S RECORD PART 1	80 thru 81	6/12/2020	010596-010937
198	PLAINTIFF'S RECORD PART 10	93	6/12/2020	012724-012878
199	PLAINTIFF'S RECORD PART 11	94	6/12/2020	012879-013032
200	PLAINTIFF'S RECORD PART 12	95	6/12/2020	013033-013187
201	PLAINTIFF'S RECORD PART 13	96	6/12/2020	013188-013341
202	PLAINTIFF'S RECORD PART 14	97	6/12/2020	013342-013496

203	PLAINTIFF'S RECORD PART 15	98 thru 99	6/12/2020	013497-013774
204	PLAINTIFF'S RECORD PART 16	100 thru 101	6/12/2020	013775-014052
205	PLAINTIFF'S RECORD PART 17	102 thru 103	6/12/2020	014053-014330
206	PLAINTIFF'S RECORD PART 18	104 thru 105	6/12/2020	014331-014608
207	PLAINTIFF'S RECORD PART 18	106 thru 107	6/12/2020	014609-014886
208	PLAINTIFF'S RECORD PART 19	108 thru 111	6/12/2020	014887-015426
190	PLAINTIFF'S RECORD PART 2	82 thru 83	6/12/2020	010938-011275
209	PLAINTIFF'S RECORD PART 20	112 thru 115	6/12/2020	015427-015966
210	PLAINTIFF'S RECORD PART 21	116 thru 119	6/12/2020	015967-016506
211	PLAINTIFF'S RECORD PART 22	120 thru 123	6/12/2020	016507-017048
212	PLAINTIFF'S RECORD PART 24	124 thru 131	6/12/2020	017049-018484
213	PLAINTIFF'S RECORD PART 25	132 thru 134	6/12/2020	018485-018844
214	PLAINTIFF'S RECORD PART 26	135 thru 136	6/12/2020	018845-019202
215	PLAINTIFF'S RECORD PART 27	137 thru 144	6/12/2020	019203-020637

216	PLAINTIFF'S RECORD PART 28	145 thru 147	6/12/2020	020638-020999
217	PLAINTIFF'S RECORD PART 29	148 thru 149	6/12/2020	021000-021357
191	PLAINTIFF'S RECORD PART 3	84 thru 85	6/12/2020	011276-011613
218	PLAINTIFF'S RECORD PART 30	150 thru 157	6/12/2020	021358-022621
219	PLAINTIFF'S RECORD PART 31	158 thru 159	6/12/2020	022622-022979
220	PLAINTIFF'S RECORD PART 32	160 thru 167	6/12/2020	022980-024414
221	PLAINTIFF'S RECORD PART 33	168 thru 169	6/12/2020	024415-024718
222	PLAINTIFF'S RECORD PART 35	170 thru 177	6/12/2020	024719-026153
223	PLAINTIFF'S RECORD PART 37	178	6/12/2020	026154-026256
224	PLAINTIFF'S RECORD PART 39	179 thru 181	6/12/2020	026257-026669
192	PLAINTIFF'S RECORD PART 4	86 thru 87	6/12/2020	011614-011951
225	PLAINTIFF'S RECORD PART 40	182 thru 183	6/12/2020	026670-026934
226	PLAINTIFF'S RECORD PART 41	184 thru 186	6/12/2020	026935-027347
227	PLAINTIFF'S RECORD PART 42	187 thru 188	6/12/2020	027348-027612

228	PLAINTIFF'S RECORD PART 43	189 thru 191	6/12/2020	027613-028025
229	PLAINTIFF'S RECORD PART 44	192 thru 193	6/12/2020	028026-028290
230	PLAINTIFF'S RECORD PART 45	194 thru 196	6/12/2020	028291-028703
231	PLAINTIFF'S RECORD PART 46	197 thru 198	6/12/2020	028704-028968
232	PLAINTIFF'S RECORD PART 47	199 thru 201	6/12/2020	028969-029451
233	PLAINTIFF'S RECORD PART 48	202 thru 204	6/12/2020	029452-029934
234	PLAINTIFF'S RECORD PART 49	205 thru 207	6/12/2020	029935-030346
193	PLAINTIFF'S RECORD PART 5	88	6/12/2020	011952-012104
235	PLAINTIFF'S RECORD PART 50	208 thru 210	6/12/2020	030347-030758
236	PLAINTIFF'S RECORD PART 51	211 thru 213	6/12/2020	030759-031170
237	PLAINTIFF'S RECORD PART 52	214 thru 216	6/12/2020	031171-031582
238	PLAINTIFF'S RECORD PART 54	217 thru 219	6/12/2020	031583-031994
239	PLAINTIFF'S RECORD PART 55	220 thru 222	6/12/2020	031995-032406
240	PLAINTIFF'S RECORD PART 56	223 thru 225	6/12/2020	032407-032818

242	PLAINTIFF'S RECORD PART 58	229 thru 231	6/12/2020	033231-033642
194	PLAINTIFF'S RECORD PART 6	89	6/12/2020	012105-012258
244	PLAINTIFF'S RECORD PART 60	233	6/12/2020	033802-033877
245	PLAINTIFF'S RECORD PART 61	234 thru 235	6/12/2020	033878-034143
246	PLAINTIFF'S RECORD PART 62	236 thru 237	6/12/2020	034144-034409
247	PLAINTIFF'S RECORD PART 63	238 thru 239	6/12/2020	034410-034675
248	PLAINTIFF'S RECORD PART 64	240 thru 241	6/12/2020	034676-034943
249	PLAINTIFF'S RECORD PART 65	242 thru 245	6/12/2020	034944-035512
250	PLAINTIFF'S RECORD PART 66	246 thru 248	6/12/2020	035513-035919
251	PLAINTIFF'S RECORD PART 67	249 thru 251	6/12/2020	035920-036326
252	PLAINTIFF'S RECORD PART 68	252 thru 254	6/12/2020	036327-036733
253	PLAINTIFF'S RECORD PART 69	255 thru 257	6/12/2020	036734-037140
195	PLAINTIFF'S RECORD PART 7	90	6/12/2020	012259-012413
254	PLAINTIFF'S RECORD PART 70	258 thru 260	6/12/2020	037141-037547
255	PLAINTIFF'S RECORD PART 71	261 thru 263	6/12/2020	037548-037954

256	PLAINTIFF'S RECORD PART 72	264 thru 266	6/12/2020	037955-038415
257	PLAINTIFF'S RECORD PART 73	267 thru 269	6/12/2020	038416-038867
196	PLAINTIFF'S RECORD PART 8	91	6/12/2020	012414-012569
197	PLAINTIFF'S RECORD PART 9	92	6/12/2020	012570-012723
241	PLAINTIFF'S RECORD PARTY 57	226 thru 228	6/12/2020	032819-033230
48	PLAINTIFFS-COUNTER DEFENDANTS' ANSWER TO COUNTERCLAIM	35	7/12/2019	004228-004236
178	PURE TONIC CONCENTRATES LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	65	5/29/2020	008376-008379
139	QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	56	3/13/2020	007037-007057
88	REPLY IN SUPPORT OF AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	12/6/2019	006048-006057
328	REPLY TO THE DOT'S AND CLEAR RIVER, LLC'S OPPOSITIONS TO PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS	317	8/7/2020	045066-045084
179	RURAL REMEDIES, LLC'S ANSWER TO DEFENDANT-RESPONDENT NATURAL MEDICINE'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORI, MANDAMUS AND PROHIBITION	65	6/3/2020	008380-008393
357	RURAL REMEDIES, LLC'S JOINDER IN TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT AND CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/15/2020	046816-046817

117	SECOND AMENDED COMPLAINT	54	2/11/2020	006782-006805
376	SHOW CAUSE HEARING	343	11/2/2020	048144-048281
259	SUPPLEMENT TO RECORD ON REVIEW IN ACCORDANCE WITH THE NEVADA ADMINISTRATIVE PROCEDURE ACT	270	6/26/2020	038872-038947
355	TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/10/2020	046777-046812
87	TGIG SECOND AMENDED COMPLAINT	49	11/26/2019	006025-006047
184	TGIG, LLC, NEVADA HOLISTIC MEDICINE, LLC, GBS NEVADA PARTNERS, FIDELIS HOLDINGS, LLC, GRAVITAS NEVADA, NEVADA PURE, LLC, MEDIFARM, LLC, AND MEDIFARM IV'S ANSWER TO NATURAL MEDICINE	66	6/10/2020	008436-008454
336	THC NEVADA, LLC AND HERBAL CHOICE, INC.'S JOINDER TO TGIG PLAINTIFFS' PROPOSED SUPPLEMENTAL FINDINGS OF FACT AND CONCLUSIONS OF LAW BASED UPON PARTIAL SUBSTITUTION OF THE NEVADA CANNABIS COMPLIANCE BOARD AS A PARTY DEFENDANT IN THESE CONSOLIDATED MATTERS	326	8/14/2020	045889-045891
339	THC NEVADA, LLC AND HERBAL CHOICE, INC.'S REPLY TO NEVADA ORGANIC REMEDIES' OPPOSITION TO MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	326	8/15/2020	045906-045917
308	THC NEVADA, LLC'S JOINDER TO PLAINTIFF TGIG, LLC ET AL'S OPENING BRIEF IN SUPPORT OF PETITION FOR JUDICIAL REVIEW	289	7/23/2020	041733-041735
311	THE ESSENCE ENTITIES' JOINDER TO DEPARTMENT OF TAXATION'S OPPOSITION TO TGIG'S MOTION TO SUPPLEMENT THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE AND TO ENLARGE TIME FOR FILING OPENING BRIEF	292	7/24/2020	042072-042074
362	THE ESSENCE ENTITIES' LIMITED OPPOSITION TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	9/24/2020	046922-046924

149	THE ESSENCE ENTITIES' OPPOSITION TO ETW PLAINTIFFS' 1) MOTION TO COMPEL AND 2) MOTION TO COMPEL PRIVILEGE LOGS	57	3/27/2020	007183-007293
317	THRIVE'S JOINDER TO PLAINTIFFS' OPPOSITION TO THC NEVADA LLC'S AND HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER FOR PRELIMINARY INJUNCTION ON AN ORDER SHORTENING TIME	302	7/30/2020	043187-043190
162	THRIVE'S SUPPLEMENTAL BRIEF IN SUPPORT OF OPPOSITION TO ETW MANAGEMENT GROUP LLC; ET AL.'S MOTION TO COMPEL	61	4/14/2020	007731-007792
344	TRIAL EXHIBIT 1005	329	8/18/2020	046356-046389
345	TRIAL EXHIBIT 1006	330	8/18/2020	046390-046423
346	TRIAL EXHIBIT 1135	330	8/18/2020	046424-046445
347	TRIAL EXHIBIT 1302	330	8/18/2020	046446-046448
348	TRIAL EXHIBIT 2157	330	8/18/2020	046449-046502
349	TRIAL EXHIBIT 2158	330	8/18/2020	046503-046548
350	TRIAL EXHIBIT 3291	331	8/18/2020	046549-046564
262	WELLNESS CONNECTION OF NEVADA, LLC'S ANSWER TO PLAINTIFF NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	6/29/2020	039136-039152
366	WELLNESS CONNECTION OF NEVADA, LLC'S RESPONSE TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION AND COUNTERMOTION TO CLARIFY AND/OR FOR ADDITIONAL FINDINGS	333	9/24/2020	046934-046940

1 Honor, thank you.

2 Shane, can we pull back up Exhibit 1009, page 3.

3 BY MR. MILLER:

4 Q Ms. Cronkhite, you recall that before the break we
5 were discussing how you trained the evaluators as to how to
6 evaluate this criteria; correct?

7 A Yes.

8 Q Okay. What did you train the evaluators to do in the
9 event that an applicant simply indicated that they did not
10 intend to transport marijuana at all?

11 A I do recall having a conversation with the scorers
12 that they might run into a situation where someone would simply
13 write, we do not deliver. And I recall explaining to them that
14 they should not receive full points for that unless they
15 provided a detailed policy about, you know, their processes.
16 So training staff, for example, or what they would do if they
17 had to transport product for a return. Say they needed to
18 return product to a cultivator for some reason, what would
19 their policy be in that situation. So that if they simply just
20 wrote we do not deliver, that was considered to be inadequate,
21 and they should not receive full points.

22 Q Okay. And so how many points did they receive if
23 they simply wrote that?

24 A I believe the consensus that they came to was that
25 they would get half points because we didn't want to punish

1 them for not delivering, but they shouldn't receive full points
2 if they didn't provide a detailed policy on it.

3 Q Okay. And when did you realize that that might be an
4 option that some applicants may list that just simply indicate
5 that they don't deliver?

6 A That was part of my training with the scorers. That
7 something that I had run into in previous scoring processes.

8 Q Okay. So you anticipated this might be an issue
9 prior to the release of this application?

10 A Yes.

11 Q Okay. That information was not reflected on the
12 application itself; correct?

13 A I don't recall.

14 Q You don't recall anywhere within the application
15 itself where it indicated that if you don't have a
16 transportation plan here's what we expect you to provide;
17 correct?

18 A Correct.

19 Q All right.

20 MR. MILLER: Shane, could you turn to page 5 of the
21 same exhibit.

22 BY MR. MILLER:

23 Q With respect to this criteria, it's worth 10 points,
24 documentation that the marijuana establishment has procedures
25 to ensure adequate security measures including without

1 limitation building security. Do you recall the training that
2 you gave the evaluators as to this criteria?

3 A Yes.

4 Q And what did you instruct them as to how to evaluate
5 the applications?

6 A I instructed them to look for everything that was in
7 this list. I recall specifically instructing them to keep an
8 eye out for the specifics like the 1920 by 1080 or 15 frames
9 per second. A lot of this information had changed since the
10 medical regulations, and what a lot of applicants tend to do is
11 cut and paste the regulations, and so I told them to keep an
12 eye out to ensure that it met the actual standards.

13 I also instructed them to make sure that it wasn't
14 just a cut and paste of the regulations, that they were
15 actually providing their building security plan specific to
16 their operation and that it was thoughtful and complete.

17 Q Okay. So they were to evaluate the sufficiency of
18 the plan as applied to the application itself rather than
19 restating the regulations; is that accurate?

20 A Yes.

21 Q Okay. And so when it says the device is to detect
22 unauthorized intrusion, can you tell us how you instructed them
23 to evaluate the application with respect to that component?

24 A Yeah. Well we -- we reviewed several mock
25 applications. So we had several examples that I went through

1 with them; however, this would be something like having an
2 alarm system.

3 Q Okay. And so what would you expect an applicant to
4 list there in order to get the full points?

5 A They would just need to explain what devices they
6 have to detect unauthorized intrusion.

7 Q Okay. And did it have to relate to the location
8 itself that they had proposed?

9 A No. Whatever they used -- whatever they intend to
10 use at their specific location, as long as it was detailed.

11 Q How about a video camera at each point of sale, what
12 were you expecting the applicants to provide there?

13 A I was expecting them to provide documentation that
14 they would have a camera at each point of sale.

15 Q Okay. And would that relate to the floor plan?

16 A It could be on the floor plan. Typically it was
17 specified in the building security plans. Specifically, they
18 would just write it out that they would have that -- it's
19 required in the regulations.

20 Q Okay. And so what specificity did you expect the
21 applicants to provide that would relate to their proposed
22 location as opposed to just restating the regulation itself?

23 A So I'm looking at --

24 MS. LEVIN: Objection.

25 THE COURT: Overruled.

1 THE WITNESS: I'm looking at specifically where it
2 says, a method for storing video recordings for at least 30
3 days. If they just wrote that, it was clear that they didn't
4 actually have a security -- a method for storing video in mind.
5 They would, you know, if they actually had one they might say
6 something along the lines of, our storing video recording can
7 store video for 50 days, or something very specific to their
8 operation. Rather than saying a failure notification system,
9 they would say our failure notification system can do the
10 following.

11 BY MR. MILLER:

12 Q Okay. The question was actually about a video camera
13 at each point of sale. How did you expect them to associate
14 that with the specific -- with their specific application?

15 A Typically, they would just say we have a video camera
16 at each point of sale, but one thing they could do to make it
17 more specific would be to specify that we will have four
18 point-of-sale systems, and we will have a video camera above
19 each one.

20 Q Okay. And so if an applicant applied for multiple
21 jurisdictions and indicated that we're going to have four point
22 of sales and have a camera at every location, you'd just accept
23 that and score that accordingly?

24 A Yes.

25 Q The processes for permission for entry for reasonable

1 inspection and authorized access; do you see that provision?

2 A Yes.

3 Q What did you train them with respect to that?

4 A Can you scroll down, please. I let them know -- I do
5 recall telling the graders that it was very rare that this
6 would actually be included, but in this section what they're
7 expected to include was that if a Department of Taxation
8 inspector were to enter the premises, that we are not required
9 to be accompanied by someone from their facility. We can
10 escort ourselves around, unlike if they had a visitor in the
11 facility for example. If you have a visitor they have to be
12 escorted at all times. It's just clarifying that inspectors do
13 not have to be escorted.

14 MR. MILLER: Shane, can you turn to page 7.

15 BY MR. MILLER:

16 Q This section is procedures to ensure adequate
17 security measures including without limitation for product
18 security. The first criteria that's listed there is,

19 Response demonstrates a plan for
20 recordkeeping, tracking and monitoring
21 inventory, quality control and security and
22 other policies and procedures that would
23 discourage unlawful activity.

24 Can you tell us what you instructed the evaluators as
25 to how to deal with that section?

1 A So this was really about their inventory tracking
2 system. Usually in this section they would talk about their
3 plan of sale system or whatever inventory tracking system that
4 they used. They can use whatever they want, and any policies
5 that they have that discourage unlawful activities. So if they
6 want to talk about using scanners to check age or if they have
7 specific, you know, procedures regarding taking product out of
8 cabinets prior to sale, things of that nature, they can include
9 all that there.

10 Q Okay. And the next one, the response demonstrates
11 how the establishment intends to prevent diversion of marijuana
12 and the procedures for preventing minors from purchasing
13 marijuana.

14 A So this is where they would talk about their ID
15 scanner specifically and their processes for checking IDs at
16 the door. Typically you would want a dual ID check system
17 where they can check it at the door and with the scanner and at
18 the point-of-sale again, and then tracking all their inventory.

19 Typically here they would talk about the METRC system
20 or their inventory tracking system and how it's all monitored
21 in that system and tracks seed to sale.

22 Q Okay. And so when you say they would discuss their
23 scanning system, what did you train them with respect to that
24 component?

25 A The graders were just told that we have a requirement

1 in the regulations that all IDs are scanned with an approved
2 scanner that's approved by the Department of Taxation. So as
3 long as they said we'll have an approved scanner that would
4 have been adequate.

5 Q Okay. Do recall testifying at the injection hearing?

6 A Yes.

7 Q Okay. You recall stating that on this section you
8 indicated that we'll get a scanner is a poor response; do you
9 recall saying that?

10 A I don't recall saying that.

11 Q Okay. But that's not your testimony today. You're
12 saying that if they just mentioned a scanner that that would be
13 enough to get them the points?

14 A Well, like I said, they would say we'll have a
15 scanner provided by the Department of Taxation. We'll have a
16 dual check system. They'll check the ID at the door and again
17 at the point-of-sale, things of that nature. You'd want to see
18 the more details the better. But I agree with the previous
19 testimony. If they just said we'll get a scanner, that
20 wouldn't be perfect, no.

21 Q Okay. That is a regulatory requirement; is it not?

22 A Yes, it is.

23 Q Okay. And it's NAC 453D.555; right? Does that sound
24 familiar?

25 A I don't know off the top of my head.

1 Q They have to verify the age of the consumer by
2 checking a government-issued identification card containing a
3 photograph of the consumer using identification scanner
4 approved by the Department to determine the validity of any
5 government-issued identification card; does that sound
6 accurate? I'll pull it up if you need to reference it.

7 A Yeah, that sounds right.

8 Q Okay. So these scanners they actually have to be
9 approved by the Department?

10 A Yes.

11 Q Okay. And how often does that approval process take
12 place?

13 A I get requests for scanners I'd say on average about
14 once every week or two.

15 Q Okay. And what's the criteria the Department uses in
16 order to certify a scanner is appropriate for use?

17 A I'm not familiar with the criteria required for
18 those.

19 Q So who approves the scanners for use?

20 A The auditors approve them currently. Previously at
21 the time of application it was the compliance investigators
22 that would approve them.

23 Q And you don't have any involvement at all as to what
24 criteria they use in order to approve a specific scanner?

25 MS. LEVIN: Objection. Relevance, your Honor.

1 THE COURT: Overruled.

2 THE WITNESS: I received the requests and forward
3 them to the appropriate people. That's the extent of my
4 involvement.

5 BY MR. MILLER:

6 Q And are those subordinates of you or who do those
7 people report to?

8 A Well, the auditors report to an audit supervisor, but
9 that position is currently vacant. The compliance
10 investigators who were doing this at the time of the
11 application reported to Damon Hernandez. He was the chief
12 investigator at the time.

13 Q Okay. And so why would you receive the requests if
14 they ultimately are given to auditors that report to Damon
15 Hernandez?

16 A Because all requests for equipment come to me.

17 Q Okay. And in your experience with the marijuana
18 Enforcement Division you never came across any formalized
19 policies relative to which scanners would be approved?

20 A I don't recall seeing any.

21 Q Okay. And how often are establishments inspected to
22 ensure that they actually do have a scanner that has been
23 approved by the Department?

24 MS. LEVIN: Objection. Calls for confidential
25 information.

1 THE COURT: Sustained. We don't need to know how
2 often they're inspected. That's not part of my process here.

3 BY MR. MILLER:

4 Q Is it also a requirement that individuals that work
5 in a marijuana establishment and obtain marijuana establishment
6 agent cards obtain training relative to verifying
7 identification IDs?

8 A I believe so.

9 Q And is that part of the criteria that was evaluated
10 in these plans?

11 A I believe there is a section on training and
12 education.

13 Q Okay. Can we turn to page 9. See on there
14 oversight, job descriptions and responsibilities, training and
15 education. Can you tell us what the evaluators were trying to
16 evaluate in that section.

17 A I recall specifically pointing out that they should
18 watch out for identifiers in the job descriptions and
19 responsibilities. But basically they just went through this
20 section and kind of checked off every topic and made sure it
21 was addressed somewhere in their -- in their policies and
22 procedures.

23 Q Okay. And within the standard operating procedures,
24 the recordkeeping electronic verification system, can you tell
25 us what they were trained to with respect with that.

1 A I believe, if I'm not mistaken, that was the ID
2 scanner.

3 Q And so the evaluators were simply trained to look for
4 the mention of those terms?

5 A No.

6 Q No. What were they trained to do?

7 A They were trained to look for thoughtful policies on
8 each one of these items.

9 Q And when you say thoughtful, what would be a
10 thoughtful policy?

11 A So an example of a policy that would not be
12 thoughtful is a cut and paste of the regulation, references to
13 453A, references to other states or references to procedures
14 that are not allowed per 453D. That would not be thoughtful.

15 What would be thoughtful is a plan that demonstrates
16 they have considered all the requirements outlined in 453D and
17 that it applies to their specific operation; it is not just
18 some general verbiage that they copied from the regulation.

19 Q So how much training did you give them with respect
20 to these -- this criteria here in their standard operating
21 procedures as to how to evaluate a good plan versus a bad plan?

22 MS. LEVIN: Objection. Vague.

23 THE COURT: Overruled.

24 THE WITNESS: I can't give an exact time frame,
25 however, I spent three days with them training specifically on

1 how to score, and this was one of those portions, and we went
2 over several mock applications that covered this.

3 BY MR. MILLER:

4 Q What did those mock applications cover relative to
5 this?

6 A I'm sorry what did you --

7 Q What did those mock applications cover relative to
8 this?

9 A The mock applications were demonstrations of things
10 that they might run into. So they were used as examples for
11 what to expect to see in the 2018 retail store applications.

12 Q Okay. Relative to what a -- would be a good example
13 of a thoughtful response in this -- in this area versus a poor
14 response, what did those mock applications provide?

15 A The mock applications provided both. We would look
16 through them and say, okay, this is a poor response and then
17 over here this is a great response. A poor response, for
18 example, would be, we will develop policies on and then just a
19 bullet point list. A good example would be actual policies
20 that were provided.

21 Q There was no attempt prior to the evaluation of these
22 applications to ensure that these plans actually related to the
23 course of conduct by any specific applicant that the Department
24 was aware of; correct?

25 MS. LEVIN: Objection. Vague.

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1 THE COURT: Overruled. You can answer.

2 THE WITNESS: No. These were nonidentified so they
3 wouldn't know who the applicant was.

4 BY MR. MILLER:

5 Q Right. But prior to the submission to the evaluators
6 the Department certainly had access to all the applications;
7 correct?

8 A I believe so.

9 Q And we went through, I know it's been some time, but
10 the process that was used in 2014 with these grids from
11 QuantumMark where they outlined certain reviews that the
12 Department could have conducted; right?

13 A Yes.

14 Q And so nothing would have prevented the Department
15 from looking at these plans prior to the submission of the
16 applications to the evaluators in ensuring that the plans
17 actually conformed to the applicant's operating business;
18 right?

19 A I don't know.

20 Q You don't know whether or not the Department was in
21 any way stopped from doing it?

22 A Yeah, I don't know.

23 Q Why couldn't the Department have done that?

24 A I don't know. There might have been a policy about
25 the Department becoming involved in the applications in anyway

1 I'm not aware of.

2 Q You testified that you had reviewed and evaluated
3 previous applications; correct?

4 A Yes.

5 Q In fact, you evaluated the White Pine applications;
6 right?

7 A Yes.

8 Q Okay. You said it might have been a policy about the
9 Department reviewing any of these applications. Are you aware
10 of any basis that the Department couldn't have reviewed these
11 applications to determine whether or not they linked up to the
12 actual operating businesses?

13 A I don't know.

14 MR. MILLER: I'd like to pull up Proposed
15 Exhibit 1940. I'm not sure if there's any objections.

16 THE COURT: I'm going to look at the cool exit signs
17 while you look at that to see if you can identify it.

18 THE CLERK: What number, Mr. Miller?

19 MR. MILLER: 1940.

20 THE COURT: And after you've had a few minutes to
21 look at it let me know if anyone has an objection.

22 MS. LEVIN: No objection.

23 THE COURT: Anyone else have an objection?

24 MR. PRINCE: No.

25 THE COURT: Be admitted.

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1 (Exhibit Number 1940 admitted.)

2 BY MR. MILLER:

3 Q Ms. Cronkhite, showing you Exhibit 1940 which is
4 indicated on its title it would be a marijuana application
5 intake checklist dated September of 2018; have you seen this
6 document before?

7 A Not that I recall.

8 Q Were you involved in the intake process at all?

9 A No.

10 Q Okay. And so what is your general understanding as
11 to how the applications would have been received and
12 distributed to the evaluators?

13 A It's my understanding that the administrative
14 assistants in Las Vegas and Carson City accepted the
15 applications and assigned RD facility ID numbers to them, and
16 then uploaded them into the system, but otherwise I'm not very
17 familiar with the process.

18 Q Okay. Did you review with the evaluators the flow of
19 process as to how they would receive the nonidentified portions
20 of the applications?

21 A No.

22 MS. LEVIN: Objection. Vague.

23 THE COURT: Overruled.

24 BY MR. MILLER:

25 Q Who conducted that portion of the training?

1 A I believe Ky Plaskon.

2 Q And you weren't involved in any part of the
3 evaluations as they were occurring; is that correct?

4 A Can you rephrase the question.

5 Q You weren't involved in the evaluations of the
6 applications whatsoever; is that right?

7 A Correct.

8 Q Okay. Were you available for questions if they
9 had -- if the evaluators had questions as to how to score a
10 particular portion?

11 A I was available for questions up until they started
12 actually scoring.

13 Q Turn to the second page of this. You see the heading
14 for Section C, it says, Find the number of locations applied
15 for and record the number of jurisdictions. May be found in
16 Attachments A, F, and E. Do you see that?

17 A Yep.

18 Q Okay. Did you have any discussion in your part of
19 the training at all relative to how the evaluators were trained
20 to evaluate applicants that applied with more than one
21 application?

22 A No.

23 Q You see the Section I. Enter county and local
24 jurisdiction in the tracking sheet, if not, city is identified
25 write NA, may be included in Attachments A, F, E, and/or I.

1 Does that provision at all relate to any parts of your
2 training?

3 MS. LEVIN: Your Honor, I'm having a hard time
4 hearing what he's mumbling.

5 THE COURT: Mr. Miller, you're going to have to speak
6 up.

7 MR. MILLER: Okay.

8 MS. LEVIN: It's not that he's --

9 THE COURT: It's okay.

10 MS. LEVIN: It's very difficult that you're mumbling
11 that's I don't know what he's saying.

12 THE COURT: He's going to speak up.

13 MS. LEVIN: All right.

14 THE COURT: Great.

15 BY MR. MILLER:

16 Q Enter county and local jurisdiction into tracking
17 sheet. If not, city is identified, write NA, may be included
18 in Attachments A, F, E, I. Do you recall any of part of your
19 training dealing with that provision of the instructions?

20 A No.

21 Q So a county and local jurisdiction designation wasn't
22 a part of the nonidentified evaluation whatsoever?

23 A Correct.

24 MR. MILLER: I'd like to propose Exhibit 1943 which I
25 previously provided for the parties.

1 THE COURT: 1943. Any objection? 1943.

2 MS. LEVIN: Thank you. Sorry.

3 THE COURT: That's all right. I'm trying real hard.

4 Mr. Miller is not using his regular speaking voice.

5 MR. MILLER: It's been a long week.

6 THE COURT: When you were trying criminal cases in
7 front of me you always were able to speak up.

8 MR. MILLER: These cases are a lot more exhausting,
9 Your Honor.

10 MR. PRINCE: No objection.

11 MS. LEVIN: Your Honor, our only objection would be
12 foundation. I don't know if she's seen this so.

13 THE COURT: Well, I understand, but that's a
14 different issue. But is the document otherwise admissible?

15 MS. LEVIN: Otherwise it's okay.

16 THE COURT: It will be admitted.

17 (Exhibit Number 1943 admitted.)

18 THE COURT: And, ma'am, if you've never seen it
19 before or don't know, you're welcome to tell us that.

20 Mr. Miller, you may continue.

21 MR. MILLER: Thank you.

22 BY MR. MILLER:

23 Q Showing you an exhibit which has been identified as
24 Application administrative review desktop procedures,
25 September 2018. Have you seen this document?

1 A Not that I recall.

2 Q Okay. Flip to page 6 of the document. Does this
3 provision look at all familiar to you?

4 A I'm sorry, what was that?

5 Q Does this page look familiar to you?

6 A No.

7 Q You've never seen a sheet that looks anything like
8 this?

9 A I may have, but I don't recall at this time.

10 Q Okay. So if this sheet was used in order to record
11 the scores, you never at any point went back and saw this in
12 any of the scored applications?

13 A No, I don't believe so.

14 Q What steps did you take after the scoring process was
15 complete to review the scoring?

16 A I wasn't involved in reviewing scorers. The scorers
17 reviewed their own. They did their own quality check. So what
18 they would do is they would score independently, and then they
19 would meet as a group and discuss in detail why they came to
20 the score that they came to, and if they were off by three
21 points or more they would discuss the explanation as to why and
22 see if there was something that was missed by one of the
23 scorers. So they did their own quality checks, if that answers
24 your question.

25 Q When you were preparing to give the training to the

1 evaluators, did you at any point ask to see all of the forms
2 that would be used throughout the process to ensure that it
3 conformed with the process you intended?

4 MS. LEVIN: Objection. Vague.

5 THE COURT: Overruled.

6 THE WITNESS: I don't recall.

7 BY MR. MILLER:

8 Q You don't recall whether or not you asked to see any
9 of those forms?

10 A Correct.

11 Q Okay. But you didn't see this form; is that right?

12 A It doesn't look familiar.

13 MR. MILLER: Okay. Turn back to page 6, Shane.

14 BY MR. MILLER:

15 Q See there at the top where it says, administrator
16 reviewers of nonidentified material must look at all documents
17 for any identifying information. Any identifying information
18 must be removed prior to presenting nonID evaluation team; you
19 see that?

20 A Yes.

21 Q Do you recall any discussions within the Department
22 about this provision?

23 A No.

24 Q Okay. You see it further says, If identifying
25 information is included, it must be redacted, slash, removed;

1 you see that?

2 A Yes.

3 Q You don't recall any other discussion within the
4 Department about this provision that's written here on the
5 header?

6 A No.

7 Q See a little bit below there there's a section that
8 reads all MMEs -- all ME numbers?

9 A Yes.

10 Q Okay. Do you recall instructing the evaluators as to
11 anything regarding the identification numbers that would be
12 used to identify applicants?

13 A All I recall is that they were provided some -- an RD
14 number, I believe.

15 Q An RD number?

16 A I believe so. I don't know specifically.

17 Q Okay. And did you give them any training as to how
18 to use those RD numbers or what significance that would -- that
19 would hold?

20 A No.

21 Q Did you give them any training at all as to those RD
22 numbers and how they might apply to identical applications
23 being submitted by various applicants?

24 A No.

25 MR. MILLER: I'd like to move to propose

1 Exhibit 1865.

2 THE COURT: Any objection?

3 MR. MILLER: 1855.

4 THE COURT: 1555? Or 18 --

5 MR. MILLER: 1855.

6 THE COURT: 1855.

7 MR. PRINCE: Hold on, Judge. No objection.

8 MR. BICE: No objection.

9 MS. LEVIN: No objection, Your Honor.

10 THE COURT: Be admitted.

11 (Exhibit Number 1855 admitted.)

12 MR. MILLER: Can we start with page 2.

13 BY MR. MILLER:

14 Q Ms. Cronkhite, this appears to be an email dated from
15 you Wednesday, April 11th, 2018, to Amanda Connor, the
16 subject matters checklist; does that appear accurate?

17 A Is there a question?

18 Q Yes. Is that accurate, that this is what this
19 appears to be?

20 A Yes.

21 Q Do you recall this email?

22 A I don't recall it specifically.

23 Q Okay. You were asked about it in the deposition;
24 were you not?

25 A Yes.

1 Q Okay. It says, Hi, Amanda, Jorge mentioned that you
2 needed copies of all our checklists. We just completed
3 updating them with the recreation requirements. So is it
4 possible some items are missing or need to be removed? Let me
5 know if you have questions.

6 What checklists are you referring to?

7 A Those are the inspector and auditor checklists. It's
8 just the regulations verbatim broken out into categories for
9 the specific license type.

10 Q Okay. And so can you give me some description when
11 you said specific license type; let's focus on dispensaries.
12 So for a dispensary, what type of checklist would be maintained
13 within the Department?

14 A It is a cut and paste of all of the regulations that
15 correspond to a dispensary.

16 Q And so when you say the regulations, are those
17 substantially the same as the ones we just reviewed that were
18 part of the care, custody and safekeeping?

19 MS. LEVIN: Objection.

20 THE COURT: Overruled.

21 THE WITNESS: No. We were reviewing scoring tools.
22 When I say regulations, I'm referring to NAC453D.

23 BY MR. MILLER:

24 Q Okay. So what did the checklist provide then?

25 A It provided the regulations that were specific to

1 that license type.

2 Q Okay. So would that have included a need for
3 scanners to be at the location?

4 A It would include the NAC453D requirements for
5 scanners.

6 Q And that includes the scanners; correct?

7 A Yes.

8 Q Okay. And it would include things like making sure
9 that they've got -- demonstrate that no more than 5 ounces
10 edible marijuana products or marijuana infused products or any
11 combination thereof can be transported at any one time?

12 A Probably.

13 Q Okay. Would it include the requirements that each
14 lot must be appropriately identified as to its status such as
15 quarantine approved or rejected?

16 A Yes, because that's in the regulations.

17 Q Would it include provisions such as marijuana
18 products have been tested for content, quality and potency?

19 A Yes, because that's in the regulations.

20 Q And would it have also included the numerous formulas
21 that you mentioned as part of that criteria?

22 A I don't know what you're talking about.

23 Q Chemical makeups of the compounds that you identified
24 for us, would it also -- would the checklist have also included
25 those additional requirements?

1 A No.

2 THE COURT: Did you send the checklist to anyone
3 besides Ms. Connor?

4 THE WITNESS: Yes.

5 THE COURT: Who did you send them to?

6 THE WITNESS: Anytime that a facility is about to
7 open, Michelle Courtney, she's the administrative assistant,
8 she sends them a checklist.

9 THE COURT: Okay. Thank you.

10 BY MR. MILLER:

11 Q This checklist wasn't made available for -- on the
12 website; was it?

13 A I don't know if the checklists specifically are on
14 the website, but all of the information that is in the
15 checklist is available in the regulations verbatim.

16 Q Okay. Was it -- did you ever send it out on the
17 LISTSERV?

18 A I don't know.

19 Q Okay. Did you ever list -- are you aware of any
20 efforts to send out to all the applicants, look, here is a
21 cumulative list of requirements that you would have to comply
22 with if you're a dispensary operator?

23 A Those are available in the regulations. It is
24 literally just cut and paste of the regulations. So, yes, all
25 that information is available to anybody who wants it.

1 Q Okay. And so if it's available in the regulations
2 and -- then how does the Department use the checklist that's
3 different than just carrying around a book of the regulations?

4 A It makes it more convenient for the inspectors and
5 auditors because they're broken apart into auditor functions
6 and inspector functions. So if an inspector is going out, they
7 know which portions of the regulations they should be
8 specifically looking for at that specific facility type.

9 Q Okay. So it does make it facilitate the process for
10 the inspectors; is that right?

11 A Yes.

12 Q And so if you had a checklist like this, would you
13 agree that it would make it much easier to formulate plans to
14 show that you had plans and procedures that would comply with
15 the regulations to submit in your application?

16 A It could.

17 MR. MILLER: Could you turn to the first page, Shane.
18 BY MR. MILLER:

19 Q It looks like you followed up even and said, Hi,
20 Amanda, I was notified that you did not receive this when it
21 was initially sent at 10:30. Please confirm receipt. How were
22 you notified that she didn't receive it?

23 A I don't recall.

24 Q You don't recall if anyone spoke to you about the
25 fact that she didn't receive it?

1 A I don't recall.

2 Q Did you hear it from Jorge Pupo?

3 A It's possible.

4 Q I think you testified at the deposition that Jorge
5 Pupo occasionally went over your head, is that accurate?

6 A No.

7 Q Yes?

8 A No.

9 Q No? Never --

10 A That Jorge Pupo went over my head?

11 Q Yes.

12 A No.

13 Q You never testified to that?

14 A No.

15 Q Okay.

16 A I don't recall that.

17 Q You don't recall a discussion regarding statements of
18 deficiencies and Jorge contacting you directly and telling you
19 how matters wanted to be handled -- matters should be handled?

20 A It's possible.

21 Q Okay. So it's your opinion that Jorge didn't go over
22 your head?

23 MS. LEVIN: Objection. Vague, Your Honor.

24 THE COURT: Overruled.

25 THE WITNESS: It's my opinion that other people went

1 over my head to Jorge.

2 BY MR. MILLER:

3 Q Right. Sorry, rephrase it. Okay. Thank you.

4 A Yeah.

5 Q So was that a regular occurrence? Did other people
6 go over your head to Jorge?

7 A I believe so.

8 Q Okay. And it happened quite frequently; is that
9 right?

10 A Yes.

11 Q And is this one of these instances?

12 A It's possible.

13 Q Okay. You wouldn't have released this, would you
14 have absent of Jorge telling you to?

15 A Somebody else could have told me. I don't recall.

16 Q But this isn't the kind of an internal checklist
17 that's used by your auditors, is it -- isn't the kind of
18 document you would typically release to anybody that wanted it,
19 is it?

20 A Yes. We give it to anybody that asks for it.

21 Q Okay. Then why wasn't it just put on the website?

22 A I don't know.

23 Q You trained the evaluators on quality control; is
24 that right?

25 A Yes.

1 Q Okay. And what did you train the evaluators with
2 respect to quality control?

3 A I trained them to score individually, and then when
4 they were done scoring, they would meet as a group, and discuss
5 in detail why they came to the score that they came to. I also
6 encouraged them that if something was difficult to locate in
7 the application to write down a specific page number or a way
8 to find it again so that if other people didn't see it, that
9 they could quickly identify it and show them where it was.

10 Q And was the intent to let the evaluators score those
11 applications consistently?

12 A Yes.

13 Q So if an applicant had submitted identical
14 applications, presumably the intent was that they should be
15 given identical scores; correct?

16 A Yes.

17 Q And what efforts did the Department take, if any, to
18 ensure that that happened?

19 A The scorers were checking their own work, comparing
20 it to each other. I'm not aware what anyone else in the
21 Department was doing. I wasn't involved in that process.

22 Q So if the Department was aware that two different
23 applicants had submitted an identical version of an
24 application, you're not aware of any steps that were taken that
25 ensured that those two applications would have been scored

1 identically?

2 A I don't know.

3 Q But that was your portion of the training; is that
4 right?

5 A No.

6 Q It was not?

7 A No.

8 Q Turn to Exhibit 1124.

9 UNIDENTIFIED SPEAKER: 1127.

10 MR. MILLER: 27.

11 THE COURT: Is that an offer? 1124?

12 MR. MILLER: Sorry. Yes, 1124.

13 THE COURT: Okay.

14 MR. MILLER: And Number -- D.O.T. 27.

15 BY MR. MILLER:

16 Q Karalin Cronkhite, assist with instruction, quality
17 assurance; that wasn't your portion?

18 A Yes.

19 Q Oh, it was?

20 A That was, yes.

21 Q Okay. So making sure that these were -- that the
22 applications were scored consistently was part of your
23 responsibility to train the evaluators; correct?

24 A I trained them to score consistently, yes.

25 Q And that would have also included any process that

1 you would have used in order to score those applications
2 consistently; correct?

3 A I'm not sure I understand your question.

4 Q What processes did you instruct the evaluators to use
5 to ensure that they scored the applications consistently?

6 A Well, we went through several mock applications
7 repeatedly until they could demonstrate that they were scoring
8 consistently.

9 Q Turn to Exhibit 1780, page 31. I think you
10 previously indicated that you had not seen any flowcharts that
11 were developed by QuantumMark relative to the processes that
12 could have been used in this application process; correct?

13 A I believe that's correct.

14 Q Okay. And so to your knowledge the quality assurance
15 of the application evaluation process that's identified on this
16 document was not in fact used by the Department; correct?

17 A I'm not familiar with what this document is.

18 Q Okay. Well, let's start with what looks like box
19 Number 1. It says, Review the daily evaluation schedule. Are
20 you aware of any efforts by the Department and the actual staff
21 as opposed to the Manpower employees that would have reviewed
22 the evaluate -- the daily evaluation schedule in conjunction
23 with the evaluators?

24 A I'm aware that there were staff who were keeping --
25 making sure that the scorers were on schedule and that they had

1 specific -- specific applications to review each day.

2 Q Okay. And who would that have been?

3 A I don't recall.

4 Q You don't recall who was responsible for that?

5 A No.

6 Q Would it have been a program manager?

7 A It could have been.

8 Q Okay. Which program managers were involved in the
9 application?

10 MS. LEVIN: Objection. Calls for speculation.

11 THE COURT: Overruled.

12 THE WITNESS: Steve Gilbert was the only program
13 manager at the time.

14 BY MR. MILLER:

15 Q Okay. So on this legend where it says program
16 manager, review the daily evaluation schedule, to your
17 knowledge, did Steve Gilbert do that on a daily basis with the
18 evaluators?

19 A I don't know.

20 Q What about reviewing team scoring sheets, are you
21 aware of any efforts with the Department to conduct that
22 review?

23 A I don't know.

24 Q Review questions from team and requests, are you
25 aware of any efforts by the Department to carry out that

1 process?

2 MS. LEVIN: Objection. Lacks foundation.

3 THE COURT: Overruled.

4 THE WITNESS: It is my understanding that the scorers
5 were to ask their questions to either Steve Gilbert or Ky
6 Plaskon.

7 BY MR. MILLER:

8 Q Okay. So Number 5 says, Attend and observe meetings.
9 Did you attend and observe any evaluation meetings?

10 MS. LEVIN: Objection. Lacks foundation.

11 THE COURT: Overruled.

12 THE WITNESS: No.

13 BY MR. MILLER:

14 Q Are you aware of whether or not Steve Gilbert or
15 anybody else attended or observed the evaluation meetings?

16 MS. LEVIN: Objection. Lacks foundation.

17 THE COURT: Overruled.

18 THE WITNESS: I don't know.

19 BY MR. MILLER:

20 Q So you said that to your knowledge that they would
21 just ask Steve Gilbert whenever they had a question; is that
22 right?

23 MS. LEVIN: Objection. Lacks foundation.

24 THE COURT: Overruled.

25 THE WITNESS: I believe they were instructed to go to

1 Steve Gilbert or Ky Plaskon with their questions.

2 BY MR. MILLER:

3 Q And once those questions were asked, it looks like
4 this process provides -- seven, provide verbal feedback to team
5 as needed; is that your understanding as to what happened?

6 A Can you rephrase the question.

7 Q Number 7 says, Provide verbal feedback to team as
8 needed. What's your understanding of what happened with
9 respect to questions that were asked? How were they given --
10 how was the -- how were the evaluators given feedback?

11 MS. LEVIN: Objection. Lacks foundation. Calls for
12 speculation.

13 THE COURT: Overruled.

14 THE WITNESS: I don't know.

15 BY MR. MILLER:

16 Q Number 8 says, Fill out question and answer form.
17 Are you aware of any form where the evaluators would have been
18 able to submit questions?

19 A I don't know.

20 Q Certainly in your training it wasn't included;
21 correct?

22 A Correct.

23 Q You didn't provide them with any questions or answer
24 form that they could submit to anyone?

25 A No, I did not.

1 Q What did you train them to do in the event that they
2 had a question that they needed -- that they thought needed to
3 be addressed?

4 A I did not train them on that.

5 Q And it never came up in the mock applications as to
6 what happens when we're locked in a room by ourself and we need
7 to ask a question?

8 A They were trained by Ky Plaskon on that subject.

9 Q How long were you with them on the training?

10 A Three days.

11 Q Number 8 says, Corrective action required; do you see
12 that?

13 A Yes.

14 Q Were you involved in any question -- any requests for
15 information from the evaluators where they were looking for
16 feedback where you were brought into help address the question?

17 A I don't recall.

18 Q You don't recall any instances where a question was
19 asked about your -- the area where you were the subject matter
20 expert and had trained them and were asked to give feedback so
21 that the evaluators would know how to score these?

22 A Well, during the three days that I was there, there
23 were constant questions, and so I was answering their questions
24 in person. I don't know what this form is referring to
25 specifically so I can't answer the question.

1 Q Okay. Irrespective of this form, once the evaluators
2 began to evaluate the applications, you didn't receive any
3 questions from either the evaluators or any other D.O.T. staff
4 relative to have the applicants should score the applications?

5 A Not that I recall.

6 Q Okay. You see here in the legend on the implement
7 plan, Number 12. It says it's, implementation of the plan is
8 the nonidentified evaluation staff. That would be you;
9 correct?

10 A I don't know. I'm not familiar with this document.
11 So I don't know what they're referring to when they say
12 evaluation staff.

13 Q Okay. Well, I know you're not familiar with this
14 document, but look up here at Number 6. Answer questions as
15 asked. You see it's got the same identifier, nonidentified
16 evaluation staff?

17 A Yes.

18 Q Would you consider yourself to have been part of the
19 nonidentified evaluation staff relative to the 2018 application
20 process?

21 A I don't know because I would say no because I didn't
22 evaluate the documents. I don't recall ever been referred to
23 as evaluation staff.

24 Q Okay. That wasn't your portion of the training;
25 correct?

1 A Can you repeat the question.

2 Q Nonidentified portion was your portion of the
3 training; correct?

4 A Yes.

5 Q And you are the subject matter expert within the
6 division as it applies to the plans and the regulatory
7 compliance of the provisions that they were scoring; correct?

8 A I guess you could say that, yes.

9 Q You took no part in any answering questions as asked
10 by the evaluators?

11 A Yes, I did, during the three days when I was training
12 them.

13 Q Yeah. This is the quality assurance portion of the
14 evaluation process where it's happening on a daily basis.
15 During the evaluation you had no part in the
16 question-and-answer process; correct?

17 A I'm sorry. I couldn't understand you.

18 Q I think it's been asked and answered, I'll move on.

19 MR. MILLER: Your Honor, I'd like to move to Proposed
20 Exhibit 2155. I provided it to Mr. Prince who I understand has
21 an objection. These are the evaluator score sheets for
22 Cheyenne Medical. He notes --

23 THE COURT: What's the number?

24 MR. MILLER: Sorry. It's Exhibit -- Proposed
25 Exhibit 2155. So it's actually Proposed Exhibit 1655, for

1 which we have redacted confidential information.

2 THE COURT: Mr. Prince, do you have an objection?

3 UNIDENTIFIED SPEAKER: He stepped out.

4 THE COURT: Of course, he did. Mr. Gutierrez, do you
5 have an objection to its? Joe is not there. Okay.

6 MR. BICE: Well, we've --

7 THE COURT: Hold on. We've got to find Dennis.

8 MS. LEVIN: Can you repeat the number, please,
9 Mr. Miller.

10 MR. MILLER: Sure. 1665. And in the redacted form
11 it is 2155.

12 MR. BICE: Which pages of 1665 is 300 pages long?

13 MR. MILLER: Sure.

14 THE COURT: I think that's why it's been broken down
15 into a smaller exhibit.

16 MR. MILLER: Yes. Well, we actually redacted it.

17 (Pause in the proceedings.)

18 THE COURT: Thank you.

19 So, Mr. Shevorski, at the end of the day today I'm
20 going to ask a question I'd like you to think about the answer,
21 but it applies to other people too. Since the Clark County
22 School District and certain public, private schools are
23 starting back up in the next week or so, is that going to
24 impact our daily schedule?

25 MR. SHEVORSKI: I'll try to make arrangements.

1 THE COURT: You don't have to answer yet.

2 MR. SHEVORSKI: I'll try to make arrangements to make
3 sure then.

4 THE COURT: No, no. If it affects it, you just got
5 to tell me and I'll start later. But I just need to know.

6 MR. MILLER: Some of us would appreciate that.

7 THE COURT: Mr. Prince, did you have an objection?

8 MR. PRINCE: I do.

9 THE COURT: Great. Do you want to tell me what it
10 is.

11 MR. PRINCE: One, it's foundational.

12 THE COURT: Do you even know what document we're
13 talking about?

14 MR. PRINCE: Yeah, I do.

15 THE COURT: Okay. Good.

16 MR. PRINCE: He sent it to me and the answer's yes.

17 THE COURT: Good.

18 MR. PRINCE: So it's foundation. This witness can't
19 lay the appropriate foundation for it. It remains confidential
20 and you haven't admitted it for any applicant thus far in the
21 case.

22 THE COURT: I have not. We've been doing a different
23 way of looking at it.

24 Mr. Miller, do you want to tell me for what purpose
25 you are offering this document?

1 MR. MILLER: Sure. It relates directly to the
2 training that was given to the evaluators. It's the graders'
3 score sheets to show whether or not the notes indicate that
4 it's consistent with the training that she gave them. It's not
5 being offered for the truth, but as to why the evaluators
6 deducted points as to whether or not components may have been
7 missing, but rather was that consistent with the way that --
8 the way that she trained them with the nonidentified portions
9 of the applications.

10 THE COURT: So I'm going to sustain the objection,
11 but you are welcome to show the document to Ms. Cronkhite to
12 assist you in answering the questions. I'm not going to look
13 at the document, and we're not going to read it in evidence,
14 but if you want to ask her questions based upon any information
15 in it you certainly may.

16 MR. MILLER: Okay.

17 MR. PRINCE: I guess I'm going to just watch -- I
18 understand your ruling. You've been consistent throughout.
19 I've been --

20 THE COURT: I've been trying.

21 MR. PRINCE: I just don't feel that you can show a
22 witness a document that's not otherwise admissible. She hasn't
23 demonstrated a failure of recollection. It's not a document
24 she created or even her work product or even any of the D.O.T.
25 employees' work product. So for that --

1 THE COURT: Aren't they D.O.T. employees when they
2 hire them as temps, Dennis?

3 MR. PRINCE: They are a contractor.

4 THE COURT: They may be a agent.

5 MR. PRINCE: Well, I'm not going to debate that if
6 it's wrong --

7 THE COURT: I guess you have to decide what the facts
8 are --

9 MR. PRINCE: I'm sorry?

10 THE COURT: Nothing.

11 MR. PRINCE: I understood. But nevertheless I
12 understand what you're saying.

13 THE COURT: Okay.

14 MR. PRINCE: I mean, that's the basis of the
15 objection. We shouldn't even --

16 THE COURT: I understand your objection. I've tried
17 to be consistent on all of these. So if you'd like to show
18 Ms. Cronkhite the documents --

19 MR. PRINCE: I just need him to identify the --

20 THE COURT: The pages.

21 MR. PRINCE: The exhibit and the Bate --

22 THE COURT: So I'm going to look at the red exit
23 lights. Shane's going to put it up on the screen. If you need
24 him to go up or down, I've been doing this since you've been
25 out so you probably haven't seen it. So I look over here.

1 When you're done looking I'll look back over at whatever gets
2 admitted next.

3 THE WITNESS: Okay.

4 THE COURT: So, Mr. Miller, if you could give us the
5 number so Shane could put it up.

6 MR. MILLER: Sure. Sure. It's under D.O.T. 39486.

7 UNIDENTIFIED SPEAKER: No, no. What Exhibit
8 Number 21 -- you gave me 2155 and 2156 today.

9 MR. MILLER: This is 2155.

10 THE COURT: Page number.

11 UNIDENTIFIED SPEAKER: 116.

12 THE COURT: Thank you.

13 BY MR. MILLER:

14 Q Ms. Cronkhite, do you recognize this document which
15 identified at the top as nonidentified it being substantially
16 similar or identical to the previous exhibit that we reviewed?

17 A I'm sorry. Can you repeat the question.

18 Q Do you recognize this document as being identical to
19 the document that we previously reviewed -- referenced the
20 intake of the application?

21 A It appears to be.

22 Q Yeah. But you never reviewed any of these documents
23 as part of your role in the administration and application
24 process?

25 A No.

1 Q Okay. And so where it says all ME numbers and it has
2 the RD numbers that we discussed and it lists RD 263, RD 264,
3 RD 265 --

4 MR. PRINCE: Objection. Reading from the document,
5 Judge.

6 THE COURT: So don't read from the document, please.

7 BY MR. MILLER:

8 Q Well, the criteria that's listed there would have
9 looped together five applications. Do you have any awareness
10 as to how those doc -- these applications would have been
11 grouped together?

12 A No.

13 Q Turn to 39541.

14 MR. PRINCE: What exhibit is that?

15 MR. MILLER: Same exhibit.

16 MR. PRINCE: No, you're using a different call
17 number. I think 2155, what Bate number?

18 UNIDENTIFIED SPEAKER: 171.

19 THE COURT: Thank you, Shane.

20 MR. PRINCE: Thank you.

21 BY MR. MILLER:

22 Q See there the indication on the notes reference the
23 square footage?

24 A It's difficult to read.

25 Q Okay.

1 THE COURT: Would you like somebody to blow it up for
2 you?

3 THE WITNESS: It says 2500 it's 3200, but I don't
4 know what their --

5 MR. PRINCE: Objection. Reading.

6 THE COURT: So let's try not to read from the
7 document, but if you have to read from the document when you're
8 giving the answer let us know so I can close my ears.

9 MR. MILLER: Understand.

10 BY MR. MILLER:

11 Q Let me try this a different way. Turn to 39435.

12 MR. PRINCE: I need the exhibit number and the Bate
13 number.

14 MR. MILLER: Same exhibit. I'll let you know if we
15 change. 1665 or --

16 MR. PRINCE: What?

17 MR. MILLER: 1665, Mr. Prince, or 2155. They're both
18 the same.

19 MR. PRINCE: Well, I'm looking up 2155.

20 MR. MILLER: Dealing with Cheyenne Park, Sharon
21 Michael's application scoring sheets.

22 MR. PRINCE: You need to use the trial Bates number.

23 THE COURT: So we'll have Shane give us the numbers
24 after Mr. Miller gives the numbers to Shane because Shane's got
25 the cross reference for them.

1 MR. MILLER: I emailed these to you a week and a half
2 ago and you didn't have any objections.

3 THE COURT: Hey, let's not fight amongst ourselves.

4 MR. PRINCE: Oh, I have them right here in front of
5 me.

6 THE COURT: Guys. Stop.

7 MR. MILLER: All right.

8 THE COURT: Mr. Miller, if we can please make sure we
9 give the numbers to Shane so he can give the number to
10 Mr. Prince.

11 MR. MILLER: Yes.

12 THE COURT: Thank you.

13 MR. MILLER: D.O.T. Number 39435.

14 MR. PRINCE: So I have for the record, Your Honor,
15 I'm objecting to it because that is not the trial designation
16 Bates number.

17 THE COURT: I understand which is why we are having
18 Shane give you the actual trial --

19 MR. PRINCE: I'm there now. I'm just pointing it out
20 for the record.

21 THE COURT: Yeah. So we're getting close to our
22 break time. Not there yet, but let's try and be patient until
23 we get there.

24 MR. MILLER: In the criminal world they don't fight
25 like this, Your Honor. They just put the case on.

1 Shane what's the -- what's the document number?

2 TECH SHANE: Page 65.

3 MR. MILLER: 65. So it is 166565.

4 BY MR. MILLER:

5 Q Review the notes on this page and see there up at the
6 top is, I don't want you to read as for us, but a designation
7 of a number of jurisdictions and a note that appears to
8 indicate that the evaluator may have acknowledged that there
9 were multiple applications that were all identical. Is that a
10 fair assessment?

11 MS. LEVIN: Objection. Lacks foundation. Calls for
12 speculation.

13 THE COURT: Overruled.

14 THE WITNESS: It appears to be. I wasn't involved in
15 this portion of the training.

16 BY MR. MILLER:

17 Q I understand that, but you're not aware of any
18 process by which the Department would have assisted in the
19 evaluators knowing if the applications that had been submitted
20 were identical to other applications that were submitted;
21 correct?

22 MS. LEVIN: Same objection.

23 THE COURT: Overruled.

24 THE WITNESS: No, I'm not aware.

25 / / /

1 BY MR. MILLER:

2 Q Would you agree with me that had identical
3 applications been submitted for the nonidentified portions that
4 you trained on by different entities, that those applications
5 should have been scored identically?

6 A If they were absolutely completely identical, then
7 yes.

8 Q Oftentimes applications were evaluated where only one
9 application was submitted, and it would just include another
10 attachment; is that right?

11 A I'm sorry. Can you repeat that.

12 Q Oftentimes applications were submitted where it was
13 just one application with just different versions of the
14 attachment as it would apply to different jurisdictions; is
15 that correct?

16 MS. LEVIN: Objection. Calls for speculation.

17 THE COURT: Overruled.

18 THE WITNESS: I believe that's the case, but I don't
19 know for sure.

20 MR. MILLER: Okay. Pull up 84007.

21 MR. PRINCE: What is that?

22 THE COURT: That's within the same exhibit?

23 MR. MILLER: No, sorry. Exhibit 84. Page 007.

24 THE COURT: Thank you.

25 / / /

1 BY MR. MILLER:

2 Q So if an applicant, let's say Cheyenne Medical, who
3 scored Number 4 had submitted an application that was identical
4 to the application that was submitted on Number 7, would you
5 have expected those applications to have scored -- given
6 identical scores?

7 MS. LEVIN: Objection. Asked and answered.

8 THE COURT: Overruled.

9 MR. PRINCE: Objection. Speculative.

10 THE COURT: Overruled.

11 THE WITNESS: Hypothetically, if they were absolutely
12 identical, then yes.

13 BY MR. MILLER:

14 Q But you were aware, were you not, that Cheyenne
15 Medical and Commerce Park are both the same company?

16 MR. PRINCE: Objection. Form. Foundation.

17 THE COURT: Overruled.

18 THE WITNESS: No. I'm aware that they are -- that
19 they have similar ownership or they're related to some extent,
20 but I don't know the details.

21 BY MR. MILLER:

22 Q Okay. Well, when you conduct your inspections,
23 right, where do you go to when you're visiting those
24 establishments that are licensed by Cheyenne Medical and
25 Commerce Park; what's their DBA?

1 A I'm sorry, what was that?

2 Q What's their doing business as name?

3 A I believe that's Thrive.

4 Q And so when you -- when you visit those facilities,
5 are they designated as Commerce Park Medical on the door or are
6 they Thrive?

7 A On our paperwork they would be designated as Commerce
8 Park Medical.

9 Q But you're aware that they're the same company that's
10 doing -- the businesses are the same company; correct?

11 MR. PRINCE: Objection. Foundation. Misstates the
12 testimony.

13 THE COURT: Overruled. You can answer.

14 THE WITNESS: I know that they're related. They have
15 different LLCs, but that's the extent of my knowledge.

16 BY MR. MILLER:

17 Q Okay. If they had, in fact, submitted the same
18 application for Reno and were scored differently on the
19 nonidentified portions of the application, what quality control
20 did you do at all to ensure that the same application in this
21 jurisdiction wasn't both given a license and also deprived of a
22 license?

23 A I had no involvement in that type of quality control
24 that you're referring to.

25 Q Yeah. You didn't even go back to check to make sure

1 that if somebody had submitted identical applications that they
2 had been scored identically; is that correct?

3 A I personally had no involvement in that, no.

4 Q You could have done that, couldn't you?

5 A I don't know.

6 Q What's your rationale for not doing that?

7 MS. LEVIN: Hold on. I didn't hear that, what?

8 BY MR. MILLER:

9 Q What's your rationale for not doing that.

10 THE COURT: She said I don't know. So he wants to
11 know why she doesn't know.

12 THE WITNESS: I was not tasked with that assignment.

13 BY MR. MILLER:

14 Q I'm sorry?

15 A I was not tasked with that assignment.

16 Q Okay. After the award of these scores, you were
17 involved in the score review process; were you not?

18 A I'm sorry. Can you repeat that.

19 Q You were involved in the score review process after
20 the release of these scores; correct?

21 A I don't know what you mean by score review process.

22 Q Okay. You were involved in the process by which
23 under NAC 453D.274 request by applicant for ranked application
24 score. You were involved in that process; correct?

25 MS. LEVIN: Objection. Vague.

1 THE COURT: Overruled.

2 THE WITNESS: I believe you're referring to the score
3 review meetings, yes, I conducted those.

4 BY MR. MILLER:

5 Q Okay. And is there a policy associated with how
6 those score reviews were supposed to take place?

7 A Yes. There was either a regulation or a statute that
8 outlines what could be shared.

9 Q And it's very specific; is it not?

10 A Yes.

11 MR. MILLER: Bring up Exhibit 1037. It might be
12 proposed, actually.

13 UNIDENTIFIED SPEAKER: [Indiscernible.]

14 MR. MILLER: 1037.

15 THE COURT: That's a proposed exhibit, Mr. Miller.

16 MR. MILLER: Okay. Sorry.

17 THE COURT: That's all right.

18 MR. PRINCE: No objection.

19 THE COURT: Be admitted.

20 MS. LEVIN: Hold on, Your Honor.

21 THE COURT: Okay.

22 MS. LEVIN: Our only would be foundation. There's no
23 date on this so I don't know what this pertains to.

24 THE COURT: All right. Thank you. It's overruled.

25 Be admitted.

1 (Exhibit Number 1537 admitted.)

2 BY MR. MILLER:

3 Q Have you seen this policy document before?

4 A I believe so.

5 Q It's identified as marijuana establishment
6 application score review meeting procedures. Are you familiar
7 with the procedures that would pertain to a request for a score
8 review?

9 A Yes.

10 Q Okay. And can you generally tell us what was
11 expected to happen?

12 A We were to instruct the applicant that they could not
13 take pictures of their score sheet, that they could not
14 photocopy it; however, they could write down the information
15 that was on the score sheet, and that we couldn't provide any
16 details as to why they received the score that they received.

17 Q And this policy says that a meeting will be scheduled
18 for up to, but no longer than 30 minutes; was that adhered to?

19 A I'm sorry, what was the question?

20 Q Was that adhered to in the score meetings that you
21 conducted following the 2018 application process?

22 A Yes, I believe so.

23 Q Okay. It says that the company representative can
24 make notes of the scoring information provided, but no
25 photocopies, scanned, recordings or photographs can be made of

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1 the information provided; was that adhered to?

2 A Yes.

3 Q In all instances?

4 A To my knowledge.

5 Q It says MED staff will not discuss nor comment on the
6 scores provided nor discuss or comment on the MED's review
7 process; was that adhered to to your knowledge?

8 A Yes.

9 Q In all instances?

10 A I'm sorry, what?

11 Q In all instances?

12 A Yes.

13 Q No information will be provided on any other ME
14 applicant not associated with the company representatives; was
15 that adhered to in all instances?

16 A Yes, to my knowledge.

17 Q It says the following staff persons are authorized to
18 coordinate the meeting for the MED, program officer three,
19 chief compliance lists the number of individuals. Who actually
20 participated in those meetings for the 2018 score review
21 meetings?

22 A Typically, it was myself, Damon Hernandez who was the
23 chief compliance audit investigator and Ky Plaskon was the
24 education information officer.

25 Q Okay. How often did Jorge Pupo participate in those?

1 A I don't recall him participating.

2 Q What about any other previous score review processes
3 prior to the 2018 recreation application process; do you recall
4 Jorge Pupo participating in any of those score reviews?

5 A It's possible, but I don't recall those meetings
6 specifically.

7 Q See at the top of the document on page 1, it says,
8 Purpose, the document describes the strict adherence that must
9 be followed for any applicants to view the scoring information.
10 Did you take this -- this policy seriously?

11 A Yes.

12 Q Is it something that you ensured was followed?

13 A I'm sorry what?

14 Q Is it something that you ensured -- is this policy
15 something that you ensured was followed by the Department to
16 the best of your ability?

17 A Yes.

18 Q And why?

19 A Because it's required per statute and for regulation,
20 and I didn't have the authority to do anything otherwise.

21 Q And you were also aware that there were provisions of
22 the application in the training and evaluation process that
23 were to remain confidential; is that right?

24 A Yes.

25 Q And how seriously did you take that obligation to

1 keep information confidential?

2 A Very seriously.

3 Q Let me show you Exhibit 2012, page 3.

4 THE COURT: And that's a proposed exhibit.

5 MR. MILLER: It is?

6 THE COURT: That's what Dulce says.

7 MR. PRINCE: Hang on a second.

8 THE COURT: Mr. Prince, do you know the cross
9 reference number?

10 MR. PRINCE: I don't.

11 THE COURT: You are disappointing me. You have been
12 on it the whole time.

13 MR. PRINCE: I don't know it -- I don't know this
14 exhibit; that's the problem. Hang on. Oh. I do. Give me one
15 second here.

16 THE COURT: Oh, wow. He's going to show us, isn't
17 he.

18 MR. PRINCE: Well, one page of it is Exhibit
19 Number 1,000. So the rest of it's not in. 20123 Bates
20 Number 3 is Exhibit Number 1,000 which has been admitted.
21 That's all. So I'm back on track, Judge.

22 THE COURT: Thank you, Mr. Prince. I appreciate
23 that.

24 MR. MILLER: Thank you.

25 MR. PRINCE: You're welcome, Ross.

1 MR. MILLER: You give me like a visceral response.
2 Thank you, Mr. Prince.

3 MR. PRINCE: You're welcome.

4 BY MR. MILLER:

5 Q Ms. Cronkhite, I'm showing you Exhibit 1,001 and
6 I'll -- you were the State's representative throughout this
7 trial; is that correct? You sat through proceedings of this
8 trial?

9 A Yes.

10 Q Did you listen to Amanda Connor's testimony?

11 A Yes.

12 Q And do you recall her testimony relating to these
13 handwritten notes?

14 A Yes, I believe so.

15 Q All right. Are these handwritten notes an example of
16 what would be allowable when a company representative can make
17 notes of the scoring information provided per the policy that I
18 should you before?

19 A Yes.

20 Q Okay. And do you recall that these notes relate to
21 the White Pine application?

22 A I don't know for certain.

23 Q Okay. But do you recall doing a score review with
24 Ms. Connor relative to the White Pine medical application that
25 occurred shortly before the 2018 recreational?

1 A I don't recall that meeting specifically.

2 Q Okay. But you don't dispute her testimony that she
3 recalls it happened with you; right?

4 A Right.

5 Q Okay. And in every instance that she conducted a
6 score review you followed this policy; correct?

7 A Yes.

8 Q And you listened to the testimony that there was
9 another conversation between Ms. Connor and Mr. Pupo that
10 occurred subsequent to that score review; is that correct?

11 MS. LEVIN: Objection. Lacks foundation.

12 THE COURT: Overruled.

13 THE WITNESS: I don't recall specifically.

14 BY MR. MILLER:

15 Q You don't recall that both of them testifying that
16 they, in fact, had a subsequent conversation following your
17 score review?

18 A No, not specifically I don't recall that.

19 Q Yeah. You certainly didn't provide any additional
20 materials about the sections that you trained the evaluators to
21 score in that score meeting review with Ms. Connor and the
22 White Pine application, did you?

23 A No, I did not.

24 Q Are you aware that Thrive increased their score
25 following that score review in one section alone by 22.97

1 points?

2 A I don't know the exact difference in scores, but I am
3 aware that their score did improve.

4 Q But you certainly didn't give out any information
5 that would have led to an increase in the score of that
6 magnitude; is that correct?

7 A No, I did not.

8 Q And you're not aware of whether or not any other
9 conversations from the Department could've resulted in that?

10 A I'm sorry, I couldn't hear you.

11 Q Are you aware of any other conversations that could
12 have taken place between the Department and Ms. Connor that
13 could have resulted in an increase of that magnitude?

14 A No, not to my knowledge.

15 MR. MILLER: I have nothing further, Your Honor.

16 And I'll wipe it down.

17 THE COURT: Yes, please.

18 MR. MILLER: I put that in my notes.

19 THE COURT: Do any other plaintiffs' counsel wish to
20 inquire of Ms. Cronkhite? Ms. Cronkhite, do you need a break
21 yet?

22 THE WITNESS: I think I'm okay.

23 THE COURT: I was hoping you would say yes.

24 THE WITNESS: Oh. Yes.

25 THE COURT: Any other plaintiffs -- any other

1 plaintiffs' attorneys wish to examine? Seeing none.

2 Do the interveners wish to examine?

3 Before I'm deciding if I take a break, Mr. Prince,
4 Mr. Bice how long is your examination?

5 MR. BICE: It won't be long, but we might need to
6 take a break.

7 MR. PRINCE: Yeah, let's take a break. We may not --

8 THE COURT: All right. So we're going to take a
9 10-minute recess.

10 (Proceedings recessed at 2:13 p.m. until 2:21 p.m.)

11 (Pause in the proceedings.)

12 MS. LEVIN: The plaintiffs are not asking questions;
13 right?

14 THE COURT: What?

15 MS. LEVIN: I don't think the other plaintiffs have
16 questions.

17 THE COURT: No. Do you want to go, or do you want me
18 to go to --

19 MS. LEVIN: I do. I'll go first.

20 THE COURT: Okay, we're going to go to you now.

21 MS. LEVIN: Yes, I have a few questions.

22 THE COURT: All right.

23 CROSS-EXAMINATION

24 BY MS. LEVIN:

25 Q So Ms. Cronkhite, you started working for the Public

1 Health Department in 2015; correct?

2 A Yes.

3 Q And then were you also on the Task Force in 2017?

4 A Yes, I was on the Retail Ops Working Group.

5 Q Okay. And there were many working groups on the Task
6 Force; correct?

7 A Yes.

8 Q And many people from the industry would attend those
9 meetings; right?

10 A Yes.

11 Q So some of the names. Do you recall John Ritter
12 being in one of the working groups --

13 A Yes.

14 Q -- or present? And Amanda Connor was there, too;
15 correct?

16 A Yes.

17 Q And so the Department obtained input from many
18 different industry groups; obtained input for the regulations;
19 correct?

20 A Yes.

21 Q Just a few follow-up questions on the training.

22 Mr. Miller went through some of these non-identified scoring
23 criteria with you, and he appeared to be -- have some concern
24 about whether those graders would adequately score all these
25 elements and come up with the right number of points.

1 Do you remember that?

2 A Yes.

3 Q And could you explain that -- these mock
4 applications, they were really there to make sure that the --
5 that the -- that the scoring was consistent; would that be fair
6 to say?

7 A Yes, that's correct.

8 Q And how would you -- how did they achieve that by
9 reviewing these mock applications?

10 A So the goal of the mock applications was to become so
11 familiar with scoring the applications that they could
12 consistently give similar criteria the same score over, and
13 over, and over again.

14 Q And when you -- and I believe you explained that,
15 before you arrived for your training, the graders had already
16 had a week of training before; correct?

17 A Yes.

18 Q And so it was your understanding they had already
19 reviewed the regulations at that point; correct?

20 A Yes, they were very familiar with them by the time I
21 arrived.

22 Q Okay. And so those mock applications, they served
23 the purpose to make sure that these graders wouldn't have
24 widely different scores; right?

25 A Correct.

1 Q And they were all on the same page; right?

2 A Exactly. That's correct.

3 Q And so, to the extent that they were not, you
4 explained that they had -- they would score individually, but
5 that at the end of the day, they would compare their scores,
6 and if they were more than three points apart, they would
7 discuss that; right?

8 A Yes.

9 Q And again, that would promote consistency; correct?

10 A Correct.

11 Q And making sure -- and quality control, because if
12 somebody had missed some aspect in the application, somebody
13 else could point that out?

14 A Yes, that was the intention.

15 Q And that's what you meant when you said you trained
16 them to write down if it was difficult to find, so that if
17 there was a difference in scoring, the grader could explain to
18 the other one, hey, I know I saw this element here on this
19 page. Is that what you were talking about?

20 A Yes, that's correct.

21 Q Okay. And again -- but still, these graders, if they
22 disagreed on a certain score, they still could say, no, I
23 disagree and I want to put this score down; right?

24 A Correct. They were not required to change their
25 score after a discussion.

1 Q Okay. Now, you -- and it wasn't just you; right?
2 You were also -- there was also another person; was it Dave
3 Witkowski who came to train?

4 A Yes.

5 Q I believe Mr. Miller asked you about the quality
6 control -- whether you trained them on quality control, and you
7 may have been confused.

8 You were not involved in any quality control that may
9 have been done administratively after the graders completed
10 their review; right?

11 A Correct.

12 Q So all that your training on quality control was
13 limited to the actual training of the applications itself;
14 correct?

15 A That's correct.

16 Q On the nonidentified section?

17 A Yes.

18 Q Okay. And some of these scoring tools we went over,
19 we looked at the adequacy of size, and the care, quality, and
20 safekeeping of the product. Remember that?

21 A Yes.

22 Q Also, we looked at the record-keeping plan. And I
23 believe you testified that it was important, not just say,
24 we're going to do A, B, and C, but that you wanted to see that
25 they actually had a plan for that and how they laid out a plan;

1 correct?

2 A Yes.

3 Q And that was important because that would show that
4 the applicant actually understood the requirements of the
5 regulations; would that be fair to say?

6 A Yes.

7 Q There was also -- do you recall a -- one of the --
8 the ranking criteria was the -- the likely impact on the
9 community. Do you remember that?

10 A Yes.

11 Q Can you explain what this ranking factor was about?

12 A This ranking factor was really about the likely
13 impact that they could have. So they could really express
14 whatever they wanted. Like, if they're going to hire staff
15 that is from a low-income, or disabled population, or just hire
16 locally only.

17 If they were going to buy furniture from local
18 suppliers, specifically. If you want to volunteer with Meals
19 on Wheels, for example, or donate financially, or donate your
20 time by volunteering, that was all the information for the
21 likely impact.

22 There was also information about security and
23 mitigation of nuisance. So they could talk about how they're
24 going to provide added security and safety to the -- to
25 wherever their facility is going to be, or if they are going to

1 prevent odor -- you know, mitigate odors, things like that.

2 Q So, in other words, an applicant can describe what
3 the likely impact the applicant will have on a community
4 without identifying the location; correct?

5 A That's absolutely correct. They're actually not
6 allowed to prove any identifying information as to the
7 location.

8 Q You don't need a street address to say, we are going
9 to hire locally; right?

10 A Correct.

11 Q You don't even need a city to say, we are going to
12 implement educational plans, and we're going to make sure that
13 we're -- you know, we're not putting ourselves next to a bus
14 stop; correct?

15 A Correct.

16 Q Don't need a location for that. You don't even need
17 the jurisdiction; would that be fair to say?

18 A Yes, that's fair.

19 Q And if the applicant wanted to include the location
20 anyway, to describe their community impact, could they include
21 it?

22 A They were instructed not to. They would actually be
23 deducted points if they did.

24 Q They were deducted points?

25 A Yes.

1 Q Right. And it's also clear from the application that
2 they couldn't; right?

3 A Correct.

4 MS. LEVIN: And Brian, if you could show Exhibit
5 1006. Page 6.

6 BY MS. LEVIN:

7 Q If you look at the non-identified criteria
8 response -- do you see that in that column?

9 A Yes.

10 Q It specifically warns that the -- or a response to
11 the application, that has to be provided in a nonidentified
12 format. It says there,

13 Identifiers that must be removed from
14 the application include all names, specific
15 geographic details, including street address,
16 city, county, precinct, zip code, et cetera.

17 Correct?

18 A Yes.

19 Q And if you look at page 14.

20 MS. LEVIN: Brian, if you could go to 14.

21 BY MS. LEVIN:

22 Q Now, there are several aspects. 5.3.6, for example,
23 it says there specifically, "The content of this response must
24 be in a non-identified Format." Right?

25 A Correct.

1 Q And it's in bold, and it warns each applicant, right,
2 not to put -- this is in a nonidentified, meaning they could
3 not include any location, zip code, street address; correct?

4 A Correct, it says "must" --

5 Q Correct.

6 A -- "be in a nonidentified."

7 Q Yeah. And if you look at bit lower at 5.3.7 -- under
8 5.3.7, it says there specifically, "Community impact and" --
9 see that?

10 A Yes.

11 Q "Community impact"? Again, it says there, "The
12 content of this response must be in a nonidentified format,"
13 right?

14 A Correct.

15 Q So even assuming an applicant wanted to put in a
16 location, we're -- you know, we're going to have a big impact
17 on whatever, West Charleston, they couldn't do that, right?

18 A Correct.

19 Q And so you talked about that 2 point deduction. Can
20 you explain the rationale for that, other than it follows from
21 the application itself?

22 A Yes. We wanted to make sure that the nonidentified
23 portion was completely impartial and that the scorers had no
24 idea who they were scoring or where they were scoring.
25 Anything that could give any indication as to who these people

1 were, we wanted to keep that all, you know, confidential so
2 they were unaware. That was the intention of it.

3 Q And that 2 point deduction was applied across the
4 board; correct?

5 A Yes.

6 Q It wasn't just, oh, well, you know, this applicant
7 did it, and we're -- we're just going to ignore it in this
8 other application; right?

9 A Correct.

10 MS. LEVIN: I don't think I have anything further.

11 THE COURT: Thank you. If you could wipe down the
12 lectern, please.

13 MS. LEVIN: Yes.

14 THE COURT: Next witness. Or, I'm sorry, next
15 examiner.

16 That was a hopeful thing, Mr. Bice.

17 Thank you, Ms. Levin.

18 MS. LEVIN: Uh-huh.

19 CROSS-EXAMINATION

20 BY MR. BICE:

21 Q Good afternoon, Ms. Cronkhite. Can you remind me,
22 what is your current role at the Department of Tax?

23 A Currently, I'm the Health Program Manager II.

24 Q All right. At the Department of Tax, it kept track,
25 did it not, of any suspensions of marijuana licensing?

1 A Yes, we did track that.

2 Q And you -- and you kept track of fines; correct?

3 A Yes.

4 Q Do you know an individual named Rino Tenorio?

5 A Yes.

6 Q Can you tell me who he is?

7 A He's an auditor with the Department of Taxation.

8 Q Is he still working?

9 MR. DZARNOSKI: Excuse me. Could counsel speak into
10 the microphone, please?

11 MR. BICE: Sorry, Mark. Apologies.

12 THE COURT: I've been giving Mr. Miller a hard time.

13 MR. BICE: Yes. Does he --

14 THE COURT: Do I have to give you a hard time?
15 You've never had trouble speaking up.

16 BY MR. BICE:

17 Q Does he still work there?

18 A I'm not exactly sure.

19 Q Okay. So are you aware that Mr. Tenorio in this case
20 produced some forms showing suspensions and fines of licensees?

21 A I've -- through this trial, I have become aware of
22 some documents that he has shared.

23 Q All right. That -- that he in fact -- that he, in
24 fact, removed some files from the D.O.T.?

25 A Correct.

1 Q Okay.

2 MR. BICE: I'd like to -- Your Honor, I'd like to
3 move into admission Exhibit 3319.

4 THE COURT: Any objection to 3319?

5 MR. BICE: My guess is Mr. Shevorski's going to
6 object, but I'm going to --

7 THE COURT: I'm waiting.

8 MR. GENTILE: Your Honor, give us a moment, please.

9 THE COURT: I am giving you a moment. Can you tell
10 how patient I am?

11 MS. LEVIN: 33 what? Sorry.

12 MR. BICE: 3319. I'm sorry.

13 MS. LEVIN: Your Honor, the State objects under 3360
14 and 255. Sorry, it's been a long day.

15 THE COURT: The confidentiality provisions?

16 MS. LEVIN: Yes.

17 THE COURT: Mr. Bice, for what purpose do you offer
18 these documents?

19 MR. BICE: I'm -- I'm offering these documents, Your
20 Honor, to show that several of the -- the plaintiffs in this
21 lawsuit, particularly the TGIG parties, have lengthy histories
22 of some regulatory infractions.

23 And in fact, they've made the contention that they
24 have been somehow -- or my client received preferential
25 treatment. And these records would, in fact, rebut that

1 charge, and would show that, in fact, they -- they were not
2 fined on multiple occasions for infractions by themselves.

3 THE COURT: So you're seeking to admit them to show
4 the disciplinary history?

5 MR. BICE: Yes.

6 THE COURT: The objection is sustained.

7 MR. BICE: All right. But I've offered it, so it
8 will be part of the record; correct?

9 THE COURT: You have offered it.

10 MR. BICE: Thank you very much.

11 BY MR. BICE:

12 Q Ms. Cronkhite, just briefly, would you agree -- do
13 you remember in your deposition you were asked about whether or
14 not compliance was part of the application evaluation?

15 A Yes.

16 Q And would you agree that compliance was actually part
17 of the evaluation of the applications?

18 A Yes.

19 Q And can you tell me how?

20 A Multiple sections. So, I believe that the entire
21 non-ID section was demonstrating your ability to read and
22 comprehend the regulations, understand what was required of
23 you, and put it into a format to demonstrate that you were
24 capable of meeting those requirements.

25 Additionally, there was a section in the identified

1 portion of the application in which they had to discuss -- or
2 disclose their work history related -- or their experience
3 related to marijuana, specifically. That was also a scored
4 portion of the application.

5 MR. BICE: Thank you.

6 MR. PRINCE: No questions, Judge.

7 THE COURT: Thank you.

8 Any other interveners wish to inquire of
9 Ms. Cronkhite?

10 (No audible response.)

11 THE COURT: Any redirect, Mr. Miller?

12 MR. MILLER: No, Your Honor.

13 THE COURT: Anything else from the State?

14 MS. LEVIN: No, Your Honor.

15 THE COURT: Ms. Cronkhite, you may return to your
16 not-on-the-hotspot seat.

17 THE WITNESS: Thank you, Your Honor.

18 THE COURT: And again, if you need to get up and move
19 around or leave for any reason, please feel free to do so, even
20 though you are the State's representative.

21 THE WITNESS: Thank you.

22 THE COURT: Your next witness?

23 Mr. Dzarnoski, there were threats of more
24 depositions.

25 MR. DZARNOSKI: I'm sorry?

1 THE COURT: Threats of more depositions?

2 MR. DZARNOSKI: There is a William Anderson that is
3 cued up. It should take approximately 50 minutes, Your Honor.

4 THE COURT: Okay. Are the objections included so I
5 can rule on them?

6 UNIDENTIFIED SPEAKER: Yes, Your Honor.

7 MR. DZARNOSKI: Yes, Your Honor.

8 THE COURT: Thank you. Can I have the deposition
9 sent to us to publish?

10 I.T. TECH: Of course.

11 THE COURT: Thank you. What else, Jill, was I
12 supposed to ask that I forgot? No?

13 MS. LEVIN: Your Honor?

14 THE COURT: Yes?

15 MS. LEVIN: We sent the errata sheets. So I don't
16 know how that works, but it's been sent to the Litigation
17 Services, and so hopefully that'll be --

18 THE COURT: Is it part of what's being played?

19 MS. LEVIN: I'm sorry?

20 THE COURT: Is the change sheet part of what's being
21 played? Does it impact some of the designated testimony?

22 MS. LEVIN: I think it does because there's one phone
23 number that's corrected, and then he made it -- kind of a
24 general correction about the authority -- a delegation of
25 authority.

1 THE COURT: So can I see the change sheet first
2 before we play the depo, just so I can read it, since
3 apparently there is a general statement in it?

4 MS. LEVIN: I may even -- oh, no I (indiscernible).
5 Sorry.

6 THE COURT: Can somebody display the change sheet
7 first?

8 I.T. TECH: Okay. Your Honor, I have this at an hour
9 and 45 minutes long.

10 THE COURT: Okay. Do you have the change sheet?

11 I.T. TECH: I do not.

12 THE COURT: Who has the change sheet?

13 MS. LEVIN: I'm going to try to find it.

14 MR. DZARNOSKI: I will -- Your Honor, it has been
15 provided to me. I'm not sure if I have it on a computer or
16 printed, so I will look.

17 (Pause in the proceedings.)

18 MS. LEVIN: Your Honor, I have a very bad copy, but I
19 think you could --

20 THE COURT: Can I see it?

21 MS. LEVIN: Yes. One side is in purple.

22 THE COURT: It's okay. Okay. I've reviewed it. I'm
23 going to give you back your copy. And if we could get the one
24 e-mailed to Dulce, then she'll keep it with the published
25 record.

1 THE CLERK: I have the errata, Your Honor.

2 THE COURT: Thank you, I've read it.

3 THE CLERK: Thank you.

4 THE COURT: Hit "play", Shane.

5 THE CLERK: And I have the depo. Thank you. Shane,
6 I have the depo.

7 MR. BICE: So, Your Honor, it looks like we have a
8 colloquy in there. There is about a -- sorry, let me come to
9 the mic.

10 My apologies, Shane. Give me one second, Shane. So,
11 Your Honor, there is about a three-page exchange between
12 counsel that is about -- it's just argument about
13 meet-and-confers and preservation, which I object to as being
14 testimony from the witness, because it doesn't concern the
15 witness.

16 THE COURT: So do you want to leave it out?

17 MR. BICE: Yeah, from pages --

18 THE COURT: Everybody okay leaving out the discussion
19 between counsel?

20 MS. LEVIN: The State agrees, Your Honor.

21 MR. BICE: -- 13 through 14.

22 THE COURT: Mr. Dzarnoski, are you okay with that?

23 MR. DZARNOSKI: Yes, Your Honor.

24 THE COURT: All right. So if we could skip that
25 part, Shane, or at least go through it quickly when you get to

1 it.

2 I.T. TECH: I'll just need a moment.

3 (Pause in the proceedings.)

4 (Video deposition of WILLIAM ANDERSON played as follows:)

5 EXAMINATION

6 BY MR. PARKER:

7 Q Mr. Anderson, have you ever had your deposition taken
8 before?

9 A No, I have not.

10 Q I'll explain the process to you. I assume your
11 attorney, Ms. Levin, has also explained the process to you; is
12 that correct?

13 A Akke and I did talk, yes.

14 Q So the oath you were just administered is the same
15 oath you would be administered in a court of law and carries
16 the same penalty of perjury. Do you understand that?

17 A I'm sorry, you broke up a little bit.

18 Q The oath you were just administered by the court
19 reporter is the same oath you would be administered in a court
20 of law. Do you understand that?

21 A Yes, I do.

22 Q And although we're in somewhat of an informal setting
23 today, that oath still carries the same penalty for perjury.

24 Do you understand that?

25 A Yes, I do.

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1 Q Having been sworn to tell the truth, is there any
2 reason why you can not provide me with your most honest and
3 accurate answers today?

4 A No, there isn't.

5 Q Are you comfortable proceeding at this point?

6 A Yes, I am.

7 Q I'll do my best to ask you questions that you can
8 answer with a yes or no response. To the extent you need to
9 explain your answer or you can not do simply a yes or no, feel
10 free to do so. Please try and refrain from using hand or head
11 gestures, despite the fact we are on video. Okay?

12 A Yes.

13 Q We need audible responses is my point. If you use
14 hand and head gestures, in addition to giving us audible
15 responses, simply do your best to give us audible responses.

16 Okay?

17 A I understand.

18 Q Good. Have you been taken any drugs, prescription or
19 nonprescription, or alcohol, that would prevent you from being
20 able to answer questions?

21 A No.

22 Q Mr. Anderson, it's my understanding you are retired;
23 is that correct?

24 A That's correct.

25 Q When did you retire?

1 A January of this year.

2 Q And where did you retire from?

3 A The Department of Employment, Training and
4 Rehabilitation.

5 Q DETR?

6 A Yes.

7 Q How long were you with DETR?

8 A I was with DETR from the mid two thousands to 2000 --
9 early 2018 as Chief Economist. I went to the Department of
10 Taxation for several months, then I went back to DETR for the
11 final year of my career.

12 Q Okay. Let me see if I can put more specificity to
13 these dates. You said mid two thousands. Can you tell me your
14 best recollection of when you joined DETR?

15 A I joined DETR in 2006, I worked there until February
16 of 2018. At the Department of Taxation I worked from February
17 of '18 to the first week of January in 2019.

18 Q All right. So, Mr. Anderson, in December of 2018,
19 were you informed of an Order requiring the D.O.T. and its
20 employees, having to do -- having to do with the marijuana --
21 2018 marijuana application process, to preserve their phones?

22 MS. LEVIN: Objection to form, calls for speculation.

23 THE COURT: Overruled.

24 COUNSEL: Join.

25 MR. PARKER: You can answer, Mr. Anderson.

1 MS. LEVIN: You can answer.

2 THE WITNESS: Yes, I was aware.

3 BY MR. PARKER:

4 Q Did you, in fact, preserve your phone?

5 A Nobody asked me.

6 Q All right. Do you still have your phone?

7 MS. LEVIN: Objection, relevance.

8 THE COURT: Overruled.

9 THE WITNESS: No, I do not.

10 BY MR. PARKER:

11 Q When did you -- where is that phone, to your
12 knowledge?

13 A That was a State phone, and I returned it when I left
14 the Department.

15 Q Can you tell me what that telephone number was?

16 A I believe it was area code (775) 291-0054.

17 Q Did you say 291?

18 A Yes.

19 Q And to your knowledge before you left, there was no
20 extraction report taken of your phone; is that correct?

21 MS. LEVIN: Objection to form, calls for speculation.

22 THE COURT: Overruled.

23 MR. PARKER: Is that correct, sir?

24 THE WITNESS: Not to my knowledge, no.

25 / / /

1 BY MR. PARKER:

2 Q Are you okay, Mr. Anderson?

3 A Yes.

4 Q All right. Perfect. And I need you to respond,
5 because every time you speak, that makes -- that brings your
6 screen back up. So for the longest time I was looking at the
7 name Jordan Smith on the screen.

8 So, Mr. Anderson, no one asked you to preserve your
9 phone. Did you delete any information from that phone prior to
10 leaving the Department of Taxation in January of 2019?

11 COUNSEL: Objection to form.

12 MS. LEVIN: Objection -- same objection.

13 THE COURT: Overruled.

14 BY MR. PARKER:

15 Q Go ahead, Mr. Anderson.

16 A I do not remember if I did a delete on my phone
17 before I returned it to the Department.

18 Q All right. Was it your practice to delete text
19 messages from your phone prior to January 2019?

20 A No, it was not.

21 Q And do you recall whether or not other members of the
22 Department of Taxation contacted you on that telephone?

23 A Yes, they did.

24 Q Did that include Mr. Jorge Pupo?

25 A Yes.

1 Q How about Karalin Cronkhite?

2 A I do not believe that Ms. Cronkhite and I ever
3 communicated via phone -- or via -- via text message.

4 Q How about Steve Gilbert?

5 A We never communicated via text message.

6 Q Ky Plaskon?

7 A We never communicated via text message.

8 Q Damon Hernandez?

9 A We never communicated via text message.

10 Q Amanda Connor?

11 A We never communicated via text message.

12 Q George Kelesis?

13 A We never communicated via text message.

14 Q Tick Segerblom?

15 A We never communicated via text message.

16 Q So other than Mr. Jorge Pupo, do you recall any other
17 D.O.T. employees that communicated with you via that telephone?

18 A I would receive miscellaneous text messages from the
19 Department's Executive Assistant, from other Deputies, over the
20 course of doing everyday business.

21 Q Do you have any names?

22 A I'm sorry, I didn't hear your question.

23 Q Yes, do you recall any names?

24 A Executive Assistant would be Ms. Tina Padavono. The
25 Deputies would include Ms. Shellie Hughes, Mr. Jeffrey

1 Mitchell, and a few others, whose names I don't recall.

2 Q All right. What was Ms. Shellie Hughes's position?

3 A She was Deputy Director, Chief Deputy Director.

4 Q And how about Jeffrey Mitchell?

5 A He was a deputy.

6 Q Did Mr. Jorge Pupo assume Ms. Sherry Hughes's
7 position?

8 A Can you restate that?

9 Q Yes. When Ms. Sherry Hughes left the Department of
10 Taxation, did Mr. Jorge Pupo assume her position?

11 A To my knowledge, Ms. Hughes is still with the
12 Department.

13 Q Okay. When she -- did she get promoted from the
14 Chief Deputy Director to another position?

15 A Not under my watch, no.

16 Q Okay. So tell me during the time you were with the
17 Department of Taxation from February 2018 to January 2019, what
18 position did you hold?

19 A I was Executive Director.

20 Q And who did you report to?

21 A I reported to the -- on a day to day basis to the
22 Governor's office.

23 Q And who at -- who in the Governor's office?

24 A My direct contact there was the Chief of Staff, Mr.
25 Mike Willden.

1 Q Okay. And did Ms. Shellie Hughes report to you?

2 A Yes, she did.

3 Q While you were there, were you the Executive Director
4 of the Marijuana Enforcement Division or the Executive Director
5 of the Department of Taxation?

6 A Executive Director of Department of Taxation.

7 Q So in terms of medical marijuana, or marijuana, you
8 -- that would have been one part of your responsibility; is
9 that correct?

10 A That -- that is correct.

11 Q What was Mrs. Hughes' responsibilities?

12 A Ms. Hughes was Chief Deputy Director. She was
13 responsible for many of the legal related items that we had to
14 deal with, she was a lawyer by training.

15 Q Okay. So in terms of marijuana, that was just one
16 aspect of her -- her position; is that correct?

17 A Yes, it is.

18 Q Was there one person whose primary responsibility
19 would have been the marijuana industry?

20 A That would be Mr. Pupo.

21 Q So while you were there, that approximately one year
22 period, Jorge Pupo's primary responsibility would have been the
23 Marijuana Enforcement Division; is that correct?

24 A That's correct.

25 Q And he would report to Ms. Hughes, who would in turn

1 report to you, or did he have a direct report to you?

2 A He was a direct report to me.

3 Q So in terms of authority that Mr. Jorge Pupo had, he
4 would have gotten that authority from his position and/or any
5 authority you gave him; is that correct?

6 MS. LEVIN: Object to the form.

7 THE COURT: Overruled.

8 THE WITNESS: That's correct.

9 BY MR. PARKER:

10 Q Thank you. So before I leave this issue and return
11 to your phone, did you have a personal phone also during the
12 time you were with the D.O.T., being February 2018 to January
13 2019?

14 MS. LEVIN: Objection, relevance.

15 THE COURT: Overruled.

16 THE WITNESS: Yes, I did.

17 Q And did you ever use that personal phone for business
18 related to the D.O.T.?

19 A I did not.

20 Q All right. So in terms of authority, can you -- did
21 you have the responsibility of reporting to the Department of
22 Taxation -- I'm sorry -- to the Tax Commission?

23 MS. LEVIN: Objection to form.

24 THE COURT: Overruled.

25 THE WITNESS: Yes, I did.

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1 BY MR. PARKER:

2 Q So when I asked you who your direct report was in
3 terms of supervision, you said the Chief of Staff, Mike
4 Willden, but in terms of the Tax -- in terms of a Board, would
5 the Tax Commission be the Board you would report to?

6 MS. LEVIN: Objection to form.

7 THE COURT: Overruled.

8 THE WITNESS: The Nevada Tax Commission is not a
9 Board, per se, it's a Commission. And yes, I would work with
10 them.

11 BY MR. PARKER:

12 Q How many members are there on the Nevada Tax
13 Commission?

14 A Eight.

15 Q To your knowledge, did the Nevada Tax Commission
16 approve the regulations that govern the -- the recreational
17 marijuana industry for the State of Nevada?

18 MS. LEVIN: Objection to form.

19 THE COURT: Overruled.

20 MS. LEVIN: Calls for speculation.

21 THE WITNESS: Yes.

22 BY MR. PARKER:

23 Q And to your knowledge, would that have been the
24 beginning of 2018?

25 A Yes.

1 Q Did you review Ballot Question Number 2?

2 A Yes.

3 Q Were you aware of the -- what the Nevada voters
4 approved relative to the use and sale of marijuana,
5 recreational marijuana in the State of Nevada?

6 MS. LEVIN: Objection to form.

7 THE COURT: Overruled.

8 THE WITNESS: Yes.

9 BY MR. PARKER:

10 Q Just to give some deference to Akke's objection, I'll
11 add a little context to it, and give you a more detailed
12 question, just in case her objection is one based upon vague,
13 now that question being vague.

14 Were you aware of the fact Nevada voters did not want
15 marijuana sold to those under the age of 21?

16 COUNSEL: Object to the form.

17 THE COURT: Overruled.

18 THE WITNESS: Yes.

19 COUNSEL: Join the objection.

20 BY MR. PARKER:

21 Q Were you also aware of the fact that Nevada voters
22 had a concern in regards to the wrong people, that being people
23 of our community who may not have an appropriate background,
24 may have a criminal history, becoming involved in the
25 recreational marijuana industry?

1 MS. LEVIN: Objection to form.

2 COUNSEL: Objection to form.

3 THE COURT: Overruled.

4 THE WITNESS: Yes.

5 BY MR. PARKER:

6 Q Were you also aware of the fact that Nevada voters
7 were concerned with where these recreational marijuana
8 facilities would be located within our communities?

9 COUNSEL: Objection to form.

10 THE COURT: Overruled.

11 COUNSEL: Join.

12 THE WITNESS: That I do not remember specifically.

13 BY MR. PARKER:

14 Q Let me see if I can help you refresh your
15 recollection.

16 Do you recall that there were provisions that
17 required or prevented marijuana facilities from being too close
18 to the schools or churches, things like that?

19 A Yes, I do remember that.

20 Q So, with that in mind, do you -- do you now have an
21 understanding or a recollection that Nevada voters were
22 concerned about the location of these marijuana facilities?

23 COUNSEL: Objection to the form.

24 THE COURT: Overruled.

25 COUNSEL: Join.

1 MS. LEVIN: Join.

2 THE WITNESS: Yes.

3 BY MR. PARKER:

4 Q Now, were you aware that prior to the regulations
5 being approved by the Nevada Tax Commission, that the Nevada
6 statutes were created dealing with recreational marijuana under
7 Chapter 453D?

8 A Yes.

9 Q Did you review the statutes for Chapter 453D?

10 A Yes.

11 Q Do you have an understanding whether or not the
12 Nevada Revised Statutes Chapter 453D required all owners --
13 I'll -- let me rephrase that.

14 Are you aware of the fact that Chapter 453D required
15 all prospective owners, officers and board members to be
16 background checked?

17 COUNSEL: Objection to form.

18 Mr. KOCH: David Koch, objection to form, legal
19 conclusion.

20 THE COURT: Overruled.

21 MS. LEVIN: Same, join.

22 COUNSEL: Join.

23 MR. GRAF: Object, Clear River, misstates the law.

24 THE COURT: It's still overruled.

25 THE WITNESS: Yes.

JD Reporting, Inc.

1 BY MR. PARKER:

2 Q Thank you. And were you also aware of the fact that
3 the Nevada Revised Statute required that all prospective
4 owners, board members and officers be identified in background
5 checks?

6 Mr. KOCH: David Koch, objection, misstates the law.
7 Legal conclusion.

8 MS. WELCH: Diane Welch, join.

9 THE COURT: Overruled.

10 MR. GRAF: Clear River, join.

11 COUNSEL: Join.

12 MR. J. SMITH: Jordan Smith for Clarity joins.

13 THE WITNESS: Yes.

14 BY MR. PARKER:

15 Q Were you also aware of the fact that Nevada Revised
16 Statutes Chapter 453D placed importance on the compliance
17 history, that being a facility that had a medical marijuana
18 license, prior to applying for a recreational marijuana
19 license, and how they complied with the regulations throughout
20 their history. Were you aware of that?

21 COUNSEL: Objection.

22 Mr. KOCH: David Koch, objection, misstates the law,
23 the law speaks for itself.

24 THE COURT: Overruled.

25 COUNSEL: Join.

1 COUNSEL: Object as to form. Compound.

2 MS. LEVIN: Objection to form.

3 MR. J. SMITH: This is Jordan, I join those
4 objections.

5 MS. LEVIN: And assumes facts not in evidence.

6 THE WITNESS: Yes.

7 BY MR. PARKER:

8 Q Do you remember that -- do you recall that, Mr.
9 Anderson?

10 A Yes.

11 Q Was it your expectation, Mr. Anderson, if you had
12 one, that the regulations approved by the Tax Commission would
13 be consistent with Ballot Question 2?

14 MS. LEVIN: Objection, calls for a legal conclusion.

15 THE COURT: Overruled.

16 COUNSEL: Join.

17 THE WITNESS: Yes.

18 BY MR. PARKER:

19 Q Would you also -- was it also your expectation that
20 the regulations would be consistent with Nevada Revised
21 Statutes Chapter 453D?

22 THE COURT: Overruled.

23 MS. LEVIN: Same objection.

24 THE WITNESS: Yes.

25 / / /

1 BY MR. PARKER:

2 Q And just to close the loop on this, it was your
3 expectations after -- expectation -- after the Tax Commission
4 approved NAC 453D, that those regulations would not violate NRS
5 Chapter 453D; is that correct?

6 MS. LEVIN: Same objection.

7 THE COURT: Overruled.

8 MR. GRAF: Object as to form, Rusty Graf.

9 THE WITNESS: Yes.

10 BY MR. PARKER:

11 Q Is it also fair to say that if you knew prior to the
12 Nevada Tax Commission considering the approval of NAC 453D,
13 that there were provisions within NAC 453D that violated Ballot
14 Question Number 2, those issues would have been raised before
15 the Tax Commission; is that correct?

16 MR. GRAF: Object as to form, compound, misstates the
17 law.

18 THE COURT: Overruled.

19 MS. LEVIN: Join.

20 COUNSEL: Join.

21 THE WITNESS: Could you restate that, please?

22 BY MR. PARKER:

23 Q Sure. If you were aware of provisions within the
24 proposed regulations, NAC 453D, violated or were inconsistent
25 with Ballot Question Number 2, should that have been brought

1 before the Tax Commission before approval?

2 MR. GRAF: Same objection.

3 THE COURT: Overruled.

4 MS. LEVIN: Join.

5 COUNSEL: Join.

6 COUNSEL: Join.

7 THE WITNESS: Yes.

8 BY MR. PARKER:

9 Q And is it also true, sir, that if there were
10 provisions within NAC 453D that violated or were inconsistent
11 with NRS 453D, those -- those provisions should have been
12 brought before the Tax Commission before approval; is that
13 correct?

14 MR. GRAF: Same objection.

15 MS. LEVIN: Object to form.

16 THE COURT: Overruled.

17 COUNSEL: Join.

18 THE WITNESS: Can you restate that, please?

19 BY MR. PARKER:

20 Q Sure. If you were aware of provisions within NAC
21 453D, that were either in violation of or were inconsistent
22 with NRS 453D, those provisions should have been brought before
23 the Nevada Tax Commission before approval?

24 MR. GRAF: Same objection, and vague as to "you".

25 THE COURT: Overruled.

1 MS. LEVIN: Join.

2 COUNSEL: Objection, calls for a legal conclusion.

3 COUNSEL: I join in those objections.

4 THE WITNESS: Yes.

5 BY MR. PARKER:

6 Q Now, just in giving some respect to Mr. Graf's last
7 objection, you joined the D.O.T. in February of 2018, so the
8 regulations would have already have been approved, I believe,
9 by the Nevada Tax Commission.

10 So when I was referring to you, I'm speaking of
11 someone in your position as the Executive Director of D.O.T.
12 Did you also have that same understanding, Mr. Anderson?

13 MS. LEVIN: Object to form.

14 COUNSEL: Same objection and lacks foundation.

15 THE COURT: Overruled.

16 THE WITNESS: Can -- can you restate, please?

17 MR. PARKER: Sure.

18 BY MR. PARKER:

19 Q You came to the Nevada -- to the Nevada Department of
20 Taxation in February of 2018. Is it your understanding the
21 regulations in NAC 453D had already been approved by the Nevada
22 Tax Commission?

23 A No.

24 Q So you believe it was approved after you became the
25 Executive Director of the D.O.T.?

1 A I believe they were approved 2 weeks after I started
2 there.

3 Q Perfect. So if you knew of any regulation within NAC
4 453D that were inconsistent or violated NRS 453D, you would
5 have brought that to the Nevada Tax Commission; is that
6 correct?

7 MR. GRAF: Same objection and incomplete
8 hypothetical.

9 THE COURT: Overruled.

10 THE WITNESS: Yes.

11 BY MR. PARKER:

12 Q And if you knew that any of the provisions of NAC
13 453D violated Ballot Question Number 2, you would have also
14 informed the Nevada Tax Commission before voting on approving
15 the regulations; is that correct?

16 MR. GRAF: Same objection.

17 THE COURT: Overruled.

18 MS. LEVIN: Join.

19 COUNSEL: Join.

20 COUNSEL: Join.

21 COUNSEL: Join.

22 THE WITNESS: Correct.

23 BY MR. PARKER:

24 Q All right. Is it your understanding, Mr. Anderson,
25 that there are any restrictions within Nevada for the sale of

1 marijuana, recreational marijuana, to those not having a United
2 States identification? So a driver's license, Social Security
3 information, proof of age, and proof of citizenship?

4 MS. LEVIN: Objection to form.

5 THE COURT: Overruled.

6 MS. LEVIN: Vague.

7 THE WITNESS: Can -- again, can you restate that?

8 MR. PARKER: Sure.

9 BY MR. PARKER:

10 Q Can you buy -- can a foreign person, someone from a
11 Country other than the United States, buy marijuana in the
12 State of Nevada?

13 MS. LEVIN: Calls for a legal conclusion.

14 THE COURT: Overruled.

15 MS. LEVIN: Object to form.

16 THE WITNESS: I do not remember those specifics.

17 BY MR. PARKER:

18 Q You don't recall whether or not there are any
19 provisions within the NAC that address it?

20 A I do not recall.

21 Q Is a passport, to your recollect -- based upon your
22 recollection, can someone purchase marijuana with the use of a
23 passport for proof of identification?

24 MS. LEVIN: Object. Objection, calls for a legal
25 conclusion.

1 THE COURT: Overruled.

2 THE WITNESS: I do not recall.

3 BY MR. PARKER:

4 Q Now, prior to Mr. Pupo becoming the Deputy Director,
5 who held that position?

6 A I do not know, Mr. Pupo was Deputy Director when I
7 joined the Department.

8 Q Do you recall who the chair of the Nevada Tax
9 Commission was when you joined the Department of Taxation?

10 A Yes, I do.

11 Q And who was that?

12 A Mr. Jim DeVolld.

13 Q Spell his last name, please?

14 A I believe it was capital D-e capital V-o-l-d (sic).

15 Q Perfect. Thank you. And to your knowledge, is he
16 still the chair?

17 MS. LEVIN: Objection, calls for speculation.

18 THE COURT: Overruled.

19 THE WITNESS: I do not know.

20 BY MR. PARKER:

21 Q Was he the chair the entire time you were the
22 Executive Director of D.O.T.?

23 A Yes.

24 Q Did you ever -- did you ever speak to him via your
25 D.O.T. work phone?

1 A Yes, I did.

2 Q Did you ever exchange text messages with him via your
3 D.O.T. work -- cell phone?

4 A I do not recall text messages.

5 Q All right. Getting back to authority. If there were
6 to be changes made to the regulations, would you have to
7 present that to the Nevada Tax Commission, or was there some
8 other procedure of getting changes made to the regulations?

9 MS. LEVIN: Objection.

10 MR. GRAF: I didn't --

11 THE COURT: Overruled.

12 MR. GRAF: I didn't hear the first part of that,
13 would you restate that? I apologize.

14 MR. PARKER: No worries, Rusty.

15 BY MR. PARKER:

16 Q Mr. Anderson, to your knowledge, if changes were
17 needed or if the D.O.T. wanted changes made to NAC 453D, would
18 those proposed changes have to go before the Nevada Tax
19 Commission?

20 MS. LEVIN: Objection calls for speculation,
21 objection to form.

22 THE COURT: Overruled.

23 MS. LEVIN: Calls for a legal conclusion.

24 COUNSEL: Join.

25 THE WITNESS: To my knowledge, yes.

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1 BY MR. PARKER:

2 Q To your knowledge, during the time you were there
3 from February 2018 to roughly January 2019, were any changes
4 proposed by the D.O.T. to the Nevada Tax Commission regarding
5 NAC Chapter 453D?

6 A Yes.

7 Q What changes do you recall being proposed?

8 A I recall one change, that having to do with the
9 distribution of marijuana taxes to local governments.

10 Q Okay. Do you recall whether or not there was a
11 public meeting held by the Nevada Tax Commission when NAC
12 Chapter 453D was approved?

13 A I don't recall.

14 Q Do you recall if you were at the Nevada Tax
15 Commission meeting when Chapter NAC 453D was approved?

16 A No.

17 Q You were not there?

18 A No, I was not.

19 Q Have you ever reviewed the minutes of that meeting?

20 MS. LEVIN: Objection -- well, objection to form.

21 THE COURT: Overruled.

22 MS. LEVIN: Vague.

23 THE WITNESS: If I may ask, which meeting are you
24 referring to?

25 / / /

1 BY MR. PARKER:

2 Q The meeting when NAC 453D was approved?

3 MS. LEVIN: Same objection.

4 THE WITNESS: 453D was approved by the Legislative
5 Commission.

6 BY MR. PARKER:

7 Q NAC 453D is what you are speaking of?

8 A Yes.

9 Q All right. Did the Nevada Tax Commission ever vote
10 on accepting NAC 453D?

11 A Not while I was there.

12 Q And so earlier when you said NAC 453D was approved
13 two weeks after you became Executive Director of the D.O.T., to
14 your knowledge, who approved NAC 453D?

15 A The Legislative Commission.

16 Q Did Mr. -- let me ask you this first. Did you have
17 the authority as Executive Director of the D.O.T. to create the
18 2018 recreational marijuana application?

19 MS. LEVIN: Objection to form.

20 THE COURT: Overruled.

21 THE WITNESS: I did not participate in that process.

22 BY MR. PARKER:

23 Q Did you delegate that responsibility to the Deputy
24 Director, Mr. Jorge Pupo?

25 MS. LEVIN: Objection to form. Calls for

1 speculation. Legal conclusion. Assumes facts not in evidence.

2 THE COURT: Overruled.

3 MS. WELCH: I join that objection.

4 THE WITNESS: Yes.

5 BY MR. PARKER:

6 Q Now, when did you delegate that responsibility to
7 Mr. Pupo?

8 A I do not recall a specific date.

9 Q Did you give Mr. Pupo the authority to create an
10 application that was not consistent with NAC 453D?

11 MS. LEVIN: Objection to form.

12 COUNSEL: Objection as to form.

13 THE COURT: Overruled.

14 MR. GRAF: Join.

15 THE WITNESS: No, I did not.

16 BY MR. PARKER:

17 Q If Mr. Pupo created an application that did not -- or
18 I'm sorry, that violated NAC 453D, would he have -- would he
19 have gone beyond the authority delegated by you?

20 MS. LEVIN: Objection. Calls for legal conclusion.

21 MS. WELCH: Objection as to form.

22 THE COURT: Overruled.

23 MR. GRAF: Objection as to improper hypothetical to a
24 fact witness.

25 MR. J. SMITH: This is Jordan Smith for the Essence

1 entities. Objection. Assumes facts not in evidence.

2 THE COURT: Overruled.

3 MS. WELCH: I join in those objections.

4 THE COURT: Still overruled.

5 THE WITNESS: Can you please restate that?

6 BY MR. PARKER:

7 Q Sure. If Mr. Pupo created an application that
8 violated NAC 453D, would he have gone beyond the authority
9 delegated to him?

10 MS. LEVIN: Same objection.

11 THE COURT: Overruled.

12 COUNSEL: Okay. [Indiscernible] the objections as
13 well.

14 THE WITNESS: Yes.

15 BY MR. PARKER:

16 Q Thank you. And in fact would you -- would it be your
17 opinion that he would have violated the authority you gave him
18 if he created an application that was inconsistent with
19 NAC 453D?

20 MS. LEVIN: Objection.

21 MS. WELCH: Objection as to form.

22 MS. LEVIN: Same objection.

23 THE COURT: Overruled.

24 MR. J. SMITH: Join.

25 THE WITNESS: Yes.

1 BY MR. PARKER:

2 Q Did he ever come to you and ask you for authority to
3 deviate, to create an application that deviated from NAC 453D?

4 MS. LEVIN: Same objection.

5 MS. WELCH: Objection to the form.

6 THE COURT: Overruled.

7 COUNSEL: Join.

8 THE WITNESS: No.

9 BY MR. PARKER:

10 Q Did he even allow you to review the application
11 before it was released to the public?

12 A I did not ask to -- to review the application.

13 Q Is it a fair statement that you never reviewed it
14 before it was released to the public?

15 A Before it was released, no.

16 Q All right. Did he -- did he ever inform you that he
17 changed the application after release, approximately 26 days
18 later, July 31st? Did he inform you of that?

19 A I do not recall him informing me of that.

20 Q Did he ever ask you for authority to change the
21 application after it was originally released to the public?

22 MR. GRAF: Object to form. Assumes facts not in
23 evidence.

24 THE COURT: Overruled.

25 MS. WELCH: I join.

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1 MR. J. SMITH: Join.

2 THE WITNESS: I do not recall him asking that.

3 BY MR. PARKER:

4 Q Were you aware of the fact that there were two
5 applications provided to the public: One on July 5th, 2018,
6 and a different one released on July 31st, 2018?

7 MS. LEVIN: Object to form.

8 THE COURT: Overruled.

9 THE WITNESS: I don't recall that, no.

10 BY MR. PARKER:

11 Q There is, Mr. Anderson, a record released by the
12 D.O.T from a phone extraction report from Mr. Steve Gilbert
13 that has you referenced in a meeting that also involved
14 Ms. Cronkhite, Ms. Tina Padavano and Ms. Amanda Connor on
15 November 13th, 2018.

16 Do you recall going to a -- some type of tour of the
17 Essence Cannabis Dispensary on or about November 13th, 2019?

18 COUNSEL: Object to form.

19 THE COURT: Overruled.

20 MR. GRAF: Object as to form. Assumes facts not in
21 evidence.

22 MS. LEVIN: Join.

23 THE WITNESS: I recall going on -- over the course of
24 my short tenure there, probably five to ten tours. I cannot
25 provide a specific date and attach that to a specific licensee.

1 BY MR. PARKER:

2 Q Good enough. So you don't recall one way or another
3 if one of those tours was of the Essence dispensary; is that
4 correct?

5 A I don't recall.

6 Q Do you recall ever meeting Ms. Amanda Connor?

7 A Yes.

8 Q When is the first time you recall meeting Ms. Amanda
9 Connor?

10 A I believe the first time is she came into my office
11 to introduce herself shortly after I began my tenure there.

12 Q So sometime perhaps in February 2018?

13 A I wouldn't want to attach a date to it. It was
14 shortly after I started.

15 Q Was that in Southern Nevada or Northern Nevada?

16 A Northern Nevada.

17 Q Would that have been Reno or Carson?

18 A Carson City.

19 Q And after she introduced herself to you, did she
20 provide you with her cell phone?

21 A I believe she provided me with her business card.

22 Q Did that card have her cell number and email address?

23 A I do not recall what was on it.

24 Q Do you recall meeting her after that?

25 A Yes.

1 Q What was the next time you recall meeting Ms. Connor?

2 A I met her -- I can think of two different occasions,
3 but I can't attach a date to those. One was at a speaking
4 engagement at UNLV in which we were both presenters. And I do
5 remember her being at -- at least one of those tours that I
6 alluded to earlier.

7 Q Okay. Is it your belief that one of those tours
8 would have been a dispensary that she represented?

9 A I do not know.

10 Q Were you aware of the fact that Ms. Connor
11 represented several marijuana licensees?

12 A Yes.

13 Q Do you recall speaking to her other than the
14 occasions you just mentioned?

15 A No.

16 Q Do you know whether or not Ms. Connor set up the tour
17 that you went on?

18 MS. LEVIN: Object to form.

19 THE COURT: Overruled.

20 THE WITNESS: I believe she did.

21 BY MR. PARKER:

22 Q And do you know -- can you tell me what the purpose
23 of that tour was?

24 A The purpose of the tour was to educate both myself
25 and any others that might have been on -- on the tour.

1 Q Do you recall whether or not any Tax Commission
2 members attended the tour with you?

3 A The Tax Commission members were offered the
4 opportunity to tour of a facility or facilities. I was not
5 able to join them at that time.

6 Q So then let's go back a second. In terms of
7 authority delegated to Mr. Pupo, you testified a few moments
8 ago that he did not have the authority to create an application
9 that was inconsistent or violated NAC 453D.

10 Let me ask the same question in terms of NRS 453D.
11 Was it his responsibility to be familiar with NRS 453D, as well
12 as NAC 453D, as the Deputy Director of the D.O.T.?

13 MR. J. SMITH: Objection to form.

14 MS. LEVIN: Join.

15 THE COURT: Overruled.

16 MS. WELCH: I join.

17 THE WITNESS: Yes. As Deputy Director in charge of
18 the Marijuana Enforcement Division, he would be familiar with
19 those.

20 BY MR. PARKER:

21 Q Was he also required to be familiar with Ballot
22 Question Number 2, which authorized the sale of recreational
23 marijuana in the State of Nevada?

24 MR. J. SMITH: Objection to form.

25 MS. WELCH: Join.

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1 THE COURT: Overruled.

2 THE WITNESS: Yes.

3 BY MR. PARKER:

4 Q So is it also true, then, that when you delegated
5 responsibility to Mr. Pupo to create the application for the
6 recreational marijuana licenses you did not give him authority
7 to create a license that violated NRS 453D; is that correct?

8 MS. LEVIN: Objection --

9 MS. WELCH: Objection as to form.

10 MR. J. SMITH: Join.

11 THE COURT: Overruled.

12 THE WITNESS: Can you please restate that?

13 BY MR. PARKER:

14 Q Sure. When you delegated responsibility to Mr. Pupo
15 to create the 2018 recreational marijuana application, you did
16 not include in that authority the right for him to create an
17 application that violated NRS 453D; is that correct?

18 A Correct.

19 MS. WELCH: I renew my objection.

20 THE COURT: Overruled.

21 MR. J. SMITH: Join.

22 MS. LEVIN: And asked and answered.

23 THE WITNESS: Correct.

24 BY MR. PARKER:

25 Q And the same in terms of Ballot Question Number 2,

1 you did not give him authority to create a marijuana -- a
2 recreational marijuana application that violated Ballot
3 Question Number 2; is that correct?

4 MS. WELCH: Objection to form.

5 MS. LEVIN: Same.

6 THE COURT: Overruled.

7 MR. J. SMITH: Join.

8 THE WITNESS: Correct.

9 BY MR. PARKER:

10 Q And if he did so, he would have exceeded the
11 authority granted by you; is that correct?

12 MS. WELCH: Objection as to form.

13 MS. LEVIN: Asked and answered.

14 THE COURT: Overruled.

15 MR. J. SMITH: Join.

16 THE WITNESS: Correct.

17 BY MR. PARKER:

18 Q All right. So let's change gears a little bit.
19 Do you recall ever working with or dealing with
20 QuantumMark?

21 A I do not.

22 Q Do you recall or recognize the name Kelly Jessee?

23 A I do not.

24 Q Did you -- strike that.

25 As a member of the Department of Taxation, were there

1 any rules or requirements that information related to how the
2 application would be created and scored had to be kept
3 confidential within the Department of Taxation?

4 MS. LEVIN: Objection to form.

5 THE COURT: Overruled.

6 MS. LEVIN: Vague.

7 THE WITNESS: Can you restate that, please?

8 BY MR. PARKER:

9 Q Yes, sir. Were there any rules or restrictions
10 within the Department of Taxation, while you were the Executive
11 Director, that prohibited D.O.T employees from discussing the
12 application or the scoring of the application with non-D.O.T
13 employees?

14 MS. LEVIN: Objection. Compound.

15 THE COURT: Overruled.

16 THE WITNESS: I -- I do not recall.

17 BY MR. PARKER:

18 Q Were there any confidentiality requirements that you
19 were aware of as a -- as an employee within the Department of
20 Taxation?

21 MS. LEVIN: Objection to form. Vague.

22 THE COURT: Overruled.

23 THE WITNESS: There -- the application process was
24 treated in a confidential manner.

25 / / /

1 BY MR. PARKER:

2 Q And explain to me what that means to you.

3 A To me, that means that only certain individuals had
4 access to those applications, mainly the scoring team.

5 Q Okay. Do you know how the scoring team was selected?

6 A Partially, yes.

7 Q Tell me what you recall about that process.

8 A The -- we -- I went before the Legislative Interim
9 Finance Committee to request the resources to hire some
10 temporary folks to score the applications. We received that
11 funding, and then the Marijuana Enforcement Division did the
12 hiring.

13 Q Did you approve the requisitions for the scorers?

14 MS. LEVIN: Objection to form. Vague.

15 THE COURT: Overruled.

16 THE WITNESS: Can you restate that, please?

17 BY MR. PARKER:

18 Q Yes, sir. Did you approve the requisitions for the
19 hiring of the scorers?

20 MS. LEVIN: Same objection. Vague.

21 THE COURT: Overruled.

22 THE WITNESS: I do not recall.

23 BY MR. PARKER:

24 Q Do you know what a requisition is, sir?

25 A Yes.

1 Q Okay. And you know that requisitions were used to
2 hire the temporary employees that you were speaking of?

3 A Yes.

4 Q And you know that those requisitions would have
5 minimal requirements in terms of education and experience for
6 the proposed hires; is that correct?

7 MS. LEVIN: Objection to form.

8 THE COURT: Overruled.

9 THE WITNESS: I do not recall seeing those
10 requisitions. So I don't recall what was on them or in them.

11 BY MR. PARKER:

12 Q That -- that's fine. But you have seen requisitions
13 for hiring before; is that correct?

14 A I don't recall.

15 Q You don't recall ever seeing a requisition for the
16 hire of an employee, temporary or permanent, where it lists the
17 qualifications you are looking for, the skill set, the amount
18 of education required, any of those types of things?

19 A Over the course of my career, I don't recall those
20 requisitions.

21 Q Okay. Good enough. Do you know why you wanted to
22 use temporary folks, using your words, as opposed to D.O.T
23 employees?

24 COUNSEL: Object as to form. Vague as to "you."

25 THE COURT: Overruled.

1 THE WITNESS: The application process was essentially
2 a one time only occurrence. In an environment of scarce
3 resources, we couldn't justify keeping several folks on staff
4 who would really have nothing to do in a time where there
5 wasn't an application -- or an ongoing application process.

6 BY MR. PARKER:

7 Q Were you aware of the fact that in 2018, while you
8 were the Executive Director, that you used D.O.T staff to grade
9 the rural applications?

10 MR. J. SMITH: Objection to form.

11 MS. LEVIN: Same. Join.

12 THE COURT: Overruled.

13 MS. LEVIN: Vague.

14 THE WITNESS: Can you say -- can you please say that
15 again or ask that again.

16 BY MR. PARKER:

17 Q Yes, sir. Were you aware of the fact in 2018, while
18 you were the Executive Director, D.O.T used its own employees
19 to grade the recreational -- the applications in the rural
20 counties, like White Pine and Ely?

21 MS. LEVIN: So, Teddy, your voice is kind of cutting
22 in and out a little bit for me.

23 MR. PARKER: Yeah, I'm sorry, Akke. I don't know
24 why. I'm staying -- you can see me on the screen. I'm not
25 moving around. I'm staying in same position.

1 MS. LEVIN: No, I know. But I'm just saying that
2 sometimes there is a word that kind of cuts out. It's -- I'm
3 not blaming you. I'm just saying that it's a hard -- it's
4 difficult to hear.

5 MR. PARKER: Yeah, I have no idea why. I can check
6 with the IT people here and see if they can help, but I don't
7 know what's causing the problem.

8 So I'll repeat the question to Mr. Anderson.

9 BY MR. PARKER:

10 Q Do you -- were you aware of the fact that D.O.T
11 employees were used to grade the -- the applications in the
12 rural counties in 2018?

13 MR. J. SMITH: Same objection.

14 THE COURT: Overruled.

15 MS. LEVIN: Join.

16 THE COURT: Overruled.

17 THE WITNESS: Can I ask for a clarification?

18 BY MR. PARKER:

19 Q Sure. Go right ahead.

20 A You're talking about a different licensing process;
21 correct? You are not talking about the late 2018 license
22 process?

23 Q No, I'm -- that's right. We're talking about an
24 earlier licensing process that occurred, I would say,
25 three months prior to this -- the 2018 decisions that were made

1 in December of 2018.

2 A Yes, I was aware of that.

3 Q Were you also aware that -- well, strike that.

4 Do you have any information regarding the original
5 medical marijuana application process?

6 A No. No, I don't, as I wasn't there.

7 BY MR. PARKER:

8 Q Okay. Good enough. Do you know why you did not use
9 temporary employees to grade the earlier applications in 2018?

10 A I do not know.

11 Q Did you have any knowledge of the experience or
12 education levels of the temporary employees hired to grade the
13 2018 recreational marijuana applications?

14 A I have a recollection of what those requirements
15 were.

16 Q Okay. You have a recollection of the educational
17 requirements?

18 A Yes.

19 Q What's your recollection of what the educational
20 requirements were?

21 A The -- my recollection is that we were looking for
22 people from a variety of backgrounds dealing with such things
23 as finance, accounting, building maintenance, organizational
24 structure, things of that nature.

25 Q Do you recall whether or not there was a requirement

1 for a Bachelor of Arts, Bachelor of Science, an Associate
2 Degree? Do you recall any of those educational requirements?

3 A That I do not recall.

4 Q Do you recall whether or not there were -- the
5 requirement to have experience in the marijuana industry?

6 A I do not recall that requirement.

7 Q Do you have an opinion whether or not those scoring
8 the applications would be better prepared if they had
9 experience in marijuana operations or marijuana compliance?

10 A I don't have an opinion.

11 MR. J. SMITH: Object to form.

12 MS. LEVIN: Join.

13 THE COURT: Overruled.

14 BY MR. PARKER:

15 Q What's your answer, sir? I'm sorry.

16 A I don't have an opinion.

17 Q Do you have an opinion, sir -- no, strike that.

18 Did you ever review any of the training modules
19 related to the training provided to the temporary folks hired?

20 A I did not.

21 Q Did you ever observe any of the training that was
22 conducted?

23 A I did not.

24 Q Did you ever review the resumes of the temporary
25 employees hired to perform the scoring?

1 A They were not my direct reports, so, no.

2 Q Okay. Is it fair also to say, sir, you never
3 compared the requisitions to the resumes that the scorers
4 hired; is that correct?

5 A Correct.

6 Q And so in terms of training, did you delegate that
7 authority to Mr. Jorge Pupo as well?

8 A That authority was delegated to the Marijuana
9 Enforcement Division, yes.

10 Q And as a result, Mr. Pupo was the lead in terms of
11 authority delegated to the Marijuana Enforcement Division; is
12 that correct?

13 MS. WELCH: Objection as to form.

14 THE COURT: Overruled.

15 THE WITNESS: Yes.

16 BY MR. PARKER:

17 Q Did Mr. Pupo have to report to you violations of the
18 regulations by licensees?

19 So, for example, if a licensee sold marijuana to
20 someone under the age of 21, would he be required to report
21 that to you?

22 A No.

23 MS. WELCH: Objection as to form.

24 THE COURT: Overruled.

25 / / /

1 BY MR. PARKER:

2 Q How about a licensee that repeatedly sold marijuana
3 to someone below the age of 21? I say [indiscernible] would he
4 have to report that to you?

5 MS. WELCH: Objection as to form.

6 THE COURT: Overruled.

7 THE WITNESS: No.

8 BY MR. PARKER:

9 Q Did you have any awareness of Essence, for example,
10 during the time you were the Executive Director of the D.O.T,
11 selling marijuana on three occasions to an individual under the
12 age of 21?

13 MR. J. SMITH: Object to the form.

14 THE COURT: Overruled.

15 MS. WELCH: Join.

16 THE WITNESS: I was not aware of that.

17 BY MR. PARKER:

18 Q All right. Would you expect him to inform you of a
19 licensee that had repeat violations?

20 MR. J. SMITH: Object to the form.

21 THE COURT: Overruled.

22 MS. WELCH: Join.

23 MS. LEVIN: Join.

24 THE WITNESS: No.

25 / / /

1 BY MR. PARKER:

2 Q So in terms of compliance, you left that to Mr. Pupo
3 as the head of the Marijuana Enforcement Division; is that a
4 fair statement?

5 MS. WELCH: Objection as to form.

6 THE COURT: Overruled.

7 THE WITNESS: Yes, it is.

8 BY MR. PARKER:

9 Q All right. Did you give Mr. Pupo the authority to
10 remove SODs, statements of deficiency, from an investigation
11 log while you were the Executive Director?

12 MS. LEVIN: Objection to form --

13 MS. WELCH: Objection as to form and misstates
14 evidence.

15 THE COURT: Overruled.

16 MR. J. SMITH: Join.

17 MS. LEVIN: Assumes facts not in evidence.

18 COUNSEL: Join.

19 THE WITNESS: No.

20 BY MR. PARKER:

21 Q Did you give him authority to remove compliance in
22 terms of complying with Nevada Administrative Code regulations
23 453D [indiscernible] from consideration during the application
24 process?

25 MS. LEVIN: Objection to form.

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1 MS. WELCH: Objection.

2 THE COURT: Overruled.

3 MR. J. SMITH: Join.

4 THE WITNESS: No.

5 BY MR. PARKER:

6 Q Did you give him authority to waive the monopoly
7 restrictions as a part of the application process?

8 MS. LEVIN: Objection to form.

9 MS. WELCH: Again, objection as to form.

10 THE COURT: Overruled.

11 MR. J. SMITH: Join.

12 THE WITNESS: No.

13 BY MR. PARKER:

14 Q Did you give him authority to remove location from
15 the application process?

16 COUNSEL: Objection as to form.

17 THE COURT: Overruled.

18 MR. J. SMITH: Join.

19 THE WITNESS: No.

20 BY MR. PARKER:

21 Q And if all of these things were, in fact, done, he
22 would have exceeded the authority you gave him; is that
23 correct?

24 MS. LEVIN: Objection. Calls for --

25 MS. WELCH: Objection as to form.

JD Reporting, Inc.

1 THE COURT: Overruled.

2 MS. LEVIN: Calls for a legal conclusion.

3 MR. KOCH: David Koch. Objection. Argumentive.

4 Lacks foundation.

5 MR. SMITH: This is Jordan Smith. Assumes facts not
6 in and incomplete hypothetical.

7 MS. WELCH: I join in those objections.

8 MR. GRAF: Rusty Graf. Join in those objections.

9 THE COURT: Overruled.

10 THE WITNESS: Can you repeat, please?

11 BY MR. PARKER:

12 Q Yeah. I was wondering if you could remember after
13 the long list of objections that we get from the same -- same
14 group of people.

15 If Mr. Jorge Pupo removed compliance, location and
16 monopoly restrictions from the 2018 recreational marijuana
17 application process, would he have exceeded the authority you
18 gave him?

19 MR. J. SMITH: Same objections.

20 THE COURT: Overruled.

21 MS. WELCH: I join the same objections.

22 MS. LEVIN: Join.

23 MR. GRAF: Join.

24 THE WITNESS: No. I --

25 / / /

1 BY MR. PARKER:

2 Q You can go now, Mr. Anderson. I think they got in
3 all of the objections.

4 A No.

5 Q I'm sorry. I couldn't hear you. You said no?

6 A The answer is no. Correct.

7 Q And wouldn't he -- why wouldn't he have exceeded his
8 authority if he did so?

9 MR. J. SMITH: Objection. Calls for a legal
10 conclusion.

11 THE WITNESS: I would need more information.

12 BY MR. PARKER:

13 Q Oh, fair enough. Fair enough.

14 So, Mr. Anderson, we discussed earlier that
15 compliance was a part of the [indiscernible] to the Nevada
16 statutes. Do you remember that line of questioning?

17 A Yes.

18 Q And I also asked you if it was a part of the
19 regulations. Do you remember that line of questioning?

20 A Yes.

21 Q And I believe you testified that compliance with the
22 Nevada Administrative Code was -- was required then under NR --
23 NAC 453D; is that correct?

24 MS. LEVIN: Objection to form.

25 THE COURT: Overruled.

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1 THE WITNESS: Correct.

2 BY MR. PARKER:

3 Q All right. Did you understand that the 2018
4 application process would consider an applicant's regulatory
5 compliance history, for example, not selling to individuals
6 under the age of 21, or not selling marijuana that was
7 contaminated with salmonella, those types of regulatory
8 compliance?

9 MS. LEVIN: Objection to form.

10 MS. WELCH: Join.

11 THE COURT: Overruled.

12 MR. J. SMITH: Join.

13 THE WITNESS: Yes.

14 BY MR. PARKER:

15 Q All right. So if Mr. Pupo, in fact, removed
16 compliance from the 2018 application process, would that have
17 been with or without your authority?

18 COUNSEL: Objection to form.

19 MS. LEVIN: Objection to form.

20 MS. WELCH: Join.

21 THE COURT: Overruled.

22 THE WITNESS: Without.

23 BY MR. PARKER:

24 Q Thank you. So then he would have exceeded the
25 authority given to him by you if he were to do -- if he had

1 done something like that, by removing regulatory compliance
2 from the 2018 recreational marijuana application process; is
3 that correct?

4 MS. WELCH: Object as to form.

5 THE COURT: Overruled.

6 MR. J. SMITH: Join.

7 THE WITNESS: As I suggested earlier, I would need
8 more facts.

9 BY MR. PARKER:

10 Q All right. Let me ask it in terms of location.

11 If Mr. Pupo removed the requirement to include
12 physical -- a physical address, something other than a P.O. Box
13 or a Mail Box Et Cetera, from the application, would he --
14 would you have given him that authority, or did -- strike that.

15 Did you give him that authority to remove the
16 physical address requirement from the application itself?

17 MS. WELCH: Objection as to form and misstates the
18 facts.

19 THE COURT: Overruled.

20 MR. J. SMITH: Join.

21 THE WITNESS: I did not give him that specific
22 authority.

23 BY MR. PARKER:

24 Q Did you give him the authority to give more than one
25 license to a single applicant in the same jurisdiction?

1 MS. LEVIN: Objection to form.

2 MR. J. SMITH: Objection to the form.

3 THE COURT: Overruled.

4 MS. WELCH: Join.

5 THE WITNESS: I did not.

6 BY MR. PARKER:

7 Q Let me make sure we have -- we're clear on this
8 point, and I appreciate that answer.

9 Were you aware of the monopoly or any monopoly
10 provisions within NAC 453D?

11 MR. J. SMITH: Object to the form.

12 THE COURT: Overruled.

13 THE WITNESS: I was aware at the time. My
14 recollection is somewhat vague at this point, 18 months later.

15 BY MR. PARKER:

16 Q [Indiscernible.] I'm sorry. I didn't mean to speak
17 over you, Mr. Anderson.

18 What's your recollection as of today?

19 A That there were limitations on the amount of
20 licensees or the same licensees that could be licensed within a
21 specific jurisdiction.

22 Q All right. Good enough. And you recall that being
23 in the Administrative Code, sir?

24 A Yes.

25 Q And did you ever give Mr. Pupo the authority to

1 deviate from the Administrative Code in that respect?

2 MS. WELCH: Objection as to form.

3 THE COURT: Overruled.

4 THE WITNESS: No, I didn't.

5 MR. GRAF: Objection. Assumes facts not in evidence.

6 MS. WELCH: Join.

7 MS. LEVIN: Join.

8 BY MR. PARKER:

9 Q So, Mr. Anderson, I believe you said, no, you did not
10 give him that authority; is that correct?

11 A Correct.

12 Q Is that correct, sir?

13 A Yes, it is.

14 Q Okay. And let me phrase -- let me rephrase the
15 question I asked you about location because I think the way I
16 phrased the monopoly question was better.

17 In terms of location, do you recall location being
18 within the -- within Chapter NAC 453D?

19 MS. LEVIN: Objection. Vague.

20 THE COURT: Overruled.

21 BY MR. PARKER:

22 Q When I say "location," I'm saying physical location,
23 location requirement. That's specifically what I'm talking
24 about.

25 MS. WELCH: Objection as to form.

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1 MS. LEVIN: Join.

2 THE COURT: Overruled.

3 THE WITNESS: Yes.

4 BY MR. PARKER:

5 Q Did you give Mr. Pupo authority to deviate from the
6 physical location requirement in NAC 453D?

7 MR. GRAF: Objection. Misstates the testimony.
8 Misstates the law.

9 THE COURT: Overruled.

10 MS. WELCH: Join.

11 MS. LEVIN: Join.

12 THE WITNESS: No.

13 BY MR. PARKER:

14 Q Did you give him authority to deviate from the Nevada
15 Administrative Code 453D as to compliance?

16 MS. LEVIN: Same --

17 THE COURT: Overruled.

18 MS. LEVIN: -- objection to form. Sorry.

19 MS. WELCH: I join.

20 MR. J. SMITH: I join as well.

21 THE COURT: Overruled.

22 THE WITNESS: I did not.

23 BY MR. PARKER:

24 Q Thank you. To your recollection, was physical
25 location required in the prior 2018 application process?

1 MS. LEVIN: Objection to form.

2 THE COURT: Overruled.

3 MR. J. SMITH: Objection. Vague.

4 MS. WELCH: Join.

5 THE WITNESS: I do not recall.

6 BY MR. PARKER:

7 Q Do you know whether or not compliance was a
8 consideration in the prior 2018 application process?

9 MS. LEVIN: Same objection.

10 THE COURT: Overruled.

11 MS. LEVIN: Vague.

12 MS. WELCH: Join.

13 THE WITNESS: I do not.

14 BY MR. PARKER:

15 Q And you have no recollection or understanding of what
16 happened in 2014 with the medical marijuana applications; is
17 that correct?

18 A That's correct.

19 Q Thank you. Did you have any dealings with Director
20 Deonne Contine?

21 A I knew Ms. Contine. That was the extent of it.

22 Q And how did you know her?

23 A She and I would be in meetings together in the
24 Governor's office.

25 Q Your -- your communications with Ms. Contine had

1 nothing to do with the medical -- I'm sorry, the Marijuana
2 Enforcement Division?

3 A They did not.

4 Q Did you ever review the Governor's Task Force
5 recommendations?

6 THE COURT: Hey, guys, can you keep it down.

7 MS. LEVIN: Objection to form.

8 THE WITNESS: That was done before my tenure began.

9 BY MR. PARKER:

10 Q Okay. So you never reviewed those recommendations,
11 sir?

12 A No, I didn't.

13 Q Would it be fair to say you don't know whether or not
14 the NAC Chapter 453D is identical -- strike that.

15 Do you know whether or not NAC 453D includes all of
16 the recommendations from the Governor's Task Force?

17 MS. LEVIN: Objection. Calls for speculation.

18 THE COURT: Overruled.

19 MS. WELCH: Join.

20 THE WITNESS: I do not recall.

21 BY MR. PARKER:

22 Q Do you recall diversity being included in NAC 453D?

23 A I do --

24 Q In the application process. I'm sorry. I didn't
25 mean to speak over you.

1 A I do recall.

2 Q Do you know who made the decision to include
3 diversity?

4 A I do not. That was done before my tenure.

5 Q All right. Do you know how diversity was formed?

6 A I don't recall.

7 Q Did you ever review or approve the scoring tool for
8 the 2018 application process?

9 A No. That was a function of the Marijuana Enforcement
10 Division.

11 Q All right. Did you ever give authority to the -- I'm
12 sorry, the Marijuana Enforcement Division to allow it to
13 delegate authority to the scoring team, these temporary folks,
14 to decide how certain portions of the applications would be
15 scored?

16 Let me rephrase that question. I know that was
17 relatively convoluted and truncated.

18 Now, we've received testimony from some of the
19 graders that they made certain decisions on how they would
20 score certain elements of the application.

21 Do you recall whether or not you gave Mr. Pupo or the
22 Marijuana Enforcement Division the authority to delegate that
23 responsibility to those temporary employees?

24 MS. LEVIN: Objection to form. Assumes facts not in
25 evidence.

1 MS. WELCH: Join.

2 THE COURT: Overruled.

3 MR. GRAF: Objection. Assumes facts not in evidence.
4 Misstates prior testimony.

5 COUNSEL: I join in those, and add it also calls for
6 a legal conclusion.

7 THE COURT: Overruled.

8 MS. WELCH: Join.

9 THE WITNESS: I did not give that authority.

10 BY MR. PARKER:

11 Q Is it a fair statement, sir, that you expected the
12 Marijuana Enforcement Division to determine the scoring tool
13 and how the applications would be scored?

14 A Yes.

15 Q Did you have an understanding of what diversity meant
16 for purposes of the application process? And let me give you
17 some context.

18 First, I want you to tell me whether or not it meant
19 male versus female, black versus white, Hispanic, Latin, not
20 Latin, Asian, not Asian, Polynesians, Hawaiians, Native
21 Americans. Whatever you're thinking, you tell me what your
22 understanding of diversity meant for purposes of scoring the
23 2018 recreational marijuana application.

24 MR. J. SMITH: Objection. Compound.

25 THE COURT: Overruled.

JD Reporting, Inc.

1 MS. WELCH: Join.

2 MS. LEVIN: Join.

3 MR. GRAF: Objection. Calls for a legal conclusion.

4 THE WITNESS: I do not recall the specifics of
5 whether or not references in the diversity requirement were
6 made to gender, age, race, ethnicity. I don't recall the
7 specifics.

8 BY MR. PARKER:

9 Q Did you delegate or allow the Marijuana Enforcement
10 Division to decide how they defined diversity?

11 MR. J. SMITH: Objection. Calls for a legal
12 conclusion.

13 THE COURT: Overruled.

14 MS. WELCH: Join.

15 MR. GRAF: Teddy, could you restate that question?
16 I didn't quite understand it.

17 MR. PARKER: Sure, Rusty.

18 BY MR. PARKER:

19 Q Mr. Anderson, let me rephrase the question so that
20 Rusty hears it. Perhaps I can make it a better question for
21 you to answer. Okay?

22 A Okay.

23 Q Did you delegate authority to the Marijuana
24 Enforcement Division to define diversity?

25 MR. J. SMITH: Same objection.

1 MS. LEVIN: Join.

2 MS. WELCH: Join.

3 THE COURT: Overruled.

4 THE WITNESS: No, I did not.

5 BY MR. PARKER:

6 Q Do you know who had the authority to define
7 diversity?

8 MS. LEVIN: Objection to form.

9 THE COURT: Overruled.

10 COUNSEL: Objection. Incomplete hypothetical.

11 THE WITNESS: I do not recall.

12 BY MR. PARKER:

13 Q Do you know whether or not a definition of diversity
14 was ever created by the Marijuana Enforcement Division?

15 A I don't recall.

16 Q Were you ever given a definition of diversity by
17 Mr. Pupo or anyone else within the Marijuana Enforcement
18 Division?

19 A No, I wasn't.

20 Q And by asking that question, Mr. Anderson, I'm just
21 making sure that you don't recall approving a certain
22 definition being used by the Marijuana Enforcement Division.
23 Is that correct?

24 A Correct.

25 COUNSEL: [Inaudible.]

1 MS. WELCH: Join.

2 THE COURT: Overruled.

3 MS. LEVIN: Join.

4 BY MR. PARKER:

5 Q Is that correct, sir?

6 A Yes, it is.

7 Q Thank you so much. Did you ever determine or were
8 you ever asked by Mr. Pupo to approve what amount of scoring
9 would be allocated to diversity?

10 A No.

11 Q Did he ever ask you to approve the methodology for
12 applying the diversity definition?

13 A No.

14 Q So, for example, did he say we're going to apply
15 diversity to just owners or just board members or just
16 officers, anything like that?

17 MS. WELCH: Objection as to form.

18 THE COURT: Overruled.

19 THE WITNESS: No.

20 BY MR. PARKER:

21 Q Did you have an understanding as to how diversity was
22 supposed to be applied based upon your review of NAC 453D?

23 A My understanding was that diversity was to be
24 included in the scoring criteria.

25 Q Yes, sir. In terms of scoring, you left that up to

1 the Marijuana Enforcement Division as to how it would be
2 implemented; is that correct?

3 A That's correct.

4 Q And how it would be scored; is that correct?

5 A That's correct also.

6 Q To your knowledge, was diversity included in NAC 453D
7 to encourage diverse companies -- strike that -- to facilitate
8 diverse companies being awarded a license?

9 COUNSEL: Object. Lacks foundation.

10 THE COURT: Overruled.

11 COUNSEL: Join.

12 MS. LEVIN: Join.

13 THE WITNESS: I was not Director when the diversity
14 requirement was mandated.

15 BY MR. PARKER:

16 Q All right. Other than Ms. Amanda Connor, did you
17 ever speak to Jay Brown with regards to the 2018 marijuana
18 application process?

19 A I do not recall.

20 Q Have you ever spoken to Mr. Jay Brown?

21 A I do not recall.

22 Q Do you know -- do you know who he is?

23 A I do not.

24 Q All right. How about Mr. Armen Yemenidjian? Are you
25 familiar with that name?

1 A I never -- to my knowledge or recollection, I did not
2 communicate with him at all.

3 Q How about Alex Yemenidjian?

4 A To my recollection, I don't remember communicating
5 with him at all.

6 Q How about Andrew Jolly?

7 A I cross paths with Mr. Jolly at what I would
8 characterize as a couple of events sponsored by the Dispensary
9 Association.

10 Q Other than communicating with him at these events,
11 did you ever speak to him outside of those events?

12 A I do not recall doing so.

13 Q How about Bill Becker?

14 A I do not recall.

15 Q Patricia Black?

16 A I don't recall.

17 Q Okay. You don't recall having dinner, lunch or
18 drinks or coffee or anything with these people?

19 A No, I don't.

20 Q Were you aware of Mr. Pupo having drinks, lunch,
21 dinner with applicants during the application process? And I'm
22 talking about between June of 2018 through December of 2018.

23 MS. WELCH: Objection as to form.

24 MR. J. SMITH: Objection. Lacks foundation.

25 THE COURT: Overruled.

1 MS. LEVIN: Join.

2 THE WITNESS: No, I'm not aware of that.

3 BY MR. PARKER:

4 Q Did Mr. Pupo make you aware of the fact that he had
5 countless conversations with Amanda Connor regarding applicants
6 in the -- involved in the 2018 recreational marijuana
7 application process?

8 COUNSEL: Objection to --

9 MS. WELCH: Objection as to the form and misstates
10 the facts.

11 THE COURT: Overruled.

12 MR. J. SMITH: Join.

13 MS. LEVIN: Join.

14 THE WITNESS: I know that Mr. Pupo communicated with
15 Ms. Connor.

16 BY MR. PARKER:

17 Q Do you know that he communicated with, in addition to
18 Ms. Connor, that he communicated with applicants like
19 Mr. Andrew Jolly and Mr. Armen Yemenidjian?

20 A I do not know the specifics of any of those
21 communications if they occurred.

22 Q Were there any policies or restrictions on D.O.T
23 employees speaking to applicants and/or their consultants
24 regarding the application process prior to awards being made?

25 A Can you state that again?

1 Q Sure. Were there any restrictions or policies that
2 prevented D.O.T employees from discussing the application
3 process with applicants and/or their representatives or
4 consultants, actually during the process?

5 So I'll give you an example. Is there a prohibition
6 against Mr. Pupo speaking to Andrew Jolly and saying,
7 Mr. Jolly, the applications are going to come out on this date,
8 and these are some of the issues in terms of scoring that will
9 be considered once the application has been released to the
10 public? Would that be prohibited by any rules or policies
11 within the D.O.T?

12 COUNSEL: Objection. Form of the question.

13 THE COURT: Overruled.

14 MS. LEVIN: Join.

15 THE WITNESS: The Department was available to answer
16 questions that applicants or potential applicants had. That
17 opportunity was provided to all applicants.

18 BY MR. PARKER:

19 Q Now, do you know what information was given to the
20 public to inform them of that access?

21 So, for example, was there a ListServ saying, hey,
22 public, if you have any questions about this application, call
23 Steve Gilbert, or call someone designated by the D.O.T
24 [indiscernible]?

25 MS. LEVIN: Oh, I think that the audio was turning

1 on --

2 MR. PARKER: Someone mute their phone.

3 I think it's you, Joey.

4 MS. LEVIN: He said it may be mine?

5 BY MR. PARKER:

6 Q All right. Mr. Anderson.

7 MR. J. SMITH: I'll object to the form of the
8 question.

9 THE COURT: Overruled.

10 MS. LEVIN: Can you repeat -- Teddy, can you repeat
11 it because the last part was just completely -- we didn't hear
12 it.

13 MR. PARKER: Okay. No problem.

14 BY MR. PARKER:

15 Q Mr. Anderson, I was trying to provide an example to
16 you.

17 Do you recall any restrictions or policies that the
18 D.O.T utilized to prevent D.O.T employees from giving
19 advantages -- advantages to certain applicants by giving them
20 information that was not given to the entire public or people
21 interested in actually applying for licenses?

22 MS. LEVIN: Objection to form.

23 MS. WELCH: Objection to the form.

24 THE COURT: Overruled.

25 THE WITNESS: Okay. My apologies, but can you repeat

1 that again?

2 BY MR. PARKER:

3 Q No, no worries. No need to apologize.

4 Was there a policy that would restrict D.O.T
5 employees from giving information to some but not to all?
6 Maybe that's the easiest way of asking it.

7 MR. J. SMITH: Object to the form. Assumes facts not
8 in evidence.

9 MS. LEVIN: Join.

10 MS. WELCH: Join.

11 THE COURT: Overruled.

12 THE WITNESS: There was not a specific written policy
13 that I recall. I think it's a given.

14 BY MR. PARKER:

15 Q You think it's what?

16 A A given.

17 Q Okay. And when you say you think it's a given, you
18 believe it would be improper if you're giving more information
19 to certain people but not allowing or providing that same level
20 of information to all potential applicants; is that correct?

21 MR. J. SMITH: Objection. Vague and ambiguous.

22 THE COURT: Overruled.

23 MS. LEVIN: Join.

24 MS. WELCH: Join.

25 THE WITNESS: Can you restate, please?

1 BY MR. PARKER:

2 Q Yes. You would agree with me that it would be
3 improper if you are giving certain people, like Amanda Connor
4 or certain applicants, greater information than you are giving
5 the public at large?

6 MR. J. SMITH: Same objections.

7 THE COURT: Overruled.

8 MS. LEVIN: Join.

9 MS. WELCH: Join.

10 THE WITNESS: The information -- the information
11 would be available to anyone that inquired about it.

12 BY MR. PARKER:

13 Q The same information should be available to everyone;
14 is that correct?

15 A The same information should be provided to everyone
16 that asks about it.

17 Q Right. And it would be wrong to give information to
18 some and then refuse to give that same information to others;
19 is that correct?

20 MR. GRAF: Objection. Improper hypothetical to a
21 fact witness. Misstates the evidence.

22 THE COURT: Overruled.

23 COUNSEL: Join.

24 COUNSEL: I join.

25 COUNSEL: I join in that objection.

JD Reporting, Inc.

1 THE WITNESS: Correct.

2 BY MR. PARKER:

3 Q Is that -- thank you.

4 And isn't it also correct that if you had a single
5 point of contact for questions and answers that would allow
6 everyone to have the same information regardless of who asked
7 the question; is that correct?

8 COUNSEL: Object as to form. [Indiscernible.]

9 THE COURT: Overruled.

10 MR. J. SMITH: Join.

11 MS. WELCH: Join.

12 MS. LEVIN: Join.

13 THE WITNESS: Please restate.

14 BY MR. PARKER:

15 Q Sure. If you had a single point of contact, where
16 all questions are directed to a single person or a single
17 email, and you have answers being provided by that same person
18 to everyone, that would ensure that everyone had the same
19 benefit of the questions as well as the answers; is that
20 correct?

21 COUNSEL: Objection.

22 MR. GRAF: Same objection.

23 THE COURT: Overruled.

24 COUNSEL: Join.

25 MR. J. SMITH: Join. Objection to form.

1 THE WITNESS: Again, Mr. Parker, I'm not quite sure
2 what -- what you're after.

3 BY MR. PARKER:

4 Q All right. So have you ever been involved in any
5 application processes, sir --

6 A Yes.

7 Q -- at D.O.T or DETR?

8 A Yes.

9 Q All right. Are you familiar with the single point of
10 contact approach, where you -- you put in the application
11 process or instructions to bidders for all questions, please
12 send your question to this person or to this email, and all
13 answers are provided from that email to every potential bidder.
14 Have you ever been aware of that process?

15 A I believe that's how some processes are run, yes.

16 Q All right. Would you agree with me that that process
17 allows every potential bidder to have access to the same
18 information?

19 COUNSEL: Objection to form.

20 THE COURT: Overruled.

21 MR. GRAF: Objection. Argumentative.

22 THE COURT: Overruled.

23 THE WITNESS: Yes.

24 BY MR. PARKER:

25 Q Thank you. Was that process utilized, to your

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1 knowledge, in the 2018 recreational marijuana application
2 process?

3 A I don't have knowledge of that. Again, that was
4 under the purview of the Marijuana Enforcement Division.

5 Q All right. Now, was it your understanding that the
6 graders were supposed to keep their grading process
7 confidential?

8 A Yes.

9 Q Would you have expected the D.O.T employees to keep
10 their process in terms of creating the scoring tool
11 confidential from all applicants?

12 MS. LEVIN: Objection to form.

13 THE COURT: Overruled.

14 MS. LEVIN: Foundation.

15 THE COURT: Overruled.

16 THE WITNESS: That -- can you restate that?

17 BY MR. PARKER:

18 Q Yes. You just told me that the graders were supposed
19 to keep their grading process confidential.

20 Now I'm asking you was the D.O.T employees also
21 supposed to keep their grading process, for example, creating
22 the scoring tool, confidential so that no applicant had
23 information superior to other applicants on the scoring process
24 or the scoring tool?

25 A [Indiscernible.]

1 MS. LEVIN: Calls for speculation.

2 THE COURT: Overruled.

3 MS. WELCH: Join.

4 THE WITNESS: And what was the very last sentence or
5 two you said, Mr. Parker?

6 BY MR. PARKER:

7 Q Yes. You told me earlier you gave authority to the
8 Marijuana Enforcement Division to create the scoring tool. Do
9 you recall that?

10 A Yes.

11 Q So my question is did you expect the D.O.T employees
12 to keep the scoring tool and how the scoring would be done
13 confidential so that no particular applicant had superior
14 knowledge to others regarding the scoring tool and how scoring
15 would be done?

16 A Yes.

17 MR. GRAF: Object to form. Object as to vague
18 regarding "superior knowledge."

19 THE COURT: Overruled.

20 BY MR. PARKER:

21 Q So, Mr. -- so, Mr. Anderson, if, in fact, certain
22 D.O.T. employees gave information to certain consultants and/or
23 their clients, that would be then in violation of the
24 confidentiality requirement that you just spoke of; is that
25 correct?

1 COUNSEL: Objection as to form. Misstates the
2 evidence. And facts not in evidence.

3 THE COURT: Overruled.

4 MR. GRAF: Objection. Improper hypothetical to a
5 fact witness.

6 MR. J. SMITH: I join in those, and it also calls for
7 a legal conclusion.

8 THE COURT: Overruled.

9 MS. WELCH: I join.

10 MS. LEVIN: Join.

11 BY MR. PARKER:

12 Q Isn't that correct, sir?

13 A Yes.

14 Q Did you ever speak with the Tax Commission or any
15 [indiscernible] commissioners regarding appeal rights for those
16 who did not -- for those who were not awarded recreational
17 marijuana licenses?

18 MR. GRAF: Object as to form.

19 THE COURT: Overruled.

20 MR. GRAF: Calls for a legal conclusion.

21 THE WITNESS: With respect to appeal rights, I don't
22 recall a discussion with any tax commission members.

23 BY MR. PARKER:

24 Q And did you leave the D.O.T before appeals were being
25 requested by those who were not awarded recreational marijuana

1 licenses?

2 A Yes, I did.

3 Q Did you ever have the opportunity to consider whether
4 or not there -- whether or not those who were not awarded
5 recreational marijuana licenses had a right to an appeal?

6 MR. GRAF: Object.

7 Teddy, could you restate that? You kind of lost me
8 when you were talking about the people.

9 MR. PARKER: Yes.

10 BY MR. PARKER:

11 Q I asked -- Mr. Anderson, I'll ask the question again.
12 Did you ever consider whether or not those who were
13 not awarded recreational marijuana licenses had a right to
14 appeal?

15 MR. GRAF: Objection. Vague as to "you."

16 THE COURT: Overruled.

17 THE WITNESS: If I recall correctly, while I was at
18 the Department, the plan was that beginning in January of 2019
19 applicants could review their scores with Marijuana Enforcement
20 Division staff.

21 BY MR. PARKER:

22 Q Did you determine the scope of that review, how long
23 it would be and what would be discussed?

24 A No, I did not.

25 Q So other than that, you don't recall whether or not

1 the D.O.T had a position on whether appeal rights were afforded
2 to those who were not awarded recreational marijuana licenses;
3 is that correct?

4 A As I recall, as I left the Department, the Marijuana
5 Enforcement Division's plan was to have those reviews in
6 January.

7 Q Okay. And no decision had been made about appeals at
8 that point, to your knowledge?

9 A To my knowledge, no.

10 COUNSEL: Object to form.

11 MR. PARKER: All right. I'll pass the witness.

12 THE COURT: Overruled.

13 It says object to form. So I was a little late.

14 EXAMINATION

15 BY MR. GRAF:

16 Q Mr. Anderson, this is Rusty Graf, and I represent
17 Clear River in this matter.

18 Have you ever had the opportunity to review either
19 version of the applications from the 2018 application period?

20 A No.

21 MR. GRAF: Okay. All right. That's all I have then.

22 THE COURT: Sweet.

23 EXAMINATION

24 BY MS. WELCH:

25 Q This is Diane Welch. I represent Jorge Pupo. Just a

1 couple of questions for you, Mr. Anderson.

2 How long were you at the D.O.T as the Director --
3 Executive Director?

4 A About a little more than 10 months.

5 Q Okay. And I believe you testified Mr. Pupo was a
6 direct-report to you; is that correct?

7 A Correct.

8 Q And as far as Mr. Pupo's responsibilities go, can you
9 provide us a list of what those responsibilities were.

10 A In general terms, his responsibilities revolved
11 around the day-to-day management of the Marijuana Enforcement
12 Division.

13 Q And were you aware of him having other duties related
14 to areas such as compliance and licensing for tobacco and
15 gaming excise tax?

16 A I don't recall those specifically. I know that he
17 did have some involvement in the compliance world with respect
18 to liquor. I do remember that. The call center, I believe,
19 was under Jorge's purview as well.

20 Q What call center is that?

21 A That would -- I'm sorry. That would be the
22 Department of Taxation's call center whereby taxpayers with
23 questions could call in.

24 Q Okay. And during your time with the D.O.T, what
25 would you -- how would you describe your level of familiarity

1 with the marijuana licensing process?

2 A I would describe it as I'm somewhat knowledgeable of
3 it. I understood the basics. My concern was with the big
4 picture. Were we getting things done on time, so on and so
5 forth.

6 Q And as Executive Director, wouldn't you be
7 responsible for the activities of your subordinates?

8 A Yes.

9 Q I think you testified you had provided various
10 authority to the Marijuana Enforcement Division and Mr. Pupo
11 specifically. Does that sound correct?

12 A Yes.

13 Q Is there any record of that delegation of authority
14 and the scope of it?

15 A I do not believe so simply because that was what the
16 Marijuana Enforcement Division did. I mean, that was their
17 job.

18 Q And so where would we find the scope of their
19 authority, then, in written form or some record of it?

20 A I do not recall.

21 Q And would that delegation of authority then
22 excerpt (sic) you from the process and any review of the
23 process?

24 A Can you restate that, please?

25 Q Would that delegation of authority allow you to opt

1 out, for lack of a better word, of overseeing the application
2 process?

3 A No.

4 Q So you were still involved?

5 A Yes.

6 Q And you testified that Amanda Connor had come to meet
7 you when you first came on as Executive Director; is that
8 correct?

9 A Correct.

10 Q And I believe you testified to meeting her in various
11 other scenarios after that; is that right?

12 A Correct.

13 Q Did she ever call or text you while you were at the
14 D.O.T?

15 A I do not recall.

16 Q Do you recall ever referring her to another employee
17 within the Department regarding any questions she had about the
18 marijuana licensing process?

19 A I don't recall.

20 Q Did you have any other callers asking questions about
21 the licensing process during your time with the Department?

22 A I don't recall anybody.

23 MS. WELCH: Okay. Thank you. I think that's all I
24 have.

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EXAMINATION

BY MR. SMITH:

Q Mr. Anderson, this is Jordan Smith. I represent the Essence parties. I just have a few questions for you.

I believe you discussed with Mr. Parker the compliance requirement for applicants. Do you recall that testimony?

A Yes.

Q Do you recall whether -- when the regulations or application was discussing compliance, do you recall whether that referred to an applicant's ability to comply in the future or whether that referred to an applicant's previous compliance history if already licensed? Do you have an understanding?

A My understanding is that it was backward looking to assess their -- an applicant's historical compliance. As -- as it --

Q Some applicants didn't already have existing operations. Do you understand that?

A If I can go back, please, sir.

My understanding was that it was backward looking to see how they have complied, and that was a proxy for the likelihood of continued compliance.

Q But do you recall whether any applicants actually didn't have any ongoing operations at the time that they applied?

1 A I do not recall.

2 Q If that is, in fact, the case, in those
3 circumstances, wouldn't the application be solely forward
4 looking and not backward looking?

5 A My understanding is that -- or was that it wasn't
6 strictly compliance with respect to existing marijuana
7 licensees, but if I'm a business person who is a McDonald's
8 franchisee, a 7-Eleven franchisee, whatever, my historical
9 record with respect to remitting sales taxes, property taxes,
10 things of that nature.

11 Q Thank you. You also discussed with Mr. Parker
12 monopoly provisions. Do you recall that testimony?

13 A Yes.

14 Q And do you recall the limitation on the number of
15 licenses that could be awarded? Do you recall whether that was
16 on a per entity basis?

17 A I don't recall the specifics.

18 Q So it may have been, and you just don't -- it's just
19 not something you remember as you sit here today?

20 A Correct. It's been 24 to 18 months in the past.

21 Q Understood. Do you have an understanding of whether
22 the enforcement division had an open -- an open investigation
23 log where they would [indiscernible] track existing
24 investigations of deficiencies?

25 A I believe they did.

1 Q Then do you also have an understanding whether there
2 was a closed investigation log, where an open investigation
3 after being resolved would be transferred to the closed
4 investigation log?

5 A I believe they did.

6 Q What, to your recollection, would have to occur
7 before an open investigation would be transferred from the
8 first open investigation log to the second closed investigation
9 log?

10 A I was not involved in the process, that part of the
11 process, enough to be able to answer your question.

12 Q But the simple fact that an investigation may be
13 moved from one log to the other, there is nothing unusual about
14 that in the ordinary course; is that right?

15 A Correct.

16 Q After being hired as the Executive Director --
17 I understand you weren't involved in the initial 2014
18 marijuana licensing, medical marijuana licensing process; is
19 that correct?

20 A Correct.

21 Q Did you ever become familiar with the Nevada Supreme
22 Court -- the NuLeaf decision related to the 2014 medical
23 marijuana licensing process?

24 A I remember the case coming up, but -- or being
25 discussed, but I'm not even sure it was resolved while I was

1 there.

2 Q So you're not sure what impact it had on location
3 requirements, for example?

4 A Correct.

5 Q Did the Department have any policies or procedures in
6 place that would have prevented any applicant or member of the
7 public from calling with questions about the regulations or
8 application process?

9 A That would prevent the public from calling?

10 Q Correct.

11 A No.

12 Q So as far as you're aware, any applicant or member of
13 the public that had any sort of uncertainty or confusion about
14 the application or the process could have called the Department
15 and asked a question?

16 A Correct.

17 MR. J. SMITH: I have no further questions. Thank
18 you for your time, sir.

19 THE COURT: Does that conclude the deposition?

20 MR. PARKER: All right. I think we're done,
21 Mr. Anderson, if no one else has any other questions. Thank
22 you --

23 (Video deposition concluded.)

24 UNIDENTIFIED SPEAKER: That's it, Your Honor.

25 THE COURT: All right. Thank you.

JD Reporting, Inc.

1 Since I think we played the entire deposition, except
2 for that colloquy between counsel that was taken out, I assume
3 no one has any additional portions to play.

4 UNIDENTIFIED SPEAKER: That is correct, Your Honor.

5 THE COURT: So I asked a question at the last break
6 of a couple of counsel. I know that some schools are resuming
7 in-person education, and some schools are resuming distance
8 education in the next few weeks.

9 My question was is that going to affect our ability
10 to start at 8:30 in the morning? Because I know most of you
11 have not had children in school in the last few weeks.

12 I need you to think about that and on Monday tell me
13 the answer so I can try and plan.

14 And please remember we are breaking at 4:00 o'clock
15 on Monday because one of my staff has an appointment that can't
16 be changed.

17 Mr. Dzarnoski, what are we doing on Monday?

18 MR. DZARNOSKI: I'm going to be here.

19 THE COURT: I am -- do we have witnesses?

20 MR. DZARNOSKI: I'm sorry. I may have -- sorry?

21 THE COURT: Are there any witnesses coming on Monday?

22 MR. DZARNOSKI: Oh, okay.

23 UNIDENTIFIED SPEAKER: Yes, Your Honor.

24 MR. DZARNOSKI: I'm sorry.

25 THE COURT: So, Mr. Miller, who are the witnesses on

1 Monday?

2 MR. DZARNOSKI: Yes. Yes, we do. We have Mitch
3 Britten that we expect to be the first witness. Mr. Prince has
4 said he would be available.

5 We have an expert Jeremy Aguerro [phonetic] to
6 present on Monday --

7 THE COURT: He will be so glad we don't have a
8 witness stand for him to get locked into this time.

9 MR. DZARNOSKI: I'm --

10 THE COURT: The last time he was testifying in front
11 of me he got locked in the witness box and couldn't get out.

12 MR. DZARNOSKI: Oh, okay.

13 THE COURT: Yeah.

14 MR. DZARNOSKI: And then it is possible that we may
15 have a very short reading of the 30(b)(6) testimony from the
16 Department of Taxation.

17 And at this point in time, I do believe we may
18 rest -- may be able to rest on Monday, Your Honor, although we
19 are going to evaluate tonight and tomorrow.

20 THE COURT: I did set the motion that your office
21 submitted for an OST for Tuesday morning at 8:30. I couldn't
22 set it for Monday. It was too late.

23 MR. DZARNOSKI: Thank you.

24 THE COURT: All right. Anything else?

25 MR. DZARNOSKI: That's it, Your Honor.

1 THE COURT: All right. I guess I will see you guys
2 on Monday. Good luck tomorrow with whatever arguments you plan
3 to make wherever you plan to make them.

4 Have a nice weekend.

5 MR. BICE: Thank you.

6 THE COURT: This room will be unavailable, which
7 means it will not be open tomorrow.

8 (Proceedings recessed for the evening at 4:34 p.m.)

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CERTIFICATION

I CERTIFY THAT THE FOREGOING IS A CORRECT TRANSCRIPT FROM THE AUDIO-VISUAL RECORDING OF THE PROCEEDINGS IN THE ABOVE-ENTITLED MATTER.

AFFIRMATION

I AFFIRM THAT THIS TRANSCRIPT DOES NOT CONTAIN THE SOCIAL SECURITY OR TAX IDENTIFICATION NUMBER OF ANY PERSON OR ENTITY.

DANA L. WILLIAMS
LAS VEGAS, NEVADA 89183



DANA L. WILLIAMS, TRANSCRIBER

08/06/2020

DATE

BY MR. BICE: [3]
248/20 249/16 251/11
BY MR. GRAF: [1]
327/15
BY MR. J. SMITH: [18]
78/21 80/4 82/11 82/18
85/12 86/15 87/16
89/20 90/1 91/11 94/12
95/12 97/15 98/10
98/13 99/21 100/21
101/22
BY MR. KOCH: [6]
4/20 7/4 7/11 12/5 16/6
17/20
BY MR. MILLER: [54]
152/17 154/14 156/18
158/7 159/18 159/24
164/11 168/8 173/20
175/9 177/9 180/3
181/22 184/11 185/15
189/5 190/3 192/3
193/4 195/2 195/24
197/15 198/22 200/7
200/14 202/13 203/23
205/10 206/18 208/2
210/15 212/14 213/7
213/13 213/19 214/2
214/15 222/13 223/7
223/21 224/10 226/4
226/16 227/1 228/1
228/13 228/21 229/16
230/8 230/13 231/4
232/2 236/4 237/14
BY MR. PARKER:
[121] 256/6 259/3
259/10 260/1 260/14
264/9 265/1 265/11
265/22 266/9 266/20
267/5 267/13 268/3
269/1 269/14 270/7
270/18 271/1 271/10
271/22 272/8 272/19
273/5 273/18 274/11
274/23 275/9 275/17
276/3 276/20 277/15
278/1 279/1 279/6
279/22 280/5 280/16
281/6 281/15 282/1
282/9 283/3 283/10
284/1 285/21 286/20
287/3 287/13 287/24
288/9 288/17 289/8
289/17 290/1 290/17
290/23 291/11 292/6
292/16 293/9 293/18
294/7 295/14 296/16
297/1 297/8 297/17
298/1 298/8 298/20
299/5 299/13 299/20
300/11 301/1 301/12
302/2 302/14 302/23
303/9 303/23 304/6
304/15 305/8 305/21
306/4 306/13 306/23
307/6 307/14 308/9
308/21 310/10 311/8
311/18 312/5 312/12

313/4 313/20 314/15
316/3 316/16 317/18
318/5 318/14 319/2
319/14 320/1 320/12
321/2 321/14 322/3
322/24 323/17 324/6
324/20 325/11 325/23
326/10 326/21
BY MR. PRINCE: [24]
22/20 33/24 38/1 38/20
39/22 41/18 43/12
44/14 45/3 45/18 46/5
47/20 48/1 51/18 57/1
59/18 61/12 66/19 67/2
69/19 71/16 72/11
75/22 78/1
BY MR. ROSE: [13]
114/25 115/13 115/22
116/22 119/25 121/14
124/15 126/9 127/9
128/1 128/16 129/6
130/19
BY MR. SMITH: [1]
331/2
BY MR. WILLIAMSON:
[5] 131/12 132/21
135/16 136/19 137/23
BY MS. LEVIN: [9]
104/1 105/15 107/4
109/12 111/11 112/7
239/24 246/6 246/21
BY MS. SUGDEN: [11]
138/15 140/10 140/25
141/15 142/17 143/14
144/5 145/4 145/11
146/25 147/7
BY MS. WELCH: [1]
327/24
COUNSEL: [51] 258/24
260/11 266/16 266/19
267/2 267/9 267/11
267/23 267/25 268/17
268/22 269/11 269/21
269/25 270/1 270/16
271/20 272/5 272/6
272/17 273/2 273/3
273/14 274/19 274/20
274/21 277/24 280/12
281/12 282/7 283/18
291/24 298/18 299/16
302/18 310/5 312/10
312/25 314/9 314/11
316/8 317/12 320/23
320/24 320/25 321/8
321/21 321/24 322/19
325/1 327/10
I.T. TECH: [4] 253/10
254/8 254/11 256/2
IT TECH: [1] 112/4
MR. BICE: [18] 202/8
218/6 218/12 239/5
249/11 249/13 250/2
250/5 250/12 250/19
251/5 251/7 251/10
252/5 255/7 255/17
255/21 337/5
MR. DZARNOSKI: [16]
249/9 252/25 253/2
253/7 254/14 255/23

335/18 335/20 335/22
335/24 336/2 336/9
336/12 336/14 336/23
336/25
MR. GENTILE: [1]
250/8
MR. GRAF: [32]
268/23 269/10 271/8
271/16 272/2 272/14
272/24 274/7 274/16
277/10 277/12 280/14
280/23 282/22 283/20
300/8 300/23 305/5
306/7 310/3 311/3
311/15 320/20 321/22
322/21 324/17 325/4
325/18 325/20 326/6
326/15 327/21
MR. J. SMITH: [63]
79/25 80/3 82/9 82/17
85/11 86/14 87/15
89/18 89/23 91/5 94/10
97/14 98/7 98/12 99/19
100/19 101/19 103/8
103/10 142/14 143/24
269/12 270/3 280/25
281/24 283/1 286/13
286/24 287/10 287/21
288/7 288/15 292/10
293/13 295/11 297/13
297/20 298/16 299/3
299/11 299/18 300/19
301/9 302/12 303/6
303/20 304/2 304/11
306/20 307/3 310/24
311/11 311/25 315/24
316/12 318/7 319/7
319/21 320/6 321/10
321/25 325/6 334/17
MR. KOCH: [17] 4/18
12/2 16/4 17/6 17/9
17/11 17/13 17/15
17/19 22/2 22/4 22/7
22/11 268/18 269/6
269/22 300/3
MR. MILLER: [58]
152/13 158/6 173/18
175/7 177/7 179/15
179/20 179/25 181/20
185/14 194/14 194/19
197/7 197/24 198/5
198/8 198/21 200/13
201/25 202/3 202/5
202/12 206/17 210/10
210/12 210/14 217/19
217/24 218/10 218/13
218/16 219/6 220/1
220/16 222/6 222/9
223/15 224/9 224/14
224/17 224/20 225/1
225/7 225/11 225/13
225/24 226/3 227/20
227/23 231/11 231/14
231/16 235/5 235/24
236/1 238/15 238/18
252/12
MR. PARKER: [13]
258/25 259/23 273/17
275/8 277/14 292/23

293/5 311/17 318/2
318/13 326/9 327/11
334/20
MR. PRINCE: [76]
22/13 22/18 37/24
38/15 39/12 39/16
41/17 43/11 44/12 45/1
45/16 46/1 47/17 47/24
51/12 51/16 56/23
59/15 60/24 61/1 61/6
61/8 61/11 66/16 69/6
69/12 69/15 71/2 71/14
72/8 77/22 78/9 140/22
141/9 194/24 198/10
202/7 219/8 219/11
219/14 219/16 219/18
220/17 220/21 221/3
221/5 221/9 221/11
221/14 221/19 221/21
223/4 223/14 223/16
223/20 224/5 224/12
224/16 224/19 224/22
225/4 225/14 225/19
227/21 228/9 228/16
229/11 231/18 235/7
235/10 235/13 235/18
235/25 236/3 239/7
252/6
MR. ROSE: [5] 116/21
124/13 126/2 127/7
131/7
MR. SHEVORSKI: [3]
71/13 218/25 219/2
MR. SMITH: [1] 300/5
MR. WILLIAMSON: [6]
132/18 135/13 136/16
137/20 138/8 145/6
MS. CRONKHITE: [2]
151/8 151/16
MS. LEVIN: [181]
103/24 105/13 109/10
111/9 112/2 112/5
114/20 154/11 156/14
159/14 159/21 164/8
168/5 177/3 183/24
188/25 189/24 191/22
192/25 194/22 195/22
197/3 197/8 197/10
197/13 198/2 198/11
198/15 200/4 202/9
203/19 207/23 212/10
213/2 213/10 213/16
213/23 214/11 218/8
226/11 226/22 227/16
228/7 230/7 230/25
231/20 231/22 237/11
239/12 239/15 239/19
239/21 246/4 246/20
248/10 248/13 248/18
250/11 250/13 250/16
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253/19 253/22 254/4
254/13 254/18 254/21
255/20 258/22 259/1
259/7 259/21 260/12
264/6 264/14 264/23
265/6 265/18 265/20
266/6 267/1 268/1
268/21 270/2 270/5

270/14 270/23 271/6
271/19 272/4 272/15
273/1 273/13 274/18
275/4 275/6 275/13
275/15 275/24 276/17
277/9 277/20 277/23
278/20 278/22 279/3
279/19 279/25 280/11
280/20 281/10 281/20
281/22 282/4 283/7
283/22 285/18 286/14
287/8 287/22 288/5
288/13 289/4 289/6
289/14 289/21 290/14
290/20 291/7 292/11
292/13 292/21 293/1
293/15 295/12 297/23
298/12 298/17 298/25
299/8 299/24 300/2
300/22 301/24 302/9
302/19 304/1 305/7
305/19 306/1 306/11
306/16 306/18 307/1
307/9 307/11 308/7
308/17 309/24 311/2
312/1 312/8 313/3
314/12 316/1 316/13
317/14 317/25 318/4
318/10 318/22 319/9
319/23 320/8 321/12
323/12 323/14 324/1
325/10
MS. SUGDEN: [24] 7/3
59/13 66/25 71/15
103/15 103/17 103/20
105/8 106/25 119/22
121/13 125/25 140/4
140/6 140/8 141/11
141/14 143/8 144/4
145/2 146/23 147/5
150/23 151/1
MS. WELCH: [55]
269/8 280/3 280/21
281/3 281/21 282/5
282/25 286/16 286/25
287/9 287/19 288/4
288/12 296/13 296/23
297/5 297/15 297/22
298/5 298/13 299/1
299/9 299/25 300/7
300/21 302/10 302/20
303/4 303/17 304/4
305/2 305/6 305/25
306/10 306/19 307/4
307/12 308/19 310/1
310/8 311/1 311/14
312/2 313/1 313/17
315/23 316/9 318/23
319/10 319/24 320/9
321/11 324/3 325/9
330/23
TECH SHANE: [1]
226/2
THE CLERK: [12] 4/6
4/10 4/14 51/10 66/18
143/12 151/23 152/2
194/18 255/1 255/3
255/5
THE COURT: [392]

THE WITNESS: [179]

4/12 7/8 22/17 33/20
38/16 41/9 41/11 41/14
59/17 61/2 61/5 61/7
69/9 69/13 69/16 71/3
71/5 71/11 75/15 75/17
78/16 103/12 105/11
107/3 115/18 115/20
119/24 126/3 128/14
151/11 151/13 151/21
152/4 152/9 152/12
154/13 156/16 159/16
159/23 164/10 168/7
177/8 184/1 189/2
191/24 193/2 200/6
203/21 205/4 205/6
207/25 212/12 213/4
213/12 213/18 213/25
214/14 222/3 224/3
226/14 226/24 227/18
228/11 228/18 229/14
230/12 231/2 237/13
238/22 238/24 252/17
252/21 259/2 259/9
259/24 264/8 264/16
264/25 265/8 265/21
266/8 266/18 267/4
267/12 268/2 268/25
269/13 270/6 270/17
270/24 271/9 271/21
272/7 272/18 273/4
273/16 274/10 274/22
275/7 275/16 276/2
276/19 277/25 278/23
279/4 279/21 280/4
280/15 281/5 281/14
281/25 282/8 283/2
283/9 283/23 285/20
286/17 287/2 287/12
287/23 288/8 288/16
289/7 289/16 289/23
290/16 290/22 291/9
292/1 292/14 293/17
296/15 297/7 297/16
297/24 298/7 298/19
299/4 299/12 299/19
300/10 300/24 301/11
302/1 302/13 302/22
303/7 303/21 304/5
304/13 305/4 306/3
306/12 306/22 307/5
307/13 308/8 308/20
310/9 311/4 312/4
312/11 313/19 314/13
316/2 316/14 317/15
318/25 319/12 319/25
320/10 321/1 321/13
322/1 322/23 323/16
324/4 325/21 326/17

UNIDENTIFIED

SPEAKER: [11] 175/5
210/9 218/3 222/7
222/11 223/18 231/13
253/6 334/24 335/4
335/23

\$

\$10 [1] 58/3

\$10 million [1] 58/3
\$200,000 [1] 126/17
\$25 [1] 64/16
\$3 [1] 143/15
\$3.7 [1] 20/6
\$300,000 [1] 66/22
\$5,000 [1] 86/5
\$50,000 [2] 60/20
126/14

'15 [1] 117/23
'18 [2] 51/2 258/17
'Wow [1] 125/18

.33 [1] 21/1
.sorry [1] 33/20

0

0054 [1] 259/16
007 [1] 227/23
03 [1] 152/15
08/06/2020 [1] 338/18

1

1,000 [2] 235/19
235/20
1,001 [1] 236/5
1,006 [1] 91/15
10 [16] 42/2 157/11
158/11 158/12 159/8
159/10 159/11 160/18
160/21 160/25 161/7
161/11 162/13 175/24
181/23 328/4
10 percent [3] 13/8
13/14 13/20
10-minute [2] 103/18
239/9
100 [2] 25/9 26/3
1006 [6] 91/7 91/10
109/10 111/9 146/3
246/5
1009 [3] 164/12 169/18
180/2
1009-2 [1] 175/8
1010-03 [1] 152/15
1014 [5] 39/9 39/12
39/16 85/11 86/14
102 [1] 51/9
103 [1] 56/23
1037 [2] 231/11 231/14
1080 [1] 182/8
10:14 a.m [1] 103/22
10:21 a.m [1] 103/22
10:30 [1] 206/21
11 [4] 15/10 76/11
125/14 129/21
1124 [3] 210/8 210/11
210/12
1127 [1] 210/9
116 [1] 222/11
11:18 [1] 151/19
11:21 [1] 151/19
11:57 [1] 179/21
11th [1] 202/15
12 [12] 13/20 89/18
91/8 94/10 97/14

100/19 101/21 132/18
137/21 146/24 147/6
216/7
12000 square-foot [1]
5/17
124 [1] 13/19
12:59 [1] 179/21
13 [1] 255/21
136 [1] 144/17
13th [2] 283/15 283/17
14 [4] 124/19 246/19
246/20 255/21
146.99 [1] 136/23
148 [1] 99/20
149 [1] 99/19
15 [7] 1/13 18/4 18/6
18/7 18/12 18/16 182/8
150 [2] 127/8 127/13
151 [1] 128/22
1537 [2] 140/6 232/1
1555 [1] 202/4
16 [1] 127/13
1600 [2] 17/3 17/6
1642 [1] 143/8
1655 [1] 217/25
1665 [4] 218/10 218/12
224/15 224/17
166565 [1] 226/3
168 [1] 76/9
17 [2] 111/9 177/19
170-something [3]
136/13 136/14 136/22
170.99 [2] 16/11 136/8
171 [1] 223/18
1766 [2] 12/2 82/9
1780 [1] 211/9
18 [3] 202/4 304/14
332/20
1855 [4] 202/3 202/5
202/6 202/11
1865 [1] 202/1
1920 [1] 182/8
1940 [4] 194/15 194/19
195/1 195/3
1943 [4] 197/24 198/1
198/1 198/17
195 [1] 129/20
1:00 [1] 179/16

2
2-to [1] 66/22
20 [4] 21/2 21/5 56/24
99/20
20 percent [1] 14/14
2000 [1] 258/8
2006 [1] 258/15
2012 [1] 235/3
20123 [1] 235/19
2014 [10] 49/22 50/23
117/19 135/23 136/1
176/12 193/10 307/16
333/17 333/22
2015 [2] 23/4 240/1
2016 [1] 34/23
2017 [4] 10/10 107/15
107/19 240/3
2018 [73] 12/7 15/13
29/15 30/7 33/11 34/11
38/5 39/25 40/24 41/21

51/1 62/16 79/10 81/12
81/15 82/15 83/4 97/18
101/7 102/16 107/6
108/23 116/12 117/8
123/14 136/4 192/11
195/5 198/25 202/15
216/19 232/21 233/20
234/3 236/25 258/9
258/16 258/18 258/21
262/17 264/12 265/24
273/7 273/20 278/3
279/18 283/5 283/6
283/15 284/12 287/15
292/7 292/17 293/12
293/21 293/25 294/1
294/9 294/13 300/16
302/3 302/16 303/2
306/25 307/8 309/8
310/23 314/17 315/22
315/22 316/6 323/1
327/19
2019 [9] 41/25 258/17
260/10 260/19 262/17
264/13 278/3 283/17
326/18
2020 [5] 1/12 4/1 57/12
130/21 338/18
208 [1] 16/15
21 [7] 109/11 222/8
266/15 296/20 297/3
297/12 302/6
214.50 [1] 16/24
2155 [8] 217/20 217/25
218/11 222/8 222/9
223/17 224/17 224/19
2156 [1] 222/8
22.97 [1] 237/25
23 [1] 51/17
24 [2] 98/8 332/20
25 [1] 56/24
2500 [1] 224/3
255 [1] 250/14
26 [1] 282/17
263 [1] 223/2
264 [1] 223/2
265 [1] 223/3
27 [2] 210/10 210/14
27th [1] 12/7
29 [5] 21/7 72/9 91/7
91/10 146/3
291 [1] 259/17
291-0054 [1] 259/16
2:13 [1] 239/10
2:21 [1] 239/10

3

3,000 [1] 72/8
3.7 [1] 143/18
3.7 million [1] 56/16
30 [4] 38/13 184/2
232/18 336/15
300 [1] 218/12
30th [2] 108/22 112/16
31 [1] 211/9
31st [2] 282/18 283/6
32 [2] 149/25 150/1
3200 [1] 224/3
32nd [1] 87/19
33 [1] 250/11

3319 [3] 250/3 250/4
250/12
3360 [1] 250/13
34 [1] 150/17
36 [1] 66/16
38 [1] 16/18
39435 [2] 224/11
225/13
39486 [1] 222/6
39541 [1] 223/13

4

4,000 [1] 87/7
44 [1] 16/25
45 [4] 18/5 18/6 18/9
254/9
453A [2] 153/8 191/13
453D [56] 167/10
167/14 177/18 191/14
191/16 268/7 268/9
268/12 268/14 269/16
270/21 271/4 271/5
271/12 271/13 271/24
272/10 272/11 272/21
272/22 273/21 274/4
274/4 274/13 277/17
278/5 278/12 278/15
279/2 279/4 279/7
279/10 279/12 279/14
280/10 280/18 281/8
281/19 282/3 286/9
286/10 286/11 286/12
287/7 287/17 298/23
301/23 304/10 305/18
306/6 306/15 308/14
308/15 308/22 313/22
314/6
453D.272 [2] 111/25
112/3
453D.274 [1] 230/23
453D.555 [1] 187/23
46th [3] 16/22 16/22
43/13
4:00 [1] 335/14
4:00 o'clock [1] 52/13
4:34 [1] 337/8

5

5 ounces [1] 204/9
5 percent [6] 14/7 14/8
54/14 88/19 88/21 89/5
5,000 [1] 87/7
5.3.6 [1] 246/22
5.3.7 [2] 247/7 247/8
5.6 [1] 18/9
5.67 [3] 18/3 18/17
19/24
5.7 [1] 18/5
50 [2] 184/7 253/3
53 percent [5] 38/4
38/14 48/20 49/5 49/8
537 [1] 140/4
58 [2] 117/16 118/14
58th [1] 16/9
5th [2] 13/3 283/5

6

60 [1] 111/22
62 [1] 13/18

6	93/9 93/14 104/6 106/2 106/2 106/3 108/6 108/17 108/22 109/5 109/23 111/3 111/25 112/8 113/3 113/23 120/2 120/5 120/10 120/16 121/5 121/17 121/25 122/13 122/25 123/1 123/2 124/21 124/24 125/4 126/21 126/22 127/21 128/18 129/11 129/17 131/18 131/24 131/25 136/6 137/13 139/4 140/3 141/13 141/13 142/6 142/15 142/18 143/1 144/2 144/18 145/16 146/8 146/21 148/1 148/7 148/16 149/25 150/7 152/20 158/1 158/18 162/25 167/18 168/10 168/16 171/15 180/15 183/11 184/12 186/1 186/2 186/6 186/14 186/19 188/13 193/24 194/8 200/22 201/4 202/23 204/22 205/6 206/24 212/20 215/19 218/20 219/13 234/2 237/20 240/24 242/19 243/5 244/11 244/12 244/22 244/23 247/19 251/13 253/24 255/8 255/11 255/12 255/12 261/1 261/4 262/4 267/22 283/17 290/7 293/20 293/21 293/23 297/2 305/15 305/24 314/24 315/3 315/6 315/13 315/22 317/22 320/11 320/16 326/8 327/7 328/4 330/17 330/20 333/13 334/7 334/13 335/12	accounting [1] 294/23 accurate [11] 38/14 48/19 49/9 49/10 147/24 182/19 188/6 202/16 202/18 207/5 257/3 achieve [2] 118/6 241/8 acknowledge [1] 110/24 acknowledged [2] 145/23 226/8 acquisitions [1] 14/14 across [3] 44/8 189/18 248/3 action [4] 11/1 11/2 11/17 215/11 actions [1] 11/16 active [2] 66/9 95/3 activities [2] 186/5 329/7 activity [1] 185/23 actual [13] 11/7 15/18 19/18 81/19 154/8 160/10 173/13 182/12 192/19 194/12 211/20 225/18 243/13 actually [63] 5/5 7/12 12/3 15/3 19/10 31/16 34/21 35/2 38/11 53/8 54/15 63/14 64/13 75/10 76/10 84/9 85/18 86/24 87/7 90/10 90/17 92/22 99/20 100/16 109/6 113/14 126/13 126/15 127/15 132/19 133/21 136/20 136/25 137/5 139/2 139/11 140/13 144/3 145/22 153/22 158/25 182/15 184/4 184/5 184/12 185/6 188/8 189/22 192/22 193/17 196/12 217/25 218/16 231/12 233/19 243/25 244/4 245/5 245/22 251/16 317/4 318/21 331/23 ADAM [1] 2/2 add [4] 98/5 98/22 266/11 310/5 added [14] 28/15 53/24 86/3 97/25 98/22 98/24 99/5 99/11 99/12 100/17 146/14 155/17 172/9 244/24 adding [5] 86/5 96/11 99/3 99/13 100/12 addition [3] 98/4 257/14 316/17 additional [21] 78/10 97/23 99/15 99/17 159/19 159/25 160/7 160/8 160/22 161/1 172/8 173/12 176/24 177/2 177/10 177/21 178/1 178/2 204/25 237/19 335/3 Additionally [2] 165/8 251/25	address [22] 5/8 8/1 42/20 42/25 44/7 44/16 53/20 58/17 92/4 109/14 109/24 110/1 110/16 171/14 215/16 245/8 246/15 247/3 275/19 284/22 303/12 303/16 addressed [7] 15/1 159/2 170/23 171/1 171/6 190/21 215/3 addresses [4] 8/2 92/2 92/3 173/24 addressing [1] 174/4 adequacy [1] 243/19 adequate [7] 143/16 157/24 158/16 163/5 181/25 185/16 187/4 adequately [2] 163/6 240/24 adhered [5] 232/18 232/20 233/1 233/7 233/15 adherence [1] 234/8 administered [4] 256/14 256/15 256/18 256/19 administration [1] 222/23 administrative [9] 50/1 195/13 198/24 205/7 298/22 301/22 304/23 305/1 306/15 administratively [1] 243/9 administrator [1] 200/15 admissible [2] 198/14 220/22 admission [1] 250/3 admit [2] 108/21 251/3 admitted [18] 3/21 17/9 17/11 17/12 39/14 143/9 194/25 195/1 198/16 198/17 202/10 202/11 219/20 222/2 231/19 231/25 232/1 235/20 adopt [1] 81/7 adopted [1] 107/9 adopting [2] 33/12 81/20 adoption [1] 107/11 advance [1] 34/18 advantage [1] 124/10 advantages [2] 318/19 318/19 advertising [2] 153/25 161/17 advisor [1] 133/13 advisory [4] 97/18 98/2 99/24 113/18 affairs [2] 102/23 102/24 affect [8] 9/23 75/18 87/11 91/20 92/1 129/10 172/3 335/9 affects [1] 219/4 AFFIRM [1] 338/9	AFFIRMATION [1] 338/7 afforded [2] 134/14 327/1 African [1] 99/1 African-American [1] 99/1 after [34] 7/13 8/6 13/1 15/7 54/5 79/16 79/18 80/6 102/24 109/4 176/21 194/20 199/14 224/24 230/16 230/19 242/25 243/9 271/3 271/3 273/24 274/1 279/13 282/17 282/21 284/11 284/14 284/19 284/24 300/12 322/2 330/11 333/3 333/16 afternoon [1] 248/21 afterwards [1] 27/5 again [50] 17/18 46/6 48/2 51/14 55/18 59/17 73/12 82/19 86/11 93/2 100/12 106/19 124/20 125/9 126/4 128/17 129/17 130/11 136/3 141/25 144/13 145/17 146/4 150/2 150/7 150/12 151/12 152/6 166/23 168/7 169/9 169/25 176/18 186/18 187/16 209/8 241/13 242/9 242/21 247/11 252/18 275/7 292/15 292/15 299/9 316/25 319/1 322/1 323/3 326/11 against [8] 31/11 34/4 54/8 73/7 79/17 84/18 119/3 317/6 age [9] 186/6 188/1 266/15 275/3 296/20 297/3 297/12 302/6 311/6 agencies [1] 50/9 agency [1] 27/25 agent [2] 190/6 221/4 ago [9] 25/3 41/21 52/20 59/21 62/8 110/20 110/21 225/2 286/8 agree [36] 26/8 27/7 28/13 31/9 31/11 31/12 32/14 32/16 50/3 56/8 58/11 60/12 62/20 62/23 65/12 68/11 75/9 85/14 90/4 90/16 94/24 105/4 108/18 118/4 124/2 124/7 136/20 145/12 145/15 187/18 206/13 227/2 251/12 251/16 320/2 322/16 agreed [1] 29/12 agreement [1] 109/16 agrees [1] 255/20 Aguerro [1] 336/5 ahead [8] 6/18 44/15 59/15 67/3 80/5 86/8 260/15 293/19	
65 [2] 226/2 226/3 684 [5] 97/14 100/20 132/19 132/22 146/24	93/9 93/14 104/6 106/2 106/2 106/3 108/6 108/17 108/22 109/5 109/23 111/3 111/25 112/8 113/3 113/23 120/2 120/5 120/10 120/16 121/5 121/17 121/25 122/13 122/25 123/1 123/2 124/21 124/24 125/4 126/21 126/22 127/21 128/18 129/11 129/17 131/18 131/24 131/25 136/6 137/13 139/4 140/3 141/13 141/13 142/6 142/15 142/18 143/1 144/2 144/18 145/16 146/8 146/21 148/1 148/7 148/16 149/25 150/7 152/20 158/1 158/18 162/25 167/18 168/10 168/16 171/15 180/15 183/11 184/12 186/1 186/2 186/6 186/14 186/19 188/13 193/24 194/8 200/22 201/4 202/23 204/22 205/6 206/24 212/20 215/19 218/20 219/13 234/2 237/20 240/24 242/19 243/5 244/11 244/12 244/22 244/23 247/19 251/13 253/24 255/8 255/11 255/12 255/12 261/1 261/4 262/4 267/22 283/17 290/7 293/20 293/21 293/23 297/2 305/15 305/24 314/24 315/3 315/6 315/13 315/22 317/22 320/11 320/16 326/8 327/7 328/4 330/17 330/20 333/13 334/7 334/13 335/12	accounting [1] 294/23 accurate [11] 38/14 48/19 49/9 49/10 147/24 182/19 188/6 202/16 202/18 207/5 257/3 achieve [2] 118/6 241/8 acknowledge [1] 110/24 acknowledged [2] 145/23 226/8 acquisitions [1] 14/14 across [3] 44/8 189/18 248/3 action [4] 11/1 11/2 11/17 215/11 actions [1] 11/16 active [2] 66/9 95/3 activities [2] 186/5 329/7 activity [1] 185/23 actual [13] 11/7 15/18 19/18 81/19 154/8 160/10 173/13 182/12 192/19 194/12 211/20 225/18 243/13 actually [63] 5/5 7/12 12/3 15/3 19/10 31/16 34/21 35/2 38/11 53/8 54/15 63/14 64/13 75/10 76/10 84/9 85/18 86/24 87/7 90/10 90/17 92/22 99/20 100/16 109/6 113/14 126/13 126/15 127/15 132/19 133/21 136/20 136/25 137/5 139/2 139/11 140/13 144/3 145/22 153/22 158/25 182/15 184/4 184/5 184/12 185/6 188/8 189/22 192/22 193/17 196/12 217/25 218/16 231/12 233/19 243/25 244/4 245/5 245/22 251/16 317/4 318/21 331/23 ADAM [1] 2/2 add [4] 98/5 98/22 266/11 310/5 added [14] 28/15 53/24 86/3 97/25 98/22 98/24 99/5 99/11 99/12 100/17 146/14 155/17 172/9 244/24 adding [5] 86/5 96/11 99/3 99/13 100/12 addition [3] 98/4 257/14 316/17 additional [21] 78/10 97/23 99/15 99/17 159/19 159/25 160/7 160/8 160/22 161/1 172/8 173/12 176/24 177/2 177/10 177/21 178/1 178/2 204/25 237/19 335/3 Additionally [2] 165/8 251/25	AFFIRMATION [1] 338/7 afforded [2] 134/14 327/1 African [1] 99/1 African-American [1] 99/1 after [34] 7/13 8/6 13/1 15/7 54/5 79/16 79/18 80/6 102/24 109/4 176/21 194/20 199/14 224/24 230/16 230/19 242/25 243/9 271/3 271/3 273/24 274/1 279/13 282/17 282/21 284/11 284/14 284/19 284/24 300/12 322/2 330/11 333/3 333/16 afternoon [1] 248/21 afterwards [1] 27/5 again [50] 17/18 46/6 48/2 51/14 55/18 59/17 73/12 82/19 86/11 93/2 100/12 106/19 124/20 125/9 126/4 128/17 129/17 130/11 136/3 141/25 144/13 145/17 146/4 150/2 150/7 150/12 151/12 152/6 166/23 168/7 169/9 169/25 176/18 186/18 187/16 209/8 241/13 242/9 242/21 247/11 252/18 275/7 292/15 292/15 299/9 316/25 319/1 322/1 323/3 326/11 against [8] 31/11 34/4 54/8 73/7 79/17 84/18 119/3 317/6 age [9] 186/6 188/1 266/15 275/3 296/20 297/3 297/12 302/6 311/6 agencies [1] 50/9 agency [1] 27/25 agent [2] 190/6 221/4 ago [9] 25/3 41/21 52/20 59/21 62/8 110/20 110/21 225/2 286/8 agree [36] 26/8 27/7 28/13 31/9 31/11 31/12 32/14 32/16 50/3 56/8 58/11 60/12 62/20 62/23 65/12 68/11 75/9 85/14 90/4 90/16 94/24 105/4 108/18 118/4 124/2 124/7 136/20 145/12 145/15 187/18 206/13 227/2 251/12 251/16 320/2 322/16 agreed [1] 29/12 agreement [1] 109/16 agrees [1] 255/20 Aguerro [1] 336/5 ahead [8] 6/18 44/15 59/15 67/3 80/5 86/8 260/15 293/19		
7	93/9 93/14 104/6 106/2 106/2 106/3 108/6 108/17 108/22 109/5 109/23 111/3 111/25 112/8 113/3 113/23 120/2 120/5 120/10 120/16 121/5 121/17 121/25 122/13 122/25 123/1 123/2 124/21 124/24 125/4 126/21 126/22 127/21 128/18 129/11 129/17 131/18 131/24 131/25 136/6 137/13 139/4 140/3 141/13 141/13 142/6 142/15 142/18 143/1 144/2 144/18 145/16 146/8 146/21 148/1 148/7 148/16 149/25 150/7 152/20 158/1 158/18 162/25 167/18 168/10 168/16 171/15 180/15 183/11 184/12 186/1 186/2 186/6 186/14 186/19 188/13 193/24 194/8 200/22 201/4 202/23 204/22 205/6 206/24 212/20 215/19 218/20 219/13 234/2 237/20 240/24 242/19 243/5 244/11 244/12 244/22 244/23 247/19 251/13 253/24 255/8 255/11 255/12 255/12 261/1 261/4 262/4 267/22 283/17 290/7 293/20 293/21 293/23 297/2 305/15 305/24 314/24 315/3 315/6 315/13 315/22 317/22 320/11 320/16 326/8 327/7 328/4 330/17 330/20 333/13 334/7 334/13 335/12	address [22] 5/8 8/1 42/20 42/25 44/7 44/16 53/20 58/17 92/4 109/14 109/24 110/1 110/16 171/14 215/16 245/8 246/15 247/3 275/19 284/22 303/12 303/16 addressed [7] 15/1 159/2 170/23 171/1 171/6 190/21 215/3 addresses [4] 8/2 92/2 92/3 173/24 addressing [1] 174/4 adequacy [1] 243/19 adequate [7] 143/16 157/24 158/16 163/5 181/25 185/16 187/4 adequately [2] 163/6 240/24 adhered [5] 232/18 232/20 233/1 233/7 233/15 adherence [1] 234/8 administered [4] 256/14 256/15 256/18 256/19 administration [1] 222/23 administrative [9] 50/1 195/13 198/24 205/7 298/22 301/22 304/23 305/1 306/15 administratively [1] 243/9 administrator [1] 200/15 admissible [2] 198/14 220/22 admission [1] 250/3 admit [2] 108/21 251/3 admitted [18] 3/21 17/9 17/11 17/12 39/14 143/9 194/25 195/1 198/16 198/17 202/10 202/11 219/20 222/2 231/19 231/25 232/1 235/20 adopt [1] 81/7 adopted [1] 107/9 adopting [2] 33/12 81/20 adoption [1] 107/11 advance [1] 34/18 advantage [1] 124/10 advantages [2] 318/19 318/19 advertising [2] 153/25 161/17 advisor [1] 133/13 advisory [4] 97/18 98/2 99/24 113/18 affairs [2] 102/23 102/24 affect [8] 9/23 75/18 87/11 91/20 92/1 129/10 172/3 335/9 affects [1] 219/4 AFFIRM [1] 338/9	7-Eleven [1] 332/8 706 [2] 94/11 147/5 74 [7] 61/13 124/14 124/18 125/10 125/13 126/21 139/12 75 [3] 62/7 124/19 126/21 775 [1] 259/16	93/9 93/14 104/6 106/2 106/2 106/3 108/6 108/17 108/22 109/5 109/23 111/3 111/25 112/8 113/3 113/23 120/2 120/5 120/10 120/16 121/5 121/17 121/25 122/13 122/25 123/1 123/2 124/21 124/24 125/4 126/21 126/22 127/21 128/18 129/11 129/17 131/18 131/24 131/25 136/6 137/13 139/4 140/3 141/13 141/13 142/6 142/15 142/18 143/1 144/2 144/18 145/16 146/8 146/21 148/1 148/7 148/16 149/25 150/7 152/20 158/1 158/18 162/25 167/18 168/10 168/16 171/15 180/15 183/11 184/12 186/1 186/2 186/6 186/14 186/19 188/13 193/24 194/8 200/22 201/4 202/23 204/22 205/6 206/24 212/20 215/19 218/20 219/13 234/2 237/20 240/24 242/19 243/5 244/11 244/12 244/22 244/23 247/19 251/13 253/24 255/8 255/11 255/12 255/12 261/1 261/4 262/4 267/22 283/17 290/7 293/20 293/21 293/23 297/2 305/15 305/24 314/24 315/3 315/6 315/13 315/22 317/22 320/11 320/16 326/8 327/7 328/4 330/17 330/20 333/13 334/7 334/13 335/12	accounting [1] 294/23 accurate [11] 38/14 48/19 49/9 49/10 147/24 182/19 188/6 202/16 202/18 207/5 257/3 achieve [2] 118/6 241/8 acknowledge [1] 110/24 acknowledged [2] 145/23 226/8 acquisitions [1] 14/14 across [3] 44/8 189/18 248/3 action [4] 11/1 11/2 11/17 215/11 actions [1] 11/16 active [2] 66/9 95/3 activities [2] 186/5 329/7 activity [1] 185/23 actual [13] 11/7 15/18 19/18 81/19 154/8 160/10 173/13 182/12 192/19 194/12 211/20 225/18 243/13 actually [63] 5/5 7/12 12/3 15/3 19/10 31/16 34/21 35/2 38/11 53/8 54/15 63/14 64/13 75/10 76/10 84/9 85/18 86/24 87/7 90/10 90/17 92/22 99/20 100/16 109/6 113/14 126/13 126/15 127/15 132/19 133/21 136/20 136/25 137/5 139/2 139/11 140/13 144/3 145/22 153/22 158/25 182/15 184/4 184/5 184/12 185/6 188/8 189/22 192/22 193/17 196/12 217/25 218/16 231/12 233/19 243/25 244/4 245/5 245/22 251/16 317/4 318/21 331/23 ADAM [1] 2/2 add [4] 98/5 98/22 266/11 310/5 added [14] 28/15 53/24 86/3 97/

<p>A</p> <p>AKKE [3] 2/10 256/13 292/23</p> <p>Akke's [1] 266/10</p> <p>alarm [1] 183/2</p> <p>alcohol [1] 257/19</p> <p>Alex [1] 315/3</p> <p>all [254] 4/4 6/14 7/18 8/3 8/12 9/23 14/11 16/4 17/24 19/14 20/16 21/24 22/8 22/15 28/12 30/3 34/14 36/8 36/14 39/18 39/23 40/16 41/12 41/16 45/1 45/10 45/15 46/1 47/4 49/1 54/5 54/19 54/20 57/18 59/5 59/8 60/5 61/3 61/8 61/11 65/18 66/1 66/7 69/9 69/18 70/1 70/21 75/11 76/24 78/7 78/25 79/25 80/6 85/7 86/6 89/23 90/2 90/8 92/7 92/15 101/25 102/6 102/19 103/21 103/23 104/17 105/4 107/24 109/6 109/21 112/20 112/20 113/17 115/14 116/4 116/5 117/1 117/14 118/14 119/16 120/1 120/10 121/23 122/9 123/11 123/12 123/22 124/1 124/13 125/9 125/13 125/22 127/7 130/3 130/3 130/5 130/23 131/3 133/3 133/5 133/7 134/17 134/23 135/15 137/16 139/20 141/7 141/19 142/4 150/17 150/23 155/10 155/14 155/15 156/23 156/24 157/17 157/20 158/17 158/20 160/17 161/13 161/19 163/11 163/23 164/19 165/12 166/5 166/7 168/11 168/16 168/17 168/23 169/22 170/9 170/15 170/23 171/1 171/6 171/14 171/19 171/22 172/1 172/25 173/3 173/10 174/16 175/20 176/11 176/19 178/21 179/16 180/10 181/19 185/12 186/9 186/18 186/20 187/1 188/23 189/16 191/16 193/6 195/8 196/19 197/1 197/13 198/3 199/3 200/1 200/16 201/8 201/8 201/13 201/21 203/2 203/14 205/14 205/20 205/24 221/17 223/1 225/7 226/9 229/20 231/17 231/24 233/3 233/9 233/11 233/15 235/21 236/15 239/8 239/22 240/24</p>	<p>242/1 243/12 244/20 246/14 248/1 248/24 249/23 251/7 255/24 258/18 259/6 260/4 260/18 262/2 264/20 268/12 268/15 269/3 274/24 277/5 279/9 282/16 288/18 297/18 298/9 299/21 301/3 302/3 302/15 303/10 304/22 308/15 309/5 309/11 314/16 314/24 315/2 315/5 317/17 318/6 319/5 319/20 321/16 322/4 322/9 322/11 322/12 322/16 323/5 323/11 327/11 327/21 327/21 330/23 334/20 334/25 336/24 337/1</p> <p>allegations [1] 9/11</p> <p>allegedly [1] 85/25</p> <p>ALLEN [2] 4/7 4/12</p> <p>allocate [1] 34/14</p> <p>allocated [1] 313/9</p> <p>allocating [1] 13/25</p> <p>allow [7] 14/12 70/6 282/10 309/12 311/9 321/5 329/25</p> <p>allowable [1] 236/16</p> <p>allowed [8] 64/2 64/15 64/17 97/3 99/4 99/15 191/14 245/6</p> <p>allowing [1] 319/19</p> <p>allows [1] 322/17</p> <p>alluded [1] 285/6</p> <p>almost [4] 30/20 34/17 61/24 77/22</p> <p>alone [2] 158/13 237/25</p> <p>along [7] 23/3 23/18 30/16 133/3 165/9 167/19 184/6</p> <p>already [23] 31/21 32/1 34/10 35/18 36/17 103/3 124/22 133/22 134/11 134/12 138/12 145/10 164/22 165/4 166/8 166/20 166/24 241/15 241/18 273/8 273/21 331/13 331/17</p> <p>also [81] 9/11 10/10 11/11 11/20 23/9 24/12 30/15 31/13 32/19 39/12 40/18 43/21 48/15 49/2 49/25 54/9 55/8 55/17 55/24 56/3 56/5 60/11 67/13 68/13 82/23 110/11 111/25 114/7 114/10 141/20 143/22 153/10 154/2 160/3 160/22 161/21 166/14 173/3 175/20 182/13 190/4 204/20 204/24 204/24 209/5 210/25 229/21 234/21 240/3 243/2 243/2 243/22 244/7 244/22 246/1 252/3 256/11</p>	<p>264/11 266/21 267/6 269/2 269/15 270/19 270/19 271/11 272/9 273/12 274/13 283/13 286/21 287/4 294/3 296/2 301/18 310/5 314/5 321/4 323/20 325/6 332/11 333/1</p> <p>altered [5] 28/13 105/4 105/16 105/17 105/22</p> <p>although [2] 256/22 336/18</p> <p>always [8] 8/10 8/10 26/21 27/17 30/22 53/23 159/1 198/7</p> <p>am [18] 22/13 39/1 66/14 67/12 67/16 110/14 116/6 122/24 131/6 142/20 142/23 151/9 161/2 238/2 250/9 250/10 257/6 335/19</p> <p>Amanda [26] 9/15 10/1 25/2 59/1 63/11 63/11 63/24 64/4 68/18 69/24 70/10 70/19 141/7 202/15 203/1 206/20 236/10 240/14 261/10 283/14 284/6 284/8 314/16 316/5 320/3 330/6</p> <p>ambiguities [1] 82/24</p> <p>ambiguous [1] 319/21</p> <p>amended [6] 108/21 109/18 109/19 112/15 112/17 113/4</p> <p>American [1] 99/1</p> <p>Americans [1] 310/21</p> <p>amongst [1] 225/3</p> <p>amount [7] 57/9 67/7 79/9 79/12 291/17 304/19 313/8</p> <p>AMY [4] 2/8 54/11 54/24 70/16</p> <p>analysis [4] 153/17 154/23 155/3 173/21</p> <p>Anderson [30] 253/2 256/4 256/7 257/22 258/18 258/25 260/2 260/8 260/15 270/9 270/11 273/12 274/24 277/16 283/11 293/8 301/2 301/14 304/17 305/9 311/19 312/20 318/6 318/15 324/21 326/11 327/16 328/1 331/3 334/21</p> <p>Andre [5] 97/25 98/15 112/22 113/9 113/18</p> <p>ANDREW [4] 2/15 315/6 316/19 317/6</p> <p>another [15] 56/20 60/19 107/13 154/24 170/18 174/19 174/24 175/15 178/11 227/9 237/9 243/2 262/14 284/2 330/16</p> <p>answer [53] 8/17 41/10 44/13 51/22 59/3 59/16</p>	<p>61/17 62/10 71/21 76/14 76/19 98/19 100/1 100/6 105/12 119/23 121/3 123/9 125/15 127/16 127/19 128/2 128/11 129/7 129/10 129/14 129/25 130/3 130/7 145/5 156/15 193/1 214/16 214/23 215/25 216/14 217/16 218/20 219/1 224/8 229/13 257/8 257/9 257/20 258/25 259/1 295/15 301/6 304/8 311/21 317/15 333/11 335/13</p> <p>answer's [1] 219/16</p> <p>answered [5] 8/5 217/18 228/7 287/22 288/13</p> <p>answering [4] 28/3 215/23 217/9 220/12</p> <p>answers [11] 8/7 8/13 8/15 8/16 59/9 199/23 257/3 321/5 321/17 321/19 322/13</p> <p>anticipated [2] 102/24 181/8</p> <p>antimonopoly [1] 13/8</p> <p>any [229] 4/22 6/2 9/13 11/2 14/9 18/20 22/7 24/21 25/24 28/2 35/12 50/13 50/16 53/3 54/21 54/23 55/5 59/1 63/4 63/5 63/23 63/24 64/5 64/9 64/11 64/24 65/6 65/20 67/20 68/19 68/20 69/16 78/3 79/14 80/20 80/24 81/2 81/5 86/12 86/22 86/24 88/10 88/11 88/23 89/6 89/11 89/16 92/11 92/23 93/5 93/14 97/8 98/14 98/15 102/3 102/4 102/7 106/14 107/14 107/18 108/5 114/5 114/15 115/9 116/7 116/11 116/12 116/14 116/15 118/15 118/19 118/21 118/24 119/5 119/11 119/24 120/15 120/15 120/16 121/16 121/19 121/25 122/6 123/21 123/21 127/21 128/3 129/3 132/13 134/4 138/11 144/2 144/22 147/8 148/15 149/5 149/13 152/11 153/9 160/12 161/22 161/25 163/20 167/5 173/22 176/5 178/19 186/4 188/4 188/23 189/18 189/20 192/23 193/21 194/9 194/10 194/15 196/2 196/18 197/1 197/18 198/1 199/11 199/12 200/1 200/8 200/17 200/17 200/21 201/3</p>	<p>201/17 201/21 202/2 204/10 204/11 205/19 209/17 209/24 210/25 211/10 211/20 212/21 212/25 213/9 214/17 214/23 215/14 215/14 215/18 216/2 216/3 217/9 219/20 220/14 220/24 222/22 223/9 225/2 226/17 232/15 233/13 234/2 234/4 234/9 237/19 238/4 238/8 238/11 238/19 238/25 238/25 243/8 245/6 247/3 247/25 248/25 250/4 252/8 252/11 252/19 257/1 257/18 260/9 261/16 261/21 261/23 264/4 274/3 274/12 274/25 275/18 278/3 285/25 286/1 289/1 289/9 289/18 291/18 294/4 294/11 295/2 295/18 295/21 297/9 304/9 307/19 316/20 316/22 317/1 317/10 317/22 318/17 322/4 325/14 325/22 329/13 329/22 330/17 330/20 331/23 331/24 334/5 334/6 334/12 334/13 334/21 335/3 335/21 338/10</p> <p>anybody [14] 63/5 97/4 97/7 97/10 112/24 120/20 122/19 125/3 148/5 205/25 208/18 208/20 213/15 330/22</p> <p>anyone [16] 21/20 61/14 65/3 78/2 119/5 119/18 139/13 150/13 194/21 194/23 205/2 206/24 209/20 214/24 312/17 320/11</p> <p>anything [30] 31/14 33/5 60/3 64/10 64/12 65/4 94/25 96/20 116/16 119/18 119/19 121/7 121/15 123/20 124/24 127/12 128/18 134/3 151/2 178/5 179/9 199/7 201/11 234/20 247/25 248/10 252/13 313/16 315/18 336/24</p> <p>anything's [1] 118/8</p> <p>Anytime [1] 205/6</p> <p>anyway [3] 47/2 193/25 245/20</p> <p>anyways [1] 109/8</p> <p>anywhere [4] 44/1 126/22 126/25 181/14</p> <p>apart [2] 206/5 242/6</p> <p>apologies [3] 249/11 255/10 318/25</p> <p>apologize [9] 17/15 44/15 69/7 80/3 101/4 135/14 140/6 277/13 319/3</p>
--	--	---	--	---

<p>A</p> <p>apparently [1] 254/3</p> <p>appeal [5] 325/15 325/21 326/5 326/14 327/1</p> <p>appeals [2] 325/24 327/7</p> <p>appear [1] 202/16</p> <p>appearance [4] 153/1 153/16 161/19 161/24</p> <p>APPEARANCES [1] 1/19</p> <p>appeared [2] 170/5 240/23</p> <p>appears [6] 91/16 202/14 202/19 222/21 226/7 226/14</p> <p>apples [1] 33/2</p> <p>applicant [47] 16/14 16/24 21/16 37/16 43/25 73/18 75/4 78/3 109/15 112/9 112/10 120/16 120/25 121/16 121/19 124/4 124/10 160/14 174/7 174/13 174/19 174/24 175/15 178/8 180/9 183/3 184/20 192/23 193/3 209/13 219/20 228/2 230/23 232/12 233/14 244/4 245/2 245/3 245/19 247/1 247/15 248/6 303/25 323/22 324/13 334/6 334/12</p> <p>applicant's [7] 72/17 178/10 193/17 302/4 331/11 331/12 331/15</p> <p>applicants [41] 38/4 53/9 72/17 84/25 114/11 121/25 122/6 122/13 149/23 150/1 150/17 163/19 163/22 181/4 182/10 183/12 183/21 196/20 201/12 201/23 205/20 209/23 216/4 234/9 315/21 316/5 316/18 316/23 317/3 317/16 317/16 317/17 318/19 319/20 320/4 323/11 323/23 326/19 331/6 331/17 331/23</p> <p>applicants' [1] 118/19</p> <p>application [251] 5/14 7/25 8/14 8/21 9/1 15/1 18/10 19/3 19/3 21/20 29/15 30/4 31/4 31/7 33/8 34/4 34/11 35/8 35/11 42/22 44/6 44/10 44/20 49/14 49/15 49/17 50/22 50/25 51/5 51/21 52/2 52/17 52/21 52/25 53/6 53/20 54/10 54/23 54/25 55/9 55/18 55/22 56/8 57/4 57/19 58/10 58/20 58/21 59/21 68/24 72/9 72/14 73/12 74/21 78/4 80/23</p>	<p>81/12 81/15 81/23 82/24 83/11 83/17 83/23 84/6 84/23 85/8 85/21 88/1 88/3 88/4 88/6 88/8 89/4 90/3 90/11 90/23 91/1 91/4 91/15 91/16 91/19 91/20 92/11 92/17 93/7 93/15 93/25 94/7 94/9 94/20 96/21 97/2 97/3 97/19 97/22 99/3 99/23 100/6 100/7 100/15 102/16 102/22 108/18 108/22 109/2 109/5 109/18 109/19 110/5 112/14 112/15 112/18 113/5 113/14 116/12 117/8 118/22 118/22 123/4 124/6 125/17 127/14 131/25 132/24 138/1 138/5 140/17 142/19 143/3 143/6 144/8 144/24 148/6 150/12 156/13 158/22 163/20 163/22 165/3 165/3 165/5 166/3 168/4 168/14 168/21 170/8 170/13 175/15 176/2 176/13 181/9 181/12 181/14 182/18 182/23 184/14 188/21 189/11 195/4 196/21 198/24 206/15 209/7 209/24 211/12 211/15 212/9 216/19 222/20 222/23 224/21 227/9 227/13 228/3 228/4 229/18 229/19 229/20 230/23 232/6 232/21 234/3 234/22 236/21 236/24 237/22 242/12 246/1 246/11 246/14 247/21 248/8 251/14 252/1 252/4 258/21 279/18 280/10 280/17 281/7 281/18 282/3 282/10 282/12 282/17 282/21 286/8 287/5 287/15 287/17 288/2 289/2 289/12 289/12 289/23 292/1 292/5 292/5 294/5 298/23 299/7 299/15 300/17 302/4 302/16 303/2 303/13 303/16 306/25 307/8 308/24 309/8 309/20 310/16 310/23 314/18 315/21 316/7 316/24 317/2 317/9 317/22 322/5 322/10 323/1 327/19 330/1 331/10 332/3 334/8 334/14</p> <p>applications [101] 9/20 15/17 49/12 53/21 58/12 60/13 61/19 62/2 62/9 62/11 73/12 74/19 78/7 82/3 85/1 85/13 85/24 86/8 88/11 88/24</p>	<p>110/23 110/25 114/14 118/19 120/20 123/14 123/15 129/9 138/7 150/18 164/3 170/22 176/8 176/12 182/5 182/25 192/2 192/4 192/7 192/9 192/11 192/14 192/15 192/22 193/6 193/16 193/25 194/3 194/5 194/9 194/11 195/11 195/15 195/20 196/6 199/12 201/22 209/11 209/14 209/25 210/22 211/1 211/5 211/6 212/1 215/5 216/2 216/4 220/9 223/9 223/10 226/9 226/19 226/20 227/3 227/4 227/8 227/12 228/5 230/1 241/4 241/9 241/10 241/11 241/22 243/13 251/17 283/5 290/4 290/10 292/9 292/19 293/11 294/9 294/13 295/8 307/16 309/14 310/13 317/7 327/19</p> <p>applied [24] 4/25 16/7 21/9 32/2 35/14 40/5 42/14 42/18 44/2 44/16 48/16 86/11 110/23 117/9 122/22 137/1 164/2 182/18 184/20 196/14 196/20 248/3 313/22 331/25</p> <p>applies [31] 191/17 217/6 218/21</p> <p>apply [13] 38/18 70/23 86/12 86/22 87/10 87/13 102/11 110/24 137/3 168/3 201/22 227/14 313/14</p> <p>applying [7] 31/18 42/6 42/9 56/10 269/18 313/12 318/21</p> <p>appointment [1] 335/15</p> <p>appreciate [5] 119/13 138/10 219/6 235/22 304/8</p> <p>appreciation [1] 152/7</p> <p>approach [1] 322/10</p> <p>appropriate [6] 11/14 74/7 188/16 189/3 219/19 266/23</p> <p>appropriately [3] 174/21 175/2 204/14</p> <p>approval [15] 7/9 31/20 31/24 104/7 104/14 104/17 104/25 105/1 105/18 105/20 188/11 271/12 272/1 272/12 272/23</p> <p>approve [9] 188/20 188/22 188/24 265/16 290/13 290/18 309/7 313/8 313/11</p> <p>approved [31] 5/17 7/13 7/17 11/17 103/3</p>	<p>107/10 150/12 174/22 175/4 187/1 187/2 187/3 188/4 188/9 189/19 189/23 204/15 266/4 268/5 270/12 271/4 273/8 273/21 273/24 274/1 278/12 278/15 279/2 279/4 279/12 279/14</p> <p>approves [1] 188/19</p> <p>approving [2] 274/14 312/21</p> <p>approximately [3] 253/3 263/21 282/17</p> <p>April [1] 202/15</p> <p>arbitrarily [1] 144/23</p> <p>arbitrary [1] 145/14</p> <p>architecture [1] 92/7</p> <p>are [155] 14/22 15/4 15/23 22/12 22/25 23/1 23/15 25/9 29/25 32/12 32/22 33/3 36/19 38/5 38/17 39/13 40/13 40/14 40/24 46/12 49/2 49/12 51/25 52/2 52/21 56/10 65/12 67/10 67/13 70/11 70/18 75/7 78/15 78/22 79/1 87/17 90/22 90/24 96/2 102/12 103/1 104/4 107/25 112/4 115/3 115/5 116/5 116/13 118/7 118/7 118/9 120/4 122/23 125/11 131/13 133/4 133/8 134/14 142/5 142/18 142/21 142/24 144/1 144/21 146/12 147/8 147/11 151/20 157/13 165/24 166/16 169/17 174/6 174/25 175/5 175/12 177/18 178/24 185/8 187/1 189/6 189/14 189/21 191/14 194/9 198/8 203/4 203/6 203/7 203/16 205/13 205/19 205/23 211/19 212/20 212/24 213/14 214/17 217/5 217/21 218/22 219/25 220/11 221/3 221/8 225/17 228/15 228/18 228/24 229/5 229/5 229/10 232/6 233/17 235/11 236/15 237/24 238/11 239/12 244/25 245/8 245/11 246/22 249/19 252/20 253/4 255/22 257/5 257/11 257/22 260/2 265/12 268/14 274/25 275/18 278/23 279/7 291/17 293/21 314/24 317/7 317/8 320/3 320/4 321/16 322/9 322/13 322/15 335/6 335/7 335/14 335/17 335/21 335/25 336/19</p> <p>area [13] 5/5 5/17 6/9</p>	<p>25/4 76/4 76/5 78/12 103/14 108/15 114/21 192/13 215/19 259/16</p> <p>areas [8] 52/7 53/3 87/1 120/4 150/19 158/17 177/1 328/14</p> <p>aren't [3] 87/17 121/22 221/1</p> <p>argument [1] 255/12</p> <p>argumentative [4] 59/13 125/25 168/5 322/21</p> <p>Argumentive [1] 300/3</p> <p>arguments [1] 337/2</p> <p>Armen [2] 314/24 316/19</p> <p>around [10] 62/13 75/17 78/18 126/8 163/11 185/10 206/3 252/19 292/25 328/11</p> <p>arrangements [2] 218/25 219/2</p> <p>arrival [1] 166/15</p> <p>arrived [4] 166/9 166/19 241/15 241/21 245/10 295/1</p> <p>Arville [5] 42/13 44/7 53/24 86/3 110/18</p> <p>as [268] 4/8 4/9 5/20 5/20 7/20 8/3 8/21 10/14 14/2 14/19 15/15 23/15 23/18 24/16 26/1 26/12 26/12 26/14 26/18 27/12 27/12 27/20 27/20 29/25 29/25 30/25 31/21 31/21 32/3 32/12 32/16 34/2 36/12 37/15 37/20 37/20 43/1 43/17 43/19 44/23 49/19 50/5 50/6 50/25 52/21 53/8 54/9 55/8 57/8 57/9 58/1 59/25 66/11 66/17 74/11 75/4 75/23 82/19 83/4 83/13 86/2 91/25 91/25 99/11 99/17 99/17 102/11 112/23 112/23 113/18 113/21 115/2 115/10 116/4 117/16 118/14 118/14 119/19 119/19 120/22 120/22 120/25 120/25 120/25 121/7 124/18 131/5 136/10 136/10 138/13 138/13 145/23 146/16 149/2 149/9 149/9 151/25 152/1 153/1 153/5 153/10 153/21 154/2 154/23 155/3 155/4 155/19 155/21 156/13 157/7 159/2 159/2 159/12 159/16 159/16 160/16 160/18 168/2 169/8 169/16 170/11 170/11 170/11 171/22 172/3 174/21 174/22 175/3 175/3 175/24 176/9 176/14 176/15 177/1</p>
--	---	---	--	--

<p>A as... [134] 179/4 179/4 180/5 182/2 182/4 182/18 183/10 183/10 183/22 185/24 187/2 187/3 188/23 191/21 192/10 195/10 195/19 196/3 196/9 198/23 199/19 199/21 201/10 201/17 201/21 203/17 204/14 204/14 204/17 204/21 209/4 211/21 214/5 214/5 214/7 215/5 216/14 216/23 217/6 217/9 220/5 220/6 221/2 222/15 222/18 222/23 223/10 226/6 227/14 229/2 229/5 229/7 232/5 232/16 245/6 247/25 255/13 256/4 258/9 270/1 271/8 271/16 272/24 273/11 279/17 280/12 280/21 280/23 281/12 281/21 283/20 286/11 286/12 286/12 286/17 287/9 288/12 288/25 289/19 289/19 291/22 291/24 291/24 294/6 294/23 296/7 296/10 296/13 296/23 297/5 298/3 298/5 298/13 299/7 299/9 299/16 299/25 303/4 303/7 303/17 304/18 305/2 305/25 306/15 306/20 313/17 313/21 314/1 315/8 315/23 316/9 321/8 321/19 321/19 324/17 325/1 325/18 326/15 327/4 327/4 328/2 328/8 328/8 328/14 328/19 329/2 329/6 330/7 331/15 331/15 332/19 333/16 334/12 334/12 Asian [2] 310/20 310/20 aside [1] 124/1 ask [39] 6/7 6/13 7/24 8/4 17/4 20/2 26/25 27/9 38/3 68/23 69/1 69/10 76/2 95/9 121/23 124/21 142/19 144/2 149/5 159/25 200/1 213/5 213/21 215/7 218/20 220/14 253/12 257/7 278/23 279/16 282/2 282/12 282/20 286/10 292/15 293/17 303/10 313/11 326/11 asked [61] 8/11 8/13 19/3 33/17 34/25 52/16 52/23 58/13 58/20 67/6 75/11 77/2 98/11 99/22 100/4 101/15 102/10 102/11 105/21 113/14 120/1 121/24 125/2</p>	<p>125/4 126/21 128/15 130/23 132/7 138/10 139/12 145/16 146/2 146/8 149/1 149/22 159/20 161/4 200/8 202/23 214/3 214/9 215/19 215/20 216/15 217/9 217/18 228/7 243/5 251/13 259/5 260/8 265/2 287/22 288/13 301/18 305/15 313/8 321/6 326/11 334/15 335/5 asking [19] 28/7 28/7 31/23 41/5 41/5 41/7 55/11 59/3 66/7 66/23 67/25 112/4 173/22 239/12 283/2 312/20 319/6 323/20 330/20 asks [2] 208/20 320/16 aspect [2] 242/12 263/16 aspects [3] 120/5 121/9 246/22 Aspergillus [1] 165/18 asserting [1] 146/13 assess [1] 331/15 assessment [1] 226/10 assigned [2] 81/12 195/15 assignment [2] 230/12 230/15 assist [4] 49/16 55/9 210/16 220/12 assistant [5] 104/21 134/24 205/7 261/19 261/24 assistants [1] 195/14 assisted [5] 54/10 55/17 135/23 135/23 226/18 associate [4] 167/4 168/11 184/13 295/1 associated [2] 231/5 233/14 association [3] 35/15 67/11 315/9 assume [23] 7/10 9/8 9/19 9/24 10/1 11/10 16/2 26/7 33/10 40/18 42/25 58/14 58/22 59/22 66/11 70/22 73/10 77/6 151/2 256/10 262/6 262/10 335/2 assumed [1] 141/19 assumes [11] 270/5 280/1 281/1 282/22 283/20 298/17 300/5 305/5 309/24 310/3 319/7 assuming [9] 42/2 48/19 48/21 49/9 49/10 49/10 171/19 171/24 247/15 assumption [1] 10/6 assurance [7] 168/18 170/15 172/1 174/11 210/17 211/14 217/13</p>	<p>at [216] 6/2 8/12 9/20 9/23 10/6 11/6 11/11 11/21 11/21 12/6 13/5 13/10 13/21 14/8 14/23 15/6 16/15 16/20 16/21 17/16 17/17 20/25 34/17 34/22 36/8 36/9 37/2 39/7 40/5 40/16 40/22 43/10 43/16 44/6 44/17 46/24 51/16 54/1 54/21 55/3 56/23 59/5 60/11 61/13 61/14 62/11 62/18 64/23 65/18 66/6 67/4 67/5 68/5 72/8 72/9 73/11 73/25 74/11 74/17 76/10 79/23 80/7 81/19 81/22 83/4 83/24 84/4 90/2 90/19 91/22 94/2 95/4 96/6 97/1 97/2 98/8 99/18 99/20 101/7 101/21 102/23 103/22 104/17 109/13 109/13 110/4 110/5 111/12 111/24 112/13 115/25 116/5 117/7 119/5 122/20 125/1 125/13 125/13 127/12 128/17 129/21 129/24 132/22 137/22 139/11 139/13 140/15 148/23 151/19 152/10 153/11 153/12 154/9 155/11 156/19 167/8 167/17 169/8 169/17 176/5 177/19 179/16 179/21 180/10 183/10 183/11 183/14 183/23 184/1 184/2 184/13 184/16 184/22 185/12 186/15 186/17 186/17 187/5 187/16 187/17 188/20 188/23 189/10 189/12 193/15 194/16 194/17 194/21 195/8 196/19 197/1 199/3 199/9 199/11 200/1 200/15 200/16 201/21 204/3 204/11 206/8 206/21 207/4 212/13 216/14 218/19 219/23 220/13 221/22 222/1 222/15 226/5 229/20 234/7 239/10 241/19 242/5 243/19 243/22 246/7 246/19 247/7 247/7 248/22 248/24 254/8 255/25 257/5 258/16 260/6 262/23 278/14 285/3 285/4 285/5 285/5 286/5 304/13 304/14 315/2 315/5 315/7 315/10 320/5 322/7 326/17 327/7 328/2 330/13 331/24 335/5 335/10 335/14 336/17 336/21 337/8 Atlantis [1] 6/8 attach [3] 283/25</p>	<p>284/13 285/3 attachment [2] 227/10 227/14 Attachments [3] 196/16 196/25 197/18 attempt [1] 192/21 attend [5] 12/9 108/5 213/8 213/9 240/8 attended [5] 67/4 82/13 107/5 213/15 286/2 attention [1] 152/23 attitude [1] 97/1 attorney [20] 5/9 7/25 8/22 8/24 25/22 25/24 42/24 55/24 61/2 76/14 76/17 83/5 90/8 119/14 140/14 140/17 141/20 141/21 141/21 256/11 attorney's [1] 140/13 attorneys [10] 15/5 52/6 69/18 71/20 117/15 119/10 124/17 138/21 141/18 239/1 Attorneys' [1] 89/22 audible [6] 20/23 87/18 252/10 257/13 257/14 257/15 audio [2] 317/25 338/4 AUDIO-VISUAL [1] 338/4 audit [2] 189/8 233/23 auditor [3] 203/7 206/5 249/7 auditors [7] 24/10 26/5 188/20 189/8 189/14 206/5 208/17 AUGUST [2] 1/12 4/1 authority [54] 124/6 234/20 253/24 253/25 264/3 264/4 264/5 264/20 277/5 279/17 280/9 280/19 281/8 281/17 282/2 282/20 286/7 286/8 287/6 287/16 288/1 288/11 296/7 296/8 296/11 298/9 298/21 299/6 299/14 299/22 300/17 301/8 302/17 302/25 303/14 303/15 303/22 303/24 304/25 305/10 306/5 306/14 309/11 309/13 309/22 310/9 311/23 312/6 324/7 329/10 329/13 329/19 329/21 329/25 authorized [3] 185/1 233/17 286/22 available [21] 34/14 35/22 38/21 55/8 57/9 120/18 122/1 150/18 156/23 167/21 196/8 196/11 205/11 205/15 205/23 205/25 206/1 317/15 320/11 320/13 336/4 average [6] 18/18 157/11 170/3 172/5</p>	<p>176/16 188/13 award [4] 86/1 124/3 124/4 230/16 awarded [9] 86/18 87/9 314/8 325/16 325/25 326/4 326/13 327/2 332/15 awards [1] 316/24 aware [114] 7/1 7/14 8/18 9/13 9/15 13/7 13/10 13/11 16/16 21/1 25/9 25/10 26/12 26/14 29/16 29/25 38/3 38/5 39/25 40/13 40/14 40/16 40/23 40/24 41/1 41/14 41/19 41/25 43/17 54/23 55/1 65/18 66/13 67/10 67/13 67/14 67/16 67/17 70/11 70/11 70/14 70/18 73/8 90/22 90/24 109/6 109/21 109/22 116/11 116/14 119/18 121/25 122/5 122/21 122/23 131/20 131/20 133/23 164/24 174/7 192/24 194/1 194/9 205/19 209/20 209/22 209/24 211/20 211/24 212/21 212/25 213/14 214/17 226/17 226/24 228/14 228/18 229/9 234/21 237/24 238/3 238/8 238/11 249/19 249/21 259/2 266/3 266/14 266/21 267/6 268/4 268/14 269/2 269/15 269/20 271/23 272/20 283/4 285/10 289/19 292/7 292/17 293/10 294/2 294/3 297/16 304/9 304/13 315/20 316/2 316/4 322/14 328/13 334/12 awareness [2] 223/9 297/9 away [1] 74/11 awesome [2] 25/5 25/6 <hr/> B Bachelor [2] 295/1 295/1 back [42] 4/21 8/20 11/22 12/11 23/4 30/25 37/23 47/15 51/5 58/18 61/9 98/12 100/19 111/9 117/23 125/9 126/20 128/25 138/12 138/16 144/16 146/3 149/1 151/4 151/9 152/6 152/7 155/22 179/22 180/2 199/11 200/13 218/23 222/1 229/25 235/21 254/23 258/10 260/6 277/5 286/6 331/19 background [4] 55/20 266/23 268/16 269/4 backgrounds [1]</p>
--	--	---	---	--

<p>B</p> <p>backgrounds... [1] 294/22</p> <p>backward [3] 331/14 331/20 332/4</p> <p>bad [2] 191/21 254/18</p> <p>badly [1] 113/16</p> <p>ballot [19] 13/12 13/23 14/13 34/21 35/19 65/22 66/5 66/8 66/10 67/7 68/11 266/1 270/13 271/13 271/25 274/13 286/21 287/25 288/2</p> <p>bank [2] 58/6 58/6</p> <p>banks [1] 58/5</p> <p>bare [1] 161/2</p> <p>barely [1] 117/20</p> <p>based [11] 33/7 72/17 77/8 141/22 144/16 145/17 146/4 220/14 266/12 275/21 313/22</p> <p>basic [4] 132/5 132/6 132/8 172/20</p> <p>basically [5] 35/15 163/5 168/21 169/25 190/19</p> <p>basics [1] 329/3</p> <p>basis [10] 24/25 26/6 119/6 119/20 194/10 212/17 217/14 221/14 262/21 332/16</p> <p>Bate [5] 43/11 72/9 221/21 223/17 224/12</p> <p>Bates [3] 224/22 225/16 235/19</p> <p>be [272] 4/10 10/20 11/6 12/16 13/20 14/9 14/19 21/8 21/16 24/21 26/4 26/22 28/6 31/11 32/6 32/12 34/4 35/14 36/1 36/5 36/13 36/14 36/22 37/3 37/6 39/9 40/8 42/19 52/7 55/20 59/1 59/7 60/16 61/19 63/2 63/7 63/9 64/1 64/14 70/22 71/18 73/5 73/6 73/16 74/6 74/24 75/3 75/10 76/1 82/5 83/5 83/25 84/2 91/12 91/13 94/6 99/14 99/23 100/13 100/17 104/13 106/19 110/21 112/22 113/8 124/7 124/8 124/9 125/17 126/6 127/19 129/9 132/20 133/13 137/4 139/10 142/2 142/3 142/3 146/14 148/11 149/10 150/5 152/2 153/16 154/20 155/20 155/24 158/11 158/15 159/7 159/10 160/14 161/9 161/14 161/21 163/4 163/17 163/23 164/10 164/24 164/24 165/4 165/6 165/21 165/25 167/1 167/7 167/16</p>	<p>168/17 168/23 169/1 170/2 170/2 170/3 170/5 170/14 171/16 171/17 172/1 173/6 173/9 173/9 173/12 174/8 174/21 175/2 176/5 176/16 176/17 177/2 178/10 178/13 178/22 179/3 179/13 180/19 180/20 181/3 181/8 183/1 183/16 184/17 185/6 185/9 185/11 185/13 187/12 187/20 188/8 189/19 191/9 191/11 191/14 191/15 192/12 192/18 192/19 194/25 195/4 196/15 196/25 197/17 198/11 198/16 200/2 200/18 200/25 201/11 202/10 202/14 202/19 203/4 203/12 204/3 204/11 204/14 206/7 207/19 207/19 209/14 215/3 216/8 221/4 221/17 222/21 225/22 226/14 229/7 231/8 231/11 231/19 231/22 231/25 232/17 232/25 233/13 234/9 236/16 239/5 240/23 241/5 244/5 244/25 245/17 245/22 246/11 246/13 246/24 247/6 247/12 251/8 253/17 256/15 256/19 261/24 263/20 265/5 267/8 268/15 269/4 270/13 270/20 277/6 281/16 286/11 286/18 286/21 289/2 289/2 295/8 296/20 304/20 307/23 308/13 309/14 310/13 313/9 313/22 313/23 314/1 314/4 317/9 317/10 318/4 319/18 320/2 320/11 320/13 320/15 320/17 324/12 324/15 324/23 326/23 326/23 328/21 329/6 332/3 332/15 333/3 333/7 333/11 333/12 335/16 335/18 336/3 336/4 336/7 336/18 337/6 337/7</p> <p>beat [1] 138/16</p> <p>became [2] 273/24 279/13</p> <p>because [121] 5/10 5/12 6/17 7/1 8/7 9/16 11/5 13/16 13/20 13/24 15/4 18/25 19/21 25/19 27/25 29/8 30/3 31/14 31/16 31/18 31/23 32/1 34/10 34/13 35/5 35/19 36/12 38/18 48/7 48/23 49/7 52/8 53/5 54/5 56/9 56/14 57/16 58/6 63/8 63/20 63/21 67/23</p>	<p>68/21 70/16 71/9 74/22 75/10 77/2 80/9 80/11 80/23 82/5 83/7 86/3 86/4 86/6 87/1 89/13 92/25 93/22 95/16 95/17 97/2 99/3 99/5 99/6 99/15 101/17 102/18 103/4 108/24 112/25 113/17 120/19 124/16 125/1 126/3 128/7 128/14 130/6 132/3 134/11 137/17 138/17 140/15 141/7 141/19 141/25 142/3 142/24 144/10 146/12 146/14 148/2 148/10 149/7 149/18 150/20 156/16 172/6 179/23 180/25 189/16 204/16 204/19 206/5 216/21 216/21 224/24 225/15 234/19 242/11 244/3 253/22 255/14 260/5 305/15 318/11 329/15 335/10 335/15</p> <p>Becker [1] 315/13</p> <p>become [3] 241/10 249/21 333/21</p> <p>becoming [3] 193/25 266/24 276/4</p> <p>beef [1] 19/24</p> <p>been [125] 4/8 5/13 8/5 8/15 9/11 10/10 12/14 13/15 19/5 21/24 22/1 23/3 23/8 27/16 27/17 28/18 29/11 31/22 32/3 32/20 33/7 35/18 35/21 38/2 41/3 50/3 51/8 54/22 58/4 59/8 63/19 63/19 64/3 69/17 91/1 96/24 118/8 126/18 130/7 139/18 139/20 143/9 147/25 148/9 150/4 150/12 151/25 154/9 161/18 164/2 164/17 165/11 165/17 166/20 168/9 168/18 170/7 170/7 170/15 171/21 172/1 174/17 177/17 187/4 189/22 193/9 193/24 194/8 195/11 198/5 198/23 204/18 209/25 211/12 212/2 212/6 212/7 214/17 216/18 216/22 217/18 218/14 219/22 220/6 220/18 220/19 220/20 221/24 221/24 223/10 226/19 227/3 227/5 230/2 235/11 235/20 243/7 243/9 249/12 250/14 250/24 253/16 254/14 257/1 257/18 263/8 263/19 263/22 265/23 271/14 271/25 272/11 272/22 273/8 273/21 284/17 285/8 285/25 302/17 317/9 322/4 322/14</p>	<p>327/7 332/18 332/20</p> <p>before [70] 1/11 15/1 19/8 39/25 49/3 50/10 51/5 51/21 52/1 52/2 52/5 60/13 61/19 62/2 62/8 74/21 79/10 79/21 83/11 83/16 83/22 84/9 84/11 84/16 85/8 97/8 101/24 107/5 113/20 116/23 120/12 123/13 123/15 124/21 125/16 151/5 151/15 166/5 180/4 195/6 198/19 232/3 236/18 236/25 239/3 241/15 241/16 254/2 256/8 259/19 260/17 264/10 271/14 272/1 272/1 272/12 272/12 272/22 272/23 274/14 277/18 282/11 282/14 282/15 290/8 291/13 308/8 309/4 325/24 333/7</p> <p>beforehand [1] 84/22</p> <p>began [3] 216/2 284/11 308/8</p> <p>begin [1] 143/2</p> <p>beginning [6] 23/9 32/4 68/8 101/7 265/24 326/18</p> <p>begins [1] 144/17</p> <p>behalf [4] 14/16 26/2 28/24 59/1</p> <p>behavior [2] 63/24 65/6</p> <p>behaviors [1] 63/25</p> <p>behind [5] 11/4 118/1 118/5 118/5 160/13</p> <p>being [53] 4/8 13/24 28/2 29/5 30/25 36/5 52/2 52/21 81/23 99/1 107/15 107/16 107/22 124/24 128/19 129/17 138/10 140/11 142/5 145/23 146/21 150/4 151/25 155/21 156/8 201/23 220/5 222/15 222/18 240/12 253/18 253/20 255/13 257/19 264/12 266/13 266/22 267/17 268/5 269/17 278/7 285/5 304/22 305/17 308/22 312/22 314/8 316/24 321/17 325/24 333/3 333/16 333/24</p> <p>belief [1] 285/7</p> <p>believe [86] 11/18 12/15 20/6 21/12 21/15 38/7 38/8 38/13 52/16 55/7 76/19 76/21 77/11 77/13 95/13 100/4 100/7 106/10 108/8 108/24 109/1 120/2 120/23 121/7 123/15 123/18 126/13 130/1 142/24 144/10 144/22 145/12 145/13 145/17 147/4 157/10 162/2</p>	<p>162/10 163/25 164/4 167/21 172/13 175/16 180/24 190/8 190/11 191/1 193/8 196/1 199/13 201/14 201/16 208/7 211/13 213/25 227/18 229/3 231/2 232/4 232/22 236/14 241/14 243/5 243/23 251/20 259/16 261/2 273/8 273/24 274/1 276/14 284/10 284/21 285/20 301/21 305/9 319/18 322/15 328/5 328/18 329/15 330/10 331/5 332/25 333/5 336/17</p> <p>believed [6] 77/8 108/7 110/22 111/5 124/5 166/19</p> <p>below [7] 14/15 51/14 94/3 163/4 178/12 201/7 297/3</p> <p>BENCH [1] 1/13</p> <p>beneficiaries [2] 101/16 102/8</p> <p>benefit [7] 98/24 99/1 99/11 99/12 99/17 100/17 321/19</p> <p>benefits [1] 63/3</p> <p>besides [2] 55/19 205/3</p> <p>best [10] 33/4 37/17 37/19 51/4 65/13 65/14 234/16 257/7 257/15 258/14</p> <p>better [28] 9/6 9/9 9/21 51/3 53/1 75/9 122/4 138/22 142/3 151/10 152/8 154/24 155/17 155/24 161/14 173/5 173/6 173/23 174/12 174/18 174/23 175/14 179/10 187/18 295/8 305/16 311/20 330/1</p> <p>between [10] 24/1 25/19 108/11 161/6 237/9 238/12 255/11 255/19 315/22 335/2</p> <p>beyond [12] 155/20 159/19 161/1 161/2 173/12 176/24 177/10 177/22 178/2 179/9 280/19 281/8</p> <p>bias [3] 26/19 36/5 48/22</p> <p>biased [1] 114/8</p> <p>BICE [5] 2/11 3/14 239/4 248/16 250/17</p> <p>bid [1] 5/25</p> <p>bidder [2] 322/13 322/17</p> <p>bidders [1] 322/11</p> <p>bidding [3] 60/6 124/3 142/1</p> <p>bids [1] 8/10</p> <p>big [8] 54/5 122/11 126/16 129/11 138/23 150/5 247/16 329/3</p>
--	---	---	--	---

B	112/2 116/21 124/13 127/7 132/18 136/16 137/20 246/4 246/20 bribery [1] 9/12 briefly [2] 170/10 251/12 bring [4] 14/25 122/12 122/17 231/11 brings [1] 260/5 Britten [1] 336/3 broad [1] 32/16 BRODY [2] 2/16 22/4 broke [1] 256/17 broken [3] 203/8 206/5 218/14 brother [2] 92/13 93/12 brought [10] 57/9 99/17 102/1 102/1 119/9 215/16 271/25 272/12 272/22 274/5 Brown [12] 49/19 49/25 50/3 52/16 52/23 58/12 60/2 135/20 135/22 140/16 314/17 314/20 Brownstein [3] 141/2 141/5 141/13 bud [1] 19/15 budget [9] 20/13 20/15 20/17 90/13 90/17 135/1 143/5 143/23 144/7 build [2] 35/23 75/19 building [22] 42/7 42/13 42/14 44/17 44/19 53/24 92/14 92/21 93/1 93/12 93/13 119/12 152/24 153/13 153/15 157/9 158/25 159/1 182/1 182/15 183/17 294/23 built [1] 5/25 bullet [8] 167/24 168/1 168/10 169/18 170/24 175/10 176/3 192/19 BULT [1] 2/2 bunch [2] 19/15 20/13 bureau [2] 36/10 80/7 bus [1] 245/13 business [24] 20/7 27/17 28/18 56/19 64/3 65/10 72/19 83/8 83/8 106/20 115/2 115/9 116/4 134/21 136/3 136/6 137/3 140/23 193/17 229/2 261/20 264/17 284/21 332/7 businesses [4] 27/23 87/3 194/12 229/10 busy [1] 26/4 but [214] 5/11 6/2 6/16 7/10 7/15 7/24 8/5 9/18 10/2 14/22 15/7 15/17 16/1 17/4 17/9 17/14 18/8 18/11 18/16 20/11 25/10 25/23 26/1 26/19 27/20 28/9 29/7 29/10 29/12 30/9 32/2 32/3 32/24 39/2 39/7 40/2	40/5 40/18 40/20 42/4 42/24 43/1 43/19 44/1 44/6 44/16 44/20 47/4 48/6 48/12 50/6 53/19 54/1 54/25 55/7 56/12 61/17 62/8 62/24 64/11 65/4 66/13 68/16 69/17 70/9 70/12 71/24 74/9 79/22 81/18 83/7 83/12 83/15 84/6 85/18 86/5 87/9 89/11 89/15 90/16 91/25 92/4 92/11 92/16 93/14 93/17 94/2 94/22 95/2 95/5 95/10 99/11 99/18 100/8 100/18 101/13 102/5 102/7 105/22 106/21 108/4 109/5 110/5 112/21 112/21 113/2 113/15 114/1 116/2 116/9 118/14 122/11 123/22 124/18 125/12 126/18 126/24 129/10 132/4 134/9 137/3 138/21 139/11 140/14 141/19 143/10 144/1 146/16 148/22 151/5 154/22 155/10 155/16 156/1 156/10 159/2 161/22 162/10 163/16 166/8 166/23 169/25 170/18 171/16 171/19 171/19 173/5 174/5 178/5 178/12 181/1 184/16 185/6 187/11 187/18 189/8 190/19 193/5 193/9 195/16 198/13 198/14 199/9 200/11 205/14 208/16 210/3 216/14 218/21 219/5 220/5 220/7 220/11 220/14 221/11 222/22 224/3 224/7 225/22 226/6 226/17 227/18 228/14 228/20 229/9 229/15 232/18 232/24 234/5 236/23 237/2 238/2 238/4 239/5 242/4 242/21 243/24 250/6 251/7 253/16 254/18 265/4 285/3 291/12 293/1 293/6 318/25 319/5 319/19 331/23 332/7 333/12 333/24 333/25 buy [5] 5/25 6/15 244/17 275/10 275/11 buying [3] 6/8 6/10 110/13	223/16 317/22 317/23 328/18 328/20 328/22 328/23 330/13 called [11] 4/8 75/24 77/12 100/23 100/25 104/25 105/7 131/16 148/20 151/25 334/14 callers [1] 330/20 calling [3] 59/2 334/7 334/9 calls [29] 106/25 164/8 189/24 212/10 214/11 226/11 227/16 258/22 259/21 265/20 270/14 273/2 275/13 275/24 276/17 277/20 277/23 279/25 280/20 299/24 300/2 301/9 308/17 310/5 311/3 311/11 324/1 325/6 325/20 came [26] 7/25 11/20 11/21 29/11 34/21 43/9 57/22 61/19 67/6 72/22 108/2 113/21 123/15 125/17 128/25 180/24 189/18 199/19 199/20 209/5 209/5 215/5 243/3 273/19 284/10 330/7 camera [6] 183/11 183/14 184/12 184/15 184/18 184/22 cameras [1] 11/21 campaign [1] 65/24 can [166] 4/15 5/21 7/10 11/6 12/2 14/13 16/20 16/22 25/15 30/12 41/15 53/17 59/3 59/16 59/17 69/2 69/23 78/16 85/13 87/5 90/19 91/5 91/9 91/9 91/10 94/10 94/10 97/14 101/19 103/13 103/17 105/4 105/9 109/10 111/22 114/21 115/14 116/2 116/3 117/2 119/23 123/12 124/20 127/4 130/16 131/8 131/19 132/18 132/19 136/16 136/17 137/20 137/21 143/8 144/1 145/5 146/23 150/24 153/5 154/6 154/8 155/1 155/11 155/11 156/15 160/24 160/24 163/12 164/15 165/14 168/7 171/22 173/17 180/2 182/22 184/6 184/9 185/4 185/9 185/14 185/24 186/4 186/8 186/17 190/13 190/15 190/24 193/1 194/17 196/4 202/12 203/10 204/11 214/6 217/1 218/8 220/21 222/17 224/8 225/8 225/9 227/11 229/13 230/18 232/10 232/23 232/25 236/16 244/11	245/2 247/19 248/21 249/6 250/9 251/19 253/5 253/8 254/1 254/2 254/6 254/20 257/2 257/7 257/9 258/12 258/13 258/25 259/1 259/15 262/8 264/20 267/14 272/18 273/16 273/16 275/7 275/7 275/10 275/10 275/22 281/5 285/2 285/22 287/12 289/7 290/16 292/14 292/14 292/24 293/5 293/6 293/17 300/10 301/2 308/6 311/20 316/25 318/10 318/10 318/25 319/25 323/16 328/8 329/24 331/19 335/13 can't [25] 38/18 58/5 58/6 64/23 66/2 69/4 69/21 77/14 87/6 96/4 108/4 115/11 135/5 140/8 141/12 142/15 156/16 167/11 167/25 173/8 191/24 215/25 219/18 285/3 335/15 canceled [1] 97/3 Canna [11] 87/21 87/24 87/24 88/7 118/7 118/9 137/6 137/16 137/17 137/25 138/3 cannabis [5] 23/12 69/22 149/8 164/23 283/17 cannot [2] 106/18 283/24 cap [2] 13/14 13/16 capabilities [1] 108/16 capable [1] 251/24 capital [2] 276/14 276/14 card [4] 188/2 188/5 284/21 284/22 cards [1] 190/6 care [3] 164/13 203/18 243/19 career [2] 258/11 291/19 carries [2] 256/15 256/23 carry [2] 30/3 212/25 carrying [1] 206/3 Carson [4] 166/15 195/14 284/17 284/18 case [18] 1/5 6/25 9/11 21/19 22/7 22/22 38/2 96/25 144/7 154/2 154/19 219/21 225/25 227/18 249/19 266/12 332/2 333/24 cases [3] 64/19 198/6 198/8 cash [9] 20/7 20/7 56/14 56/19 57/8 57/9 57/25 58/9 121/22 Casino [1] 6/8 categories [4] 15/22 15/23 21/7 203/8
	C	C-r-o-n-k-h-i-t-e [1] 152/5 cabinet [1] 161/15 cabinets [1] 186/8 call [21] 24/13 26/24 27/2 27/4 27/9 27/25 60/20 77/4 95/9 123/12 125/22 128/19 130/13		

<p>C</p> <p>category [16] 20/2 20/5 20/12 21/2 21/4 89/16 148/10 155/16 157/1 157/1 159/4 159/7 160/18 170/25 171/2 175/23</p> <p>cause [3] 79/14 80/20 83/9</p> <p>causing [1] 293/7</p> <p>CAYLA [1] 2/17</p> <p>cell [3] 277/3 284/20 284/22</p> <p>center [4] 40/13 328/18 328/20 328/22</p> <p>certain [20] 67/6 122/13 148/21 149/23 170/12 193/11 218/22 236/22 242/22 290/3 309/14 309/19 309/20 312/21 318/19 319/19 320/3 320/4 324/21 324/22</p> <p>certainly [8] 48/9 66/13 130/25 193/6 214/20 220/15 237/19 238/4</p> <p>CERTIFICATION [1] 337/9</p> <p>certify [2] 188/16 338/3 303/13</p> <p>chair [4] 78/17 276/8 276/16 276/21</p> <p>chaired [1] 68/3</p> <p>challenge [1] 83/22</p> <p>chance [2] 39/5 86/5</p> <p>change [15] 7/2 7/13 53/5 57/16 91/20 224/15 242/24 253/20 254/1 254/6 254/10 254/12 278/8 282/20 288/18</p> <p>changed [7] 52/7 97/8 101/24 176/6 182/9 282/17 335/16</p> <p>changeover [1] 149/7</p> <p>changes [10] 52/1 52/9 114/13 277/6 277/8 277/16 277/17 277/18 278/3 278/7</p> <p>changing [1] 149/11</p> <p>Chapter [12] 268/7 268/9 268/12 268/14 269/16 270/21 271/5 278/5 278/12 278/15 305/18 308/14</p> <p>characterize [3] 96/12 99/11 315/8</p> <p>charge [3] 96/4 251/1 286/17</p> <p>Charleston [1] 247/17</p> <p>chart [33] 15/22 17/3 17/25 18/1 18/12 18/21 18/23 19/2 19/4 19/7 19/8 19/10 21/6 97/16 113/12 113/13 120/4 120/11 120/17 120/24 121/24 131/18 132/5</p>	<p>132/8 132/14 134/2 134/20 146/10 147/1 147/12 147/16 147/20 147/25</p> <p>CHATTAH [1] 2/2</p> <p>chatter [1] 4/21</p> <p>cheap [1] 29/5</p> <p>check [14] 107/24 153/18 155/14 155/19 156/22 159/1 186/6 186/16 186/17 187/16 187/16 199/17 229/25 293/5</p> <p>checked [9] 5/9 5/9 42/19 42/24 43/1 44/23 55/21 190/20 268/16</p> <p>checking [3] 186/15 188/2 209/19</p> <p>checklist [13] 154/2 195/5 202/16 203/12 203/24 204/24 205/2 205/8 205/11 205/15 206/2 206/12 208/16</p> <p>checklists [4] 203/2 203/6 203/7 205/13</p> <p>checks [2] 199/23 269/5</p> <p>chemical [2] 172/10 204/23</p> <p>chemicals [1] 163/4</p> <p>Cheyenne [5] 217/22 224/20 228/2 228/14 228/24</p> <p>chief [9] 189/11 233/19 233/23 258/9 262/3 262/14 262/24 263/12 265/3</p> <p>children [3] 101/8 102/13 335/11</p> <p>choice [1] 54/3</p> <p>chose [1] 28/22</p> <p>Chris [1] 115/1</p> <p>CHRISTIANSEN [1] 2/3</p> <p>CHRISTOPHER [1] 2/14</p> <p>churches [1] 267/18</p> <p>Circle [1] 16/15</p> <p>circling [1] 45/11</p> <p>circumstances [1] 332/3</p> <p>cited [1] 166/16</p> <p>cities [1] 50/9</p> <p>citizenship [1] 275/3</p> <p>city [25] 13/17 16/8 16/9 28/14 40/12 40/14 43/1 43/13 85/16 85/19 104/7 104/17 105/18 117/3 117/22 118/6 118/15 142/7 166/15 195/14 196/24 197/17 245/11 246/16 284/18</p> <p>civil [4] 29/19 31/4 34/3 96/13</p> <p>claim [1] 9/14</p> <p>claiming [1] 121/15</p> <p>clarification [4] 27/8 58/25 101/20 293/17</p> <p>clarified [2] 53/11 110/22</p>	<p>clarify [1] 30/5</p> <p>clarifying [1] 185/12</p> <p>Clarity [1] 269/12</p> <p>CLARK [24] 1/2 4/1 5/6 38/10 38/11 38/24 42/22 43/1 43/24 44/2 44/3 44/7 44/17 45/2 48/10 48/16 53/16 53/17 53/19 54/4 54/5 54/5 85/18 218/21</p> <p>clean [1] 163/6</p> <p>cleaning [2] 162/21 163/11</p> <p>clear [16] 22/25 63/10 73/2 104/13 110/21 110/24 116/10 117/6 119/16 158/15 184/3 246/1 268/23 269/10 304/7 327/17</p> <p>cleared [1] 5/10</p> <p>client [6] 37/17 74/20 79/16 140/14 145/7 250/24</p> <p>clients [7] 9/22 10/2 59/2 64/14 69/16 141/8 324/23</p> <p>close [6] 103/2 117/25 224/8 225/21 267/17 271/2</p> <p>closed [6] 29/23 30/2 30/12 333/2 333/3 333/8</p> <p>closures [1] 175/12</p> <p>Club [1] 67/4</p> <p>CNLV [1] 145/22</p> <p>code [8] 246/16 247/3 259/16 298/22 301/22 304/23 305/1 306/15</p> <p>coffee [1] 315/18</p> <p>Cohen [6] 14/15 55/14 82/23 83/5 83/7 102/17</p> <p>coincidental [1] 99/1</p> <p>colloquy [2] 255/8 335/2</p> <p>column [1] 246/8</p> <p>combination [1] 204/11</p> <p>come [17] 11/23 21/13 22/6 30/17 66/23 108/25 115/19 120/2 122/25 148/11 149/13 189/16 240/25 255/8 282/2 317/7 330/6</p> <p>comes [2] 23/23 120/10</p> <p>comfortable [4] 58/17 71/21 71/24 257/5</p> <p>coming [8] 22/12 74/1 75/2 133/8 152/7 176/23 333/24 335/21</p> <p>comment [6] 60/15 60/19 63/7 139/7 233/5 233/6</p> <p>commentary [2] 140/23 141/10</p> <p>comments [3] 18/21 18/24 107/19</p> <p>Commerce [4] 228/15 228/25 229/5 229/7</p>	<p>commission [38] 36/10 81/19 82/12 102/20 107/6 107/10 149/8 264/22 265/5 265/8 265/9 265/13 265/15 268/5 270/12 271/3 271/12 271/15 272/1 272/12 272/23 273/9 273/22 274/5 274/14 276/9 277/7 277/19 278/4 278/11 278/15 279/5 279/9 279/15 286/1 286/3 325/14 325/22</p> <p>commissioner [1] 50/14</p> <p>commissioners [1] 325/15</p> <p>committee [3] 35/13 81/20 290/9</p> <p>commonly [1] 49/12</p> <p>communicate [2] 24/18 315/2</p> <p>communicated [12] 24/12 261/3 261/5 261/7 261/9 261/11 261/13 261/15 261/17 316/14 316/17 316/18</p> <p>communicating [4] 26/4 27/6 315/4 315/10</p> <p>communication [2] 58/20 178/16</p> <p>communications [2] 307/25 316/21</p> <p>communities [1] 267/8</p> <p>community [10] 75/13 75/15 75/17 75/18 244/9 245/3 245/20 247/8 247/11 266/23</p> <p>companies [3] 150/5 314/7 314/8</p> <p>company [23] 17/22 19/11 23/4 24/1 28/24 37/3 54/12 54/13 54/14 58/2 99/18 100/18 102/18 106/7 126/19 131/15 132/8 228/15 229/9 229/10 232/23 233/14 236/16</p> <p>compare [1] 242/5</p> <p>compared [4] 29/5 96/14 147/4 296/3</p> <p>comparing [2] 33/2 209/19</p> <p>comparison [2] 32/24 33/1</p> <p>compartment [1] 163/3</p> <p>compete [2] 54/8 82/7</p> <p>competitive [5] 37/12 37/13 62/21 124/2 142/1</p> <p>complained [2] 108/6 143/1</p> <p>complaints [1] 17/2</p> <p>complete [5] 31/1 36/25 90/6 182/16 199/15</p> <p>completed [5] 168/18 170/15 172/2 203/2</p>	<p>243/9</p> <p>completely [6] 15/14 105/5 148/2 227/6 247/23 318/11</p> <p>compliance [50] 10/9 10/12 11/18 23/20 26/5 31/9 32/8 32/11 32/21 32/25 32/25 33/6 55/15 60/8 60/21 61/21 125/19 126/14 126/17 129/3 130/1 130/6 188/21 189/9 217/7 233/19 233/23 251/14 251/16 269/16 295/9 298/2 298/21 300/15 301/15 301/21 302/5 302/8 302/16 303/1 306/15 307/7 328/14 328/17 331/6 331/10 331/12 331/15 331/22 332/6</p> <p>complied [2] 269/19 331/21</p> <p>comply [3] 205/21 206/14 331/11</p> <p>complying [1] 298/22</p> <p>component [7] 158/21 165/15 169/7 172/6 173/24 182/23 186/24</p> <p>components [9] 156/20 157/15 167/5 169/23 171/6 172/15 175/12 178/24 220/6</p> <p>compound [5] 119/22 270/1 271/16 289/14 310/24</p> <p>compounds [2] 172/10 204/23</p> <p>comprehend [1] 251/22</p> <p>comprehensive [1] 78/24</p> <p>computer [2] 43/7 254/15</p> <p>computers [1] 167/22</p> <p>concept [1] 126/4</p> <p>concern [10] 12/23 14/23 36/8 51/19 81/22 127/21 240/23 255/14 266/22 329/3</p> <p>concerned [4] 7/1 129/3 267/7 267/22</p> <p>concerning [2] 24/21 111/17</p> <p>concerns [7] 12/22 13/5 15/18 29/7 82/20 82/24 85/8</p> <p>conclude [1] 334/19</p> <p>concluded [2] 15/2 334/23</p> <p>conclusion [18] 105/8 105/14 268/19 269/7 270/14 273/2 275/13 275/25 277/23 280/1 280/20 300/2 301/10 310/6 311/3 311/12 325/7 325/20</p> <p>conditional [3] 40/4 75/4 118/25</p>
--	---	---	--	---

<p>C</p> <p>conduct [4] 64/5 192/23 212/21 228/22</p> <p>conducted [6] 193/12 195/25 231/3 232/21 237/5 295/22</p> <p>conducting [1] 176/25</p> <p>conference [1] 63/19</p> <p>confers [1] 255/13</p> <p>confidential [13] 189/24 218/1 219/19 234/23 235/1 248/1 289/3 289/24 323/7 323/11 323/19 323/22 324/13</p> <p>confidentiality [3] 250/15 289/18 324/24</p> <p>confirm [5] 90/17 90/19 93/18 154/8 206/21</p> <p>confirmed [1] 118/18</p> <p>conformed [2] 193/17 200/3</p> <p>confused [3] 53/15 102/2 243/7</p> <p>confusion [1] 334/13</p> <p>conjunction [1] 211/22</p> <p>connected [7] 19/20 50/19 67/14 68/6 68/10 69/21 69/24</p> <p>connection [15] 41/24 115/2 115/3 115/5 115/20 116/4 116/16 116/16 117/4 119/1 119/4 119/7 119/17 119/20 122/22</p> <p>Connor [36] 9/15 10/1 25/2 25/3 59/1 63/11 63/11 63/14 63/15 63/17 63/24 64/4 68/19 70/10 70/19 141/7 202/15 205/3 236/24 237/9 237/21 238/12 240/14 261/10 283/14 284/6 284/9 285/1 285/10 285/16 314/16 316/5 316/15 316/18 320/3 330/6</p> <p>Connor's [1] 236/10</p> <p>Connors [1] 69/24</p> <p>consciously [1] 95/19</p> <p>consensus [1] 180/24</p> <p>consequence [1] 31/6</p> <p>consider [9] 37/14 159/20 159/25 160/9 163/8 216/18 302/4 326/3 326/12</p> <p>consideration [5] 73/17 98/19 144/19 298/23 307/8</p> <p>considerations [2] 98/14 98/18</p> <p>considered [4] 32/12 180/20 191/16 317/9</p> <p>considering [3] 109/24 122/18 271/12</p> <p>consistency [1] 242/9</p> <p>consistent [10] 153/3</p>	<p>176/23 220/4 220/7 220/18 221/17 241/5 270/13 270/20 280/10</p> <p>consistently [7] 209/11 210/22 210/24 211/2 211/5 211/8 241/12</p> <p>constant [1] 215/23</p> <p>construction [1] 162/20</p> <p>consultant [1] 20/20</p> <p>consultants [6] 51/4 52/6 146/5 316/23 317/4 324/22</p> <p>consumer [3] 178/11 188/1 188/3</p> <p>contact [19] 8/4 23/11 23/18 23/19 24/1 24/16 24/18 24/19 25/8 25/13 25/16 26/2 26/3 60/1 76/18 262/24 321/5 321/15 322/10</p> <p>contacted [4] 58/13 58/16 76/13 260/22</p> <p>contacting [1] 207/18</p> <p>contacts [1] 23/16</p> <p>CONTAIN [1] 338/9</p> <p>contained [3] 155/5 160/17 172/21</p> <p>container [1] 175/11</p> <p>containers [2] 175/11 175/12</p> <p>containing [1] 188/2</p> <p>contaminated [1] 302/7</p> <p>contending [1] 21/19</p> <p>content [7] 51/20 164/18 171/21 174/4 204/18 246/23 247/12</p> <p>contention [1] 250/23</p> <p>contest [1] 28/20</p> <p>context [4] 163/9 173/22 266/11 310/17</p> <p>Contine [8] 13/2 30/2 33/18 35/2 84/19 307/20 307/21 307/25</p> <p>continual [1] 24/25</p> <p>continue [2] 4/17 198/20</p> <p>continued [6] 3/4 3/12 4/19 152/16 176/22 331/22</p> <p>contract [2] 124/4 124/5</p> <p>contractor [1] 221/3</p> <p>contradicted [1] 15/12</p> <p>control [12] 12/24 93/1 185/21 208/23 209/2 229/19 229/23 242/11 243/6 243/6 243/8 243/12</p> <p>controlling [1] 64/20</p> <p>convenient [2] 179/13 206/4</p> <p>conversation [6] 61/23 76/25 128/25 180/11 237/9 237/16</p> <p>conversations [4] 145/17 238/9 238/11</p>	<p>316/5</p> <p>convoluted [1] 309/17</p> <p>cool [1] 194/16</p> <p>coordinate [1] 233/18</p> <p>copied [1] 191/18</p> <p>copies [2] 52/15 203/2</p> <p>copy [2] 254/18 254/23</p> <p>corner [1] 5/19</p> <p>correct [427]</p> <p>corrected [1] 253/23</p> <p>correction [1] 253/24</p> <p>Corrective [1] 215/11</p> <p>correctly [2] 161/3 326/17</p> <p>correspond [1] 203/15</p> <p>cost [2] 57/2 57/4</p> <p>could [102] 8/12 12/16 16/4 16/15 17/6 25/13 26/1 28/10 28/11 36/25 37/7 39/9 44/13 48/5 51/4 57/20 58/2 59/9 74/14 76/9 78/11 83/9 106/16 113/5 124/13 126/14 135/3 140/4 147/5 148/3 148/23 149/1 151/16 151/22 152/14 153/13 159/3 160/6 163/6 163/19 163/22 163/23 164/2 164/10 168/22 170/19 173/11 174/12 174/18 174/23 175/14 176/16 179/10 181/20 183/16 184/16 193/12 206/16 206/17 208/15 209/9 211/7 211/12 212/7 214/24 217/8 222/4 222/5 230/4 231/8 232/12 232/13 232/14 238/11 238/13 241/3 241/11 242/13 242/17 242/22 244/13 244/13 244/23 245/20 246/4 246/20 247/2 247/25 248/11 249/9 254/19 254/23 255/24 271/21 300/12 304/20 311/15 326/7 326/19 328/23 332/15 334/14</p> <p>could've [1] 238/9</p> <p>couldn't [17] 35/11 66/11 158/3 172/11 177/8 193/23 194/10 217/17 230/4 232/15 238/10 246/2 247/17 292/3 301/5 336/11 336/21</p> <p>counsel [13] 36/10 39/5 49/20 54/9 141/2 146/5 146/8 238/19 249/9 255/12 255/19 335/2 335/6</p> <p>count [1] 38/16</p> <p>counted [2] 31/11 34/4</p> <p>counter [1] 160/13</p> <p>counties [6] 38/16 50/9 87/8 87/10 292/20 293/12</p> <p>countless [1] 316/5</p>	<p>country [3] 26/12 67/4 275/11</p> <p>county [33] 1/2 4/1 13/17 13/18 38/10 38/11 38/19 42/13 42/18 42/19 42/20 45/2 45/17 46/2 46/7 46/14 46/20 47/21 47/24 48/17 53/16 54/6 85/18 87/5 136/18 137/1 137/5 142/7 196/23 197/16 197/21 218/21 246/16</p> <p>couple [13] 15/21 15/25 17/5 20/8 56/20 76/14 95/14 96/14 131/16 158/18 315/8 328/1 335/6</p> <p>course [8] 35/11 192/23 218/4 253/10 261/20 283/23 291/19 333/14</p> <p>court [10] 1/2 1/11 1/24 90/5 104/14 142/19 256/15 256/18 256/19 333/22</p> <p>Court's [2] 60/24 103/8</p> <p>Courtney [1] 205/7</p> <p>cover [4] 20/10 143/16 192/4 192/7</p> <p>covered [1] 192/2</p> <p>covering [1] 127/3</p> <p>COVID [1] 148/16</p> <p>cow [1] 38/16</p> <p>crack [1] 30/21</p> <p>CRAIG [2] 2/7 5/20</p> <p>create [10] 279/17 280/9 282/3 286/8 287/5 287/7 287/15 287/16 288/1 324/8</p> <p>created [8] 97/21 220/24 268/6 280/17 281/7 281/18 289/2 312/14</p> <p>creating [2] 323/10 323/21</p> <p>credit [4] 58/3 58/3 58/6 121/21</p> <p>criminal [3] 198/6 225/24 266/24</p> <p>criteria [51] 57/22 57/23 73/12 82/1 147/20 154/9 158/13 158/18 159/12 159/16 159/19 159/25 160/17 162/24 163/17 164/14 164/16 164/21 167/23 168/9 168/20 171/20 172/25 173/3 174/12 174/18 174/23 175/14 175/25 176/24 177/10 178/2 178/20 178/24 179/5 180/6 181/23 182/2 185/18 188/15 188/17 188/24 190/9 191/20 204/21 223/8 240/23 241/12 244/8 246/7 313/24</p> <p>critical [3] 60/12 63/7</p>	<p>63/9</p> <p>criticism [2] 26/18 65/4</p> <p>criticize [1] 59/7</p> <p>criticizing [1] 59/2</p> <p>Cronkrite [26] 24/12 71/23 77/15 151/4 151/14 151/24 152/4 152/18 180/4 195/3 202/14 210/16 220/11 221/18 222/14 236/5 238/20 238/20 239/25 248/21 251/12 252/9 252/15 261/1 261/2 283/14</p> <p>cross [21] 3/4 3/5 3/6 3/7 3/8 3/9 3/13 3/14 4/17 4/19 22/19 78/20 103/25 114/24 131/11 145/16 224/25 235/8 239/23 248/19 315/7</p> <p>cross-examination [17] 3/4 3/5 3/6 3/7 3/8 3/9 3/13 3/14 4/17 4/19 22/19 78/20 103/25 114/24 131/11 239/23 248/19</p> <p>cued [1] 253/3</p> <p>cuff [2] 60/11 60/19</p> <p>Cultivate [5] 115/2 115/10 116/5 116/6 117/11</p> <p>cultivating [2] 32/22 40/15</p> <p>cultivation [16] 5/16 23/8 23/10 32/7 40/24 41/24 92/5 95/3 96/21 96/25 104/15 105/1 105/19 105/24 106/15 106/23</p> <p>cultivations [1] 36/17</p> <p>cultivator [29] 32/4 32/4 33/1 38/11 40/1 40/6 40/8 40/10 41/21 43/17 43/22 45/4 45/7 45/20 45/22 46/7 46/10 46/15 46/18 47/2 47/4 47/22 48/2 60/21 117/10 146/16 150/3 165/10 180/18</p> <p>cultivators [17] 25/14 35/24 36/12 36/13 38/5 42/3 45/15 48/6 48/21 49/4 49/5 49/9 70/6 144/21 149/23 150/1 150/3</p> <p>cumulative [1] 205/21</p> <p>current [2] 135/18 248/22</p> <p>currently [6] 79/4 79/6 101/13 188/20 189/9 248/23</p> <p>curve [1] 26/22</p> <p>custody [1] 203/18</p> <p>cut [5] 182/11 182/14 191/12 203/14 205/24</p> <p>cuts [1] 293/2</p> <p>cutting [1] 292/21</p> <p>CW [5] 55/2 55/5 70/14 70/14 70/18</p>
---	---	---	---	--

D	309/14 311/10	192/9	Deputies [2] 261/19	device [1] 182/21
D-e [1] 276/14	decided [9] 15/8 76/16	denied [5] 9/3 9/4 29/3	261/25	devices [1] 183/5
D.O.T [53] 1/6 8/25	83/12 83/19 83/22	29/5 140/24	deputy [12] 33/18	DeVoldt [1] 276/12
105/17 116/12 120/12	84/16 84/20 109/7	DENNIS [4] 2/14 22/21	62/22 262/3 262/3	dialogue [2] 24/4
121/16 210/14 216/3	150/8	218/7 221/2	262/5 262/14 263/12	24/24
220/24 221/1 222/6	decider [1] 127/19	Deonne [5] 30/2 33/18	276/4 276/6 279/23	Diane [2] 269/8 327/25
225/13 249/24 258/19	deciding [1] 239/3	35/2 84/19 307/20	286/12 286/17	did [387]
261/17 264/12 264/18	decision [10] 122/12	Department [107] 8/4	Derek [1] 63/16	didn't [148] 6/17 6/25
273/7 273/11 273/25	122/12 122/16 124/6	8/9 8/20 9/3 11/1 11/17	describe [12] 94/14	7/21 8/7 8/9 9/24 10/3
276/22 276/25 277/3	134/21 136/3 137/3	21/17 23/12 24/4 24/17	94/16 96/8 96/10 147/9	14/25 15/7 19/18 20/4
277/17 278/4 279/13	309/2 327/7 333/22	25/16 26/17 26/23 27/7	147/19 147/21 178/13	21/24 29/14 29/17 31/2
279/17 283/12 286/12	decision-making [1]	33/19 58/13 59/3 59/11	245/2 245/20 328/25	31/14 33/20 35/1 35/9
289/11 289/12 291/22	124/6	59/20 59/25 61/16 65/3	329/2	38/18 42/21 42/21 44/9
292/8 292/18 293/10	decisions [3] 136/7	68/7 69/22 72/16 75/24	described [5] 50/25	44/21 49/6 49/7 49/7
297/10 316/22 317/2	293/25 309/19	75/25 76/13 76/18	52/20 52/21 153/8	49/8 49/11 53/7 53/17
317/11 317/23 318/18	deduct [4] 162/7	101/15 105/23 106/13	160/18	53/19 54/4 56/9 58/4
318/18 319/4 322/7	162/18 172/12 172/15	106/22 120/9 127/17	describes [1] 234/8	59/10 59/25 60/3 67/22
323/9 323/20 324/11	deducted [3] 220/6	139/14 144/23 145/19	description [8] 94/5	67/24 68/19 68/20
324/22 325/24 327/1	245/23 245/24	148/25 149/5 154/1	94/25 111/13 148/3	68/22 70/13 70/19
328/2 328/24 330/14	deducting [1] 162/2	161/18 185/7 187/2	165/15 178/21 179/8	72/24 72/25 74/7 74/19
D20 [1] 66/18	deduction [3] 142/13	187/15 188/4 188/9	203/10	79/14 80/20 81/1 81/17
daily [6] 211/19 211/22	247/19 248/3	188/15 189/23 192/23	descriptions [6] 93/22	81/24 82/4 83/7 83/24
212/16 212/17 217/14	Deep [1] 131/16	193/6 193/12 193/14	93/24 148/1 157/13	84/4 84/6 84/13 84/22
218/24	defendant [1] 119/4	193/20 193/23 193/25	190/14 190/18	85/7 86/4 86/12 86/22
Damon [6] 71/22 77/16	defendants [2] 84/20	194/9 194/10 200/21	deserving [1] 118/25	87/10 87/10 87/13
189/11 189/14 233/22	146/12	201/4 203/13 206/2	designated [6] 23/15	89/13 91/4 91/20 92/1
261/8	DEFENSE [1] 2/10	209/17 209/21 209/22	23/25 229/5 229/7	92/11 92/14 93/3 93/3
DANA [2] 338/12	deference [1] 266/10	211/16 211/20 212/21	253/21 317/23	93/5 93/20 93/22 93/25
338/16	deficiencies [4] 30/16	212/25 226/18 234/15	designation [3] 197/21	95/2 96/13 97/18
date [7] 231/23 280/8	30/17 207/18 332/24	238/9 238/12 240/1	225/15 226/6	100/24 101/3 107/16
283/25 284/13 285/3	deficiency [1] 298/10	240/17 248/22 248/24	designed [2] 35/15	107/18 107/24 107/25
317/7 338/19	deficient [1] 53/4	249/7 258/3 258/9	92/7	107/25 108/24 110/5
dated [2] 195/5 202/14	define [2] 311/24 312/6	258/16 259/14 260/10	desirable [1] 48/9	110/8 110/11 121/7
dates [1] 258/13	defined [1] 311/10	260/17 260/22 262/9	desktop [1] 198/24	121/9 123/20 124/23
Dave [8] 52/16 56/5	Defines [1] 175/11	262/12 262/17 263/5	despite [4] 13/22 21/12	125/1 125/3 125/4
56/6 56/7 58/12 58/12	definition [4] 312/13	263/6 264/21 273/19	85/8 257/11	125/6 126/22 126/25
60/2 243/2	312/16 312/22 313/12	276/7 276/9 288/25	detail [14] 19/5 94/1	131/24 132/1 134/6
DAVID [11] 2/13 49/19	defraud [1] 145/19	289/3 289/10 289/19	94/20 113/12 132/2	134/23 134/24 134/25
52/23 55/24 76/2	Degree [1] 295/2	317/15 326/18 327/4	132/4 166/2 168/2	135/7 136/1 138/5
135/22 140/16 268/18	delegate [7] 279/23	328/22 330/17 330/21	171/7 171/9 172/8	146/9 146/13 148/4
269/6 269/22 300/3	280/6 296/6 309/13	334/5 334/14 336/16	178/12 199/19 209/5	149/19 149/20 150/21
day [25] 1/13 4/5 23/20	309/22 311/9 311/23	Department's [2] 29/7	detailed [10] 19/1 84/4	172/8 180/25 181/2
23/20 25/16 25/16 26/5	delegated [7] 280/19	261/19	93/24 147/25 170/9	184/3 200/11 206/22
26/5 26/22 27/12 27/12	281/9 286/7 287/4	depended [1] 13/21	170/11 180/15 181/2	206/25 207/21 209/8
51/21 61/6 131/3	287/14 296/8 296/11	depending [2] 76/15	183/10 266/11	214/23 216/2 216/21
147/13 147/13 151/12	delegation [4] 253/24	165/23	details [13] 35/12 94/4	225/2 229/25 230/7
212/1 218/19 242/5	329/13 329/21 329/25	depends [6] 16/2 32/15	123/21 139/4 171/15	234/20 237/19 238/4
250/14 262/21 262/21	delete [3] 260/9 260/16	96/16 96/19 170/9	173/4 174/6 177/20	261/22 277/10 277/12
328/11 328/11	260/18	171/7	177/21 187/18 228/20	304/16 305/4 308/12
days [8] 12/11 184/3	deliver [3] 180/13	depo [5] 51/8 99/20	232/16 246/15	308/24 311/16 318/11
184/7 191/25 215/10	180/20 181/5	254/2 255/5 255/6	detect [2] 182/21 183/6	331/17 331/24
215/22 217/11 282/17	delivering [1] 181/1	deposition [34] 37/15	deter [3] 154/17 156/2	difference [4] 126/12
DBA [1] 228/25	delve [1] 17/4	42/5 51/8 54/18 56/11	160/4	161/5 238/2 242/17
dead [1] 138/16	demand [1] 59/25	58/15 60/23 61/13	determination [1]	differences [1] 91/23
deadline [3] 83/12	demonstrate [17]	76/10 98/8 101/20	164/5	different [39] 4/25
83/17 85/9	152/24 154/17 155/9	108/14 110/22 114/2	determine [10] 84/1	18/11 28/5 32/9 32/22
deal [6] 25/24 27/22	156/5 157/9 157/23	114/14 124/14 125/5	150/16 168/3 168/13	33/3 49/11 49/12 56/6
129/11 138/24 185/25	158/16 160/7 161/20	127/8 130/12 130/14	177/17 188/4 194/11	56/7 81/7 83/15 97/1
263/14	168/22 170/14 171/25	131/1 139/2 139/12	310/12 313/7 326/22	117/19 118/2 121/23
dealing [7] 28/18 64/19	176/4 178/8 204/9	144/17 145/10 202/23	determined [1] 144/6	157/13 163/23 164/3
197/19 224/20 268/6	211/7 251/23	207/4 251/13 253/8	DETR [7] 258/5 258/7	165/24 169/22 170/23
288/19 294/22	demonstrated [2]	256/4 256/7 334/19	258/8 258/10 258/14	174/13 178/6 198/14
dealings [1] 307/19	156/2 220/23	334/23 335/1	258/15 322/7	206/3 209/22 219/22
dealt [2] 40/9 161/18	demonstrates [6]	depositions [3] 126/7	develop [1] 192/18	223/16 224/11 227/4
debate [1] 221/5	168/16 174/9 174/16	252/24 253/1	developed [1] 211/11	227/13 227/14 229/15
December [4] 79/10	185/19 186/10 191/15	deprived [1] 229/21	developing [1] 26/18	240/18 241/24 283/6
258/18 294/1 315/22	demonstrating [3]	DEPT [1] 1/5	deviate [4] 282/3 305/1	285/2 293/20
decide [3] 221/7	163/1 174/7 251/21	depth [4] 149/17	306/5 306/14	differential [1] 96/17
	demonstrations [1]	166/11 166/20 166/21	deviated [1] 282/3	differently [2] 148/12

D	12/15 23/23 27/5 61/18 62/25 63/4 123/5 123/11 123/13 125/8 125/15 127/2 128/3 128/18 130/12 139/21 150/20 196/18 201/3 207/17 242/25 255/18 325/22 discussions [13] 6/20 8/19 8/20 51/20 74/1 76/3 77/9 126/7 129/23 141/7 141/19 141/21 200/21 dispensaries [15] 7/16 8/2 12/24 25/15 32/20 35/16 36/2 36/16 56/9 56/17 97/24 99/6 144/20 153/9 203/11 dispensary [73] 5/19 6/1 19/22 20/10 26/19 32/13 32/20 32/21 32/25 35/15 35/17 36/6 36/13 36/25 37/7 37/10 38/17 38/18 40/2 40/3 40/18 43/20 47/3 49/2 49/8 49/13 67/11 79/4 79/7 79/10 79/15 80/17 80/21 82/6 82/20 82/24 87/4 87/6 87/8 92/6 92/12 92/24 93/6 98/25 104/19 112/23 117/7 117/9 117/11 119/12 133/13 133/15 133/21 134/7 134/11 135/9 135/19 137/25 143/3 144/20 146/17 153/10 155/24 156/8 161/9 165/2 203/12 203/15 205/22 283/17 284/3 285/8 315/8 Dispensary/THC [1] 137/25 display [1] 254/6 dispute [5] 63/16 109/19 112/19 118/16 237/2 disqualify [2] 29/14 30/13 disseminate [1] 60/1 distance [1] 335/7 distinction [1] 155/7 distributed [1] 195/12 distribution [11] 25/15 96/22 96/23 97/3 104/24 105/1 105/3 105/19 105/24 145/23 278/9 DISTRICT [3] 1/2 1/11 218/22 diverse [3] 99/13 314/7 314/8 diversion [1] 186/11 diversity [27] 88/22 89/5 98/5 98/17 98/23 99/3 99/6 99/25 100/13 308/22 309/3 309/5 310/15 310/22 311/5 311/10 311/24 312/7 312/13 312/16 313/9	313/12 313/15 313/21 313/23 314/6 314/13 divest [1] 102/19 division [33] 24/2 27/20 119/8 119/11 127/16 149/8 189/18 217/6 263/4 263/23 286/18 290/11 296/9 296/11 298/3 308/2 309/10 309/12 309/22 310/12 311/10 311/24 312/14 312/18 312/22 314/1 323/4 324/8 326/20 328/12 329/10 329/16 332/22 Division's [1] 327/5 do [385] doc [1] 223/10 document [43] 28/14 28/15 72/12 89/21 90/2 91/5 96/8 96/9 97/8 104/20 104/25 105/4 141/6 141/17 143/24 144/3 156/17 195/6 198/14 198/25 199/2 208/18 211/16 211/17 216/10 216/14 219/12 219/25 220/11 220/13 220/22 220/23 222/14 222/18 222/19 223/4 223/6 224/7 224/7 226/1 232/3 234/7 234/8 documentation [3] 90/20 181/24 183/13 documents [10] 53/6 53/18 156/25 200/16 216/22 221/18 222/22 249/22 250/18 250/19 Dodson [1] 104/22 does [29] 9/23 10/22 13/17 25/23 27/1 48/12 48/13 68/20 79/4 132/11 143/18 146/20 163/13 187/23 188/5 188/11 197/1 199/2 199/5 202/16 206/2 206/9 249/13 249/17 253/21 253/22 329/11 334/19 338/9 doesn't [15] 25/10 28/1 41/8 47/7 47/7 91/23 94/25 126/24 128/21 146/16 146/19 149/18 200/12 230/11 255/14 doing [26] 11/24 78/15 96/13 97/10 97/12 107/21 113/12 116/4 134/2 134/2 148/22 149/9 149/12 189/10 193/21 209/21 219/22 221/24 229/2 229/10 230/6 230/9 236/23 261/20 315/12 335/17 dollars [1] 56/20 DOMINIC [1] 2/4 don't [274] 5/11 6/12 7/8 7/15 9/7 9/18 16/1 19/21 25/22 25/24 28/9	31/11 32/19 33/5 33/8 37/14 38/7 38/8 38/13 40/7 40/9 40/10 40/20 40/21 43/4 43/9 44/1 44/22 45/24 46/11 46/19 50/3 50/5 50/13 50/15 52/10 54/11 55/5 56/12 57/22 64/9 64/11 65/2 68/23 69/13 69/13 69/16 69/20 70/6 71/4 71/21 72/7 73/25 74/9 74/14 74/14 75/9 76/2 76/21 77/6 77/14 77/15 77/16 78/19 80/2 83/13 86/24 87/21 87/25 88/1 88/4 88/6 88/13 88/16 88/19 88/21 88/22 89/1 89/6 89/11 89/15 90/19 90/20 91/12 91/18 92/16 92/18 92/20 92/21 92/23 94/22 95/9 95/19 95/25 97/4 100/7 100/15 101/17 102/17 103/1 103/4 103/6 103/7 103/20 105/11 105/12 106/20 108/3 108/24 109/4 109/18 110/13 112/17 112/19 112/20 115/9 116/8 116/15 117/13 118/7 118/8 118/15 118/17 118/21 118/24 119/10 119/14 119/17 119/24 125/1 125/10 125/12 127/10 128/6 128/17 128/19 129/13 134/4 134/9 134/10 135/2 135/2 135/3 135/6 137/6 137/11 137/12 137/16 138/2 138/2 138/6 138/7 139/11 139/19 140/13 143/19 146/18 149/8 150/2 171/16 178/5 181/5 181/13 181/14 181/15 187/10 187/25 188/23 189/20 190/1 193/19 193/20 193/22 193/24 194/13 197/11 198/12 198/19 199/9 199/13 200/6 200/8 201/3 201/16 202/22 204/22 205/13 205/18 206/23 206/24 207/1 207/16 207/17 208/15 208/22 210/2 212/3 212/4 212/19 212/23 213/18 214/14 214/19 215/17 215/18 215/24 216/10 216/11 216/21 216/22 219/1 220/21 223/6 224/3 225/24 226/6 227/18 228/20 230/5 230/10 230/21 231/23 234/1 234/5 235/10 235/13 235/13 236/22 237/1 237/2 237/13 237/15 237/18 238/2 239/15 245/8 245/11	245/16 245/16 248/10 253/15 262/1 275/18 278/13 283/9 284/2 284/5 291/10 291/14 291/15 291/19 292/23 293/6 294/6 295/10 295/16 308/13 309/6 311/6 312/15 312/21 315/4 315/16 315/17 315/19 323/3 325/21 326/25 328/16 330/19 330/22 332/17 332/18 336/7 donate [2] 244/19 244/19 donations [1] 66/7 done [34] 8/10 10/20 25/5 26/19 44/22 50/17 55/21 58/5 60/5 60/6 69/8 70/25 77/22 86/6 86/6 103/4 107/23 121/7 144/22 151/11 179/10 193/23 209/4 222/1 230/4 243/9 299/21 303/1 308/8 309/4 324/12 324/15 329/4 334/20 door [6] 155/23 160/13 186/16 186/17 187/16 229/5 doors [1] 17/18 doubt [2] 60/20 139/10 Douglas [1] 45/17 down [45] 4/16 5/18 5/22 6/2 6/8 6/16 21/25 22/9 30/4 40/12 41/16 41/23 43/24 46/14 46/20 47/19 50/5 50/6 57/9 71/25 74/23 78/11 103/13 106/8 114/21 117/1 131/8 138/9 138/13 149/14 150/24 155/11 157/23 169/19 175/8 185/4 209/7 218/14 221/24 232/14 238/16 242/16 242/23 248/11 308/6 drafted [2] 36/5 107/15 drinks [2] 315/18 315/20 driver's [1] 275/2 drugs [1] 257/18 dual [3] 153/11 186/16 187/16 dual-licensed [1] 153/11 due [4] 51/21 52/3 119/5 119/19 Dulce [4] 39/14 151/22 235/6 254/24 duly [2] 4/8 151/25 duplication [1] 39/13 during [23] 9/1 15/13 48/16 58/20 66/20 67/19 77/19 78/4 108/14 114/1 179/3 215/22 217/11 217/15 262/16 264/11 278/2 297/10 298/23 315/21
----------	---	--	--	--

D	ELIZABETH [1] 1/11	291/21 294/8 301/13	establishments [3] 7/2	15/4 20/11 48/15 61/15
during... [3] 317/4	else [28] 9/25 63/5	301/13 304/22 333/11	189/21 228/24	63/3 63/6 72/4 77/14
328/24 330/21	92/21 95/9 97/5 97/7	ensure [12] 21/17	et [2] 246/16 303/13	83/14 95/19 101/15
Durrett [1] 70/4	97/10 106/18 112/24	154/9 181/25 182/12	ethnicity [1] 311/6	102/2 119/5 139/13
duties [1] 328/13	119/5 119/18 119/20	185/16 189/22 192/22	Eureka [2] 46/14 46/17	205/16 205/19 216/22
duty [1] 148/4	124/10 125/3 148/5	200/2 209/18 211/5	evaluate [17] 154/22	256/7 261/2 264/17
DZARNOSKI [4] 2/3	151/2 173/10 179/10	229/20 321/18	155/2 164/16 164/21	276/24 276/24 277/2
252/23 255/22 335/17	194/23 208/15 209/20	ensured [4] 209/25	173/22 178/25 180/6	278/19 279/9 282/2
E	213/15 242/13 252/13	234/12 234/14 234/15	182/4 182/17 182/23	282/16 282/20 284/6
e-mailed [1] 254/24	253/11 312/17 334/21	ensuring [1] 193/16	190/16 191/21 196/20	288/19 291/15 295/18
each [24] 19/2 19/5	336/24	enter [3] 185/8 196/23	211/22 216/2 216/22	295/21 295/24 304/25
21/9 67/6 94/1 94/21	else's [3] 21/20 120/20	197/16	336/19	308/4 309/7 309/11
111/17 113/13 132/2	150/13	Enterobacteriaceae [1]	evaluated [4] 190/9	312/14 312/16 313/7
148/3 148/4 174/21	Ely [1] 292/20	165/19	194/2 194/5 227/8	313/8 313/11 314/17
175/2 175/11 183/11	email [10] 27/1 27/2	entire [6] 156/17 172/6	evaluating [1] 164/2	314/20 315/11 322/4
183/14 184/13 184/16	27/4 140/16 202/14	251/20 276/21 318/20	evaluation [32] 32/13	322/14 325/14 326/3
184/19 191/8 204/13	202/21 284/22 321/17	335/1	152/21 159/20 160/1	326/12 327/18 330/13
209/20 212/1 247/1	322/12 322/13	entirety [1] 171/25	164/13 167/15 169/17	330/16 333/21
earlier [15] 29/19 65/12	emailed [1] 225/1	entities [6] 79/2 80/12	172/18 172/19 173/1	every [36] 8/10 8/11
65/21 90/12 113/1	emails [1] 106/16	96/14 146/1 227/4	175/25 177/23 178/20	11/23 23/22 26/22
118/18 129/22 147/24	emphasis [1] 177/2	281/1	192/21 197/22 200/18	30/20 39/19 43/25
279/12 285/6 293/24	employ [1] 112/9	ENTITLED [1] 338/4	211/15 211/19 211/22	55/19 59/7 64/3 67/23
294/9 301/14 303/7	employed [1] 11/6	entity [5] 100/23	212/16 213/9 213/15	71/25 91/22 102/12
324/7	employee [8] 11/5 11/9	100/25 101/10 332/16	216/8 216/12 216/16	108/2 120/24 159/2
early [2] 62/16 258/9	11/13 106/6 106/18	338/10	216/19 216/23 217/14	162/4 184/22 188/14
earn [1] 179/10	289/19 291/16 330/16	entrance [8] 154/16	217/15 234/22 251/14	190/20 237/5 260/5
ears [1] 224/8	employees [31] 10/15	154/18 155/10 156/1	251/17	322/13 322/17
easier [3] 32/23 94/8	61/16 64/20 100/17	156/9 160/3 160/5	evaluations [2] 196/3	everybody [4] 28/5
206/13	127/16 134/5 139/14	161/8	196/5	59/9 74/11 255/18
easiest [1] 319/6	148/16 148/24 211/21	entry [1] 184/25	evaluator [2] 217/21	everyday [1] 261/20
easy [2] 139/18 147/25	221/1 258/20 261/17	enumerated [1] 179/9	226/8	everyone [6] 124/10
Economist [1] 258/9	289/11 289/13 291/2	environment [1] 292/2	evaluators [43] 33/4	320/13 320/15 321/6
edible [2] 178/9 204/10	291/23 292/18 293/11	equal [1] 36/1	152/20 153/5 155/8	321/18 321/18
educate [1] 285/24	294/9 294/12 295/25	equipment [2] 163/1	156/13 164/1 168/2	everything [4] 156/23
education [8] 190/12	309/23 316/23 317/2	189/16	168/11 175/18 177/11	165/20 170/3 182/6
190/15 233/24 291/5	318/18 319/5 323/9	equivalent [1] 176/4	177/22 180/5 180/8	evidence [34] 31/24
291/18 294/12 335/7	323/20 324/11 324/22	errata [2] 253/15 255/1	182/2 185/24 190/15	59/10 64/5 64/10 64/11
335/8	employees' [1] 220/25	error [4] 16/2 57/3 57/4	191/3 193/5 193/16	78/5 78/6 107/1 114/7
educational [4] 245/12	employment [7] 61/15	60/11	195/12 195/18 196/9	114/9 114/10 114/12
294/16 294/19 295/2	124/11 124/24 129/24	escort [1] 185/10	196/19 200/1 201/10	116/11 116/15 118/21
effect [2] 111/4 117/25	130/13 139/14 258/3	escorted [2] 185/12	208/23 209/1 209/10	118/23 118/24 119/2
effort [1] 105/23	encompass [1] 48/12	185/13	210/23 211/4 211/23	143/25 220/13 270/5
efforts [5] 205/20	encourage [1] 314/7	Esmeralda [4] 38/19	212/18 214/10 214/17	280/1 281/1 282/23
209/17 211/20 212/21	encouraged [1] 209/6	46/2 46/3 46/7	215/15 215/21 216/1	283/21 298/14 298/17
212/25	end [7] 8/23 36/14	especially [3] 14/12	216/3 217/10 220/2	305/5 309/25 310/3
eight [4] 48/17 122/14	76/24 160/21 160/25	50/5 64/19	220/5 226/19 237/20	319/8 320/21 325/2
164/3 265/14	218/19 242/5	ESQ [29] 2/2 2/2 2/3	even [53] 6/17 8/6 8/15	325/2
either [22] 9/24 27/7	ended [3] 6/7 6/22	2/3 2/4 2/4 2/5 2/5 2/6	8/21 9/22 13/15 16/15	exact [4] 109/4 120/25
36/24 63/7 64/24 70/19	48/23	2/6 2/7 2/7 2/8 2/10	20/10 20/11 21/15	191/24 238/2
73/6 75/8 84/7 87/13	enforcement [29] 11/2	2/10 2/11 2/11 2/12	32/19 38/16 38/18 44/9	exactly [7] 71/2 139/8
95/17 107/19 107/23	24/1 189/18 263/4	2/12 2/13 2/13 2/14	48/15 49/6 60/11 62/21	150/15 167/7 179/1
110/9 125/3 137/4	263/23 286/18 290/11	2/14 2/15 2/15 2/16	63/11 64/9 64/16 67/22	242/2 249/18
175/16 213/5 216/3	296/9 296/11 298/3	2/16 2/17 2/17	70/23 74/24 83/24	examination [30] 3/4
231/7 272/21 327/18	308/2 309/9 309/12	Essence [9] 79/2 80/11	84/22 85/24 87/6 90/6	3/5 3/6 3/7 3/8 3/9 3/10
elaborate [1] 160/6	309/22 310/12 311/9	96/14 146/1 280/25	91/4 100/12 107/16	3/12 3/13 3/14 3/16
elaborating [1] 161/4	311/24 312/14 312/17	283/17 284/3 297/9	113/20 123/15 129/8	3/17 3/18 3/19 4/17
elected [1] 126/5	312/22 314/1 323/4	331/4	133/6 139/10 139/25	4/19 22/19 78/20
election [2] 60/14	324/8 326/19 327/5	essential [1] 11/18	140/8 148/2 206/19	103/25 114/24 131/11
62/18	328/11 329/10 329/16	essentially [1] 292/1	219/12 220/24 220/24	138/14 152/16 239/4
electronic [3] 104/21	332/22	established [5] 4/24	221/15 229/25 245/11	239/23 248/19 256/5
138/6 190/24	engaged [3] 63/24 64/5	123/3 153/25 157/24	245/16 247/15 252/19	327/14 327/23 331/1
element [1] 242/18	65/6	161/17	254/4 282/10 333/25	examine [2] 239/1
elements [5] 155/5	engagement [1] 285/4	establishment [12]	evenhanded [2] 12/16	239/2
169/17 178/20 240/25	enough [24] 21/21	54/23 73/20 111/14	13/25	examiner [1] 248/15
309/20	32/3 38/19 47/14 52/14	111/18 112/10 113/7	evening [1] 337/8	example [27] 50/12
elevations [1] 153/12	56/9 56/16 71/14 74/10	158/17 181/24 186/11	event [2] 180/9 215/1	154/21 155/18 155/22
Eleven [1] 332/8	87/3 88/22 111/5	190/5 190/5 232/5	events [4] 64/14 315/8	156/11 161/8 165/14
	129/11 135/13 163/16	establishment's [1]	315/10 315/11	166/1 171/15 180/16
	166/21 187/13 284/2	109/14	ever [57] 10/11 15/3	185/11 191/11 192/12

E	Exhibit 12 [6] 89/18 91/8 94/10 100/19 137/21 146/24 Exhibit 1600 [2] 17/3 17/6 Exhibit 1655 [1] 217/25 Exhibit 1766 [1] 12/2 Exhibit 1780 [1] 211/9 Exhibit 1865 [1] 202/1 Exhibit 1940 [2] 194/15 195/3 Exhibit 1943 [1] 197/24 Exhibit 2012 [1] 235/3 Exhibit 2155 [2] 217/20 217/25 Exhibit 84 [3] 16/4 136/17 227/23 Exhibit Number [1] 235/20 EXHIBITS [1] 3/21 exist [1] 146/18 existing [10] 5/15 36/6 61/15 82/6 135/17 139/14 143/2 331/17 332/6 332/23 exit [3] 17/17 194/16 221/22 expansion [1] 5/17 expect [11] 127/15 149/4 149/16 181/16 183/3 183/20 184/13 192/11 297/18 324/11 336/3 expectation [3] 270/11 270/19 271/3 expectations [1] 271/3 expected [11] 20/11 95/17 129/8 168/1 168/10 176/1 185/7 228/5 232/11 310/11 323/9 expecting [2] 183/12 183/13 expense [2] 134/25 146/14 expenses [1] 143/16 expensive [1] 74/23 experience [18] 12/17 50/10 97/24 98/4 99/24 108/8 112/8 113/4 133/24 134/1 134/9 141/25 189/17 252/2 291/5 294/11 295/5 295/9 expert [3] 215/20 217/5 336/5 explain [11] 95/5 155/7 160/14 183/5 241/3 242/17 244/11 247/20 256/10 257/9 290/2 explained [5] 95/8 166/12 241/14 242/4 256/11 explaining [2] 126/22 180/13 explanation [1] 199/21 express [2] 152/7	244/13 expressed [5] 12/21 13/4 81/22 82/19 82/23 extent [9] 59/3 154/13 154/15 189/3 228/19 229/15 242/3 257/8 307/21 exterior [2] 153/2 153/14 extra [1] 48/17 extract [1] 165/25 extracted [1] 165/25 extraction [2] 259/20 283/12 eye [4] 161/22 176/8 182/8 182/12 eyes [1] 89/22	119/1 122/2 135/13 148/12 226/10 241/5 244/5 245/17 245/18 271/11 282/13 296/2 298/4 301/13 301/13 308/13 310/11 fairly [1] 20/4 fairness [4] 30/15 31/3 31/10 51/25 fall [3] 62/17 159/3 160/18 falling [1] 47/19 false [1] 10/9 familiar [28] 87/2 115/3 115/5 116/5 116/6 124/23 153/7 164/22 166/8 166/24 187/24 188/17 195/17 199/3 199/5 200/12 211/17 216/10 216/13 232/6 241/11 241/20 286/11 286/18 286/21 314/25 322/9 333/21 familiarity [1] 328/25 familiarize [1] 86/16 family [3] 6/15 92/9 101/8 far [17] 5/20 26/12 26/14 27/12 29/25 31/21 49/1 91/25 118/5 118/14 119/19 120/22 120/25 136/10 219/20 328/8 334/12 Farms [2] 16/16 46/17 fashioned [1] 61/4 favor [4] 13/14 13/15 36/5 82/5 favorable [2] 35/16 35/16 favored [1] 144/21 favoritism [4] 114/10 116/12 126/15 126/16 favours [1] 28/2 fear [2] 34/7 49/5 February [12] 12/6 82/15 83/4 107/6 258/15 258/16 262/17 264/12 273/7 273/20 278/3 284/12 fee [1] 86/5 feedback [6] 50/15 214/4 214/7 214/10 215/16 215/20 feel [8] 65/2 120/7 132/3 136/21 172/25 220/21 252/19 257/9 feeling [3] 144/20 151/10 152/8 felt [8] 18/9 20/4 21/6 35/21 76/4 76/5 120/13 127/3 female [1] 310/19 few [18] 12/24 36/24 65/23 78/25 104/6 104/10 104/11 120/2 131/17 150/21 194/20 239/21 240/21 262/1 286/7 331/4 335/8 335/11	field [1] 74/12 fight [2] 225/3 225/24 figure [1] 119/6 figuring [1] 120/23 file [10] 15/7 15/8 49/11 83/13 83/19 84/7 84/13 84/17 84/21 85/8 filed [8] 15/3 47/6 83/14 84/11 90/9 90/25 119/4 150/3 files [1] 249/24 filing [4] 83/11 83/16 86/5 119/3 fill [2] 133/22 214/16 filled [1] 113/14 filling [2] 8/21 9/1 film [1] 11/21 final [4] 124/6 127/19 129/9 258/11 finance [3] 20/5 290/9 294/23 finances [2] 15/23 20/3 financial [9] 98/15 108/16 120/5 121/5 121/8 121/9 121/10 121/17 122/1 financially [1] 244/19 financials [3] 56/21 57/7 121/10 find [10] 30/17 30/20 30/22 51/4 196/14 209/8 218/7 242/16 254/13 329/18 fine [11] 13/23 22/9 25/23 29/2 29/5 47/10 78/16 96/13 105/5 132/20 291/12 fined [2] 10/24 251/2 fines [2] 249/2 249/20 fingerprints [1] 55/21 finish [7] 44/11 44/13 69/5 75/16 80/2 123/8 135/12 finished [3] 16/9 16/22 150/23 firm [3] 49/22 55/3 64/20 first [41] 4/8 12/3 15/3 16/7 20/13 20/17 27/15 33/22 54/3 63/15 72/9 83/14 91/3 91/7 92/4 111/12 112/25 119/10 125/9 131/18 137/22 139/11 151/25 152/25 157/12 157/13 164/14 185/18 206/17 239/19 254/1 254/7 258/17 277/12 279/16 284/8 284/10 310/18 330/7 333/8 336/3 five [18] 54/15 54/16 102/17 149/19 151/18 157/13 158/9 158/13 158/14 169/10 169/14 169/19 169/22 170/1 172/3 176/4 223/9 283/24 fix [2] 30/18 30/25 fixed [1] 71/10
----------	---	---	---	---

F	286/13 286/24 287/9 288/4 288/12 289/4 289/21 290/14 291/7 291/24 292/10 295/11 296/13 296/23 297/5 297/13 297/20 298/5 298/12 298/13 298/25 299/8 299/9 299/16 299/25 301/24 302/9 302/18 302/19 303/4 303/17 304/1 304/2 304/11 305/2 305/25 306/18 307/1 308/7 309/24 312/8 313/17 315/23 316/9 317/12 318/7 318/22 318/23 319/7 321/8 321/25 322/19 323/12 324/17 325/1 325/18 327/10 327/13 329/19 formalized [1] 189/18 format [5] 172/21 246/12 246/24 247/12 251/23 formed [1] 309/5 former [3] 61/15 139/14 141/2 forms [3] 200/1 200/9 249/20 formulas [1] 204/20 formulate [1] 206/13 forth [2] 8/21 329/5 forward [2] 189/2 332/3 found [9] 12/1 21/24 52/7 95/20 150/17 158/24 161/25 168/13 196/15 foundation [18] 198/12 213/2 213/10 213/16 213/23 214/11 219/18 219/19 226/11 228/16 229/11 231/22 237/11 273/14 300/4 314/9 315/24 323/14 foundational [1] 219/11 founding [2] 67/11 68/18 four [4] 95/15 123/7 184/17 184/21 fourth [1] 162/19 frame [2] 90/11 191/24 frames [1] 182/8 franchisee [2] 332/8 332/8 frankly [1] 44/1 free [3] 20/7 252/19 257/10 frequent [1] 23/19 frequently [3] 24/5 27/22 208/8 front [7] 36/9 50/10 81/19 155/23 198/7 225/4 336/10 full [13] 21/4 36/24 127/16 155/24 159/5 167/10 167/14 169/18 171/18 180/14 180/21	181/1 183/4 full-time [1] 127/16 fully [2] 139/5 174/7 function [1] 309/9 functions [3] 33/3 206/5 206/6 fund [1] 66/8 funding [1] 290/11 fundraiser [1] 68/13 fundraising [2] 66/24 68/12 furniture [1] 244/17 further [7] 22/2 114/20 138/8 200/24 238/15 248/10 334/17 future [1] 331/11	36/14 48/23 96/6 117/21 135/1 150/5 225/21 277/5 277/8 329/4 Gilbert [9] 212/12 212/17 213/5 213/14 213/21 214/1 261/4 283/12 317/23 give [64] 12/23 15/9 15/25 16/1 19/1 35/12 35/16 60/20 77/22 90/11 94/1 94/20 122/19 124/10 165/14 167/12 167/13 167/13 191/19 191/24 199/25 201/17 201/21 203/10 208/20 215/20 222/4 224/23 225/9 225/9 225/18 235/14 236/1 238/4 241/12 247/25 249/14 250/8 254/23 255/10 257/15 266/10 266/11 280/9 287/6 288/1 298/9 298/21 299/6 299/14 303/15 303/21 303/24 303/24 304/25 305/10 306/5 306/14 309/11 310/9 310/16 317/5 320/17 320/18 given [37] 15/18 19/25 35/18 35/19 58/2 62/20 73/6 74/10 75/8 113/2 120/8 121/10 122/6 148/16 166/14 166/25 167/3 167/9 167/10 169/1 177/2 177/25 189/14 209/15 214/9 214/10 220/2 228/5 229/21 302/25 303/14 312/16 317/19 318/20 319/13 319/16 319/17 gives [1] 224/24 giving [16] 9/5 28/1 54/19 120/12 152/19 224/8 249/12 250/9 257/14 273/6 318/18 318/19 319/5 319/18 320/3 320/4 glad [4] 151/9 151/9 152/7 336/7 go [108] 6/18 8/12 12/3 12/11 12/14 16/4 16/22 19/4 33/7 37/6 38/15 39/7 39/9 39/10 39/17 39/18 39/18 39/19 39/21 40/12 43/24 44/15 45/1 45/16 46/1 46/2 46/2 46/3 46/4 46/14 46/20 47/18 47/21 47/24 48/5 49/8 50/17 51/7 51/7 51/9 51/17 54/18 55/21 59/15 62/7 64/13 64/23 67/3 74/20 76/9 76/11 76/24 80/5 86/14 87/5 88/8 89/23 91/6 91/6 91/7 94/11 97/14 98/12 99/19 101/19 106/18	107/14 109/10 112/6 117/1 117/14 124/14 126/20 127/7 127/8 129/20 136/16 137/20 137/21 144/16 146/17 147/5 149/1 149/22 155/22 156/22 157/23 164/14 167/19 207/21 208/6 213/25 221/24 228/23 229/25 239/17 239/18 239/19 239/20 246/20 255/25 260/15 277/18 286/6 293/19 301/2 328/8 331/19 goal [2] 53/21 241/10 goes [2] 23/23 98/9 going [127] 4/4 7/24 8/17 15/7 16/8 17/3 26/21 30/3 30/4 31/6 32/8 32/13 34/3 34/13 35/9 36/5 39/10 39/16 39/18 41/12 41/23 44/24 46/3 47/12 48/22 50/13 51/7 51/9 51/17 51/20 54/5 60/16 62/18 63/15 64/1 66/6 67/22 70/22 71/18 72/24 73/5 73/6 74/21 75/3 75/18 75/19 76/1 76/10 80/23 81/1 81/2 83/23 83/25 84/1 84/2 84/19 84/23 85/25 92/8 94/21 95/1 103/18 112/22 115/23 116/2 117/6 122/18 122/21 124/3 124/16 126/6 127/6 127/11 127/12 128/22 129/20 130/18 138/16 144/16 145/6 146/3 161/21 163/3 172/12 177/5 178/14 178/16 178/18 184/21 194/16 197/5 197/12 206/6 218/20 218/23 220/10 220/12 220/13 220/17 221/5 221/22 221/23 235/16 239/8 239/20 243/24 244/14 244/17 244/24 244/25 244/25 245/8 245/11 245/12 247/16 248/7 250/5 250/6 254/13 254/23 283/16 283/23 313/14 317/7 335/9 335/18 336/19 gold [1] 142/2 gone [8] 6/19 15/11 127/10 138/12 147/1 149/21 280/19 281/8 GONZALEZ [1] 1/11 good [59] 5/20 7/9 8/7 8/15 11/25 11/25 14/11 15/6 17/19 21/21 22/2 22/17 22/21 26/15 26/19 37/20 38/17 40/12 41/2 41/15 41/17 47/14 51/5 51/12 52/12 52/14 52/17 57/15 63/10 64/9 67/10 67/17 68/15 68/17 71/14
----------	--	---	---	---

G	gray [4] 7/20 76/5 76/5 76/15	62/24 63/14 63/15	handle [1] 25/24	26/24 27/1 27/4 28/13
good... [24] 77/21	great [5] 37/14 45/12	63/25 71/9 73/3 74/17	handled [2] 207/19	28/15 28/15 28/16
78/22 78/23 104/2	192/17 197/14 219/9	75/20 77/13 79/9 84/5	207/19	28/17 35/1 35/1 41/8
104/3 104/5 108/3	greater [1] 320/4	84/18 85/8 85/21 86/4	handles [1] 96/4	42/25 44/21 44/22
131/14 149/15 153/14	green [3] 39/20 41/20	86/6 90/12 92/2 92/20	Hands [3] 40/13 43/17	46/24 47/2 47/3 47/5
155/10 176/15 191/21	45/22	93/22 94/5 95/21 96/20	45/4	47/6 47/7 50/6 50/6
192/12 192/19 219/15	GreenMart [4] 39/23	97/5 97/24 102/17	handwriting [1] 140/8	50/8 51/13 51/15 53/5
219/17 248/21 257/18	40/9 41/20 45/7	102/18 102/19 104/14	handwritten [2] 236/13	53/6 53/7 55/17 55/18
284/2 291/21 294/8	grids [1] 193/10	104/17 104/20 105/1	236/15	56/5 58/17 58/17 61/17
304/22 337/2	ground [1] 138/17	105/18 105/20 108/12	hang [6] 39/3 39/3	61/19 62/24 63/15 64/1
got [74] 7/9 8/1 9/16	group [8] 43/20 46/21	109/23 110/14 110/15	42/12 60/22 235/7	64/11 66/2 66/6 66/13
9/18 10/1 16/2 16/14	73/13 176/15 199/19	110/18 110/22 111/5	235/14	66/23 67/13 68/3 68/6
17/25 18/9 18/17 21/1	209/4 240/4 300/14	112/13 112/14 112/15	happen [7] 7/5 28/10	68/10 68/10 68/12
21/4 21/6 21/8 21/17	grouped [1] 223/11	112/23 113/3 113/4	31/3 48/22 49/7 149/19	68/16 68/19 68/19
21/21 38/11 39/17	grouping [1] 175/11	113/6 113/8 113/17	232/11	68/20 68/24 69/25
44/11 44/23 47/10 49/5	groups [7] 67/21 68/1	113/20 114/7 114/9	happened [12] 5/11	70/22 70/23 71/9 71/23
51/5 52/8 52/10 53/8	68/4 72/22 240/5	114/10 117/7 120/20	80/13 97/4 104/14	71/24 72/23 74/19
56/12 58/9 58/10 58/17	240/12 240/18	120/23 120/25 124/5	119/15 148/18 208/8	77/20 82/23 84/18
59/9 61/1 63/2 65/15	grow [6] 5/16 14/14	125/7 125/15 127/22	209/18 214/5 214/8	85/25 92/13 99/6 99/22
69/5 69/10 71/10 75/7	26/20 36/25 106/8	127/22 128/2 128/3	237/3 307/16	102/19 104/24 105/16
75/16 80/6 80/8 87/22	133/20	128/25 129/23 130/4	happening [1] 217/14	105/20 105/20 105/21
89/9 96/22 96/22 108/6	guarantee [1] 81/8	132/1 134/8 134/12	happens [2] 161/25	105/22 105/22 110/14
108/12 108/15 113/16	guaranteed [1] 80/24	134/15 135/10 136/21	215/6	122/18 123/20 125/7
115/12 115/15 119/14	guess [20] 14/22 16/20	137/1 141/7 141/25	happy [3] 50/22 131/24	125/7 125/15 125/17
120/9 126/5 133/3	19/24 23/12 26/24 40/4	143/5 143/15 145/18	131/25	126/5 126/13 127/19
133/6 133/6 133/12	48/5 57/22 93/19	145/22 146/2 146/2	hard [15] 27/3 35/22	127/19 127/20 127/23
133/13 133/18 135/12	106/16 115/15 126/24	146/8 147/1 147/4	54/8 84/1 90/5 90/17	128/7 128/25 130/7
139/3 140/14 144/13	127/3 128/24 136/11	147/21 147/24 147/24	133/21 134/1 171/4	133/20 135/23 139/10
150/21 158/5 159/11	217/8 220/17 221/7	149/13 149/21 155/9	177/3 197/3 198/3	139/11 141/19 142/13
204/9 216/15 218/7	250/5 337/1	155/15 155/22 156/1	249/12 249/14 293/3	146/2 146/2 189/11
219/4 224/24 301/2	guidance [1] 27/8	156/9 156/12 156/24	has [51] 10/11 10/14	217/22 218/3 218/4
336/11	guidelines [3] 153/25	157/4 157/17 160/10	22/16 23/8 24/4 24/12	219/16 225/9 230/10
gotta [2] 179/23 179/23	161/17 166/22	160/11 160/16 161/8	24/13 24/17 24/24	235/17 240/23 249/6
gotten [4] 89/16 122/3	GUTIERREZ [2] 2/12	161/10 161/13 163/2	27/17 51/8 54/13 61/17	249/8 249/13 249/17
142/21 264/4	218/4	163/10 165/1 165/11	77/16 79/6 80/17	249/22 249/23 249/23
govern [2] 27/10	Guvan [2] 100/23	166/14 166/20 168/22	101/15 102/10 106/14	253/23 262/5 263/25
265/16	101/1	170/15 171/5 176/6	106/22 109/15 122/25	264/1 264/2 264/3
government [2] 188/2	guy [2] 15/25 133/18	176/7 176/19 177/17	147/19 148/15 151/2	276/15 276/21 280/18
188/5	guys [14] 15/25 38/17	180/17 181/7 182/9	164/17 165/17 167/7	280/18 281/8 281/17
government-issued [2]	51/25 54/5 86/24	182/25 183/8 184/5	168/18 168/23 171/21	281/18 282/2 282/10
188/2 188/5	118/10 119/9 119/14	185/10 193/6 194/2	172/1 174/17 181/24	282/16 282/16 282/16
governments [1] 278/9	145/9 151/18 179/16	194/20 196/9 196/9	189/22 194/21 198/23	282/18 282/20 286/8
governor [1] 126/5	225/6 308/6 337/1	206/12 206/14 209/13	217/20 223/1 235/20	286/18 286/21 288/10
governor's [9] 67/18	GVAN [7] 101/2 101/3	209/23 211/10 211/25	246/11 249/22 254/12	288/10 296/20 297/3
72/13 81/11 81/14	101/24 102/12 102/14	213/21 215/2 215/20	254/14 256/11 283/13	299/21 300/17 301/7
262/22 262/23 307/24	102/21 133/8	217/15 226/19 227/2	317/9 334/21 335/3	301/7 301/8 302/24
308/4 308/16	GVAN Properties [1]	228/3 229/17 229/23	335/15 336/3	302/25 302/25 303/13
grade [7] 20/4 33/6	102/12	230/1 230/2 230/3	hasn't [2] 143/9 220/22	313/11 313/14 314/22
292/8 292/19 293/11	H	237/16 241/15 241/16	have [445]	316/4 316/17 316/18
294/9 294/12	had [259] 5/10 5/19	241/18 242/4 242/12	haven't [9] 17/22 20/25	318/4 328/16 336/4
graded [1] 147/2	6/19 6/19 6/19 7/19	243/25 247/23 249/15	30/22 61/17 96/3	336/7 336/10 336/11
grader [4] 90/13 144/6	7/23 8/5 8/13 8/20 8/25	252/1 256/7 263/13	120/20 158/18 219/20	he'll [1] 24/13
144/14 242/17	9/5 9/9 9/21 9/21 10/11	264/3 266/22 269/17	221/25	he's [23] 23/7 47/2
graders [17] 18/23	15/11 15/17 16/24	270/11 273/21 289/2	having [24] 4/8 52/9	47/4 50/3 50/5 50/10
19/23 20/4 20/16 20/19	18/12 20/3 20/8 20/9	290/3 295/8 297/19	65/4 98/15 99/23	50/17 50/19 56/3 61/4
113/15 114/8 185/5	20/20 21/23 26/18	302/25 307/25 312/6	151/25 155/24 161/14	64/2 66/15 66/21 83/7
186/25 240/24 241/15	28/19 29/12 29/12 30/1	316/4 317/16 321/4	163/21 171/4 177/3	106/19 113/12 115/16
241/23 242/21 243/9	30/9 30/15 31/21 32/1	321/15 321/18 323/22	178/6 180/11 183/1	197/4 197/8 197/11
309/19 323/6 323/18	32/1 32/3 33/25 35/18	324/13 326/5 326/13	197/3 225/17 257/1	197/12 235/16 249/7
graders' [1] 220/2	35/22 40/24 41/21	327/1 327/7 327/18	258/20 258/20 275/1	head [11] 70/3 103/7
grading [3] 323/6	41/24 42/7 42/11 42/13	329/9 330/6 330/17	278/8 315/17 315/20	187/25 207/5 207/10
323/19 323/21	42/14 42/25 44/9 49/2	332/22 334/2 334/13	328/13	207/22 208/1 208/6
GRAF [5] 2/11 3/17	49/16 49/19 50/8 50/10	335/11	Hawaiians [1] 310/20	257/10 257/14 298/3
271/8 300/8 327/16	52/4 52/5 53/5 53/9	hadn't [2] 19/21 70/25	HAWKINS [1] 1/24	headed [2] 72/23 73/13
Graf's [1] 273/6	53/23 54/9 55/5 55/14	half [5] 112/23 118/4	he [184] 5/10 5/10 5/11	header [1] 201/5
grant [1] 75/5	55/19 55/20 55/21	134/8 180/25 225/1	5/24 5/25 6/7 6/12 11/6	heading [1] 196/13
granted [5] 31/22 40/4	57/18 58/19 61/17	hand [8] 4/6 25/20	14/15 14/15 14/17	Health [2] 240/1
135/9 145/23 288/11		25/20 62/11 110/14	14/18 14/21 22/7 22/16	248/23
		151/23 257/10 257/14	24/5 24/8 24/12 24/13	hear [19] 69/18 110/18

H	Hernandez [4] 189/11 189/15 233/22 261/8	hold [10] 101/5 102/3 127/4 140/7 201/19 202/7 218/7 230/7 231/20 262/18	215/21 223/10 231/5 233/25 234/25 239/4 241/8 241/8 243/25 244/23 250/10 251/19 253/16 258/7 261/1 261/4 262/4 265/12 269/19 289/1 290/5 297/2 307/22 309/5 309/14 309/19 310/13 311/10 313/21 314/1 314/4 314/24 315/3 315/6 315/13 322/15 324/12 324/14 326/22 328/2 328/25 331/21	48/6 48/19 49/4 49/9 51/7 54/25 54/25 59/17 60/5 60/16 60/16 64/4 64/7 67/25 70/2 70/2 71/7 71/7 71/23 72/12 73/4 75/12 76/10 77/22 78/16 78/16 79/1 79/22 80/14 87/2 87/20 87/23 90/7 95/9 96/3 96/6 99/8 100/24 102/2 103/2 103/17 105/13 106/21 108/3 109/21 109/21 112/5 112/5 115/4 115/11 115/23 115/25 116/2 116/10 116/14 117/6 119/14 119/15 119/16 121/6 121/6 122/5 122/11 122/21 127/10 127/12 129/20 130/8 136/13 138/16 139/4 143/13 144/16 145/6 150/23 151/9 151/11 152/7 155/1 157/19 158/3 159/9 160/24 162/10 163/21 163/21 167/11 167/25 168/7 169/12 171/4 171/4 173/2 173/8 173/15 173/23 174/25 177/3 179/25 183/23 184/1 188/17 191/1 192/6 194/1 194/15 194/16 195/16 197/3 198/3 199/4 203/22 209/20 211/3 211/17 211/24 216/10 217/17 218/19 220/10 220/12 220/17 221/5 221/9 221/22 222/17 224/19 225/15 225/19 225/19 226/24 227/11 228/18 229/1 230/14 230/18 232/19 233/10 234/13 235/21 236/5 238/10 238/22 239/3 248/14 248/23 249/18 250/6 250/7 250/12 250/19 250/19 252/25 253/19 254/13 254/15 254/22 256/17 261/22 264/22 273/10 280/18 292/23 292/24 292/24 292/25 293/1 293/2 293/3 293/23 295/15 301/5 304/16 305/22 305/23 308/1 308/24 309/11 312/20 315/21 316/2 322/1 323/20 328/21 329/2 332/7 333/25 335/18 335/20 335/24 336/9
hear... [17] 115/11 115/14 116/2 138/21 138/23 167/11 167/25 173/8 177/8 207/2 230/7 238/10 261/22 277/12 293/4 301/5 318/11	herself [2] 284/11 284/19	holders [1] 67/5	how'd [2] 167/12 169/6	48/6 48/19 49/4 49/9
heard [14] 7/9 7/23 18/11 38/9 68/5 71/11 97/4 97/7 97/8 97/10 121/20 122/13 138/20 143/15	hey [8] 50/14 60/1 61/20 63/5 225/3 242/18 308/6 317/21	honest [1] 257/2	however [8] 96/8 96/10 96/11 154/20 160/3 183/1 191/25 232/14	51/7 54/25 54/25 59/17
hearing [13] 67/19 68/5 71/1 79/23 80/7 107/5 107/8 150/20 163/21 171/4 177/4 187/5 197/4	Hi [2] 203/1 206/19	Honor [54] 22/4 22/13 41/11 71/13 78/9 103/15 114/20 135/13 138/8 141/9 143/9 143/25 145/6 151/8 151/13 152/9 177/3 179/15 180/1 188/25 197/3 198/9 198/11 202/9 207/23 217/19 225/14 225/25 231/20 238/15 250/2 250/8 250/13 250/20 252/12 252/14 252/17 253/3 253/6 253/7 253/13 254/8 254/14 254/18 255/1 255/7 255/11 255/20 255/23 334/24 335/4 335/23 336/18 336/25	HSU [1] 2/12	60/5 60/16 60/16 64/4
hears [1] 311/20	hiding [1] 142/4	HONORABLE [1] 1/11	Huebner [1] 133/19	64/7 67/25 70/2 70/2
Hearsay [1] 142/14	higher [7] 114/1 121/9 160/21 160/25 173/7 173/9 173/13	hope [1] 99/23	Hughes [6] 261/25 262/9 262/11 263/1 263/12 263/25	71/7 71/7 71/23 72/12
heavier [1] 96/7	him [70] 9/6 27/4 44/11 50/13 50/18 61/18 61/20 66/11 68/22 68/23 69/3 69/5 69/10 69/10 69/13 71/19 71/20 75/16 79/18 80/11 83/10 98/5 98/24 98/25 99/1 99/3 99/5 102/18 113/10 113/20 125/16 125/18 125/22 126/15 126/17 130/3 135/12 138/24 221/19 221/24 234/1 264/5 276/24 277/2 281/9 281/17 282/19 283/2 287/6 287/16 288/1 297/18 298/21 299/6 299/14 299/22 300/18 302/25 303/14 303/15 303/21 303/24 305/10 306/14 315/2 315/5 315/10 315/11 328/13 336/8	hopeful [1] 248/16	Hughes' [1] 263/11	73/4 75/12 76/10 77/22
heavily [2] 68/7 178/5	highlight [2] 136/17 137/22	hopefully [1] 253/17	Hughes's [2] 262/2 262/6	78/16 78/16 79/1 79/22
heavy [3] 62/18 115/15 165/19	highly [7] 26/9 27/15 27/17 27/21 28/18 37/12 37/13	hoping [2] 86/25 238/23	huh [7] 17/10 22/23 45/6 46/8 54/17 115/15 248/18	80/14 87/2 87/20 87/23
heck [1] 149/15	him [70] 9/6 27/4 44/11 50/13 50/18 61/18 61/20 66/11 68/22 68/23 69/3 69/5 69/10 69/10 69/13 71/19 71/20 75/16 79/18 80/11 83/10 98/5 98/24 98/25 99/1 99/3 99/5 102/18 113/10 113/20 125/16 125/18 125/22 126/15 126/17 130/3 135/12 138/24 221/19 221/24 234/1 264/5 276/24 277/2 281/9 281/17 282/19 283/2 287/6 287/16 288/1 297/18 298/21 299/6 299/14 299/22 300/18 302/25 303/14 303/15 303/21 303/24 305/10 306/14 315/2 315/5 315/10 315/11 328/13 336/8	horse [1] 138/17	human [1] 16/2	80/14 87/2 87/20 87/23
held [5] 12/6 101/10 107/16 276/5 278/11	hire [16] 61/6 134/9 134/23 134/24 135/2 135/5 136/3 146/9 146/17 221/2 244/14 244/15 245/9 290/9 291/2 291/16	hotspot [1] 252/16	Humboldt [1] 46/20	90/7 95/9 96/3 96/6
hell [1] 9/16	hired [9] 19/21 51/3 98/25 135/20 294/12 295/19 295/25 296/4 333/16	hour [1] 254/8	hundred [2] 20/8 25/14	99/8 100/24 102/2
help [12] 54/19 55/8 65/24 66/7 67/7 70/8 97/23 163/13 177/12 215/16 267/14 293/6	hires [1] 291/6	hours [1] 139/25	hurt [2] 89/9 108/15	99/8 100/24 102/2
helped [1] 35/23	hiring [3] 290/12 290/19 291/13	how [147] 13/21 16/1 16/3 18/8 24/16 27/10 28/10 52/20 52/23 57/20 61/23 73/23 74/14 74/14 75/18 78/8 78/22 84/1 84/13 89/15 90/19 92/8 96/4 96/4 99/18 100/18 101/3 101/5 104/4 112/22 120/17 120/24 131/13 132/8 132/16 134/4 135/2 135/3 135/4 139/18 150/20 152/20 153/5 153/6 155/7 156/19 157/7 157/7 157/15 158/1 158/9 158/22 161/5 161/18 162/17 163/8 164/15 164/21 166/10 167/4 167/12 169/21 170/7 170/9 170/21 171/7 171/13 172/3 172/8 174/2 175/24 176/1 178/7 178/8 178/13 178/16 180/5 180/5 180/22 182/4 182/22 183/11 184/13 185/25 186/11 186/20 188/11 189/21 190/1 191/19 191/21 192/1 195/11 195/19 196/9 196/19 201/17 201/22 206/2 206/21 207/19 214/9 214/10 214/10 215/9	Hyatt [3] 141/2 141/5 141/13	99/8 100/24 102/2
helping [4] 26/20 40/13 43/17 45/4	his [23] 6/8 29/13 35/3 49/19 49/25 55/3 60/11 63/16 68/23 70/16 76/2 83/8 84/19 98/4 98/24 99/5 110/14 198/4 264/4 276/13 286/11 301/7 328/10	hoping [2] 86/25 238/23	hypothetical [7] 156/14 274/8 280/23 300/6 312/10 320/20 325/4	99/8 100/24 102/2
Henderson [1] 39/19	Hispanic [1] 310/19	horse [1] 138/17	Hypothetically [1] 228/11	99/8 100/24 102/2
her [27] 9/22 10/2 24/15 41/15 59/1 70/2 141/8 145/7 151/22 220/14 220/24 236/12 237/2 262/10 263/16 263/16 266/12 284/20 284/21 284/22 284/24 285/2 285/5 285/13 307/22 330/10 330/16	historical [2] 331/15 332/8	hotspot [1] 252/16	I	99/8 100/24 102/2
here [63] 4/22 12/4 14/22 15/16 17/24 22/5 22/14 25/12 43/16 50/6 54/22 69/10 69/17 69/18 76/22 83/5 88/8 96/6 97/5 102/11 104/14 109/6 116/25 117/18 118/2 118/12 120/11 121/1 124/24 125/4 125/6 125/10 129/17 142/18 142/21 142/24 158/15 161/2 164/14 167/23 170/6 172/21 173/12 173/23 176/24 177/10 178/2 178/19 186/19 190/2 191/20 192/17 201/4 205/20 216/6 216/14 221/25 225/4 235/15 242/18 293/6 332/19 335/18	histories [1] 250/21	horse [1] 138/17	I'd [23] 6/7 6/12 9/9 9/9 48/25 54/4 69/12 91/22 103/1 122/3 127/2 136/6 139/2 139/10 149/16 188/13 194/14 197/24 201/25 217/19 218/20 250/2 250/2	99/8 100/24 102/2
here's [1] 181/16	history [12] 31/9 32/8 32/11 32/25 33/7 251/4 252/2 266/24 269/17 269/20 302/5 331/13	hoping [2] 86/25 238/23	I'll [30] 4/22 20/2 78/18 91/15 103/10 123/8 137/4 141/1 141/14 155/22 188/6 217/18 218/25 219/2 219/5 222/1 224/14 236/6 238/16 239/19 256/2 256/10 257/7 266/10 268/13 293/8 317/5 318/7 326/11 327/11	99/8 100/24 102/2

<p>I</p> <p>ID [6] 186/14 186/16 187/16 191/1 195/15 251/21</p> <p>idea [17] 10/4 11/4 50/14 65/20 70/20 74/1 90/7 118/10 119/24 120/20 121/2 121/19 126/4 153/14 165/20 247/24 293/5</p> <p>ideal [2] 160/14 165/15</p> <p>identical [15] 201/22 209/13 209/15 209/23 222/16 222/18 226/9 226/20 227/2 227/6 228/3 228/6 228/12 230/1 308/14</p> <p>identically [3] 210/1 227/5 230/2</p> <p>identification [9] 179/2 188/2 188/3 188/5 190/7 201/11 275/2 275/23 338/10</p> <p>identified [20] 19/18 149/25 155/21 174/21 175/3 175/12 178/19 196/24 197/17 198/23 204/14 204/23 211/15 222/15 232/5 240/22 246/7 246/24 251/25 269/4</p> <p>identifier [3] 162/4 162/14 216/15</p> <p>identifiers [4] 161/22 162/1 190/18 246/13</p> <p>identify [10] 69/21 149/22 159/12 161/16 177/1 177/12 194/17 201/12 209/9 221/19</p> <p>identifying [8] 113/7 113/9 113/17 200/17 200/17 200/24 245/4 245/6</p> <p>IDs [3] 186/15 187/1 190/7</p> <p>if [317] 4/15 4/22 6/5 6/7 6/12 6/18 9/9 9/18 9/20 11/9 12/2 14/23 16/4 16/14 16/20 16/22 17/6 18/12 18/20 18/23 19/23 20/16 20/19 22/8 24/13 24/17 25/13 25/23 26/2 27/7 27/8 29/12 30/4 30/21 32/6 32/11 33/4 38/3 40/10 44/6 44/22 44/22 46/9 46/17 49/4 49/8 50/5 51/14 54/21 58/7 58/25 60/15 61/20 62/24 63/4 63/5 64/13 67/23 67/25 69/9 71/22 72/6 72/9 74/5 74/10 74/21 75/7 76/9 77/14 77/15 80/2 81/7 82/9 83/21 84/11 88/16 88/19 88/22 89/1 89/6 89/11 90/10 91/19 91/23 92/16 92/20 92/23 94/5 94/6 94/25</p>	<p>95/4 95/5 95/22 96/24 100/16 106/21 108/2 108/11 109/13 109/14 109/21 111/8 111/12 111/24 112/5 117/1 118/8 118/10 119/20 121/5 122/3 122/11 124/4 124/19 125/18 126/5 126/16 127/7 127/11 127/11 129/2 131/18 134/10 135/2 135/6 137/4 140/4 142/2 142/10 142/22 144/6 147/5 147/24 148/9 148/12 149/16 151/4 151/16 151/22 152/10 154/6 155/9 155/11 155/14 155/16 155/16 155/22 156/1 156/5 156/11 156/23 156/24 157/17 157/20 157/22 157/24 158/4 158/8 158/21 160/10 160/11 160/11 160/16 161/8 161/10 161/13 161/16 161/25 162/14 163/2 164/12 164/15 165/24 169/6 170/3 170/5 170/23 170/23 171/1 171/5 171/15 172/15 172/15 172/25 173/3 173/9 174/3 175/17 178/14 178/18 180/16 180/19 180/22 181/2 181/15 184/3 184/5 184/20 185/7 185/10 185/11 186/5 186/6 187/12 187/19 188/6 189/13 191/1 194/15 194/17 194/21 196/8 196/9 196/24 197/17 198/12 198/18 199/10 199/20 199/22 199/23 200/24 203/5 205/13 205/22 206/1 206/6 206/12 206/24 209/6 209/8 209/13 209/17 209/22 219/4 220/14 221/5 221/17 221/23 222/4 224/7 224/14 225/8 226/19 227/6 228/2 228/11 229/17 230/1 239/3 242/6 242/11 242/16 242/16 242/21 244/14 244/17 244/18 244/25 245/19 245/23 246/4 246/7 246/19 246/20 247/7 248/11 252/18 254/15 254/23 255/24 257/13 258/12 260/16 267/14 270/11 271/11 271/23 272/9 272/20 274/3 274/12 277/5 277/16 277/17 278/14 278/23 280/17 281/7 281/18 284/3 288/10 293/6 295/8 296/19 299/21 300/12 300/15</p>	<p>301/8 301/18 302/15 302/25 302/25 303/11 316/21 317/22 319/18 320/3 321/4 321/15 324/21 326/17 331/13 331/19 332/2 332/7 334/21</p> <p>ignore [1] 248/7</p> <p>II [1] 248/23</p> <p>III [1] 2/5</p> <p>illegal [1] 65/6</p> <p>immediately [1] 61/24</p> <p>impact [12] 57/20 218/24 244/8 244/13 244/21 245/3 245/20 247/8 247/11 247/16 253/21 334/2</p> <p>impartial [2] 73/15 247/23</p> <p>impeaching [1] 145/7</p> <p>implement [2] 216/6 245/12</p> <p>implementation [1] 216/7</p> <p>implemented [1] 314/2</p> <p>importance [1] 269/16</p> <p>important [5] 34/15 37/2 132/13 243/23 244/3</p> <p>imposed [2] 29/20 96/7</p> <p>improper [15] 11/10 63/24 63/25 64/5 64/15 100/13 116/16 121/7 121/15 124/7 280/23 319/18 320/3 320/20 325/4</p> <p>improperly [1] 78/3</p> <p>improve [1] 238/3</p> <p>improved [2] 99/23 176/16</p> <p>in [706]</p> <p>in-depth [1] 149/17</p> <p>in-person [1] 335/7</p> <p>inadequate [1] 180/20</p> <p>inappropriate [3] 64/12 65/6 65/19</p> <p>inaudible [2] 175/6 312/25</p> <p>INC [1] 1/25</p> <p>incident [4] 96/19 96/20 106/15 148/25</p> <p>incidents [5] 95/14 96/15 106/3 106/5 106/11</p> <p>include [28] 76/16 92/11 93/5 93/14 109/7 113/6 153/1 154/7 155/12 157/14 171/10 171/15 185/7 186/8 204/4 204/8 204/13 204/17 227/9 245/19 245/20 246/14 247/3 260/24 261/25 287/16 303/11 309/2</p> <p>included [29] 127/18 154/3 154/24 156/12 156/24 157/17 157/20 158/20 158/25 170/3 171/7 173/10 173/11</p>	<p>175/16 175/17 178/4 185/6 196/25 197/17 200/25 204/2 204/20 204/24 210/25 214/20 253/4 308/22 313/24 314/6</p> <p>includes [2] 204/6 308/15</p> <p>including [6] 36/9 74/7 111/17 181/25 185/17 246/15</p> <p>income [1] 244/15</p> <p>incomplete [4] 156/14 274/7 300/6 312/10</p> <p>inconsistent [6] 271/24 272/10 272/21 274/4 281/18 286/9</p> <p>incorrect [1] 118/11</p> <p>increase [2] 238/5 238/13</p> <p>increased [1] 237/24</p> <p>incur [2] 134/25 134/25</p> <p>independent [1] 174/10</p> <p>independently [2] 176/22 199/18</p> <p>Indian [1] 87/6</p> <p>indicate [3] 181/4 220/3 226/8</p> <p>indicated [9] 15/16 65/21 127/23 180/9 181/15 184/21 187/8 195/4 211/10</p> <p>indication [2] 223/22 247/25</p> <p>indiscernible [13] 171/22 231/13 254/4 281/12 297/3 298/23 301/15 304/16 317/24 321/8 323/25 325/15 332/23</p> <p>individual [9] 15/10 94/18 156/20 156/21 167/5 172/15 173/24 249/4 297/11</p> <p>individual's [3] 94/14 94/16 95/1</p> <p>individually [3] 101/12 209/3 242/4</p> <p>individuals [6] 19/19 19/20 190/4 233/19 290/3 302/5</p> <p>indulgence [2] 60/24 103/8</p> <p>industries [1] 64/15</p> <p>industry [30] 11/6 11/19 12/19 13/25 26/20 27/15 27/21 28/6 31/15 31/20 32/7 32/21 33/5 33/13 33/15 35/23 58/7 66/7 67/18 68/17 73/23 102/19 108/9 112/24 240/8 240/18 263/19 265/17 266/25 295/5</p> <p>influence [1] 143/2</p> <p>influenced [1] 78/4</p> <p>inform [5] 177/11 282/16 282/18 297/18</p>	<p>317/20</p> <p>informal [1] 256/22</p> <p>information [83] 9/5 9/7 9/10 9/13 9/16 9/18 9/21 9/24 10/2 10/9 21/23 21/25 23/22 28/8 58/17 59/12 63/23 65/3 65/5 65/24 78/2 90/3 90/8 93/14 111/16 112/13 112/21 120/13 120/16 121/16 121/25 122/1 122/3 122/6 146/4 147/24 148/1 152/19 155/15 181/11 182/9 189/25 200/17 200/17 200/25 205/14 205/25 215/15 218/1 220/14 232/14 232/24 233/1 233/13 233/24 234/9 235/1 236/17 238/4 244/20 244/22 245/6 260/9 275/3 289/1 294/4 301/11 317/19 318/20 319/5 319/18 319/20 320/4 320/10 320/10 320/13 320/15 320/17 320/18 321/6 322/18 323/23 324/22</p> <p>informed [2] 258/19 274/14</p> <p>informing [1] 282/19</p> <p>infractions [2] 250/22 251/2</p> <p>infused [2] 178/9 204/10</p> <p>inherently [1] 150/14</p> <p>initial [3] 65/23 140/20 333/17</p> <p>initially [3] 48/22 110/22 206/21</p> <p>initiate [1] 150/8</p> <p>initiative [9] 34/21 35/19 65/22 66/5 66/8 66/10 66/23 67/7 68/11</p> <p>initiatives [1] 14/13</p> <p>injection [1] 187/5</p> <p>injunction [1] 66/21</p> <p>input [2] 240/17 240/18 252/8</p> <p>inquire [2] 238/20 252/8</p> <p>inquired [1] 320/11</p> <p>inserted [1] 104/24</p> <p>insider [1] 68/21</p> <p>insinuation [1] 140/1</p> <p>inspect [3] 11/23 11/23 30/20</p> <p>inspected [2] 189/21 190/2</p> <p>inspection [3] 11/20 30/17 185/1</p> <p>inspections [4] 11/22 30/16 149/9 228/22</p> <p>inspector [4] 185/8 203/7 206/6 206/6</p> <p>inspectors [4] 24/8 185/12 206/4 206/10</p> <p>instance [2] 146/9 237/5</p>
---	---	---	---	---

I	183/6 inventory [5] 185/21 186/1 186/3 186/18 186/20 investigated [1] 149/14 investigation [13] 119/6 119/19 149/16 149/17 298/10 332/22 333/2 333/2 333/4 333/7 333/8 333/8 333/12 investigations [1] 332/24 investigator [2] 189/12 233/23 investigators [2] 188/21 189/10 investor [3] 94/24 95/7 147/10 investors [1] 147/12 involved [35] 27/16 54/11 55/2 55/18 56/3 56/5 65/22 68/7 68/14 68/16 70/8 71/5 71/7 147/13 193/25 195/8 196/2 196/5 199/16 209/21 212/8 215/14 226/14 230/17 230/19 230/22 230/24 243/8 266/24 283/13 316/6 322/4 330/4 333/10 333/17 involvement [6] 75/17 188/23 189/4 229/23 230/3 328/17 irrational [1] 145/14 irrationally [1] 144/23 irrespective [2] 171/10 216/1 is [444] isn't [13] 21/8 36/6 97/16 105/24 109/3 172/14 172/18 208/16 208/17 235/16 257/4 321/4 325/12 issue [24] 4/24 10/8 10/8 10/11 11/25 24/13 24/17 24/21 29/11 30/3 32/15 34/17 58/16 71/17 75/23 75/23 76/5 77/19 92/14 122/16 174/5 181/8 198/14 264/10 issued [3] 29/10 188/2 188/5 issues [18] 10/14 10/18 15/1 32/12 32/22 53/15 65/15 83/16 97/5 120/7 122/15 144/19 148/21 149/13 159/3 171/14 271/14 317/8 it [757] it's [138] 4/5 5/19 5/20 6/24 7/9 10/5 18/5 18/8 20/21 20/22 21/11 24/16 27/2 27/7 27/9 30/21 32/24 33/4 39/12 39/12 39/14 44/17	44/17 52/2 52/8 54/15 58/7 58/7 59/2 63/2 64/13 74/13 76/17 76/25 78/19 79/12 83/25 88/3 88/6 88/6 89/22 90/5 90/8 92/15 96/9 99/2 100/8 100/8 100/8 100/13 100/16 101/8 101/8 102/21 103/21 105/14 107/10 108/11 120/2 128/19 133/21 134/1 135/15 141/11 143/10 148/13 149/16 150/13 155/14 162/13 165/6 165/20 165/24 171/12 175/7 178/12 178/12 178/15 181/23 183/18 185/12 186/20 187/23 193/9 195/13 197/8 197/9 197/10 198/5 198/15 203/7 206/1 207/3 207/20 207/21 207/25 208/12 216/7 216/15 217/14 217/18 217/24 217/25 218/14 219/11 219/18 220/2 220/4 220/4 220/23 221/6 222/6 223/24 224/3 231/9 231/24 232/5 234/5 234/19 235/19 246/1 247/1 250/14 253/16 254/22 255/12 257/22 265/9 268/24 293/2 293/3 293/3 318/3 319/13 319/15 319/17 332/18 332/20 item [1] 17/24 items [10] 17/4 157/20 160/22 161/1 165/7 165/24 166/5 191/8 203/4 263/13 its [14] 6/3 6/19 11/11 97/18 117/8 123/13 171/25 174/21 175/3 195/4 204/14 218/5 258/19 292/18 itself [13] 5/14 55/6 58/11 172/19 181/12 181/15 182/18 183/8 183/22 243/13 247/21 269/23 303/16	Jessee [1] 288/22 JILL [2] 1/24 253/11 Jim [1] 276/12 job [52] 9/16 25/5 26/19 52/17 60/10 60/17 60/21 61/21 62/22 62/24 62/25 63/2 63/6 122/25 123/5 123/6 123/21 124/5 125/8 125/10 125/18 125/23 126/11 126/14 126/17 127/23 128/2 128/6 128/7 128/8 128/9 128/11 128/18 129/2 130/1 130/6 130/12 134/10 135/3 135/6 135/7 135/10 138/19 138/19 138/24 148/3 149/15 150/21 165/11 190/14 190/18 329/17 jobs [3] 135/11 135/17 135/19 Joe [1] 218/5 JOEL [1] 2/15 Joey [1] 318/3 John [5] 66/1 66/2 69/1 69/10 240/11 join [109] 84/20 258/24 266/19 267/11 267/25 268/1 268/21 268/22 269/8 269/10 269/11 269/25 270/3 270/16 271/19 271/20 272/4 272/5 272/6 272/17 273/1 273/3 274/18 274/19 274/20 274/21 277/24 280/3 280/14 281/3 281/24 282/7 282/25 283/1 283/22 286/5 286/14 286/16 286/25 287/10 287/21 288/7 288/15 292/11 293/15 295/12 297/15 297/22 297/23 298/16 298/18 299/3 299/11 299/18 300/7 300/8 300/21 300/22 300/23 302/10 302/12 302/20 303/6 303/20 304/4 305/6 305/7 306/1 306/10 306/11 306/19 306/20 307/4 307/12 308/19 310/1 310/5 310/8 311/1 311/2 311/14 312/1 312/2 313/1 313/3 314/11 314/12 316/1 316/12 316/13 317/14 319/9 319/10 319/23 319/24 320/8 320/9 320/23 320/24 320/25 321/10 321/11 321/12 321/24 321/25 324/3 325/6 325/9 325/10 joined [5] 258/14 258/15 273/7 276/7 276/9 joins [1] 269/12	Joint [1] 89/18 joke [8] 60/13 123/19 123/23 124/24 126/23 128/19 129/18 130/14 joking [3] 62/21 123/6 123/19 Jolly [5] 315/6 315/7 316/19 317/6 317/7 JORDAN [8] 2/16 79/2 260/7 269/12 270/3 280/25 300/5 331/3 Jorge [52] 13/1 15/12 21/13 30/2 33/17 60/14 60/15 60/20 61/18 61/18 63/25 68/19 71/17 71/22 77/14 78/4 84/18 122/18 123/1 125/16 125/16 126/5 126/14 127/18 127/22 127/23 129/1 129/1 129/8 129/13 150/20 203/1 207/2 207/4 207/10 207/18 207/21 208/1 208/6 208/14 233/25 234/4 260/24 261/16 262/6 262/10 263/22 264/3 279/24 296/7 300/15 327/25 Jorge's [1] 328/19 JOSEPH [1] 2/12 JUDGE [10] 1/11 15/16 69/6 71/8 77/22 138/17 202/7 223/5 235/21 252/6 judgment [1] 60/11 July [6] 108/22 108/22 112/15 282/18 283/5 283/6 June [1] 315/22 jurisdiction [14] 14/9 21/9 74/17 85/22 117/2 118/15 163/20 196/24 197/16 197/21 229/21 245/17 303/25 304/21 jurisdictions [9] 4/25 86/12 86/22 86/25 163/23 184/21 196/15 226/7 227/14 just [203] 6/5 6/8 9/4 9/8 9/19 10/5 10/6 12/3 16/15 16/20 17/4 17/17 18/15 19/3 19/10 21/20 22/25 23/10 27/25 28/2 32/8 33/7 34/2 35/12 35/19 38/10 39/7 39/10 39/16 39/20 39/20 41/5 41/7 42/11 42/13 42/14 44/1 47/6 47/11 49/4 51/1 53/21 55/11 60/5 60/15 61/20 63/6 63/10 63/21 67/25 71/8 71/11 72/2 72/24 74/8 75/21 78/19 78/25 80/6 90/11 93/2 94/24 95/20 97/21 101/20 102/2 103/6 103/7 104/13 106/18 107/24 108/17 109/21 114/15 116/10 117/6 117/20 117/25 119/16
	J	JAMES [1] 2/6 January [13] 13/3 15/13 30/7 33/11 258/1 258/17 260/10 260/19 262/17 264/12 278/3 326/18 327/6 January 2018 [1] 33/11 JARED [1] 2/13 Jay [7] 49/19 58/12 60/2 135/20 135/22 314/17 314/20 JD [1] 1/25 Jeffrey [2] 261/25 262/4 Jeremy [1] 336/5		

J

just... [124] 121/8
123/19 123/23 125/1
125/7 125/18 126/7
127/2 130/25 131/16
139/18 142/4 146/12
148/22 149/10 149/18
149/19 150/2 154/9
155/21 155/23 156/1
156/8 156/11 156/16
157/12 157/25 158/1
158/12 159/12 160/2
160/11 160/12 161/4
161/8 161/14 161/20
161/23 166/3 166/12
166/16 167/13 167/23
168/1 168/12 168/21
169/3 170/10 171/6
171/8 171/16 171/20
173/13 173/24 174/3
174/14 177/1 177/13
177/22 178/16 180/19
181/4 182/14 183/5
183/18 183/22 184/3
184/15 184/22 185/12
186/25 187/12 187/19
190/19 191/17 192/18
203/2 203/8 203/17
205/24 206/3 208/21
213/21 219/4 219/5
220/17 220/21 221/19
225/19 225/25 227/9
227/13 227/13 240/21
243/1 243/23 244/15
248/6 248/7 251/12
254/2 255/12 256/2
256/14 256/18 263/15
266/10 266/12 271/2
273/6 285/14 293/1
293/3 312/20 313/15
313/15 313/15 318/11
323/18 324/24 327/25
331/4 332/18 332/18
justify [1] 292/3

K

K-a-r-a-l-i-n [1] 152/4
KAHN [1] 2/13
KARALIN [4] 151/24
152/4 210/16 261/1
keep [24] 4/15 4/22
12/3 91/9 127/6 128/22
130/18 161/22 176/7
177/5 179/18 179/23
179/23 182/7 182/11
235/1 248/1 254/24
308/6 323/6 323/9
323/19 323/21 324/12
keeping [3] 211/24
243/22 292/3
keeps [1] 47/19
Kelesis [1] 261/12
Kelly [1] 288/22
KEMP [1] 2/4
Kenny [1] 133/18
kept [3] 248/24 249/2
289/2
key [13] 12/17 108/6

111/3 111/17 111/25
112/8 113/4 113/6
113/8 131/21 133/24
134/15 134/16
kidding [1] 126/7
kids [1] 102/1
kind [30] 9/12 9/14
14/25 16/21 19/16
24/24 27/9 32/13 54/20
57/25 61/2 63/6 63/23
75/23 129/23 132/13
132/19 133/3 140/15
148/10 148/13 166/2
178/15 190/20 208/16
208/17 253/23 292/21
293/2 326/7
kinds [2] 75/11 163/23
knew [22] 28/19 34/13
37/2 57/3 57/4 70/15
72/23 73/5 77/5 80/23
84/25 85/3 85/7 95/20
105/21 109/5 135/1
166/21 271/11 274/3
274/12 307/21
know [290] 4/23 5/11
6/7 6/12 7/8 7/15 7/15
8/1 8/9 9/7 9/18 9/21
9/25 13/18 16/1 20/20
25/8 25/22 26/18 27/10
28/9 31/5 33/5 36/20
36/21 38/3 40/7 40/8
40/8 40/10 40/20 40/21
41/9 42/4 43/4 43/9
43/19 44/9 44/17 44/21
44/22 45/23 45/24 46/9
46/9 46/11 46/12 46/17
46/19 46/21 49/1 50/5
50/15 51/15 52/10 53/3
53/19 54/8 55/5 55/19
57/22 58/16 60/7 60/7
61/23 66/1 66/2 66/2
67/22 68/3 68/23 69/13
69/13 69/14 69/16
69/21 70/8 71/6 71/22
72/6 72/7 72/24 72/25
73/25 74/9 74/14 74/14
74/18 74/21 75/24 76/2
76/21 77/6 77/14 77/15
77/16 77/16 80/1 81/1
87/21 87/25 88/1 88/4
88/6 88/13 88/16 88/19
88/21 88/22 88/25 89/1
89/3 89/6 89/11 89/14
89/15 90/19 91/2 91/4
91/18 92/16 92/18
92/20 92/21 92/23
93/22 95/5 95/25
100/16 101/3 101/17
102/9 102/22 102/25
103/1 103/5 103/6
103/7 105/11 106/20
106/23 107/16 110/13
112/17 112/20 112/20
115/9 115/25 116/7
117/8 117/12 118/7
118/8 119/10 119/14
119/17 120/22 120/25
125/12 126/16 129/13
129/22 132/16 134/1

135/2 135/4 136/10
137/7 137/11 137/12
137/16 138/2 138/3
138/6 138/7 138/17
140/13 141/18 143/19
146/9 148/4 148/15
149/11 150/2 150/21
151/5 152/11 155/11
158/23 160/13 165/24
170/1 170/11 174/4
180/15 184/5 185/4
186/7 187/25 190/1
193/3 193/9 193/19
193/20 193/22 193/24
194/13 194/21 197/11
198/12 198/19 201/16
203/5 204/22 205/13
205/18 206/7 208/22
210/2 212/19 212/23
213/18 214/14 214/19
215/21 215/24 216/10
216/11 216/13 216/21
219/5 219/12 224/4
224/8 224/14 227/19
228/20 229/14 230/5
230/10 230/11 230/11
230/21 231/23 235/8
235/13 235/13 236/22
238/2 242/18 245/1
245/13 247/16 248/1
248/6 249/4 253/16
276/6 276/19 285/9
285/16 285/22 290/5
290/24 291/1 291/4
291/21 292/23 293/1
293/7 294/8 294/10
307/7 307/22 308/13
308/15 309/2 309/5
309/16 312/6 312/13
314/22 314/22 316/14
316/17 316/20 317/19
328/16 335/6 335/10
knowing [3] 84/2 97/13
226/19
knowledge [37] 19/1
26/11 77/13 78/8 97/23
98/25 99/5 107/22
120/8 211/14 212/17
213/20 229/15 233/4
233/7 233/16 238/14
259/12 259/19 259/24
262/11 265/15 265/23
276/15 277/16 277/25
278/2 279/14 294/11
314/6 315/1 323/1
323/3 324/14 324/18
327/8 327/9
knowledgeable [2]
32/21 329/2
known [4] 9/9 50/4
50/6 50/7
KOCH [14] 2/13 3/4
4/17 22/10 78/24 106/2
120/1 128/12 128/23
136/7 268/18 269/6
269/22 300/3
Ky [6] 196/1 213/5
214/1 215/8 233/23
261/6

L

lab [5] 165/6 165/9
165/11 166/3 174/10
lack [1] 330/1
lacks [11] 213/2
213/10 213/16 213/23
214/11 226/11 237/11
273/14 300/4 314/9
315/24
lady [2] 55/11 70/2
laid [1] 243/25
land [10] 5/23 6/8 6/10
6/17 31/19 31/21 31/24
50/1 50/12 93/2
land-use [1] 50/1
Lander [1] 47/21
landowner [1] 93/6
large [1] 320/5
larger [3] 150/5 150/6
163/13
LAS [41] 4/1 5/3 5/3
5/5 5/14 16/8 16/9
16/18 16/21 16/23
28/14 29/10 40/12
40/14 42/9 43/1 43/14
43/18 43/22 50/3 53/7
53/8 53/16 54/1 54/2
67/4 85/16 85/16 85/19
92/4 93/10 104/7
104/18 104/21 105/18
117/3 117/22 118/6
118/15 195/14 338/12
last [14] 5/9 48/17
84/14 95/15 137/6
146/8 152/18 273/6
276/13 318/11 324/4
335/5 335/11 336/10
late [5] 52/8 52/10
293/21 327/13 336/22
later [9] 13/4 53/24
80/13 86/3 107/13
119/9 219/5 282/18
304/14
Latin [2] 310/19 310/20
law [19] 8/1 11/7 11/10
25/4 35/14 49/22 55/3
70/16 73/2 73/5 81/21
256/15 256/20 268/23
269/6 269/22 269/23
271/17 306/8
lawsuit [10] 15/3 15/4
83/5 83/11 83/16 119/3
119/4 119/15 122/12
250/21
lawsuits [1] 83/13
lawyer [7] 25/4 43/5
44/20 55/15 59/11
135/20 263/14
lawyers [10] 52/8
58/12 58/21 59/19 64/1
72/6 75/24 77/9 77/18
115/16
Laxalt [3] 60/15 60/16
126/5
lay [1] 219/19
lays [1] 167/7
lead [2] 146/20 296/10
leading [1] 58/11

lean [1] 161/11
learned [4] 67/19 71/19
75/2 109/1
learning [2] 26/22
26/22
lease [6] 74/20 92/20
92/25 93/5 109/15
110/8
leased [2] 6/1 92/9
least [9] 11/6 37/3
74/11 74/17 83/4
128/17 184/2 255/25
285/5
leave [8] 22/4 63/6
126/6 127/12 252/19
255/16 264/10 325/24
leaving [6] 61/20
125/17 126/6 129/1
255/18 260/10
lectern [8] 22/10 78/12
103/13 114/21 131/8
138/9 150/25 248/12
led [3] 77/11 77/13
238/5
left [8] 13/16 152/18
259/13 259/19 262/9
298/2 313/25 327/4
legal [20] 49/19 105/8
105/14 263/13 268/18
269/7 270/14 273/2
275/13 275/24 277/23
280/1 280/20 300/2
301/9 310/6 311/3
311/11 325/7 325/20
legend [2] 212/15
216/6
legislative [8] 35/13
36/10 80/7 81/20 82/12
279/4 279/15 290/8
legislators [1] 64/24
legislature [2] 64/23
107/11
lengthy [1] 250/21
less [1] 52/11
lesser [2] 95/17 95/22
let [38] 4/23 22/13
44/11 51/15 60/22 69/5
70/9 75/16 80/1 87/1
119/16 121/23 123/8
123/9 135/12 151/5
152/11 185/4 194/21
203/4 209/10 224/8
224/11 224/14 235/3
255/8 258/12 267/14
268/13 279/16 286/10
303/10 304/7 305/14
305/14 309/16 310/16
311/19
let's [61] 12/14 15/8
21/4 21/5 25/2 38/15
39/7 39/7 39/7 39/9
39/18 39/19 40/12
40/22 43/10 43/16
43/24 45/1 45/16 46/1
46/1 46/14 46/20 47/18
47/21 51/7 54/18 56/23
61/13 62/7 72/8 73/11
104/13 108/17 117/14
120/10 121/5 122/25

<p>L</p> <p>let's... [23] 124/1 124/13 124/14 125/13 127/7 127/8 128/22 129/20 136/12 137/21 142/18 170/13 175/24 178/23 203/11 211/18 224/6 225/3 225/22 228/2 239/7 286/6 288/18</p> <p>letter [23] 10/9 58/2 58/3 58/6 63/13 92/13 92/16 104/7 104/11 104/14 104/15 104/17 105/1 105/2 105/16 105/17 105/21 105/22 105/23 110/11 110/15 145/16 145/20</p> <p>letters [1] 121/21</p> <p>letting [1] 158/23</p> <p>level [5] 74/12 171/9 173/22 319/19 328/25</p> <p>levels [2] 36/9 294/12</p> <p>LEVIN [8] 2/10 3/7 3/13 103/23 114/23 131/19 248/17 256/11</p> <p>license [64] 7/17 9/23 15/7 16/14 21/17 21/22 29/3 29/6 31/18 32/7 34/14 36/24 38/11 40/5 41/6 41/21 42/18 43/18 47/6 48/9 67/5 68/20 75/5 80/24 81/2 81/8 82/21 83/21 89/7 89/12 96/22 96/23 97/4 104/15 105/19 105/24 112/11 117/7 117/21 117/22 118/6 118/25 120/3 123/14 124/4 134/5 135/1 135/9 136/1 136/25 142/22 150/3 203/9 203/11 204/1 229/21 229/22 269/18 269/19 275/2 287/7 293/21 303/25 314/8</p> <p>licensed [4] 153/11 228/24 304/20 331/13</p> <p>licensee [7] 27/8 60/1 63/5 283/25 296/19 297/2 297/19</p> <p>licensees [11] 25/9 25/14 25/20 26/3 35/22 249/20 285/11 296/18 304/20 304/20 332/7</p> <p>licenses [33] 10/3 13/19 13/19 15/10 35/17 36/14 36/25 38/4 38/21 47/7 48/7 48/16 48/17 48/20 48/24 49/2 49/5 49/11 49/12 54/6 86/18 87/10 122/14 122/22 124/3 287/6 318/21 325/17 326/1 326/5 326/13 327/2 332/15</p> <p>licensing [13] 73/13 79/14 80/20 248/25</p>	<p>293/20 293/24 328/14 329/1 330/18 330/21 333/18 333/18 333/23</p> <p>life [1] 15/4</p> <p>lighting [4] 157/24 158/17 158/23 159/2</p> <p>lights [1] 221/23</p> <p>like [67] 8/9 14/7 19/6 21/6 28/19 35/9 37/4 50/8 50/19 61/3 61/5 62/25 68/22 83/24 84/15 120/13 121/8 122/11 124/20 128/21 132/3 136/6 136/21 141/23 142/5 146/12 146/18 153/9 153/15 153/16 157/12 157/17 158/14 160/2 163/4 166/8 174/3 179/24 182/8 183/1 187/14 194/14 197/24 199/7 201/25 204/8 206/12 206/19 211/18 214/3 217/19 218/20 221/17 224/1 225/25 236/1 244/14 245/1 250/2 250/2 255/7 267/18 292/20 303/1 313/16 316/18 320/3</p> <p>liked [2] 176/16 177/1</p> <p>likelihood [1] 331/22</p> <p>likely [5] 62/16 244/8 244/12 244/21 245/3</p> <p>likes [1] 138/18</p> <p>limitation [3] 182/1 185/17 332/14</p> <p>limitations [1] 304/19</p> <p>limited [2] 38/24 243/13</p> <p>Lincoln [1] 47/24</p> <p>line [22] 51/16 52/6 52/6 61/14 76/10 98/8 99/20 101/21 124/18 124/19 125/12 125/14 127/13 128/13 128/23 129/21 139/6 144/17 161/23 175/8 301/16 301/19</p> <p>line 11 [1] 125/14</p> <p>lines [3] 56/24 165/9 184/6</p> <p>lines 20 [1] 56/24</p> <p>link [1] 167/14</p> <p>linked [1] 194/11</p> <p>liquid [1] 121/22</p> <p>liquor [1] 328/18</p> <p>list [15] 16/5 88/7 136/9 162/14 165/18 165/20 169/18 181/4 182/7 183/4 192/19 205/19 205/21 300/13 328/9</p> <p>listed [19] 17/24 19/10 19/19 54/21 89/5 157/20 159/12 160/16 160/23 161/1 161/2 173/12 173/14 175/25 176/24 177/10 178/2 185/18 223/8</p>	<p>listen [1] 236/10</p> <p>listened [1] 237/8</p> <p>lists [4] 162/13 223/2 233/19 291/16</p> <p>LISTSERV [8] 23/22 67/23 108/2 108/19 108/25 109/19 205/17 317/21</p> <p>literally [1] 205/24</p> <p>litigation [9] 1/6 12/1 14/19 14/22 14/24 83/2 83/9 150/9 253/16</p> <p>little [23] 7/20 9/6 15/11 27/3 28/5 61/18 62/7 63/22 113/23 123/2 125/8 125/15 127/2 138/17 139/4 142/6 201/7 256/17 266/11 288/18 292/22 327/13 328/4</p> <p>LLC [4] 55/8 102/1 131/16 137/25</p> <p>LLCs [1] 229/15</p> <p>lobby [1] 70/9</p> <p>local [5] 196/23 197/16 197/21 244/17 278/9</p> <p>locally [2] 244/16 245/9</p> <p>locate [1] 209/6</p> <p>located [1] 267/8</p> <p>location [70] 4/24 5/12 5/13 5/15 5/20 7/10 7/18 7/21 7/22 7/24 8/5 13/17 57/4 71/17 71/18 71/25 72/19 72/24 73/3 73/4 73/6 73/17 74/5 74/6 74/11 75/4 75/8 75/11 75/21 75/24 75/25 76/5 76/18 77/5 77/19 86/3 88/16 89/5 91/25 93/2 109/2 109/7 142/6 146/6 146/13 162/20 183/7 183/10 183/22 184/22 204/3 245/4 245/7 245/16 245/19 247/3 247/16 267/22 299/14 300/15 303/10 305/15 305/17 305/17 305/22 305/22 305/23 306/6 306/25 334/2</p> <p>locations [6] 7/2 7/13 16/7 42/6 74/20 196/14</p> <p>locked [3] 215/6 336/8 336/11</p> <p>locking [1] 161/15</p> <p>log [8] 178/3 298/11 332/23 333/2 333/4 333/8 333/9 333/13</p> <p>logged [2] 164/19 171/23</p> <p>Lone [11] 16/24 40/22 40/23 43/21 45/12 45/19 46/6 46/14 47/21 48/2 48/4</p> <p>long [22] 28/19 50/4 78/17 99/17 159/2 159/11 159/16 170/11 179/4 183/10 187/3</p>	<p>198/5 215/9 218/12 239/4 239/5 250/14 254/9 258/7 300/13 326/22 328/2</p> <p>longer [1] 232/18</p> <p>longest [1] 260/6</p> <p>look [71] 8/12 9/20 16/20 16/21 17/16 32/9 35/9 39/7 40/22 43/10 43/16 44/6 54/21 56/23 61/13 64/23 72/8 72/9 73/11 83/24 90/19 91/12 91/22 94/3 97/1 97/1 99/18 103/1 103/5 109/13 111/8 111/12 111/24 125/13 128/21 140/15 142/4 148/23 153/12 154/9 156/19 168/2 168/11 169/17 174/5 177/11 177/14 177/16 177/22 178/1 182/6 191/3 191/7 192/15 194/16 194/17 194/21 199/3 199/5 200/12 200/16 205/20 216/14 220/12 221/22 221/25 222/1 246/7 246/19 247/7 254/16</p> <p>looked [15] 11/21 11/21 13/21 14/8 20/25 43/25 54/1 84/15 94/2 153/9 153/15 167/17 169/8 243/19 243/22</p> <p>looking [33] 17/8 17/14 17/17 34/17 34/22 60/16 60/20 63/6 95/4 122/20 132/22 143/13 155/11 161/23 167/2 167/16 172/10 178/24 183/23 184/1 193/15 206/8 215/15 219/23 222/1 224/19 260/6 291/17 294/21 331/14 331/20 332/4 332/4</p> <p>looks [8] 22/17 157/12 158/14 199/7 206/19 211/18 214/3 255/7</p> <p>loop [1] 271/2</p> <p>looped [1] 223/9</p> <p>loose [1] 63/4</p> <p>lose [4] 79/14 80/20 84/2 162/15</p> <p>lost [2] 84/14 326/7</p> <p>lot [21] 5/13 9/9 9/16 51/3 67/5 68/14 74/23 75/19 77/17 87/8 132/1 132/4 146/19 165/4 174/21 175/2 175/13 182/9 182/10 198/8 204/14</p> <p>lots [3] 5/19 7/12 7/15</p> <p>louder [3] 115/23 116/2 158/5</p> <p>loudest [1] 115/16</p> <p>loudly [1] 4/22</p> <p>love [1] 69/12</p> <p>Lovelock [1] 87/5</p> <p>lovely [1] 17/17</p>	<p>low [2] 89/14 244/15</p> <p>low-income [1] 244/15</p> <p>lower [3] 14/4 21/25 247/7</p> <p>lowest [4] 16/14 16/23 21/16 170/1</p> <p>lowly [1] 147/2</p> <p>luck [1] 337/2</p> <p>lumped [1] 161/20</p> <p>lunch [5] 64/16 65/4 179/14 315/17 315/20</p> <p>lunches [1] 64/2</p> <p>Lyon [1] 86/19</p> <hr/> <p>M</p> <p>ma'am [2] 152/6 198/18</p> <p>made [44] 9/12 28/13 28/16 28/17 29/8 30/1 43/5 44/9 44/20 52/2 59/8 59/12 60/15 63/3 71/24 92/16 114/13 117/8 120/17 123/1 123/3 124/5 136/3 137/3 140/21 148/13 148/15 148/20 150/19 164/5 190/20 205/11 232/25 250/23 253/23 277/6 277/8 277/17 293/25 309/2 309/19 311/6 316/24 327/7</p> <p>magnitude [2] 238/6 238/13</p> <p>magnitudes [1] 30/18</p> <p>Mail [1] 303/13</p> <p>mailbox [1] 72/2</p> <p>mailed [1] 254/24</p> <p>mailing [1] 92/3</p> <p>main [2] 54/2 120/4</p> <p>mainly [1] 290/4</p> <p>maintained [1] 203/12</p> <p>maintenance [2] 162/21 294/23</p> <p>major [2] 122/16 122/20</p> <p>majority [1] 49/8</p> <p>make [42] 14/25 21/13 22/25 31/3 34/2 37/10 52/9 90/4 90/16 116/10 119/16 124/11 127/5 129/3 130/16 132/14 146/19 150/22 153/15 161/23 167/1 172/11 182/13 184/16 206/9 206/13 218/25 219/2 219/2 225/8 229/25 232/24 236/16 241/4 241/23 245/12 247/22 304/7 311/20 316/4 337/3 337/3</p> <p>makes [3] 142/4 206/4 260/5</p> <p>makeups [1] 204/23</p> <p>making [10] 52/15 60/11 82/6 124/6 141/12 204/8 210/21 211/25 242/11 312/21</p> <p>male [1] 310/19</p> <p>management [2] 95/3</p>
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IN THE SUPREME COURT OF THE STATE OF NEVADA

IN RE: D.O.T. LITIGATION

TGIG, LLC; NEVADA HOLISITIC
MEDICINE, LLC; GBS NEVADA
PARTNERS, LLC; FIDELIS HOLDINGS,
LLC; GRAVITAS NEVADA, LLC;
NEVADA PURE, LLC; MEDIFARM, LLC;
MEDIFARM IV LLC; THC NEVADA, LLC;
HERBAL CHOICE, INC.; RED EARTH LLC;
NEVCANN LLC, GREEN THERAPEUTICS
LLC; AND GREAN LEAF FARMS
HOLDINGS LLC,

Appellants,

vs.

THE STATE OF NEVADA, ON RELATION
OF ITS DEPARTMENT OF TAXATION,

Respondent.

Supreme Court Case No.: 82014

District Court Case No.: A787004

PLAINTIFFS' JOINT APPENDIX

VOLUME 314 OF 343

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TABLE OF CONTENT

Chronological by Date Filed¹

TAB#	Document	Vol.	Date	Pages
1	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/10/2018	000001-000012
2	FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/18/2018	000013-000025
3	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/19/2018	000026-000036
4	COMPLAINT	1	1/4/2019	000037-000053
5	COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	1	1/4/2019	000054-000078
6	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	1/16/2019	000079-000092
7	ANSWER TO PLAINTIFFS' FIRST AMENDED COMPLAINT AND COUNTERCLAIM	1	3/15/2019	000093-000107
8	MOTION FOR PRELIMINARY INJUNCTION	2	3/18/2019	000108-000217
9	PLAINTIFFS' COUNTER-DEFENDANTS' ANSWER TO COUNTERCLAIM	2	4/5/2019	000218-000223
10	ANSWER TO AMENDED COMPLAINT	2	4/10/2019	000224-000236
11	DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	2	4/16/2019	000237-000251
12	CLEAR RIVER, LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	2	5/7/2019	000252-000269
13	OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION	3 thru 4	5/9/2019	000270-000531
14	APPENDIX OF EXHIBITS TO NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO SERENITY WELLNESS CENTER, LLC AND RELATED	5 thru 7	5/9/2019	000532-000941

¹ Pursuant to NRAP 30(c)(1), “[t]ranscripts that are included in the appendix shall be placed in chronological order by date of the hearing or trial.” Accordingly, the controlling date for the placement of a transcript in this appendix is the hearing date, not the date the transcript was filed with the district court.

	PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION			
15	NEVADA ORGANIC REMIDIES, LLC'S OPPOSITION TO SERENITY WELLNESS CENTER, LLC AND RELATED PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION	8	5/9/2019	000942-000974
16	DEFENDANT IN INTERVENTION'S OPPOSITION TO PLAINTIFFS' APPLICATION FOR A TEMPORARY RESTRAINING ORDER	8	5/10/2019	000975-001024
17	DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' FIRST AMENDED COMPLAINT	8	5/16/2019	001025-001037
18	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	8	5/16/2019	001038-001041
19	ANSWER TO COMPLAINT	8	5/20/2019	001042-001053
20	PLAINTIFFS' OMNIBUS REPLY IN SUPPORT OF MOTION FOR PRELIMINARY INJUNCTION	8	5/22/2019	001054-001067
21	INTERVENING DEFENDANTS' JOINDER AND SUPPLEMENTAL BRIEFING IN SUPPORT OF THE STATE OF NEVADA'S AND NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION; AND LONE MOUNTAIN PARTNERS, LLC'S OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION OR FOR WRIT OF MANDAMUS	9	5/23/2019	001068-001133
22	EVIDENTIARY HEARING - DAY 1	10 thru 11	5/24/2019	001134-001368
23	EVIDENTIARY HEARING - DAY 2 VOLUME I OF II	12	5/28/2019	001369-001459
24	EVIDENTIARY HEARING - DAY 2 VOLUME II	13	5/28/2019	001460-001565
25	EVIDENTIARY HEARING - DAY 3 VOLUME I OF II	14	5/29/2019	001566-001663

26	EVIDENTIARY HEARING - DAY 3 VOLUME II	15	5/29/2019	001664-001807
27	EVIDENTIARY HEARING - DAY 4	16 thru 17	5/30/2019	001808-002050
28	EVIDENTIARY HEARING - DAY 5 VOLUME I OF II	18	5/31/2019	002051-002113
29	EVIDENTIARY HEARING - DAY 5 VOLUME II	19 thru 20	5/31/2019	002114-002333
30	LONE MOUNTAIN PARTNERS, LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	21	6/5/2019	002334-002344
31	EVIDENTIARY HEARING - DAY 6	22 thru 23	6/10/2019	002345-002569
32	EVIDENTIARY HEARING - DAY 7	24 thru 25	6/11/2019	002570-002822
33	DEFENDANTS' ANSWER TO PLAINTIFFS' COMPLAINT WITH COUNTERCLAIM	26	6/14/2019	002823-002846
34	EVIDENTIARY HEARING - DAY 8 VOLUME I OF II	26	6/18/2019	002847-002958
35	EVIDENTIARY HEARING - DAY 8 VOLUME II	27	6/18/2019	002959-003092
36	EVIDENTIARY HEARING - DAY 9 VOLUME I OF II	28	6/19/2019	003093-003215
37	EVIDENTIARY HEARING - DAY 9 VOLUME II	29	6/19/2019	003216-003348
38	EVIDENTIARY HEARING - DAY 10 VOLUME I OF II	30	6/20/2019	003349-003464
39	EVIDENTIARY HEARING - DAY 10 VOLUME II	31	6/20/2019	003465-003622
40	INTERVENOR DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' SECOND AMENDED COMPLAINT	31	6/24/2019	003623-003639
41	INTERVENOR DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFF'S COMPLAINT	32	7/3/2019	003640-003652
42	FIRST AMENDED COMPLAINT	32	7/3/2019	003653-003670
43	EVIDENTIARY HEARING - DAY 11	32	7/5/2019	003671-003774

44	EVIDENTIARY HEARING - DAY 12	33	7/10/2019	003775-003949
45	CORRECTED FIRST AMENDED COMPLAINT.	34	7/11/2019	003950-003967
46	EVIDENTIARY HEARING - DAY 13 VOLUME I OF II	34	7/11/2019	003968-004105
47	EVIDENTIARY HEARING - DAY 13 VOLUME II	35	7/11/2019	004106-004227
48	PLAINTIFFS-COUNTER DEFENDANTS' ANSWER TO COUNTERCLAIM	35	7/12/2019	004228-004236
49	EVIDENTIARY HEARING - DAY 14	36	7/12/2019	004237-004413
50	ANSWER TO CORRECTED FIRST AMENDED COMPLAINT	37	7/15/2019	004414-004425
51	EVIDENTIARY HEARING - DAY 15	37	7/15/2019	004426-004500
52	EVIDENTIARY HEARING - DAY 15 VOLUME II	38	7/15/2019	004501-004679
53	GREENMART OF NEVADA NLC LLC'S ANSWER TO PLAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/17/2019	004680-004694
54	LONE MOUNTAIN PARTNERS, LLC'S ANSWER TO LAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/22/2019	004695-004705
55	CLEAR RIVER, LLC'S ANSWER TO PLAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/26/2019	004706-004723
56	EVIDENTIARY HEARING - DAY 16	39	7/28/2019	004724-004828
57	EVIDENTIARY HEARING - DAY 17 VOLUME I OF II	40	8/13/2019	004829-004935
58	EVIDENTIARY HEARING - DAY 17 VOLUME II	41	8/13/2019	004936-005027
59	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	41	8/14/2019	005028-005030
60	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	41	8/14/2019	005031-005033
61	EVIDENTIARY HEARING - DAY 18	42 thru 43	8/14/2019	005034-005222
62	EVIDENTIARY HEARING - DAY 19	44	8/15/2019	005223-005301
63	EVIDENTIARY HEARING - DAY 20	45	8/16/2019	005302-005468

64	FINDINGS OF FACT AND CONCLUSIONS OF LAW GRANTING PRELIMINARY INJUNCTION	46	8/23/2019	005469-005492
65	HEARING ON OBJECTIONS TO STATE'S RESPONSE, NEVADA WELLNESS CENTER'S MOTION RE COMPLIANCE RE PHYSICAL ADDRESS, AND BOND AMOUNT SETTING	46	8/29/2019	005493-005565
66	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	46	9/5/2019	005566-005592
67	FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/6/2019	005593-005698
68	DEFENDANT-RESPONDENT'S GOOD CHEMISTRY NEVADA, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/27/2019	005699-005707
69	D LUX, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/27/2019	005708-005715
70	FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	47	9/29/2019	005716-005731
71	ANSWER TO COMPLAINT	47	10/1/2019	005732-005758
72	DEFENDANT RURAL REMEDIES, LLC ANSWER TO FIRST AMENDED COMPLAINT	47	10/1/2019	005759-005760
73	DEFENDANTS MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S ANSWER	48	10/3/2019	005761-005795
74	APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	48	10/10/2019	005796-005906
75	DEFENDANT-INTERVENOR CLEAR RIVER, LLC'S ORDER DENYING IT'S MOTION FOR PARTIAL SUMMARY JUDGEMENT ON THE PETITION FOR JUDICIAL REVIEW CAUSE OF ACTION	48	11/7/2019	005907-005912

76	ANSWER TO FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	48	11/8/2019	005913-005921
77	ERRATA TO ANSWER TO FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	48	11/8/2019	005922-005930
78	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI MANDAMUS, AND PROHIBITION	49	11/12/2019	005931-005937
79	ANSWER TO FIRST AMENDED COMPLAINT GRAVITAS NEVADA LTD	49	11/12/2019	005938-005942
80	ORDER DENYING 1) ORGANIC REMEDIES, LLC'S MOTION TO DISSOLVE PRELIMINARY INJUNCTION AND TO STAY PRELIMINARY INJUNCTION PENDING APPEAL AND 2) LONE MOUNTAIN PARTNERS, LLC'S	49	11/19/2019	005943-005949
81	AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	11/21/2019	005950-006004
82	EUPHORIA WELLNESS, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	49	11/21/2019	006005-006011
83	NOTICE OF ENTRY OF ORDER DENYING MM DEVELOPMENT COMPANY, INC.'S AND LIVFREE WELLNESS, LLC'S MOTION TO ALTER OR AMEND FINDINGS OF FACT AND CONCLUSION OF LAW,	49	11/22/2019	006012-006015
84	ORDER DENYING MM DEVELOPMENT COMPANY, INC. 'S AND LIVFREE WELLNESS LLC'S MOTION TO ALTER AMEND FINDINGS OF FACT AND CONCLUSION OF LAW	49	11/22/2019	006016-006017
85	BUSINESS COURT ORDER	49	11/25/2019	006018-006022

86	ORDER GRANTING MOTION FOR LEAVE TO FILE SECOND AMENDED COMPLAINT IN CASE NO. A-786962	49	11/26/2019	006023-006024
87	TGIG SECOND AMENDED COMPLAINT	49	11/26/2019	006025-006047
88	REPLY IN SUPPORT OF AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	12/6/2019	006048-006057
89	HEARING ON APPLICATION OF NEVADA ORGANIC REMEDIES FOR WRIT OF MANDAMUS TO COMPEL STATE TO MOVE IT TO TIER 2 OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	12/9/2019	006058-006068
90	LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	49	12/10/2019	006069-006081
91	NOTICE OF HEARING	49	12/13/2019	006082-006087
92	DEFENDANT'S ANSWER TO DH FLAMINGO INC'S ET AL., FIRST AMENDED COMPLAINT	50	12/16/2019	006088-006105
93	DEFENDANT'S ANSWER TO DH FLAMINGO INC'S ET AL., FIRST AMENDED COMPLAINT	50	12/16/2019	006106-006123
94	PLAINTIFFS' OPPOSITION TO LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	50	12/20/2019	006124-006206
95	OPPOSITION TO HELPING HANDS WELLNESS CTR, INC.'S APPLICATION FOR WRIT OF MANDAMUS	50	12/27/2019	006207-006259
96	ORDER DENYING MOTION FOR STAY AND GRANTING IN PART MOTION TO EXPEDITE	50	12/30/2019	006260-006262
97	ORDER DENYING THE DEPARTMENT OF TAXATION OBJECTION TO DISCOVERY COMMISSIONER'S REPORT AND RECOMMENDATIONS	51	12/31/2019	006263-006263
98	NOTICE OF ENTRY OF ORDER	51	1/3/2020	006264-006271

99	GREENMART OF NEVADA NLV LLC'S ANSWER TO D.H. FLAMINGO PLAINTIFFS' FIRST AMENDED COMPLAINT	51	1/6/2020	006272-006295
100	NV WELLNESS CENTER, LLC'S MOTION TO COMPEL ON AN ORDER SHORTENING TIME	51	1/8/2020	006296-006358
101	LONE MOUNTAIN PARTNERS, LLC'S REPLY IN SUPPORT OF MOTION TO DISMISS SECOND AMENDED COMPLAINT	51	1/8/2020	006359-006368
102	OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL	52	1/10/2020	006369-006439
103	ESSENCE ENTITIES' ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	52	1/14/2020	006440-006468
104	NOTICE OF ENTRY OF ORDER	52	1/14/2020	006469-006474
105	ORDER DENYING NEVADA ORGANIC REMEDIES, LLC'S AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC	52	1/14/2020	006475-006477
106	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO FIRST AMENDED COMPALINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	52	1/21/2020	006478-006504
107	ERRATA TO DECLARATION OF ALFRED TERTERYAN IN SUPPORT OF HELPING HANDS WELLNESS CENTER, INC.'S APPLICATION FOR WRIT OF MANDAMUS	52	1/24/2020	006505-006506
108	AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/28/2020	006507-006542
109	DEPARTMENT OF TAXATION'S ANSWER TO PLAINTIFF SERENITY PARTIES' SECOND AMENDED COMPLAINT	53	1/28/2020	006543-006559
110	DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/28/2020	006560-006588

111	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/29/2020	006589-006609
112	HEARING ON OBJECTIONS TO SUBPOENAS DUCES TECUM, MOTIONS FOR PROTECTIVE ORDERS, APPLICATION OF FOR WRIT OF MANDAMUS, MOTION FOR SETTING SETTLEMENT CONFERENCE, AND MOTION TO REDACT AND SEAL EXHIBITS 4 AND 5	53	1/31/2020	006610-006657
113	ANSWER TO D.H. FLAMINGO PARTIES' FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/5/2020	006658-006697
114	FINDINGS OF FACT AND CONCLUSIONS OF LAW GRANTING PRELIMINARY INJUNCTION	54	2/7/2020	006698-006722
115	DEFENDANT-RESPONDENT NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/7/2020	006723-006752
116	DEFENDANT-RESPONDENT STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/7/2020	006753-006781
117	SECOND AMENDED COMPLAINT	54	2/11/2020	006782-006805
118	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO THE SERENITY PLAINTIFFS' SECOND AMENDED COMPLAINT	54	2/12/2020	006806-006814
119	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO ETW PLAINTIFFS' THIRD AMENDED COMPLAINT	54	2/12/2020	006815-006822

120	GREENMART OF NEVADA NLV LLC'S ANSWER TO ETW MANAGEMENT GROUP LLC, GLOBAL HARMONY LLC, GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, HERBAL CHOICE INC., JUST QUALITY LLC, LIBRA WELLNESS CENTER, LLC, ROMBOUGH REAL ESTATE INC. DBA MOTHER HERB, NEVCANN LLC, RED EARTH LLC, THC NEVADA LLC, ZION GARDENS LLC AND MMOF VEGAS RETAIL, INC.'S THIRD AMENDED COMPLAINT	55	2/12/2020	006823-006841
121	ANSWER TO D.H. FLAMINGO PLAINTIFFS' FIRST AMENDED COMPLAINT AND PETITION FOR REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/12/2020	006842-006853
122	CPCM HOLDINGS, LLC D/B/A THRIVE CANNABIS MARKETPLACE'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/13/2020	006854-006867
123	ANSWER TO SERENITY PLAINTIFFS' SECOND AMENDED COMPLAINT	55	2/14/2020	006868-006876
124	CIRCLE S FARMS LLC'S ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/18/2020	006877-006884
125	ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION	55	2/18/2020	006885-006910
126	GREENMART OF NEVADA NLV LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/18/2020	006911-006921
127	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION	55	2/18/2020	006922-006935
128	ORDER GRANTING IN PART AND DENYING IN PART THE DEPARTMENT OF TAXATION'S MOTIONS FOR PROTECTIVE ORDER ON ORDER SHORTENING TIME	55	2/19/2020	006936-006941

129	CIRCLE S FARMS LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/20/2020	006942-006949
130	NOTICE OF FILING OF EMERGENCY PETITION FOR WRIT OF MANDAMUS OR PROHIBITION UNDER NRAP 21(a)6)	55	2/21/2020	006950-006951
131	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND/OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/25/2020	006952-006958
132	GREENMART OF NEVADA NLV LLC'S ANSWER TO QUALCAN LLC'S SECOND AMENDED COMPLAINT	55	2/25/2020	006959-006970
133	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/26/2020	006971-006983
134	GREENMART OF NEVADA NLV LLC'S MOTION TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/28/2020	006984-006987
135	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC ANSWER TO NATURAL MEDICINE, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	2/28/2020	006988-007000
136	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT/RESPONDENT STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND/OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	2/28/2020	007001-007012

137	GREENMART OF NEVADA NLV LLC'S ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	3/6/2020	007013-007024
138	GREENMART OF NEVADA NLV LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	3/6/2020	007025-007036
139	QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	56	3/13/2020	007037-007057
140	PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL GREENMART OF NEVADA, LLC TO PRODUCE KENNETH LEE AND HAE LEE FOR DEPOSITION ON ORDER SHORTENING TIME	56	3/16/2020	007058-007074
141	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL GREENMART TO ALSO PRODUCE KENNETH LEE AND HAE LEE FOR DEPOSITION	56	3/18/2020	007075-007080
142	NEVADA WELLNESS CENTER, LLC'S JOINDER TO ETW PLAINTIFFS' MOTION TO COMPEL PRIVILEGE LOGS	56	3/20/2020	007081-007083
143	NEVADA WELLNESS CENTER, LLC'S JOINDER TO ETW PLAINTIFFS' MOTION TO COMPEL	56	3/20/2020	007084-007086
144	GREENMART OF NEVADA NLV LLC'S RESPONSE IN OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	56	3/23/2020	007087-007095
145	CLEAR RIVER, LLC'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS ON ORDER SHORTENING TIME	56	3/27/2020	007096-007099
146	NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO QUALCAN'S PETITION FOR WRIT OF MANDAMUS	56	3/27/2020	007100-007143
147	PLAINTIFF NEVADA WELLNESS CENTER, LLC'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	57	3/27/2020	007144-007175
148	DEPARTMENT OF TAXATION'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	57	3/27/2020	007176-007182

149	THE ESSENCE ENTITIES' OPPOSITION TO ETW PLAINTIFFS' 1) MOTION TO COMPEL AND 2) MOTION TO COMPEL PRIVILEGE LOGS	57	3/27/2020	007183-007293
150	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF'S MOTION TO COMPEL PRIVILEGE LOGS AND COUNTER MOTION FOR SANCTIONS PURSUANT TO NRCP 37	57	3/30/2020	007294-007310
151	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF'S MOTION TO COMPEL SUPPLEMENTAL RESPONSES	58	3/30/2020	007311-007329
152	ORDER DENYING DEFENDANT JORGE PUPO'S MOTION TO DISMISS	58	3/30/2020	007330-007332
153	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO ETW PLAINTIFFS' MOTION TO COMPEL PRIVILEGE LOGS	58	4/3/2020	007333-007336
154	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO ETW PLAINTIFFS' MOTION TO COMPEL	58	4/3/2020	007337-007346
155	DEPARTMENT OF TAXATION'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/8/2020	007347-007360
156	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/8/2020	007361-007373
157	CIRCLE S FARMS LLC'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/9/2020	007374-007381
158	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE ADDITIONAL DOCUMENTS ON ORDER SHORTENING TIME	58	4/9/2020	007382-007395

159	NOTICE OF ENTRY OF ORDER DENYING MM DEVELOPMENT COMPANY, INC.'S MOTION TO STRIKE AND-OR DISMISS D.H. FLAMINGO, INC.'S COUNTERCLAIM	58	4/9/2020	007396-007400
160	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S MOTION TO DISMISS 1) NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS;(2) STRIVE WELLNESS' COMPLAINT; (3) RURAL REMEDIES AMENDED COMPLAINT; (4) QUALCAN'S AMENDED COMPLAINT; (5) HIGH SIERRA HOLISTICS COMPLAINT AND (6) NATURAL MEDICINE'S COMPLAINT FOR FAILING TO COMPLY WITH NRS 233B.130(2)(D)	59 thru 60	4/14/2020	007401-007717
161	DEFENDANT PUPO'S ANSWER TO RURAL REMEDIES' AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	61	4/14/2020	007718-007730
162	THRIVE'S SUPPLEMENTAL BRIEF IN SUPPORT OF OPPOSITION TO ETW MANAGEMENT GROUP LLC; ET AL.'S MOTION TO COMPEL	61	4/14/2020	007731-007792
163	MINUTE ORDER CLEAR RIVER'S REQUEST FOR OST ON MOTION TO DISMISS	61	4/15/2020	007793-007793
164	DEPARTMENT OF TAXATION'S ANSWER TO ETW MANAGEMENT GROUP LLC PARTIES' THIRD AMENDED COMPLAINT	61	4/20/2020	007794-007810
165	DEPARTMENT OF TAXATION'S ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	61	4/20/2020	007811-007845
166	DEPARTMENT OF TAXATION'S ANSWER TO QUALCAN'S SECOND A MENDED COMPLAINT	61	4/20/2020	007846-007862
167	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO ETW PLAINTIFFS' THIRD AMENDED COMPLAINT	62	4/21/2020	007863-007893

168	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	62	4/21/2020	007894-007913
169	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO TGIG PLAINTIFFS' SECOND AMENDED COMPLAINT	62	4/21/2020	007914-007935
170	ORDER GRANTING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE ADDITIONAL DOCUMENTS ON ORDER SHORTENING TIME	62	4/21/2020	007936-007939
171	ORDER DENYING LONE MOUNTAIN PARTNER'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	62	5/5/2020	007940-007941
172	DEPARTMENT OF TAXATION'S INDEX OF EXHIBITS IN SUPPORT OF ITS OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN DEPARTMENT OF TAXATION'S ANSWER TO SECOND AMENDED COMPLAINT	63 thru 64	5/11/2020	007942-008232
173	DEPARTMENT OF TAXATION'S OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN DEPARTMENT OF TAXATION'S ANSWER TO SECOND AMENDED COMPLAINT	65	5/11/2020	008233-008241
174	DEPARTMENT OF TAXATION'S NOTICE OF SUPPLEMENTAL AUTHORITY	65	5/12/2020	008242-008252
175	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	65	5/21/2020	008253-008302
176	HEARING ON MOTIONS FOR SUMMARY JUDGMENT OR WRIT OF MANDAMUS AND MOTION TO EXTEND TIME FOR BRIEFING	65	5/22/2020	008303-008354

177	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	65	5/26/2020	008355-008375
178	PURE TONIC CONCENTRATES LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	65	5/29/2020	008376-008379
179	RURAL REMEDIES, LLC'S ANSWER TO DEFENDANT-RESPONDENT NATURAL MEDICINE'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	65	6/3/2020	008380-008393
180	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO NATURAL MEDICINE'S LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	65	6/4/2020	008394-008401
181	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	66	6/4/2020	008402-008409
182	ORDER DENYING D.H. FLAMINGO, INC. AND SURTERRA HOLDINGS, INC.'S MOTION FOR SUMMARY JUDGMENT AGAINST MM DEVELOPMENT COMPANY, INC.	66	6/5/2020	008410-008413
183	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO DEFENDANT-RESPONDENT NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRIT OF CERTIORARI, MANDAMUS, AND PROHIBITION	66	6/5/2020	008414-008435
184	TGIG, LLC, NEVADA HOLISTIC MEDICINE, LLC, GBS NEVADA PARTNERS, FIDELIS HOLDINGS, LLC, GRAVITAS NEVADA, NEVADA PURE, LLC, MEDIFARM, LLC, AND MEDIFARM IV'S ANSWER TO NATURAL MEDICINE	66	6/10/2020	008436-008454

185	PLAINTIFF'S DECLARATION & POA-F2018-01430	67 thru 74	6/12/2020	008455-009889
186	PLAINTIFF'S NOTICE OF FILING RECORD ON REVIEW	75	6/12/2020	009890-009933
187	PLAINTIFF'S DKT 148-1 INDEX OF EXHIBITS - 1	76 thru 77	6/12/2020	009934-010291
188	PLAINTIFF'S DKT 148-1 INDEX OF EXHIBITS - 2	78 thru 79	6/12/2020	010292-010595
189	PLAINTIFF'S RECORD PART 1	80 thru 81	6/12/2020	010596-010937
190	PLAINTIFF'S RECORD PART 2	82 thru 83	6/12/2020	010938-011275
191	PLAINTIFF'S RECORD PART 3	84 thru 85	6/12/2020	011276-011613
192	PLAINTIFF'S RECORD PART 4	86 thru 87	6/12/2020	011614-011951
193	PLAINTIFF'S RECORD PART 5	88	6/12/2020	011952-012104
194	PLAINTIFF'S RECORD PART 6	89	6/12/2020	012105-012258
195	PLAINTIFF'S RECORD PART 7	90	6/12/2020	012259-012413
196	PLAINTIFF'S RECORD PART 8	91	6/12/2020	012414-012569
197	PLAINTIFF'S RECORD PART 9	92	6/12/2020	012570-012723
198	PLAINTIFF'S RECORD PART 10	93	6/12/2020	012724-012878
199	PLAINTIFF'S RECORD PART 11	94	6/12/2020	012879-013032
200	PLAINTIFF'S RECORD PART 12	95	6/12/2020	013033-013187
201	PLAINTIFF'S RECORD PART 13	96	6/12/2020	013188-013341

202	PLAINTIFF'S RECORD PART 14	97	6/12/2020	013342-013496
203	PLAINTIFF'S RECORD PART 15	98 thru 99	6/12/2020	013497-013774
204	PLAINTIFF'S RECORD PART 16	100 thru 101	6/12/2020	013775-014052
205	PLAINTIFF'S RECORD PART 17	102 thru 103	6/12/2020	014053-014330
206	PLAINTIFF'S RECORD PART 18	104 thru 105	6/12/2020	014331-014608
207	PLAINTIFF'S RECORD PART 18	106 thru 107	6/12/2020	014609-014886
208	PLAINTIFF'S RECORD PART 19	108 thru 111	6/12/2020	014887-015426
209	PLAINTIFF'S RECORD PART 20	112 thru 115	6/12/2020	015427-015966
210	PLAINTIFF'S RECORD PART 21	116 thru 119	6/12/2020	015967-016506
211	PLAINTIFF'S RECORD PART 22	120 thru 123	6/12/2020	016507-017048
212	PLAINTIFF'S RECORD PART 24	124 thru 131	6/12/2020	017049-018484
213	PLAINTIFF'S RECORD PART 25	132 thru 134	6/12/2020	018485-018844
214	PLAINTIFF'S RECORD PART 26	135 thru 136	6/12/2020	018845-019202
215	PLAINTIFF'S RECORD PART 27	137 thru 144	6/12/2020	019203-020637

216	PLAINTIFF'S RECORD PART 28	145 thru 147	6/12/2020	020638-020999
217	PLAINTIFF'S RECORD PART 29	148 thru 149	6/12/2020	021000-021357
218	PLAINTIFF'S RECORD PART 30	150 thru 157	6/12/2020	021358-022621
219	PLAINTIFF'S RECORD PART 31	158 thru 159	6/12/2020	022622-022979
220	PLAINTIFF'S RECORD PART 32	160 thru 167	6/12/2020	022980-024414
221	PLAINTIFF'S RECORD PART 33	168 thru 169	6/12/2020	024415-024718
222	PLAINTIFF'S RECORD PART 35	170 thru 177	6/12/2020	024719-026153
223	PLAINTIFF'S RECORD PART 37	178	6/12/2020	026154-026256
224	PLAINTIFF'S RECORD PART 39	179 thru 181	6/12/2020	026257-026669
225	PLAINTIFF'S RECORD PART 40	182 thru 183	6/12/2020	026670-026934
226	PLAINTIFF'S RECORD PART 41	184 thru 186	6/12/2020	026935-027347
227	PLAINTIFF'S RECORD PART 42	187 thru 188	6/12/2020	027348-027612
228	PLAINTIFF'S RECORD PART 43	189 thru 191	6/12/2020	027613-028025
229	PLAINTIFF'S RECORD PART 44	192 thru 193	6/12/2020	028026-028290

230	PLAINTIFF'S RECORD PART 45	194 thru 196	6/12/2020	028291-028703
231	PLAINTIFF'S RECORD PART 46	197 thru 198	6/12/2020	028704-028968
232	PLAINTIFF'S RECORD PART 47	199 thru 201	6/12/2020	028969-029451
233	PLAINTIFF'S RECORD PART 48	202 thru 204	6/12/2020	029452-029934
234	PLAINTIFF'S RECORD PART 49	205 thru 207	6/12/2020	029935-030346
235	PLAINTIFF'S RECORD PART 50	208 thru 210	6/12/2020	030347-030758
236	PLAINTIFF'S RECORD PART 51	211 thru 213	6/12/2020	030759-031170
237	PLAINTIFF'S RECORD PART 52	214 thru 216	6/12/2020	031171-031582
238	PLAINTIFF'S RECORD PART 54	217 thru 219	6/12/2020	031583-031994
239	PLAINTIFF'S RECORD PART 55	220 thru 222	6/12/2020	031995-032406
240	PLAINTIFF'S RECORD PART 56	223 thru 225	6/12/2020	032407-032818
241	PLAINTIFF'S RECORD PARTY 57	226 thru 228	6/12/2020	032819-033230
242	PLAINTIFF'S RECORD PART 58	229 thru 231	6/12/2020	033231-033642
243	PLAINTIFF'S RECORD PART 59	232	6/12/2020	033643-033801
244	PLAINTIFF'S RECORD PART 60	233	6/12/2020	033802-033877

245	PLAINTIFF'S RECORD PART 61	234 thru 235	6/12/2020	033878-034143
246	PLAINTIFF'S RECORD PART 62	236 thru 237	6/12/2020	034144-034409
247	PLAINTIFF'S RECORD PART 63	238 thru 239	6/12/2020	034410-034675
248	PLAINTIFF'S RECORD PART 64	240 thru 241	6/12/2020	034676-034943
249	PLAINTIFF'S RECORD PART 65	242 thru 245	6/12/2020	034944-035512
250	PLAINTIFF'S RECORD PART 66	246 thru 248	6/12/2020	035513-035919
251	PLAINTIFF'S RECORD PART 67	249 thru 251	6/12/2020	035920-036326
252	PLAINTIFF'S RECORD PART 68	252 thru 254	6/12/2020	036327-036733
253	PLAINTIFF'S RECORD PART 69	255 thru 257	6/12/2020	036734-037140
254	PLAINTIFF'S RECORD PART 70	258 thru 260	6/12/2020	037141-037547
255	PLAINTIFF'S RECORD PART 71	261 thru 263	6/12/2020	037548-037954
256	PLAINTIFF'S RECORD PART 72	264 thru 266	6/12/2020	037955-038415
257	PLAINTIFF'S RECORD PART 73	267 thru 269	6/12/2020	038416-038867
258	NOTICE OF ENTRY OF ORDER ON PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN JORGE	270	6/23/2020	038868-038871

	PUPO'S ANSWER TO SECOND AMENDED COMPLAINT			
259	SUPPLEMENT TO RECORD ON REVIEW IN ACCORDANCE WITH THE NEVADA ADMINISTRATIVE PROCEDURE ACT	270	6/26/2020	038872-038947
260	MOTION TO VOLUNTARILY DISMISS MMOF VEGAS RETAIL, INC. AND REQUEST TO RELEASE MMOF VEGAS RETAIL, INC.'S BOND FUNDS ON AN ORDER SHORTENING TIME	271	6/29/2020	038948-039114
261	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	6/29/2020	039115-039135
262	WELLNESS CONNECTION OF NEVADA, LLC'S ANSWER TO PLAINTIFF NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	6/29/2020	039136-039152
263	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO QUALCAN, LLC'S SECOND AMENDED COMPLAINT	272	7/1/2020	039153-039164
264	ESSENCE ENTITIES' ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	272	7/8/2020	039165-039193
265	ESSENCE ENTITIES' ANSWER TO THIRD AMENDED COMPLAINT	272	7/8/2020	039194-039210
266	ESSENCE ENTITIES' ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	7/8/2020	039211-039223
267	ESSENCE ENTITIES' ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	272	7/8/2020	039224-039235
268	ESSENCE ENTITIES' ANSWER TO SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	7/8/2020	039236-039265

269	ESSENCE ENTITIES' ANSWER QUALCAN, LLC'S SECOND AMENDED COMPLAINT	272	7/8/2020	039266-039284
270	ESSENCE ENTITIES' ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/8/2020	039285-039299
271	ESSENCE ENTITIES' ANSWER TO THE TGIG PARTIES' SECOND AMENDED COMPLAINT	273	7/8/2020	039300-039313
272	ESSENCE ENTITIES' ANSWER TO COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/8/2020	039314-039323
273	HIGH SIERRA HOLISTICS, LLC'S JOINDER TO ETW MANAGEMENT GROUP LLC'S ANSWERS	273	7/8/2020	039324-039325
274	GREENMART OF NEVADA NLV LLC'S JOINDER TO MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC., AND LIVFREE WELLNESS, LLC ON AN ORDER SHORTENING TIME	273	7/8/2020	039326-039327
275	MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC ON AN ORDER SHORTENING TIME	273	7/8/2020	039328-039381
276	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	273	7/9/2020	039382-039411
277	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO HIGH SIERRA HOLISTICS COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/9/2020	039412-039421
278	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO MM DEVELOPMENT COMPANY, INC., & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/9/2020	039422-039434
279	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	273	7/9/2020	039435-039445

280	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	274	7/9/2020	039446-039478
281	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO QUALCANN, LLC'S SECOND AMENDED COMPLAINT	274	7/9/2020	039479-039496
282	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT	274	7/9/2020	039497-039509
283	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO TGIG PARTIES' SECOND AMENDED COMPLAINT	274	7/9/2020	039510-039523
284	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO THIRD AMENDED COMPLAINT	274	7/9/2020	039524-039539
285	OPPOSITION TO MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC ON AN ORDER SHORTENING TIME	274	7/9/2020	039540-039575
286	MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRARECORD EVIDENCE AT THE HEARING OF JUDICIAL REVIEW and TO ENLARGE TIME FOR FILING OPENING BRIEF	275	7/9/2020	039576-039735
287	DEFENDANT IN INTRVENTION, CLEAR RIVER, LLC'S ANSWER TO HIGH SIERRA HOLISTICS, LLC COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	275	7/10/2020	039736-039750
288	DEFENDANT-INTERVENOR NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO TGIG PARTIES' SECOND AMENDED COMPLAINT	276	7/10/2020	039751-039759
289	NEVADA ORGANIC REMEDIES, LLC'S ANSWER NEVADA WELLNESS CENTER, LLC'S AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039760-039772

290	DEFENDANT-INTERVENOR NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO CLARK NATURAL MEDICINE ET AL.'S FIRST AMENDED COMPLAINT	276	7/10/2020	039773-039789
291	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO ETW MANAGEMENT GROUP, LLC ET AL.'S THIRD AMENDED THIRD AMENDED COMPLAINT	276	7/10/2020	039790-039804
292	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO HIGH SIERRA HOLISTIC'S COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039805-039815
293	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039816-039829
294	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO QUALCAN, LLC.'S SECOND AMENDED COMPLAINT	276	7/10/2020	039830-039844
295	NEVADA ORGANIC REMEDIES, LLC'S ANSWER RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039845-039859
296	FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER GRANTING IN PART AND DENYING IN PART MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS (1)	276	7/11/2020	039860-039862
297	FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER GRANTING IN PART AND DENYING IN PART MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS (2)	276	7/11/2020	039863-039865
298	ORDER GRANTING CLEAR RIVER, LLC'S MOTION TO RECONSIDER THE COURT'S ORDER GRANTING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE JOHN KOCER AND NORTON ARBELAEZ FOR DEPOSITION ON ORDER SHORTENING TIME	276	7/11/2020	039866-039868

299	EVIDENTIARY HEARING ON CASE -ENDING SANCTIONS - DAY 1	277 thru 278	7/13/2020	039869-040216
300	EVIDENTIARY HEARING ON CASE -ENDING SANCTIONS - DAY 2	279	7/14/2020	040217-040263
301	MOTION FOR PROTECTIVE ORDER ON ORDER SHORTENING TIME	279	7/15/2020	040264-040323
302	BENCH TRIAL - DAY 1	280 thru 281	7/17/2020	040324-040663
303	BENCH TRIAL - DAY 2	282 thru 283	7/20/2020	040664-041020
304	BENCH TRIAL - DAY 3	284 thru 285	7/21/2020	041021-041330
305	PLAINTIFFS' OPENING BRIEF IN SUPPORT OF PETITION FOR JUDICIAL REVIEW	286	7/22/2020	041331-041363
306	BENCH TRIAL - DAY 4	287 thru 288	7/22/2020	041364-041703
307	DEPARTMENT OF TAXATION'S OPPOSITION TO TGIG'S MOTION TO SUPPLEMENT THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE; AND TO ENLARGE TIME FOR FILING OPENING BRIEF	289	7/23/2020	041704-041732
308	THC NEVADA, LLC'S JOINDER TO PLAINTIFF TGIG, LLC ET AL'S OPENING BRIEF IN SUPPORT OF PETITION FOR JUDICIAL REVIEW	289	7/23/2020	041733-041735
309	BENCH TRIAL - DAY 5	290 thru 291	7/23/2020	041736-042068
310	CIRCLE S FARMS LLC'S JOINDER TO CLEAR RIVER, LLC AND DEPARTMENT OF TAXATION'S OPPOSITIONS TO PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINIST	292	7/24/2020	042069-042071
311	THE ESSENCE ENTITIES' JOINDER TO DEPARTMENT OF TAXATION'S OPPOSITION	292	7/24/2020	042072-042074

	TO TGIG'S MOTION TO SUPPLEMENT THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE AND TO ENLARGE TIME FOR FILING OPENING BRIEF			
312	BENCH TRIAL - DAY 6	293 thru 294	7/24/2020	042075-042381
313	BENCH TRIAL - DAY 7	295 thru 296	7/27/2020	042382-042639
314	EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	297	7/28/2020	042640-042670
315	BENCH TRIAL - DAY 8	298 thru 299	7/28/2020	042671-042934
316	BENCH TRIAL - DAY 9 VOLUME I	300 thru 301	7/29/2020	042935-043186
317	THRIVE'S JOINDER TO PLAINTIFFS' OPPOSITION TO THC NEVADA LLC'S AND HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER FOR PRELIMINARY INJUNCTION ON AN ORDER SHORTENING TIME	302	7/30/2020	043187-043190
318	GREENMART OF NEVADA NLV LLC'S JOINDER TO PLAINTIFFS' OPPOSITION TO THE THC NEVADA LLC'S AND HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER FOR PRELIMINARY INJUNCTION ON AN ORDER SHORTENING TIME AND DECLARATION OF ALINA M. SHELL	302	7/30/2020	043191-043195
319	JOINDER TO THC NEVADA, LLC and HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	302	7/30/2020	043196-043209
320	BENCH TRIAL - DAY 10	303 thru 304	7/30/2020	043210-043450

321	BENCH TRIAL - DAY 11	305	7/31/2020	043451-043567
322	EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	306	7/31/2020	043568-043639
323	NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE ON AN ORDER SHORTENING TIME	306	8/3/2020	043640-043708
324	BENCH TRIAL - DAY 12	307 thru 308	8/3/2020	043709-043965
325	BENCH TRIAL - DAY 13	309 thru 310	8/4/2020	043966-044315
326	BENCH TRIAL - DAY 14	311 thru 313	8/5/2020	044316-044687
327	BENCH TRIAL - DAY 15	314 thru 316	8/6/2020	044688-045065
328	REPLY TO THE DOT'S AND CLEAR RIVER, LLC'S OPPOSITIONS TO PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS	317	8/7/2020	045066-045084
329	BENCH TRIAL - DAY 16	318 thru 319	8/10/2020	045085-045316
330	DEPARTMENT OF TAXATION'S NOTICE OF REMOVING ENTITITES FROM TIER 3	320	8/11/2020	045317-045332
331	BENCH TRIAL - DAY 17	321 thru 323	8/11/2020	045333-045697
332	MOTION TO PRECLUDE APPLICATION OF THE EQUITABLE MAXIM OF UNCLEAN HANDS AGAIN ST THE TGIG PLAINTIFFS	324	8/11/2020	045698-045711
333	BENCH TRIAL - DAY 18	325	8/12/2020	045712-045877

334	OPPOSITION TO MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	325	8/14/2020	045878-045882
335	JOINDER TO THC NEVADA, LLC AND HERBAL CHOICE, INC'S MOTION TO STRIKE DEPARTMENT OF TAXATION NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	325	8/14/2020	045883-045888
336	THC NEVADA, LLC AND HERBAL CHOICE, INC.'S JOINDER TO TGIG PLAINTIFFS' PROPOSED SUPPLEMENTAL FINDINGS OF FACT AND CONCLUSIONS OF LAW BASED UPON PARTIAL SUBSTITUTION OF THE NEVADA CANNABIS COMPLIANCE BOARD AS A PARTY DEFENDANT IN THESE CONSOLIDATED MATTERS	326	8/14/2020	045889-045891
337	DEPARTMENT OF TAXATION'S OPPOSITION TO THC NEVADA, LLC AND HERBAL CHOICE, INC.'S MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING	326	8/15/2020	045892-045899
338	ORDER REGARDING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION FOR SUMMARY JUDGMENT ON FIRST CLAIM FOR RELIEF	326	8/15/2020	045900-045905
339	THC NEVADA, LLC AND HERBAL CHOICE, INC.'S REPLY TO NEVADA ORGANIC REMEDIES' OPPOSITION TO MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	326	8/15/2020	045906-045917
340	HELPING HANDS WELLNESS CENTER, INC.'S REPLY IN SUPPORT OF MOTION TO MODIFY OR DISSOLVE THE PRELIMINARY INJUNCTION1	326	8/16/2020	045918-045932
341	NOTICE OF ENTRY OF ORDER	326	8/17/2020	045933-045939
342	BENCH TRIAL - DAY 19	327 thru 328	8/17/2020	045940-046223

343	BENCH TRIAL - DAY 20	329	8/18/2020	046224-046355
344	TRIAL EXHIBIT 1005	329	8/18/2020	046356-046389
345	TRIAL EXHIBIT 1006	330	8/18/2020	046390-046423
346	TRIAL EXHIBIT 1135	330	8/18/2020	046424-046445
347	TRIAL EXHIBIT 1302	330	8/18/2020	046446-046448
348	TRIAL EXHIBIT 2157	330	8/18/2020	046449-046502
349	TRIAL EXHIBIT 2158	330	8/18/2020	046503-046548
350	TRIAL EXHIBIT 3291	331	8/18/2020	046549-046564
351	JOINDER TO THC NEVADA, LLC and HERBAL CHOICE, INC.'S MOTION TO RENEW JOINDER TO TGIG'S COUNTERMOTION FOR ORDER DISPENSING WITH THE BOND REQUIREMENT FOR PURPOSES OF THE PRELIMINARY	331	8/28/2020	046565-046567
352	ORDER DENYING TGIG PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE AT THE HEARING OF JUDICIAL REVIEW; AND TO ENLARGE TIME FOR FILING OPENING BRIEF	331	8/28/2020	046568-046572
353	MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC FINAL PRETRIAL CONFERENCE	331	9/3/2020	046573-046666
354	BENCH TRIAL - PHASE 1	332	9/8/2020	046667-046776
355	TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/10/2020	046777-046812

356	PLAINTIFFS GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, NEVCANN LLC AND RED EARTH LLC'S JOINDER TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/14/2020	046813-046815
357	RURAL REMEDIES, LLC'S JOINDER IN TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT AND CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/15/2020	046816-046817
358	FINDINGS OF FACT, CONCLUSION OF LAW AND PERMANENT INJUNCTION	332	9/16/2020	046818-046829
359	NOTICE OF ENTRY OF JUDGMENT (1)	333	9/22/2020	046830-046844
360	NOTICE OF ENTRY OF JUDGMENT (2)	333	9/22/2020	046845-046877
361	DEPARTMENT OF TAXATION'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW, AND PERMANENT INJUNCTION	333	9/24/2020	046878-046921
362	THE ESSENCE ENTITIES' LIMITED OPPOSITION TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	9/24/2020	046922-046924
363	GREENMART OF NEVADA NLV LLC'S JOINDER TO DEPARTMENT OF TAXATION'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW, AND PERMANENT INJUNCTION	333	9/24/2020	046925-046926
364	HELPING HANDS WELLNESS CENTER, INC.'S OPPOSITION TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	9/24/2020	046927-046931
365	CLARK NATURAL MEDICINAL SOLUTIONS LLC, NYE NATURAL MEDICINAL SOLUTIONS LLC CLARK NMSD LLC AND INYO FINE CANNABIS DISPENSARY L.L.C.'S JOINDER TO NEVADA WELLNESS CENTER'S MOTION TO AND PERMANENT INJUNCTION	333	9/24/2020	046932-046933

366	WELLNESS CONNECTION OF NEVADA, LLC'S RESPONSE TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION AND COUNTERMOTION TO CLARIFY AND-OR FOR ADDITIONAL FINDINGS	333	9/24/2020	046934-046940
367	CIRCLE S FARMS LLC'S JOINDER TO OPPOSITIONS TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	10/1/2020	046941-046943
368	MOTION FOR ORDER TO SHOW CAUSE	333	10/16/2020	046944-046965
369	ORDER TO SHOW CAUSE	334	10/18/2020	046966-046999
370	PLAINTIFFS GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, NEVCANN LLC AND RED EARTH LLC'S JOINDER TO TGIG PLAINTIFFS' MOTION FOR ORDER TO SHOW CAUSE	334	10/21/2020	047000-047002
371	NOTICE OF APPEAL	335 thru 339	10/23/2020	047003-047862
372	NOTICE OF ENTRY OF ORDER	340	10/27/2020	047863-047882
373	INDEX OF EXHIBITS IN SUPPORT OF DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	341 thru 342	10/30/2020	047883-048130
374	DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	343	10/30/2020	048131-048141
375	GREENMART OF NEVADA NLV LLC'S JOINDER TO DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	343	11/2/2020	048142-048143

TABLE OF CONTENT

Alphabetical by Document Name

TAB#	Document	Vol.	Date	Pages
81	AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	11/21/2019	005950-006004
108	AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/28/2020	006507-006542
10	ANSWER TO AMENDED COMPLAINT	2	4/10/2019	000224-000236
19	ANSWER TO COMPLAINT	8	5/20/2019	001042-001053
71	ANSWER TO COMPLAINT	47	10/1/2019	005732-005758
50	ANSWER TO CORRECTED FIRST AMENDED COMPLAINT	37	7/15/2019	004414-004425
113	ANSWER TO D.H. FLAMINGO PARTIES' FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/5/2020	006658-006697
121	ANSWER TO D.H. FLAMINGO PLAINTIFFS' FIRST AMENDED COMPLAINT AND PETITION FOR REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/12/2020	006842-006853
76	ANSWER TO FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	48	11/8/2019	005913-005921
79	ANSWER TO FIRST AMENDED COMPLAINT GRAVITAS NEVADA LTD	49	11/12/2019	005938-005942
7	ANSWER TO PLAINTIFFS' FIRST AMENDED COMPLAINT AND COUNTERCLAIM	1	3/15/2019	000093-000107
125	ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION	55	2/18/2020	006885-006910
123	ANSWER TO SERENITY PLAINTIFFS' SECOND AMENDED COMPLAINT	55	2/14/2020	006868-006876
14	APPENDIX OF EXHIBITS TO NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO SERENITY WELLNESS CENTER, LLC AND RELATED PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION	5 thru 7	5/9/2019	000532-000941

74	APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	48	10/10/2019	005796-005906
302	BENCH TRIAL - DAY 1	280 thru 281	7/17/2020	040324-040663
320	BENCH TRIAL - DAY 10	303 thru 304	7/30/2020	043210-043450
321	BENCH TRIAL - DAY 11	305	7/31/2020	043451-043567
324	BENCH TRIAL - DAY 12	307 thru 308	8/3/2020	043709-043965
325	BENCH TRIAL - DAY 13	309 thru 310	8/4/2020	043966-044315
326	BENCH TRIAL - DAY 14	311 thru 313	8/5/2020	044316-044687
327	BENCH TRIAL - DAY 15	314 thru 316	8/6/2020	044688-045065
329	BENCH TRIAL - DAY 16	318 thru 319	8/10/2020	045085-045316
331	BENCH TRIAL - DAY 17	321 thru 323	8/11/2020	045333-045697
333	BENCH TRIAL - DAY 18	325	8/12/2020	045712-045877
342	BENCH TRIAL - DAY 19	327 thru 328	8/17/2020	045940-046223
303	BENCH TRIAL - DAY 2	282 thru 283	7/20/2020	040664-041020
343	BENCH TRIAL - DAY 20	329	8/18/2020	046224-046355

304	BENCH TRIAL - DAY 3	284 thru 285	7/21/2020	041021-041330
306	BENCH TRIAL - DAY 4	287 thru 288	7/22/2020	041364-041703
309	BENCH TRIAL - DAY 5	290 thru 291	7/23/2020	041736-042068
312	BENCH TRIAL - DAY 6	293 thru 294	7/24/2020	042075-042381
313	BENCH TRIAL - DAY 7	295 thru 296	7/27/2020	042382-042639
315	BENCH TRIAL - DAY 8	298 thru 299	7/28/2020	042671-042934
316	BENCH TRIAL - DAY 9 VOLUME I	300 thru 301	7/29/2020	042935-043186
354	BENCH TRIAL - PHASE 1	332	9/8/2020	046667-046776
85	BUSINESS COURT ORDER	49	11/25/2019	006018-006022
157	CIRCLE S FARMS LLC'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/9/2020	007374-007381
124	CIRCLE S FARMS LLC'S ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/18/2020	006877-006884
129	CIRCLE S FARMS LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/20/2020	006942-006949
310	CIRCLE S FARMS LLC'S JOINDER TO CLEAR RIVER, LLC AND DEPARTMENT OF TAXATION'S OPPOSITIONS TO PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINIST	292	7/24/2020	042069-042071

367	CIRCLE S FARMS LLC'S JOINDER TO OPPOSITIONS TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	10/1/2020	046941-046943
365	CLARK NATURAL MEDICINAL SOLUTIONS LLC, NYE NATURAL MEDICINAL SOLUTIONS LLC CLARK NMSD LLC AND INYO FINE CANNABIS DISPENSARY L.L.C.'S JOINDER TO NEVADA WELLNESS CENTER'S MOTION TO AND PERMANENT INJUNCTION	333	9/24/2020	046932-046933
12	CLEAR RIVER, LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	2	5/7/2019	000252-000269
55	CLEAR RIVER, LLC'S ANSWER TO PLAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/26/2019	004706-004723
158	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE ADDITIONAL DOCUMENTS ON ORDER SHORTENING TIME	58	4/9/2020	007382-007395
150	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF'S MOTION TO COMPEL PRIVILEGE LOGS AND COUNTER MOTION FOR SANCTIONS PURSUANT TO NRCP 37	57	3/30/2020	007294-007310
151	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF'S MOTION TO COMPEL SUPPLEMENTAL RESPONSES	58	3/30/2020	007311-007329
145	CLEAR RIVER, LLC'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS ON ORDER SHORTENING TIME	56	3/27/2020	007096-007099
4	COMPLAINT	1	1/4/2019	000037-000053
5	COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	1	1/4/2019	000054-000078
1	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/10/2018	000001-000012
3	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/19/2018	000026-000036
6	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	1/16/2019	000079-000092
66	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	46	9/5/2019	005566-005592

45	CORRECTED FIRST AMENDED COMPLAINT.	34	7/11/2019	003950-003967
122	CPCM HOLDINGS, LLC D/B/A THRIVE CANNABIS MARKETPLACE'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/13/2020	006854-006867
183	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO DEFENDANT-RESPONDENT NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRIT OF CERTIORRI. MANDAMUS, AND PROHIBITION	66	6/5/2020	008414-008435
263	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO QUALCAN, LLC'S SECOND AMENDED COMPLAINT	272	7/1/2020	039153-039164
261	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	6/29/2020	039115-039135
106	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO FIRST AMENDED COMPALINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	52	1/21/2020	006478-006504
69	D LUX, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/27/2019	005708-005715
119	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO ETW PLAINTIFFS' THIRD AMENDED COMPLAINT	54	2/12/2020	006815-006822
78	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI MANDAMUS, AND PROHIBITION	49	11/12/2019	005931-005937
131	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND/OR	55	2/25/2020	006952-006958

	WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION			
118	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO THE SERENITY PLAINTIFFS' SECOND AMENDED COMPLAINT	54	2/12/2020	006806-006814
11	DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	2	4/16/2019	000237-000251
17	DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' FIRST AMENDED COMPLAINT	8	5/16/2019	001025-001037
177	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	65	5/26/2020	008355-008375
168	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	62	4/21/2020	007894-007913
167	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO ETW PLAINTIFFS' THIRD AMENDED COMPLAINT	62	4/21/2020	007863-007893
175	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	65	5/21/2020	008253-008302
169	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO TGIG PLAINTIFFS' SECOND AMENDED COMPLAINT	62	4/21/2020	007914-007935
160	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S MOTION TO DISMISS 1) NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS;(2) STRIVE WELLNESS' COMPLAINT; (3) RURAL REMEDIES AMENDED COMPLAINT; (4) QUALCAN'S AMENDED COMPLAINT; (5) HIGH SIERRA HOLISTICS	59 thru 60	4/14/2020	007401-007717

	COMPLAINT AND (6) NATURAL MEDICINE'S COMPLAINT FOR FAILING TO COMPLY WITH NRS 233B.130(2)(D)			
16	DEFENDANT IN INTERVENTION'S OPPOSITION TO PLAINTIFFS' APPLICATION FOR A TEMPORARY RESTRAINING ORDER	8	5/10/2019	000975-001024
287	DEFENDANT IN INTRVENTION, CLEAR RIVER, LLC'S ANSWER TO HIGH SIERRA HOLISTICS, LLC COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	275	7/10/2020	039736-039750
161	DEFENDANT PUPO'S ANSWER TO RURAL REMEDIES' AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	61	4/14/2020	007718-007730
72	DEFENDANT RURAL REMEDIES, LLC ANSWER TO FIRST AMENDED COMPLAINT	47	10/1/2019	005759-005760
110	DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/28/2020	006560-006588
92	DEFENDANT'S ANSWER TO DH FLAMINGO INC'S ET AL., FIRST AMENDED COMPLAINT	50	12/16/2019	006088-006105
75	DEFENDANT-INTERVENOR CLEAR RIVER, LLC'S ORDER DENYING IT'S MOTION FOR PARTIAL SUMMARY JUDGEMENT ON THE PETITION FOR JUDICIAL REVIEW CAUSE OF ACTION	48	11/7/2019	005907-005912
290	DEFENDANT-INTERVENOR NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO CLARK NATURAL MEDICINE ET AL.'S FIRST AMENDED COMPLAINT	276	7/10/2020	039773-039789
288	DEFENDANT-INTERVENOR NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO TGIG PARTIES' SECOND AMENDED COMPLAINT	276	7/10/2020	039751-039759
115	DEFENDANT-RESPONDENT NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/7/2020	006723-006752

116	DEFENDANT-RESPONDENT STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/7/2020	006753-006781
68	DEFENDANT-RESPONDENT'S GOOD CHEMISTRY NEVADA, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/27/2019	005699-005707
93	DEFENDANT'S ANSWER TO DH FLAMINGO INC'S ET AL., FIRST AMENDED COMPLAINT	50	12/16/2019	006106-006123
33	DEFENDANTS' ANSWER TO PLAINTIFFS' COMPLAINT WITH COUNTERCLAIM	26	6/14/2019	002823-002846
73	DEFENDANTS MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S ANSWER	48	10/3/2019	005761-005795
374	DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	343	10/30/2020	048131-048141
164	DEPARTMENT OF TAXATION'S ANSWER TO ETW MANAGEMENT GROUP LLC PARTIES' THIRD AMENDED COMPLAINT	61	4/20/2020	007794-007810
165	DEPARTMENT OF TAXATION'S ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	61	4/20/2020	007811-007845
109	DEPARTMENT OF TAXATION'S ANSWER TO PLAINTIFF SERENITY PARTIES' SECOND AMENDED COMPLAINT	53	1/28/2020	006543-006559
166	DEPARTMENT OF TAXATION'S ANSWER TO QUALCAN'S SECOND A MENDED COMPLAINT	61	4/20/2020	007846-007862
155	DEPARTMENT OF TAXATION'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/8/2020	007347-007360
172	DEPARTMENT OF TAXATION'S INDEX OF EXHIBITS IN SUPPORT OF ITS OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN DEPARTMENT OF TAXATION'S ANSWER TO SECOND AMENDED COMPLAINT	63 thru 64	5/11/2020	007942-008232

330	DEPARTMENT OF TAXATION'S NOTICE OF REMOVING ENTITITES FROM TIER 3	320	8/11/2020	045317-045332
174	DEPARTMENT OF TAXATION'S NOTICE OF SUPPLEMENTAL AUTHORITY	65	5/12/2020	008242-008252
173	DEPARTMENT OF TAXATION'S OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN DEPARTMENT OF TAXATION'S ANSWER TO SECOND AMENDED COMPLAINT	65	5/11/2020	008233-008241
148	DEPARTMENT OF TAXATION'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	57	3/27/2020	007176-007182
307	DEPARTMENT OF TAXATION'S OPPOSITION TO TGIG'S MOTION TO SUPPLEMENT THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE; AND TO ENLARGE TIME FOR FILING OPENING BRIEF	289	7/23/2020	041704-041732
337	DEPARTMENT OF TAXATION'S OPPOSITION TO THC NEVADA, LLC AND HERBAL CHOICE, INC.'S MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING	326	8/15/2020	045892-045899
361	DEPARTMENT OF TAXATION'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW, AND PERMANENT INJUNCTION	333	9/24/2020	046878-046921
77	ERRATA TO ANSWER TO FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	48	11/8/2019	005922-005930
107	ERRATA TO DECLARATION OF ALFRED TERTERYAN IN SUPPORT OF HELPING HANDS WELLNESS CENTER, INC.'S APPLICATION FOR WRIT OF MANDAMUS	52	1/24/2020	006505-006506
269	ESSENCE ENTITIES' ANSWER QUALCAN, LLC'S SECOND AMENDED COMPLAINT	272	7/8/2020	039266-039284
272	ESSENCE ENTITIES' ANSWER TO COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/8/2020	039314-039323
103	ESSENCE ENTITIES' ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	52	1/14/2020	006440-006468

264	ESSENCE ENTITIES' ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	272	7/8/2020	039165-039193
266	ESSENCE ENTITIES' ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	7/8/2020	039211-039223
267	ESSENCE ENTITIES' ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	272	7/8/2020	039224-039235
270	ESSENCE ENTITIES' ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/8/2020	039285-039299
268	ESSENCE ENTITIES' ANSWER TO SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	7/8/2020	039236-039265
271	ESSENCE ENTITIES' ANSWER TO THE TGIG PARTIES' SECOND AMENDED COMPLAINT	273	7/8/2020	039300-039313
265	ESSENCE ENTITIES' ANSWER TO THIRD AMENDED COMPLAINT	272	7/8/2020	039194-039210
82	EUPHORIA WELLNESS, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	49	11/21/2019	006005-006011
22	EVIDENTIARY HEARING - DAY 1	10 thru 11	5/24/2019	001134-001368
38	EVIDENTIARY HEARING - DAY 10 VOLUME I OF II	30	6/20/2019	003349-003464
39	EVIDENTIARY HEARING - DAY 10 VOLUME II	31	6/20/2019	003465-003622
43	EVIDENTIARY HEARING - DAY 11	32	7/5/2019	003671-003774
44	EVIDENTIARY HEARING - DAY 12	33	7/10/2019	003775-003949
46	EVIDENTIARY HEARING - DAY 13 VOLUME I OF II	34	7/11/2019	003968-004105
47	EVIDENTIARY HEARING - DAY 13 VOLUME II	35	7/11/2019	004106-004227
49	EVIDENTIARY HEARING - DAY 14	36	7/12/2019	004237-004413

51	EVIDENTIARY HEARING - DAY 15	37	7/15/2019	004426-004500
52	EVIDENTIARY HEARING - DAY 15 VOLUME II	38	7/15/2019	004501-004679
56	EVIDENTIARY HEARING - DAY 16	39	7/28/2019	004724-004828
57	EVIDENTIARY HEARING - DAY 17 VOLUME I OF II	40	8/13/2019	004829-004935
58	EVIDENTIARY HEARING - DAY 17 VOLUME II	41	8/13/2019	004936-005027
61	EVIDENTIARY HEARING - DAY 18	42 thru 43	8/14/2019	005034-005222
62	EVIDENTIARY HEARING - DAY 19	44	8/15/2019	005223-005301
23	EVIDENTIARY HEARING - DAY 2 VOLUME I OF II	12	5/28/2019	001369-001459
24	EVIDENTIARY HEARING - DAY 2 VOLUME II	13	5/28/2019	001460-001565
63	EVIDENTIARY HEARING - DAY 20	45	8/16/2019	005302-005468
25	EVIDENTIARY HEARING - DAY 3 VOLUME I OF II	14	5/29/2019	001566-001663
26	EVIDENTIARY HEARING - DAY 3 VOLUME II	15	5/29/2019	001664-001807
27	EVIDENTIARY HEARING - DAY 4	16 thru 17	5/30/2019	001808-002050
28	EVIDENTIARY HEARING - DAY 5 VOLUME I OF II	18	5/31/2019	002051-002113
29	EVIDENTIARY HEARING - DAY 5 VOLUME II	19 thru 20	5/31/2019	002114-002333
31	EVIDENTIARY HEARING - DAY 6	22 thru 23	6/10/2019	002345-002569
32	EVIDENTIARY HEARING - DAY 7	24 thru 25	6/11/2019	002570-002822
34	EVIDENTIARY HEARING - DAY 8 VOLUME I OF II	26	6/18/2019	002847-002958
35	EVIDENTIARY HEARING - DAY 8 VOLUME II	27	6/18/2019	002959-003092
36	EVIDENTIARY HEARING - DAY 9 VOLUME I OF II	28	6/19/2019	003093-003215

37	EVIDENTIARY HEARING - DAY 9 VOLUME II	29	6/19/2019	003216-003348
299	EVIDENTIARY HEARING ON CASE -ENDING SANCTIONS - DAY 1	277 thru 278	7/13/2020	039869-040216
300	EVIDENTIARY HEARING ON CASE -ENDING SANCTIONS - DAY 2	279	7/14/2020	040217-040263
314	EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	297	7/28/2020	042640-042670
322	EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	306	7/31/2020	043568-043639
64	FINDINGS OF FACT AND CONCLUSIONS OF LAW GRANTING PRELIMINARY INJUNCTION	46	8/23/2019	005469-005492
114	FINDINGS OF FACT AND CONCLUSIONS OF LAW GRANTING PRELIMINARY INJUNCTION	54	2/7/2020	006698-006722
358	FINDINGS OF FACT, CONCLUSION OF LAW AND PERMANENT INJUNCTION	332	9/16/2020	046818-046829
296	FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER GRANTING IN PART AND DENYING IN PART MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS (1)	276	7/11/2020	039860-039862
297	FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER GRANTING IN PART AND DENYING IN PART MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS (2)	276	7/11/2020	039863-039865
42	FIRST AMENDED COMPLAINT	32	7/3/2019	003653-003670
67	FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/6/2019	005593-005698
2	FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/18/2018	000013-000025
70	FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	47	9/29/2019	005716-005731

53	GREENMART OF NEVADA NLC LLC'S ANSWER TO PLAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/17/2019	004680-004694
126	GREENMART OF NEVADA NLV LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/18/2020	006911-006921
120	GREENMART OF NEVADA NLV LLC'S ANSWER TO ETW MANAGEMENT GROUP LLC, GLOBAL HARMONY LLC, GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, HERBAL CHOICE INC., JUST QUALITY LLC, LIBRA WELLNESS CENTER, LLC, ROMBOUGH REAL ESTATE INC. DBA MOTHER HERB, NEVCANN LLC, RED EARTH LLC, THC NEVADA LLC, ZION GARDENS LLC AND MMOF VEGAS RETAIL, INC.'S THIRD AMENDED COMPLAINT	55	2/12/2020	006823-006841
137	GREENMART OF NEVADA NLV LLC'S ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	3/6/2020	007013-007024
132	GREENMART OF NEVADA NLV LLC'S ANSWER TO QUALCAN LLC'S SECOND AMENDED COMPLAINT	55	2/25/2020	006959-006970
138	GREENMART OF NEVADA NLV LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	3/6/2020	007025-007036
375	GREENMART OF NEVADA NLV LLC'S JOINDER TO DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	343	11/2/2020	048142-048143
363	GREENMART OF NEVADA NLV LLC'S JOINDER TO DEPARTMENT OF TAXATION'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW, AND PERMANENT INJUNCTION	333	9/24/2020	046925-046926

274	GREENMART OF NEVADA NLV LLC'S JOINDER TO MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC., AND LIVFREE WELLNESS, LLC ON AN ORDER SHORTENING TIME	273	7/8/2020	039326-039327
318	GREENMART OF NEVADA NLV LLC'S JOINDER TO PLAINTIFFS' OPPOSITION TO THE THC NEVADA LLC'S AND HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER FOR PRELIMINARY INJUNCTION ON AN ORDER SHORTENING TIME AND DECLARATION OF ALINA M. SHELL	302	7/30/2020	043191-043195
134	GREENMART OF NEVADA NLV LLC'S MOTION TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/28/2020	006984-006987
154	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO ETW PLAINTIFFS' MOTION TO COMPEL	58	4/3/2020	007337-007346
153	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO ETW PLAINTIFFS' MOTION TO COMPEL PRIVILEGE LOGS	58	4/3/2020	007333-007336
141	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL GREENMART TO ALSO PRODUCE KENNETH LEE AND HAE LEE FOR DEPOSITION	56	3/18/2020	007075-007080
144	GREENMART OF NEVADA NLV LLC'S RESPONSE IN OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	56	3/23/2020	007087-007095
99	GREENMART OF NEVADA NLV LLC'S ANSWER TO D.H. FLAMINGO PLAINTIFFS' FIRST AMENDED COMPLAINT	51	1/6/2020	006272-006295
89	HEARING ON APPLICATION OF NEVADA ORGANIC REMEDIES FOR WRIT OF MANDAMUS TO COMPEL STATE TO MOVE IT TO TIER 2 OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	12/9/2019	006058-006068
176	HEARING ON MOTIONS FOR SUMMARY JUDGMENT OR WRIT OF MANDAMUS AND MOTION TO EXTEND TIME FOR BRIEFING	65	5/22/2020	008303-008354

65	HEARING ON OBJECTIONS TO STATE'S RESPONSE, NEVADA WELLNESS CENTER'S MOTION RE COMPLIANCE RE PHYSICAL ADDRESS, AND BOND AMOUNT SETTING	46	8/29/2019	005493-005565
112	HEARING ON OBJECTIONS TO SUBPOENAS DUCES TECUM, MOTIONS FOR PROTECTIVE ORDERS, APPLICATION OF FOR WRIT OF MANDAMUS, MOTION FOR SETTING SETTLEMENT CONFERENCE, AND MOTION TO REDACT AND SEAL EXHIBITS 4 AND 5	53	1/31/2020	006610-006657
276	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	273	7/9/2020	039382-039411
277	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO HIGH SIERRA HOLISTICS COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/9/2020	039412-039421
278	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO MM DEVELOPMENT COMPANY, INC., & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/9/2020	039422-039434
279	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	273	7/9/2020	039435-039445
280	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	274	7/9/2020	039446-039478
281	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO QUALCANN, LLC'S SECOND AMENDED COMPLAINT	274	7/9/2020	039479-039496
282	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT	274	7/9/2020	039497-039509
283	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO TGIG PARTIES' SECOND AMENDED COMPLAINT	274	7/9/2020	039510-039523

284	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO THIRD AMENDED COMPLAINT	274	7/9/2020	039524-039539
364	HELPING HANDS WELLNESS CENTER, INC.'S OPPOSITION TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	9/24/2020	046927-046931
340	HELPING HANDS WELLNESS CENTER, INC.'S REPLY IN SUPPORT OF MOTION TO MODIFY OR DISSOLVE THE PRELIMINARY INJUNCTION1	326	8/16/2020	045918-045932
273	HIGH SIERRA HOLISTICS, LLC'S JOINDER TO ETW MANAGEMENT GROUP LLC'S ANSWERS	273	7/8/2020	039324-039325
373	INDEX OF EXHIBITS IN SUPPORT OF DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	341 thru 342	10/30/2020	047883-048130
21	INTERVENING DEFENDANTS' JOINDER AND SUPPLEMENTAL BRIEFING IN SUPPORT OF THE STATE OF NEVADA'S AND NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION; AND LONE MOUNTAIN PARTNERS, LLC'S OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION OR FOR WRIT OF MANDAMUS	9	5/23/2019	001068-001133
41	INTERVENOR DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFF'S COMPLAINT	32	7/3/2019	003640-003652
40	INTERVENOR DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' SECOND AMENDED COMPLAINT	31	6/24/2019	003623-003639
319	JOINDER TO THC NEVADA, LLC and HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAIING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	302	7/30/2020	043196-043209
351	JOINDER TO THC NEVADA, LLC and HERBAL CHOICE, INC.'S MOTION TO RENEW JOINDER TO TGIG'S COUNTERMOTION FOR ORDER DISPENSING WITH THE BOND REQUIREMENT FOR PURPOSES OF THE PRELIMINARY	331	8/28/2020	046565-046567

335	JOINDER TO THC NEVADA, LLC AND HERBAL CHOICE, INC'S MOTION TO STRIKE DEPARTMENT OF TAXATION NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	325	8/14/2020	045883-045888
54	LONE MOUNTAIN PARTNERS, LLC'S ANSWER TO LAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/22/2019	004695-004705
30	LONE MOUNTAIN PARTNERS, LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	21	6/5/2019	002334-002344
90	LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	49	12/10/2019	006069-006081
101	LONE MOUNTAIN PARTNERS, LLC'S REPLY IN SUPPORT OF MOTION TO DISMISS SECOND AMENDED COMPLAINT	51	1/8/2020	006359-006368
163	MINUTE ORDER CLEAR RIVER'S REQUEST FOR OST ON MOTION TO DISMISS	61	4/15/2020	007793-007793
135	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC ANSWER TO NATURAL MEDICINE, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	2/28/2020	006988-007000
127	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION	55	2/18/2020	006922-006935
111	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/29/2020	006589-006609
286	MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRARECORD EVIDENCE AT THE HEARING OF JUDICIAL REVIEW and TO ENLARGE TIME FOR FILING OPENING BRIEF	275	7/9/2020	039576-039735
368	MOTION FOR ORDER TO SHOW CAUSE	333	10/16/2020	046944-046965
8	MOTION FOR PRELIMINARY INJUNCTION	2	3/18/2019	000108-000217
301	MOTION FOR PROTECTIVE ORDER ON ORDER SHORTENING TIME	279	7/15/2020	040264-040323

275	MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC ON AN ORDER SHORTENING TIME	273	7/8/2020	039328-039381
353	MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC FINAL PRETRIAL CONFERENCE	331	9/3/2020	046573-046666
332	MOTION TO PRECLUDE APPLICATION OF THE EQUITABLE MAXIM OF UNCLEAN HANDS AGAIN ST THE TGIG PLAINTIFFS	324	8/11/2020	045698-045711
260	MOTION TO VOLUNTARILY DISMISS MMOV VEGAS RETAIL, INC. AND REQUEST TO RELEASE MMOV VEGAS RETAIL, INC.'S BOND FUNDS ON AN ORDER SHORTENING TIME	271	6/29/2020	038948-039114
289	NEVADA ORGANIC REMEDIES, LLC'S ANSWER NEVADA WELLNESS CENTER, LLC'S AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039760-039772
295	NEVADA ORGANIC REMEDIES, LLC'S ANSWER RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039845-039859
291	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO ETW MANAGEMENT GROUP, LLC ET AL.'S THIRD AMENDED THIRD AMENDED COMPLAINT	276	7/10/2020	039790-039804
292	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO HIGH SIERRA HOLISTIC'S COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039805-039815
293	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039816-039829
180	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO NATURAL MEDICINE'S LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	65	6/4/2020	008394-008401
294	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO QUALCAN, LLC.'S SECOND AMENDED COMPLAINT	276	7/10/2020	039830-039844

181	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	66	6/4/2020	008402-008409
146	NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO QUALCAN'S PETITION FOR WRIT OF MANDAMUS	56	3/27/2020	007100-007143
15	NEVADA ORGANIC REMIDIES, LLC'S OPPOSITION TO SERENITY WELLNESS CENTER, LLC AND RELATED PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION	8	5/9/2019	000942-000974
136	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT/RESPONDENT STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND/OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	2/28/2020	007001-007012
156	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/8/2020	007361-007373
133	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/26/2020	006971-006983
143	NEVADA WELLNESS CENTER, LLC'S JOINDER TO ETW PLAINTIFFS' MOTION TO COMPEL	56	3/20/2020	007084-007086
142	NEVADA WELLNESS CENTER, LLC'S JOINDER TO ETW PLAINTIFFS' MOTION TO COMPEL PRIVILEGE LOGS	56	3/20/2020	007081-007083
323	NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE ON AN ORDER SHORTENING TIME	306	8/3/2020	043640-043708
371	NOTICE OF APPEAL	335 thru 339	10/23/2020	047003-047862
359	NOTICE OF ENTRY OF JUDGMENT (1)	333	9/22/2020	046830-046844
360	NOTICE OF ENTRY OF JUDGMENT (2)	333	9/22/2020	046845-046877
98	NOTICE OF ENTRY OF ORDER	51	1/3/2020	006264-006271
104	NOTICE OF ENTRY OF ORDER	52	1/14/2020	006469-006474

341	NOTICE OF ENTRY OF ORDER	326	8/17/2020	045933-045939
372	NOTICE OF ENTRY OF ORDER	340	10/27/2020	047863-047882
159	NOTICE OF ENTRY OF ORDER DENYING MM DEVELOPMENT COMPANY, INC.'S MOTION TO STRIKE AND-OR DISMISS D.H. FLAMINGO, INC.'S COUNTERCLAIM	58	4/9/2020	007396-007400
83	NOTICE OF ENTRY OF ORDER DENYING MM DEVELOPMENT COMPANY, INC.'S AND LIVFREE WELLNESS, LLC'S MOTION TO ALTER OR AMEND FINDINGS OF FACT AND CONCLUSION OF LAW,	49	11/22/2019	006012-006015
258	NOTICE OF ENTRY OF ORDER ON PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN JORGE PUPO'S ANSWER TO SECOND AMENDED COMPLAINT	270	6/23/2020	038868-038871
130	NOTICE OF FILING OF EMERGENCY PETITION FOR WRIT OF MANDAMUS OR PROHIBITION UNDER NRAP 21(a)6)	55	2/21/2020	006950-006951
91	NOTICE OF HEARING	49	12/13/2019	006082-006087
100	NV WELLNESS CENTER, LLC'S MOTION TO COMPEL ON AN ORDER SHORTENING TIME	51	1/8/2020	006296-006358
95	OPPOSITION TO HELPING HANDS WELLNESS CTR, INC.'S APPLICATION FOR WRIT OF MANDAMUS	50	12/27/2019	006207-006259
13	OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION	3 thru 4	5/9/2019	000270-000531
285	OPPOSITION TO MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC ON AN ORDER SHORTENING TIME	274	7/9/2020	039540-039575
334	OPPOSITION TO MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	325	8/14/2020	045878-045882
102	OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL	52	1/10/2020	006369-006439

80	ORDER DENYING 1) ORGANIC REMEDIES, LLC'S MOTION TO DISSOLVE PRELIMINARY INJUNCTION AND TO STAY PRELIMINARY INJUNCTION PENDING APPEAL AND 2) LONE MOUNTAIN PARTNERS, LLC'S	49	11/19/2019	005943-005949
182	ORDER DENYING D.H. FLAMINGO, INC. AND SURTERRA HOLDINGS, INC.'S MOTION FOR SUMMARY JUDGMENT AGAINST MM DEVELOPMENT COMPANY, INC.	66	6/5/2020	008410-008413
152	ORDER DENYING DEFENDANT JORGE PUPO'S MOTION TO DISMISS	58	3/30/2020	007330-007332
171	ORDER DENYING LONE MOUNTAIN PARTNER'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	62	5/5/2020	007940-007941
84	ORDER DENYING MM DEVELOPMENT COMPANY, INC. 'S AND LIVFREE WELLNESS LLC'S MOTION TO ALTER AMEND FINDINGS OF FACT AND CONCLUSION OF LAW	49	11/22/2019	006016-006017
96	ORDER DENYING MOTION FOR STAY AND GRANTING IN PART MOTION TO EXPEDITE	50	12/30/2019	006260-006262
105	ORDER DENYING NEVADA ORGANIC REMEDIES, LLC'S AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC	52	1/14/2020	006475-006477
352	ORDER DENYING TGIG PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE AT THE HEARING OF JUDICIAL REVIEW; AND TO ENLARGE TIME FOR FILING OPENING BRIEF	331	8/28/2020	046568-046572
97	ORDER DENYING THE DEPARTMENT OF TAXATION OBJECTION TO DISCOVERY COMMISSIONER'S REPORT AND RECOMMENDATIONS	51	12/31/2019	006263-006263
298	ORDER GRANTING CLEAR RIVER, LLC'S MOTION TO RECONSIDER THE COURT'S ORDER GRANTING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE	276	7/11/2020	039866-039868

	JOHN KOCER AND NORTON ARBELAEZ FOR DEPOSITION ON ORDER SHORTENING TIME			
18	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	8	5/16/2019	001038-001041
59	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	41	8/14/2019	005028-005030
60	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	41	8/14/2019	005031-005033
128	ORDER GRANTING IN PART AND DENYING IN PART THE DEPARTMENT OF TAXATION'S MOTIONS FOR PROTECTIVE ORDER ON ORDER SHORTENING TIME	55	2/19/2020	006936-006941
86	ORDER GRANTING MOTION FOR LEAVE TO FILE SECOND AMENDED COMPLAINT IN CASE NO. A-786962	49	11/26/2019	006023-006024
170	ORDER GRANTING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE ADDITIONAL DOCUMENTS ON ORDER SHORTENING TIME	62	4/21/2020	007936-007939
338	ORDER REGARDING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION FOR SUMMARY JUDGMENT ON FIRST CLAIM FOR RELIEF	326	8/15/2020	045900-045905
369	ORDER TO SHOW CAUSE	334	10/18/2020	046966-046999
140	PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL GREENMART OF NEVADA, LLC TO PRODUCE KENNETH LEE AND HAE LEE FOR DEPOSITION ON ORDER SHORTENING TIME	56	3/16/2020	007058-007074
147	PLAINTIFF NEVADA WELLNESS CENTER, LLC'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	57	3/27/2020	007144-007175
243	PLAINTIFF'S RECORD PART 59	232	6/12/2020	033643-033801
9	PLAINTIFFS' COUNTER-DEFENDANTS' ANSWER TO COUNTERCLAIM	2	4/5/2019	000218-000223

185	PLAINTIFF'S DECLARATION & POA-F2018-01430	67 thru 74	6/12/2020	008455-009889
187	PLAINTIFF'S DKT 148-1 INDEX OF EXHIBITS - 1	76 thru 77	6/12/2020	009934-010291
188	PLAINTIFF'S DKT 148-1 INDEX OF EXHIBITS - 2	78 thru 79	6/12/2020	010292-010595
370	PLAINTIFFS GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, NEVCANN LLC AND RED EARTH LLC'S JOINDER TO TGIG PLAINTIFFS' MOTION FOR ORDER TO SHOW CAUSE	334	10/21/2020	047000-047002
356	PLAINTIFFS GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, NEVCANN LLC AND RED EARTH LLC'S JOINDER TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/14/2020	046813-046815
186	PLAINTIFF'S NOTICE OF FILING RECORD ON REVIEW	75	6/12/2020	009890-009933
20	PLAINTIFFS' OMNIBUS REPLY IN SUPPORT OF MOTION FOR PRELIMINARY INJUNCTION	8	5/22/2019	001054-001067
305	PLAINTIFFS' OPENING BRIEF IN SUPPORT OF PETITION FOR JUDICIAL REVIEW	286	7/22/2020	041331-041363
94	PLAINTIFFS' OPPOSITION TO LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	50	12/20/2019	006124-006206
189	PLAINTIFF'S RECORD PART 1	80 thru 81	6/12/2020	010596-010937
198	PLAINTIFF'S RECORD PART 10	93	6/12/2020	012724-012878
199	PLAINTIFF'S RECORD PART 11	94	6/12/2020	012879-013032
200	PLAINTIFF'S RECORD PART 12	95	6/12/2020	013033-013187
201	PLAINTIFF'S RECORD PART 13	96	6/12/2020	013188-013341
202	PLAINTIFF'S RECORD PART 14	97	6/12/2020	013342-013496

203	PLAINTIFF'S RECORD PART 15	98 thru 99	6/12/2020	013497-013774
204	PLAINTIFF'S RECORD PART 16	100 thru 101	6/12/2020	013775-014052
205	PLAINTIFF'S RECORD PART 17	102 thru 103	6/12/2020	014053-014330
206	PLAINTIFF'S RECORD PART 18	104 thru 105	6/12/2020	014331-014608
207	PLAINTIFF'S RECORD PART 18	106 thru 107	6/12/2020	014609-014886
208	PLAINTIFF'S RECORD PART 19	108 thru 111	6/12/2020	014887-015426
190	PLAINTIFF'S RECORD PART 2	82 thru 83	6/12/2020	010938-011275
209	PLAINTIFF'S RECORD PART 20	112 thru 115	6/12/2020	015427-015966
210	PLAINTIFF'S RECORD PART 21	116 thru 119	6/12/2020	015967-016506
211	PLAINTIFF'S RECORD PART 22	120 thru 123	6/12/2020	016507-017048
212	PLAINTIFF'S RECORD PART 24	124 thru 131	6/12/2020	017049-018484
213	PLAINTIFF'S RECORD PART 25	132 thru 134	6/12/2020	018485-018844
214	PLAINTIFF'S RECORD PART 26	135 thru 136	6/12/2020	018845-019202
215	PLAINTIFF'S RECORD PART 27	137 thru 144	6/12/2020	019203-020637

216	PLAINTIFF'S RECORD PART 28	145 thru 147	6/12/2020	020638-020999
217	PLAINTIFF'S RECORD PART 29	148 thru 149	6/12/2020	021000-021357
191	PLAINTIFF'S RECORD PART 3	84 thru 85	6/12/2020	011276-011613
218	PLAINTIFF'S RECORD PART 30	150 thru 157	6/12/2020	021358-022621
219	PLAINTIFF'S RECORD PART 31	158 thru 159	6/12/2020	022622-022979
220	PLAINTIFF'S RECORD PART 32	160 thru 167	6/12/2020	022980-024414
221	PLAINTIFF'S RECORD PART 33	168 thru 169	6/12/2020	024415-024718
222	PLAINTIFF'S RECORD PART 35	170 thru 177	6/12/2020	024719-026153
223	PLAINTIFF'S RECORD PART 37	178	6/12/2020	026154-026256
224	PLAINTIFF'S RECORD PART 39	179 thru 181	6/12/2020	026257-026669
192	PLAINTIFF'S RECORD PART 4	86 thru 87	6/12/2020	011614-011951
225	PLAINTIFF'S RECORD PART 40	182 thru 183	6/12/2020	026670-026934
226	PLAINTIFF'S RECORD PART 41	184 thru 186	6/12/2020	026935-027347
227	PLAINTIFF'S RECORD PART 42	187 thru 188	6/12/2020	027348-027612

228	PLAINTIFF'S RECORD PART 43	189 thru 191	6/12/2020	027613-028025
229	PLAINTIFF'S RECORD PART 44	192 thru 193	6/12/2020	028026-028290
230	PLAINTIFF'S RECORD PART 45	194 thru 196	6/12/2020	028291-028703
231	PLAINTIFF'S RECORD PART 46	197 thru 198	6/12/2020	028704-028968
232	PLAINTIFF'S RECORD PART 47	199 thru 201	6/12/2020	028969-029451
233	PLAINTIFF'S RECORD PART 48	202 thru 204	6/12/2020	029452-029934
234	PLAINTIFF'S RECORD PART 49	205 thru 207	6/12/2020	029935-030346
193	PLAINTIFF'S RECORD PART 5	88	6/12/2020	011952-012104
235	PLAINTIFF'S RECORD PART 50	208 thru 210	6/12/2020	030347-030758
236	PLAINTIFF'S RECORD PART 51	211 thru 213	6/12/2020	030759-031170
237	PLAINTIFF'S RECORD PART 52	214 thru 216	6/12/2020	031171-031582
238	PLAINTIFF'S RECORD PART 54	217 thru 219	6/12/2020	031583-031994
239	PLAINTIFF'S RECORD PART 55	220 thru 222	6/12/2020	031995-032406
240	PLAINTIFF'S RECORD PART 56	223 thru 225	6/12/2020	032407-032818

242	PLAINTIFF'S RECORD PART 58	229 thru 231	6/12/2020	033231-033642
194	PLAINTIFF'S RECORD PART 6	89	6/12/2020	012105-012258
244	PLAINTIFF'S RECORD PART 60	233	6/12/2020	033802-033877
245	PLAINTIFF'S RECORD PART 61	234 thru 235	6/12/2020	033878-034143
246	PLAINTIFF'S RECORD PART 62	236 thru 237	6/12/2020	034144-034409
247	PLAINTIFF'S RECORD PART 63	238 thru 239	6/12/2020	034410-034675
248	PLAINTIFF'S RECORD PART 64	240 thru 241	6/12/2020	034676-034943
249	PLAINTIFF'S RECORD PART 65	242 thru 245	6/12/2020	034944-035512
250	PLAINTIFF'S RECORD PART 66	246 thru 248	6/12/2020	035513-035919
251	PLAINTIFF'S RECORD PART 67	249 thru 251	6/12/2020	035920-036326
252	PLAINTIFF'S RECORD PART 68	252 thru 254	6/12/2020	036327-036733
253	PLAINTIFF'S RECORD PART 69	255 thru 257	6/12/2020	036734-037140
195	PLAINTIFF'S RECORD PART 7	90	6/12/2020	012259-012413
254	PLAINTIFF'S RECORD PART 70	258 thru 260	6/12/2020	037141-037547
255	PLAINTIFF'S RECORD PART 71	261 thru 263	6/12/2020	037548-037954

256	PLAINTIFF'S RECORD PART 72	264 thru 266	6/12/2020	037955-038415
257	PLAINTIFF'S RECORD PART 73	267 thru 269	6/12/2020	038416-038867
196	PLAINTIFF'S RECORD PART 8	91	6/12/2020	012414-012569
197	PLAINTIFF'S RECORD PART 9	92	6/12/2020	012570-012723
241	PLAINTIFF'S RECORD PARTY 57	226 thru 228	6/12/2020	032819-033230
48	PLAINTIFFS-COUNTER DEFENDANTS' ANSWER TO COUNTERCLAIM	35	7/12/2019	004228-004236
178	PURE TONIC CONCENTRATES LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	65	5/29/2020	008376-008379
139	QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	56	3/13/2020	007037-007057
88	REPLY IN SUPPORT OF AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	12/6/2019	006048-006057
328	REPLY TO THE DOT'S AND CLEAR RIVER, LLC'S OPPOSITIONS TO PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS	317	8/7/2020	045066-045084
179	RURAL REMEDIES, LLC'S ANSWER TO DEFENDANT-RESPONDENT NATURAL MEDICINE'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORI, MANDAMUS AND PROHIBITION	65	6/3/2020	008380-008393
357	RURAL REMEDIES, LLC'S JOINDER IN TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT AND CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/15/2020	046816-046817

117	SECOND AMENDED COMPLAINT	54	2/11/2020	006782-006805
376	SHOW CAUSE HEARING	343	11/2/2020	048144-048281
259	SUPPLEMENT TO RECORD ON REVIEW IN ACCORDANCE WITH THE NEVADA ADMINISTRATIVE PROCEDURE ACT	270	6/26/2020	038872-038947
355	TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/10/2020	046777-046812
87	TGIG SECOND AMENDED COMPLAINT	49	11/26/2019	006025-006047
184	TGIG, LLC, NEVADA HOLISTIC MEDICINE, LLC, GBS NEVADA PARTNERS, FIDELIS HOLDINGS, LLC, GRAVITAS NEVADA, NEVADA PURE, LLC, MEDIFARM, LLC, AND MEDIFARM IV'S ANSWER TO NATURAL MEDICINE	66	6/10/2020	008436-008454
336	THC NEVADA, LLC AND HERBAL CHOICE, INC.'S JOINDER TO TGIG PLAINTIFFS' PROPOSED SUPPLEMENTAL FINDINGS OF FACT AND CONCLUSIONS OF LAW BASED UPON PARTIAL SUBSTITUTION OF THE NEVADA CANNABIS COMPLIANCE BOARD AS A PARTY DEFENDANT IN THESE CONSOLIDATED MATTERS	326	8/14/2020	045889-045891
339	THC NEVADA, LLC AND HERBAL CHOICE, INC.'S REPLY TO NEVADA ORGANIC REMEDIES' OPPOSITION TO MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	326	8/15/2020	045906-045917
308	THC NEVADA, LLC'S JOINDER TO PLAINTIFF TGIG, LLC ET AL'S OPENING BRIEF IN SUPPORT OF PETITION FOR JUDICIAL REVIEW	289	7/23/2020	041733-041735
311	THE ESSENCE ENTITIES' JOINDER TO DEPARTMENT OF TAXATION'S OPPOSITION TO TGIG'S MOTION TO SUPPLEMENT THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE AND TO ENLARGE TIME FOR FILING OPENING BRIEF	292	7/24/2020	042072-042074
362	THE ESSENCE ENTITIES' LIMITED OPPOSITION TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	9/24/2020	046922-046924

149	THE ESSENCE ENTITIES' OPPOSITION TO ETW PLAINTIFFS' 1) MOTION TO COMPEL AND 2) MOTION TO COMPEL PRIVILEGE LOGS	57	3/27/2020	007183-007293
317	THRIVE'S JOINDER TO PLAINTIFFS' OPPOSITION TO THC NEVADA LLC'S AND HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER FOR PRELIMINARY INJUNCTION ON AN ORDER SHORTENING TIME	302	7/30/2020	043187-043190
162	THRIVE'S SUPPLEMENTAL BRIEF IN SUPPORT OF OPPOSITION TO ETW MANAGEMENT GROUP LLC; ET AL.'S MOTION TO COMPEL	61	4/14/2020	007731-007792
344	TRIAL EXHIBIT 1005	329	8/18/2020	046356-046389
345	TRIAL EXHIBIT 1006	330	8/18/2020	046390-046423
346	TRIAL EXHIBIT 1135	330	8/18/2020	046424-046445
347	TRIAL EXHIBIT 1302	330	8/18/2020	046446-046448
348	TRIAL EXHIBIT 2157	330	8/18/2020	046449-046502
349	TRIAL EXHIBIT 2158	330	8/18/2020	046503-046548
350	TRIAL EXHIBIT 3291	331	8/18/2020	046549-046564
262	WELLNESS CONNECTION OF NEVADA, LLC'S ANSWER TO PLAINTIFF NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	6/29/2020	039136-039152
366	WELLNESS CONNECTION OF NEVADA, LLC'S RESPONSE TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION AND COUNTERMOTION TO CLARIFY AND/OR FOR ADDITIONAL FINDINGS	333	9/24/2020	046934-046940

327

A P P E A R A N C E S

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I N D E X

WITNESSES FOR THE PLAINTIFF:

ALLEN PULIZ

Continued Cross-Examination by Mr. Koch	4
Cross-Examination by Mr. Prince	22
Cross-Examination by Mr. J. Smith	78
Cross-Examination by Ms. Levin	104
Cross-Examination by Mr. Rose	114
Cross-Examination by Mr. Williamson	131
Redirect Examination by Ms. Sugden	138

KARALIN CRONKHITE

Continued Direct Examination by Mr. Miller	152
Cross-Examination by Ms. Levin	239
Cross-Examination by Mr. Bice	248

WILLIAM ANDERSON

Examination by Mr. Parker	256
Examination by Mr. Graf	327
Examination by Ms. Welch	327
Examination by Mr. J. Smith	331

E X H I B I T S

EXHIBITS ADMITTED:

1537	232
1855	202
1940	195
1943	198

1 **LAS VEGAS, CLARK COUNTY, NEVADA, AUGUST 6, 2020, 8:29 A.M.**

2 *** * * * ***

3 (Pause in the proceedings.)

4 THE COURT: All right. Sir, we're going to reswear
5 you since it's a new day.

6 THE CLERK: Please raise your right hand.

7 **ALLEN PULIZ**

8 [having been called as a witness and being first duly sworn,
9 testified as follows:]

10 THE CLERK: Thank you. Please be seated. Please
11 state and spell your name for the record.

12 THE WITNESS: My name is Allen Puliz. A-l-l-e-n,
13 P-u-l-i-z.

14 THE CLERK: Thank you.

15 THE COURT: Okay. We're starting. If we can keep
16 our voices down, please.

17 Mr. Koch, you may continue your cross-examination.

18 MR. KOCH: Thank you.

19 CONTINUED CROSS-EXAMINATION

20 BY MR. KOCH:

21 Q And, Mr. Puliz, there is sometimes we chatter back
22 here. So I'll try to keep talking loudly. If you have any
23 questions though, please -- please let me know.

24 On the issue of location, I think we established
25 yesterday that THC applied for three different jurisdictions;

 JD Reporting, Inc.

1 right?

2 A Yes.

3 Q And that was North Las Vegas, Las Vegas and Reno;
4 correct?

5 A Well, the Las Vegas was an area that was actually
6 Unincorporated Clark.

7 Q Okay.

8 A That was the address we put in. I think when I
9 checked on it last night our attorney checked the wrong box,
10 and I thought he had cleared that up because he sent them a
11 notice saying he did. But I don't know what happened.

12 Q Okay. And with respect to location, because there's
13 been a lot of discussion about location and what was on the
14 application itself. For North Las Vegas, you used your
15 existing location where your warehouse operation is; correct?

16 A Where our grow, our cultivation is we have a
17 12000 square-foot expansion area that was approved when we did
18 our medical to start, and that's where we would put down in
19 that corner our dispensary. It had lots of parking. It's
20 right on Craig Road. It's a pretty good location as far as I
21 can see.

22 Q Okay. And in Reno you put down a piece of property
23 that was raw land?

24 A Right. It was my partner Mike Poura. He was putting
25 a bid on it to buy it, and then he would have built the

1 dispensary and leased it to us.

2 Q Right. But at the time it was put down, THC, nor any
3 of its owners did not own that property; right?

4 A No.

5 Q There was just the plan that if successful then you
6 would purchase it and put it on that spot?

7 A You know, I'd have to ask Mike if he ended up still
8 buying that land. His uncle owns the Atlantis Casino just down
9 the street from there. They're very prevalent in that area for
10 buying land.

11 Q Okay.

12 A So I don't know if he bought it or not. I'd have to
13 ask Mike.

14 Q All right.

15 A Their family plan was to -- to buy it.

16 Q But it wasn't a problem in your mind to put down that
17 raw land even though you didn't own it because that's where you
18 planned to put it if you did go ahead with it?

19 A Yes. They had gone past its planning. They had had
20 discussions with the owner and were talking to the people that
21 were selling it, yes.

22 Q Okay. Possible though that you might not have ended
23 up successfully purchasing the property; right?

24 A It's possible.

25 Q Okay. And in that case, you didn't -- you weren't

1 concerned about that because you were aware that people would
2 change their locations for establishments, and that was a --

3 MS. SUGDEN: Objection.

4 BY MR. KOCH:

5 Q -- something that would happen from time to time;
6 right?

7 THE COURT: Overruled.

8 THE WITNESS: I don't know that they do that. I've
9 heard some people have got approval. It's a pretty good
10 process to move a location, but, yeah, I assume you can do it.

11 BY MR. KOCH:

12 Q Right. And you said actually that lots of people
13 change their locations after they have them approved. That was
14 something you're aware of; correct?

15 A I don't know about lots. But I know of some of the
16 dispensaries that have moved since they were originally
17 approved for their medical license.

18 Q All right. And with respect to the location
19 requirements, there were some questions you had about that. It
20 was I think you referred to it as a little bit gray perhaps of
21 whether you needed a location or whether you didn't need a
22 location; is that right?

23 A Yes. That's -- we were not sure. We had heard that
24 they weren't not going to ask for a location, but then the
25 application came out. It was on it. Our attorney said, you

1 know, the law says you've got to have an address, and so we put
2 addresses in that we wanted to use for dispensaries.

3 Q All right. And as part of that process though you
4 were able to contact the Department and ask questions about
5 location. Those may have been answered, but you still had
6 questions even after that; is that right?

7 A Yeah, because we didn't get good answers.

8 Q Okay.

9 A You know, the Department didn't publish like in most
10 of the bids I've always done where they always show every
11 question that's asked by every participant. They publish it
12 online so all the rest of us could go look at what questions
13 were asked and what their answers were. And we never had that
14 in this application.

15 Q And so even though the answers may not have been good
16 answers in your mind, they never told you stop talking to me,
17 we're not going to answer those questions; is that right?

18 A Not that I'm aware of, no.

19 Q Okay. And with respect to those discussions and
20 access to the Department, your son Nick had discussions back
21 and forth even as you were filling out your application; right?

22 A Yes. And then our attorney did more of it near the
23 end.

24 Q Right. So your attorney and Nick were able to speak
25 to D.O.T. representatives with questions you may have had

1 during the time you're filling out the application?

2 A Yes.

3 Q So you were not denied access to the Department?

4 A We were never denied access. We just weren't shared
5 the information they were giving to some people that had a
6 little better relationship with him.

7 Q Okay. And you don't know what that information was
8 though, do you? You just assume --

9 A If I'd have known, I'd have had a lot better score.

10 Q Okay. And, in fact, with respect to the information
11 that was shared, there's also been allegations in this case
12 that there's some kind of bribery or payments made of some
13 sort. You're not aware of any information that would support
14 that kind of a claim?

15 A No. The only thing I'm aware of is Amanda Connor did
16 a hell of a job because she got a lot more information than the
17 rest of us did.

18 Q But you don't know if she got more information. You
19 just assume she did; right?

20 A If you look at the applications and the scores, you
21 know somebody had some better information than we had.

22 Q Okay. Even though multiple of her clients did not
23 receive a license? Does that affect your opinion at all?

24 A I assume they didn't have the information either, or
25 they did something else wrong, you know.

1 Q Right. So you assume that Amanda Connor got
2 information for some of her clients, but not others, and that's
3 why they didn't get licenses?

4 A I have no idea.

5 Q And that's just what I'm trying to understand is it's
6 just supposition or assumption at this point; right?

7 A Yes.

8 Q Okay. And on the issue of partiality, the issue with
9 compliance, we talked about the letter with false information
10 yesterday. That was from 2017. There also have been -- that's
11 not the only issue that THC has ever had with respect to
12 compliance; right?

13 A What do you mean?

14 Q Well, THC has reported, self-reported issues such as
15 the theft of product by employees?

16 A Yes, we have.

17 Q Right. And you thought that was the right thing to
18 do, to self-report those issues?

19 A Yes.

20 Q In fact, the regulations require that to be done;
21 right?

22 A Yes, it does.

23 Q And when THC self-reported those thefts of product,
24 THC was not fined, was it?

25 A No.

1 Q In fact, the Department took no action, no
2 disciplinary punishment, enforcement, any type of action with
3 respect to those self-reports; correct?

4 A No. And the idea behind that is we have to
5 self-report because we terminate the employee, and you tell the
6 State so he can never be employed in the industry, at least for
7 a year I think it is. I'm not sure what the actual law was on
8 it.

9 Q Okay. And so if something went wrong, the employee
10 did something that was improper under the law, and I assume
11 also under THC's standards at its operation; right?

12 A Yes.

13 Q And so that employee was terminated. You thought
14 that was the appropriate step to take?

15 A Yes.

16 Q And those types of actions, self-reporting a problem
17 and then taking an action that the Department approved, do you
18 believe that that's an essential part of the compliance process
19 in this industry?

20 A Yes. They also came in and did an inspection of us
21 and looked at our cameras and looked at film, and they came
22 back and did follow-up inspections with us. I mean, they
23 inspect us every probably quarter they come in and inspect what
24 we're doing there.

25 Q Right. Okay. And very good. Very good. The issue

1 with litigation that was raised, so I found it interesting.

2 MR. KOCH: If we can pull up Exhibit 1766, Brian, and
3 go to page -- actually, just a second. Keep on the first page
4 here.

5 BY MR. KOCH:

6 Q This was at a session that was held on February
7 27th, 2018; right?

8 A Yes.

9 Q And this -- you attend this in person?

10 A I did.

11 Q Back in the days when you go to meetings in person.
12 You were there in person; right?

13 A I was there in person.

14 Q Okay. And let's go to page 5. And there's been a
15 discussion there about what you talked about, that you believe
16 that the regulations could be more fair and evenhanded, talking
17 about the scoring method, experience, key personnel. And
18 you're talking about the monopolistic properties in the
19 marijuana industry; is that right?

20 A I did.

21 Q And what was expressed there? What were your
22 concerns?

23 A My concern was that we would give too many
24 dispensaries to too few people, and they would control the
25 market.

1 Q And this was after your meeting with Jorge and
2 Ms. Contine; correct?

3 A Yeah. I met with them on January 5th.

4 Q Right. So a month later, you still expressed the
5 same concerns about monopolistic practices at that time; right?

6 A I did.

7 Q And you were aware in the regulations, that there was
8 this 10 percent sort of antimonopoly provision in the
9 regulations?

10 A Well, I'm aware of at, yes.

11 Q Okay. And you were aware that it was not part of the
12 ballot question?

13 A Correct.

14 Q And you were in favor of that 10 percent cap?

15 A Yeah. I would have even been in favor for a more
16 stringent cap than that because they left it open to
17 interpretation. Does that mean by the location, city, county,
18 county unincorporated or by the whole state of, you know, 62
19 licenses to start. And now with 124 licenses out there,
20 10 percent would be 12. So, yeah, I was not for that because
21 it depended on how you looked at it.

22 Q Okay. And so despite the fact it was not on the
23 ballot question the voters voted upon, you were fine with that
24 being in the regulation because you thought that that was a
25 more evenhanded way of allocating or operating the industry; is

1 that right?

2 A Well, as I said, I would have preferred a stricter
3 interpretation than that.

4 Q When you say a strict interpretation, a lower
5 percentage?

6 A Yes.

7 Q Okay. So what, like 5 percent or what?

8 A Yeah, 4, 5 percent. When you looked at it, more than
9 two in any one jurisdiction seems to me to be pretty
10 monopolistic.

11 Q All right. Very good.

12 A Especially when they allow you to purchase other
13 ones. That wasn't part of those ballot initiatives. So it can
14 grow to 20 percent through acquisitions.

15 Q And Mr. Cohen, below that there, he was part of -- he
16 was there on behalf of THC; correct?

17 A Yes, he was.

18 Q And you talked about the fact that he referenced
19 there may be potential litigation as a result of the
20 regulations?

21 A He did.

22 Q And here we are in litigation. But I guess my
23 question, if at that point in time there was concern by THC
24 about potential litigation with respect to these regulations,
25 why didn't you bring some kind of a suit then to make sure that

1 those issues were addressed before the application process
2 concluded?

3 A This is the first lawsuit I've actually ever filed in
4 my life because the only people that ever wins in a lawsuit are
5 you attorneys.

6 Q Very good. So at that point in time you thought I'm
7 not going to file suit. But after you didn't get a license you
8 decided let's file a suit?

9 A Only when I saw what they did give out, when they
10 gave 8 licenses and 7 and 6 and 11 to individual people.
11 That's when I thought they had gone a little overboard.

12 Q Okay. And that contradicted what Jorge told you
13 during that meeting in January of 2018; right?

14 A Completely.

15 Q And with respect to the scores themselves, and as the
16 Judge indicated, we're not here to sort of rescore or do math
17 on applications, but you raised some questions. You had some
18 concerns about the actual scores that were given to THC; is
19 that right?

20 A I did.

21 Q And in particular you mentioned a couple of
22 categories. You said your organizational chart and your
23 finances, those are two of some of the categories?

24 A They were the two biggest ones, yes. There's a
25 couple where two of the guys would give us 8, and one guy would

1 give us 6. I don't know how that works in a scoring, but I
2 assume there's human error, and it depends which score you got
3 on how they scored you.

4 MR. KOCH: All right. If we could go to Exhibit 84,
5 or ranking list, Brian.

6 BY MR. KOCH:

7 Q And so in the locations where THC applied, first the
8 City of Las Vegas, which is page 1 going on to page 2. So THC
9 finished 58th in the City of Las Vegas; is that right?

10 A That's what it says there, yes.

11 Q Right. 170.99 points. Is that the score that you
12 received?

13 A Yes.

14 Q And the lowest applicant that got a license, if we
15 could scroll up just a bit, was at 208 even. That's Circle S
16 Farms. You're aware of that; right?

17 A Yes.

18 Q So about 38 points short in Las Vegas; right?

19 A Right.

20 Q And just, I guess we can look at one other. If we
21 look at North Las Vegas, kind of the same thing. Page 3. THC
22 finished 46th. If we can see that. There we go. 46th in
23 North Las Vegas. Same point total. And the lowest successful
24 applicant, Lone Mountain Partners had 214.50. So there you're
25 about 44 points short; right?

1 A Yes.

2 Q Now, with respect to the complaints you have in the
3 organizational chart, pulled up Exhibit 1600. I'm not going to
4 delve too much into the items there, but I just want to ask you
5 about a couple of those.

6 MR. KOCH: So if we could put up Exhibit 1600, Brian,
7 and page 7.

8 THE COURT: So I'm not looking.

9 MR. KOCH: But I think this was admitted, wasn't it?

10 THE COURT: Huh-uh.

11 MR. KOCH: Oh, not admitted?

12 THE COURT: Not admitted.

13 MR. KOCH: Okay.

14 THE COURT: But I'm not looking.

15 MR. KOCH: I apologize.

16 THE COURT: You're welcome to look at it with the
17 witness. I'm just looking at the lovely exit signs and the two
18 doors again.

19 MR. KOCH: Very good.

20 BY MR. KOCH:

21 Q So, Mr. Puliz, you've reviewed the score sheets that
22 your company received, haven't you?

23 A I have now, yes.

24 Q All right. And with respect to the item listed here
25 for organizational chart, you saw the scores you got for

1 organizational chart; right?

2 A Yes.

3 Q And the score there that you received is 5.67 out of
4 15?

5 A Well, it's 5.7 out of 45 total.

6 Q Oh, 45 total of three times 15. Three scores gave
7 scores out of 15 --

8 A Right. But that's how they do it. It's the total
9 score. We got 5.6 out of 45 points, and that's where we felt
10 we were misled by the application, the one we received. I
11 heard there's different versions, but I'm not positive of that.

12 Q Would it surprise you if organizational chart had 15
13 points possible?

14 A Yes.

15 Q Okay. Yeah. I mean, and maybe that's just a subject
16 of reading the thing. But there's 15 points possible, and THC
17 got 5.67 out of this points; right?

18 A Yeah. Total score, yeah. Average score you mean,
19 yes.

20 Q Right. Okay. And if we -- did you read any of the
21 reviewers comments on the organizational chart?

22 A No.

23 Q If the graders stated that the organizational chart
24 was weak, would you disagree with those comments?

25 A I would say from their point of view because under

1 their instructions we were supposed to give detailed knowledge
2 of each one of our people on the organizational chart. It did
3 not say that on our application. Our application just asked
4 for an org chart. They never told us they wanted us to go into
5 detail on what each person did. It would have been a very
6 simple thing to get a max point on something like that.

7 Q And on your organizational chart, you reviewed your
8 organizational chart before you submitted it; right?

9 A Yes.

10 Q And your organizational chart actually just listed
11 the members, the owners of the company; right?

12 A Some of them, yes, or --

13 Q And then put --

14 A -- all of the owners yes.

15 Q Put a bunch of positions without names, bud tenders
16 and that kind of thing; right?

17 A Right.

18 Q And so you didn't have actual positions identified
19 with those individuals; right. The positions that you listed
20 did not have individuals connected with them?

21 A The ones we hadn't hired yet because we don't have a
22 dispensary yet.

23 Q Okay. And so if the graders interpreted that in a
24 way that resulted in a 5.67 points, your beef, I guess, is with
25 the instructions that were given on that?

1 A Yes.

2 Q And then the only other category I'll ask you about
3 is with respect to finances, and I understand that you had a
4 problem you felt that the graders didn't grade you fairly in
5 the finance category; is that right?

6 A Yeah. We showed \$3.7 million, I believe it was, in
7 cash. We showed an operating business with a free cash flow of
8 a couple hundred thousand a month. And then we had my whole
9 net worth put in there that should have showed that we had
10 plenty of resources to cover a dispensary or even two, not that
11 I ever expected to get two. But even to get one.

12 Q Okay. And for that category, you said you showed a
13 bunch of money. Did you provide a budget or plan for the first
14 year? Do you recall?

15 A There was. We put a budget in there.

16 Q All right. And if the graders said there was no
17 budget for the first year, you would disagree with them?

18 A Yes.

19 Q And if the graders --

20 A I paid a consultant to write it. So I know we had
21 it. And I'm pretty sure it's in there.

22 Q Pretty sure it's in there.

23 A (No audible response.)

24 Q Okay. And --

25 A I haven't looked at it recently. So --

1 Q And on that point, you're aware that THC got .33 out
2 of 20 points in that category; right?

3 A Yes.

4 Q So let's suppose that on that category you got full
5 points, 20 points. And let's suppose that for the
6 organizational chart you got the 9 points that you felt like
7 you were shorted there. 29 points in those two categories.
8 You got a perfect score there. Isn't it true you'd still be
9 short in each jurisdiction in which you applied by several
10 points?

11 A It's possible.

12 Q Did you believe that despite that shortage of points
13 that Jorge would come in and make things right then?

14 A No.

15 Q Did you believe that even though you were well short
16 of the lowest scoring applicant that there would be some sort
17 of move by the Department to ensure that you got a license?

18 A No.

19 Q And in this case, you're not contending that your
20 application was superior to anyone else's, just that you
21 thought yours was good enough that you should have got a
22 license; right?

23 A With the information we had, I thought we should have
24 been able to get one. When I found out we didn't have all the
25 information, I understood why our scores were down lower than

1 they should have been.

2 MR. KOCH: Very good. No further questions.

3 THE COURT: Next.

4 MR. KOCH: And, Your Honor, I need to leave. Brody
5 Wight is here.

6 THE COURT: I saw Mr. Wight come in --

7 MR. KOCH: In case there's any redirect, he may do
8 that if that's all right --

9 THE COURT: That's fine. Thank you for wiping down
10 the lectern, Mr. Koch.

11 MR. KOCH: You're welcome.

12 THE COURT: Mr. Prince, are you coming up next?

13 MR. PRINCE: I am, Your Honor. Thank you. Let me
14 get myself together here.

15 THE COURT: All right. Thank you. And you will
16 notice he has on a sharp outfit today.

17 THE WITNESS: Looks good.

18 MR. PRINCE: Thank you.

19 CROSS-EXAMINATION

20 BY MR. PRINCE:

21 Q Mr. Puliz, good morning. My name is Dennis Prince,
22 and I represent the interests of Thrive in this case. Okay?

23 A Uh-huh.

24 Q And I have some questions for you this morning. Now,
25 I just want to make sure that we are clear on your role. You

1 are a managing member of THC Nevada; correct?

2 A That is correct.

3 Q You have been a managing member of THC Nevada along
4 with your son Nick since you started the company back in 2015;
5 correct?

6 A That is correct.

7 Q Right. And Nick, your son, Nick Puliz, he's the --
8 has been the general manager of your cultivation and I think
9 also the production facilities from the beginning?

10 A Just the cultivation.

11 Q Okay. Now, your son Nick is the point of contact
12 with the Department of Taxation, or now I guess the cannabis
13 board; correct?

14 A And myself.

15 Q Right. So you both are designated as the point of
16 contacts; correct?

17 A Correct.

18 Q So as one of the points of contact, along with your
19 son, you have frequent contact with the regulators regarding on
20 day-to-day compliance and regulatory matters relating to your
21 facilities?

22 A Yeah. I get the LISTSERV, every bit of information
23 that comes in on that. Most of the discussion with them goes
24 through my son Nick.

25 Q Okay. That's my point. Nick is the designated point

1 of contact between the company and the Marijuana Enforcement
2 Division; correct?

3 A Yes.

4 Q And Nick has an ongoing dialogue with the Department
5 frequently. He speaks to them numerous times per month.
6 Correct?

7 A Correct.

8 Q He speaks with inspectors; correct? Yes?

9 A Yes.

10 Q Auditors; correct?

11 A Yes.

12 Q He also has communicated with Ms. Cronkhite, who is
13 in the room. If he has questions about an issue, he'll call;
14 right?

15 A Yeah. Talks to her I think pretty regularly.

16 Q Right. And so as a point of contact, that's how it's
17 set up; right? If there's an issue that the Department has,
18 then they would contact or communicate with the point of
19 contact; right?

20 A Yes.

21 Q Whether it be for any issue concerning the operation;
22 correct?

23 A Yes.

24 Q And Nick has an ongoing dialogue with them on a kind
25 of continual basis; right?

1 A Correct.

2 Q So let's -- you talked about Amanda Connor a minute
3 ago. And you understand that Ms. Connor is a very well
4 respected lawyer in the area of marijuana law; correct?

5 A She's done an awesome job, yeah.

6 Q Yeah. She's awesome; right?

7 A Yeah.

8 Q Yeah. And do you know that she is a point of contact
9 for more than 100 licensees. Are you aware of that, sir?

10 A I was not aware of that, but it doesn't necessarily
11 surprise me.

12 Q Well, since you're here and you're an operator,
13 you're a point of contact then, you could have -- if she
14 represents more than a hundred licensees, cultivators,
15 producers, dispensaries and distribution facilities, you can
16 see why she would have day-to-day contact with the Department;
17 correct?

18 A Sure.

19 Q Right. Because she's the intermediary between the
20 licensees on the one hand and the regulators on the other hand;
21 correct?

22 A Well, I don't know why you'd use an attorney to do
23 that, but if that's what she does, that's -- that's fine. We
24 don't use an attorney to deal with any of that. We handle
25 those things ourselves.

1 Q Understood. But my point is you could see as a point
2 of contact for the State of Nevada on behalf of THC, if you
3 were the point of contact for more than 100 licensees, that
4 would be a very busy position in terms of communicating with
5 the regulators and the compliance auditors on a day-to-day
6 basis; right?

7 A I assume so. Yes.

8 Q Right. You agree that marijuana in Nevada is very
9 highly regulated; correct?

10 A It is.

11 Q And to your knowledge, Nevada is probably the most
12 regulated state in the country as far as you're aware, of
13 recreational marijuana; fair?

14 A Far as I'm aware of, yes.

15 Q Very good.

16 A When you take the whole picture, yes.

17 Q And the Department of Taxation in terms of regulating
18 and developing regulations, I know you had some criticism as it
19 relates to a dispensary bias, but they've done a very good job
20 supporting this industry and helping it grow; right?

21 A Yes. From starting from nothing, it is always going
22 to be a learning curve, and I think they're learning every day.

23 Q Right. And with regard to accessing the Department,
24 I guess one way that Nick would do that, he would call over
25 there, ask for somebody; right?

1 A Usually or send an email is usually what he does.

2 Q So it's usually a phone call or an email; correct?

3 A Yeah. They're a little hard to get on the phone. So
4 usually he sends an email. And then they'll call him, or
5 they'll do a discussion afterwards.

6 Q Right. And with regard to communicating with the
7 Department, either by phone, you agree that it's fair if a
8 licensee if they need clarification or guidance on something,
9 it's fair for them to call them; right, and ask what their kind
10 of position is so you know how to govern yourself accordingly;
11 right?

12 A As far as the day-to-day operations that they
13 regulate, yes, I do.

14 Q Right. There's a -- right.

15 This is not the first highly regulated industry that
16 you've personally been involved in; right?

17 A No. My moving business has always been highly
18 regulated.

19 Q Right.

20 A Not as much as the marijuana division, but for our
21 State a very highly regulated industry.

22 Q Right. And you deal with the regulators frequently
23 in your transportation businesses; right?

24 A I did, yes.

25 Q Right. So just because you call the agency and you'd

1 speak to them, it doesn't necessarily mean that they're giving
2 you any favors or special treatment. They're just being
3 accessible and answering questions; right?

4 A That's true.

5 Q And everybody is a little different. Some operators
6 in the marijuana industry, they may be more diligent than
7 others in terms of asking questions, asking the right questions
8 and getting information; right?

9 A I don't know that but --

10 Q You could see how that would happen; right?

11 A I could see that.

12 Q All right. Now, with regard to Nick, I mean, you
13 agree that Nick made a mistake when he altered the zoning
14 document from the City of North Las Vegas; right?

15 A When he added a word to a Word document yes, he did.

16 Q He made a mistake. You understood that; right?

17 A He made a mistake.

18 Q You've been dealing with highly regulated business it
19 sounds like for a very long time. You knew you had the right
20 to contest that; correct?

21 A I did.

22 Q You chose not to; correct?

23 A I did.

24 Q You accepted responsibility on behalf of the company;
25 correct?

1 A I did.

2 Q And paid the fine?

3 A And was denied the license.

4 Q Right.

5 A The fine was cheap compared to being denied the
6 license.

7 Q Right. But you understood the Department's concerns;
8 right, and accepted that responsibility because Nick made a
9 mistake?

10 A Yes. But North Las Vegas who issued it did not have
11 an issue with it, and that should have been where it came from
12 if they had a problem with it. But they had agreed with Nick
13 on what his interpretation was.

14 Q Okay. And my point to that is that didn't disqualify
15 you from the application process in 2018, did it?

16 A Not that I'm aware of.

17 Q No, it didn't; right?

18 A Right.

19 Q I mean, and the year earlier you -- the civil penalty
20 was imposed. You accepted that responsibility and paid it;
21 right?

22 A I did.

23 Q That closed that matter.

24 A Right.

25 Q As far as you are aware?

1 A Well, and I made sure. That's why I had to have that
2 meeting with Deonne Contine and Jorge that that was a closed
3 issue, and it wasn't going to carry on because why spend all
4 the money to do an application if I was going to get shut down.
5 So I did clarify that.

6 Q Right. That's one of the reasons you met with them
7 in January of 2018; correct?

8 A One of the reasons, yes.

9 Q That was one, not -- you had other reasons, but that
10 was one of the reasons?

11 A Yes, it was.

12 Q And they told you, no, that matter's closed. You can
13 still qualify. That won't disqualify you; right?

14 A They did.

15 Q Right. And in fairness, you've also had other
16 deficiencies noted along the way. When they have inspections,
17 they'll come out and do a routine inspection, find deficiencies
18 of various magnitudes, some minor, some not, and you fix it;
19 right?

20 A Yeah. Almost every time they inspect they'll find
21 something. If it's water on the floor somewhere or a crack
22 that we haven't resealed in the floor, they always find
23 something.

24 Q Right.

25 A And we fix it and send it back to them as being

1 complete.

2 Q And one of the things, what you didn't want to have
3 happen is, in fairness, you wanted to make sure that your
4 submitting your application that that civil penalty that you,
5 you know, paid and accepted responsibility for, that that
6 somehow wasn't going to have a negative consequence to your
7 application; right?

8 A That's correct.

9 Q So you agree that your past compliance history, since
10 that matter was resolved, that, it would in fairness shouldn't
11 be counted against you. Don't you agree with that?

12 A I agree.

13 Q Also --

14 A Because it didn't have anything to do with the
15 marijuana industry --

16 Q -- oh, well, it did actually because --

17 A -- per se.

18 Q -- because you're applying for a license, and you're
19 talking -- saying do you have the requisite land use and zoning
20 approval. So it did relate to the industry; right?

21 A As far as zoning and land use, which we had already
22 been granted, yes.

23 Q Right. Because the State was asking for proof of the
24 land use approval; right? They wanted to see the evidence of
25 that; right?

1 A Yeah. They already had it because they had it when
2 we applied for medical, but, yes.

3 Q Fair enough. But you had been operating as a
4 cultivator, a medical cultivator from the beginning; right?

5 A Yes.

6 Q And so it wouldn't be fair to you if say someone who
7 was new to the industry with a recent cultivation license, and
8 they're just getting started, your compliance history is going
9 to look much different than theirs; correct?

10 A That's correct.

11 Q So those shouldn't -- past compliance history, if
12 those are resolved issues, that shouldn't be considered as part
13 of the evaluation of what kind of dispensary you're going to
14 run. Would you agree with that?

15 A It depends on the severity of the issue you're
16 talking about. So as a broad stroke I would agree with that.

17 Q Right.

18 A For the normal small things.

19 Q Right. And also, I mean, even though you don't own a
20 dispensary, I mean, you've been in numerous dispensaries,
21 you're knowledgeable about the industry. Dispensary compliance
22 issues are pretty significantly different than a cultivating?

23 A Yeah, much easier.

24 Q Right. And so, but it's not a fair comparison. A
25 compliance -- past compliance history with a retail dispensary

1 versus a cultivator, that's really not a fair comparison.

2 That's comparing apples to oranges; right?

3 A They are two different functions, yes.

4 Q Right. And so it's probably best if the evaluators
5 who don't really know anything about the marijuana industry,
6 that's something they shouldn't probably grade, past compliance
7 history that have been resolved, and just go based on what's in
8 the application. That's the fair way to do it. Don't you
9 think?

10 A I assume so, yes.

11 Q Okay. Now, I want to talk about in January 2018, you
12 understood that they were adopting the regulations for the
13 industry; correct?

14 A Correct.

15 Q For the recreational industry?

16 A Correct.

17 Q One of the -- you asked for a meeting with Jorge
18 Pupo, the new deputy director and Deonne Contine, the director
19 of the Department; correct?

20 THE WITNESS: Excuse me. I didn't turn it off .sorry
21 about that.

22 THE COURT: No. That's okay. You're not the first
23 one.

24 BY MR. PRINCE:

25 Q And so you had several objectives with that meeting.

1 A Yes.

2 Q One as we just talked about was you wanted to make
3 sure that past civil penalty that you paid, that wasn't going
4 to be counted negative against you in your application process;
5 right?

6 A That's true, yes.

7 Q And they settled that fear. They said, no, it
8 wouldn't; right?

9 A Yes.

10 Q Right. Because you were already thinking about the
11 retail application process in September 2018, weren't you?

12 A We were.

13 Q Right. Because you knew that they were going to
14 allocate all of the remaining available license throughout the
15 State. So it was a very important time period?

16 A It was.

17 Q And so you started looking at the issue almost a year
18 in advance; right?

19 A I did.

20 Q Okay.

21 A Actually, from the time the ballot initiative came
22 out we started looking at it.

23 Q So starting in November of 2016?

24 A Yeah.

25 Q Okay. So when you asked for the meeting, Mr. Pupo,

1 he gave you that meeting, didn't he?

2 A Actually, Deonne Contine did.

3 Q Oh, his boss gave it to you?

4 A Yes.

5 Q Okay. Because that's what you wanted; right?

6 A Yes.

7 Q And then the second part of that, one of the other
8 parts of that meeting was you wanted to discuss the application
9 process and what that was going to look like, didn't you?

10 A I wanted to discuss the regulations that they were
11 putting in for the application. And, of course, they couldn't
12 give me any details. I just shared with them many of the same
13 things I shared with the interim legislative committee when
14 they applied for those to be put in the law, that they were
15 designed by basically the dispensary association and
16 dispensaries to give them a favorable, more favorable
17 opportunity to get more dispensary licenses.

18 From my point of view, they had already been given
19 one, just given one because of the ballot initiative.

20 Q Okay.

21 A I felt the rest of those should have been more
22 available to the rest of us licensees that had worked so hard
23 and helped build this industry.

24 Q Right. Meaning cultivators, producers; right?

25 A Yes.

1 Q You wanted to be on equal footing with the
2 dispensaries; right?

3 A I did.

4 Q You were worried that the way the regulations were
5 being drafted that there was going to be a bias in favor of an
6 existing dispensary; isn't that true?

7 A That is true.

8 Q All right. And so you went to voice your concern at
9 numerous levels, including at the -- in front of the Tax
10 Commission and the legislative counsel bureau; right?

11 A I did.

12 Q Because you were worried, as other cultivators were,
13 that it wouldn't be fair to cultivators and the dispensary
14 owners would end up getting all the licenses, and you'd be shut
15 out?

16 A Right. And most of your dispensaries have
17 cultivations already.

18 Q Understood.

19 A So we are vertical.

20 Q And that's permitted. You know that; right?

21 A Oh, I know.

22 Q You're trying to be --

23 A There's some states that require it. Nevada was one
24 of the few that did not require either a full vertical license
25 or complete separate licenses where a dispensary could not grow

1 their own.

2 Q Right. And you knew -- it was important to you at
3 least and your company, you wanted to be vertically integrated
4 like the others?

5 A You need an outlet for your product, yes.

6 Q There you go. And you wanted to be vertically
7 integrated. You wanted a dispensary so you could sell your
8 product?

9 A Yes.

10 Q And make money on the dispensary too; right?

11 A Yes.

12 Q It was highly competitive; right?

13 A It was highly competitive.

14 Q Right. And there's great -- and you don't consider
15 yourself, as I understood your deposition testimony, you were
16 not a superior applicant; correct?

17 A No. I mean, your client is probably one of the best
18 ones I've seen out there.

19 Q Thrive is one of the best; right?

20 A So I'm not trying to say that I'm as good as Thrive
21 was. No.

22 Q Okay.

23 THE COURT: Mr. Prince, pull your mask back up.

24 MR. PRINCE: Thank you.

25 THE COURT: Thank you.

1 BY MR. PRINCE:

2 Q And there's been testimony in this case, sir, and I
3 want to know -- ask if you're aware of this percent, that
4 53 percent of the licenses who were -- the applicants who were
5 successful in 2018, they were cultivators. Are you aware of
6 that?

7 A I don't believe that.

8 Q You don't believe that.

9 A Well, I think -- I heard the testimony when they went
10 in and talked about just Clark County, and it was one
11 cultivator that actually got a license in Clark County.

12 Q Okay. Okay.

13 A Out of the 30 that were offered. So I don't believe
14 53 percent is an accurate number.

15 MR. PRINCE: Okay. Brendan, let's go to --

16 THE WITNESS: Even when you count in the cow counties
17 that most of you guys that are real good dispensary operators
18 didn't even apply in because you can't run a dispensary in
19 Esmeralda County. There's not enough population.

20 BY MR. PRINCE:

21 Q Well, that was one of the available licenses; right?

22 A It was.

23 Q Okay. So this was a statewide process. It wasn't
24 limited to Clark and Washoe; right?

25 A No.

1 Q Am I correct?

2 A Correct. But --

3 Q It was statewide. Hang on. Hang on.

4 A Okay.

5 Q Your counsel will have a chance in a minute.

6 A Sure.

7 Q But let's -- let's look at these. And let's just go
8 through.

9 Brendan, let's go to Exhibit 1014. Or it could be
10 83. We're just going to go page by page.

11 THE COURT: What's the exhibit number?

12 MR. PRINCE: It's 1014. And I think it's also 83.
13 Those are some duplication on the plaintiff side.

14 THE COURT: Okay. Dulce says it's admitted,
15 Mr. Prince.

16 MR. PRINCE: Okay. 1014, Brendan. We're just going
17 to go Number 1. You got it?

18 All right. Let's go to -- Brendan, we're going to go
19 through every one of these pages. Let's go through Henderson,
20 just 1 through 6, just the second green section, Brendan, right
21 there. There you go.

22 BY MR. PRINCE:

23 Q All right, sir. Do you see Number 5, GreenMart?

24 A Yes.

25 Q Were you aware that before September 2018 they were

1 only a cultivator?

2 A Yeah. But they're a dispensary now; right? They
3 have part of a dispensary --

4 Q Well, I guess they were granted a conditional
5 license. That's true. But at the time they applied, they were
6 a cultivator; right?

7 A I don't know them well. So I --

8 Q You know them to be a cultivator or do you not know?

9 A I don't. I have never dealt with GreenMart.

10 Q So you don't know if they're a cultivator or not?

11 A No.

12 Q Very good. Let's go down to the City of Las Vegas.
13 Are you aware that Helping Hands Wellness Center, see
14 Number 4 right there in the City of Las Vegas, are you aware
15 that they're a cultivating facility?

16 A I'm not aware of them at all.

17 Q Okay.

18 A But I assume they're also a dispensary owner I would
19 think.

20 Q But you don't know?

21 A I don't know.

22 Q Okay. Let's look at Number 6, Lone Mountain
23 Partners. Were you aware that Lone Mountain Partners in
24 September 2018 only had cultivation in Nevada? Are you aware
25 of that, sir?

1 A I was not aware of that.

2 Q Very good.

3 A And have they been purchased and were they in the
4 purchase process when this went in?

5 Q I'm not asking you that. I'm just asking you about
6 the status of their license.

7 A I'm just asking you. You're putting the numbers up.

8 THE COURT: So he doesn't have to --

9 THE WITNESS: I know.

10 THE COURT: -- answer questions.

11 THE WITNESS: I'm sorry. I'm sorry, Your Honor.

12 THE COURT: Ms. Sugden is going to run through all
13 that though.

14 THE WITNESS: Okay. No, I'm not aware.

15 THE COURT: She's taking good notes. I can see her
16 over there writing it all down.

17 MR. PRINCE: That mean she's thorough. That's good.

18 BY MR. PRINCE:

19 Q Were you aware that -- okay. So Number 7, we talked
20 about Green River -- or excuse me, GreenMart, Number 7 a minute
21 ago that in September 2018 they only had a cultivator license.

22 A Okay.

23 Q Okay. And then going down to Number 9, Wellness
24 Connection of Nevada, they only had cultivation in
25 September 2019. Were you aware of that?

JD Reporting, Inc.

1 A I was not.

2 Q Okay. So assuming I'm right, 4 of 10 went to the
3 cultivators in Vegas?

4 A I know you're telling me that. But, okay.

5 Q And since I'm on the point, in your deposition, you
6 thought you were only applying for two locations; correct?

7 A I had forgotten about my one in my other building.
8 Yes. I forgot about it.

9 Q You thought you were only applying in North Las Vegas
10 and Reno; right?

11 A Right. Right. I had just --

12 Q That's what you thought -- hang on.

13 A I had just sold my building in the county on Arville,
14 and so I just forgot we had applied for that building. I'm
15 sorry. And we did correct it.

16 Q Okay.

17 A Right.

18 Q So you think you applied for a county license too?

19 A It was supposed to be a county. It was checked, the
20 address is a county.

21 Q You didn't -- you didn't -- there is no -- you did
22 not submit an application for the unincorporated Clark, did
23 you?

24 A We did, but it was checked by our attorney, we
25 assume, wrong, and he had the right address, which is

1 unincorporated Clark, but it was checked as the City of Las
2 Vegas.

3 Q Right.

4 A I don't know why.

5 Q So your lawyer made a mistake?

6 A Maybe. Or somebody did when they put it into the
7 computer system.

8 Q Yeah. Right.

9 A I don't know where it came from.

10 Q Okay. And let's look at North Vegas.

11 MR. PRINCE: Brendan, that's on Bate 3.

12 BY MR. PRINCE:

13 Q So this is -- number 1, you were 46th in the City of
14 North Las Vegas; right?

15 A Yes.

16 Q Okay. Now, let's look at the winners. We saw here
17 Helping Hands. Were you aware that as a cultivator they won a
18 North Las Vegas license?

19 A I've seen that they're, yes. But as I know them
20 today, they're part of a dispensary group.

21 Q Okay. Number 5, Lone Mountain Partners, also a
22 cultivator won in North Las Vegas. Do you see that?

23 A I see that.

24 Q Okay. Let's go down to unincorporated Clark. Sir,
25 I've looked through the rankings from every applicant, and I

1 just -- frankly, maybe I'm missing it, but I don't see anywhere
2 where you applied in unincorporated Clark. You weren't scored
3 in Clark.

4 A I understand that that's the way it reads, yes.

5 Q That's right.

6 A But if you look at the application, you'll see the
7 address is in unincorporated Clark on Arville Road, right
8 across --

9 Q Well, you didn't even know you had made an
10 application --

11 THE COURT: Mr. Prince, you got to let him finish.

12 MR. PRINCE: I'm sorry.

13 THE COURT: Sir, could you finish your answer.

14 BY MR. PRINCE:

15 Q Go ahead. I apologize.

16 A Yes. I said but the address we applied for is in
17 unincorporated Clark. It's my building. I know where it's at.

18 Q Yeah, I understand.

19 A Or it was my building.

20 Q But your lawyer made a mistake in the application
21 process, didn't he? You know that.

22 A We don't know if he did it or if it was done by the
23 scorers or whatever. It got checked as the wrong box.

24 Q Well, we're going to -- we'll get to that in a
25 minute.

1 MR. PRINCE: All right. So let's go to
2 unincorporated Clark County, the results, Brendan.

3 BY MR. PRINCE:

4 Q Do you see Number 5, Helping Hands, a cultivator? Do
5 you see that?

6 A Uh-huh.

7 Q Do you see 7, GreenMart, cultivator? Do you see
8 that, sir?

9 A I see you --

10 Q All right. And then --

11 A I see you circling them, yes.

12 Q Great. And so do you see Lone Mountain Partners,
13 Number 8? Do you see that?

14 A I see that.

15 Q All cultivators. Okay.

16 MR. PRINCE: So let's go to, Brendan, the next page,
17 Douglas County.

18 BY MR. PRINCE:

19 Q It says Lone Mountain Partners, Number 1. So
20 therefore, cultivator; right?

21 A Yes, it is.

22 Q Is Green Therapeutic, were they a cultivator; do you
23 know?

24 A I don't know.

25 Q Neither do I.

1 MR. PRINCE: All right. Let's go to, Brendan, let's
2 go to -- skip two pages. Go to Esmeralda County, and we're
3 going to go to the ranking. Do you have Esmeralda, Brendan?
4 There you go. The top.

5 BY MR. PRINCE:

6 Q Do you see Lone Mountain Partners again, a
7 cultivator, won in Esmeralda County?

8 A Uh-huh.

9 Q Do you know Polaris Wellness? Do you know if they're
10 a cultivator?

11 A I don't know.

12 Q Do you know who they are?

13 A No.

14 Q Okay. Let's go down to Eureka County. Lone Mountain
15 Partners, a cultivator, they're Number 1. Do you see that?

16 A I do.

17 Q Eureka NewGen Farms. Do you know if they're a
18 cultivator?

19 A I don't know them.

20 Q Okay. Let's go down to Humboldt County.
21 Number 1 was TRNV, which is Shane Terry's group. Do you know
22 Mr. Terry, Shane Terry?

23 A No.

24 Q Okay. Well, he was the president of the NDA at one
25 point.

1 A Right.

2 Q Okay. Anyway, he's a cultivator, and he won.

3 A He was a dispensary owner too.

4 Q All right. Do you see -- but he's a cultivator
5 though. Do you see that he won?

6 A No. You're just what license he filed under. It
7 doesn't mean he doesn't have other licenses.

8 Q Okay.

9 A Okay.

10 Q I got you. That's fine, sir.

11 A Just tell the whole story.

12 Q Oh, we -- we're going to do that.

13 A Okay.

14 Q Good enough.

15 THE COURT: Mr. Prince, pull your mask back up,
16 please.

17 MR. PRINCE: Yes.

18 Let's go to --

19 THE COURT: It keeps falling down.

20 BY MR. PRINCE:

21 Q Let's go to Lander County. You see Number 1 is Lone
22 Mountain Partners, a cultivator. Do you see that?

23 A Yes.

24 MR. PRINCE: Go to Lincoln County, Brendan.

25 / / /

1 BY MR. PRINCE:

2 Q Lone Mountain Partners again, a cultivator won that;
3 right?

4 A Lone Mountain Partners did, yes.

5 Q Yep. And I guess I could go on and on through these,
6 but the point is I'm showing you that many cultivators won
7 licenses because this was a statewide process; right?

8 A It was.

9 Q The more desirable license, they're certainly in
10 Washoe and Clark.

11 A Yes.

12 Q But it really does encompass the whole state; right?

13 A It does.

14 Q Right.

15 A It did in medical also, and nobody ever even opened
16 or applied for those licenses during medical. That's why Clark
17 County was able to get those eight extra licenses in the last
18 one.

19 Q And assuming what I'm telling you is accurate, and
20 that's the testimony that 53 percent of the licenses went to
21 cultivators, then the process, assuming that the number, there
22 wasn't a bias that you initially thought was going to happen
23 because they ended up getting a proportionate share of the
24 licenses; right?

25 A Well, I'd really have to study it. I have not

1 studied it that far. All I know is that some of those people
2 you talked about are -- have dispensary licenses also, had it
3 before these.

4 Q I'm just talking about cultivators. If the
5 cultivators only got 53 percent of the licenses, then the fear
6 that you're talking about, even though you didn't,
7 respectfully, didn't win, didn't happen; right? Because the
8 majority didn't go to dispensary owners if 53 percent were
9 cultivators; right? Assuming what I'm saying is accurate.

10 A Assuming that what you say is accurate and assuming
11 that those people didn't file for different licenses,
12 applications under different licenses that are commonly owned
13 with dispensary owners.

14 Q Okay. Now, I want to talk about the application
15 period, application. Okay.

16 So you had a team of people to assist you with the
17 application; correct?

18 A We did.

19 Q You had Jay and his son David Brown as your legal
20 counsel; correct?

21 A Yes.

22 Q That's the same law firm that you used in the 2014
23 medical process; correct?

24 A It is.

25 Q You've also used Mr. Brown and his son for other

1 regulatory land-use and administrative matters; correct?

2 A We have.

3 Q And don't you agree, Mr. Brown he's been in Las Vegas
4 a very long time and is very well known?

5 A Especially down south. I don't know if he's as well
6 known in the north as he is down here, but, yes, he is very
7 well known.

8 Q Okay. And you like the fact that he had
9 relationships with counties, cities and various agencies, that
10 he's had experience in front of those bodies before; correct?

11 A I did.

12 Q And when you want some land use, for example, you
13 don't have any problem with him going and talking to a
14 commissioner or staff to, hey, this is our idea, what do you
15 think about it and, you know, get some feedback? You don't
16 have any problem with that; correct?

17 A No. Usually when he's done it with me I go in there
18 with him, so, yes.

19 Q In fact, you like it that he's connected, yeah?

20 A Oh, yeah.

21 Q Yeah. That's right.

22 Now, you were not happy with your application in
23 2014; correct?

24 A Correct.

25 Q And as you described it, your application for the

1 2018 round in your words was just okay; right?

2 A I thought it was much -- for '18, I thought we did
3 much better. We spent a lot more money on it. We hired the
4 best consultants we could find. And when I read it, I thought
5 it was a very good application before we got our scores back.

6 Q Okay.

7 Okay. Let's go to your -- I'm going to go to your
8 depo, publish your deposition which has been published. We're
9 going to go to page 102.

10 THE CLERK: It was published yesterday.

11 THE COURT: We need to get it too.

12 MR. PRINCE: Okay. Very good.

13 THE COURT: Brian. He nodded yes.

14 So, sir, again if you need to read above or below the
15 section he refers you to, please let us know.

16 MR. PRINCE: Okay. So, Brendan, start at line 8.
17 We're going to go through 23.

18 BY MR. PRINCE:

19 Q And the question was, sir, "And did it concern you
20 that there were discussions going on regarding the content of
21 the application the day before it was due?"

22 The answer was yes.

23 Do you see that, sir?

24 A Yes.

25 Q I mean, in fairness, you guys are still scrambling to

1 put this together the night before; right? Significant changes
2 are still being made to the application the night before it's
3 due; right?

4 A Well, we had received that morning or the night
5 before the digital version that they had put together by our
6 attorneys and consultants, and we went through it line by line
7 and found some areas that we wanted to be changed.

8 Q Right. It's because your lawyers got it to you late
9 that you were having to make those changes; right?

10 A I don't know about late. We got it in on time. It
11 was much less of a scramble this time than when we did medical.

12 Q Okay. Good --

13 A We were up till 4:00 o'clock in the morning --

14 Q Good enough.

15 A -- making copies for them.

16 Q And when we asked you do you believe that Dave Brown
17 did a good job with the preparation of the application, you
18 said, I would say, okay.

19 A Yeah.

20 Q That's how you described it. So a minute ago when I
21 said you described the application as being okay, those are
22 your words; right?

23 A No. You asked me how David Brown did.

24 Q Yeah.

25 A And I said, okay. The application I thought was

1 better than okay.

2 Q Right.

3 "And, you know, were there any particular areas that
4 you thought were deficient?"

5 "He had to write a change on it because of some
6 wording documents. I think he put our application for
7 North Las Vegas. He didn't put it in -- North in, and it
8 showed Las Vegas. So we actually got scored as three
9 applicants when we only had two."

10 Correct?

11 A Yes. I clarified that.

12 Q That's what you told us.

13 A Right.

14 Q And then --

15 A I confused those two issues where they scored our
16 Clark County one for Las Vegas.

17 Q They didn't score you in Clark. I can show you the
18 documents.

19 A I know they didn't score me in Clark, but that's what
20 the application was for with that address.

21 Q So the goal was just to submit two applications;
22 right?

23 A No. We always had three. Well, the third one was
24 added later for that Arville building.

25 Q Right. Okay.

1 A But I only really looked at two. North Las Vegas was
2 our main one. And you have to rank them. North Las Vegas was
3 our first choice. Reno was our second. And unincorporated
4 Clark was our third. I really didn't think I'd have a shot in
5 Clark because all you big guys were going after those Clark
6 County licenses.

7 Q Okay.

8 A And I know that's hard to compete against.

9 Q Okay. Now, you also had Ms. Sugden as your counsel
10 who assisted you in the application; right?

11 A I don't think Amy was very involved in it.

12 Q She's an owner of the company; right?

13 A She has a percentage of the company, yes.

14 Q Yeah. She's a 5 percent owner of your company?

15 A It's actually five shares.

16 Q Okay. Five shares.

17 A Uh-huh.

18 Q Okay. Let's go to your deposition, page 90.

19 A She did have to help by giving us a resume and all
20 that kind of stuff that was all put in there.

21 Q And if we look at, it says, "Any other members listed
22 here that may have been participating in the preparation of the
23 application for any other establishment that you're aware of?"

24 You in there said, "Amy Sugden may have participated
25 in the application with Brian Padgett, not that I'm -- but I'm

1 not aware of."

2 So she was involved with CW Nevada; right?

3 A Well, she worked for Brian Padgett at his law firm.

4 Q Right.

5 A I don't know that she had any relationship with CW
6 itself.

7 Q Right. And but you believe that Ms. Sugden, she was
8 also available to you as a member of your LLC to help you and
9 assist you with the application process?

10 A Yeah.

11 Q The lady who was just asking you questions today --
12 or yesterday?

13 A Yes.

14 Q Okay. You had Steve Cohen, who was a gaming
15 compliance regulatory lawyer; right?

16 A Yes.

17 Q Right? He also assisted you; correct?

18 A Again, he wasn't real involved in the application
19 process besides, you know, the part that every owner had to
20 send in on themselves, which means you had to be background
21 checked. You had to go get your fingerprints done. And then
22 they submitted their resumes with our application, yes.

23 Q Right. Now --

24 A And David Thomas is also an attorney who is one of
25 our partners.

1 Q Right.

2 A That owns --

3 Q He's also involved with ShowGrow; right?

4 A Pardon me?

5 Q Dave Thomas, is he also involved with ShowGrow?

6 A No, a different Dave Thomas.

7 Q Different Dave Thomas. Okay.

8 Now, you agree that your application showed that you
9 didn't have enough money for three dispensaries because you
10 only are planning on applying for two. You said that in your
11 deposition; correct?

12 A I don't recall saying that, but you've got the
13 records.

14 Q Right. Because you showed cash for two, not three;
15 correct?

16 A We showed 3.7 million, which I thought was enough for
17 three dispensaries.

18 Q Okay.

19 A Plus the cash flow from our business, which was
20 another couple million dollars a year and my personal
21 financials.

22 Q Right.

23 MR. PRINCE: And then let's look at page 103,
24 Brendan, lines 20 through 25.

25 / / /

1 BY MR. PRINCE:

2 Q And you said it cost you quite a number of points
3 talking about the error. You talked about you knew that the
4 location error on the application cost you points. You knew
5 that?

6 A Yes.

7 Q Okay. And it says, "Under our financials we showed
8 cash for two, and then they quoted it out as three. So that
9 brought it down as to the amount of cash we showed available."

10 Do you see that?

11 A I see that.

12 Q Right. That's what you told us in March of 2020;
13 correct?

14 A Yes.

15 Q Very good.

16 A And I did change that because once I --

17 Q Yeah.

18 A -- realized that I had forgot all about the third
19 application we put in.

20 Q Okay. And you could see how that would impact your
21 scoring; correct? Right?

22 A I guess. I don't know what criteria and who came up
23 with the criteria and what it takes.

24 Q Right.

25 A And what kind of cash you need to put in.

1 Q And as it relates --

2 A I mean, I could have given the company a letter of
3 credit for \$10 million, a personal letter of credit to them.
4 Would that would have been sufficient? I didn't think so.
5 That's not what's normally done. And since we can't use banks,
6 you can't use a bank letter of credit because a bank won't do
7 it if it's for the marijuana industry. It's that simple.

8 Q Okay.

9 A So you've got to show cash.

10 Q Got it. Now, with regard to the application process
11 itself, you agree that leading up to submitting the
12 applications your lawyers, Mr. Jay and Dave Brown, mostly Dave,
13 they contacted the Department and asked some questions; right?

14 A I assume they did, yes.

15 Q That's what you told us in your deposition; correct?

16 A I know they contacted them about the issue for an
17 address, and he wasn't comfortable with the information he got
18 back.

19 Q Right. The question was, they had regular
20 communication during the application process and asked
21 questions about the application; right? Your lawyers did?

22 A I assume so, yes.

23 Q That's what your understanding is; right?

24 A Yes.

25 Q Okay. And you -- if someone wanted clarification,

1 whether it be you, Amanda Connor on behalf of any of her
2 clients, it's -- you're not criticizing someone calling the
3 Department and asking a question to the extent they can answer;
4 right?

5 A Not at all.

6 Q Right?

7 A The only thing I would criticize would be every
8 question should have been made public to all of us so that
9 everybody could see the same answers that people got.

10 Q Well, didn't you tell me -- what evidence do you have
11 that when your lawyer spoke to the Department that that
12 information was made public?

13 MS. SUGDEN: Objection. Argumentative.

14 THE COURT: Overruled.

15 MR. PRINCE: Go ahead.

16 THE COURT: You can answer.

17 THE WITNESS: Can you repeat it again. I'm sorry.

18 BY MR. PRINCE:

19 Q Sure. Sure. You told us that your lawyers spoke
20 with, on a number of occasions, the Department of Taxation
21 regarding the application. Do you remember that a minute ago?

22 A I told you I assume they did, yes.

23 Q Right. And that's your understanding; correct?

24 A Yes.

25 Q Okay. You didn't demand that the Department as the

1 point of contact for a licensee, hey, you need to disseminate
2 what you spoke to Jay and Dave Brown about; right?

3 A I didn't say anything about that.

4 Q Right.

5 A I'm just telling you what's normally done in all the
6 other bidding practices I've done with the State.

7 Q Yeah. I know. I know you pride yourself on
8 compliance; right?

9 A Yes, I do.

10 Q So when your son offered Mr. Pupo a job, that was
11 also an error in his judgment, even making an off-the-cuff at
12 such a critical point in time; wouldn't you agree with that?

13 A It was a joke, and it was before the applications
14 were out. That was for the election when Jorge thought that
15 Laxalt might win. And Jorge just made a comment saying if
16 Laxalt wins I'm quitting, and I'm going to be looking for a
17 job.

18 Q Okay.

19 A And Nick need another off-the-cuff comment, well,
20 give me a call. I doubt Jorge was looking for a \$50,000 a year
21 compliance officer job in a cultivator.

22 Q Okay. Hang on a second. Let me get to your
23 deposition.

24 MR. PRINCE: Court's indulgence one second.

25 THE COURT: Sure.

1 MR. PRINCE: Got it.

2 THE WITNESS: See, this is the kind of attorney I
3 like, all that paper.

4 THE COURT: He's a bit old-fashioned.

5 THE WITNESS: I like that.

6 MR. PRINCE: Maybe one day you'll hire me.

7 THE WITNESS: No, mine is for storing your paper.

8 MR. PRINCE: All right.

9 THE COURT: Pull your mask back up, Mr. Prince.

10 Sorry.

11 MR. PRINCE: All right.

12 BY MR. PRINCE:

13 Q Now, let's look at page 74 of your deposition, sir.
14 And I want to start on line 6. It says, "Have you or anyone at
15 TT ever discussed offers of employment with existing or former
16 employees of the Department of Taxation?"

17 Answer, "I haven't, but my son has. He had one quick
18 little discussion with Jorge Pupo. Jorge told him that -- this
19 was before the applications came out -- that he would be
20 leaving the State soon. And Nick just told him, Well, hey, if
21 you need a job, I need a compliance officer, and that's the
22 only thing that they said."

23 "How do you know that conversation?"

24 "Nick told me about it almost immediately."

25 Right?

1 A Yes.

2 Q And it says, "That was before the applications were
3 submitted?"

4 "Yes."

5 Right?

6 A Yes.

7 Q And let's go to page 75. It says, "It was a little
8 while ago now. So I understand. But it was before the
9 applications were submitted?"

10 Answer, "Submitted, yes."

11 It says, "Did you have the applications in hand at
12 that point?"

13 "Possibly right around that time."

14 Do you see that?

15 A I see that.

16 Q So that's likely the summer of 2018, right, early
17 fall?

18 A When the election was going pretty heavy at that
19 time, that sounds about right.

20 Q That's right. And so your son, you agree, that given
21 in a competitive process, your son's, even in a joking manner
22 should not have offered the deputy director a job; right? You
23 agree that that's probably not the right thing to do?

24 A If he had offered a real job, you're right. But a
25 discussion like that is not a job offer.

1 Q Okay.

2 A When you offer for a job, it's got to be for a
3 position, a pay, benefits. None of that was ever made.

4 Q So if there was any loose discussion with Mr. Pupo
5 and anybody else, any other licensee that said, hey, if you're
6 ever looking for a job when you leave the State, just kind of a
7 small comment, you wouldn't be critical of that then either
8 because your son did it?

9 A Yeah. I would not be critical of it.

10 Q Very good. Now, just so we're clear, with regard to
11 Amanda Connor, you even thought about using Amanda Connor;
12 correct? For your --

13 A Thought about it, yes. She sent us a letter.
14 Actually our partner in our production office had used Connor &
15 Connor for a while when they were first going. And he had a
16 dispute with one of his partners, and they did use Derek
17 Connor.

18 Q Right. Right.

19 A I've been in there -- I've been in their conference
20 room; I've sat through meetings because of my partner, not
21 because of us. And, yeah, we thought about it. She was just a
22 little pricey for me.

23 Q Right. And you have no information of any kind that
24 Amanda Connor engaged in any improper behavior; correct?

25 A No. I think maybe Jorge had some improper behaviors.

1 He should not be going out to dinner with lawyers for the
2 people he's regulating and lunches. That's usually not allowed
3 in every regulated business I've been in.

4 Q I'm only talking about Amanda Connor. You have no
5 evidence that she engaged in any improper conduct; right?

6 A No, I have nothing.

7 Q I'm correct; right?

8 A Yes.

9 Q Okay. Very good. Now, you don't even have any
10 evidence that Mr. Pupo did anything wrong. You have some
11 speculation, but you don't have any evidence that he did
12 anything inappropriate; right?

13 A It's actually if you're the regulator, to go out in
14 social events and be taken out to dinner by your clients is
15 improper. And most of my industries we're not allowed to spend
16 \$25 on one of our regulators. Even taking them to lunch,
17 you're not allowed to do.

18 Q Right.

19 A In most cases, especially when you're dealing with
20 State employees. They have pretty firm regulations controlling
21 them of that.

22 Q Right.

23 A Look at the legislature right now. You can't go out
24 and take any of your legislators out either.

25 Q That wasn't my question.

1 A Okay.

2 Q My question is that you don't feel that -- you have
3 no facts or information that anyone in the Department did
4 anything -- I understand your criticism of having lunch, but
5 other than that, you have no facts or information that they
6 engaged in any illegal or inappropriate behavior; right?

7 A I have no facts of that, no.

8 Q That's right.

9 A Correct.

10 Q Okay. Now, you do business with Thrive; correct?

11 A I do.

12 Q And you agree, you've told us earlier that they are
13 one of the best operators; correct?

14 A They're one of the best operators in town, yes.

15 Q Right. You got no issues with them; right?

16 A Pardon me?

17 Q There's nothing that Thrive did or their
18 representatives did at all that you're aware of that is
19 inappropriate with this process; correct?

20 A I have no -- yeah, no idea of any.

21 Q Okay. Now, you indicated earlier that you were
22 involved with the ballot initiative; correct?

23 A Yes. I went to a few of the initial meetings, and I
24 put up money to help for the information campaign that they put
25 on to get it passed.

1 Q All right. Do you know John Ritter?

2 A I know who he is. I can't say I know John
3 personally.

4 Q Did you work with Mr. Ritter with regard to the
5 raising money for the ballot initiative?

6 A Yes. He was at these meetings when they were going
7 to all of us in the industry and asking for donations to help
8 fund the ballot initiative.

9 Q Right. Mr. Ritter was an active voice in raising
10 money for this ballot initiative; correct?

11 A I assume so. As I said, I couldn't pick him out in
12 this room to tell you the truth.

13 Q Understood. But you're certainly aware of who he is?

14 A I am.

15 Q Right. He's testified previously that --

16 MR. PRINCE: Brendan, Slide 36, please.

17 THE COURT: And we'll mark that as next in order.

18 THE CLERK: D20.

19 BY MR. PRINCE:

20 Q This is testimony of Mr. Ritter during the
21 preliminary injunction, and he's talking about raising money,
22 and it says we were raising about 2-to \$300,000 a week in
23 support of the initiative. Did he come to you asking for
24 fundraising?

25 MS. SUGDEN: Objection. Relevance.

1 THE COURT: Overruled.

2 BY MR. PRINCE:

3 Q Go ahead.

4 A I attended a meeting at the Las Vegas Country Club in
5 the rotunda where a lot of the license holders were at, and
6 yes, they came in and asked each one of us to put in a certain
7 amount of money to help the ballot initiative.

8 Q Did you do that?

9 A I did.

10 Q Very good. Now, are you aware that Mr. Ritter is a
11 founding member of the Nevada Dispensary Association?

12 A I am.

13 Q Okay. Are you also aware that he is very politically
14 connected in the State of Nevada? You're aware of that too;
15 right?

16 A I -- I am aware of that, yes.

17 Q Very good. And were you aware that Mr. Ritter was
18 the sole member from the industry on the governor's task force?

19 A I learned that during this hearing, yes.

20 Q Okay. Did you participate in any of the working
21 groups?

22 A No. I didn't even know they were going on most of
23 the times because if it was in LISTSERV, I read every one of
24 those, and I didn't see it.

25 Q Right. I'm just asking if you participated within

1 the working groups?

2 A No, I did not.

3 Q Do you know that Mr. Ritter, he chaired three of the
4 working groups?

5 A I've heard that at this hearing, yes.

6 Q Right. So obviously Mr. Ritter, he is well-connected
7 with the Department of Taxation and was very heavily involved
8 in the process from the beginning is my point; right?

9 A Okay. Yes.

10 Q Right. I mean, he is politically connected. He
11 raised the most money for the ballot initiative. You agree
12 with that; right? He did most of the fundraising?

13 A Well, it was a professional fundraiser there. Also,
14 there was a lot of people involved.

15 Q Very good.

16 A But, yes, he was involved.

17 Q Very good. The only member of the industry on the
18 task force, founding member of the NDA represented by Amanda
19 Connor, access to Jorge Pupo any time he wanted, and he didn't
20 win. Okay. He didn't win any license. What does that -- that
21 tells you the process was fair because the ultimate insider
22 like him didn't win; right?

23 A You would have to ask him. I don't know what his
24 application was or what he tried to do.

25 Q Right.

1 A So ask John.

2 Q Nick -- can you name --

3 A Get him on the stand.

4 Q You can't name one person --

5 THE COURT: You've got to let him finish.

6 MR. PRINCE: Understood, Judge. Sorry.

7 I apologize, sir.

8 THE COURT: Were you done, sir?

9 THE WITNESS: Yeah. All I was saying is if you've
10 got questions about John, put him up here and ask him the
11 questions.

12 MR. PRINCE: Oh, I'd love --

13 THE WITNESS: I don't know him. I don't know, you
14 know --

15 MR. PRINCE: Okay.

16 THE WITNESS: You know, I don't see any other clients
17 up here, but me. Maybe some more of those should have been up
18 here talking. All I hear is attorneys.

19 BY MR. PRINCE:

20 Q Okay. Now, with regard to Mr. Ritter, you don't
21 know -- you can't identify one person more connected to the
22 process in the Department of Taxation relating to cannabis than
23 Mr. Ritter, can you?

24 A Probably Amanda Connors (sic) is more connected than
25 he is.

1 Q All right.

2 A And I'm sorry. I'm blanking on her name, the lady
3 that's the head of the NDA.

4 Q Oh. Riana Durrett.

5 A Riana. Riana is -- we tried to get in for years, and
6 they don't allow cultivators in the NDA.

7 Q Right.

8 A So I know she's involved. She'll take money to help
9 lobby, but she won't let us in.

10 Q Right. And with regard to Amanda Connor, I mean,
11 you're aware that she represented TGIG. Are you aware of that?

12 A I wasn't, but okay.

13 Q Okay. They didn't when.

14 CW Nevada, you're aware of CW Nevada; right?

15 A I knew Brian Padgett, yes.

16 Q Right. Because Amy Sugden was his law partner?

17 A Yes.

18 Q And are you aware that CW Nevada was represented by
19 Amanda Connor, and they didn't when either?

20 A I have no idea about that.

21 Q All right.

22 A I assume by that point he was not going to be able to
23 even apply since he owed so much money to the State.

24 Q Right.

25 THE COURT: Well, they hadn't done the disciplinary

1 hearing. It took two years to set.

2 MR. PRINCE: Exactly.

3 THE WITNESS: Oh, okay.

4 THE COURT: Don't get me started.

5 THE WITNESS: That's right. You're involved in that.
6 So you know more than I do.

7 THE COURT: No, no. I'm not really involved. I'm
8 just the Judge.

9 Mr. Shevorski is blushing because he had to get it
10 fixed for me when I got too tired of it.

11 THE WITNESS: Yeah, I just heard the rumors out on
12 the street about that.

13 MR. SHEVORSKI: Sore subject, Your Honor.

14 MR. PRINCE: Good enough.

15 MS. SUGDEN: Tell me about it.

16 BY MR. PRINCE:

17 Q Now, with regard to the location issue, okay. Jorge
18 told you there was going to be no scoring for location. You
19 learned that from him; right?

20 A No. Supposedly our attorneys talked to him about
21 that, and they weren't comfortable with the answer, and I don't
22 know if they talked to Jorge or they talked to Damon or they
23 talk to Ms. Cronkhite. I'm not sure who he talked to about it.
24 But he wasn't comfortable, and that's why we made sure we put a
25 location down for every one.

1 Q Okay.

2 A That we planned on using, not just a mailbox.

3 Q Right. And so you're not -- with regard to the task
4 force, have you ever read the task force report?

5 A No.

6 Q Okay. Do you know if your lawyers have?

7 A I don't know.

8 MR. PRINCE: Okay. Let's look at 3,000, Brendan,
9 Bate Number 29. If we look at the first, the application
10 process, Brendan. Second sentence.

11 BY MR. PRINCE:

12 Q Mr. Puliz, I'm showing you a document from the State
13 of Nevada task force, the governor's task force relating to
14 marijuana. And talking about the application process, I want
15 to direct you to the second sentence. It says,

16 The Department of Taxation should rank
17 the applicants based on the applicant's
18 qualification without respect to the planned
19 location of their business.

20 Do you see that?

21 A I do.

22 Q That's what came out of those working groups, and
23 this one was headed by Mr. Ritter. So he knew, right, that
24 they weren't going to score location. You just didn't know?

25 A Right. We didn't know, and --

1 Q Okay.

2 A And from what I understand, the law is pretty clear
3 on you had to have a location.

4 Q Right. I'm not talking about the location. There
5 was not going to be -- you knew the law said that there was
6 going to be no points for the location given; right, either for
7 or against?

8 A I wasn't aware of that.

9 Q Okay.

10 A I assume.

11 Q Right. So let's look at the next section, rating
12 criteria on the applications, again part of the application
13 licensing working group headed by Mr. Ritter. It says,

14 The task force recommends that the
15 impartial numerically scored process used by
16 the medical marijuana program be revised for
17 retail to remove consideration of location
18 and focus only on the applicant
19 qualifications for operation of a marijuana
20 establishment.

21 Do you see that?

22 A I do.

23 Q That's the industry speaking, right, that that's how
24 they wanted it?

25 A I don't know. I wasn't at that task force. So I

1 have no idea the discussions that went into coming up with
2 these rules.

3 Q Well, you see it now; right?

4 A Yes, I do.

5 Q Okay. And so if there's no score for location, I
6 understand you picked a location you thought might be
7 appropriate, and other people didn't, including Mr. Ritter.
8 Okay. They just picked a UPS store?

9 A I don't know that, but, okay.

10 Q Okay. Fair enough. If there's no points given or
11 taken away, then everybody, at least as it relates to location,
12 is generally speaking on a level playing field; is that right,
13 since it's not scored?

14 A I don't know how, yeah. I don't know how they could
15 do that.

16 Q Right.

17 A You had to at least put a jurisdiction in, and you
18 should have -- I mean, I understood why they tried -- I know
19 what Mr. Ritter was trying to do. He didn't want applications
20 so your client would have to go out and lease six locations
21 before the application process to know if you were going to use
22 them. Because we did that for medical, and it was very
23 expensive for a lot of us to put money down on properties that
24 you might not even be able to use.

25 Q And so --

1 A So I understand why they did it.

2 Q And so they learned from the medical process coming
3 into the retail regulations that the focus was going to be on
4 the applicant and not the location as part of the conditional
5 license grant. That's what you understand now; right?

6 A Well, I understand that's what they thought, yes.

7 Q Yeah, I got it. And with regard to if no points are
8 given or subtracted for the location, then no one is either
9 better off or worse off. Don't you agree with that?

10 A No. Because you actually have to be able to show --
11 they asked for all kinds of things about your location --

12 Q I'm only talking about scoring.

13 A -- and your community --

14 THE COURT: Mr. Prince --

15 THE WITNESS: -- and the community --

16 THE COURT: -- you've got to let him finish.

17 THE WITNESS: -- and the community involvement around
18 it and how you were going to affect your community of where you
19 were going to build. That's the problem. They put a lot of
20 the stuff in from medical that had very much to do with where
21 your location was. It just was wrong from the start.

22 BY MR. PRINCE:

23 Q Okay. And as on the issue kind of on that issue of
24 location, you know that your lawyers called the Department, and
25 Mr. Pupo or someone within the Department told them location

1 was not going to be scored; correct?

2 A I don't know that. You'd have to ask David what his
3 discussions with them were.

4 Q Okay. And you felt the area was, in your words,
5 gray? On location, you felt the issue was a gray area?

6 A Yes.

7 Q Right. That's what you've told us; right?

8 A Yes.

9 Q Okay. If you could go to page 168 of your
10 deposition, sir. Please start at line 8 -- actually, I'm going
11 to go to 11:

12 "Did you not understand something in the requirements
13 that you contacted the Department of Taxation about?"

14 Answer, "We did a couple of times, and our attorney
15 did, and it was gray, depending on who you talk to and about
16 what. That's why we decided to include it."

17 "So it's your testimony that your attorney did
18 contact the Department of Taxation about location?"

19 Answer, "I believe so."

20 Right?

21 A I believe so. I don't know.

22 Q Right here. There's the rest of your testimony.

23 A Remember --

24 Q Go all the way to the end there.

25 A -- it's a secondary conversation.

1 Q Yeah.

2 A Because what they talked to them, and then I asked
3 them, and...

4 Q Right. And the point is that they did call and talk
5 about location; right? You knew that?

6 A I don't know that. I assume they did since we
7 discussed --

8 Q Right. That's what you believed based on your
9 discussions with your lawyers?

10 A Right.

11 Q Right. They led you to believe that, that they
12 called?

13 A They led me to believe that they had knowledge. I
14 don't know if they ever talked to Jorge. I can't tell you
15 that. I don't know if they talked to Ms. Cronkhite or they
16 talked to Damon. I don't know. I know Nick has talked to a
17 lot of them about it.

18 Q Oh. So your son talked to your lawyers about the
19 location issue during the process?

20 A He was part of it, yes.

21 Q Okay. Very good.

22 MR. PRINCE: I'm almost done, Judge. Give me one
23 second.

24 THE COURT: Yeah, right.

25 / / /

1 BY MR. PRINCE:

2 Q And you have no facts or information that anyone from
3 Thrive or any other applicant for that matter improperly
4 influenced Jorge Pupo during the application process; correct?

5 A I have no evidence of that. Correct.

6 Q And you have no evidence that the State did not use
7 the same scoring system for all applications; correct?

8 A I would have no knowledge how the State did that.

9 MR. PRINCE: Your Honor, thank you. I have no
10 additional questions for Mr. Puliz.

11 THE COURT: Thank you. Could you wipe down the
12 lectern area, please, Mr. Prince.

13 Who's next?

14 Mr. Smith.

15 So are you doing okay, or do you need a break?

16 THE WITNESS: I'm fine. I'm an old trucker. I can
17 sit in a chair for a long time.

18 THE COURT: Not me. I'll stand up and move around.
19 Don't take offense. It's just...

20 CROSS-EXAMINATION

21 BY MR. J. SMITH:

22 Q Good morning, Mr. Puliz. How are you?

23 A Good.

24 Q Mr. Prince and Mr. Koch were pretty comprehensive.
25 So I just have a few follow-ups. All right?

JD Reporting, Inc.

1 A I'm sorry. And who are you?

2 Q Jordan Smith. I represent the Essence entities.

3 A Oh. Thank you.

4 Q So currently THC does not have a dispensary; correct?

5 A Correct.

6 Q So currently THC has no market share in Nevada's
7 retail marijuana dispensary market; correct?

8 A Correct.

9 Q And that's the same amount, zero, that THC had in the
10 dispensary market before December of 2018; correct?

11 A Correct.

12 Q And it's the same amount you have today; correct?

13 A Correct.

14 Q So the licensing process didn't cause THC to lose any
15 market share; correct? In the dispensary market; correct?

16 A Well, only from your client who blackballed us after
17 we spoke up against the regulations.

18 Q After you sued him; right?

19 A No, no.

20 Q Okay.

21 A No. No. Way before that.

22 Q But I'm focusing, sir --

23 A When we spoke up at the hearing.

24 THE COURT: Mr. Smith.

25 MR. J. SMITH: All right.

1 THE COURT: You know you need to let the witness
2 finish. My record is a mess if you don't.

3 MR. J. SMITH: I apologize.

4 BY MR. J. SMITH:

5 Q Go ahead, sir.

6 A All I was just saying is we got blackballed after we
7 spoke up at the tax bureau meeting and the legislative hearing
8 for the new regulations. That's when we got blackballed.

9 Q And it wasn't because you sued them?

10 A Pardon me?

11 Q It wasn't because you sued him? The Essence
12 entities?

13 A No. That happened a year later.

14 Q Okay. I'm talking -- I want to focus on market
15 share. Okay?

16 A Okay.

17 Q THC has no market share in Nevada's retail dispensary
18 market; correct?

19 A Correct.

20 Q So the licensing process didn't cause THC to lose any
21 market share in the retail dispensary market; correct?

22 A Correct.

23 Q Because you knew going into the application process
24 nobody was guaranteed any market share or a license; correct?

25 A Correct.

1 Q So you didn't know whether going into this State's
2 process whether you're going to get a license or get any market
3 share; correct?

4 A Correct.

5 Q And that's true under any other process; correct?

6 A Correct.

7 Q So if the State were to adopt a different process,
8 there's no guarantee THC would have received a license;
9 correct?

10 A Correct.

11 Q And you participated in the governor's task force
12 assigned to work on the 2018 application process; correct?

13 A I was what?

14 Q You participated in the governor's task force that
15 was talking about the 2018 application process; correct?

16 A No.

17 Q You went to two meetings, didn't you, sir?

18 A Yes. But that wasn't part of the task force. I was
19 at the actual hearings in front of the Tax Commission and then
20 the interim legislative committee for adopting those
21 regulations into law.

22 Q Okay. And at those meetings, you expressed concern
23 about the whole application and regulations that were being put
24 together, didn't you?

25 A I did.

1 Q And you protested the ranking criteria too?

2 A I did.

3 Q And you protested the wording for the applications,
4 didn't you?

5 A I did. Because it seemed to be very much in favor of
6 existing dispensary owners making it very difficult for
7 nondispensary owners to compete.

8 Q That's right.

9 MR. J. SMITH: And, Brian, if you'd pull up 1766 for
10 me.

11 BY MR. J. SMITH:

12 Q And this is the legislative commission meeting that
13 you attended; correct?

14 A Correct.

15 Q And it was in February of 2018; right?

16 A Correct.

17 MR. J. SMITH: And, Brian, turn to page 5.

18 BY MR. J. SMITH:

19 Q And again, as we went over yesterday, you expressed
20 concerns about the scoring method used to obtain a dispensary
21 license; correct?

22 A Correct.

23 Q And your partner Mr. Cohen, he also expressed
24 concerns about ambiguities in the dispensary application
25 process; correct?

1 A Correct.

2 Q And the potential litigation; correct?

3 A Correct.

4 Q So at least as of February of 2018, you and your
5 attorney Mr. Cohen predicted that we'd be here in a lawsuit
6 today; correct?

7 A I didn't, but Mr. Cohen, because he's in the
8 regulatory business, that is his business, thought that the way
9 this was set up that it possibly could cause litigation.

10 Q That's right. And you, in fact, discussed with him
11 the possibility of filing a lawsuit before the application
12 deadline, but you decided not to; correct?

13 A We never -- I don't file lawsuits. This is the, as I
14 said, this is the first one I ever filed.

15 Q But my question is different. You discussed the
16 possibility of filing a lawsuit about these issues before the
17 application deadline; correct?

18 A We discussed it, yes.

19 Q And you decided not to file suit; correct?

20 A Right.

21 Q And instead you wanted to see if you won a license
22 before you decided to challenge the process; correct?

23 A Well, we wanted to see what the application was going
24 to look like. Remember, even at this meeting, they didn't tell
25 us what the scores were going to be for what sections. So it's

1 really hard to determine how many points you're going to get or
2 lose without knowing what the points were going to be.

3 Q Sure.

4 A And at that point, they didn't have that detailed
5 when they had the regulations passed.

6 Q Sure. But once you saw the application, you didn't
7 file suit then either --

8 A No.

9 Q -- before actually submitting it; right?

10 A No.

11 Q So you wanted to see if you'd won before you filed
12 suit; correct?

13 A I wanted to see how the process went. I didn't file
14 the suit the last time when I lost. I wanted to see what it
15 looked like the process was, and --

16 Q So you wanted to see the outcome before you decided
17 to file suit; correct?

18 A Well, when it went against what Jorge had told me he
19 was going to do in his meeting with Deonne Contine, that's when
20 I decided that we needed to join with other defendants (sic)
21 and file suit.

22 Q And you didn't sue beforehand even though you were
23 going to spend substantial sums to do the application; correct?

24 A Correct.

25 Q And you knew other applicants were spending

1 substantial sums on their applications; correct?

2 A Correct.

3 Q And you knew the State was spending substantial
4 resources and time and manpower preparing for the process;
5 correct?

6 A Correct.

7 Q So you knew all those things, and you still didn't
8 file suit despite the concerns you had before the application
9 deadline; correct?

10 A Correct.

11 MR. J. SMITH: Brian, pull up 1014 for me.

12 BY MR. J. SMITH:

13 Q And so you submitted three applications. We can
14 agree on that today that you submitted three; right?

15 A Correct.

16 Q In North Las Vegas, Reno, and the City of Las Vegas;
17 correct?

18 A It was actually Clark County unincorporated, but it
19 wasn't scored that way. So it was scored for City of Las
20 Vegas, yes.

21 Q Yeah. Your application had a mistake about the
22 jurisdiction; right?

23 A Somewhere, yes.

24 Q Okay. And so you submitted three applications? Even
25 though Mr. Pupo allegedly told you that he was only going to

1 award one or two, you submitted three; correct?

2 A Yeah. And as I said, that's why I forgot about our
3 Arville location. Because we added it probably later into the
4 process than the other two because I really didn't think we had
5 a chance. But for a \$5,000 filing fee, it was worth adding it
6 in because we had done all the other work to get it done.

7 Q So notwithstanding what Mr. Pupo told you, you still
8 went ahead and submitted three applications --

9 A I did.

10 Q -- correct?

11 And again you only applied in those three
12 jurisdictions. You didn't apply in any others; correct?

13 A Correct.

14 MR. J. SMITH: Brian, go to page 6 of 1014.

15 BY MR. J. SMITH:

16 Q Do you see, sir -- take a moment to familiarize
17 yourself with this page.

18 Do you see, sir, where TRNV was awarded licenses in
19 Lyon, Mineral, Nye, Pershing, Storey and White Pine? Do you
20 see that?

21 A I see that.

22 Q And you didn't apply in any of those jurisdictions;
23 correct?

24 A No. I don't think any of these guys will actually
25 open in those jurisdictions. I think they're hoping to get the

1 State to let them to move them because most of those areas --
2 I'm very familiar with them; remember, I was raised in Northern
3 Nevada and have businesses there -- there's not enough
4 population to support a dispensary.

5 You can go to Lovelock in Pershing County, and
6 there's an Indian dispensary there, and that can't even survive
7 in a town of 4,000 or 5,000 people. Real difficult to actually
8 put a dispensary in a lot of these counties.

9 Q Sure. But the fact that TRNV was awarded multiple
10 licenses in counties in which you didn't apply, that didn't
11 affect THC; correct?

12 A No.

13 Q And you didn't apply in Sparks either; correct?

14 A I did not.

15 MR. J. SMITH: And, Brian, turn to page 7.

16 BY MR. J. SMITH:

17 Q These are the Reno results, aren't they, sir?

18 A (No audible response.)

19 Q And you scored -- THC scored 32nd in Reno; correct?

20 A I think that's what it says there, yes. I'm not sure
21 who Canna Vibe is. I don't know what that name is or where you
22 got it.

23 Q I'm sorry?

24 A It says THC Nevada, Canna Vibe. We're not Canna
25 Vibe. I don't know who that name is.

1 Q You don't know whether that was on your application,
2 do you?

3 A It's not on our application.

4 Q You don't know whether that was on your application,
5 do you?

6 A It's not on our application. I don't know why it's
7 on there. That list that -- we're not Canna Vibe.

8 Q Okay. We'll go over your application here in a
9 second.

10 You have not seen any of the winners -- you have not
11 seen any of the winners' unredacted applications; correct?

12 A I have not.

13 Q So you don't know why they received the scores that
14 they received; correct?

15 A I do not.

16 Q You don't know if the location requirement is the
17 reason they won; correct?

18 A I do not.

19 Q You don't know if the 5 percent rule is the reason
20 they won; correct?

21 A I don't know what the 5 percent rule is.

22 Q Fair enough. You don't know if the diversity score
23 was the reason any of the winners won; correct?

24 A I have not seen their applications. So I do not
25 know.

1 Q You don't know if their ownership structure is the
2 reason they won; correct?

3 A I do not know.

4 Q And the same is true for your application with those
5 things I listed, location, 5 percent, diversity or ownership?
6 You don't know if any of those reasons was the particular
7 reason THC did not win a license; correct?

8 A No. Our biggest one was under the organizational
9 that we got hurt the most, and then there were some other
10 problems with some other scores.

11 Q But you don't know if any particular reason was the
12 reason that THC did not get a license; correct?

13 A The reason we didn't get one because our score was
14 too low. I know that reason.

15 Q But you don't know how many particular points you
16 should have gotten in any one category; correct?

17 A I do not.

18 MR. J. SMITH: Brian, pull up Joint Exhibit 12 for
19 me.

20 BY MR. J. SMITH:

21 Q Sir, do you recognize this document?

22 A It's blank. It says, Attorneys' eyes only.

23 MR. J. SMITH: All right. Brian, go to the next
24 page. Next page. Next page.

25 / / /

1 BY MR. J. SMITH:

2 Q So do you recognize this document at all, sir?

3 A It says Application Information.

4 Q You would agree with me that these redactions make it
5 hard for us and the Court to tell what it is or whether it's
6 even complete; right?

7 A Yeah. I have no idea why they're redacted. So I'm
8 not an attorney. I would think it's all public information
9 since it was filed with the State.

10 Q So if I represent to you, sir, this is actually THC's
11 application, okay, just to give you a frame of reference,
12 earlier I think you testified that you're pretty sure you had a
13 budget in there, notwithstanding what a grader might have said;
14 right?

15 A Right.

16 Q But you would agree with me these redactions make it
17 hard to confirm whether you did actually have a budget in
18 there; correct?

19 A I don't know how we would confirm it. I can look at
20 our documentation and pull it up and see. I don't have it with
21 me.

22 Q And are you aware, sir, that there were two versions
23 of the application, a revised version and then the original
24 version? Are you aware of that?

25 A Right. We filed under the revision, the original

1 application is what I've been told.

2 Q Do you know which version that THC submitted?

3 A The first one, the original one. There was no
4 revised, or I didn't even know there was a revised application.

5 MR. J. SMITH: Brian, can you stay on this document
6 and go to page 855 for me. And then split screen that and go
7 to 1006, page 29. Now, on the first one, Brian, go to page 855
8 on Exhibit 12, Brian, 855.

9 Okay. Can you split -- can you keep it on this and
10 then split screen it with 1006, page 29? Can you do that?

11 BY MR. J. SMITH:

12 Q Those look to be the same form, don't they, sir?

13 A Seem to be.

14 Q And the one on the right side of the screen,
15 Exhibit 1,006 I'll represent to you is the revised application.
16 So it appears THC used the revised application, not the
17 original one; correct?

18 A I don't know.

19 Q If it is, in fact, the revised application, the
20 change in application or the revision didn't affect THC;
21 correct?

22 A Not on this single page. I'd have to look at every
23 page to see if there's differences. This doesn't tell me.
24 This tells me one page.

25 Q But the instructions as far as location on these two

1 pages didn't affect THC; correct?

2 A Oh, no. We had addresses and put them in. They were
3 not PO boxes or mailing addresses.

4 Q But your first address in North Las Vegas was for
5 your cultivation facility; correct?

6 A It was a part of that facility for our dispensary.
7 That's where it was all designed and showed in our architecture
8 on how they were going to do it.

9 Q And you leased that from family members; correct?

10 A Yes.

11 Q But you didn't include in your application any
12 special permission to operate a dispensary there; correct?

13 A I have the letter from my brother saying that he
14 didn't have an issue. We would rent the whole building. So
15 it's all ours to do what we want.

16 Q But you don't know if that letter made it into your
17 application; correct?

18 A I don't know.

19 Q And --

20 A I don't know if we needed one since we had the lease
21 for the whole building. So I don't know what else I would've
22 needed actually.

23 Q So you don't know if you needed any special
24 permission to operate a dispensary; correct?

25 A I did not because we have a triple net lease where we

1 control the building.

2 Q And your Reno location, again, that was just raw land
3 that you didn't own; correct? THC didn't own; correct?

4 A Right.

5 Q And so you didn't include any lease or permission
6 from the landowner to operate a dispensary for that property in
7 your application; correct?

8 A No. One of my partners was in the process of talking
9 to them about purchasing it.

10 Q And the same is true for your unincorporated or Las
11 Vegas property; correct?

12 A I own that building. Me and my brother and sister
13 own that building.

14 Q But did you include any information about that in
15 your application?

16 A We did.

17 Q But we'd have to have an unredacted version to
18 confirm that; correct?

19 A I guess.

20 Q And you testified you didn't have or you scored --
21 you in your opinion you scored poorly on the organizational
22 part because you didn't know you had to have descriptions;
23 correct?

24 A Detailed descriptions, yes.

25 Q Right. I think you said the application didn't say

1 to give detail on what each person did; correct?

2 A Correct. But then when you looked at what the
3 scorers box said below, they told the scorers to look for
4 details. We were never told that.

5 Q And if it had said a description, I think you
6 testified it would be simple to get max points if the
7 application told you that; correct?

8 A That was one of the easier questions on the
9 application.

10 MR. J. SMITH: Brian, can you, on Exhibit 12, can you
11 go to page 706.

12 BY MR. J. SMITH:

13 Q And you see that middle box, sir, where it says
14 describe the individual's role? Do you see that?

15 A Yes.

16 Q It says, describe the individual's role -- title,
17 role in the organization and the responsibilities of the
18 position of the individual; correct?

19 A Correct.

20 Q So the application did say to give detail on what
21 each person was going to do; correct?

22 A Yeah. I don't recall seeing that. But, okay. This
23 is what this says, yes.

24 Q And you would agree with me just writing investor
25 doesn't really provide a description of what, if anything, the

1 individual's going to do; correct?

2 A No. But that's what they did. She didn't have an
3 active role in the management or operation of the cultivation,
4 if you're looking at Ms. Sugden's.

5 Q But the State would only know that if you explain
6 that; correct?

7 A Well, we told them that. They were an investor.

8 Q In one word you explained it; correct?

9 A What else would you call it? I'm sorry. I don't ask
10 questions, but, yes.

11 THE COURT: Thank you.

12 BY MR. J. SMITH:

13 Q And I believe you testified that THC self-reported a
14 couple incidents; correct?

15 A Over the last four years, yes.

16 Q And the purpose of self-reporting in part, because
17 you expected either no penalty or a lesser penalty because you
18 self-reported; correct?

19 A I don't think the penalty was ever consciously on our
20 mind. We just knew the rules and regulation. When we found
21 something you had to notify the State of it.

22 Q Well, it wouldn't surprise you if there was a lesser
23 penalty or no penalty in situations where there was a
24 self-reporting scenario; correct?

25 A I don't know that.

1 Q Well --

2 A Usually those are pretty well set in writing. And
3 I'm sorry I haven't read the penalties and their regulation and
4 how they charge them, how the State handles that. So I can't
5 really tell you.

6 Q And what I'm getting at here, sir, is it wouldn't
7 surprise you that the State imposed a heavier penalty on THC
8 for the forged document, or however we want to describe that --

9 A It's not a forged document. Okay.

10 Q Well, whatever, however you want to describe it,
11 adding a word when it wasn't their form, however you want to
12 characterize it, that wouldn't surprise you that THC received a
13 civil fine for that when they didn't self-report doing so
14 compared to the Essence entities who did self-report a couple
15 incidents; correct?

16 A It depends what --

17 Q That differential in treatment wouldn't surprise you;
18 right?

19 A It depends on what the incident is. Remember, this
20 was not an incident that had anything to do with our
21 cultivation. It was strictly on a separate application. So we
22 got for a distribution license. So, yes, we got penalized for
23 that and disallowed for a distribution license.

24 If it would have been something to do with our
25 cultivation or in the case of someone that sold pot to a minor,

1 that's a whole different attitude to look at than it is to look
2 at a separate application. And because I was disallowed and
3 not allowed, they canceled my application for a distribution
4 license. I don't think I've heard that happened to anybody
5 else here that had other issues with the State, self-reported
6 or not.

7 Q Have you heard of anybody else sending a forged or
8 changed document to the State before? Have you heard any --

9 A It wasn't forged.

10 Q Have you heard of anybody else doing --

11 A I would have no way --

12 Q -- doing a similar thing?

13 A -- no, way of knowing that.

14 MR. J. SMITH: Okay. Brian, on 12 can you go to 684.

15 BY MR. J. SMITH:

16 Q This is THC's organizational chart, isn't it, sir?

17 A It is.

18 Q THC didn't have an advisory board prior to its 2018
19 application; right?

20 A Correct.

21 Q The board was created just for purposes of the
22 application; right?

23 A Yes. We needed that additional knowledge and help
24 for showing we had experience to do dispensaries.

25 Q And you added Mr. Andre Rhodes?

1 A Yes.

2 Q To the advisory board; correct?

3 A Yes.

4 Q In addition to his experience, one of the reasons you
5 wanted to add him was for diversity purposes; correct?

6 A No.

7 MR. J. SMITH: Brian, do you want to pull up
8 Mr. Puliz's deposition, page 82. Starting at line 24, and then
9 it goes on to page 83, Brian.

10 BY MR. J. SMITH:

11 Q Do you see where you were asked, sir --

12 MR. J. SMITH: Go back up one more question, Brian.

13 BY MR. J. SMITH:

14 Q -- "Okay. Were there any other considerations to
15 having Andre on for financial or any other reasons?"

16 "No."

17 Question, "Diversity reasons, is that one of the
18 considerations?"

19 And your answer was, "It was a consideration, yes."

20 Do you see that?

21 A I do.

22 Q So one of the reasons you add -- you added Mr. Rhodes
23 is for diversity points or purposes; correct?

24 A It was an added benefit. We needed him for his
25 knowledge of operating a dispensary. That's why we hired him.

1 Him being African-American was strictly a coincidental benefit.

2 Q Right. And it's your opinion there's nothing wrong
3 with adding him for diversity points because the application
4 allowed to get more points; correct?

5 A Not correct. We added him because of his knowledge
6 of operating dispensaries, not because he gave us diversity
7 points.

8 Q Right. And I'm not saying it was the sole reason,
9 sir.

10 A No.

11 Q But an added benefit, as you characterize it; right?

12 A It was an added benefit.

13 Q And there's nothing wrong with people adding diverse
14 members to their organizations, be it through a board or
15 otherwise, to get additional points because the rules allowed
16 for it; right?

17 A As long as they brought additional benefit to the
18 company is how I would look at it. But I wasn't the scorer.

19 MR. J. SMITH: Brian, go to page 149 of Mr. Puliz's
20 depo, please -- actually, 148, starting at line 20.

21 BY MR. J. SMITH:

22 Q Do you see where he said -- and you were asked, "And
23 the hope was that the application would be improved by having
24 an advisory board, and they would provide experience and
25 diversity for THC?"

1 Your answer was, "That's correct."

2 Do you see that?

3 A Yes.

4 Q And then you were asked, "Okay. And you believe that
5 was the proper thing to do?"

6 And your answer, "The way the application -- the way
7 they set up -- set the application up, it was. I don't believe
8 it's the proper thing to do, but it's the way the -- it's the
9 way they set the regulations."

10 Do you see that?

11 A Yes.

12 Q So again, even though you think adding a person
13 solely for purposes of diversity might be improper, it's the
14 way the regulations were set up; correct?

15 A It was the way the application was set up. I don't
16 know if the regulations actually showed it that way. It's
17 supposed to be for your employees and people that added benefit
18 to your company. But that's obviously how they did it, yes.

19 MR. J. SMITH: And, Brian, back to Exhibit 12,
20 page 684, please.

21 BY MR. J. SMITH:

22 Q Now, do you see on that top row, sir, there's an
23 entity called Guvan [phonetic] Properties. Do you see that?

24 A I'm sorry. I didn't understand you.

25 Q On that top row there, do you see an entity called

1 Guvan Properties?

2 A GVAN Properties [phonetic], yes.

3 Q GVAN. Sorry. I didn't know that's how you pronounce
4 it. I apologize.

5 And that's how you hold your ownership interest;
6 correct?

7 A Yeah. I transferred it at the beginning of 2018.
8 It's more of a family trust. It's me and my three children.
9 So I moved my ownership into that.

10 Q So prior to that entity, you held your ownership in a
11 trust; correct?

12 A No, individually in my name.

13 Q But do you currently have a trust, sir?

14 A I do.

15 Q And has the State or Department of Tax ever asked you
16 to disclose the beneficiaries of your trust?

17 A I don't know why they would because the ownership
18 wasn't in my trust.

19 MR. J. SMITH: Brian, can you go to page 85 of
20 Mr. Puliz's deposition. Just for some clarification, starting
21 at line 12.

22 BY MR. J. SMITH:

23 Q Do you see the question there, sir, and then you
24 responded, "GVAN Properties was changed six months or so before
25 that. That was all my shares that I put into a trust into an

1 LLC and brought it -- and brought my kids into it."

2 So I'm just confused, sir. Did you ever own it or
3 hold any of your THC ownership interest in the trust?

4 A My trust did not have any of my THC interest.

5 Q Okay. But --

6 A It was all in my name directly.

7 Q Okay. But you've never disclosed any of the
8 beneficiaries of your trust to the State; correct?

9 A No, not that I know of.

10 Q The State has never asked?

11 A Never asked. When we apply, as in here,
12 GVAN Properties, we disclosed every owner, which are my three
13 children that you'll see under that box showing the owners of
14 GVAN Properties.

15 Q And was there an ownership -- a transfer of ownership
16 interest pending when you submitted your 2018 application?

17 A I don't remember. Probably Steve Cohen had five
18 shares in our company. I had purchased them from him because
19 he had to divest all ownership in the marijuana industry to sit
20 on the gaming commission. And so I did purchase. That's in my
21 name directly. It's not part of my GVAN partnership.

22 Q And do you know whether your application represented
23 that state of affairs at the time you submitted it or the
24 anticipated state of affairs after that transfer went through?
25 Do you know?

1 A I don't know. I'd have to look. Those times are
2 pretty close in there. So I'm not sure that -- ours was
3 approved pretty quickly. So it was probably already shown the
4 transfer was done when we did this because I think -- I don't
5 know. I would have to look.

6 Q You just don't know; right?

7 A I just don't know off the top of my head.

8 MR. J. SMITH: Court's indulgence one second.

9 THE COURT: Sure.

10 MR. J. SMITH: I'll pass the witness.

11 Thank you, sir.

12 THE WITNESS: Thank you.

13 THE COURT: Thank you. Can you wipe down the lectern
14 area.

15 MS. SUGDEN: Your Honor.

16 THE COURT: Yes.

17 MS. SUGDEN: I'm very sorry. Can we take a break?

18 THE COURT: Yes. We're going to take a 10-minute
19 recess.

20 MS. SUGDEN: Thank you. I don't have the trucker --

21 THE COURT: It's all right.

22 (Proceedings recessed at 10:14 a.m. until 10:21 a.m.)

23 THE COURT: All right, Ms. Levin. We're ready.

24 MS. LEVIN: Thank you.

25 CROSS-EXAMINATION

1 BY MS. LEVIN:

2 Q Good morning, Mr. Puliz.

3 A Good morning.

4 Q How are you?

5 A Good.

6 Q Well, you've talked a few times about this zoning
7 approval letter from the City of North Las Vegas. Remember
8 that?

9 A I do.

10 Q And you said a few times that that was not a forged
11 letter, okay. You said a few times it was not forged; correct?

12 A Right.

13 Q Okay. So let's just be clear for the record and the
14 Court what happened here. THC had a zoning approval letter for
15 a cultivation letter -- license; is that correct?

16 A No.

17 Q It had no zoning approval letter at all from the City
18 of North Las Vegas; is that correct?

19 A For a dispensary, correct.

20 Q Okay. So your son took a Word document that had an
21 electronic signature of the planning assistant for North Las
22 Vegas, Ms. Dodson; is that correct?

23 A Yes.

24 Q And he then inserted the word "distribution" into
25 that Word document and used it to obtain a so-called approval

1 letter that had both a distribution and a cultivation approval
2 letter; correct?

3 A For distribution, yes.

4 Q So can we all agree that your son altered a document?

5 A Completely. That's why I accepted the fine and paid
6 it.

7 Q Okay. And that's called forgery; correct?

8 MS. SUGDEN: Objection. Legal conclusion.

9 THE COURT: Sustained. Can you rephrase your
10 question.

11 THE WITNESS: I don't know, you --

12 THE COURT: No, you don't have to answer.

13 MS. LEVIN: I'm sorry.

14 THE COURT: Sustained. It's a legal conclusion.

15 BY MS. LEVIN:

16 Q Okay. So your son altered the letter, and then he
17 used that altered letter to misrepresent to the D.O.T. that THC
18 had approval from the City of North Las Vegas for the zoning of
19 both a cultivation and a distribution license; correct?

20 A No. He had verbal approval from them when he
21 discussed and asked them for this letter. That's what he knew.

22 Q Understood. But he used an altered letter, and he
23 sent the letter to the Department of Taxation in an effort to
24 obtain a license for distribution and cultivation; isn't that
25 correct?

1 A Correct.

2 Q Mr. Koch talked to you about -- you talked about it
3 yourself -- about the self reporting of two incidents.

4 A Yes.

5 Q Do you remember that? And those were two incidents
6 of thefts by an employee; correct?

7 A Yes. One was with our production company upstairs,
8 and the other one was with one of our trimmers down in the grow
9 operation.

10 Q Okay. And I believe that you testified that you
11 self -- or THC self reported both those incidents.

12 A Yeah. You have to.

13 Q So would it surprise you that the Department of
14 Taxation has no self reported -- proof of any self reporting of
15 the incident in the cultivation facility?

16 A I guess I could dig up the emails where we sent them
17 the video and showed them what we did. The reason you do that
18 is so that employee cannot just go to work for somebody else
19 and steal again. He's supposed to not be able to work in the
20 business for -- I don't know what the time period is.

21 Q Understood. But if I'm telling you that the
22 Department of Taxation has no record of a self report in the
23 cultivation facility, you know, would you -- would that
24 surprise you?

25 MS. SUGDEN: Objection. Calls for facts not in

1 evidence.

2 THE COURT: Overruled.

3 THE WITNESS: It would surprise me.

4 BY MS. LEVIN:

5 Q Okay. You attended the hearing before the Tax
6 Commission in February 2018; correct?

7 A I did.

8 Q And that was when -- the hearing when the permanent
9 regulations were adopted or shortly thereafter; correct?

10 A It's when the Tax Commission approved it. Then it
11 went to the legislature for adoption.

12 Q And that was very shortly thereafter; correct?

13 A Yeah. Another week later or whenever it was.

14 Q Now, you did not go to any workshops when the
15 regulations were being drafted and proposed in 2017, did you?

16 A I didn't even know they were being held, tell you the
17 truth.

18 Q And you, meaning THC, didn't submit any written
19 public comments in 2017, either, did it?

20 A We did not.

21 Q Nobody prevented THC from doing so; correct?

22 A No. Nobody gave us the knowledge that it was being
23 done, either.

24 Q You just didn't check the Website when all those --
25 you didn't receive -- are you saying that THC didn't receive a

1 notice of those public meetings?

2 A If we did -- I read every Listserv that came to me,
3 and I'm usually pretty good on those things, and I don't
4 remember it. So I can't tell you one way or the other. But,
5 no, we did not attend on any of the workshops.

6 Q Got it. And so I think you complained about two key
7 ranking factors that you believed worked to your disadvantage,
8 and I believe it was taxes paid and the experience in the
9 industry.

10 A No, it wasn't taxes paid. The only problem with
11 taxes paid was it's a set number. If you paid between this and
12 this, you got so many points. And we had two 8s and a 6 on the
13 three scores, which --

14 Q Okay. So that was during your deposition.

15 A More was the organizational area where we got hurt,
16 and financial capabilities.

17 Q Okay. And -- okay. So let's just talk about the
18 application process. You agree that you and your son, you were
19 both on ListServ; correct?

20 A Correct.

21 Q And so you admit that you received the amended
22 application that was sent out in July, on or about July 30th,
23 2018?

24 A I don't believe we received it, because it didn't
25 come out on ListServ.

1 Q I believe you testified that you learned that there
2 was a revised application that did not require a location;
3 isn't that correct?

4 A Yeah. After -- yeah. I don't remember the exact
5 time period there, but we knew about a second application
6 actually once all this started here. When I was aware of it.

7 Q Right. And you decided to include the location
8 anyways; correct?

9 A Yes.

10 MS. LEVIN: Brian, can you put up Exhibit 1006 and go
11 to page 21.

12 BY MS. LEVIN:

13 Q If you look at the box at the top where it says,
14 "Marijuana establishment's proposed physical address if the
15 applicant owns property or has secured a lease or other
16 property agreement." Do you see that?

17 A Yes.

18 Q So that was the amended application. And you don't
19 dispute receiving the amended application from ListServ, do
20 you?

21 A I'm not aware if we did, that's all. I'm just not
22 aware of it.

23 Q Okay. You talked about the fact that you had an
24 address in Reno that you were considering; correct?

25 A Yes.

1 Q And that was the Virginia Street address?

2 A Yes.

3 Q And you did not own that property; correct?

4 A No. It was for sale at the time.

5 Q But at the time of the application you didn't own it;
6 correct?

7 A No.

8 Q And you didn't have a lease for that property,
9 either; correct?

10 A No.

11 Q You also didn't have a letter of intent for that
12 property; correct?

13 A I don't know. My partner Mike Poura was buying it,
14 so I am not sure what he had in his hand.

15 Q You had never seen a letter of intent for the
16 Virginia Street address; correct?

17 A I did not see it.

18 Q Okay. And Arville, did I hear you say that you had
19 sold that property?

20 A Six months ago.

21 Q Six months ago. Okay. I wanted to be clear. And
22 you clarified your deposition that initially you had believed
23 you applied for two applications, and we're now -- so the
24 record is clear, you do acknowledge that you did apply in fact
25 for three applications --

1 A I did.

2 Q -- correct?

3 You've talked about the key personnel, and you -- I
4 think yesterday your testimony was something to the effect that
5 you believed it was enough that you had those boxes marked and
6 the roles of the people; correct?

7 A Correct.

8 Q Okay. If you look --

9 MS. LEVIN: Brian, back to Exhibit 1006 to page 17,
10 please.

11 BY MS. LEVIN:

12 Q If you look at the first box, it says, "The
13 description of the proposed organizational structure of the
14 proposed marijuana establishment." Do you see that?

15 A I do.

16 Q You see in there that it says, "Information
17 concerning each owner, officer, and board member, including key
18 personnel of the proposed marijuana establishment." Do you see
19 that?

20 A Yes.

21 Q And it says specifically there for that section you
22 can get 60 points. See that?

23 A Correct.

24 Q And in fact if you look at the regulation, which is
25 453D.272, that regulation also talks about key personnel and

1 provides that it was a ranking factor.

2 MS. LEVIN: Brian, do you have the regulation
3 453D.272?

4 IT TECH: Are you asking NAC, or NRS?

5 MS. LEVIN: Oh. I'm sorry. I'm sorry. NAC. If you
6 go to subsection 1(h). Yes.

7 BY MS. LEVIN:

8 Q It talks about the experience of key personnel that
9 the applicant intends to employ in operating the type of
10 marijuana establishment for which the applicant seeks a
11 license. Do you see that?

12 A I do.

13 Q So THC had this information at the time of the
14 application; correct? You had the -- both the regulation and
15 you had received the amended application that went out July
16 30th?

17 A I don't know that we received the amended
18 application.

19 Q Well, you don't dispute receiving it; correct?

20 A I don't know that. All I do know is that we gave all
21 that information, but it was in the resumes of the people. But
22 Andre, who was going to be our person that would teach us how
23 to operate a dispensary had three and a half years, as much as
24 anybody else did that was in the industry or more than most of
25 them, because they were one of the first ones to open, too, or

1 one of the earlier openings.

2 Q Right. But my point is, though, that, given that you
3 had the regulation, the ranking regulation, it talks about the
4 experience of the key personnel, and you had the amended
5 application that specifically told you you could get points and
6 you had to include the key personnel of the proposed marijuana
7 establishment. Nothing you prevented you from identifying who
8 the key personnel would be; correct? I mean, you had no
9 problem identifying Andre Rhodes --

10 A We put him on.

11 Q -- correct?

12 A He's on our org chart. It was doing the detail under
13 each one of them in the org chart which was not something
14 that's actually asked for on the application, the one we filled
15 out, but it was put there for the graders to score, and that's
16 where we got very badly on it.

17 Q All right. Because you had no problem identifying
18 Andre Rhodes as an advisory board member; correct?

19 A Right.

20 Q And in fact you had even paid him for months before
21 results came out, as well; correct?

22 A We did. We did.

23 Q Okay. So I think we talked a little bit about your
24 scores yesterday. You were shown some of your score sheets.
25 And I think you said some you think you should have scored

1 higher. But remember that you and I talked during your
2 deposition in March? Do you remember that?

3 A I do.

4 Q And you testified then that you did not think that
5 there was any partiality in the scoring. You remember that?

6 A Right.

7 Q And you also said that you had no evidence that the
8 graders were biased. Do you remember that?

9 A I had no evidence of it, that's true.

10 Q And you also had no evidence of favoritism to other
11 applicants than yourself; correct? Do you remember that?

12 A I have no evidence of that; correct?

13 Q Correct? And so when you made changes to your
14 deposition testimony for the three applications you did not
15 correct any of this testimony that you just discussed with me;
16 correct?

17 A I did not.

18 Q Okay. So you stand by that testimony?

19 A Yeah.

20 MS. LEVIN: Nothing further, Your Honor.

21 THE COURT: Can you wipe down the lectern area,
22 please.

23 Mr. Rose. Thank you, Ms. Levin.

24 CROSS-EXAMINATION

25 BY MR. ROSE:

JD Reporting, Inc.

1 Q Mr. Puliz, my name is Chris Rose. I represent
2 Wellness Connection of Nevada. They do business as Cultivate.
3 Are you familiar with Wellness Connection?

4 A I'm sorry?

5 Q Are you familiar with Wellness Connection?

6 A Not really.

7 Q Okay.

8 A What's their store's name?

9 Q Don't know any of the principals? They do business
10 as Cultivate.

11 A I can't hear you. I'm sorry.

12 THE COURT: You've got to speak up, Mr. Rose.

13 BY MR. ROSE:

14 Q All right. Can you hear me now?

15 A No. You've got a heavy mask, I guess, huh?

16 THE COURT: And he's not one of the loudest lawyers
17 we have, so --

18 THE WITNESS: Oh. Okay.

19 THE COURT: Come on.

20 THE WITNESS: Wellness Connection? Is that what
21 you're saying?

22 BY MR. ROSE:

23 Q I'm going to talk louder.

24 A Yes.

25 Q I want you to know I'm not yelling at you.

1 A I understand.

2 Q But I'm going to talk louder. Can you hear me now?

3 A I can.

4 Q All right. So Wellness Connection doing business as
5 Cultivate, are you familiar with them at all?

6 A I am familiar with Cultivate, yes.

7 Q Okay. Do you know any of the principals?

8 A I don't think so.

9 Q I think some of these things were touched on, but I
10 want to just make sure I'm clear for the record.

11 You're not aware of any facts or evidence that the
12 D.O.T. showed Wellness any favoritism in the 2018 application
13 process, are you?

14 A I'm not aware of any facts, no.

15 Q And you don't have any evidence that Wellness
16 Connection did anything improper in connection with that
17 process; fair --

18 A I do not.

19 Q Fair statement?

20 A Fair statement.

21 MR. ROSE: Brian, would you pull up Exhibit 84.

22 BY MR. ROSE:

23 Q Mr. Puliz, you've seen these State rankings before;
24 correct?

25 A Here -- yes.

1 Q All right. So if you go down to the bottom of this
2 page, you can see that this jurisdiction is for -- bottom of
3 page 1, Exhibit 84, this is for the City of Las Vegas. Do you
4 see where Wellness Connection received a ranking of Number 9?

5 A I do.

6 Q And just so the record's clear, I'm going to
7 represent to you that Wellness had a dispensary license at the
8 time it made its application in 2018. Do you know one way or
9 the other whether Wellness when it applied was a dispensary or
10 a cultivator or whatever it was?

11 A I think Cultivate was a dispensary; right?

12 Q Do you know?

13 A I don't.

14 Q Okay. All right. So let's go to the next page of
15 Exhibit 84. I think one of the other attorneys mentioned this
16 to you, as well. You see THC was ranked Number 58 there;
17 correct?

18 A That's what it says here, yes.

19 Q So that was much different than the 2014 process
20 where you testified yesterday that THC just barely missed
21 getting a license; correct?

22 A That was for the medical license in the City of Las
23 Vegas back in '15.

24 Q That's right. You said yesterday something to the
25 effect that THC was very close, it just missed it.

1 A We were two or three behind whatever, yes.

2 Q Okay. So much different results here; correct?

3 A Yes.

4 Q THC is in the bottom half. You would agree with me
5 that THC was well behind, far behind the rankings necessary to
6 achieve a license in the City of Las Vegas; correct?

7 A Are you sure these are ours? I don't know who Canna
8 Vibe is, so I don't know if anything's been mixed up in this or
9 not. We are not Canna Vibe. We're FloraVega. So I have no
10 idea if you guys have messed some of those up or not.

11 Q So you think the State might have put an incorrect
12 name here?

13 A Somebody did.

14 Q All right. But as far a THC's ranking as 58 in the
15 jurisdiction of the City of Las Vegas, you don't have any
16 reason to dispute that, do you?

17 A I don't.

18 Q I think you've testified earlier you've confirmed
19 that you've never seen any other applicants' applications.

20 A I have not.

21 Q And so you don't have any evidence that THC's
22 application was superior to Wellness's application?

23 A I have no evidence of it.

24 Q You don't have any evidence that THC was more
25 qualified or deserving of a conditional license than Wellness

1 Connection; fair statement?

2 A I have no evidence of that.

3 Q Prior to filing this lawsuit against Wellness
4 Connection where they're a defendant in the lawsuit filed by
5 THC did you or anyone else at THC ever do any due diligence or
6 investigation to figure out whether there was a basis to sue
7 Wellness Connection?

8 A Well, we sued the State of Nevada Division of Tax.
9 And then I gather later on you guys were brought into it. I
10 don't know. When I met with our attorneys when we first
11 started this it was to sue the Division of Tax, not you or any
12 of the other dispensary owners in the building.

13 Q I appreciate that.

14 A I'm not an attorney, so I don't know why you guys got
15 into this lawsuit. So I'm not sure why that happened.

16 Q All right. So let me just make sure I'm clear for
17 the record. You don't know why THC sued Wellness Connection,
18 and you're not aware of anything that you or anyone else from
19 THC did as far as due diligence or investigation or anything
20 else to see if there was a basis to sue Wellness Connection.
21 Did I get that right?

22 MS. SUGDEN: Objection. Compound.

23 THE COURT: Overruled. You can answer.

24 THE WITNESS: I don't have any idea, right.

25 BY MR. ROSE:

JD Reporting, Inc.

1 Q All right. Now, Mr. Koch asked you yesterday and
2 it's come up a few times this morning about why you believe THC
3 did not receive a license. And it seems to me that the two
4 main areas you mentioned are the organizational chart and then
5 you were surprised about some of the financial aspects. Did I
6 get that right?

7 A Those were part of the scoring issues. I really feel
8 that we were not given the same knowledge that some other
9 people got and that's why we sued the Department of Tax.

10 Q All right. So let's talk about that. When it comes
11 to the organizational chart, we've seen that up here on the
12 screen before, you blame the D.O.T. for that, for not giving
13 you the information you felt like THC needed?

14 A Yes.

15 Q Okay. Do you have any proof that Wellness or any
16 other applicant in this process received any information about
17 how to put together an organizational chart that was not made
18 available to THC?

19 A I have no proof of that, no, because I wasn't -- I
20 haven't seen anybody else's applications. I had no idea what
21 they did.

22 Q So, as far as you know -- the struggles that you
23 believe THC had in figuring out what to put in this
24 organizational chart, how to put it together, every other
25 applicant had those exact same struggles, as far as you know as

1 you sit here today?

2 A I have no idea.

3 Q So the answer to my question is that's correct?

4 A That's correct.

5 Q And let's talk about the financial part of that. If
6 I'm not mistaken, from your testimony I'm gathering that you
7 didn't believe there was anything improper done as to the
8 financial scores for you, it just seemed like you were more
9 surprised that you didn't score higher on the financial aspects
10 given your financial wherewithal and the financials that you
11 submit. Did I get that right?

12 A That's correct.

13 MS. SUGDEN: Objection.

14 BY MR. ROSE:

15 Q So you're not claiming anything improper by the
16 D.O.T. or that any other applicant received information that
17 THC should have received about what to submit for financial
18 support; is that correct?

19 A No. I have no idea what any other applicant was told
20 or what they put in. I have heard some testimony that some
21 people put in letters of credit and other instruments that
22 aren't necessarily liquid cash.

23 Q All right. Let me ask it a different way. Similar
24 to what I asked you with the organizational chart, you're not
25 aware of any information that other applicants received about

1 what to submit for financial information that was not available
2 to THC; is that a fair statement?

3 A Yeah. If I'd have gotten that information, I
4 probably would have scored better.

5 Q Well, that's what I'm saying. You're not aware of
6 any information that was given to other applicants that THC did
7 not get; correct?

8 A Correct.

9 Q All right. Thank you. You testified yesterday, you
10 might have touched on this morning, that -- and you correct me
11 if I'm wrong. But it seemed like one of the big factors in
12 your decision, THC's decision to bring this lawsuit was when
13 you heard about certain applicants that received six or seven
14 or eight licenses; correct?

15 A That was one of the issues, yes.

16 Q In fact, that was a major issue in THC's decision to
17 bring suit?

18 A Considering that Jorge told me he wasn't going to
19 give more -- anybody more than one or two, yes, that was a
20 major focus of what we were looking at.

21 Q And I'm going to take it that you're not aware that
22 Wellness Connection applied for three licenses and received
23 only one? You're not aware of that, are you?

24 A I am not.

25 Q Let's talk about the job offer that has come up that

1 your Nick made to Jorge Pupo. You testified about that
2 yesterday and a little bit more today about that. And we've
3 established that that offer was made prior to THC's submission
4 of the application.

5 A It was not a job offer. It was a discussion and more
6 in joking form than a job offer. I think I've said that three
7 or four times now.

8 Q Yeah. Well, let me finish my question, and then I'll
9 let you answer; okay?

10 A Okay.

11 Q All right. So that offer or discussion -- and you
12 can call it whatever you want, all right -- that offer or
13 discussion, that took place before THC submitted its
14 applications in 2018 for a recreational license?

15 A I believe it was before the applications even came
16 out, yes.

17 Q Okay. Right. Now, you testified yesterday, I think
18 you've touched on it today, that you believe that offer, it was
19 a joke, it was just joking, it was not a real offer; right?

20 A It was not an offer. He didn't put anything in offer
21 in writing or any details of any job.

22 Q All right. But did I get that right? You testified
23 yesterday that it was just a joke, it wasn't a real offer;
24 correct?

25 A Correct.

1 Q All right. Let's set that aside for a moment. You
2 would agree with me, would you not, that in a competitive
3 bidding process where the State is going to award licenses or
4 award a contract, that if an applicant for a license or a
5 contract made a job offer to the person that they believed had
6 the final decision-making authority over their application, you
7 would agree with me that that would be improper?

8 A It would be.

9 Q In fact, it would be something that would unfairly
10 give that applicant potentially an advantage over everyone else
11 who did not make an offer of employment?

12 A Potentially.

13 MR. ROSE: All right. Let's -- Brian, could you pull
14 up Mr. Puliz's deposition. Let's go to page 74.

15 BY MR. ROSE:

16 Q Now, Mr. Puliz, we're not going to read this, because
17 I think some attorneys went through it yesterday and went
18 through it today, as well. But starting on page 74, line 6,
19 and then it spills over to page 75, through line 14, and if you
20 want to read that, you can. Would you like to read that again
21 before I ask you a question about it?

22 A No. I've read it already.

23 Q You're familiar with it. Okay. You didn't mention
24 anything here about the offer of employment being a joke, did
25 you?

1 A I didn't at that time just because I don't think it
2 was asked to me that way. I was not taking that seriously, and
3 I didn't think anybody else was, either.

4 Q And you didn't mention here when you were asked about
5 this in your deposition on March 9th that it wasn't a real
6 offer. You didn't testify to that here, did you?

7 A Well, I think -- okay. He said he had just a quick
8 little discussion, it wasn't a job offer.

9 Q So, again, back to my question -- well, first of all,
10 you say that here on page 74, don't you? You said it was a job
11 offer. Those are your words.

12 A I don't know where I say that, but -- what line?

13 Q All right. Let's look at page 74, starting at
14 line 11:

15 Answer, "He had one quick little discussion with
16 Jorge Pupo. Jorge told him that -- and this is before the
17 application came out -- that he would be leaving the state soon
18 and, Nick just told him, 'Wow. Well, if you need a job, I need
19 a compliance officer,' and that's the only thing they said."

20 Did I get that right?

21 A Yes.

22 Q All right. So I would call that Nick offering him a
23 job. You disagree with that?

24 A Yeah.

25 MS. SUGDEN: Objection. Argumentative.

1 THE COURT: Overruled.

2 MR. ROSE: Okay.

3 THE WITNESS: Yes, I disagree with that. Because,
4 again, you have to take a concept of the whole idea of it.
5 Jorge was saying that if Laxalt got elected governor he was
6 going to be leaving. So I did leave that out of my
7 depositions. And it was just one of those discussions kidding
8 around stuff with politics.

9 BY MR. ROSE:

10 Q Okay. So --

11 A It was not a job offer.

12 Q So for you there's a difference --

13 A Do you think my son actually would believe that he
14 could offer a \$50,000 compliance officer job to Jorge and
15 actually get a favoritism from him? That's more of an insult
16 than it is a favoritism. Now, you know, if somebody big
17 offered him a \$200,000-a-year compliance job, yeah, that would
18 have been a serious offer. But we're not that size of a
19 company.

20 Q Okay. And so, to go back to my original question on
21 page 74 and 75, when you were asked about this and you're
22 explaining about it you didn't mention anywhere that it was a
23 joke, did you?

24 A It doesn't say it there, but I guess --

25 Q And you didn't mention anywhere that it was not a

1 real offer.

2 A Well, I'd said it was just a little discussion. So I
3 guess I felt that was covering it.

4 THE COURT: Hold on a second, Mr. Rose. Can those of
5 you on the phone make sure we're on mute, please.

6 Keep going.

7 MR. ROSE: All right. Let's go to -- Brian, if you
8 would, let's go to page 150 of the deposition.

9 BY MR. ROSE:

10 Q And I don't think we've gone through this yet, so I'm
11 going to read this. You tell me if I get it right or if
12 there's anything I leave out; okay? I'm going to start at
13 page 150, line 16.

14 Question, "When you submitted your application who
15 did you expect to actually do the scoring?"

16 Answer, "The full-time employees of the Division of
17 Tax, Department of Tax."

18 Question, "Would that have included Jorge Pupo?"

19 Answer, "He told me he would be the final decider. I
20 think he was."

21 Question, "And did you have any concern about that
22 when you had a meeting with Jorge Pupo and your son Nick had
23 indicated that he may discuss a job with Jorge Pupo?"

24 "Object to form."

25 THE COURT: Overruled.

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1 BY MR. ROSE:

2 Q Answer, "The job had nothing to do -- or that
3 discussion had nothing to do with any of that."

4 Did I read that right?

5 A Yes.

6 Q Okay. And there you use the word "job," don't you?

7 A Because he used the "job" to me -- used the word
8 "job" to me, the questioner did.

9 Q And you used the word "job" in your --

10 A Was that you that questioned me on that?

11 Q You used the word "job" in your answer; correct?

12 THE COURT: No. It was Mr. Koch, it says in the next
13 line.

14 THE WITNESS: Yeah. Because that's the way it was
15 asked, yes.

16 BY MR. ROSE:

17 Q And at least up to that point again you don't mention
18 anything about that job or that discussion, whatever you want
19 to call it, you don't mention that being a joke or that it's
20 not a real offer, did you?

21 A Doesn't look like it.

22 Q Okay. Let's keep going. So page 151, starting on
23 line 7, question by Mr. Koch.

24 "And I understand that. And I guess my question is
25 when your son Nick came back and said he had a conversation

1 with Jorge, Jorge was thinking of leaving, and your son said,
2 maybe I need -- if you need to a job, I may need a new
3 compliance officer, did that make you concerned in any way?"

4 "Object to form."

5 THE COURT: Overruled.

6 BY MR. ROSE:

7 Q Answer, "No."

8 Question, "Even though you expected that Jorge would
9 be the final word on applications?"

10 Answer, "Yeah. But it wouldn't affect -- we weren't
11 talking about a big enough deal."

12 Question, "So that's, I mean, your perception of
13 that. You don't know what Jorge was thinking, do you?"

14 Answer, "I do not."

15 Did I read that right?

16 A Yes.

17 Q Okay. And again, no mention here about this being a
18 joke; correct?

19 A Correct.

20 Q Okay. Let's go to page 195. And I'm going to read
21 starting at line 11:

22 Question, "I know you testified earlier that your son
23 had some discussions with Mr. Pupo regarding some kind of
24 employment at --"

25 Answer, "Yes. There was one time."

1 Question, "I believe you said it was a compliance job
2 that was discussed."

3 Answer, "That's all Nick offered him. That's all we
4 had."

5 Question, "All right. Is that why it was a
6 compliance job, because that was the only opening?"

7 Answer, "Yeah. Nothing that he would have been too
8 interested in, I'm sure."

9 Did I get that right?

10 A Sure.

11 Q Okay. And again, no mention in that part of your
12 deposition that the discussion or the offer of a job or
13 employment, whatever you want to call it, no mention in the
14 deposition that it was a joke; correct?

15 A Correct.

16 THE COURT: Can those of you on the phone please make
17 sure we're on mute.

18 Keep going.

19 BY MR. ROSE:

20 Q And, Mr. Puliz, you understand that when you
21 testified on March 9th, 2020, you were under oath; correct?

22 A I was.

23 Q And you understood all the questions you were asked?

24 A Mostly, yes.

25 Q You certainly understood the questions that I just

1 read out in your deposition; correct?

2 A I did.

3 Q All right. And you testified truthfully that day?

4 A I did.

5 Q And you're under oath today, as well.

6 A I am.

7 MR. ROSE: Thank you.

8 THE COURT: Mr. Rose, can you wipe down the lectern.

9 Who's next?

10 Mr. Williamson.

11 CROSS-EXAMINATION

12 BY MR. WILLIAMSON:

13 Q Mr. Puliz, how are you?

14 A Good.

15 Q My name is Rich Williamson. I represent a company
16 called Deep Roots Medical LLC. I just have a couple
17 questions -- a few, I should say.

18 First off, I want to talk about your org chart if we
19 can. And you mentioned that -- with Ms. Levin that you were
20 aware of those regulations; correct? You were aware of the
21 regulations requiring key personnel?

22 A Yes.

23 Q Okay. And in fact that was part of your testimony,
24 that you didn't -- you weren't happy about that, were you?

25 A I wasn't happy about the way our application read

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1 that we didn't understand that we had to put in a lot more
2 detail into each box of our people.

3 Q Okay. Yeah. Because you feel like you provided some
4 detail, but not a lot?

5 A Right. We did a basic org chart.

6 Q Basic org --

7 A Which is what we thought we were asked for.

8 Q And a basic org chart is to show how a company is
9 organized; correct?

10 A Yes.

11 Q Sort of who does what.

12 A And who owns what, yes.

13 Q Yes. Okay. And so any kind of important role you
14 want to make sure is in an org chart.

15 A Right.

16 Q So that you know how it operates.

17 A Right. Correct.

18 MR. WILLIAMSON: Brian, can we pull up Exhibit 12,
19 page 684, please. And can we kind of zoom in, actually, on
20 the -- well, yeah. That'll be fine.

21 BY MR. WILLIAMSON:

22 Q So looking at page 684. You have it there?

23 A Yes.

24 Q And this was in your application; correct?

25 A Yes.

1 Q Your team prepared this?

2 A Yes.

3 Q Okay. And we've got names kind of all along the top,
4 right, who the owners are?

5 A That's all our owners, yes.

6 Q Got it. Okay. And then even the next row we've got
7 all of these owners; correct?

8 A Those are the three owners of GVAN Properties coming
9 off of that.

10 Q Okay.

11 A And myself.

12 Q Got it. Okay. And then to the right of you you've
13 got Mr. Rhodes, who'd be the dispensary advisor?

14 A Yes.

15 Q Okay. The dispensary general manager, that's blank;
16 correct?

17 A Right.

18 Q Security manager, you've got a guy there, Kenny
19 Huebner?

20 A Yeah. He runs our security now and our grow.
21 Remember, until you actually get a dispensary, it's pretty hard
22 to have people already in place to fill those boxes.

23 Q You were aware the regulations required the
24 experience of key personnel?

25 A Right.

1 Q So it's sort of hard to know the experience of who is
2 doing what when, according to this org chart, nobody is doing
3 anything; correct?

4 A How do you put somebody in when you don't have any
5 employees until you get a license?

6 Q So you didn't have the team in place to operate a
7 dispensary yet, did you?

8 A We had the one person with the three and a half years
9 of experience for us to put it in. But you don't hire the
10 other positions when you don't have a job. Now, if you're a
11 dispensary, you already have those people, because you've
12 already had those positions working for you.

13 Q So you --

14 A We are not afforded that type of opportunity.

15 Q You had Mr. Rhodes. That was your key personnel?

16 A That's our key personnel.

17 Q And all of these other positions, other than your
18 security manager, were blank; correct?

19 A Yes.

20 Q And that was your org chart that your team put
21 together. This was your business decision; correct?

22 A Correct.

23 Q The State didn't say, by all means do not hire an
24 assistant manager, do not hire a retail manager. You didn't
25 want to incur that expense, you didn't want to incur that in

1 your budget until you knew you were getting a license; correct?

2 A I don't know how you hire somebody if you don't have
3 a job for them, so you tell me how you could do that. I don't
4 know how you would do that.

5 Q You can't hire someone?

6 A If you don't have a job for them?

7 Q So you're saying you didn't have a job for them;
8 correct?

9 A Not until we were granted a dispensary license. Then
10 we have had a job for them.

11 Q These were not real jobs.

12 THE COURT: You've got to let him finish.

13 MR. WILLIAMSON: Fair enough, Your Honor. I
14 apologize.

15 THE COURT: It's all right.

16 BY MR. WILLIAMSON:

17 Q So these were not existing jobs?

18 A Not in our current organization. Those were
19 projected jobs for a dispensary.

20 Q Now, you hired a lawyer whose name was Jay Brown; is
21 that right?

22 A Yes. Jay and David Brown.

23 Q And he assisted you or they assisted you in 2014;
24 correct?

25 A They did.

1 Q And you didn't get a license in 2014?

2 A I did not.

3 Q And you made the business decision to hire them again
4 for 2018?

5 A I did.

6 Q I'd like to talk about some of the other business
7 decisions. I think you went over with Mr. Koch that your score
8 was 170.99; correct?

9 A That's what it showed on this list, yes.

10 Q And, as far as you know, that's what your score was?

11 A Yeah. I guess so, yes.

12 Q Well, let's pull it up.

13 A The score was 170-something. I'm sorry.

14 Q 170-something.

15 A Yeah.

16 MR. WILLIAMSON: Okay. Brian, can we go to
17 Exhibit 84, please, page 6. And can you highlight "Storey
18 County" there, second from the bottom.

19 BY MR. WILLIAMSON:

20 Q Now, Mr. Puliz, you agree with me -- we've actually
21 had some math quizzes for some other witnesses, so I feel like
22 you should get one, too. 170-something is more than one
23 146.99; correct?

24 A Correct.

25 Q So you actually would have won a license in Storey

1 County had you applied; correct?

2 A Correct.

3 Q But you made the business decision not to apply?

4 A Yes. And I'll be surprised if either one of them
5 actually open up in Storey County.

6 Q Last point. You mentioned Canna Vibe, that you don't
7 know who that is.

8 A No.

9 Q Okay. So that's something you think the State might
10 have messed up?

11 A I don't know who put this together, so somebody did.

12 Q When you say you don't know who put this together,
13 you're talking about Exhibit 84?

14 A Yes.

15 Q So whoever put together Exhibit 84 messed up?

16 A Yeah. I don't know who Canna Vibe is, that's all.

17 Q Right. Because tying your name, THC, to Canna Vibe
18 is a mess-up?

19 A Right.

20 MR. WILLIAMSON: Okay. Brian, can we go to
21 Exhibit 12. Let's go to page 892, please. And can we
22 highlight the first paragraph at the top.

23 BY MR. WILLIAMSON:

24 Q Do you see that paragraph there? Do you see where it
25 says, "Canna Vibe Dispensary/THC Nevada LLC" in your

1 application? Do you see that, sir?

2 A I see it on this form. I don't know -- I still don't
3 know who Canna Vibe is, though.

4 Q So somebody for sure did a mess-up in this
5 application, didn't they?

6 A Yeah. I don't know. They were electronic
7 applications, so I don't know.

8 MR. WILLIAMSON: No further questions, Your Honor.

9 THE COURT: Thank you for wiping down the lectern
10 without being asked. I appreciate that.

11 Next? Any other intervenors?

12 The State's already gone. That takes me back to
13 redirect to you, Ms. Sugden, as soon as we get it wiped down.

14 REDIRECT EXAMINATION

15 BY MS. SUGDEN:

16 Q I'm back, Mr. Puliz. Going to try and beat this dead
17 horse into the ground a little more, because I know the Judge
18 really likes it when we do that.

19 This job with Mr. Pupo or job offer thing in passing,
20 you heard Mr. Pupo testify; correct?

21 A I did. Not very well, but I -- I hear the attorneys
22 better than you do the witnesses.

23 Q Well, did you hear Mr. Pupo say that it wasn't a big
24 deal, this supposed offer, job offer from Nick to him?

25 A Yeah.

1 Q And is that --

2 A Since my deposition I'd actually refreshed my memory
3 with my son, and that's where I got -- remembered more of the
4 details of it. So I'm able to talk about it a little more
5 fully now.

6 Q So was Mr. Pupo's testimony in line with your
7 understanding of what that comment was?

8 A Exactly.

9 Q Now --

10 A I doubt he even remembered it. I'd be surprised.

11 Q I actually don't think he did at first, but -- With
12 regard to -- you were asked on page 74 in your deposition,
13 "Have you or anyone at THC Nevada ever discussed offers of
14 employment with existing or former employees of the Department
15 of Taxation?"

16 Do you remember that?

17 A Yes.

18 Q How easy would it have been for you just to say, I
19 don't recall?

20 A It would have been. And I -- all I did was I
21 remember that one discussion with my son, and I needed to
22 refresh my memory on it, which I have now.

23 Q So you told the truth?

24 A I did.

25 Q Even though it opened you up to hours of

1 insinuation --

2 A Yes.

3 Q -- about what that meant?

4 MS. SUGDEN: If we could pull up Exhibit 537.

5 THE COURT: Which one?

6 MS. SUGDEN: 1537. I apologize.

7 THE COURT: Hold on a second.

8 MS. SUGDEN: I can't even read my own handwriting.

9 THE COURT: Thank you.

10 BY MS. SUGDEN:

11 Q Mr. Puliz, do you remember being questioned on this?

12 A I do.

13 Q And I objected. I actually don't know the attorney's
14 name, but I said, attorney client privilege once I got to take
15 a look at it, kind of scoffed; right? Because when I saw this
16 I said, well, this is an email from Mr. Puliz to David Brown,
17 who was the attorney representing you in the application
18 process; correct?

19 A Correct.

20 Q So my initial thought was, why would they produce
21 this? So I made that objection. And then --

22 MR. PRINCE: Objection. Move to strike the
23 commentary business.

24 THE COURT: Overruled. Denied.

25 BY MS. SUGDEN:

1 Q Mr. Puliz, I'll submit to you that then I followed up
2 with your former counsel Brownstein Hyatt on this matter. And
3 do you understand that I did that?

4 A Yes.

5 Q Okay. And when I followed up with Brownstein Hyatt I
6 understood the reason that this document was produced is
7 because, unlike Amanda Connor and all the discussions she had
8 with her clients --

9 MR. PRINCE: Your Honor, move to strike the
10 commentary. That is not a question.

11 MS. SUGDEN: It's a question.

12 THE COURT: So, Ms. Sugden, I can't have you making a
13 record about what you and Brownstein Hyatt talked about.

14 MS. SUGDEN: Sure. Okay. I'll rephrase.

15 BY MS. SUGDEN:

16 Q Mr. Puliz, did you have an understanding of why this
17 document was produced?

18 A No. I know why we gave it to our old attorneys,
19 because he wanted all of our discussions. But I assumed that
20 was attorney private privilege also, when we gave our
21 discussions with one attorney to our new attorney now.

22 Q Okay. Is it your understanding -- based on your
23 testimony you like to have transparency; right?

24 A I do.

25 Q And again, because you've had plenty of experience in

1 other competitive bidding processes?

2 A If you want the State to be recognized for the gold
3 standard it wants to be, you'd better be transparent. Because
4 all this hiding stuff and black stuff out just makes it look
5 like we are being nontransparent.

6 Q Okay. We talked a little bit about this location
7 discrepancy with the County versus the City and the State;
8 right?

9 A Yes.

10 Q Would it surprise you if I talked to Nick, who
11 reviewed this for us; right?

12 A Yes.

13 Q And he submitted there was no deduction for points --
14 MR. J. SMITH: Objection. Hearsay.

15 THE COURT: You can't tell us what you talked about
16 Nick.

17 BY MS. SUGDEN:

18 Q Now, let's talk about the scoring. Are you here to
19 ask this Court to rescore your application?

20 A I am not.

21 Q Are you here submitting that you would have gotten a
22 license if this was scored properly?

23 A I am not.

24 Q Are you here because you believe the system was
25 flawed?

1 A From the start. Which we complained about it to
2 begin with. It gave way too much influence to existing
3 dispensary owners. From the very start of this application I
4 thought it was wrong.

5 Q Did you testify that you had someone do your budget
6 for this application?

7 A We did.

8 MS. SUGDEN: Okay. Can we pull up 1642.

9 And, Your Honor, this is the -- hasn't been admitted,
10 but it's a scoring sheet.

11 THE COURT: Okay.

12 THE CLERK: Proposed.

13 THE COURT: I'm not looking.

14 BY MS. SUGDEN:

15 Q Now, I heard you testify that you had over \$3 million
16 that was provided for adequate expenses to cover operations;
17 correct?

18 A Yeah. 3.7 -- what does that say there, 3 or -- I
19 don't know.

20 Q Over 3 million?

21 A Right.

22 Q Okay. And then also in these notes, though, it says
23 there's no operating budget; correct?

24 MR. J. SMITH: Objection for reading a document not
25 in evidence, Your Honor.

1 THE COURT: Can we not read it. But you are welcome
2 to ask the witness any questions you want to about it without
3 actually reading the document.

4 MS. SUGDEN: Yes.

5 BY MS. SUGDEN:

6 Q Mr. Puliz, if a grader determined that there was no
7 operating budget, would you refute that that was the case from
8 THC's application?

9 A I would.

10 Q Okay. Because you in fact paid someone, I believe,
11 to prepare; correct?

12 A We did.

13 Q Okay. And again, you got one point out of twenty
14 on -- from this grader?

15 A Correct.

16 Q Okay. So based on that -- I'm going to go back to
17 your deposition. On page 136 do you see on line 7 it begins.

18 "Other than what you talked about, the
19 issues of consideration, of taxes, and the
20 feeling that dispensary -- dispensaries were
21 favored over cultivators or others, are there
22 any other things that you believe were done
23 arbitrarily or irrationally by the Department
24 of Taxation in the application process?"

25 You see that?

1 A I do.

2 MS. SUGDEN: Okay. There's an objection to form.

3 THE COURT: Overruled.

4 BY MS. SUGDEN:

5 Q And your answer, can you please --

6 MR. WILLIAMSON: Your Honor, I'm going to object. Is
7 she impeaching her own client with --

8 THE COURT: No. She's supplementing the record with
9 it. She's permitted to supplement the record when you guys
10 have already used the deposition. Overruled.

11 BY MS. SUGDEN:

12 Q Do you still agree with the statement, "I believe the
13 scoring was --" excuse me. "I believe the scoring by using
14 unqualified, untrained scorers was arbitrary and irrational?"

15 A I do agree with that still.

16 Q You were asked on cross about this letter from Nick
17 again. Do you believe based on your conversations and
18 understanding of that situation that THC had the intention to
19 defraud the Department of Taxation when it submitted that
20 letter?

21 A They did not.

22 Q Is it your understanding that CNLV had actually
23 granted that use that was being acknowledged as a distribution?

24 A Yes.

25 Q Okay. So is it -- strike that. Do you remember

1 Mr. Smith from the Essence entities?

2 He had asked you -- he had showed you a -- we're
3 going to back to Exhibit 1006, page 29.

4 Again, your understanding based on the information
5 that your counsel and your consultants obtained was that a
6 location was need; correct?

7 A Yes.

8 Q Okay. Now, the last counsel had asked you about, you
9 know, why you didn't, for instance, put and hire people in
10 those positions on that org chart. You recall that?

11 A I do.

12 Q Okay. Because just like now the defendants are
13 asserting is that location, you didn't need to obtain one,
14 because that would be an added expense; correct?

15 A Correct.

16 Q And -- but yet as a cultivator who doesn't have a
17 dispensary, you're supposed to go and hire these positions,
18 like you said, that don't exist?

19 A Yeah. It doesn't make a lot of sense.

20 Q Okay. Does that lead to your understanding, then,
21 about this process being flawed?

22 A Yes.

23 MS. SUGDEN: Okay. Can you pull up, Shane,
24 Exhibit 12, page 684.

25 BY MS. SUGDEN:

1 Q Now, this is the org chart which we had gone over
2 that was graded so lowly; correct?

3 A Correct.

4 Q Okay. And I believe Mr. Smith had compared it --
5 MS. SUGDEN: If we could go to page 706 of this
6 Exhibit 12.

7 BY MS. SUGDEN:

8 Q This is my form. Are there any other words, Mr.
9 Puliz, that you would use to describe me in this? I mean, is
10 "investor" sufficient?

11 A Yeah. That's what most of our people were that are
12 on that org chart. They're investors.

13 Q Was I involved in the day-to-day operations of THC
14 Nevada?

15 A You were not.

16 Q Okay. Now, this is not the organizational chart;
17 correct?

18 A Right.

19 Q This has the word "describe." Is it your
20 understanding that the criteria for the organizational chart
21 had the word "describe" in it?

22 A No.

23 Q Okay. And is that your understanding, your testimony
24 earlier that if you had had the accurate information it would
25 have been easy to update that org chart to have the detailed

1 information about the descriptions?

2 A Completely. Because even without a name of a person
3 we could have put a description of a paragraph for each job
4 duty for each one of those. I didn't know that was necessary,
5 and neither did anybody else that we were putting the
6 application with.

7 Q We talked about self reporting; right?

8 A Yes.

9 Q And I think there's been a discrepancy that if you
10 self report you're kind of in this blessed category and because
11 you've come and told it on your own, you might be treated
12 differently than if you're not self reporting. Is that fair?

13 A That's kind of what it's made it sound. That's not
14 really the way it works.

15 Q Okay. Now, I know -- has THC made any self reports
16 recently about employees not wearing masks given COVID?

17 A We did.

18 Q Okay. And what happened in response to that self
19 report?

20 A They called us and made us send them videotape
21 issues. They gave us certain times. I understand they were
22 doing that to more than just us, but they wanted to see this
23 minute of tape and this minute of tape so they could look at it
24 and see were your employees wearing masks.

25 Q So when you self reported an incident the Department

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1 followed up and asked for videotape so then they could go back
2 and verify, as well?

3 A Yes.

4 Q Okay. So would you expect that to occur, the
5 Department would ask for followup footage on any other type of
6 self reporting?

7 A Yeah, I think, because of the changeover now from
8 Division of Tax to the Cannabis Commission, I don't think
9 they're doing as many inspections and stuff as they used to do
10 just through this short period of time, which would be normal,
11 you know, changing bosses and offices or whatever they're
12 doing. So, yeah.

13 Usually whenever we've had any issues they've come
14 right down and investigated and talked to our people, and -- I
15 mean, they do a good job on that. They usually do a heck of an
16 investigation. If it's something serious, I'd expect them to
17 do a real in-depth investigation.

18 Just because you self reported one thing doesn't mean
19 five other things of the same thing didn't happen. You just
20 didn't report those. You only reported the one.

21 Q Understood. Now, Mr. Prince had gone through that
22 Exhibit 84 and asked you to go through and identify which
23 certain applicants were cultivators only. Do you recall that?

24 A Yes.

25 Q Okay. And do you think that you identified about 32

1 that were cultivators only, 32 applicants?

2 A Yeah. Again, I don't know that they're just
3 cultivators. They may have filed under a cultivator license,
4 or they may have been in the process of being bought or sold to
5 one of the big companies that seem to be getting larger and
6 larger.

7 Q Okay. Now, again, we talked about the reasons when
8 you were questioned on why you decided to initiate or
9 participate in this litigation; correct?

10 A Correct.

11 Q Okay. And my understanding is you're not saying,
12 again, that your application would have been approved or
13 whether or not anyone else's would, it's that the process was
14 inherently flawed; is that correct?

15 A That's exactly my point, yes.

16 Q Okay. And did you determine that in part when you
17 found out that three applicants received 34 percent of all the
18 applications that were available?

19 A Yeah. That was one of the areas that made me quite
20 upset because of my discussion with Jorge and then hearing how
21 a few got so much. I didn't know it was the State's job to
22 make the rich get richer.

23 MS. SUGDEN: Thank you. I'm all finished.

24 THE COURT: Thank you, Ms. Sugden. Can you wipe down
25 the lectern.

1 MS. SUGDEN: Yes, I will.

2 THE COURT: I assume no one else has anything. Thank
3 you.

4 Ms. Cronkhite, welcome back. When you're ready. If
5 you need a break before we start you, let me know. But when
6 you're ready, we'll start your testimony -- or resume your
7 testimony.

8 MS. CRONKHITE: Yes, Your Honor.

9 THE COURT: And I am glad to see you back. I'm glad
10 you're feeling better.

11 THE WITNESS: I'm done?

12 THE COURT: Thank you again, sir. Have a nice day.

13 THE WITNESS: Thank you, Your Honor.

14 THE COURT: So, Ms. Cronkhite, do you want a break
15 before we start?

16 MS. CRONKHITE: If I could use the restroom real
17 quick.

18 THE COURT: Yep. So, guys, we'll take five minutes.

19 (Proceedings recessed at 11:18 a.m. until 11:21 a.m.)

20 THE COURT: Are you ready?

21 THE WITNESS: Yes.

22 THE COURT: Dulce, if you could swear her in.

23 THE CLERK: Please raise your right hand.

24 **KARALIN CRONKHITE**

25 [having been called as a witness and being first duly sworn,

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1 testified as follows:]

2 THE CLERK: Thank you. Please be seated. Please
3 state and spell your name for the record.

4 THE WITNESS: Karalin Cronkhite. K-a-r-a-l-i-n,
5 C-r-o-n-k-h-i-t-e.

6 THE COURT: And welcome back, ma'am. Again, I want
7 to express my appreciation to you for coming back, and I'm glad
8 you're feeling better.

9 THE WITNESS: Thank you, Your Honor.

10 THE COURT: Mr. Miller. And if you need a break at
11 any time, you let me know.

12 THE WITNESS: Thank you.

13 MR. MILLER: Thank you.

14 Shane, could you pull up -- please pull up Exhibit
15 1010-03?

16 CONTINUED DIRECT EXAMINATION

17 BY MR. MILLER:

18 Q Ms. Cronkhite, do you recall that when we last left
19 off on your testimony, you were giving us some information
20 about how you trained the evaluators relative to these
21 evaluation score sheets?

22 A Yes.

23 Q Okay. I want to turn your attention to this page,
24 "Building Plans demonstrate necessary regulatory requirements."

25 The first section there, it says, "Regulatory

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1 requirements include," it says, "Have an appearance, both as to
2 the interior and exterior, that is professional, orderly,
3 dignified, and consistent with the traditional Nevada retail
4 marijuana stores."

5 Can you tell us how you trained the evaluators as to
6 how to score that section?

7 A Yes. So I showed them -- or they were familiar with,
8 I should say, NAC 453A, which described what traditional Nevada
9 dispensaries looked like. Any operational Nevada retails
10 stores were also a dispensary, as medical and recreational.
11 They were dual-licensed at the time.

12 They were to look at elevations, which were part of
13 the floor and building plans. And so, from that, they could
14 get a good idea of what the interior and exterior of the
15 building looked like to make sure that it was professional in
16 appearance, somewhat similar to like a pharmacy would be.

17 Q Okay. So was this a subjective analysis, or they
18 were simply supposed to check whether or not this meant the --
19 met the regulatory requirements?

20 A Whether it met the regulatory requirements.

21 Q Okay. So this is more of a yes or no as to whether
22 or not they actually met those requirements; is that right?

23 A Correct.

24 Q Okay. And moving to the next one, "Have professional
25 signage that meets the advertising guidelines established by

1 the Department."

2 Is that also the case? That's more of a checklist as
3 to whether or not they included that provision and met the
4 regulatory requirements?

5 A Correct.

6 Q Okay. If you can review the remainder of that short
7 section, where it says, "Regulatory requirements include."

8 Can you confirm for us that the actual scoring would
9 have just been to look at those criteria and ensure that they
10 met the regulatory requirements?

11 MS. LEVIN: Objection, vague.

12 THE COURT: Overruled.

13 THE WITNESS: Yes, to an extent.

14 BY MR. MILLER:

15 Q Okay. What do you mean by "to an extent"?

16 A So it says, "Have a single, public entrance to
17 demonstrate strict security measures to deter and prevent the
18 theft of marijuana and unauthorized entrance."

19 So in this case, it is not a requirement of the
20 regulations that they have a mantrap, however, that would be
21 preferred. So that's one example of strict security measures.

22 Q Okay. But were you training them to evaluate the
23 plans in terms of a subjective analysis, as one plans was
24 better than another in that regard, or simply that it included
25 specific provisions?

1 A I'm sorry, can you repeat that question?

2 Q Were you training them to evaluate these plans in
3 terms of a subjective analysis, as to the quality of this plan,
4 or were you training them instead as to whether or not the plan
5 contained specific elements?

6 A It was both.

7 Q Okay. And so how did you explain that distinction to
8 the evaluators?

9 A So if they did demonstrate that they had a single
10 entrance, that was good; they met all the requirements. But,
11 you know, if you're looking at -- can you scroll down so I can
12 see what an excellent response would include? Is it not in
13 there?

14 It's okay. So if they were able to check off all the
15 boxes, they had all the information, that would get them into
16 the excellent category. But if it was exceptional, if it was
17 added security measures, that would get them a better score,
18 for example.

19 Q So you said they were able to check the boxes as to
20 what was required. And what would be exceptional beyond what
21 you just identified as being required?

22 A I'll go back to my previous example. If they had a
23 mantrap rather than just walking through the front door and
24 having full access to the dispensary, that would be better to
25 have the mantrap.

1 Q Okay. But if it just had a single public entrance
2 and demonstrated strict security measures to deter and prevent
3 the theft of marijuana, that would only get them an excellent
4 score?

5 A Yes. So if -- so the mantrap would demonstrate
6 strict security measures --

7 Q I see.

8 A -- whereas just walking into the dispensary, being
9 open, that would show that they had a single public entrance,
10 but not necessarily strict security measures.

11 Q Okay. So in the example that you just gave, if they
12 had included a mantrap, what score did you recommend to the
13 evaluators that they score that application as?

14 MS. LEVIN: Objection, incomplete hypothetical.

15 THE COURT: Overruled. You can answer.

16 THE WITNESS: I can't say, because that was just one
17 part of this entire document.

18 BY MR. MILLER:

19 Q Okay. Well, how did you train them to look at
20 individual components relative to the overall scoring for the
21 -- for that individual section?

22 A They would go through this scoring tool and check off
23 everything that was available. If they met all the
24 requirements, that would put -- if they had included all of the
25 required documents, that would put them into the excellent

1 category, and then there's a range in that category.

2 Q Okay. So the range is on page 4; is that right?

3 A Yes.

4 Q Okay. So they had a possibility of ten points for
5 this section; right?

6 A Yes.

7 Q Okay. So how did you train them as to how to break
8 out those ten points for the -- for the requirement that
9 building plans demonstrate necessary regulatory requirements?

10 A So it was separated into thirds. I believe it was --
11 0 to 3 was poor, 4 to 7 was average, and 8 to 10 was excellent.

12 Q Okay. So it looks like, just on this first box,
13 there are five different descriptions on the first page,
14 correct, in terms of the "Regulatory requirements include"? So
15 how did you train them to break out those components and score
16 them?

17 A Well, like I said, if they had all of these included,
18 that would put them into the excellent range.

19 Q I'm sorry?

20 A If they included all of the items listed, that would
21 put them into the excellent range.

22 Q Okay. And so, if they were in the excellent range on
23 the -- ultimately, we go down to the section that, "Demonstrate
24 that the adequate lighting is established." If they were in
25 the excellent stage on just whether or not they've met the

1 regulatory requirements that we just talked about, how many
2 points would they get?

3 A I'm sorry, I couldn't understand you.

4 Q If they were in the excellent range --

5 THE COURT: You've got to speak louder.

6 MR. MILLER: Sorry.

7 BY MR. MILLER:

8 Q If they were in the excellent range on the regulatory
9 -- those five sections of the regulatory requirements, how many
10 points would they obtain?

11 A That would be in the range of 8 to 10 points.

12 Q Okay. They would get 8 to 10 points just on those
13 five criteria alone?

14 A It looks like there's more than five.

15 Q Yeah. To be clear, there's two sections here; right?
16 There's a second section that says, "Demonstrate that adequate
17 lighting is provided in all areas of the establishment," and
18 there's a couple of other criteria that we haven't talked about
19 yet; right?

20 A Those were all included.

21 Q Okay. So if they were missing one component of this,
22 how did you train them to score the application?

23 A Well, I recall letting them know that lighting was
24 typically found in the security section. It was rarely
25 actually included in the building plans section, so I

1 instructed them to always check in the building security
2 section for lighting. But as long as they addressed every
3 single one of these issues, they could fall into the excellent
4 category.

5 Q Okay. And so they'd get the full points; is that
6 right?

7 A They would be in the excellent category of a range of
8 8 to 10 points.

9 Q I'm sorry?

10 A They would be in the range of 8 to 10 points.

11 Q Okay. So you get -- you got 8 to 10 points, so long
12 as you just identify the criteria that's listed on this sheet;
13 is that right?

14 MS. LEVIN: Objection, misstates the testimony.

15 THE COURT: Overruled.

16 THE WITNESS: As long as it met the criteria outlined
17 in the regulations.

18 BY MR. MILLER:

19 Q Okay. And was there additional criteria beyond these
20 evaluation sheets that you asked them to consider?

21 MS. LEVIN: Objection, vague.

22 THE COURT: Overruled.

23 THE WITNESS: Yes.

24 BY MR. MILLER:

25 Q What additional criteria did you ask them to consider

1 that wasn't on the evaluation sheets?

2 A Well, this is just an outline. So, like I said, a
3 single public entrance is required; however, it also says,
4 "Strict security measures to deter and prevent the theft of
5 marijuana or unauthorized entrance."

6 So they could elaborate in that section and
7 demonstrate additional security measures.

8 Q Okay. And what additional security measures did you
9 train them to consider?

10 A A mantrap was one option. If they had an actual
11 vault, rather than just a small safe. If their -- if they had
12 any way to prevent people from just walking past a swinging
13 door to get behind the counter, you know, something more secure
14 would be ideal. It was really up to the applicant to explain
15 that to us.

16 Q Okay. So, as I understand you, if they had listed
17 all of the criteria that's contained in this section, they'd
18 fall in the excellent category, which you described as 8 to 10;
19 is that right?

20 A Correct.

21 Q Okay. And so, on the higher end of the 8 to 10
22 points, they may also have additional items that would
23 supplement those regulatory requirements listed?

24 A I'm sorry, can you -- can you repeat that?

25 Q On the higher end of the spectrum, on the 8 to 10

1 points, they would have listed additional items beyond what was
2 -- beyond the bare minimum that was listed here? Am I
3 understanding your testimony correctly?

4 A No. Just elaborating on what is asked of --

5 Q Okay. Well, what -- how -- what is the difference
6 between somebody who would get 8 points in this section and
7 somebody who would get 10?

8 A For example, if somebody just had a single entrance
9 that went straight out into the dispensary, that would be more
10 in the 8 point range, whereas if they had a mantrap, that would
11 lean more toward the 10 point range. That would show very
12 strict security measures.

13 If they had a very secure vault where they stored all
14 their product, that would be much better than just having a
15 small safe or a small locking cabinet.

16 Q Okay. And what if their plan failed to identify
17 signage that met the advertising guidelines established by the
18 Department? How would that have been dealt with?

19 A So the appearance and the signage was all typically
20 lumped together. They were just to demonstrate that it was
21 going to be professional. I also instructed them not to -- or
22 to keep an eye out for any identifiers in that section, but
23 really, they were just looking to make sure that it was in line
24 with the NAC and that it was professional in appearance.

25 Q Okay. And what happens if they found any

1 identifiers?

2 A I believe that they were deducting two points per
3 section.

4 Q Two points for every time an identifier was
5 mentioned?

6 A No.

7 Q When would you deduct two points?

8 A Two points per section.

9 Q And when you say section, what do you mean?

10 A I believe it was the subsection, but I'm not
11 positive.

12 Q Okay. So by subsection, do you mean that -- on
13 page 4 where it lists 0 to 10 points, it's referring to pages 3
14 and 4, that if you list an identifier in this section, you
15 would lose two points?

16 A That's my understanding.

17 Q Is that how you trained them?

18 A I did not train them to deduct two points.

19 Q Okay. Would you train them relative to this fourth
20 one, "Is of suitable size, construction, and location to
21 facilitate cleaning, maintenance, and proper operations"?

22 A Yes.

23 Q What did you train them with respect to that
24 criteria?

25 A This was about the flow of their floor plan,

1 demonstrating that -- where their equipment was placed, where
2 their -- if they were repackaging on site, that they had a
3 three-compartment sink, that their products were not going to
4 be stored in splash zones or below chemicals, things like that.
5 So, basically, the flow of their floor plan was adequate so
6 that they could adequately clean and operate their facility.

7 Q Okay. And so, specific to the phrase, "Is of
8 suitable size," how did you train them to consider that
9 verbiage in the context of that provision?

10 A Only in the sense that they had the space to walk
11 around and facilitate cleaning and sanitation. That's all I
12 can think of.

13 Q Okay. So does a larger floor plan help in that
14 regard?

15 A Not necessarily.

16 Q Okay. But enough space on that floor plan so that
17 you'd be able to accommodate that criteria; is that right?

18 A Yes.

19 Q Okay. And applicants could submit a single
20 application for any jurisdiction; is that correct?

21 A I'm sorry, I'm having trouble hearing you.

22 Q Applicants could submit a single application that
23 could be used in all different kinds of jurisdictions; is that
24 correct?

25 A I believe so.

1 Q Okay. And so, oftentimes, the evaluators would have
2 been evaluating floor plans that could have applied to seven or
3 eight different applications; is that right?

4 A I believe so.

5 Q Okay. And so, when they made the determination for
6 suitable size, they're simply working off of a model floor
7 plan; is that correct?

8 MS. LEVIN: Objection, calls for speculation.

9 THE COURT: Overruled.

10 THE WITNESS: I suppose that could be possible.

11 BY MR. MILLER:

12 Q Okay. If you'd turn to Exhibit 1009. This is the
13 evaluation sheet for Care, Quality, and Safekeeping.

14 The first criteria here -- I want to go through the
15 same exercise and see if we can understand how you trained them
16 to evaluate this criteria.

17 It says, "Marijuana product has been tested for
18 content, quality, and potency, and that the product is in
19 Metrc, and passed all testing requirements, and is logged and
20 verified in Metrc."

21 How did you train them to evaluate that criteria?

22 A So, they were already very familiar with the
23 regulatory requirements for testing cannabis or marijuana, so
24 they were aware of what needed to be -- what it needed to be
25 tested for.

1 One thing I had specifically -- I specifically recall
2 telling them to watch for was, since this was a dispensary
3 application or a retail store application, that products should
4 already be tested upon receipt. And what a lot of people tend
5 to do is they would put in the application, we will test it for
6 A, B, C, whereas it's really the lab that should be testing it
7 for those items.

8 Additionally, they would say -- they might say
9 something along the lines of, we will have it tested by a lab,
10 when, in reality, that cultivator or producer should have it
11 tested by that lab. So their job is to verify that it had been
12 tested for all those things, not necessarily to send it for
13 testing.

14 Q Okay. And so what -- can you give me an example of
15 what an ideal description of this component of the plan would
16 say?

17 A "The marijuana product has been tested for," and then
18 they would list out potency, terpenes, Aspergillus, total
19 Enterobacteriaceae, yeast and mold, heavy metals. You get the
20 idea. They would -- they would list out everything that it's
21 required to be tested for.

22 Q Okay.

23 A Production runs, depending on what type of product it
24 is, are tested for different items. You know, if it's an
25 extract extracted with a solvent, then it would have to be

1 tested for residual solvents, for example.

2 So we would want to see that kind of detail in the
3 application, just stating that they understand what that lab
4 report should show for that product, and that they understand
5 that it needs to pass on all these items before they receive
6 that product.

7 Q Okay. And you trained them on all of that?

8 A Yes, but like I said, they were already very familiar
9 with the regulations by the time I arrived.

10 Q Okay. How much time do you think they spent
11 reviewing the regulations to understand it on the depth that
12 you just explained?

13 A They were trained on the regulations, and the
14 statutes, and also given tests that they had to pass prior to
15 my arrival in Carson City.

16 Q Okay. So the provisions that you just cited, are
17 those within the regulations?

18 A Yes.

19 Q And so you believed when you arrived for the training
20 that they had already been instructed in such depth that they
21 knew those requirements in enough depth that they only needed
22 these guidelines?

23 A No, I went over them with them again, but they were
24 already very familiar with them.

25 Q Okay. Were they given supplemental materials in

1 order to be able to reference to make sure that they were
2 looking for the right requirements?

3 A Yes, they were given the regulations and statutes.

4 Q Okay. And so did you -- how did you associate the
5 regulations and statutes to any of the individual components?

6 A Well, there's -- there's a regulation that
7 specifically lays out exactly what product has to be tested
8 for, at what stage.

9 Q Okay. And so when they were given the regulations,
10 were they simply given the full body of the NAC 453D?

11 A I'm sorry. I can't hear you.

12 Q How -- how'd you give them the regulations? In -- in
13 what manner did you give it to them? Did you just simply give
14 them the -- the full text of NAC 453D, or did you link it up to
15 specific requirements in the evaluation seats that they were
16 supposed to be looking for?

17 A No, we looked at that specific regulation when we
18 were talking about this specific topic.

19 Q And then you provided those regulations to go along
20 with this?

21 A I believe the regulations were available on their
22 computers.

23 Q And so with this specific criteria here, just this --
24 this one bullet point --

25 A I'm sorry, I can't hear you.

1 Q -- just this one bullet point, you expected the
2 evaluators to look into detail as to specific regulations and
3 apply that, and determine whether or not that was within the
4 application?

5 MS. LEVIN: Objection, vague and argumentative.

6 THE COURT: Overruled.

7 THE WITNESS: I'm sorry. Can you say it again?

8 BY MR. MILLER:

9 Q Sure. With respect to this criteria that we've been
10 talking about, this one bullet point, you expected the
11 evaluators to look through the regulations and associate all of
12 the regulatory requirements that you just told us in order to
13 -- to determine whether or not that was found in the
14 application?

15 A Yes.

16 Q All right. What about the next one, "Demonstrates
17 that no product will be sold until all required quality
18 assurance testing has been completed."

19 What did you train them on that, with respect to that
20 criteria?

21 A Basically, the -- the retail store application just
22 had to demonstrate that they understood that product could not
23 be sold until it has passed all required testing.

24 Q Okay. So was it sufficient to state simply that?

25 A Yes.

1 Q And for that, would you be given an excellent
2 response -- excellent score?

3 A For just that one section?

4 Q Yes.

5 A No.

6 Q No? So how'd you train them to score it if they were
7 missing that component?

8 A They looked at the section as a whole.

9 Q Okay. So when you say whole, again, you mean that
10 this range that's on the next page, page 2, zero to five
11 points; is that right?

12 A I'm sorry, what was that?

13 Q On the next page, it says, the range there is zero to
14 five points.

15 A Yes.

16 Q So you're telling me, as I understand it, that
17 they're supposed to look at the evaluation elements that are on
18 Exhibit 1009, page 1 and 2, a full list of bullet points, and
19 break that down into five points; right?

20 A Yes.

21 Q Okay. So how were they trained to break out those
22 five points with respect to all of these different required
23 components?

24 A Well, so, sorry, I have to do some math real quick.
25 But basically, they would -- again, they would break up the

1 zero to five into thirds, and you know, the -- the lowest third
2 section of points would be poor response, the middle would be
3 average, and if they included everything, that would be an
4 excellent response.

5 Q Okay. So then if it appeared to be missing one-
6 third of it, one-third of the requirements here, what would
7 they have been trained to -- how would they have been trained
8 to score that application?

9 A It depends on how detailed they were in all of their
10 responses. It wasn't just, they mentioned something briefly,
11 you know. As long as -- as they were detailed in their
12 responses, that would put them in a certain range.

13 Q So let's say that the application did not mention,
14 did not demonstrate that product wouldn't -- will be sold until
15 all required quality assurance testing had been completed;
16 okay?

17 A Okay.

18 Q But on another section they -- they exceeded the
19 requirements; could they still get a perfect score?

20 A No.

21 Q Okay. Then how did you train them to -- to score the
22 applications in that situation?

23 A If they -- if they addressed all of the different
24 bullet points in the scoring tool, that would put them into the
25 excellent category.

1 Q Okay. So if you addressed all of them, you -- it
2 went under the excellent category, which you said was in
3 thirds; is that right?

4 A I'm sorry, I'm having a hard time hearing you.

5 Q So what score would -- would they get if they had
6 just simply addressed all of the components?

7 A It depends on how much detail they included.

8 Q Okay. I thought we just went through that. Was it
9 the level of detail that -- that is in these plans,
10 irrespective of whether or not they failed to include
11 provisions?

12 A It's both.

13 Q Okay. And how is it both?

14 A They have to address all of these issues and they
15 have to include details about them. So for example if they
16 just said the product will be tested, but they don't outline
17 what it will be tested for, that would not necessarily get them
18 full points.

19 Q Okay. But -- but assuming that they met all of that
20 criteria in the section you just mentioned, "Marijuana product
21 has been tested for content, quality and potency and that the
22 products as (indiscernible) can pass all testing requirements
23 and is logged and verified and measured."

24 Assuming they met that, okay? And they missed the
25 next section in its entirety, "Demonstrate that no product will

1 be sold until all required quality assurance testing has been
2 completed."

3 How would that affect their score as to these five
4 points?

5 A That would put them into the average response.

6 Q Because they missed the entire component?

7 A Yes.

8 Q Okay. So it didn't matter how much additional detail
9 they added in the top -- in the one above that where you told
10 us that you were looking for specific chemical compounds;
11 right? You couldn't make up for the fact that you missed this
12 section, so you were going to deduct points; is that right?

13 A I believe so.

14 Q Yeah. And so isn't it a fact that you trained them
15 to -- to deduct points if these -- if individual components of
16 these sections were missing?

17 A Yes.

18 Q Okay. So this isn't really an evaluation of the plan
19 itself; right? This is more of an evaluation of whether or not
20 they -- they have met these basic regulatory requirements and
21 mentioned them in the format that's contained here; is that
22 right?

23 A No.

24 Q Okay. Then what was the process?

25 A Well, I feel that if they met all these criteria,

1 that was an evaluation of the plan that they were providing.

2 Q I'm sorry?

3 A If they met all the criteria, they also reviewed the
4 details of the plans that were provided.

5 Q Okay. But, I mean, was it better to -- was it
6 possible to provide a better plan in this regard and be ranked
7 and scored higher?

8 A I'm sorry, I -- I can't hear you.

9 Q Would it be possible to be scored higher if you
10 simply included all of these provisions, than somebody else
11 that -- that -- could somebody that scored -- that included
12 additional provisions beyond what's simply listed here, be
13 scored higher than somebody who just met the -- the actual
14 verbiage and the requirements that you have listed?

15 A I'm not sure I understand your question.

16 Q Okay.

17 THE COURT: Can you rephrase?

18 MR. MILLER: Yes.

19 THE COURT: Thanks.

20 BY MR. MILLER:

21 Q Was there some subjective analysis, where you're
22 asking them to evaluate these plans, in any level of context to
23 say that this is -- this plan that I'm seeing here, better
24 addresses this individual component than the one I just
25 reviewed?

1 A Yes.

2 Q And how did you train them to do that?

3 A Well, like I said, if they just said, we will test it
4 for content, quality and potency, you know, they're addressing
5 the issue, but the scorers were trained to look for the
6 details, the specifics that are outlined in the regulation
7 demonstrating that the applicant is fully aware of what the
8 product needs to be tested for.

9 Q So it says, "Demonstrates that it must disclose the
10 name of the independent testing lab which performed the
11 required quality assurance tests."

12 Is that a criteria that somebody could do better on,
13 relative to a different applicant?

14 A Not necessarily. That one was more just it was there
15 or it wasn't.

16 Q Okay. "Demonstrates responsibility that all
17 screening and testing has been performed."

18 Is that a criteria that somebody could do better on
19 than another applicant?

20 A Not necessarily.

21 Q "Each lot must be appropriately identified as to its
22 status, such as quarantined, approved or rejected."

23 Is that a criteria that somebody could do better on,
24 relative to another applicant?

25 A I'm sorry, where are you reading from?

1 Q Sorry, the second -- page 4, midway through,

2 Each lot must be appropriately

3 identified as to its status such as

4 quarantined, approved or rejected.

5 UNIDENTIFIED SPEAKER: Mr. Miller, what page are
6 (inaudible)?

7 MR. MILLER: Sorry, page -- page -- sorry, it's page
8 2, 1009-2. The second page, midway down the line.

9 BY MR. MILLER:

10 Q Do you see the -- the bullet point that says,
11 "Defines that each container or grouping of containers from
12 components, product containers or closures are identified with
13 the Metrc package number and lot or production run number."

14 Is that a criteria that somebody could perform better
15 on in the application than another applicant?

16 A No, I believe that was either included or it wasn't.

17 Q Yeah. And so if it wasn't included, then the
18 evaluators were -- were instructed to subtract points?

19 A Correct.

20 Q All right. Turn to page 3. You also trained them
21 with respect to the transportation plan; correct?

22 A Yes.

23 Q And this one is -- this -- this category is -- is
24 worth, let's see, 10 points. So how did you train them as to
25 the evaluation criteria that you have listed on these two pages

1 relative to how they were expected to score the overall
2 application, the overall section?

3 A So one thing that stands out is the second bullet
4 point, "Demonstrate that no more than five ounces or equivalent
5 of marijuana may be transported at any time."

6 That section, in particular, had changed since the
7 medical regulations. So I had instructed the scorers to keep
8 an eye out for applications that would say they would transport
9 ten ounces of marijuana as that was not permitted in the
10 regulations for recreational.

11 For this section, well, really for -- for all of the
12 sections, we scored mock applications from the 2014 medical
13 application period.

14 And so we -- we went through those as examples and we
15 discussed together as a group what we thought was good, poor,
16 average, what could be improved on, what we liked, and what
17 score we thought would be reasonable for that section, and why.

18 And we did that over, and over, and over again until
19 we were all really on the same page and they had their minimal
20 questions.

21 And then after that we started separating them and
22 continued to practice independently verifying that we were
23 coming to consistent scores.

24 Q Okay. So what additional criteria listed beyond here
25 through the training when were conducting the scoring that you

1 just mentioned, did you identify as the areas that you liked or
2 thought should be given additional emphasis?

3 MS. LEVIN: Your Honor, I'm having a hard time
4 hearing the questions.

5 THE COURT: Mr. Miller, you're going to have to keep
6 your voice up.

7 MR. MILLER: Okay.

8 THE WITNESS: Sorry, I couldn't hear you.

9 BY MR. MILLER:

10 Q What additional criteria beyond what's listed here
11 did you -- did you inform the evaluators to look for that would
12 help identify an excellent response?

13 A It was just what was on this scoring tool is what
14 they were supposed to look for.

15 Q Okay. So there's no other provisions of the
16 regulations that they were supposed to look to in order to
17 determine whether or not the requirements had been met?

18 A Well, there are specific regulations in NAC 453D,
19 which at the time was R092-17, that they were supposed to
20 reference for specific details.

21 Q Okay. So there were additional details that the
22 evaluators were supposed to look to, beyond just this
23 evaluation sheet?

24 A Yes, the regulations.

25 Q Okay. And do you recall which provisions were given

1 additional weight and which ones that you were supposed to look
2 for additional criteria beyond what's listed here?

3 A I do recall telling them that a sample log and sample
4 trip plan were rarely included and to not weight those very
5 heavily. But other than that, no, I -- I don't recall anything
6 having a different weight.

7 Q Okay. So what did you train them with respect to how
8 an applicant might demonstrate how marijuana products,
9 paraphernalia, marijuana infused products, or marijuana edible
10 products will be transported from the applicant's facility to a
11 consumer, or to another recreational marijuana retail store?

12 A It's -- it's really outlined in detail below. But it
13 was up to them to describe to us how they'll be transporting
14 them. And if they're going to use their own vehicle that they
15 own, what type of vehicle, that it's unmarked, what kind of
16 communication they have, really just how the process is going
17 to take place, and their procedures.

18 Q Okay. And so if they were going to use their own
19 vehicle, what -- is that in any way identified here in the
20 criteria, the evaluation elements that's on this page?

21 A Yes. It says, "Provide a description, all vehicles
22 which will be used in the transportation." Yeah.

23 Q So let's suppose that they did use their own vehicle.
24 What criteria -- what -- what components are you looking for in
25 order to evaluate that plan?

1 A They would need to -- exactly what it says in this
2 sheet, that they have no identification on the vehicle, and
3 that the products will not be visible during transportation.

4 Q Okay. So as long as the plan mentioned that, then
5 they would have met that criteria?

6 A Yes.

7 Q Okay.

8 A And a description of the vehicle.

9 Q Beyond those enumerated provisions, is there anything
10 else that they could have done to earn a better score?

11 A Not that I recall.

12 Q Okay.

13 THE COURT: Would this be a convenient place to break
14 for lunch, Mr. Miller?

15 MR. MILLER: Yes, Your Honor. Thank you.

16 THE COURT: All right. So we'll see you guys at 1:00
17 o'clock.

18 Please remember, I need you to keep your voice up --
19 Mr. Miller.

20 MR. MILLER: Yeah.

21 (Proceedings recessed at 11:57 a.m. until 12:59 p.m.)

22 THE COURT: Pull your mask back up, Mr. Miller. You
23 gotta keep it up, and you gotta keep your voice up because
24 you're more quiet than most people it seems like.

25 MR. MILLER: I'm working on it. Working on it, Your

IN THE SUPREME COURT OF THE STATE OF NEVADA

IN RE: D.O.T. LITIGATION

TGIG, LLC; NEVADA HOLISITIC
MEDICINE, LLC; GBS NEVADA
PARTNERS, LLC; FIDELIS HOLDINGS,
LLC; GRAVITAS NEVADA, LLC;
NEVADA PURE, LLC; MEDIFARM, LLC;
MEDIFARM IV LLC; THC NEVADA, LLC;
HERBAL CHOICE, INC.; RED EARTH LLC;
NEVCANN LLC, GREEN THERAPEUTICS
LLC; AND GREAN LEAF FARMS
HOLDINGS LLC,

Appellants,

vs.

THE STATE OF NEVADA, ON RELATION
OF ITS DEPARTMENT OF TAXATION,

Respondent.

Supreme Court Case No.: 82014

District Court Case No.: A787004

PLAINTIFFS' JOINT APPENDIX

VOLUME 313 OF 343

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TABLE OF CONTENT

Chronological by Date Filed¹

TAB#	Document	Vol.	Date	Pages
1	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/10/2018	000001-000012
2	FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/18/2018	000013-000025
3	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/19/2018	000026-000036
4	COMPLAINT	1	1/4/2019	000037-000053
5	COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	1	1/4/2019	000054-000078
6	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	1/16/2019	000079-000092
7	ANSWER TO PLAINTIFFS' FIRST AMENDED COMPLAINT AND COUNTERCLAIM	1	3/15/2019	000093-000107
8	MOTION FOR PRELIMINARY INJUNCTION	2	3/18/2019	000108-000217
9	PLAINTIFFS' COUNTER-DEFENDANTS' ANSWER TO COUNTERCLAIM	2	4/5/2019	000218-000223
10	ANSWER TO AMENDED COMPLAINT	2	4/10/2019	000224-000236
11	DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	2	4/16/2019	000237-000251
12	CLEAR RIVER, LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	2	5/7/2019	000252-000269
13	OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION	3 thru 4	5/9/2019	000270-000531
14	APPENDIX OF EXHIBITS TO NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO SERENITY WELLNESS CENTER, LLC AND RELATED	5 thru 7	5/9/2019	000532-000941

¹ Pursuant to NRAP 30(c)(1), “[t]ranscripts that are included in the appendix shall be placed in chronological order by date of the hearing or trial.” Accordingly, the controlling date for the placement of a transcript in this appendix is the hearing date, not the date the transcript was filed with the district court.

	PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION			
15	NEVADA ORGANIC REMIDIES, LLC'S OPPOSITION TO SERENITY WELLNESS CENTER, LLC AND RELATED PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION	8	5/9/2019	000942-000974
16	DEFENDANT IN INTERVENTION'S OPPOSITION TO PLAINTIFFS' APPLICATION FOR A TEMPORARY RESTRAINING ORDER	8	5/10/2019	000975-001024
17	DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' FIRST AMENDED COMPLAINT	8	5/16/2019	001025-001037
18	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	8	5/16/2019	001038-001041
19	ANSWER TO COMPLAINT	8	5/20/2019	001042-001053
20	PLAINTIFFS' OMNIBUS REPLY IN SUPPORT OF MOTION FOR PRELIMINARY INJUNCTION	8	5/22/2019	001054-001067
21	INTERVENING DEFENDANTS' JOINDER AND SUPPLEMENTAL BRIEFING IN SUPPORT OF THE STATE OF NEVADA'S AND NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION; AND LONE MOUNTAIN PARTNERS, LLC'S OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION OR FOR WRIT OF MANDAMUS	9	5/23/2019	001068-001133
22	EVIDENTIARY HEARING - DAY 1	10 thru 11	5/24/2019	001134-001368
23	EVIDENTIARY HEARING - DAY 2 VOLUME I OF II	12	5/28/2019	001369-001459
24	EVIDENTIARY HEARING - DAY 2 VOLUME II	13	5/28/2019	001460-001565
25	EVIDENTIARY HEARING - DAY 3 VOLUME I OF II	14	5/29/2019	001566-001663

26	EVIDENTIARY HEARING - DAY 3 VOLUME II	15	5/29/2019	001664-001807
27	EVIDENTIARY HEARING - DAY 4	16 thru 17	5/30/2019	001808-002050
28	EVIDENTIARY HEARING - DAY 5 VOLUME I OF II	18	5/31/2019	002051-002113
29	EVIDENTIARY HEARING - DAY 5 VOLUME II	19 thru 20	5/31/2019	002114-002333
30	LONE MOUNTAIN PARTNERS, LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	21	6/5/2019	002334-002344
31	EVIDENTIARY HEARING - DAY 6	22 thru 23	6/10/2019	002345-002569
32	EVIDENTIARY HEARING - DAY 7	24 thru 25	6/11/2019	002570-002822
33	DEFENDANTS' ANSWER TO PLAINTIFFS' COMPLAINT WITH COUNTERCLAIM	26	6/14/2019	002823-002846
34	EVIDENTIARY HEARING - DAY 8 VOLUME I OF II	26	6/18/2019	002847-002958
35	EVIDENTIARY HEARING - DAY 8 VOLUME II	27	6/18/2019	002959-003092
36	EVIDENTIARY HEARING - DAY 9 VOLUME I OF II	28	6/19/2019	003093-003215
37	EVIDENTIARY HEARING - DAY 9 VOLUME II	29	6/19/2019	003216-003348
38	EVIDENTIARY HEARING - DAY 10 VOLUME I OF II	30	6/20/2019	003349-003464
39	EVIDENTIARY HEARING - DAY 10 VOLUME II	31	6/20/2019	003465-003622
40	INTERVENOR DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' SECOND AMENDED COMPLAINT	31	6/24/2019	003623-003639
41	INTERVENOR DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFF'S COMPLAINT	32	7/3/2019	003640-003652
42	FIRST AMENDED COMPLAINT	32	7/3/2019	003653-003670
43	EVIDENTIARY HEARING - DAY 11	32	7/5/2019	003671-003774

44	EVIDENTIARY HEARING - DAY 12	33	7/10/2019	003775-003949
45	CORRECTED FIRST AMENDED COMPLAINT.	34	7/11/2019	003950-003967
46	EVIDENTIARY HEARING - DAY 13 VOLUME I OF II	34	7/11/2019	003968-004105
47	EVIDENTIARY HEARING - DAY 13 VOLUME II	35	7/11/2019	004106-004227
48	PLAINTIFFS-COUNTER DEFENDANTS' ANSWER TO COUNTERCLAIM	35	7/12/2019	004228-004236
49	EVIDENTIARY HEARING - DAY 14	36	7/12/2019	004237-004413
50	ANSWER TO CORRECTED FIRST AMENDED COMPLAINT	37	7/15/2019	004414-004425
51	EVIDENTIARY HEARING - DAY 15	37	7/15/2019	004426-004500
52	EVIDENTIARY HEARING - DAY 15 VOLUME II	38	7/15/2019	004501-004679
53	GREENMART OF NEVADA NLC LLC'S ANSWER TO PLAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/17/2019	004680-004694
54	LONE MOUNTAIN PARTNERS, LLC'S ANSWER TO LAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/22/2019	004695-004705
55	CLEAR RIVER, LLC'S ANSWER TO PLAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/26/2019	004706-004723
56	EVIDENTIARY HEARING - DAY 16	39	7/28/2019	004724-004828
57	EVIDENTIARY HEARING - DAY 17 VOLUME I OF II	40	8/13/2019	004829-004935
58	EVIDENTIARY HEARING - DAY 17 VOLUME II	41	8/13/2019	004936-005027
59	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	41	8/14/2019	005028-005030
60	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	41	8/14/2019	005031-005033
61	EVIDENTIARY HEARING - DAY 18	42 thru 43	8/14/2019	005034-005222
62	EVIDENTIARY HEARING - DAY 19	44	8/15/2019	005223-005301
63	EVIDENTIARY HEARING - DAY 20	45	8/16/2019	005302-005468

64	FINDINGS OF FACT AND CONCLUSIONS OF LAW GRANTING PRELIMINARY INJUNCTION	46	8/23/2019	005469-005492
65	HEARING ON OBJECTIONS TO STATE'S RESPONSE, NEVADA WELLNESS CENTER'S MOTION RE COMPLIANCE RE PHYSICAL ADDRESS, AND BOND AMOUNT SETTING	46	8/29/2019	005493-005565
66	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	46	9/5/2019	005566-005592
67	FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/6/2019	005593-005698
68	DEFENDANT-RESPONDENT'S GOOD CHEMISTRY NEVADA, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/27/2019	005699-005707
69	D LUX, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/27/2019	005708-005715
70	FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	47	9/29/2019	005716-005731
71	ANSWER TO COMPLAINT	47	10/1/2019	005732-005758
72	DEFENDANT RURAL REMEDIES, LLC ANSWER TO FIRST AMENDED COMPLAINT	47	10/1/2019	005759-005760
73	DEFENDANTS MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S ANSWER	48	10/3/2019	005761-005795
74	APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	48	10/10/2019	005796-005906
75	DEFENDANT-INTERVENOR CLEAR RIVER, LLC'S ORDER DENYING IT'S MOTION FOR PARTIAL SUMMARY JUDGEMENT ON THE PETITION FOR JUDICIAL REVIEW CAUSE OF ACTION	48	11/7/2019	005907-005912

76	ANSWER TO FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	48	11/8/2019	005913-005921
77	ERRATA TO ANSWER TO FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	48	11/8/2019	005922-005930
78	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI MANDAMUS, AND PROHIBITION	49	11/12/2019	005931-005937
79	ANSWER TO FIRST AMENDED COMPLAINT GRAVITAS NEVADA LTD	49	11/12/2019	005938-005942
80	ORDER DENYING 1) ORGANIC REMEDIES, LLC'S MOTION TO DISSOLVE PRELIMINARY INJUNCTION AND TO STAY PRELIMINARY INJUNCTION PENDING APPEAL AND 2) LONE MOUNTAIN PARTNERS, LLC'S	49	11/19/2019	005943-005949
81	AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	11/21/2019	005950-006004
82	EUPHORIA WELLNESS, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	49	11/21/2019	006005-006011
83	NOTICE OF ENTRY OF ORDER DENYING MM DEVELOPMENT COMPANY, INC.'S AND LIVFREE WELLNESS, LLC'S MOTION TO ALTER OR AMEND FINDINGS OF FACT AND CONCLUSION OF LAW,	49	11/22/2019	006012-006015
84	ORDER DENYING MM DEVELOPMENT COMPANY, INC. 'S AND LIVFREE WELLNESS LLC'S MOTION TO ALTER AMEND FINDINGS OF FACT AND CONCLUSION OF LAW	49	11/22/2019	006016-006017
85	BUSINESS COURT ORDER	49	11/25/2019	006018-006022

86	ORDER GRANTING MOTION FOR LEAVE TO FILE SECOND AMENDED COMPLAINT IN CASE NO. A-786962	49	11/26/2019	006023-006024
87	TGIG SECOND AMENDED COMPLAINT	49	11/26/2019	006025-006047
88	REPLY IN SUPPORT OF AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	12/6/2019	006048-006057
89	HEARING ON APPLICATION OF NEVADA ORGANIC REMEDIES FOR WRIT OF MANDAMUS TO COMPEL STATE TO MOVE IT TO TIER 2 OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	12/9/2019	006058-006068
90	LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	49	12/10/2019	006069-006081
91	NOTICE OF HEARING	49	12/13/2019	006082-006087
92	DEFENDANT'S ANSWER TO DH FLAMINGO INC'S ET AL., FIRST AMENDED COMPLAINT	50	12/16/2019	006088-006105
93	DEFENDANT'S ANSWER TO DH FLAMINGO INC'S ET AL., FIRST AMENDED COMPLAINT	50	12/16/2019	006106-006123
94	PLAINTIFFS' OPPOSITION TO LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	50	12/20/2019	006124-006206
95	OPPOSITION TO HELPING HANDS WELLNESS CTR, INC.'S APPLICATION FOR WRIT OF MANDAMUS	50	12/27/2019	006207-006259
96	ORDER DENYING MOTION FOR STAY AND GRANTING IN PART MOTION TO EXPEDITE	50	12/30/2019	006260-006262
97	ORDER DENYING THE DEPARTMENT OF TAXATION OBJECTION TO DISCOVERY COMMISSIONER'S REPORT AND RECOMMENDATIONS	51	12/31/2019	006263-006263
98	NOTICE OF ENTRY OF ORDER	51	1/3/2020	006264-006271

99	GREENMART OF NEVADA NLV LLC'S ANSWER TO D.H. FLAMINGO PLAINTIFFS' FIRST AMENDED COMPLAINT	51	1/6/2020	006272-006295
100	NV WELLNESS CENTER, LLC'S MOTION TO COMPEL ON AN ORDER SHORTENING TIME	51	1/8/2020	006296-006358
101	LONE MOUNTAIN PARTNERS, LLC'S REPLY IN SUPPORT OF MOTION TO DISMISS SECOND AMENDED COMPLAINT	51	1/8/2020	006359-006368
102	OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL	52	1/10/2020	006369-006439
103	ESSENCE ENTITIES' ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	52	1/14/2020	006440-006468
104	NOTICE OF ENTRY OF ORDER	52	1/14/2020	006469-006474
105	ORDER DENYING NEVADA ORGANIC REMEDIES, LLC'S AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC	52	1/14/2020	006475-006477
106	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO FIRST AMENDED COMPALINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	52	1/21/2020	006478-006504
107	ERRATA TO DECLARATION OF ALFRED TERTERYAN IN SUPPORT OF HELPING HANDS WELLNESS CENTER, INC.'S APPLICATION FOR WRIT OF MANDAMUS	52	1/24/2020	006505-006506
108	AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/28/2020	006507-006542
109	DEPARTMENT OF TAXATION'S ANSWER TO PLAINTIFF SERENITY PARTIES' SECOND AMENDED COMPLAINT	53	1/28/2020	006543-006559
110	DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/28/2020	006560-006588

111	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/29/2020	006589-006609
112	HEARING ON OBJECTIONS TO SUBPOENAS DUCES TECUM, MOTIONS FOR PROTECTIVE ORDERS, APPLICATION OF FOR WRIT OF MANDAMUS, MOTION FOR SETTING SETTLEMENT CONFERENCE, AND MOTION TO REDACT AND SEAL EXHIBITS 4 AND 5	53	1/31/2020	006610-006657
113	ANSWER TO D.H. FLAMINGO PARTIES' FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/5/2020	006658-006697
114	FINDINGS OF FACT AND CONCLUSIONS OF LAW GRANTING PRELIMINARY INJUNCTION	54	2/7/2020	006698-006722
115	DEFENDANT-RESPONDENT NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/7/2020	006723-006752
116	DEFENDANT-RESPONDENT STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/7/2020	006753-006781
117	SECOND AMENDED COMPLAINT	54	2/11/2020	006782-006805
118	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO THE SERENITY PLAINTIFFS' SECOND AMENDED COMPLAINT	54	2/12/2020	006806-006814
119	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO ETW PLAINTIFFS' THIRD AMENDED COMPLAINT	54	2/12/2020	006815-006822

120	GREENMART OF NEVADA NLV LLC'S ANSWER TO ETW MANAGEMENT GROUP LLC, GLOBAL HARMONY LLC, GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, HERBAL CHOICE INC., JUST QUALITY LLC, LIBRA WELLNESS CENTER, LLC, ROMBOUGH REAL ESTATE INC. DBA MOTHER HERB, NEVCANN LLC, RED EARTH LLC, THC NEVADA LLC, ZION GARDENS LLC AND MMOF VEGAS RETAIL, INC.'S THIRD AMENDED COMPLAINT	55	2/12/2020	006823-006841
121	ANSWER TO D.H. FLAMINGO PLAINTIFFS' FIRST AMENDED COMPLAINT AND PETITION FOR REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/12/2020	006842-006853
122	CPCM HOLDINGS, LLC D/B/A THRIVE CANNABIS MARKETPLACE'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/13/2020	006854-006867
123	ANSWER TO SERENITY PLAINTIFFS' SECOND AMENDED COMPLAINT	55	2/14/2020	006868-006876
124	CIRCLE S FARMS LLC'S ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/18/2020	006877-006884
125	ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION	55	2/18/2020	006885-006910
126	GREENMART OF NEVADA NLV LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/18/2020	006911-006921
127	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION	55	2/18/2020	006922-006935
128	ORDER GRANTING IN PART AND DENYING IN PART THE DEPARTMENT OF TAXATION'S MOTIONS FOR PROTECTIVE ORDER ON ORDER SHORTENING TIME	55	2/19/2020	006936-006941

129	CIRCLE S FARMS LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/20/2020	006942-006949
130	NOTICE OF FILING OF EMERGENCY PETITION FOR WRIT OF MANDAMUS OR PROHIBITION UNDER NRAP 21(a)6)	55	2/21/2020	006950-006951
131	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND/OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/25/2020	006952-006958
132	GREENMART OF NEVADA NLV LLC'S ANSWER TO QUALCAN LLC'S SECOND AMENDED COMPLAINT	55	2/25/2020	006959-006970
133	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/26/2020	006971-006983
134	GREENMART OF NEVADA NLV LLC'S MOTION TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/28/2020	006984-006987
135	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC ANSWER TO NATURAL MEDICINE, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	2/28/2020	006988-007000
136	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT/RESPONDENT STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND/OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	2/28/2020	007001-007012

137	GREENMART OF NEVADA NLV LLC'S ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	3/6/2020	007013-007024
138	GREENMART OF NEVADA NLV LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	3/6/2020	007025-007036
139	QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	56	3/13/2020	007037-007057
140	PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL GREENMART OF NEVADA, LLC TO PRODUCE KENNETH LEE AND HAE LEE FOR DEPOSITION ON ORDER SHORTENING TIME	56	3/16/2020	007058-007074
141	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL GREENMART TO ALSO PRODUCE KENNETH LEE AND HAE LEE FOR DEPOSITION	56	3/18/2020	007075-007080
142	NEVADA WELLNESS CENTER, LLC'S JOINDER TO ETW PLAINTIFFS' MOTION TO COMPEL PRIVILEGE LOGS	56	3/20/2020	007081-007083
143	NEVADA WELLNESS CENTER, LLC'S JOINDER TO ETW PLAINTIFFS' MOTION TO COMPEL	56	3/20/2020	007084-007086
144	GREENMART OF NEVADA NLV LLC'S RESPONSE IN OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	56	3/23/2020	007087-007095
145	CLEAR RIVER, LLC'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS ON ORDER SHORTENING TIME	56	3/27/2020	007096-007099
146	NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO QUALCAN'S PETITION FOR WRIT OF MANDAMUS	56	3/27/2020	007100-007143
147	PLAINTIFF NEVADA WELLNESS CENTER, LLC'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	57	3/27/2020	007144-007175
148	DEPARTMENT OF TAXATION'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	57	3/27/2020	007176-007182

149	THE ESSENCE ENTITIES' OPPOSITION TO ETW PLAINTIFFS' 1) MOTION TO COMPEL AND 2) MOTION TO COMPEL PRIVILEGE LOGS	57	3/27/2020	007183-007293
150	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF'S MOTION TO COMPEL PRIVILEGE LOGS AND COUNTER MOTION FOR SANCTIONS PURSUANT TO NRCP 37	57	3/30/2020	007294-007310
151	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF'S MOTION TO COMPEL SUPPLEMENTAL RESPONSES	58	3/30/2020	007311-007329
152	ORDER DENYING DEFENDANT JORGE PUPO'S MOTION TO DISMISS	58	3/30/2020	007330-007332
153	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO ETW PLAINTIFFS' MOTION TO COMPEL PRIVILEGE LOGS	58	4/3/2020	007333-007336
154	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO ETW PLAINTIFFS' MOTION TO COMPEL	58	4/3/2020	007337-007346
155	DEPARTMENT OF TAXATION'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/8/2020	007347-007360
156	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/8/2020	007361-007373
157	CIRCLE S FARMS LLC'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/9/2020	007374-007381
158	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE ADDITIONAL DOCUMENTS ON ORDER SHORTENING TIME	58	4/9/2020	007382-007395

159	NOTICE OF ENTRY OF ORDER DENYING MM DEVELOPMENT COMPANY, INC.'S MOTION TO STRIKE AND-OR DISMISS D.H. FLAMINGO, INC.'S COUNTERCLAIM	58	4/9/2020	007396-007400
160	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S MOTION TO DISMISS 1) NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS;(2) STRIVE WELLNESS' COMPLAINT; (3) RURAL REMEDIES AMENDED COMPLAINT; (4) QUALCAN'S AMENDED COMPLAINT; (5) HIGH SIERRA HOLISTICS COMPLAINT AND (6) NATURAL MEDICINE'S COMPLAINT FOR FAILING TO COMPLY WITH NRS 233B.130(2)(D)	59 thru 60	4/14/2020	007401-007717
161	DEFENDANT PUPO'S ANSWER TO RURAL REMEDIES' AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	61	4/14/2020	007718-007730
162	THRIVE'S SUPPLEMENTAL BRIEF IN SUPPORT OF OPPOSITION TO ETW MANAGEMENT GROUP LLC; ET AL.'S MOTION TO COMPEL	61	4/14/2020	007731-007792
163	MINUTE ORDER CLEAR RIVER'S REQUEST FOR OST ON MOTION TO DISMISS	61	4/15/2020	007793-007793
164	DEPARTMENT OF TAXATION'S ANSWER TO ETW MANAGEMENT GROUP LLC PARTIES' THIRD AMENDED COMPLAINT	61	4/20/2020	007794-007810
165	DEPARTMENT OF TAXATION'S ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	61	4/20/2020	007811-007845
166	DEPARTMENT OF TAXATION'S ANSWER TO QUALCAN'S SECOND A MENDED COMPLAINT	61	4/20/2020	007846-007862
167	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO ETW PLAINTIFFS' THIRD AMENDED COMPLAINT	62	4/21/2020	007863-007893

168	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	62	4/21/2020	007894-007913
169	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO TGIG PLAINTIFFS' SECOND AMENDED COMPLAINT	62	4/21/2020	007914-007935
170	ORDER GRANTING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE ADDITIONAL DOCUMENTS ON ORDER SHORTENING TIME	62	4/21/2020	007936-007939
171	ORDER DENYING LONE MOUNTAIN PARTNER'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	62	5/5/2020	007940-007941
172	DEPARTMENT OF TAXATION'S INDEX OF EXHIBITS IN SUPPORT OF ITS OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN DEPARTMENT OF TAXATION'S ANSWER TO SECOND AMENDED COMPLAINT	63 thru 64	5/11/2020	007942-008232
173	DEPARTMENT OF TAXATION'S OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN DEPARTMENT OF TAXATION'S ANSWER TO SECOND AMENDED COMPLAINT	65	5/11/2020	008233-008241
174	DEPARTMENT OF TAXATION'S NOTICE OF SUPPLEMENTAL AUTHORITY	65	5/12/2020	008242-008252
175	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	65	5/21/2020	008253-008302
176	HEARING ON MOTIONS FOR SUMMARY JUDGMENT OR WRIT OF MANDAMUS AND MOTION TO EXTEND TIME FOR BRIEFING	65	5/22/2020	008303-008354

177	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	65	5/26/2020	008355-008375
178	PURE TONIC CONCENTRATES LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	65	5/29/2020	008376-008379
179	RURAL REMEDIES, LLC'S ANSWER TO DEFENDANT-RESPONDENT NATURAL MEDICINE'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	65	6/3/2020	008380-008393
180	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO NATURAL MEDICINE'S LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	65	6/4/2020	008394-008401
181	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	66	6/4/2020	008402-008409
182	ORDER DENYING D.H. FLAMINGO, INC. AND SURTERRA HOLDINGS, INC.'S MOTION FOR SUMMARY JUDGMENT AGAINST MM DEVELOPMENT COMPANY, INC.	66	6/5/2020	008410-008413
183	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO DEFENDANT-RESPONDENT NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRIT OF CERTIORARI, MANDAMUS, AND PROHIBITION	66	6/5/2020	008414-008435
184	TGIG, LLC, NEVADA HOLISTIC MEDICINE, LLC, GBS NEVADA PARTNERS, FIDELIS HOLDINGS, LLC, GRAVITAS NEVADA, NEVADA PURE, LLC, MEDIFARM, LLC, AND MEDIFARM IV'S ANSWER TO NATURAL MEDICINE	66	6/10/2020	008436-008454

185	PLAINTIFF'S DECLARATION & POA-F2018-01430	67 thru 74	6/12/2020	008455-009889
186	PLAINTIFF'S NOTICE OF FILING RECORD ON REVIEW	75	6/12/2020	009890-009933
187	PLAINTIFF'S DKT 148-1 INDEX OF EXHIBITS - 1	76 thru 77	6/12/2020	009934-010291
188	PLAINTIFF'S DKT 148-1 INDEX OF EXHIBITS - 2	78 thru 79	6/12/2020	010292-010595
189	PLAINTIFF'S RECORD PART 1	80 thru 81	6/12/2020	010596-010937
190	PLAINTIFF'S RECORD PART 2	82 thru 83	6/12/2020	010938-011275
191	PLAINTIFF'S RECORD PART 3	84 thru 85	6/12/2020	011276-011613
192	PLAINTIFF'S RECORD PART 4	86 thru 87	6/12/2020	011614-011951
193	PLAINTIFF'S RECORD PART 5	88	6/12/2020	011952-012104
194	PLAINTIFF'S RECORD PART 6	89	6/12/2020	012105-012258
195	PLAINTIFF'S RECORD PART 7	90	6/12/2020	012259-012413
196	PLAINTIFF'S RECORD PART 8	91	6/12/2020	012414-012569
197	PLAINTIFF'S RECORD PART 9	92	6/12/2020	012570-012723
198	PLAINTIFF'S RECORD PART 10	93	6/12/2020	012724-012878
199	PLAINTIFF'S RECORD PART 11	94	6/12/2020	012879-013032
200	PLAINTIFF'S RECORD PART 12	95	6/12/2020	013033-013187
201	PLAINTIFF'S RECORD PART 13	96	6/12/2020	013188-013341

202	PLAINTIFF'S RECORD PART 14	97	6/12/2020	013342-013496
203	PLAINTIFF'S RECORD PART 15	98 thru 99	6/12/2020	013497-013774
204	PLAINTIFF'S RECORD PART 16	100 thru 101	6/12/2020	013775-014052
205	PLAINTIFF'S RECORD PART 17	102 thru 103	6/12/2020	014053-014330
206	PLAINTIFF'S RECORD PART 18	104 thru 105	6/12/2020	014331-014608
207	PLAINTIFF'S RECORD PART 18	106 thru 107	6/12/2020	014609-014886
208	PLAINTIFF'S RECORD PART 19	108 thru 111	6/12/2020	014887-015426
209	PLAINTIFF'S RECORD PART 20	112 thru 115	6/12/2020	015427-015966
210	PLAINTIFF'S RECORD PART 21	116 thru 119	6/12/2020	015967-016506
211	PLAINTIFF'S RECORD PART 22	120 thru 123	6/12/2020	016507-017048
212	PLAINTIFF'S RECORD PART 24	124 thru 131	6/12/2020	017049-018484
213	PLAINTIFF'S RECORD PART 25	132 thru 134	6/12/2020	018485-018844
214	PLAINTIFF'S RECORD PART 26	135 thru 136	6/12/2020	018845-019202
215	PLAINTIFF'S RECORD PART 27	137 thru 144	6/12/2020	019203-020637

216	PLAINTIFF'S RECORD PART 28	145 thru 147	6/12/2020	020638-020999
217	PLAINTIFF'S RECORD PART 29	148 thru 149	6/12/2020	021000-021357
218	PLAINTIFF'S RECORD PART 30	150 thru 157	6/12/2020	021358-022621
219	PLAINTIFF'S RECORD PART 31	158 thru 159	6/12/2020	022622-022979
220	PLAINTIFF'S RECORD PART 32	160 thru 167	6/12/2020	022980-024414
221	PLAINTIFF'S RECORD PART 33	168 thru 169	6/12/2020	024415-024718
222	PLAINTIFF'S RECORD PART 35	170 thru 177	6/12/2020	024719-026153
223	PLAINTIFF'S RECORD PART 37	178	6/12/2020	026154-026256
224	PLAINTIFF'S RECORD PART 39	179 thru 181	6/12/2020	026257-026669
225	PLAINTIFF'S RECORD PART 40	182 thru 183	6/12/2020	026670-026934
226	PLAINTIFF'S RECORD PART 41	184 thru 186	6/12/2020	026935-027347
227	PLAINTIFF'S RECORD PART 42	187 thru 188	6/12/2020	027348-027612
228	PLAINTIFF'S RECORD PART 43	189 thru 191	6/12/2020	027613-028025
229	PLAINTIFF'S RECORD PART 44	192 thru 193	6/12/2020	028026-028290

230	PLAINTIFF'S RECORD PART 45	194 thru 196	6/12/2020	028291-028703
231	PLAINTIFF'S RECORD PART 46	197 thru 198	6/12/2020	028704-028968
232	PLAINTIFF'S RECORD PART 47	199 thru 201	6/12/2020	028969-029451
233	PLAINTIFF'S RECORD PART 48	202 thru 204	6/12/2020	029452-029934
234	PLAINTIFF'S RECORD PART 49	205 thru 207	6/12/2020	029935-030346
235	PLAINTIFF'S RECORD PART 50	208 thru 210	6/12/2020	030347-030758
236	PLAINTIFF'S RECORD PART 51	211 thru 213	6/12/2020	030759-031170
237	PLAINTIFF'S RECORD PART 52	214 thru 216	6/12/2020	031171-031582
238	PLAINTIFF'S RECORD PART 54	217 thru 219	6/12/2020	031583-031994
239	PLAINTIFF'S RECORD PART 55	220 thru 222	6/12/2020	031995-032406
240	PLAINTIFF'S RECORD PART 56	223 thru 225	6/12/2020	032407-032818
241	PLAINTIFF'S RECORD PARTY 57	226 thru 228	6/12/2020	032819-033230
242	PLAINTIFF'S RECORD PART 58	229 thru 231	6/12/2020	033231-033642
243	PLAINTIFF'S RECORD PART 59	232	6/12/2020	033643-033801
244	PLAINTIFF'S RECORD PART 60	233	6/12/2020	033802-033877

245	PLAINTIFF'S RECORD PART 61	234 thru 235	6/12/2020	033878-034143
246	PLAINTIFF'S RECORD PART 62	236 thru 237	6/12/2020	034144-034409
247	PLAINTIFF'S RECORD PART 63	238 thru 239	6/12/2020	034410-034675
248	PLAINTIFF'S RECORD PART 64	240 thru 241	6/12/2020	034676-034943
249	PLAINTIFF'S RECORD PART 65	242 thru 245	6/12/2020	034944-035512
250	PLAINTIFF'S RECORD PART 66	246 thru 248	6/12/2020	035513-035919
251	PLAINTIFF'S RECORD PART 67	249 thru 251	6/12/2020	035920-036326
252	PLAINTIFF'S RECORD PART 68	252 thru 254	6/12/2020	036327-036733
253	PLAINTIFF'S RECORD PART 69	255 thru 257	6/12/2020	036734-037140
254	PLAINTIFF'S RECORD PART 70	258 thru 260	6/12/2020	037141-037547
255	PLAINTIFF'S RECORD PART 71	261 thru 263	6/12/2020	037548-037954
256	PLAINTIFF'S RECORD PART 72	264 thru 266	6/12/2020	037955-038415
257	PLAINTIFF'S RECORD PART 73	267 thru 269	6/12/2020	038416-038867
258	NOTICE OF ENTRY OF ORDER ON PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN JORGE	270	6/23/2020	038868-038871

	PUPPO'S ANSWER TO SECOND AMENDED COMPLAINT			
259	SUPPLEMENT TO RECORD ON REVIEW IN ACCORDANCE WITH THE NEVADA ADMINISTRATIVE PROCEDURE ACT	270	6/26/2020	038872-038947
260	MOTION TO VOLUNTARILY DISMISS MMOF VEGAS RETAIL, INC. AND REQUEST TO RELEASE MMOF VEGAS RETAIL, INC.'S BOND FUNDS ON AN ORDER SHORTENING TIME	271	6/29/2020	038948-039114
261	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	6/29/2020	039115-039135
262	WELLNESS CONNECTION OF NEVADA, LLC'S ANSWER TO PLAINTIFF NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	6/29/2020	039136-039152
263	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO QUALCAN, LLC'S SECOND AMENDED COMPLAINT	272	7/1/2020	039153-039164
264	ESSENCE ENTITIES' ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	272	7/8/2020	039165-039193
265	ESSENCE ENTITIES' ANSWER TO THIRD AMENDED COMPLAINT	272	7/8/2020	039194-039210
266	ESSENCE ENTITIES' ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	7/8/2020	039211-039223
267	ESSENCE ENTITIES' ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	272	7/8/2020	039224-039235
268	ESSENCE ENTITIES' ANSWER TO SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	7/8/2020	039236-039265

269	ESSENCE ENTITIES' ANSWER QUALCAN, LLC'S SECOND AMENDED COMPLAINT	272	7/8/2020	039266-039284
270	ESSENCE ENTITIES' ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/8/2020	039285-039299
271	ESSENCE ENTITIES' ANSWER TO THE TGIG PARTIES' SECOND AMENDED COMPLAINT	273	7/8/2020	039300-039313
272	ESSENCE ENTITIES' ANSWER TO COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/8/2020	039314-039323
273	HIGH SIERRA HOLISTICS, LLC'S JOINDER TO ETW MANAGEMENT GROUP LLC'S ANSWERS	273	7/8/2020	039324-039325
274	GREENMART OF NEVADA NLV LLC'S JOINDER TO MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC., AND LIVFREE WELLNESS, LLC ON AN ORDER SHORTENING TIME	273	7/8/2020	039326-039327
275	MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC ON AN ORDER SHORTENING TIME	273	7/8/2020	039328-039381
276	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	273	7/9/2020	039382-039411
277	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO HIGH SIERRA HOLISTICS COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/9/2020	039412-039421
278	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO MM DEVELOPMENT COMPANY, INC., & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/9/2020	039422-039434
279	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	273	7/9/2020	039435-039445

280	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	274	7/9/2020	039446-039478
281	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO QUALCANN, LLC'S SECOND AMENDED COMPLAINT	274	7/9/2020	039479-039496
282	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT	274	7/9/2020	039497-039509
283	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO TGIG PARTIES' SECOND AMENDED COMPLAINT	274	7/9/2020	039510-039523
284	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO THIRD AMENDED COMPLAINT	274	7/9/2020	039524-039539
285	OPPOSITION TO MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC ON AN ORDER SHORTENING TIME	274	7/9/2020	039540-039575
286	MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRARECORD EVIDENCE AT THE HEARING OF JUDICIAL REVIEW and TO ENLARGE TIME FOR FILING OPENING BRIEF	275	7/9/2020	039576-039735
287	DEFENDANT IN INTRVENTION, CLEAR RIVER, LLC'S ANSWER TO HIGH SIERRA HOLISTICS, LLC COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	275	7/10/2020	039736-039750
288	DEFENDANT-INTERVENOR NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO TGIG PARTIES' SECOND AMENDED COMPLAINT	276	7/10/2020	039751-039759
289	NEVADA ORGANIC REMEDIES, LLC'S ANSWER NEVADA WELLNESS CENTER, LLC'S AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039760-039772

290	DEFENDANT-INTERVENOR NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO CLARK NATURAL MEDICINE ET AL.'S FIRST AMENDED COMPLAINT	276	7/10/2020	039773-039789
291	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO ETW MANAGEMENT GROUP, LLC ET AL.'S THIRD AMENDED THIRD AMENDED COMPLAINT	276	7/10/2020	039790-039804
292	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO HIGH SIERRA HOLISTIC'S COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039805-039815
293	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039816-039829
294	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO QUALCAN, LLC.'S SECOND AMENDED COMPLAINT	276	7/10/2020	039830-039844
295	NEVADA ORGANIC REMEDIES, LLC'S ANSWER RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039845-039859
296	FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER GRANTING IN PART AND DENYING IN PART MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS (1)	276	7/11/2020	039860-039862
297	FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER GRANTING IN PART AND DENYING IN PART MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS (2)	276	7/11/2020	039863-039865
298	ORDER GRANTING CLEAR RIVER, LLC'S MOTION TO RECONSIDER THE COURT'S ORDER GRANTING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE JOHN KOCER AND NORTON ARBELAEZ FOR DEPOSITION ON ORDER SHORTENING TIME	276	7/11/2020	039866-039868

299	EVIDENTIARY HEARING ON CASE -ENDING SANCTIONS - DAY 1	277 thru 278	7/13/2020	039869-040216
300	EVIDENTIARY HEARING ON CASE -ENDING SANCTIONS - DAY 2	279	7/14/2020	040217-040263
301	MOTION FOR PROTECTIVE ORDER ON ORDER SHORTENING TIME	279	7/15/2020	040264-040323
302	BENCH TRIAL - DAY 1	280 thru 281	7/17/2020	040324-040663
303	BENCH TRIAL - DAY 2	282 thru 283	7/20/2020	040664-041020
304	BENCH TRIAL - DAY 3	284 thru 285	7/21/2020	041021-041330
305	PLAINTIFFS' OPENING BRIEF IN SUPPORT OF PETITION FOR JUDICIAL REVIEW	286	7/22/2020	041331-041363
306	BENCH TRIAL - DAY 4	287 thru 288	7/22/2020	041364-041703
307	DEPARTMENT OF TAXATION'S OPPOSITION TO TGIG'S MOTION TO SUPPLEMENT THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE; AND TO ENLARGE TIME FOR FILING OPENING BRIEF	289	7/23/2020	041704-041732
308	THC NEVADA, LLC'S JOINDER TO PLAINTIFF TGIG, LLC ET AL'S OPENING BRIEF IN SUPPORT OF PETITION FOR JUDICIAL REVIEW	289	7/23/2020	041733-041735
309	BENCH TRIAL - DAY 5	290 thru 291	7/23/2020	041736-042068
310	CIRCLE S FARMS LLC'S JOINDER TO CLEAR RIVER, LLC AND DEPARTMENT OF TAXATION'S OPPOSITIONS TO PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINIST	292	7/24/2020	042069-042071
311	THE ESSENCE ENTITIES' JOINDER TO DEPARTMENT OF TAXATION'S OPPOSITION	292	7/24/2020	042072-042074

	TO TGIG'S MOTION TO SUPPLEMENT THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE AND TO ENLARGE TIME FOR FILING OPENING BRIEF			
312	BENCH TRIAL - DAY 6	293 thru 294	7/24/2020	042075-042381
313	BENCH TRIAL - DAY 7	295 thru 296	7/27/2020	042382-042639
314	EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	297	7/28/2020	042640-042670
315	BENCH TRIAL - DAY 8	298 thru 299	7/28/2020	042671-042934
316	BENCH TRIAL - DAY 9 VOLUME I	300 thru 301	7/29/2020	042935-043186
317	THRIVE'S JOINDER TO PLAINTIFFS' OPPOSITION TO THC NEVADA LLC'S AND HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER FOR PRELIMINARY INJUNCTION ON AN ORDER SHORTENING TIME	302	7/30/2020	043187-043190
318	GREENMART OF NEVADA NLV LLC'S JOINDER TO PLAINTIFFS' OPPOSITION TO THE THC NEVADA LLC'S AND HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER FOR PRELIMINARY INJUNCTION ON AN ORDER SHORTENING TIME AND DECLARATION OF ALINA M. SHELL	302	7/30/2020	043191-043195
319	JOINDER TO THC NEVADA, LLC and HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	302	7/30/2020	043196-043209
320	BENCH TRIAL - DAY 10	303 thru 304	7/30/2020	043210-043450

321	BENCH TRIAL - DAY 11	305	7/31/2020	043451-043567
322	EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	306	7/31/2020	043568-043639
323	NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE ON AN ORDER SHORTENING TIME	306	8/3/2020	043640-043708
324	BENCH TRIAL - DAY 12	307 thru 308	8/3/2020	043709-043965
325	BENCH TRIAL - DAY 13	309 thru 310	8/4/2020	043966-044315
326	BENCH TRIAL - DAY 14	311 thru 313	8/5/2020	044316-044687
327	BENCH TRIAL - DAY 15	314 thru 316	8/6/2020	044688-045065
328	REPLY TO THE DOT'S AND CLEAR RIVER, LLC'S OPPOSITIONS TO PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS	317	8/7/2020	045066-045084
329	BENCH TRIAL - DAY 16	318 thru 319	8/10/2020	045085-045316
330	DEPARTMENT OF TAXATION'S NOTICE OF REMOVING ENTITITES FROM TIER 3	320	8/11/2020	045317-045332
331	BENCH TRIAL - DAY 17	321 thru 323	8/11/2020	045333-045697
332	MOTION TO PRECLUDE APPLICATION OF THE EQUITABLE MAXIM OF UNCLEAR HANDS AGAIN ST THE TGIG PLAINTIFFS	324	8/11/2020	045698-045711
333	BENCH TRIAL - DAY 18	325	8/12/2020	045712-045877

334	OPPOSITION TO MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	325	8/14/2020	045878-045882
335	JOINDER TO THC NEVADA, LLC AND HERBAL CHOICE, INC'S MOTION TO STRIKE DEPARTMENT OF TAXATION NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	325	8/14/2020	045883-045888
336	THC NEVADA, LLC AND HERBAL CHOICE, INC.'S JOINDER TO TGIG PLAINTIFFS' PROPOSED SUPPLEMENTAL FINDINGS OF FACT AND CONCLUSIONS OF LAW BASED UPON PARTIAL SUBSTITUTION OF THE NEVADA CANNABIS COMPLIANCE BOARD AS A PARTY DEFENDANT IN THESE CONSOLIDATED MATTERS	326	8/14/2020	045889-045891
337	DEPARTMENT OF TAXATION'S OPPOSITION TO THC NEVADA, LLC AND HERBAL CHOICE, INC.'S MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING	326	8/15/2020	045892-045899
338	ORDER REGARDING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION FOR SUMMARY JUDGMENT ON FIRST CLAIM FOR RELIEF	326	8/15/2020	045900-045905
339	THC NEVADA, LLC AND HERBAL CHOICE, INC.'S REPLY TO NEVADA ORGANIC REMEDIES' OPPOSITION TO MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	326	8/15/2020	045906-045917
340	HELPING HANDS WELLNESS CENTER, INC.'S REPLY IN SUPPORT OF MOTION TO MODIFY OR DISSOLVE THE PRELIMINARY INJUNCTION1	326	8/16/2020	045918-045932
341	NOTICE OF ENTRY OF ORDER	326	8/17/2020	045933-045939
342	BENCH TRIAL - DAY 19	327 thru 328	8/17/2020	045940-046223

343	BENCH TRIAL - DAY 20	329	8/18/2020	046224-046355
344	TRIAL EXHIBIT 1005	329	8/18/2020	046356-046389
345	TRIAL EXHIBIT 1006	330	8/18/2020	046390-046423
346	TRIAL EXHIBIT 1135	330	8/18/2020	046424-046445
347	TRIAL EXHIBIT 1302	330	8/18/2020	046446-046448
348	TRIAL EXHIBIT 2157	330	8/18/2020	046449-046502
349	TRIAL EXHIBIT 2158	330	8/18/2020	046503-046548
350	TRIAL EXHIBIT 3291	331	8/18/2020	046549-046564
351	JOINDER TO THC NEVADA, LLC and HERBAL CHOICE, INC.'S MOTION TO RENEW JOINDER TO TGIG'S COUNTERMOTION FOR ORDER DISPENSING WITH THE BOND REQUIREMENT FOR PURPOSES OF THE PRELIMINARY	331	8/28/2020	046565-046567
352	ORDER DENYING TGIG PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE AT THE HEARING OF JUDICIAL REVIEW; AND TO ENLARGE TIME FOR FILING OPENING BRIEF	331	8/28/2020	046568-046572
353	MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC FINAL PRETRIAL CONFERENCE	331	9/3/2020	046573-046666
354	BENCH TRIAL - PHASE 1	332	9/8/2020	046667-046776
355	TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/10/2020	046777-046812

356	PLAINTIFFS GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, NEVCANN LLC AND RED EARTH LLC'S JOINDER TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/14/2020	046813-046815
357	RURAL REMEDIES, LLC'S JOINDER IN TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT AND CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/15/2020	046816-046817
358	FINDINGS OF FACT, CONCLUSION OF LAW AND PERMANENT INJUNCTION	332	9/16/2020	046818-046829
359	NOTICE OF ENTRY OF JUDGMENT (1)	333	9/22/2020	046830-046844
360	NOTICE OF ENTRY OF JUDGMENT (2)	333	9/22/2020	046845-046877
361	DEPARTMENT OF TAXATION'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW, AND PERMANENT INJUNCTION	333	9/24/2020	046878-046921
362	THE ESSENCE ENTITIES' LIMITED OPPOSITION TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	9/24/2020	046922-046924
363	GREENMART OF NEVADA NLV LLC'S JOINDER TO DEPARTMENT OF TAXATION'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW, AND PERMANENT INJUNCTION	333	9/24/2020	046925-046926
364	HELPING HANDS WELLNESS CENTER, INC.'S OPPOSITION TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	9/24/2020	046927-046931
365	CLARK NATURAL MEDICINAL SOLUTIONS LLC, NYE NATURAL MEDICINAL SOLUTIONS LLC CLARK NMSD LLC AND INYO FINE CANNABIS DISPENSARY L.L.C.'S JOINDER TO NEVADA WELLNESS CENTER'S MOTION TO AND PERMANENT INJUNCTION	333	9/24/2020	046932-046933

366	WELLNESS CONNECTION OF NEVADA, LLC'S RESPONSE TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION AND COUNTERMOTION TO CLARIFY AND-OR FOR ADDITIONAL FINDINGS	333	9/24/2020	046934-046940
367	CIRCLE S FARMS LLC'S JOINDER TO OPPOSITIONS TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	10/1/2020	046941-046943
368	MOTION FOR ORDER TO SHOW CAUSE	333	10/16/2020	046944-046965
369	ORDER TO SHOW CAUSE	334	10/18/2020	046966-046999
370	PLAINTIFFS GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, NEVCANN LLC AND RED EARTH LLC'S JOINDER TO TGIG PLAINTIFFS' MOTION FOR ORDER TO SHOW CAUSE	334	10/21/2020	047000-047002
371	NOTICE OF APPEAL	335 thru 339	10/23/2020	047003-047862
372	NOTICE OF ENTRY OF ORDER	340	10/27/2020	047863-047882
373	INDEX OF EXHIBITS IN SUPPORT OF DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	341 thru 342	10/30/2020	047883-048130
374	DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	343	10/30/2020	048131-048141
375	GREENMART OF NEVADA NLV LLC'S JOINDER TO DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	343	11/2/2020	048142-048143

TABLE OF CONTENT

Alphabetical by Document Name

TAB#	Document	Vol.	Date	Pages
81	AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	11/21/2019	005950-006004
108	AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/28/2020	006507-006542
10	ANSWER TO AMENDED COMPLAINT	2	4/10/2019	000224-000236
19	ANSWER TO COMPLAINT	8	5/20/2019	001042-001053
71	ANSWER TO COMPLAINT	47	10/1/2019	005732-005758
50	ANSWER TO CORRECTED FIRST AMENDED COMPLAINT	37	7/15/2019	004414-004425
113	ANSWER TO D.H. FLAMINGO PARTIES' FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/5/2020	006658-006697
121	ANSWER TO D.H. FLAMINGO PLAINTIFFS' FIRST AMENDED COMPLAINT AND PETITION FOR REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/12/2020	006842-006853
76	ANSWER TO FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	48	11/8/2019	005913-005921
79	ANSWER TO FIRST AMENDED COMPLAINT GRAVITAS NEVADA LTD	49	11/12/2019	005938-005942
7	ANSWER TO PLAINTIFFS' FIRST AMENDED COMPLAINT AND COUNTERCLAIM	1	3/15/2019	000093-000107
125	ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION	55	2/18/2020	006885-006910
123	ANSWER TO SERENITY PLAINTIFFS' SECOND AMENDED COMPLAINT	55	2/14/2020	006868-006876
14	APPENDIX OF EXHIBITS TO NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO SERENITY WELLNESS CENTER, LLC AND RELATED PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION	5 thru 7	5/9/2019	000532-000941

74	APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	48	10/10/2019	005796-005906
302	BENCH TRIAL - DAY 1	280 thru 281	7/17/2020	040324-040663
320	BENCH TRIAL - DAY 10	303 thru 304	7/30/2020	043210-043450
321	BENCH TRIAL - DAY 11	305	7/31/2020	043451-043567
324	BENCH TRIAL - DAY 12	307 thru 308	8/3/2020	043709-043965
325	BENCH TRIAL - DAY 13	309 thru 310	8/4/2020	043966-044315
326	BENCH TRIAL - DAY 14	311 thru 313	8/5/2020	044316-044687
327	BENCH TRIAL - DAY 15	314 thru 316	8/6/2020	044688-045065
329	BENCH TRIAL - DAY 16	318 thru 319	8/10/2020	045085-045316
331	BENCH TRIAL - DAY 17	321 thru 323	8/11/2020	045333-045697
333	BENCH TRIAL - DAY 18	325	8/12/2020	045712-045877
342	BENCH TRIAL - DAY 19	327 thru 328	8/17/2020	045940-046223
303	BENCH TRIAL - DAY 2	282 thru 283	7/20/2020	040664-041020
343	BENCH TRIAL - DAY 20	329	8/18/2020	046224-046355

304	BENCH TRIAL - DAY 3	284 thru 285	7/21/2020	041021-041330
306	BENCH TRIAL - DAY 4	287 thru 288	7/22/2020	041364-041703
309	BENCH TRIAL - DAY 5	290 thru 291	7/23/2020	041736-042068
312	BENCH TRIAL - DAY 6	293 thru 294	7/24/2020	042075-042381
313	BENCH TRIAL - DAY 7	295 thru 296	7/27/2020	042382-042639
315	BENCH TRIAL - DAY 8	298 thru 299	7/28/2020	042671-042934
316	BENCH TRIAL - DAY 9 VOLUME I	300 thru 301	7/29/2020	042935-043186
354	BENCH TRIAL - PHASE 1	332	9/8/2020	046667-046776
85	BUSINESS COURT ORDER	49	11/25/2019	006018-006022
157	CIRCLE S FARMS LLC'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/9/2020	007374-007381
124	CIRCLE S FARMS LLC'S ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/18/2020	006877-006884
129	CIRCLE S FARMS LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/20/2020	006942-006949
310	CIRCLE S FARMS LLC'S JOINDER TO CLEAR RIVER, LLC AND DEPARTMENT OF TAXATION'S OPPOSITIONS TO PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINIST	292	7/24/2020	042069-042071

367	CIRCLE S FARMS LLC'S JOINDER TO OPPOSITIONS TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	10/1/2020	046941-046943
365	CLARK NATURAL MEDICINAL SOLUTIONS LLC, NYE NATURAL MEDICINAL SOLUTIONS LLC CLARK NMSD LLC AND INYO FINE CANNABIS DISPENSARY L.L.C.'S JOINDER TO NEVADA WELLNESS CENTER'S MOTION TO AND PERMANENT INJUNCTION	333	9/24/2020	046932-046933
12	CLEAR RIVER, LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	2	5/7/2019	000252-000269
55	CLEAR RIVER, LLC'S ANSWER TO PLAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/26/2019	004706-004723
158	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE ADDITIONAL DOCUMENTS ON ORDER SHORTENING TIME	58	4/9/2020	007382-007395
150	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF'S MOTION TO COMPEL PRIVILEGE LOGS AND COUNTER MOTION FOR SANCTIONS PURSUANT TO NRCP 37	57	3/30/2020	007294-007310
151	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF'S MOTION TO COMPEL SUPPLEMENTAL RESPONSES	58	3/30/2020	007311-007329
145	CLEAR RIVER, LLC'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS ON ORDER SHORTENING TIME	56	3/27/2020	007096-007099
4	COMPLAINT	1	1/4/2019	000037-000053
5	COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	1	1/4/2019	000054-000078
1	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/10/2018	000001-000012
3	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/19/2018	000026-000036
6	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	1/16/2019	000079-000092
66	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	46	9/5/2019	005566-005592

45	CORRECTED FIRST AMENDED COMPLAINT.	34	7/11/2019	003950-003967
122	CPCM HOLDINGS, LLC D/B/A THRIVE CANNABIS MARKETPLACE'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/13/2020	006854-006867
183	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO DEFENDANT-RESPONDENT NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRIT OF CERTIORRI. MANDAMUS, AND PROHIBITION	66	6/5/2020	008414-008435
263	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO QUALCAN, LLC'S SECOND AMENDED COMPLAINT	272	7/1/2020	039153-039164
261	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	6/29/2020	039115-039135
106	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO FIRST AMENDED COMPALINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	52	1/21/2020	006478-006504
69	D LUX, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/27/2019	005708-005715
119	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO ETW PLAINTIFFS' THIRD AMENDED COMPLAINT	54	2/12/2020	006815-006822
78	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI MANDAMUS, AND PROHIBITION	49	11/12/2019	005931-005937
131	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND/OR	55	2/25/2020	006952-006958

	WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION			
118	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO THE SERENITY PLAINTIFFS' SECOND AMENDED COMPLAINT	54	2/12/2020	006806-006814
11	DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	2	4/16/2019	000237-000251
17	DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' FIRST AMENDED COMPLAINT	8	5/16/2019	001025-001037
177	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	65	5/26/2020	008355-008375
168	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	62	4/21/2020	007894-007913
167	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO ETW PLAINTIFFS' THIRD AMENDED COMPLAINT	62	4/21/2020	007863-007893
175	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	65	5/21/2020	008253-008302
169	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO TGIG PLAINTIFFS' SECOND AMENDED COMPLAINT	62	4/21/2020	007914-007935
160	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S MOTION TO DISMISS 1) NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS;(2) STRIVE WELLNESS' COMPLAINT; (3) RURAL REMEDIES AMENDED COMPLAINT; (4) QUALCAN'S AMENDED COMPLAINT; (5) HIGH SIERRA HOLISTICS	59 thru 60	4/14/2020	007401-007717

	COMPLAINT AND (6) NATURAL MEDICINE'S COMPLAINT FOR FAILING TO COMPLY WITH NRS 233B.130(2)(D)			
16	DEFENDANT IN INTERVENTION'S OPPOSITION TO PLAINTIFFS' APPLICATION FOR A TEMPORARY RESTRAINING ORDER	8	5/10/2019	000975-001024
287	DEFENDANT IN INTRVENTION, CLEAR RIVER, LLC'S ANSWER TO HIGH SIERRA HOLISTICS, LLC COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	275	7/10/2020	039736-039750
161	DEFENDANT PUPO'S ANSWER TO RURAL REMEDIES' AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	61	4/14/2020	007718-007730
72	DEFENDANT RURAL REMEDIES, LLC ANSWER TO FIRST AMENDED COMPLAINT	47	10/1/2019	005759-005760
110	DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/28/2020	006560-006588
92	DEFENDANT'S ANSWER TO DH FLAMINGO INC'S ET AL., FIRST AMENDED COMPLAINT	50	12/16/2019	006088-006105
75	DEFENDANT-INTERVENOR CLEAR RIVER, LLC'S ORDER DENYING IT'S MOTION FOR PARTIAL SUMMARY JUDGEMENT ON THE PETITION FOR JUDICIAL REVIEW CAUSE OF ACTION	48	11/7/2019	005907-005912
290	DEFENDANT-INTERVENOR NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO CLARK NATURAL MEDICINE ET AL.'S FIRST AMENDED COMPLAINT	276	7/10/2020	039773-039789
288	DEFENDANT-INTERVENOR NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO TGIG PARTIES' SECOND AMENDED COMPLAINT	276	7/10/2020	039751-039759
115	DEFENDANT-RESPONDENT NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/7/2020	006723-006752

116	DEFENDANT-RESPONDENT STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/7/2020	006753-006781
68	DEFENDANT-RESPONDENT'S GOOD CHEMISTRY NEVADA, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/27/2019	005699-005707
93	DEFENDANT'S ANSWER TO DH FLAMINGO INC'S ET AL., FIRST AMENDED COMPLAINT	50	12/16/2019	006106-006123
33	DEFENDANTS' ANSWER TO PLAINTIFFS' COMPLAINT WITH COUNTERCLAIM	26	6/14/2019	002823-002846
73	DEFENDANTS MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S ANSWER	48	10/3/2019	005761-005795
374	DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	343	10/30/2020	048131-048141
164	DEPARTMENT OF TAXATION'S ANSWER TO ETW MANAGEMENT GROUP LLC PARTIES' THIRD AMENDED COMPLAINT	61	4/20/2020	007794-007810
165	DEPARTMENT OF TAXATION'S ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	61	4/20/2020	007811-007845
109	DEPARTMENT OF TAXATION'S ANSWER TO PLAINTIFF SERENITY PARTIES' SECOND AMENDED COMPLAINT	53	1/28/2020	006543-006559
166	DEPARTMENT OF TAXATION'S ANSWER TO QUALCAN'S SECOND A MENDED COMPLAINT	61	4/20/2020	007846-007862
155	DEPARTMENT OF TAXATION'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/8/2020	007347-007360
172	DEPARTMENT OF TAXATION'S INDEX OF EXHIBITS IN SUPPORT OF ITS OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN DEPARTMENT OF TAXATION'S ANSWER TO SECOND AMENDED COMPLAINT	63 thru 64	5/11/2020	007942-008232

330	DEPARTMENT OF TAXATION'S NOTICE OF REMOVING ENTITITES FROM TIER 3	320	8/11/2020	045317-045332
174	DEPARTMENT OF TAXATION'S NOTICE OF SUPPLEMENTAL AUTHORITY	65	5/12/2020	008242-008252
173	DEPARTMENT OF TAXATION'S OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN DEPARTMENT OF TAXATION'S ANSWER TO SECOND AMENDED COMPLAINT	65	5/11/2020	008233-008241
148	DEPARTMENT OF TAXATION'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	57	3/27/2020	007176-007182
307	DEPARTMENT OF TAXATION'S OPPOSITION TO TGIG'S MOTION TO SUPPLEMENT THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE; AND TO ENLARGE TIME FOR FILING OPENING BRIEF	289	7/23/2020	041704-041732
337	DEPARTMENT OF TAXATION'S OPPOSITION TO THC NEVADA, LLC AND HERBAL CHOICE, INC.'S MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING	326	8/15/2020	045892-045899
361	DEPARTMENT OF TAXATION'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW, AND PERMANENT INJUNCTION	333	9/24/2020	046878-046921
77	ERRATA TO ANSWER TO FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	48	11/8/2019	005922-005930
107	ERRATA TO DECLARATION OF ALFRED TERTERYAN IN SUPPORT OF HELPING HANDS WELLNESS CENTER, INC.'S APPLICATION FOR WRIT OF MANDAMUS	52	1/24/2020	006505-006506
269	ESSENCE ENTITIES' ANSWER QUALCAN, LLC'S SECOND AMENDED COMPLAINT	272	7/8/2020	039266-039284
272	ESSENCE ENTITIES' ANSWER TO COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/8/2020	039314-039323
103	ESSENCE ENTITIES' ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	52	1/14/2020	006440-006468

264	ESSENCE ENTITIES' ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	272	7/8/2020	039165-039193
266	ESSENCE ENTITIES' ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	7/8/2020	039211-039223
267	ESSENCE ENTITIES' ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	272	7/8/2020	039224-039235
270	ESSENCE ENTITIES' ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/8/2020	039285-039299
268	ESSENCE ENTITIES' ANSWER TO SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	7/8/2020	039236-039265
271	ESSENCE ENTITIES' ANSWER TO THE TGIG PARTIES' SECOND AMENDED COMPLAINT	273	7/8/2020	039300-039313
265	ESSENCE ENTITIES' ANSWER TO THIRD AMENDED COMPLAINT	272	7/8/2020	039194-039210
82	EUPHORIA WELLNESS, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	49	11/21/2019	006005-006011
22	EVIDENTIARY HEARING - DAY 1	10 thru 11	5/24/2019	001134-001368
38	EVIDENTIARY HEARING - DAY 10 VOLUME I OF II	30	6/20/2019	003349-003464
39	EVIDENTIARY HEARING - DAY 10 VOLUME II	31	6/20/2019	003465-003622
43	EVIDENTIARY HEARING - DAY 11	32	7/5/2019	003671-003774
44	EVIDENTIARY HEARING - DAY 12	33	7/10/2019	003775-003949
46	EVIDENTIARY HEARING - DAY 13 VOLUME I OF II	34	7/11/2019	003968-004105
47	EVIDENTIARY HEARING - DAY 13 VOLUME II	35	7/11/2019	004106-004227
49	EVIDENTIARY HEARING - DAY 14	36	7/12/2019	004237-004413

51	EVIDENTIARY HEARING - DAY 15	37	7/15/2019	004426-004500
52	EVIDENTIARY HEARING - DAY 15 VOLUME II	38	7/15/2019	004501-004679
56	EVIDENTIARY HEARING - DAY 16	39	7/28/2019	004724-004828
57	EVIDENTIARY HEARING - DAY 17 VOLUME I OF II	40	8/13/2019	004829-004935
58	EVIDENTIARY HEARING - DAY 17 VOLUME II	41	8/13/2019	004936-005027
61	EVIDENTIARY HEARING - DAY 18	42 thru 43	8/14/2019	005034-005222
62	EVIDENTIARY HEARING - DAY 19	44	8/15/2019	005223-005301
23	EVIDENTIARY HEARING - DAY 2 VOLUME I OF II	12	5/28/2019	001369-001459
24	EVIDENTIARY HEARING - DAY 2 VOLUME II	13	5/28/2019	001460-001565
63	EVIDENTIARY HEARING - DAY 20	45	8/16/2019	005302-005468
25	EVIDENTIARY HEARING - DAY 3 VOLUME I OF II	14	5/29/2019	001566-001663
26	EVIDENTIARY HEARING - DAY 3 VOLUME II	15	5/29/2019	001664-001807
27	EVIDENTIARY HEARING - DAY 4	16 thru 17	5/30/2019	001808-002050
28	EVIDENTIARY HEARING - DAY 5 VOLUME I OF II	18	5/31/2019	002051-002113
29	EVIDENTIARY HEARING - DAY 5 VOLUME II	19 thru 20	5/31/2019	002114-002333
31	EVIDENTIARY HEARING - DAY 6	22 thru 23	6/10/2019	002345-002569
32	EVIDENTIARY HEARING - DAY 7	24 thru 25	6/11/2019	002570-002822
34	EVIDENTIARY HEARING - DAY 8 VOLUME I OF II	26	6/18/2019	002847-002958
35	EVIDENTIARY HEARING - DAY 8 VOLUME II	27	6/18/2019	002959-003092
36	EVIDENTIARY HEARING - DAY 9 VOLUME I OF II	28	6/19/2019	003093-003215

37	EVIDENTIARY HEARING - DAY 9 VOLUME II	29	6/19/2019	003216-003348
299	EVIDENTIARY HEARING ON CASE -ENDING SANCTIONS - DAY 1	277 thru 278	7/13/2020	039869-040216
300	EVIDENTIARY HEARING ON CASE -ENDING SANCTIONS - DAY 2	279	7/14/2020	040217-040263
314	EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	297	7/28/2020	042640-042670
322	EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	306	7/31/2020	043568-043639
64	FINDINGS OF FACT AND CONCLUSIONS OF LAW GRANTING PRELIMINARY INJUNCTION	46	8/23/2019	005469-005492
114	FINDINGS OF FACT AND CONCLUSIONS OF LAW GRANTING PRELIMINARY INJUNCTION	54	2/7/2020	006698-006722
358	FINDINGS OF FACT, CONCLUSION OF LAW AND PERMANENT INJUNCTION	332	9/16/2020	046818-046829
296	FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER GRANTING IN PART AND DENYING IN PART MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS (1)	276	7/11/2020	039860-039862
297	FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER GRANTING IN PART AND DENYING IN PART MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS (2)	276	7/11/2020	039863-039865
42	FIRST AMENDED COMPLAINT	32	7/3/2019	003653-003670
67	FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/6/2019	005593-005698
2	FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/18/2018	000013-000025
70	FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	47	9/29/2019	005716-005731

53	GREENMART OF NEVADA NLC LLC'S ANSWER TO PLAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/17/2019	004680-004694
126	GREENMART OF NEVADA NLV LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/18/2020	006911-006921
120	GREENMART OF NEVADA NLV LLC'S ANSWER TO ETW MANAGEMENT GROUP LLC, GLOBAL HARMONY LLC, GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, HERBAL CHOICE INC., JUST QUALITY LLC, LIBRA WELLNESS CENTER, LLC, ROMBOUGH REAL ESTATE INC. DBA MOTHER HERB, NEVCANN LLC, RED EARTH LLC, THC NEVADA LLC, ZION GARDENS LLC AND MMOF VEGAS RETAIL, INC.'S THIRD AMENDED COMPLAINT	55	2/12/2020	006823-006841
137	GREENMART OF NEVADA NLV LLC'S ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	3/6/2020	007013-007024
132	GREENMART OF NEVADA NLV LLC'S ANSWER TO QUALCAN LLC'S SECOND AMENDED COMPLAINT	55	2/25/2020	006959-006970
138	GREENMART OF NEVADA NLV LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	3/6/2020	007025-007036
375	GREENMART OF NEVADA NLV LLC'S JOINDER TO DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	343	11/2/2020	048142-048143
363	GREENMART OF NEVADA NLV LLC'S JOINDER TO DEPARTMENT OF TAXATION'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW, AND PERMANENT INJUNCTION	333	9/24/2020	046925-046926

274	GREENMART OF NEVADA NLV LLC'S JOINDER TO MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC., AND LIVFREE WELLNESS, LLC ON AN ORDER SHORTENING TIME	273	7/8/2020	039326-039327
318	GREENMART OF NEVADA NLV LLC'S JOINDER TO PLAINTIFFS' OPPOSITION TO THE THC NEVADA LLC'S AND HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER FOR PRELIMINARY INJUNCTION ON AN ORDER SHORTENING TIME AND DECLARATION OF ALINA M. SHELL	302	7/30/2020	043191-043195
134	GREENMART OF NEVADA NLV LLC'S MOTION TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/28/2020	006984-006987
154	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO ETW PLAINTIFFS' MOTION TO COMPEL	58	4/3/2020	007337-007346
153	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO ETW PLAINTIFFS' MOTION TO COMPEL PRIVILEGE LOGS	58	4/3/2020	007333-007336
141	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL GREENMART TO ALSO PRODUCE KENNETH LEE AND HAE LEE FOR DEPOSITION	56	3/18/2020	007075-007080
144	GREENMART OF NEVADA NLV LLC'S RESPONSE IN OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	56	3/23/2020	007087-007095
99	GREENMART OF NEVADA NLV LLC'S ANSWER TO D.H. FLAMINGO PLAINTIFFS' FIRST AMENDED COMPLAINT	51	1/6/2020	006272-006295
89	HEARING ON APPLICATION OF NEVADA ORGANIC REMEDIES FOR WRIT OF MANDAMUS TO COMPEL STATE TO MOVE IT TO TIER 2 OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	12/9/2019	006058-006068
176	HEARING ON MOTIONS FOR SUMMARY JUDGMENT OR WRIT OF MANDAMUS AND MOTION TO EXTEND TIME FOR BRIEFING	65	5/22/2020	008303-008354

65	HEARING ON OBJECTIONS TO STATE'S RESPONSE, NEVADA WELLNESS CENTER'S MOTION RE COMPLIANCE RE PHYSICAL ADDRESS, AND BOND AMOUNT SETTING	46	8/29/2019	005493-005565
112	HEARING ON OBJECTIONS TO SUBPOENAS DUCES TECUM, MOTIONS FOR PROTECTIVE ORDERS, APPLICATION OF FOR WRIT OF MANDAMUS, MOTION FOR SETTING SETTLEMENT CONFERENCE, AND MOTION TO REDACT AND SEAL EXHIBITS 4 AND 5	53	1/31/2020	006610-006657
276	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	273	7/9/2020	039382-039411
277	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO HIGH SIERRA HOLISTICS COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/9/2020	039412-039421
278	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO MM DEVELOPMENT COMPANY, INC., & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/9/2020	039422-039434
279	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	273	7/9/2020	039435-039445
280	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	274	7/9/2020	039446-039478
281	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO QUALCANN, LLC'S SECOND AMENDED COMPLAINT	274	7/9/2020	039479-039496
282	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT	274	7/9/2020	039497-039509
283	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO TGIG PARTIES' SECOND AMENDED COMPLAINT	274	7/9/2020	039510-039523

284	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO THIRD AMENDED COMPLAINT	274	7/9/2020	039524-039539
364	HELPING HANDS WELLNESS CENTER, INC.'S OPPOSITION TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	9/24/2020	046927-046931
340	HELPING HANDS WELLNESS CENTER, INC.'S REPLY IN SUPPORT OF MOTION TO MODIFY OR DISSOLVE THE PRELIMINARY INJUNCTION1	326	8/16/2020	045918-045932
273	HIGH SIERRA HOLISTICS, LLC'S JOINDER TO ETW MANAGEMENT GROUP LLC'S ANSWERS	273	7/8/2020	039324-039325
373	INDEX OF EXHIBITS IN SUPPORT OF DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	341 thru 342	10/30/2020	047883-048130
21	INTERVENING DEFENDANTS' JOINDER AND SUPPLEMENTAL BRIEFING IN SUPPORT OF THE STATE OF NEVADA'S AND NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION; AND LONE MOUNTAIN PARTNERS, LLC'S OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION OR FOR WRIT OF MANDAMUS	9	5/23/2019	001068-001133
41	INTERVENOR DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFF'S COMPLAINT	32	7/3/2019	003640-003652
40	INTERVENOR DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' SECOND AMENDED COMPLAINT	31	6/24/2019	003623-003639
319	JOINDER TO THC NEVADA, LLC and HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAIING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	302	7/30/2020	043196-043209
351	JOINDER TO THC NEVADA, LLC and HERBAL CHOICE, INC.'S MOTION TO RENEW JOINDER TO TGIG'S COUNTERMOTION FOR ORDER DISPENSING WITH THE BOND REQUIREMENT FOR PURPOSES OF THE PRELIMINARY	331	8/28/2020	046565-046567

335	JOINDER TO THC NEVADA, LLC AND HERBAL CHOICE, INC'S MOTION TO STRIKE DEPARTMENT OF TAXATION NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	325	8/14/2020	045883-045888
54	LONE MOUNTAIN PARTNERS, LLC'S ANSWER TO LAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/22/2019	004695-004705
30	LONE MOUNTAIN PARTNERS, LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	21	6/5/2019	002334-002344
90	LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	49	12/10/2019	006069-006081
101	LONE MOUNTAIN PARTNERS, LLC'S REPLY IN SUPPORT OF MOTION TO DISMISS SECOND AMENDED COMPLAINT	51	1/8/2020	006359-006368
163	MINUTE ORDER CLEAR RIVER'S REQUEST FOR OST ON MOTION TO DISMISS	61	4/15/2020	007793-007793
135	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC ANSWER TO NATURAL MEDICINE, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	2/28/2020	006988-007000
127	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION	55	2/18/2020	006922-006935
111	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/29/2020	006589-006609
286	MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRARECORD EVIDENCE AT THE HEARING OF JUDICIAL REVIEW and TO ENLARGE TIME FOR FILING OPENING BRIEF	275	7/9/2020	039576-039735
368	MOTION FOR ORDER TO SHOW CAUSE	333	10/16/2020	046944-046965
8	MOTION FOR PRELIMINARY INJUNCTION	2	3/18/2019	000108-000217
301	MOTION FOR PROTECTIVE ORDER ON ORDER SHORTENING TIME	279	7/15/2020	040264-040323

275	MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC ON AN ORDER SHORTENING TIME	273	7/8/2020	039328-039381
353	MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC FINAL PRETRIAL CONFERENCE	331	9/3/2020	046573-046666
332	MOTION TO PRECLUDE APPLICATION OF THE EQUITABLE MAXIM OF UNCLEAN HANDS AGAIN ST THE TGIG PLAINTIFFS	324	8/11/2020	045698-045711
260	MOTION TO VOLUNTARILY DISMISS MMOV VEGAS RETAIL, INC. AND REQUEST TO RELEASE MMOV VEGAS RETAIL, INC.'S BOND FUNDS ON AN ORDER SHORTENING TIME	271	6/29/2020	038948-039114
289	NEVADA ORGANIC REMEDIES, LLC'S ANSWER NEVADA WELLNESS CENTER, LLC'S AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039760-039772
295	NEVADA ORGANIC REMEDIES, LLC'S ANSWER RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039845-039859
291	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO ETW MANAGEMENT GROUP, LLC ET AL.'S THIRD AMENDED THIRD AMENDED COMPLAINT	276	7/10/2020	039790-039804
292	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO HIGH SIERRA HOLISTIC'S COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039805-039815
293	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039816-039829
180	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO NATURAL MEDICINE'S LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	65	6/4/2020	008394-008401
294	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO QUALCAN, LLC.'S SECOND AMENDED COMPLAINT	276	7/10/2020	039830-039844

181	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	66	6/4/2020	008402-008409
146	NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO QUALCAN'S PETITION FOR WRIT OF MANDAMUS	56	3/27/2020	007100-007143
15	NEVADA ORGANIC REMIDIES, LLC'S OPPOSITION TO SERENITY WELLNESS CENTER, LLC AND RELATED PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION	8	5/9/2019	000942-000974
136	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT/RESPONDENT STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND/OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	2/28/2020	007001-007012
156	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/8/2020	007361-007373
133	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/26/2020	006971-006983
143	NEVADA WELLNESS CENTER, LLC'S JOINDER TO ETW PLAINTIFFS' MOTION TO COMPEL	56	3/20/2020	007084-007086
142	NEVADA WELLNESS CENTER, LLC'S JOINDER TO ETW PLAINTIFFS' MOTION TO COMPEL PRIVILEGE LOGS	56	3/20/2020	007081-007083
323	NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE ON AN ORDER SHORTENING TIME	306	8/3/2020	043640-043708
371	NOTICE OF APPEAL	335 thru 339	10/23/2020	047003-047862
359	NOTICE OF ENTRY OF JUDGMENT (1)	333	9/22/2020	046830-046844
360	NOTICE OF ENTRY OF JUDGMENT (2)	333	9/22/2020	046845-046877
98	NOTICE OF ENTRY OF ORDER	51	1/3/2020	006264-006271
104	NOTICE OF ENTRY OF ORDER	52	1/14/2020	006469-006474

341	NOTICE OF ENTRY OF ORDER	326	8/17/2020	045933-045939
372	NOTICE OF ENTRY OF ORDER	340	10/27/2020	047863-047882
159	NOTICE OF ENTRY OF ORDER DENYING MM DEVELOPMENT COMPANY, INC.'S MOTION TO STRIKE AND-OR DISMISS D.H. FLAMINGO, INC.'S COUNTERCLAIM	58	4/9/2020	007396-007400
83	NOTICE OF ENTRY OF ORDER DENYING MM DEVELOPMENT COMPANY, INC.'S AND LIVFREE WELLNESS, LLC'S MOTION TO ALTER OR AMEND FINDINGS OF FACT AND CONCLUSION OF LAW,	49	11/22/2019	006012-006015
258	NOTICE OF ENTRY OF ORDER ON PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN JORGE PUPO'S ANSWER TO SECOND AMENDED COMPLAINT	270	6/23/2020	038868-038871
130	NOTICE OF FILING OF EMERGENCY PETITION FOR WRIT OF MANDAMUS OR PROHIBITION UNDER NRAP 21(a)6)	55	2/21/2020	006950-006951
91	NOTICE OF HEARING	49	12/13/2019	006082-006087
100	NV WELLNESS CENTER, LLC'S MOTION TO COMPEL ON AN ORDER SHORTENING TIME	51	1/8/2020	006296-006358
95	OPPOSITION TO HELPING HANDS WELLNESS CTR, INC.'S APPLICATION FOR WRIT OF MANDAMUS	50	12/27/2019	006207-006259
13	OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION	3 thru 4	5/9/2019	000270-000531
285	OPPOSITION TO MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC ON AN ORDER SHORTENING TIME	274	7/9/2020	039540-039575
334	OPPOSITION TO MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	325	8/14/2020	045878-045882
102	OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL	52	1/10/2020	006369-006439

80	ORDER DENYING 1) ORGANIC REMEDIES, LLC'S MOTION TO DISSOLVE PRELIMINARY INJUNCTION AND TO STAY PRELIMINARY INJUNCTION PENDING APPEAL AND 2) LONE MOUNTAIN PARTNERS, LLC'S	49	11/19/2019	005943-005949
182	ORDER DENYING D.H. FLAMINGO, INC. AND SURTERRA HOLDINGS, INC.'S MOTION FOR SUMMARY JUDGMENT AGAINST MM DEVELOPMENT COMPANY, INC.	66	6/5/2020	008410-008413
152	ORDER DENYING DEFENDANT JORGE PUPO'S MOTION TO DISMISS	58	3/30/2020	007330-007332
171	ORDER DENYING LONE MOUNTAIN PARTNER'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	62	5/5/2020	007940-007941
84	ORDER DENYING MM DEVELOPMENT COMPANY, INC. 'S AND LIVFREE WELLNESS LLC'S MOTION TO ALTER AMEND FINDINGS OF FACT AND CONCLUSION OF LAW	49	11/22/2019	006016-006017
96	ORDER DENYING MOTION FOR STAY AND GRANTING IN PART MOTION TO EXPEDITE	50	12/30/2019	006260-006262
105	ORDER DENYING NEVADA ORGANIC REMEDIES, LLC'S AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC	52	1/14/2020	006475-006477
352	ORDER DENYING TGIG PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE AT THE HEARING OF JUDICIAL REVIEW; AND TO ENLARGE TIME FOR FILING OPENING BRIEF	331	8/28/2020	046568-046572
97	ORDER DENYING THE DEPARTMENT OF TAXATION OBJECTION TO DISCOVERY COMMISSIONER'S REPORT AND RECOMMENDATIONS	51	12/31/2019	006263-006263
298	ORDER GRANTING CLEAR RIVER, LLC'S MOTION TO RECONSIDER THE COURT'S ORDER GRANTING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE	276	7/11/2020	039866-039868

	JOHN KOCER AND NORTON ARBELAEZ FOR DEPOSITION ON ORDER SHORTENING TIME			
18	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	8	5/16/2019	001038-001041
59	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	41	8/14/2019	005028-005030
60	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	41	8/14/2019	005031-005033
128	ORDER GRANTING IN PART AND DENYING IN PART THE DEPARTMENT OF TAXATION'S MOTIONS FOR PROTECTIVE ORDER ON ORDER SHORTENING TIME	55	2/19/2020	006936-006941
86	ORDER GRANTING MOTION FOR LEAVE TO FILE SECOND AMENDED COMPLAINT IN CASE NO. A-786962	49	11/26/2019	006023-006024
170	ORDER GRANTING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE ADDITIONAL DOCUMENTS ON ORDER SHORTENING TIME	62	4/21/2020	007936-007939
338	ORDER REGARDING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION FOR SUMMARY JUDGMENT ON FIRST CLAIM FOR RELIEF	326	8/15/2020	045900-045905
369	ORDER TO SHOW CAUSE	334	10/18/2020	046966-046999
140	PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL GREENMART OF NEVADA, LLC TO PRODUCE KENNETH LEE AND HAE LEE FOR DEPOSITION ON ORDER SHORTENING TIME	56	3/16/2020	007058-007074
147	PLAINTIFF NEVADA WELLNESS CENTER, LLC'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	57	3/27/2020	007144-007175
243	PLAINTIFF'S RECORD PART 59	232	6/12/2020	033643-033801
9	PLAINTIFFS' COUNTER-DEFENDANTS' ANSWER TO COUNTERCLAIM	2	4/5/2019	000218-000223

185	PLAINTIFF'S DECLARATION & POA-F2018-01430	67 thru 74	6/12/2020	008455-009889
187	PLAINTIFF'S DKT 148-1 INDEX OF EXHIBITS - 1	76 thru 77	6/12/2020	009934-010291
188	PLAINTIFF'S DKT 148-1 INDEX OF EXHIBITS - 2	78 thru 79	6/12/2020	010292-010595
370	PLAINTIFFS GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, NEVCANN LLC AND RED EARTH LLC'S JOINDER TO TGIG PLAINTIFFS' MOTION FOR ORDER TO SHOW CAUSE	334	10/21/2020	047000-047002
356	PLAINTIFFS GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, NEVCANN LLC AND RED EARTH LLC'S JOINDER TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/14/2020	046813-046815
186	PLAINTIFF'S NOTICE OF FILING RECORD ON REVIEW	75	6/12/2020	009890-009933
20	PLAINTIFFS' OMNIBUS REPLY IN SUPPORT OF MOTION FOR PRELIMINARY INJUNCTION	8	5/22/2019	001054-001067
305	PLAINTIFFS' OPENING BRIEF IN SUPPORT OF PETITION FOR JUDICIAL REVIEW	286	7/22/2020	041331-041363
94	PLAINTIFFS' OPPOSITION TO LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	50	12/20/2019	006124-006206
189	PLAINTIFF'S RECORD PART 1	80 thru 81	6/12/2020	010596-010937
198	PLAINTIFF'S RECORD PART 10	93	6/12/2020	012724-012878
199	PLAINTIFF'S RECORD PART 11	94	6/12/2020	012879-013032
200	PLAINTIFF'S RECORD PART 12	95	6/12/2020	013033-013187
201	PLAINTIFF'S RECORD PART 13	96	6/12/2020	013188-013341
202	PLAINTIFF'S RECORD PART 14	97	6/12/2020	013342-013496

203	PLAINTIFF'S RECORD PART 15	98 thru 99	6/12/2020	013497-013774
204	PLAINTIFF'S RECORD PART 16	100 thru 101	6/12/2020	013775-014052
205	PLAINTIFF'S RECORD PART 17	102 thru 103	6/12/2020	014053-014330
206	PLAINTIFF'S RECORD PART 18	104 thru 105	6/12/2020	014331-014608
207	PLAINTIFF'S RECORD PART 18	106 thru 107	6/12/2020	014609-014886
208	PLAINTIFF'S RECORD PART 19	108 thru 111	6/12/2020	014887-015426
190	PLAINTIFF'S RECORD PART 2	82 thru 83	6/12/2020	010938-011275
209	PLAINTIFF'S RECORD PART 20	112 thru 115	6/12/2020	015427-015966
210	PLAINTIFF'S RECORD PART 21	116 thru 119	6/12/2020	015967-016506
211	PLAINTIFF'S RECORD PART 22	120 thru 123	6/12/2020	016507-017048
212	PLAINTIFF'S RECORD PART 24	124 thru 131	6/12/2020	017049-018484
213	PLAINTIFF'S RECORD PART 25	132 thru 134	6/12/2020	018485-018844
214	PLAINTIFF'S RECORD PART 26	135 thru 136	6/12/2020	018845-019202
215	PLAINTIFF'S RECORD PART 27	137 thru 144	6/12/2020	019203-020637

216	PLAINTIFF'S RECORD PART 28	145 thru 147	6/12/2020	020638-020999
217	PLAINTIFF'S RECORD PART 29	148 thru 149	6/12/2020	021000-021357
191	PLAINTIFF'S RECORD PART 3	84 thru 85	6/12/2020	011276-011613
218	PLAINTIFF'S RECORD PART 30	150 thru 157	6/12/2020	021358-022621
219	PLAINTIFF'S RECORD PART 31	158 thru 159	6/12/2020	022622-022979
220	PLAINTIFF'S RECORD PART 32	160 thru 167	6/12/2020	022980-024414
221	PLAINTIFF'S RECORD PART 33	168 thru 169	6/12/2020	024415-024718
222	PLAINTIFF'S RECORD PART 35	170 thru 177	6/12/2020	024719-026153
223	PLAINTIFF'S RECORD PART 37	178	6/12/2020	026154-026256
224	PLAINTIFF'S RECORD PART 39	179 thru 181	6/12/2020	026257-026669
192	PLAINTIFF'S RECORD PART 4	86 thru 87	6/12/2020	011614-011951
225	PLAINTIFF'S RECORD PART 40	182 thru 183	6/12/2020	026670-026934
226	PLAINTIFF'S RECORD PART 41	184 thru 186	6/12/2020	026935-027347
227	PLAINTIFF'S RECORD PART 42	187 thru 188	6/12/2020	027348-027612

228	PLAINTIFF'S RECORD PART 43	189 thru 191	6/12/2020	027613-028025
229	PLAINTIFF'S RECORD PART 44	192 thru 193	6/12/2020	028026-028290
230	PLAINTIFF'S RECORD PART 45	194 thru 196	6/12/2020	028291-028703
231	PLAINTIFF'S RECORD PART 46	197 thru 198	6/12/2020	028704-028968
232	PLAINTIFF'S RECORD PART 47	199 thru 201	6/12/2020	028969-029451
233	PLAINTIFF'S RECORD PART 48	202 thru 204	6/12/2020	029452-029934
234	PLAINTIFF'S RECORD PART 49	205 thru 207	6/12/2020	029935-030346
193	PLAINTIFF'S RECORD PART 5	88	6/12/2020	011952-012104
235	PLAINTIFF'S RECORD PART 50	208 thru 210	6/12/2020	030347-030758
236	PLAINTIFF'S RECORD PART 51	211 thru 213	6/12/2020	030759-031170
237	PLAINTIFF'S RECORD PART 52	214 thru 216	6/12/2020	031171-031582
238	PLAINTIFF'S RECORD PART 54	217 thru 219	6/12/2020	031583-031994
239	PLAINTIFF'S RECORD PART 55	220 thru 222	6/12/2020	031995-032406
240	PLAINTIFF'S RECORD PART 56	223 thru 225	6/12/2020	032407-032818

242	PLAINTIFF'S RECORD PART 58	229 thru 231	6/12/2020	033231-033642
194	PLAINTIFF'S RECORD PART 6	89	6/12/2020	012105-012258
244	PLAINTIFF'S RECORD PART 60	233	6/12/2020	033802-033877
245	PLAINTIFF'S RECORD PART 61	234 thru 235	6/12/2020	033878-034143
246	PLAINTIFF'S RECORD PART 62	236 thru 237	6/12/2020	034144-034409
247	PLAINTIFF'S RECORD PART 63	238 thru 239	6/12/2020	034410-034675
248	PLAINTIFF'S RECORD PART 64	240 thru 241	6/12/2020	034676-034943
249	PLAINTIFF'S RECORD PART 65	242 thru 245	6/12/2020	034944-035512
250	PLAINTIFF'S RECORD PART 66	246 thru 248	6/12/2020	035513-035919
251	PLAINTIFF'S RECORD PART 67	249 thru 251	6/12/2020	035920-036326
252	PLAINTIFF'S RECORD PART 68	252 thru 254	6/12/2020	036327-036733
253	PLAINTIFF'S RECORD PART 69	255 thru 257	6/12/2020	036734-037140
195	PLAINTIFF'S RECORD PART 7	90	6/12/2020	012259-012413
254	PLAINTIFF'S RECORD PART 70	258 thru 260	6/12/2020	037141-037547
255	PLAINTIFF'S RECORD PART 71	261 thru 263	6/12/2020	037548-037954

256	PLAINTIFF'S RECORD PART 72	264 thru 266	6/12/2020	037955-038415
257	PLAINTIFF'S RECORD PART 73	267 thru 269	6/12/2020	038416-038867
196	PLAINTIFF'S RECORD PART 8	91	6/12/2020	012414-012569
197	PLAINTIFF'S RECORD PART 9	92	6/12/2020	012570-012723
241	PLAINTIFF'S RECORD PARTY 57	226 thru 228	6/12/2020	032819-033230
48	PLAINTIFFS-COUNTER DEFENDANTS' ANSWER TO COUNTERCLAIM	35	7/12/2019	004228-004236
178	PURE TONIC CONCENTRATES LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	65	5/29/2020	008376-008379
139	QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	56	3/13/2020	007037-007057
88	REPLY IN SUPPORT OF AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	12/6/2019	006048-006057
328	REPLY TO THE DOT'S AND CLEAR RIVER, LLC'S OPPOSITIONS TO PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS	317	8/7/2020	045066-045084
179	RURAL REMEDIES, LLC'S ANSWER TO DEFENDANT-RESPONDENT NATURAL MEDICINE'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORI, MANDAMUS AND PROHIBITION	65	6/3/2020	008380-008393
357	RURAL REMEDIES, LLC'S JOINDER IN TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT AND CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/15/2020	046816-046817

117	SECOND AMENDED COMPLAINT	54	2/11/2020	006782-006805
376	SHOW CAUSE HEARING	343	11/2/2020	048144-048281
259	SUPPLEMENT TO RECORD ON REVIEW IN ACCORDANCE WITH THE NEVADA ADMINISTRATIVE PROCEDURE ACT	270	6/26/2020	038872-038947
355	TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/10/2020	046777-046812
87	TGIG SECOND AMENDED COMPLAINT	49	11/26/2019	006025-006047
184	TGIG, LLC, NEVADA HOLISTIC MEDICINE, LLC, GBS NEVADA PARTNERS, FIDELIS HOLDINGS, LLC, GRAVITAS NEVADA, NEVADA PURE, LLC, MEDIFARM, LLC, AND MEDIFARM IV'S ANSWER TO NATURAL MEDICINE	66	6/10/2020	008436-008454
336	THC NEVADA, LLC AND HERBAL CHOICE, INC.'S JOINDER TO TGIG PLAINTIFFS' PROPOSED SUPPLEMENTAL FINDINGS OF FACT AND CONCLUSIONS OF LAW BASED UPON PARTIAL SUBSTITUTION OF THE NEVADA CANNABIS COMPLIANCE BOARD AS A PARTY DEFENDANT IN THESE CONSOLIDATED MATTERS	326	8/14/2020	045889-045891
339	THC NEVADA, LLC AND HERBAL CHOICE, INC.'S REPLY TO NEVADA ORGANIC REMEDIES' OPPOSITION TO MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	326	8/15/2020	045906-045917
308	THC NEVADA, LLC'S JOINDER TO PLAINTIFF TGIG, LLC ET AL'S OPENING BRIEF IN SUPPORT OF PETITION FOR JUDICIAL REVIEW	289	7/23/2020	041733-041735
311	THE ESSENCE ENTITIES' JOINDER TO DEPARTMENT OF TAXATION'S OPPOSITION TO TGIG'S MOTION TO SUPPLEMENT THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE AND TO ENLARGE TIME FOR FILING OPENING BRIEF	292	7/24/2020	042072-042074
362	THE ESSENCE ENTITIES' LIMITED OPPOSITION TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	9/24/2020	046922-046924

149	THE ESSENCE ENTITIES' OPPOSITION TO ETW PLAINTIFFS' 1) MOTION TO COMPEL AND 2) MOTION TO COMPEL PRIVILEGE LOGS	57	3/27/2020	007183-007293
317	THRIVE'S JOINDER TO PLAINTIFFS' OPPOSITION TO THC NEVADA LLC'S AND HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER FOR PRELIMINARY INJUNCTION ON AN ORDER SHORTENING TIME	302	7/30/2020	043187-043190
162	THRIVE'S SUPPLEMENTAL BRIEF IN SUPPORT OF OPPOSITION TO ETW MANAGEMENT GROUP LLC; ET AL.'S MOTION TO COMPEL	61	4/14/2020	007731-007792
344	TRIAL EXHIBIT 1005	329	8/18/2020	046356-046389
345	TRIAL EXHIBIT 1006	330	8/18/2020	046390-046423
346	TRIAL EXHIBIT 1135	330	8/18/2020	046424-046445
347	TRIAL EXHIBIT 1302	330	8/18/2020	046446-046448
348	TRIAL EXHIBIT 2157	330	8/18/2020	046449-046502
349	TRIAL EXHIBIT 2158	330	8/18/2020	046503-046548
350	TRIAL EXHIBIT 3291	331	8/18/2020	046549-046564
262	WELLNESS CONNECTION OF NEVADA, LLC'S ANSWER TO PLAINTIFF NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	6/29/2020	039136-039152
366	WELLNESS CONNECTION OF NEVADA, LLC'S RESPONSE TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION AND COUNTERMOTION TO CLARIFY AND/OR FOR ADDITIONAL FINDINGS	333	9/24/2020	046934-046940

R	recant [1] 153/17	52/11 63/14 76/9 77/21	276/3	38/10 38/12 38/15
realize... [2] 272/23	receipts [1] 289/7	red [2] 321/20 321/21	rejecting [1] 287/16	38/19 38/23 39/1 39/7
282/22	receive [6] 81/11	redirect [7] 3/6 3/20	relate [4] 81/25 85/15	39/10 39/12 39/13
realized [4] 97/1	127/13 261/12 261/13	14/20 29/2 244/14	126/8 146/23	39/17 39/19 39/23
133/23 133/25 277/2	279/24 320/18	244/15 252/18	related [31] 7/11 7/25	39/25 40/4 40/15 40/18
really [46] 9/18 34/2	received [26] 7/15 13/7	redo [15] 166/4 166/6	29/13 43/25 74/16	40/25 43/24 43/25
44/3 62/25 69/18 77/13	13/9 13/13 44/23 45/6	166/9 166/23 167/6	110/20 113/18 114/6	46/16 48/11 53/1 53/5
90/22 91/5 93/3 93/11	64/7 66/20 67/2 67/10	168/21 194/19 194/24	116/5 117/9 128/15	58/3 60/22 61/23 62/1
95/8 103/24 122/13	84/8 100/22 120/10	195/3 195/22 196/3	148/8 148/9 151/2	65/8 66/5 66/19 73/23
122/19 125/15 125/25	130/13 134/9 183/12	196/18 197/12 197/17	151/20 152/6 154/16	74/1 76/11 76/15 78/6
129/15 131/11 131/11	209/23 216/13 233/13	217/14	154/17 155/10 158/10	85/25 94/22 95/4
142/8 165/18 167/13	234/7 238/12 271/25	redone [1] 167/3	160/22 167/8 178/21	102/25 107/6 108/3
192/11 196/6 202/3	308/18 308/25 317/24	redos [1] 167/8	240/10 240/11 261/16	108/9 137/24 151/9
226/5 226/8 255/19	321/5	redundant [2] 97/7	286/17 291/17 322/4	155/18 180/3 184/14
261/22 262/20 265/19	recent [1] 7/10	97/9	325/23 325/24	186/10 230/20 230/22
265/19 266/18 270/3	recently [3] 108/8	reengaged [1] 135/25	relates [5] 73/15	230/22 237/22 248/15
272/6 273/11 277/3	180/8 259/14	refer [6] 83/19 94/15	114/11 122/8 143/1	262/3 275/22 301/18
279/19 286/9 294/22	recess [3] 62/16	94/20 126/12 157/7	279/25	303/3 306/2 314/18
294/23 295/1 305/17	144/21 144/22	209/16	relating [2] 244/20	remembers [1] 141/8
313/2 313/3 315/1	recessed [5] 62/18	reference [4] 90/20	245/4	reminding [1] 236/21
rearrange [1] 79/6	145/1 254/25 303/22	145/16 250/9 250/17	relation [1] 118/9	remove [1] 160/11
reason [14] 30/4 65/5	327/10	referenced [7] 101/10	relationship [2] 106/19	rename [1] 27/18
84/25 88/1 167/12	recipient [1] 321/6	112/25 114/15 130/12	262/2	render [2] 208/8 247/8
168/21 208/1 217/22	recognize [8] 11/9	161/5 161/12 279/4	relationships [1]	renderings [1] 278/12
218/12 222/24 261/25	136/13 172/3 173/23	references [1] 113/13	179/22	renew [1] 110/5
282/18 287/15 319/13	240/17 320/12 325/22	referred [5] 51/7	relative [10] 126/10	Reno [7] 256/7 256/11
reasonable [4] 95/2	325/25	112/18 136/17 179/16	141/24 160/23 169/16	257/10 257/12 258/1
105/11 135/4 142/9	recognized [1] 155/18	184/17	170/17 187/16 250/20	259/4 278/19
reasonably [2] 125/20	recollection [12] 35/2	referring [5] 69/9 160/7	relatively [6] 84/18	rent [1] 278/21
239/21	36/14 36/24 84/8	179/13 309/20 319/3	87/9 89/14 129/3	renumbered [2] 35/10
reasons [8] 55/17	134/25 134/25 135/21	refers [1] 121/24	168/13 168/13	35/11
92/24 125/22 196/10	135/24 141/4 143/17	refine [3] 121/4 201/11	relay [2] 156/2 156/5	repeat [6] 55/19 80/8
257/15 269/8 271/25	173/13 280/17	201/13	relayed [13] 106/11	80/9 89/17 255/19
275/13	recommend [5] 118/20	refined [2] 133/18	153/23 182/15 209/6	255/20
rec [2] 305/2 312/15	145/16 147/16 149/23	235/6	212/19 225/10 225/12	repeatedly [2] 117/1
recall [105] 19/11	150/1	refining [1] 119/16	225/14 226/5 234/2	117/3
19/21 31/25 36/9 40/8	recommendation [3]	refresh [3] 35/1 36/14	239/13 239/13 314/2	rephrase [6] 61/5
40/9 40/11 40/13 52/20	128/25 132/16 132/19	36/24	release [9] 68/4 94/11	137/7 157/13 200/20
52/22 53/8 54/4 54/12	recommendations [1]	regard [16] 15/6 15/23	101/2 118/7 119/20	201/21 230/3
56/22 57/2 57/4 57/10	202/14	20/25 21/6 32/19 41/16	125/2 128/7 147/24	replicating [1] 90/11
57/11 57/18 57/21 58/2	recommended [5]	41/25 43/24 47/2 73/19	228/11	replied [1] 288/17
62/3 62/5 63/21 65/11	90/16 127/5 127/7	80/23 89/11 139/17	released [19] 67/25	report [80] 99/25
65/14 69/1 69/5 75/20	133/13 166/22	139/17 183/5 183/19	68/9 94/9 94/10 124/23	103/12 103/22 104/7
75/23 77/24 78/1 78/4	record [16] 7/9 8/17	regarding [11] 32/4	126/9 126/13 126/24	104/10 104/18 105/1
78/10 84/1 84/3 84/5	8/18 9/8 29/1 30/22	56/22 57/6 116/24	143/12 143/16 146/15	105/13 105/25 106/21
101/3 102/8 103/18	50/7 50/16 58/13 79/16	128/17 143/9 145/11	146/16 147/17 176/25	108/3 110/11 110/12
107/3 107/14 107/14	144/16 249/3 255/15	153/18 155/11 214/10	211/2 248/15 249/22	111/11 111/16 111/18
108/16 109/4 109/9	256/4 270/24 286/19	318/15	251/5 251/14	112/19 112/21 113/3
135/7 136/10 136/24	RECORDED [1] 1/24	regardless [1] 233/12	releasing [1] 120/20	113/7 113/15 113/19
138/1 138/22 139/4	RECORDER [1] 1/24	regards [1] 138/2	relevance [3] 41/7 42/3	113/25 113/25 114/1
139/6 141/6 141/16	recording [2] 271/22	registration [2] 25/11	42/18	114/16 115/2 115/7
143/2 143/10 143/15	328/4	25/13	relevancy [2] 26/15	117/3 118/19 119/4
145/11 148/3 148/5	records [9] 51/12	regrets [1] 287/13	34/1	120/4 120/6 128/10
148/6 148/8 148/12	185/12 258/10 258/15	regular [2] 258/4 317/3	relevant [1] 247/7	137/25 139/5 139/14
151/2 151/7 151/8	258/18 259/23 265/24	regulate [2] 69/4 69/10	relied [2] 90/4 102/13	140/7 140/7 140/10
151/19 152/5 153/15	292/13 296/1	regulated [3] 69/8	140/15 141/5 141/8	142/2 152/11 152/14
153/24 154/15 155/10	recreational [20] 10/11	192/16 274/10	rely [3] 70/13 138/10	152/16 152/18 152/20
157/17 160/22 161/3	49/24 86/1 93/18 94/9	regulating [4] 69/12	277/24	153/10 153/11 157/25
161/8 162/4 166/19	98/14 99/21 112/23	192/12 192/20 192/24	remain [1] 79/10	158/3 158/17 158/21
166/24 167/8 167/13	134/18 139/21 176/21	regulation [5] 50/8	remarkably [3] 96/4	161/6 161/12 161/13
168/16 168/19 177/14	183/5 186/18 223/12	67/23 192/22 275/5	96/6 98/10	164/5 164/6 164/17
178/3 193/2 193/16	265/15 268/4 268/6	275/6	marking [2] 94/23	164/21 172/9 172/11
202/22 203/12 203/19	269/15 282/6 308/20	regulations [17] 53/19	138/5	172/17 177/25 178/2
206/21 211/14 212/5	recreationally [1]	56/22 57/5 59/7 59/9	Remedies [1] 308/6	179/8 181/24 202/11
212/8 214/8 225/18	304/23	95/13 134/19 151/24	remember [77] 9/7	206/19 206/25 207/5
244/20 245/25 252/25	Recross [9] 3/7 3/8 3/9	175/1 215/13 215/22	15/10 16/2 16/9 16/12	207/11 207/16 208/17
261/2 262/1 262/25	3/10 29/7 52/11 63/14	269/14 282/16 311/12	16/13 16/24 21/2 24/4	208/17 210/24 210/25
293/21 317/16	76/9 77/21	311/13 312/3 312/4	36/10 36/19 37/5 38/7	225/2
	Recross-Examination	regulatory [2] 274/6		
	[8] 3/7 3/8 3/9 3/10			

R	323/13 327/7	120/2 134/14 134/21	99/12 99/13 100/19	322/1 322/4 322/24
reported [1] 154/3	responses [5] 98/24	136/7 136/11 137/10	101/12 102/23 103/7	323/8 323/22
reporting [4] 1/25	120/22 120/23 188/19	155/17 161/17 175/13	104/7 104/19 105/22	righty [1] 254/20
153/19 153/25 184/20	211/9	178/11 178/14 182/18	106/8 107/15 108/12	ring [1] 138/23
reports [2] 104/1	responsibilities [1]	182/20 182/22 182/24	109/12 109/13 109/16	rings [1] 236/3
164/24	82/23	183/2 185/7 185/11	109/20 110/3 110/24	riot [1] 129/16
represent [11] 10/8	responsible [2] 68/21	185/14 186/16 196/21	113/1 116/22 117/16	ripe [1] 179/23
14/4 67/22 146/13	142/14	196/25 197/3 197/14	118/6 132/2 132/10	RISE [1] 57/11
198/15 206/16 213/7	responsive [2] 123/10	208/10 208/11 209/19	132/15 134/4 134/7	Ritter [2] 76/12 76/14
253/7 293/6 304/16	172/23	209/25 223/23 224/7	135/15 136/8 136/22	Ritter's [2] 34/4 34/5
308/5	responsive/compliant	225/21 239/17 241/1	140/8 140/9 140/18	River [1] 260/13
representation [4]	[1] 123/10	287/13 297/20 303/1	144/17 145/7 150/18	road [1] 289/7
7/25 47/11 48/22 248/2	rest [2] 5/23 270/1	reviewing [11] 11/16	158/23 160/6 166/14	role [9] 83/22 84/22
representations [2]	restaurants [2] 15/23	12/8 13/1 70/14 136/25	166/16 166/20 167/23	86/21 91/9 91/16 92/22
19/8 277/24	15/25	137/24 138/1 138/22	170/16 171/19 175/12	92/23 119/19 124/10
representative [1]	result [4] 7/12 148/25	142/5 160/22 239/8	178/16 180/13 182/6	room [12] 8/12 87/1
213/8	275/16 293/23	reviews [1] 83/25	183/13 183/25 184/3	87/12 96/21 123/21
representatives [1]	resultant [1] 246/22	revised [3] 147/9	184/21 187/1 187/7	210/8 215/21 258/11
67/21	resulted [1] 286/11	150/14 150/22	187/12 188/4 188/13	267/9 267/9 294/2
represented [7] 31/5	resulting [3] 32/16	revising [2] 104/22	188/23 188/24 189/17	300/23
92/15 92/16 195/14	60/3 63/24	105/8	189/23 191/11 191/19	ROSE [5] 2/15 3/4 5/11
210/11 309/11 309/13	results [7] 7/15 7/18	revoked [2] 51/1 51/5	192/9 192/13 193/22	10/7 13/20
representing [2]	32/20 183/9 281/9	revolving [2] 143/21	194/1 194/13 195/17	Rosen [1] 276/25
198/18 279/20	288/24 308/8	153/16	195/23 196/3 196/4	ROSS [6] 2/5 101/22
represents [1] 209/5	retail [6] 56/9 273/13	reword [1] 122/1	196/16 196/20 197/1	135/2 198/15 199/16
reputation [1] 165/15	273/15 273/17 318/14	reworded [2] 168/11	197/4 197/13 197/20	225/2
request [6] 98/9 98/11	318/16	RFP [35] 81/7 82/1	197/22 198/3 198/4	Ross's [1] 102/14
113/14 114/19 173/24	retain [1] 37/9	85/17 87/10 96/12	198/12 199/13 200/5	Rotary [2] 260/6 260/6
249/7	retained [5] 93/16	96/16 96/22 98/7 98/20	201/17 201/19 201/20	rough [2] 15/16 201/1
requested [3] 144/22	100/18 100/22 134/24	99/2 99/5 107/6 118/5	201/24 202/1 202/11	round [4] 61/9 172/3
275/3 303/12	135/11	118/25 119/23 120/16	202/15 204/7 204/12	272/4 282/17
requests [1] 175/22	retaliatory [1] 276/1	121/9 123/9 124/10	204/14 204/16 204/19	rule [4] 30/25 60/25
require [3] 5/24 115/13	retention [1] 93/20	126/13 128/17 129/9	204/23 205/2 205/7	99/16 175/9
299/21	retired [3] 220/5 223/2	155/19 168/8 174/18	205/12 205/15 206/7	rules [5] 105/18 112/7
required [12] 9/9 46/20	247/1	175/1 175/20 214/21	212/10 216/21 217/11	204/25 205/3 262/13
50/13 53/18 97/19	retitled [1] 27/19	214/22 214/24 215/3	217/19 218/8 218/10	ruling [1] 36/16
97/23 98/2 102/8 166/4	return [3] 7/13 133/1	220/13 235/17 241/23	218/15 218/22 221/6	RULIS [4] 2/6 255/1
265/19 302/9 323/1	149/18	292/7	225/8 232/16 232/19	323/22 324/8
requirement [7] 152/3	returned [1] 149/22	RFP-type [1] 107/6	235/7 236/4 237/2	run [6] 144/11 223/9
175/17 176/15 193/5	reveal [1] 33/24	RFPs [1] 83/6	237/6 239/9 239/11	259/8 273/5 306/25
193/7 196/11 228/7	revenue [8] 52/23	Rhodes [2] 322/7	240/23 241/20 242/15	322/13
requirements [8]	52/25 55/4 55/12 55/16	322/10	242/16 243/9 247/1	running [5] 90/23
121/11 121/22 123/8	55/21 56/9 64/8	Rich [1] 219/5	248/2 249/15 249/16	206/4 244/23 259/10
143/4 150/2 151/21	reverse [1] 163/8	RICHARD [1] 2/17	249/17 250/7 251/1	283/20
156/13 186/24	review [58] 10/14	RICK [1] 2/13	251/2 252/3 253/25	runs [1] 281/20
requires [1] 26/24	10/15 11/21 57/24	right [294] 6/8 6/16	254/12 255/9 255/24	RUSTY [1] 2/12
requiring [1] 228/3	70/16 86/22 86/22	7/21 9/15 9/25 11/1	256/25 262/10 266/3	
reserve [1] 132/2	93/17 94/8 95/12 95/12	13/5 13/21 17/1 18/8	266/4 268/23 280/12	S
reserved [1] 105/22	98/3 123/7 131/16	21/6 21/9 21/11 21/18	281/1 283/10 287/2	S-m-i-t-h [1] 79/18
residential [1] 258/4	136/17 139/5 145/10	22/7 22/13 22/16 23/16	287/19 290/14 291/13	Sacramento [2] 221/15
resounding [8] 52/19	145/23 152/24 154/16	23/18 26/6 27/20 27/22	295/17 296/21 296/24	256/7
53/6 53/9 53/10 53/12	160/23 161/1 161/12	28/3 28/5 28/8 29/24	299/17 300/22 301/24	safeguards [1] 232/21
53/15 63/20 63/23	161/14 161/16 161/21	31/21 31/23 31/25	302/5 302/12 302/15	safely [1] 253/19
resource [2] 84/11	178/5 178/23 188/19	32/12 32/12 32/14	306/10 306/13 307/7	safety [1] 159/8
84/12	209/12 209/24 211/19	32/17 33/16 35/12	307/10 308/9 308/12	said [86] 5/11 9/24
respect [6] 27/8 74/13	214/10 215/9 224/20	36/10 36/18 38/12	308/14 308/15 308/16	15/5 15/9 15/11 19/9
74/14 86/7 99/2 151/5	224/22 224/24 232/3	39/10 40/9 44/9 45/16	308/23 309/10 310/5	31/8 36/19 48/19 48/23
respected [1] 292/6	238/16 240/19 240/24	45/22 46/15 46/22	311/3 311/15 311/18	53/6 54/19 58/24 59/7
respond [8] 89/7 89/8	244/18 244/24 245/7	46/24 47/23 49/6 49/16	312/3 312/7 313/4	61/9 61/23 62/1 69/2
125/6 130/2 130/9	245/11 245/17 247/4	49/21 49/24 50/1 50/3	313/9 313/17 314/5	69/2 69/3 71/17 76/13
131/6 131/17 324/23	247/8 279/22 288/20	50/10 50/12 50/23 51/1	314/19 314/23 314/25	90/12 95/18 95/22
responded [1] 251/15	288/24 302/23 303/10	51/9 54/9 55/23 55/25	315/19 316/6 316/19	105/10 105/10 112/1
response [18] 10/19	314/24 316/14 324/16	57/8 61/12 61/13 63/11	316/21 317/1 317/4	114/15 117/4 135/1
59/20 62/15 76/22	325/15 325/24	64/12 65/11 65/13	317/6 317/8 317/11	141/11 142/11 159/15
78/23 89/23 98/23	reviewed [51] 10/10	65/15 66/3 66/20 67/9	317/13 317/20 318/11	166/8 166/16 166/20
112/11 131/12 142/22	12/20 31/9 32/25 69/20	71/11 71/15 71/19	318/14 318/18 318/19	168/6 168/7 193/15
174/6 251/10 253/16	94/1 94/5 94/22 95/10	79/11 81/12 81/13	319/1 319/6 319/18	206/22 218/2 218/12
255/6 267/23 307/16	95/18 95/22 98/12	85/24 86/23 93/14 94/3	319/24 320/4 321/9	222/19 230/9 232/9
	98/13 114/3 117/19		321/12 321/20 321/23	237/5 238/14 238/15

S

said... [37] 242/17
 245/19 246/3 249/23
 254/2 269/24 272/4
 277/16 277/23 278/16
 280/4 282/3 282/10
 283/23 285/11 285/18
 286/6 286/25 289/19
 291/19 294/5 294/14
 302/16 302/16 302/17
 302/21 306/1 310/11
 311/23 313/8 313/12
 313/23 314/9 314/15
 314/24 316/17 323/7
sale [2] 16/21 273/10
sales [7] 153/21 268/4
 272/17 272/25 283/7
 308/20 308/24
Salt [1] 259/5
same [58] 11/11 17/6
 21/20 22/23 22/23
 22/24 22/24 30/3 34/20
 35/15 38/21 39/3 51/7
 51/13 68/8 68/19 71/15
 72/12 72/17 74/12
 126/25 127/1 127/1
 127/2 127/4 132/13
 132/14 132/14 133/19
 134/9 134/10 141/20
 146/22 146/24 151/17
 164/2 164/2 167/19
 168/17 170/13 170/25
 210/14 213/15 213/16
 216/19 217/23 217/23
 228/21 230/23 234/3
 234/3 243/9 250/24
 275/10 279/13 306/20
 318/21 324/2
samples [1] 306/7
sarcasm [1] 63/2
sat [4] 260/7 274/15
 276/23 294/2
save [1] 81/4
saw [21] 7/12 25/18
 35/1 47/10 55/10 57/16
 149/19 150/11 160/15
 160/17 169/17 208/11
 227/3 254/14 261/20
 269/18 276/12 311/17
 313/10 315/2 319/22
say [120] 12/11 19/17
 22/20 27/4 39/5 49/7
 52/1 60/14 64/11 67/15
 68/18 69/7 69/9 69/21
 71/24 72/3 73/7 73/8
 73/9 78/3 86/6 90/9
 92/9 93/13 95/20 96/12
 96/21 96/24 96/25 97/6
 97/10 97/13 98/21
 98/24 101/21 103/23
 104/23 106/14 108/25
 108/25 108/25 109/7
 110/4 114/24 120/5
 123/19 123/25 128/1
 130/4 132/8 138/1
 138/2 140/7 144/5
 146/4 150/7 156/23
 160/25 162/25 163/8

164/8 165/6 165/9
 167/1 168/11 169/2
 169/5 169/8 171/7
 174/16 175/16 177/5
 180/20 185/2 186/11
 188/5 189/13 190/22
 191/5 191/8 193/20
 194/18 195/7 200/23
 201/18 201/19 215/16
 216/24 225/9 226/1
 226/16 240/2 240/24
 241/3 257/5 259/13
 266/12 266/19 268/2
 272/9 272/10 274/5
 274/20 276/1 277/5
 279/12 283/5 284/14
 289/16 290/2 290/5
 305/14 308/7 310/2
 310/24 311/20 321/24
 323/23 324/12 325/8
sayer [1] 277/22
saying [21] 19/11 35/4
 37/3 53/8 56/23 101/22
 106/18 123/1 138/8
 142/20 149/2 199/15
 202/22 213/18 213/19
 213/21 233/23 233/24
 280/3 285/5 318/18
says [20] 36/18 49/12
 118/23 125/3 133/8
 160/14 207/18 245/15
 245/22 271/16 278/15
 278/16 288/10 294/6
 297/21 297/25 302/14
 313/6 318/12 318/14
scale [3] 168/17
 298/19 300/2
scanned [2] 224/11
 233/25
schedule [4] 6/17
 325/7 325/8 326/6
school [5] 63/8 91/3
 256/9 256/9 260/24
SCHWARZ [12] 2/15
 3/15 85/6 95/20 114/13
 116/8 116/21 171/19
 171/23 172/4 186/3
 235/3
scope [13] 29/2 74/9
 81/11 81/24 99/25
 100/1 152/11 157/25
 158/2 158/21 168/17
 252/17 301/10
score [26] 11/21 12/12
 26/19 44/6 44/8 44/9
 44/18 50/19 71/6 71/22
 120/22 120/23 160/22
 161/1 161/11 161/14
 161/16 161/20 224/24
 227/10 237/13 242/6
 277/11 280/8 289/8
 296/4
scored [13] 12/20
 43/20 45/11 67/17
 68/11 87/18 121/8
 161/2 234/13 289/6
 302/15 303/3 303/5
scorers [1] 44/13
scores [5] 31/5 280/8

295/11 296/17 297/22
scoresheets [1] 27/12
scoring [36] 10/20
 12/8 13/1 28/22 29/4
 44/14 50/17 87/13
 120/17 121/6 155/12
 184/8 227/1 227/8
 234/10 237/16 237/17
 237/19 238/4 238/19
 238/22 238/24 239/18
 241/6 243/3 271/17
 288/20 289/6 292/7
 295/6 295/16 296/1
 296/15 303/4 319/15
 319/18
scrambling [1] 320/2
scratching [1] 90/10
screen [11] 29/21
 29/23 31/3 36/16 96/22
 146/19 271/5 295/22
 296/15 315/16 317/23
screwed [1] 94/18
scroll [4] 199/12 239/5
 250/6 250/13
search [1] 114/9
searching [1] 151/15
seated [2] 79/15
 255/14
seats [1] 87/2
second [17] 15/21 17/8
 23/8 67/25 68/4 68/21
 107/18 111/21 112/9
 139/25 177/16 178/9
 241/17 265/11 267/20
 271/13 272/4
secret [1] 188/21
section [15] 66/6 67/1
 82/12 82/17 83/9 91/15
 96/23 96/23 96/24 97/7
 164/14 174/11 207/16
 222/15 271/18
Section 333 [1] 174/11
Section 80 [1] 271/18
sections [1] 103/25
secure [3] 155/2
 198/24 250/22
security [3] 92/5
 266/24 328/10
see [68] 1/19 22/3 22/8
 23/12 25/14 35/24 47/4
 48/3 49/3 49/5 49/8
 60/8 72/25 117/19
 118/11 137/20 144/23
 145/2 145/3 146/18
 146/19 147/9 184/4
 199/19 207/18 207/23
 208/23 215/9 219/6
 239/4 245/22 249/18
 249/22 250/18 251/5
 251/10 251/16 260/25
 263/9 271/4 271/5
 271/13 271/20 272/21
 273/22 274/18 275/7
 280/6 287/10 289/5
 290/12 292/16 297/6
 297/24 297/25 298/1
 298/12 299/24 311/1
 315/14 315/15 318/15
 320/19 320/20 321/21

327/2 327/5 327/8
seed [1] 273/10
seeds [1] 266/3
seeing [3] 36/9 244/4
 269/18
seeks [1] 96/7
seem [7] 104/1 156/7
 159/18 160/20 217/25
 218/5 218/11
seemed [13] 51/8 95/2
 103/15 104/8 141/22
 151/14 151/15 154/3
 155/23 156/2 162/14
 247/7 273/17
seems [3] 135/3
 169/20 218/4
seen [30] 27/9 28/19
 33/9 36/7 47/1 47/2
 47/12 47/14 47/24 54/9
 57/13 98/24 106/5
 106/10 133/15 148/16
 149/2 149/4 149/6
 150/24 160/8 168/18
 169/16 182/7 182/10
 182/13 223/15 280/13
 295/14 317/8
sees [2] 150/9 296/17
segment [2] 18/6 18/9
selected [2] 158/11
 162/3
selecting [1] 174/2
selection [27] 82/14
 84/3 85/17 86/12 87/10
 96/5 97/16 118/6
 119/23 120/20 122/21
 130/11 131/21 132/23
 133/3 139/18 142/25
 149/5 154/14 156/9
 156/10 157/6 163/1
 206/21 207/20 241/24
 246/13
selection-process [1]
 96/5
selections [1] 112/24
selective [1] 246/5
self [4] 124/14 153/19
 153/25 184/20
self-explanatory [1]
 124/14
self-reporting [3]
 153/19 153/25 184/20
sell [25] 263/6 263/9
 268/17 268/25 272/7
 272/10 273/12 274/2
 282/20 283/5 304/20
 304/22 304/23 305/5
 305/9 305/21 306/5
 306/8 306/11 306/17
 306/23 307/1 307/5
 309/6 309/7
sellers [1] 283/2
selling [1] 309/1
sells [1] 272/24
send [5] 102/21 207/7
 212/25 282/4 282/5
sense [5] 99/1 300/14
 301/5 301/13 301/15
sent [15] 5/15 5/17
 101/22 102/11 104/18

135/1 150/13 281/17
 282/14 283/22 283/25
 286/4 318/10 318/23
 320/6
separate [4] 157/6
 200/10 278/10 282/13
separately [1] 26/5
September [13] 10/12
 10/16 11/15 12/1 12/21
 13/16 22/6 43/13 49/21
 314/13 316/8 320/19
 321/9
September 2018 [6]
 10/16 11/15 12/1 12/21
 13/16 22/6
Sequoia [1] 42/14
series [3] 90/16 244/17
 248/7
serve [1] 91/9
serves [1] 16/3
service [3] 83/10 83/14
 292/19
services [18] 6/2 7/7
 82/11 82/13 83/5 83/9
 84/12 87/11 122/15
 126/1 183/8 183/10
 222/13 222/14 222/15
 222/20 259/4 326/11
servicing [1] 260/13
session [13] 85/18
 109/2 188/6 188/8
 188/25 189/3 189/4
 191/1 192/1 216/24
 217/1 217/13 218/1
sessions [1] 89/6
set [12] 6/2 63/25 81/8
 82/11 84/19 117/2
 157/6 167/5 216/25
 255/1 269/14 280/5
sets [5] 175/19 175/22
 175/25 176/3 176/11
setting [4] 85/11 92/14
 126/6 128/14
settlement [1] 325/11
seven [3] 170/9 180/6
 294/19
seventeen [1] 91/13
several [15] 63/23
 67/22 67/22 67/24
 69/22 69/22 95/6
 151/15 152/25 171/3
 183/8 183/23 214/21
 254/8 287/21
severity [1] 170/5
sewer [2] 148/22
 229/19
shall [4] 123/12 123/13
 123/18 327/8
Shane [24] 15/13 18/8
 21/23 29/23 35/11
 65/23 66/7 67/1 67/9
 70/1 71/1 71/23 146/10
 245/12 245/20 248/21
 248/25 250/11 271/11
 280/20 288/8 297/8
 301/20 327/4
Shango [3] 264/11
 306/22 306/23
shape [2] 163/6 170/7

S	side [11] 87/15 125/18 125/18 150/9 210/8 259/24 262/23 278/12 319/19 325/13 325/13	220/12 221/18 222/5 222/8 223/10 223/13 224/21 224/23 224/25 225/4 225/22 226/22 226/25 227/24 230/21 230/25 231/2 231/17 232/10 234/11 234/15 235/8 236/1 237/23 239/24 240/21 243/1 244/22 245/6 245/8 247/2 251/23 253/17 255/9 255/17 255/17 287/6 291/23 304/18 305/3 315/13 323/14	socially [1] 327/2	184/19 188/21 192/2 217/12 238/21 272/23 273/7 273/12 292/3 296/4 307/19
share [5] 87/20 89/16 120/25 165/19 273/20	side's [2] 194/24 197/22	Sisolak [1] 260/12	sole [5] 38/13 38/19 39/1 39/7 143/20	somehow [2] 34/4 135/1
shared [4] 94/12 179/10 179/14 179/18	sides [1] 215/21	sister [1] 63/7	solely [1] 36/23	someone [9] 37/9 44/5 75/7 129/3 165/8 203/9 212/17 224/6 302/25
shares [1] 274/2	SIGAL [1] 2/2	sit [10] 5/6 8/21 16/10 57/23 59/1 77/13 96/21 227/7 291/2 319/12	solicitation [16] 82/14 97/16 122/10 127/10 127/14 128/20 129/2 130/21 131/13 131/15 132/23 133/2 144/4 156/19 229/4 229/21	something [59] 26/22 37/6 49/7 54/24 69/4 69/11 86/2 86/8 93/9 93/10 93/10 97/5 100/4 101/24 105/5 110/4 114/24 122/13 123/11 130/19 135/2 135/6 142/23 147/10 156/21 160/18 161/16 168/7 169/7 172/19 174/22 180/5 181/11 184/5 188/11 189/18 193/16 193/24 200/20 201/5 209/17 211/6 212/3 215/14 215/16 217/5 217/13 225/17 229/21 235/20 267/13 284/21 288/17 294/23 302/22 318/23 320/7 323/22 325/16
sharing [1] 128/21	sign [4] 132/25 149/18 202/13 254/14	site [1] 158/9	soliciting [2] 118/24 119/23	sometimes [17] 80/6 126/16 156/5 156/6 192/8 196/5 196/6 204/1 204/4 204/10 204/12 205/6 205/12 205/13 205/17 269/5 281/14
SHARPLES [1] 2/16	signed [2] 133/2 149/21	sitting [5] 210/7 225/8 238/9 258/25 323/25	solid [2] 99/1 146/9	sometime [1] 32/10
she [23] 7/11 8/1 8/24 9/19 11/10 11/11 64/20 65/5 65/6 143/25 209/5 209/5 252/20 264/22 277/17 277/18 277/19 291/19 326/22 326/22 326/23 326/24 326/25	signs [4] 30/20 35/22 149/16 297/15	situation [5] 167/2 168/16 170/3 205/19 268/25	solidified [1] 187/2	sometimes [17] 80/6 126/16 156/5 156/6 192/8 196/5 196/6 204/1 204/4 204/10 204/12 205/6 205/12 205/13 205/17 269/5 281/14
she'll [1] 62/17	silence [1] 126/13	size [1] 86/15	solution [2] 9/8 123/4	somewhat [3] 88/10 167/15 180/7
she's [10] 7/13 7/21 62/12 63/8 209/1 252/19 252/19 264/21 298/7 327/5	similar [11] 88/11 88/12 96/5 96/6 96/9 98/10 127/2 154/20 211/5 215/10 215/12	skills [1] 125/24	solutions [1] 201/3	somewhere [5] 135/21 180/6 247/17 266/13 314/6
sheet [2] 177/12 237/13	similarities [2] 98/19 173/25	skimmed [8] 103/7 103/9 186/17 193/4 224/15 224/18 226/12 226/18	some [135] 7/10 9/16 18/15 18/22 21/1 24/6 26/22 51/7 52/15 56/3 56/5 56/6 62/12 66/19 76/18 81/23 82/10 84/3 84/14 89/16 90/24 91/16 94/8 94/12 94/13 94/18 95/17 95/17 95/22 97/10 97/18 98/8 104/8 117/20 117/20 117/24 118/2 118/17 118/22 119/14 119/15 124/3 124/14 124/16 124/16 124/19 127/22 134/13 134/18 135/14 136/21 140/6 146/18 148/5 153/15 153/18 153/18 153/19 153/21 153/21 154/3 154/3 154/4 154/23 154/24 156/13 156/24 162/5 163/6 163/24 163/24 165/11 172/7 172/7 173/3 174/2 177/24 178/11 179/10 179/14 179/25 180/14 182/15 184/16 193/21 198/9 202/20 204/1 206/7 206/23 209/25 210/3 216/12 216/12 216/13 225/10 225/12 225/13 228/10 229/17 229/18 234/23 235/18 251/22 254/2 254/7 256/5 262/8 263/8 267/15 275/12 277/9 280/4 280/9 281/15 281/15 294/9 294/14 294/18 304/9 304/11 305/12 306/7 308/6 309/14 310/22 311/1 311/17 312/2 313/9 314/20 319/18 319/23 320/6 322/16	soon [1] 236/2
sheets [10] 28/22 224/24 239/18 295/6 295/11 295/17 296/5 296/15 296/17 319/16	similarity [1] 174/4	skimming [1] 104/5	somebody [24] 46/18 93/12 96/24 96/25 97/12 108/23 123/14 129/7 130/23 142/19 163/21 175/11 184/17	sophisticated [1] 187/25
shelves [1] 309/9	Similarly [1] 174/25	skipped [1] 221/6	so [395]	sorry [59] 8/14 12/4 16/24 24/12 26/12 29/8 31/14 31/16 37/20 49/7 51/3 52/6 56/5 58/23 59/20 61/25 65/3 66/7 67/7 67/11 70/4 72/9 72/14 73/10 74/2 75/14 95/19 106/24 111/13 115/22 137/2 140/1 146/1 150/17 157/23 171/21 183/15 233/5 240/7 243/7 247/21 250/14 267/24 268/1 270/16 274/12 276/14 281/8 290/10 291/7
SHEVORSKI [7] 2/10 27/5 28/1 28/12 244/6 324/1 324/15	simply [4] 92/8 109/9 134/17 155/4	SLATER [1] 2/7	SOCIAL [1] 328/9	
shoot [1] 270/16	simultaneously [1] 145/13	slide [2] 63/17 212/24		
short [5] 5/20 31/10 62/16 119/15 254/13	since [22] 27/8 112/6 141/20 160/2 161/5 173/3 181/5 187/18 223/1 247/15 247/15 247/15 256/14 256/15 257/10 268/18 275/24 282/13 297/17 298/19 312/14 315/13	slightly [1] 133/16		
shot [2] 196/13 277/12	single [20] 21/10 93/7 118/12 123/2 126/2 127/19 162/20 163/5 168/20 170/21 175/4 175/6 175/9 175/17 192/1 193/7 215/4 228/3 234/2 237/13	slip [1] 168/7		
should [37] 17/24 70/4 105/3 105/5 118/23 120/16 121/9 121/15 121/18 124/8 124/10 126/9 155/12 163/25 165/20 172/12 187/11 189/19 193/25 196/3 201/20 201/21 203/4 203/22 206/20 207/1 207/2 207/19 217/20 232/3 261/20 277/1 277/4 297/3 310/8 310/10 311/1	sips [1] 29/25	slow [3] 77/14 121/24 122/4		
shouldn't [9] 7/4 179/17 179/17 194/18 199/22 201/8 203/18 248/9 251/17	sir [116] 16/6 33/3 44/5 45/18 51/3 51/6 52/8 62/20 79/10 79/19 79/24 80/23 84/8 93/19 100/17 100/20 101/14 102/7 102/20 103/1 104/3 105/6 106/4 107/3 107/13 108/5 108/15 109/1 109/4 109/10 112/5 117/11 118/21 134/15 134/20 136/23 137/20 138/24 141/14 144/22 170/1 171/11 174/9 175/2 176/14 176/19 178/4 182/1 185/10 186/13 186/15 187/3 187/5 187/10 187/13 190/15 191/25 196/16 206/17 207/17 207/25 207/25 208/7 208/19 210/9 212/14 214/9 214/20 215/15 219/4 219/8 219/22 220/2 220/10	slowly [1] 235/6		
show [22] 12/25 15/20 22/10 27/10 28/5 29/11 29/20 29/23 31/3 33/6 35/8 142/3 159/16 188/8 198/9 212/22 259/2 289/17 295/22 296/14 323/21 327/9		small [2] 233/24 266/7		
showed [4] 165/19 177/11 299/5 299/8		SMITH [45] 2/7 2/16 6/24 79/2 79/3 79/12 79/18 80/16 81/5 81/10 82/4 99/11 100/16 100/18 111/3 112/25 113/8 118/15 137/24 145/2 145/10 146/13 172/3 173/2 186/7 186/9 206/9 206/15 206/25 208/8 211/10 213/5 216/10 219/3 232/2 240/17 244/17 290/18 290/21 291/1 291/7 291/15 292/7 295/17 300/11		
ShowGrow [2] 263/18 305/23		Smith's [7] 111/10 112/21 113/7 113/10 152/18 231/15 240/15		
shown [2] 203/3 248/8		snippets [1] 233/24		
shows [2] 63/17 199/25		so [395]		
sic [3] 108/20 110/20 246/8		SOCIAL [1] 328/9		

<p>S</p> <p>sorry... [9] 295/5 295/24 296/7 296/9 297/16 300/18 305/16 323/17 324/7</p> <p>sort [2] 191/21 310/22</p> <p>sorts [1] 321/10</p> <p>sought [2] 139/16 143/5</p> <p>sound [4] 122/9 122/25 123/3 135/19</p> <p>sounded [2] 103/25 155/15</p> <p>sounds [7] 11/5 11/8 27/5 38/11 105/11 153/6 223/24</p> <p>sour [1] 236/9</p> <p>Source [1] 303/17</p> <p>Sparks [6] 57/11 57/25 58/7 58/10 58/15 59/3</p> <p>speak [10] 10/13 26/10 85/6 95/4 108/23 119/9 122/15 168/10 240/7 300/23</p> <p>speaking [6] 80/7 133/24 235/2 235/23 247/17 255/18</p> <p>speaks [1] 126/7</p> <p>special [4] 13/15 279/19 285/7 285/9</p> <p>specialty [2] 209/2 209/4</p> <p>specific [37] 21/13 27/17 82/22 114/15 114/16 153/22 172/12 172/17 176/6 179/13 179/24 179/25 180/2 180/12 180/14 180/23 181/2 181/10 181/13 181/21 183/20 184/22 184/24 185/17 185/20 185/21 199/3 214/16 227/22 233/18 233/21 234/6 234/9 234/9 234/12 250/19 286/19</p> <p>specifically [23] 25/7 47/16 82/12 84/4 85/25 99/24 114/7 114/10 115/24 138/1 152/5 153/15 167/12 175/19 175/25 177/22 178/14 180/22 181/6 183/19 197/15 241/1 322/14</p> <p>specification [1] 123/15</p> <p>specifications [4] 87/3 87/4 87/7 131/13</p> <p>specificity [1] 168/10</p> <p>specifics [3] 149/3 166/24 177/25</p> <p>specifies [2] 176/6 176/8</p> <p>speculation [4] 85/3 85/8 276/7 301/9</p> <p>speed [1] 62/23</p> <p>spell [2] 79/16 255/15</p> <p>spelled [1] 256/4</p> <p>spend [2] 81/18 277/3</p>	<p>spent [17] 81/4 104/5 104/21 104/23 105/7 121/17 169/8 189/12 189/20 234/21 247/11 247/15 263/1 263/3 277/4 279/1 289/9</p> <p>split [1] 23/1</p> <p>spoke [6] 93/24 136/25 219/5 230/22 269/23 324/1</p> <p>spring [1] 72/24</p> <p>Springs [3] 303/15 303/16 303/17</p> <p>stack [1] 125/18</p> <p>staff [10] 53/18 65/18 84/9 116/2 120/11 166/13 170/5 170/5 194/8 246/23</p> <p>stage [1] 60/12</p> <p>stake [1] 64/11</p> <p>stamped [1] 111/9</p> <p>stand [6] 79/8 100/12 164/15 216/6 225/25 255/9</p> <p>standard [3] 46/13 145/15 147/15</p> <p>standards [15] 48/6 70/20 71/15 90/16 112/24 120/16 126/8 139/19 146/3 147/3 157/2 158/7 159/3 170/18 227/16</p> <p>standing [2] 73/13 79/10</p> <p>staring [1] 237/25</p> <p>start [26] 10/1 17/24 18/1 18/3 18/7 18/12 34/17 60/7 82/7 82/8 99/7 99/11 123/21 125/21 147/19 186/9 248/24 294/17 304/3 308/20 310/23 312/14 316/1 326/8 326/12 327/9</p> <p>started [23] 83/6 90/13 104/6 131/19 134/12 135/24 155/14 168/12 228/15 228/19 235/4 257/9 257/12 259/2 260/13 260/18 262/14 269/18 282/6 283/1 294/17 307/8 312/15</p> <p>starting [6] 15/14 17/16 217/14 232/12 240/22 315/4</p> <p>starts [1] 240/24</p> <p>startup [1] 266/11</p> <p>state [168] 5/25 6/6 6/7 7/8 32/17 40/21 50/5 50/9 52/23 55/4 55/12 64/7 65/20 79/16 81/7 81/8 81/15 82/8 82/13 82/21 82/23 83/2 83/6 83/11 83/18 83/21 83/24 83/25 84/14 85/12 86/3 86/7 86/25 87/5 87/17 88/3 88/4 88/11 88/11 88/16 88/18 90/10 90/11</p>	<p>90/23 91/10 91/19 92/2 95/15 95/15 96/13 97/19 97/22 98/1 98/20 99/2 118/8 121/15 123/14 124/3 125/19 126/14 126/18 126/20 127/11 127/12 129/12 129/15 132/10 134/8 145/19 145/19 148/16 148/21 151/11 155/9 155/15 155/18 156/19 156/22 157/5 157/8 162/17 165/19 168/4 168/6 170/13 171/15 173/8 176/8 187/24 188/5 188/18 188/25 190/19 191/3 191/11 192/3 192/12 193/1 200/7 200/8 202/3 202/16 204/18 206/19 207/1 207/18 208/1 208/1 208/2 208/2 209/10 209/13 209/21 210/24 211/25 212/12 220/7 221/19 221/20 222/6 222/12 222/18 234/25 244/7 248/4 255/15 257/13 259/11 261/22 262/13 265/16 265/19 268/14 269/14 272/2 272/16 272/23 272/25 273/15 282/8 282/15 283/1 283/6 283/25 284/7 285/4 286/8 286/18 291/25 292/7 293/14 294/10 295/15 295/25 297/3 297/5 299/23 305/5 307/17 318/23 319/6 319/20 323/1 324/20 324/21 324/22 325/14</p> <p>State and [1] 324/20</p> <p>State's [12] 128/5 152/1 162/10 165/15 166/1 167/4 168/23 169/9 192/15 246/10 246/12 272/11</p> <p>stated [10] 56/21 57/13 123/9 142/2 142/16 206/19 207/1 211/20 256/3 302/18</p> <p>statement [10] 25/23 25/25 67/19 69/3 211/2 211/4 211/11 246/14 275/2 319/22</p> <p>statements [2] 208/13 299/6</p> <p>states [17] 87/23 87/24 88/2 88/5 88/14 90/2 90/5 90/6 90/12 91/4 92/3 171/1 171/2 171/3 222/2 267/13 292/12</p> <p>stating [2] 276/2 284/23</p> <p>statistic [1] 65/17</p> <p>statute [6] 51/19 53/19 73/4 156/23 174/22 186/17</p> <p>statutes [10] 156/11</p>	<p>156/15 157/7 157/8 157/17 175/14 226/24 244/24 245/3 297/5</p> <p>statutory [1] 176/18</p> <p>stay [1] 9/19</p> <p>stayed [3] 11/6 11/12 256/9</p> <p>steakhouse [1] 16/5</p> <p>step [5] 59/25 60/1 178/1 235/7 240/25</p> <p>STEPHANIE [1] 2/7</p> <p>steps [2] 26/1 293/24</p> <p>Steve [12] 68/25 69/17 136/12 156/2 178/15 182/20 224/2 260/24 273/25 276/24 288/21 318/9</p> <p>Steve's [1] 32/25</p> <p>STEVEN [2] 2/10 273/21</p> <p>still [17] 31/16 35/21 59/2 94/17 99/12 121/20 246/15 253/12 253/14 256/17 280/24 296/1 321/25 324/19 325/2 325/3 325/10</p> <p>stink [1] 131/11</p> <p>stipulate [2] 81/5 324/4</p> <p>stipulation [7] 9/9 81/14 81/20 81/24 324/2 324/14 325/22</p> <p>stock [1] 299/7</p> <p>stood [1] 179/23</p> <p>stop [3] 163/8 198/12 199/13</p> <p>stopped [3] 18/4 18/5 20/4</p> <p>stopper [1] 142/3</p> <p>storage [10] 257/9 258/7 258/15 258/18 258/19 258/21 259/23 260/19 292/14 293/9</p> <p>store [11] 221/15 258/10 258/11 263/16 272/15 273/13 273/17 288/1 318/14 318/15 318/16</p> <p>stored [1] 258/8</p> <p>storefront [1] 266/17</p> <p>stores [3] 273/15 287/22 304/22</p> <p>straight [1] 60/8</p> <p>strains [1] 309/8</p> <p>strange [1] 218/4</p> <p>street [5] 124/17 124/18 129/10 129/19 168/9</p> <p>strengthen [1] 85/22</p> <p>strenuously [1] 125/22</p> <p>strictly [1] 242/8</p> <p>strike [3] 36/22 172/22 293/7</p> <p>string [3] 251/16 317/6 317/8</p> <p>structure [7] 34/24 36/19 37/17 38/8 38/17 38/24 59/17</p> <p>structured [1] 126/16</p> <p>struggle [4] 135/23</p>	<p>149/13 149/14 180/2</p> <p>struggled [3] 121/14 122/13 161/9</p> <p>struggling [1] 168/1</p> <p>studied [1] 220/7</p> <p>stuff [7] 63/16 144/3 200/5 228/23 267/16 297/2 313/24</p> <p>stupid [1] 285/23</p> <p>style [1] 164/22</p> <p>sub [1] 49/3</p> <p>subdivisions [1] 222/3</p> <p>subheading [1] 131/15</p> <p>subject [21] 17/6 18/16 18/23 86/12 86/17 97/17 115/1 119/12 121/1 122/23 130/1 130/8 130/23 131/2 139/4 141/20 153/17 154/21 200/14 242/1 242/3</p> <p>subjective [2] 236/16 236/19</p> <p>subjectivity [1] 87/13</p> <p>submission [2] 241/5 287/14</p> <p>submit [13] 9/2 25/5 118/4 123/14 128/1 154/25 170/12 218/7 218/10 265/6 285/25 286/7 289/13</p> <p>submittals [3] 155/8 218/7 218/10</p> <p>submitted [23] 10/11 10/16 11/14 12/1 12/21 13/16 43/12 72/15 127/19 164/10 176/7 185/8 247/12 247/15 251/13 286/2 287/22 293/19 309/20 314/10 316/3 316/5 316/8</p> <p>submitting [2] 134/2 155/4</p> <p>Subparagraph [1] 49/12</p> <p>subpoena [2] 113/10 113/11</p> <p>subscribed [3] 133/21 133/25 134/2</p> <p>subsection [3] 51/16 70/7 271/18</p> <p>subsequent [4] 41/3 135/14 143/11 146/16</p> <p>subsidiaries [8] 22/19 23/5 42/1 42/9 42/16 43/3 43/13 47/3</p> <p>substance [4] 164/17 204/1 204/4 280/14</p> <p>substantially [1] 158/17</p> <p>substantive [2] 115/20 115/20</p> <p>substituted [1] 190/7</p> <p>success [11] 50/10 52/19 53/6 53/9 53/10 53/12 53/15 53/23 53/24 63/21 63/23</p> <p>successes [1] 89/17</p> <p>successful [15] 56/3</p>
---	---	--	---	---

S	190/10 191/22 199/10 200/6 200/18 203/14 203/25 221/7 223/22 225/15 227/14 229/22 233/8 235/16 238/16 238/23 240/19 241/13 249/1 255/5 269/10 273/11 273/20 305/23 308/11 310/24 311/21 313/12 313/15 316/15	talked [40] 15/6 16/14 19/22 99/4 124/1 164/13 175/3 176/15 176/20 177/25 179/8 184/11 184/18 184/20 192/3 194/8 194/10 211/13 212/4 215/3 218/5 220/22 235/24 236/22 236/23 260/1 275/12 277/9 278/15 285/4 285/12 290/17 290/21 298/18 301/17 301/23 302/17 308/24 309/19 317/9	181/6 181/7 181/9 184/1 205/21 231/1 257/7 260/2 273/18 276/18 278/7 289/3 294/15 303/3 306/3 324/12 326/2 327/4 telling [11] 16/21 17/2 101/3 107/3 107/6 108/16 109/5 193/2 203/12 203/19 267/19 tells [2] 184/5 312/9 temperature [1] 267/1 template [22] 86/5 86/6 86/9 86/11 86/13 96/12 96/13 96/16 96/22 97/14 97/14 97/15 97/20 97/23 98/2 98/4 98/20 99/2 99/5 115/13 234/16 234/22 ten [7] 128/1 128/1 130/18 254/20 254/21 254/24 273/14 tentative [1] 249/24 term [7] 160/23 161/20 170/8 189/25 205/12 271/17 273/3 termed [1] 167/9 terminate [1] 222/21 terminated [2] 222/17 222/23 terms [10] 16/13 43/22 52/19 114/3 122/12 127/5 150/24 163/4 164/17 260/10 terrible [1] 90/7 test [6] 7/11 7/15 62/23 81/12 267/18 326/10 tested [1] 267/11 testified [22] 5/5 10/18 25/18 28/18 36/14 54/7 55/11 78/12 79/14 173/10 173/18 174/5 177/20 203/18 219/9 219/13 219/17 223/14 249/12 251/17 255/13 275/15 testify [9] 8/13 8/16 43/22 69/18 73/21 81/6 115/21 186/24 295/23 testifying [5] 28/20 36/23 63/19 177/8 183/17 testimonies [1] 151/2 testimony [93] 6/4 6/5 6/11 8/2 8/6 8/22 9/10 9/11 9/13 9/14 22/25 44/1 50/21 57/5 64/24 95/17 100/1 104/6 110/6 110/22 111/10 134/24 136/8 136/22 139/4 140/12 143/2 145/11 148/8 151/19 152/5 152/12 152/25 153/18 154/15 154/23 155/21 162/7 164/7 172/8 172/13 172/17 173/3 178/11 178/15 178/23 179/6 181/19 182/7 182/10 182/13	182/18 182/20 182/22 182/24 183/2 184/17 185/14 203/16 208/11 209/16 209/20 210/1 210/2 211/19 212/1 212/8 212/22 213/10 223/24 224/7 224/20 224/21 224/22 225/10 225/12 225/13 225/21 226/11 226/18 236/15 240/19 242/14 247/24 253/21 271/23 279/8 281/8 284/21 287/18 290/18 315/15 317/18 testing [4] 69/10 69/10 267/12 267/12 text [13] 12/3 12/5 209/12 209/19 209/20 280/10 280/14 280/25 281/12 288/7 288/15 317/6 317/8 texted [1] 288/17 texts [1] 282/4 TGIG [5] 210/10 213/8 213/18 265/2 304/16 than [51] 7/23 21/6 21/16 23/24 23/24 23/24 26/11 48/9 56/3 56/6 56/9 63/9 64/3 72/3 72/20 75/7 88/6 88/11 88/12 96/17 96/18 112/2 112/4 114/11 129/20 167/1 167/2 169/6 171/24 173/20 173/24 175/11 192/25 200/24 210/15 221/25 224/23 246/10 246/13 268/9 273/1 277/13 281/12 288/2 290/14 293/3 294/21 311/24 319/20 323/17 327/3 thank [96] 5/8 9/25 13/18 13/24 14/16 14/19 20/5 29/15 30/21 31/7 35/14 48/13 52/9 52/14 65/25 66/1 74/21 74/24 75/24 76/2 76/4 76/20 76/24 77/19 78/19 78/21 78/24 79/15 79/19 79/19 79/21 80/10 82/2 100/11 106/24 107/15 110/3 112/10 140/5 140/14 144/24 144/25 145/8 158/23 160/1 171/12 171/13 174/5 199/15 205/23 206/3 206/9 211/13 218/15 219/8 231/14 231/22 231/24 232/11 235/17 236/21 242/16 242/19 244/1 249/8 251/19 251/23 252/22 253/9 253/17 253/18 253/23 254/10 255/3 255/4 255/7 255/14 255/17 255/25 260/15 267/19 270/23 288/5 296/6
successful... [14] 56/6 56/8 56/18 123/4 144/4 181/16 182/11 183/24 185/8 233/15 261/10 279/14 279/16 326/10	surface [1] 155/16 surprise [2] 58/20 298/14 surprised [2] 58/12 62/25 suspended [2] 51/1 51/4 sustained [4] 61/4 115/9 157/13 161/22 sustaining [1] 31/1 swear [3] 46/24 79/11 255/9 switch [1] 112/2 swore [2] 5/6 10/2 sworn [5] 5/4 79/13 232/9 255/12 256/24 symposiums [1] 89/6 system [1] 273/10 systems [2] 266/24 266/25	talked [40] 15/6 16/14 19/22 99/4 124/1 164/13 175/3 176/15 176/20 177/25 179/8 184/11 184/18 184/20 192/3 194/8 194/10 211/13 212/4 215/3 218/5 220/22 235/24 236/22 236/23 260/1 275/12 277/9 278/15 285/4 285/12 290/17 290/21 298/18 301/17 301/23 302/17 308/24 309/19 317/9 talking [20] 11/11 11/11 20/24 65/13 74/18 103/18 105/2 106/17 129/8 129/19 141/6 141/9 180/5 200/22 245/17 267/20 271/7 282/14 283/23 307/6 talks [1] 121/21 tapped [1] 84/25 Tartar [1] 84/16 Tarter [4] 173/12 173/15 220/23 220/24 task [2] 67/23 253/20 tasked [2] 44/14 208/2 taught [1] 157/18 tax [24] 64/8 192/23 269/1 269/5 269/8 272/5 272/10 272/14 272/17 272/25 282/7 282/9 282/11 282/14 282/18 282/21 282/23 282/24 283/3 283/6 283/11 286/18 289/7 328/10 taxation [17] 45/18 45/25 46/19 52/25 53/22 55/13 94/15 94/21 119/12 148/14 149/4 177/22 180/23 229/5 229/10 313/19 315/23 Taxation's [1] 139/20 taxed [1] 305/1 taxes [9] 270/2 271/25 272/8 272/18 272/23 277/12 283/17 299/23 301/3 taxpayer [2] 33/24 46/4 teach [1] 85/12 team [1] 252/20 teasing [1] 264/20 Tech [1] 23/20 technical [2] 130/2 130/9 technically [2] 98/6 269/4 technology [2] 63/10 126/21 Teddy [1] 238/8 telephone [1] 162/11 tell [30] 15/24 27/20 28/15 44/16 66/10 67/4 93/12 107/25 109/6 113/4 158/5 168/12	181/6 181/7 181/9 184/1 205/21 231/1 257/7 260/2 273/18 276/18 278/7 289/3 294/15 303/3 306/3 324/12 326/2 327/4 telling [11] 16/21 17/2 101/3 107/3 107/6 108/16 109/5 193/2 203/12 203/19 267/19 tells [2] 184/5 312/9 temperature [1] 267/1 template [22] 86/5 86/6 86/9 86/11 86/13 96/12 96/13 96/16 96/22 97/14 97/14 97/15 97/20 97/23 98/2 98/4 98/20 99/2 99/5 115/13 234/16 234/22 ten [7] 128/1 128/1 130/18 254/20 254/21 254/24 273/14 tentative [1] 249/24 term [7] 160/23 161/20 170/8 189/25 205/12 271/17 273/3 termed [1] 167/9 terminate [1] 222/21 terminated [2] 222/17 222/23 terms [10] 16/13 43/22 52/19 114/3 122/12 127/5 150/24 163/4 164/17 260/10 terrible [1] 90/7 test [6] 7/11 7/15 62/23 81/12 267/18 326/10 tested [1] 267/11 testified [22] 5/5 10/18 25/18 28/18 36/14 54/7 55/11 78/12 79/14 173/10 173/18 174/5 177/20 203/18 219/9 219/13 219/17 223/14 249/12 251/17 255/13 275/15 testify [9] 8/13 8/16 43/22 69/18 73/21 81/6 115/21 186/24 295/23 testifying [5] 28/20 36/23 63/19 177/8 183/17 testimonies [1] 151/2 testimony [93] 6/4 6/5 6/11 8/2 8/6 8/22 9/10 9/11 9/13 9/14 22/25 44/1 50/21 57/5 64/24 95/17 100/1 104/6 110/6 110/22 111/10 134/24 136/8 136/22 139/4 140/12 143/2 145/11 148/8 151/19 152/5 152/12 152/25 153/18 154/15 154/23 155/21 162/7 164/7 172/8 172/13 172/17 173/3 178/11 178/15 178/23 179/6 181/19 182/7 182/10 182/13	
succinctly [1] 142/3 such [11] 50/7 55/16 55/17 55/21 56/12 63/23 89/21 141/17 142/13 145/21 206/21 sued [2] 219/14 219/17 sufficient [1] 321/6 SUGDEN [14] 2/8 3/8 3/23 62/10 62/11 62/14 63/11 76/2 270/14 286/25 299/16 303/24 304/10 320/14 suggest [8] 90/3 98/5 164/4 171/4 192/25 215/15 246/11 251/16 suggested [1] 172/12 suggesting [2] 105/22 201/2 suggests [1] 115/8 suits [1] 261/21 summarized [1] 225/23 summary [2] 259/16 259/17 supervisor [3] 82/17 91/14 219/18 Supervisors [1] 221/17 supplement [5] 109/16 109/18 109/25 114/17 172/18 supplemental [9] 108/3 114/1 152/16 152/20 153/12 153/13 181/24 208/16 210/25 supplementary [1] 111/10 supplies [2] 258/9 258/24 support [5] 211/4 211/10 211/23 222/4 299/9 supporting [1] 145/11 suppose [5] 33/6 102/6 154/8 165/12 226/20 supposed [7] 34/1 34/3 105/17 272/6 283/11 285/13 289/19 suppress [1] 204/7 Supreme [1] 258/1 surcharge [1] 272/16 sure [68] 17/22 18/11 19/21 34/16 50/20 55/20 56/1 61/6 66/22 67/14 69/2 78/18 84/18 84/25 87/7 99/7 100/10 101/23 102/22 104/12 116/10 116/19 118/13 130/5 135/2 149/15 151/16 152/1 157/15 160/10 166/13 167/1 167/24 173/19 173/22 177/20 188/1 189/11	table [4] 16/15 160/12 274/15 277/18 tables [1] 258/25 taint [1] 163/7 taints [2] 170/22 217/16 take [38] 5/22 7/12 8/22 9/10 9/11 26/25 29/15 35/19 62/16 63/9 77/2 93/11 121/3 123/21 128/3 134/6 144/6 144/20 171/5 178/1 193/6 193/9 194/3 197/22 214/5 217/6 240/25 254/11 254/13 261/15 266/8 267/8 280/6 281/3 293/24 294/7 303/8 314/4 taken [6] 20/11 106/19 194/24 220/3 220/13 230/20 takes [5] 7/20 266/20 272/5 272/9 277/2 taking [2] 195/11 222/25 talk [33] 11/1 26/11 62/19 63/4 63/7 93/4 93/6 108/6 117/18 119/21 119/21 128/10 129/9 129/20 129/21 133/13 162/2 164/9 164/12 165/10 165/10 168/8 211/16 217/17 226/5 226/10 295/1 297/13 307/8 311/7 315/25 324/5 324/11	talked [40] 15/6 16/14 19/22 99/4 124/1 164/13 175/3 176/15 176/20 177/25 179/8 184/11 184/18 184/20 192/3 194/8 194/10 211/13 212/4 215/3 218/5 220/22 235/24 236/22 236/23 260/1 275/12 277/9 278/15 285/4 285/12 290/17 290/21 298/18 301/17 301/23 302/17 308/24 309/19 317/9 talking [20] 11/11 11/11 20/24 65/13 74/18 103/18 105/2 106/17 129/8 129/19 141/6 141/9 180/5 200/22 245/17 267/20 271/7 282/14 283/23 307/6 talks [1] 121/21 tapped [1] 84/25 Tartar [1] 84/16 Tarter [4] 173/12 173/15 220/23 220/24 task [2] 67/23 253/20 tasked [2] 44/14 208/2 taught [1] 157/18 tax [24] 64/8 192/23 269/1 269/5 269/8 272/5 272/10 272/14 272/17 272/25 282/7 282/9 282/11 282/14 282/18 282/21 282/23 282/24 283/3 283/6 283/11 286/18 289/7 328/10 taxation [17] 45/18 45/25 46/19 52/25 53/22 55/13 94/15 94/21 119/12 148/14 149/4 177/22 180/23 229/5 229/10 313/19 315/23 Taxation's [1] 139/20 taxed [1] 305/1 taxes [9] 270/2 271/25 272/8 272/18 272/23 277/12 283/17 299/23 301/3 taxpayer [2] 33/24 46/4 teach [1] 85/12 team [1] 252/20 teasing [1] 264/20 Tech [1] 23/20 technical [2] 130/2 130/9 technically [2] 98/6 269/4 technology [2] 63/10 126/21 Teddy [1] 238/8 telephone [1] 162/11 tell [30] 15/24 27/20 28/15 44/16 66/10 67/4 93/12 107/25 109/6 113/4 158/5 168/12		

<p>T</p> <p>thank... [12] 296/23 297/9 303/25 304/3 304/5 304/12 307/14 307/25 315/10 315/17 323/20 326/3</p> <p>Thanks [2] 17/23 230/1</p> <p>that [1827]</p> <p>that's [212] 5/18 7/16 7/21 8/5 8/7 8/19 8/23 9/17 10/22 11/7 11/10 12/10 12/14 13/3 13/21 16/1 16/2 20/3 20/19 23/12 24/11 24/18 30/8 30/11 30/24 35/9 36/18 37/8 45/17 48/12 48/23 50/12 56/18 63/3 63/25 66/15 68/8 70/24 81/4 87/6 88/6 88/12 88/17 88/17 97/1 97/2 97/8 97/15 101/19 101/24 101/25 103/9 103/13 103/13 105/10 105/10 105/11 105/12 106/1 107/8 109/5 110/22 111/5 113/17 113/23 113/23 116/20 118/3 119/21 119/21 123/25 123/25 124/13 125/12 125/14 126/25 127/24 128/1 128/10 129/21 130/10 130/19 133/17 135/13 136/3 138/2 140/7 141/10 148/13 149/13 149/14 151/25 155/4 156/18 156/23 160/7 161/8 161/20 162/17 165/17 165/20 165/23 166/25 167/7 167/14 167/24 171/23 172/19 173/13 174/7 175/9 175/12 176/7 176/18 179/22 182/6 182/13 186/25 192/11 196/10 196/15 198/3 198/3 202/15 207/24 207/24 208/5 208/6 208/6 211/2 212/13 212/19 215/4 217/22 219/19 220/25 221/10 222/23 222/24 223/2 226/20 227/9 227/12 227/13 228/7 228/22 229/19 234/4 234/19 237/8 237/21 239/9 241/20 241/24 241/25 242/5 243/5 243/6 244/11 244/13 244/13 246/15 246/18 247/12 248/1 248/3 249/2 250/24 252/3 254/19 256/23 257/17 262/16 266/25 267/13 267/22 269/5 270/10 271/15 273/13 273/18 274/9 276/4 276/6 278/17 280/1 281/20 283/10 284/17 285/10 285/17</p>	<p>287/17 289/13 289/18 290/4 295/1 296/19 296/21 302/19 302/22 305/6 308/11 309/21 310/9 310/12 312/3 313/11 314/5 316/17 318/12 322/21 325/4</p> <p>THC [27] 74/3 74/7 74/8 75/2 256/17 256/20 256/21 259/15 261/8 261/10 262/1 278/1 279/9 284/4 284/19 287/13 288/11 289/23 290/2 295/6 296/12 296/25 298/6 298/14 298/18 301/3 315/21</p> <p>THC's [2] 295/11 297/22</p> <p>their [71] 13/1 51/17 56/18 58/10 59/14 72/17 73/4 76/25 86/18 88/20 89/16 90/6 93/5 97/24 98/2 98/9 101/2 119/19 126/4 127/21 128/8 131/5 133/1 148/15 149/18 149/19 149/20 169/3 181/11 181/18 184/12 184/25 185/4 194/3 196/8 202/13 204/8 212/1 217/13 229/6 236/8 236/19 238/10 239/17 242/5 259/8 260/7 263/15 263/16 264/14 265/24 268/18 268/19 268/20 272/14 272/25 273/19 276/14 282/16 287/22 293/1 296/1 304/22 305/16 306/23 307/4 309/5 309/9 310/11 311/6 325/7</p> <p>theirs [1] 229/10</p> <p>them [152] 11/1 11/22 14/7 14/8 17/2 21/11 22/20 26/15 27/8 27/9 27/11 27/18 27/19 28/3 28/5 28/5 28/20 29/12 29/12 29/17 29/20 29/23 30/6 30/7 30/12 31/9 35/19 43/19 44/16 50/15 51/1 51/2 51/4 78/6 80/8 85/10 90/13 93/11 107/12 114/19 117/10 124/17 124/24 127/16 129/16 130/17 130/18 134/5 134/6 138/15 142/4 151/4 157/8 157/9 159/10 160/15 163/8 164/13 169/24 180/8 180/15 181/19 188/18 188/19 193/15 202/7 202/9 204/4 212/11 213/16 215/2 216/6 221/23 224/12 224/13 226/2 231/19 231/21 236/24 246/5 246/21 246/21 255/20 258/2 258/11</p>	<p>258/12 258/12 259/10 263/9 263/18 263/23 263/24 263/25 264/2 264/3 264/14 264/15 265/3 267/7 268/18 272/10 274/9 276/23 277/15 278/18 280/3 280/6 281/6 282/13 283/23 283/23 285/4 285/4 285/12 287/6 287/7 289/12 289/19 292/2 293/22 294/9 295/20 295/22 295/22 295/23 295/23 297/6 297/18 305/14 305/21 306/3 306/5 306/7 306/9 306/11 306/12 306/12 306/17 306/21 306/24 307/1 307/4 307/5 307/10 307/22 309/6 311/10 312/1 315/14 315/16 319/21 325/18</p> <p>themselves [7] 60/15 154/13 269/6 282/20 304/21 309/7 325/7</p> <p>then [149] 5/24 6/24 8/5 8/5 8/6 8/9 9/2 9/13 16/13 17/5 18/9 20/25 22/25 23/20 26/20 29/11 30/2 44/7 44/8 48/19 53/24 59/10 60/10 60/13 62/17 70/6 73/20 82/7 85/12 86/14 87/4 87/5 89/2 89/23 91/14 92/12 95/3 99/16 100/24 101/15 101/24 102/21 102/22 103/12 103/15 103/22 104/6 104/18 104/21 105/13 109/16 112/22 112/23 113/13 127/19 128/3 128/7 131/6 133/23 134/5 135/14 135/24 135/25 136/1 138/20 144/23 151/11 160/11 162/19 164/21 165/16 166/18 172/7 174/10 177/5 184/18 188/18 191/19 193/13 194/18 196/2 201/3 201/11 202/25 204/17 205/15 211/23 221/19 224/5 224/6 224/7 225/5 226/10 238/21 241/18 252/12 254/2 256/8 256/12 257/4 257/11 258/6 258/9 259/5 259/7 259/13 259/15 260/10 260/12 262/7 262/12 262/14 262/19 265/17 266/19 267/10 267/11 268/13 268/24 269/7 269/12 272/11 272/17 273/3 274/1 274/5 275/2 277/9 278/22 280/5 280/5 283/1 286/5 289/18 292/18 294/17 294/25</p>	<p>296/12 301/4 309/11 309/14 313/23 318/17 319/21 322/19 324/11 325/9 326/10 327/8</p> <p>THEODORE [1] 2/5</p> <p>there [233] 6/9 8/17 9/9 11/5 13/22 16/7 16/15 19/13 19/17 19/17 19/20 20/4 21/9 22/13 22/13 23/23 23/25 25/15 26/8 28/17 32/15 33/13 38/10 40/20 43/1 45/20 45/25 46/5 46/7 46/8 50/22 58/6 58/13 59/4 63/5 68/10 68/12 70/6 83/9 84/3 85/13 86/3 86/15 87/2 87/13 91/13 92/9 92/10 93/23 95/11 96/12 96/14 96/25 97/1 97/3 97/4 97/5 97/6 97/11 97/22 98/1 99/2 99/7 104/8 104/23 104/25 107/16 113/4 114/15 114/16 114/18 114/20 115/14 118/5 118/7 118/12 118/19 119/2 119/8 119/14 122/1 122/11 124/1 124/23 125/3 125/13 126/8 127/15 131/1 132/2 132/16 133/8 133/14 133/14 133/23 133/23 133/25 133/25 135/24 136/13 138/2 138/14 142/8 143/24 144/2 144/9 144/13 146/19 149/21 151/10 151/15 153/17 153/21 154/2 155/18 155/21 156/11 157/1 157/2 157/3 157/6 159/2 160/3 160/5 160/8 160/9 161/19 162/6 162/7 162/16 166/11 167/14 172/16 173/7 176/24 178/19 178/19 179/22 184/16 184/20 185/3 188/2 188/12 189/8 190/21 193/3 193/4 193/7 193/14 193/15 195/12 198/12 199/13 200/8 204/4 204/14 207/17 209/22 212/3 212/3 213/11 215/12 216/24 217/9 221/20 224/8 225/15 226/5 226/7 226/8 228/3 235/18 237/16 237/19 238/4 238/11 238/19 238/24 241/20 242/1 242/4 244/20 245/15 245/16 251/14 251/14 252/12 256/10 258/2 258/7 259/18 261/25 265/11 266/7 267/10 268/7 268/9 268/13 272/18 274/13 277/6 277/21 280/9 282/21 284/4</p>	<p>284/21 287/21 289/8 290/14 293/10 296/3 297/21 299/1 300/1 301/23 306/9 310/8 310/8 311/1 312/4 314/1 314/6 316/9 318/18 319/18 319/18 320/19 320/20 321/10 321/14 323/18 325/11 326/10</p> <p>there'd [1] 73/15</p> <p>there's [49] 23/9 25/14 30/4 44/15 49/10 50/12 56/8 59/22 60/12 63/23 64/11 64/16 66/19 71/8 86/15 87/12 90/19 90/24 112/3 115/7 127/9 127/15 133/14 134/8 142/9 174/10 175/16 179/21 188/2 199/13 204/1 215/10 215/14 235/20 240/23 241/12 244/19 258/6 263/8 269/2 278/13 285/16 295/13 296/1 297/5 298/3 304/11 304/25 323/17</p> <p>thereby [2] 149/19 155/8</p> <p>therefore [3] 181/11 232/18 305/7</p> <p>these [61] 17/13 18/15 18/22 19/6 26/23 27/2 28/18 49/12 49/13 56/12 58/13 58/25 66/10 67/4 81/22 86/16 88/2 88/10 90/24 91/10 100/2 117/21 119/4 119/8 122/17 123/3 144/11 146/5 146/13 146/22 146/24 146/25 156/1 157/18 158/11 163/5 164/19 164/19 164/24 170/16 187/14 190/12 190/12 204/9 227/16 246/21 248/12 253/24 254/6 262/13 269/24 276/18 277/22 279/25 281/3 281/12 293/25 295/14 297/20 312/15 322/3</p> <p>they [338]</p> <p>they'd [4] 21/11 201/3 201/3 268/12</p> <p>they'll [3] 269/6 269/7 315/16</p> <p>they're [46] 24/7 26/14 27/12 35/9 73/4 88/10 121/8 126/4 129/5 132/11 144/13 144/13 159/16 169/24 190/22 192/20 196/7 196/8 199/3 204/7 204/17 217/6 236/19 246/22 263/14 263/19 263/20 264/3 264/7 264/16 265/8 269/24 277/11 283/10 285/6 286/22 287/25 290/6 295/16</p>
---	---	--	--	---

<p>T</p> <p>they're... [7] 296/16 305/20 306/9 306/9 306/14 306/20 313/15</p> <p>they've [13] 112/6 129/16 129/18 131/5 163/22 187/20 205/2 218/6 242/7 286/22 296/3 296/25 297/17</p> <p>thing [29] 25/8 44/7 74/12 89/1 89/2 90/7 102/15 104/6 108/23 116/4 133/6 142/13 142/21 144/14 161/9 163/5 164/25 166/14 166/16 225/15 235/15 238/15 240/24 267/1 282/7 306/20 315/1 324/2 325/25</p> <p>things [62] 16/15 19/16 32/15 80/4 83/2 83/4 83/4 85/25 86/16 88/3 88/7 90/12 91/7 92/8 95/17 102/14 103/14 103/16 105/2 118/11 119/18 121/14 121/21 124/25 125/15 126/5 129/14 131/20 135/23 141/17 142/15 144/8 146/5 148/13 155/13 156/8 159/6 160/8 162/15 162/24 163/5 167/14 170/9 183/11 195/20 197/11 200/4 200/19 201/3 204/9 229/17 236/4 246/22 250/3 256/5 266/24 269/11 269/24 276/18 282/15 289/11 293/6</p> <p>think [132] 10/13 11/5 11/10 13/22 15/10 16/1 17/1 19/8 19/9 20/10 20/19 26/22 27/18 42/25 52/6 53/9 53/18 53/20 53/20 62/12 65/13 73/3 81/2 86/24 88/6 92/23 93/23 98/22 98/22 98/25 99/10 99/19 102/10 102/23 106/1 107/4 118/2 122/12 125/14 131/18 131/19 132/22 136/16 137/10 141/5 141/10 145/18 145/21 146/8 147/5 147/8 155/6 155/13 156/8 156/15 156/16 156/24 157/20 163/6 163/20 165/3 165/24 166/20 168/1 168/7 170/2 171/5 173/18 176/20 177/20 179/20 179/22 186/10 186/11 187/1 190/11 190/12 190/18 190/20 191/4 191/7 191/18 193/13 193/15 203/18 209/15 213/11 213/24 214/1 224/5 224/5</p>	<p>224/14 225/9 226/7 229/9 232/20 236/8 236/14 238/24 241/8 243/9 244/9 245/10 245/22 247/11 247/14 248/9 249/23 249/24 255/17 258/14 263/2 264/3 266/13 267/13 270/10 276/15 280/21 291/19 303/9 305/14 306/1 306/7 307/6 307/18 316/7 317/7 319/13 320/6 324/3 325/4 326/25</p> <p>thinking [2] 21/16 46/16</p> <p>third [9] 20/10 71/9 159/12 207/23 224/8 246/6 253/8 284/15 293/22</p> <p>this [376]</p> <p>Thornley [2] 75/13 75/15</p> <p>thorough [1] 195/8</p> <p>those [137] 7/13 10/20 27/6 27/7 29/13 35/13 43/10 51/13 54/19 66/4 67/13 75/16 75/19 83/3 83/15 85/22 87/4 87/9 88/22 89/11 89/19 89/25 90/6 90/15 92/11 92/21 94/22 95/12 98/5 98/19 101/6 101/12 101/16 103/6 103/7 103/9 103/19 104/1 113/7 113/10 113/22 116/10 117/24 118/22 120/8 120/23 126/5 128/5 131/20 132/6 134/21 136/18 136/21 139/19 144/13 150/9 153/4 154/1 154/1 155/12 156/8 156/13 156/16 156/25 159/6 159/14 160/8 160/17 160/17 161/5 162/24 165/20 166/25 167/6 167/25 168/5 168/11 168/12 174/2 183/11 190/20 191/10 191/14 193/10 193/20 195/14 195/21 199/24 200/3 200/16 202/6 204/1 205/15 217/3 218/21 220/5 221/2 222/3 222/4 224/11 224/23 227/15 227/17 227/19 236/6 242/9 244/20 245/2 245/3 245/22 246/18 253/3 258/3 259/7 261/20 265/5 265/6 268/16 275/10 275/22 277/24 280/8 280/14 280/14 280/17 288/7 289/10 292/4 293/21 293/23 294/13 296/11 302/20 311/18 314/25 322/4 322/7</p> <p>though [16] 79/8 90/22</p>	<p>156/25 183/3 189/8 203/3 226/1 256/18 262/1 279/8 283/5 295/25 297/21 298/22 303/12 306/15</p> <p>thought [25] 19/9 73/20 93/8 95/2 106/16 119/18 121/25 122/15 131/19 131/21 178/20 180/4 193/24 203/4 216/18 238/3 239/21 286/9 289/9 290/7 290/11 294/11 310/10 319/19 323/19</p> <p>thousand [2] 37/6 83/11</p> <p>thousands [2] 58/14 64/19</p> <p>three [52] 21/13 21/17 21/19 22/5 22/11 22/15 22/19 22/22 22/25 23/1 23/15 35/8 35/13 35/24 75/19 85/10 85/12 85/14 92/17 97/11 102/24 103/6 103/19 104/5 127/14 130/17 135/21 150/8 210/21 252/24 253/3 261/6 272/15 273/6 278/22 279/25 280/2 288/19 289/4 289/8 291/3 298/3 300/3 301/13 312/24 313/2 313/3 315/2 317/20 318/21 319/2 319/5</p> <p>three-day [1] 85/12</p> <p>threw [2] 271/24 293/3</p> <p>thrilled [1] 125/25</p> <p>Thrive [2] 206/16 206/16</p> <p>through [69] 17/16 26/4 52/22 61/8 67/2 80/7 82/20 83/11 85/17 93/12 94/23 95/7 96/23 98/10 103/7 103/9 104/6 112/22 112/22 112/24 117/24 118/16 118/22 121/4 122/22 124/21 124/22 126/22 127/3 132/19 132/24 134/7 138/19 147/19 149/10 149/17 158/7 159/3 163/6 172/20 181/16 186/17 187/16 187/20 193/4 201/5 201/6 201/25 224/11 227/15 232/14 232/15 233/16 233/19 240/23 248/14 255/18 256/4 258/25 265/20 274/13 274/17 278/3 281/6 289/12 293/2 308/20 313/1 322/3</p> <p>throughout [7] 19/19 83/20 122/9 144/12 148/20 152/25 155/22</p> <p>Thumb [2] 39/2 39/8</p> <p>thumbs [2] 197/17 197/17</p>	<p>thumbs-down [1] 197/17</p> <p>thumbs-up [1] 197/17</p> <p>thus [1] 193/17</p> <p>tiered [1] 300/2</p> <p>ties [1] 133/6</p> <p>till [1] 318/25</p> <p>tilted [2] 233/20 233/23</p> <p>tilts [3] 128/12 163/25 234/4</p> <p>time [134] 10/16 10/17 11/7 11/13 12/7 19/9 19/19 25/6 31/22 32/3 34/16 37/15 37/19 40/22 43/14 45/24 50/9 51/1 51/4 53/22 54/24 59/2 59/13 72/23 73/12 75/13 75/15 75/17 76/5 81/4 83/14 84/10 84/16 86/1 94/6 94/8 94/12 97/25 100/3 104/21 104/23 105/20 105/24 106/5 106/22 118/6 120/5 121/3 124/20 127/4 130/4 131/16 131/18 132/14 133/19 134/9 136/3 137/17 144/12 144/12 146/1 155/3 159/13 159/19 160/9 160/12 164/2 167/19 172/20 174/13 174/16 174/17 179/5 180/11 184/23 186/1 187/18 187/25 188/1 194/23 195/3 195/12 201/4 201/8 201/13 201/13 201/14 201/14 201/16 201/25 206/23 222/7 226/16 228/16 228/23 228/24 233/7 234/3 241/25 247/3 249/10 250/1 251/23 253/17 255/22 259/10 261/24 262/6 262/20 264/21 265/25 268/15 269/21 271/23 273/2 274/1 277/19 279/15 281/14 293/4 294/12 296/4 297/18 308/6 308/7 308/18 311/15 314/20 316/9 319/23 319/25 322/17 324/5 325/18</p> <p>timeline [3] 125/10 131/14 131/15</p> <p>timely [1] 133/11</p> <p>times [27] 9/14 9/20 64/20 96/22 136/18 137/4 142/19 162/6 162/6 166/6 166/11 168/22 171/8 174/18 204/11 204/13 205/2 235/19 249/24 272/15 293/10 293/12 293/13 293/14 293/16 294/13 317/3</p> <p>title [1] 82/17</p> <p>today [31] 6/21 6/21 6/22 6/23 16/8 16/10</p>	<p>16/11 57/23 59/1 74/20 96/17 100/3 164/7 175/3 177/8 179/8 183/17 227/7 230/24 238/7 245/18 246/15 247/24 256/12 264/7 264/16 290/19 300/23 304/25 306/20 319/12</p> <p>today's [1] 6/12</p> <p>TODD [1] 2/11</p> <p>together [14] 27/15 87/24 89/5 89/21 91/18 122/19 129/11 133/7 164/21 171/3 260/24 274/15 289/10 326/6</p> <p>told [34] 28/1 58/12 80/5 92/25 105/7 108/21 108/24 137/5 143/25 143/25 159/19 193/24 209/8 210/10 210/21 224/15 258/14 258/20 258/21 277/10 277/12 277/20 282/18 283/23 294/3 294/20 296/25 311/10 311/21 313/1 317/15 318/24 320/10 326/1</p> <p>tolerance [1] 137/4</p> <p>tomorrow [12] 5/22 6/3 6/12 6/21 8/3 8/21 9/11 142/22 206/5 323/15 326/7 327/5</p> <p>too [17] 48/12 70/6 77/14 79/18 92/1 94/19 124/13 131/10 138/14 168/14 178/19 218/3 218/13 236/23 242/18 255/20 270/11</p> <p>took [11] 69/22 86/10 172/5 178/12 202/9 224/6 230/24 266/8 280/2 316/12 322/19</p> <p>tool [3] 34/5 148/18 149/5</p> <p>top [13] 22/10 49/5 49/8 60/8 67/13 84/11 85/14 165/21 199/12 247/17 271/13 321/14 321/16</p> <p>tore [1] 285/18</p> <p>total [6] 247/10 268/14 269/19 269/20 272/18 279/8</p> <p>totality [1] 194/16</p> <p>totally [2] 78/18 269/25</p> <p>touch [2] 218/18 309/14</p> <p>tough [3] 153/16 265/25 298/23</p> <p>toughest [1] 267/12</p> <p>tour [1] 217/6</p> <p>towards [3] 172/8 303/10 309/15</p> <p>track [1] 29/9</p> <p>tracked [1] 267/10</p> <p>tracking [1] 273/10</p> <p>tracks [2] 168/14 168/20</p> <p>trade [1] 259/2</p>
--	---	--	---	---

T	true [11] 166/3 184/2 196/14 196/15 200/17 232/8 237/16 240/20 246/15 305/6 318/8 truth [1] 231/1 try [19] 34/6 69/11 81/1 81/4 85/19 177/24 191/20 196/13 206/23 242/2 242/7 265/14 265/14 268/17 306/10 306/12 306/17 307/1 327/3 trying [27] 15/3 29/8 36/15 46/18 63/6 69/1 104/3 105/12 112/2 129/20 142/18 147/4 155/21 156/2 159/16 169/20 195/7 209/15 221/23 229/12 229/20 250/1 257/4 267/2 306/8 321/25 325/8 Tuesday [1] 5/24 turn [3] 89/23 193/13 208/16 Turner [1] 42/14 turning [1] 256/19 twelve [1] 91/13 twice [7] 8/13 9/12 166/8 166/8 166/20 167/2 260/7 two [63] 9/14 9/16 21/24 22/15 23/18 23/21 30/20 30/20 43/19 49/10 59/10 59/22 60/17 61/21 66/15 71/8 75/16 84/17 85/2 92/10 97/11 103/19 104/5 104/25 116/18 127/14 128/3 130/17 135/21 138/5 146/25 155/18 168/4 177/11 177/12 180/8 181/19 210/21 220/24 221/1 221/22 222/1 258/8 272/14 277/13 278/18 283/19 289/4 289/8 291/3 294/6 294/21 297/7 301/4 311/22 311/24 312/10 312/20 312/21 313/3 314/5 315/2 324/3 tying [1] 164/13 type [19] 55/25 89/1 89/2 91/6 97/17 107/6 125/17 125/23 148/5 164/25 176/6 208/25 217/11 257/19 258/3 262/21 290/13 292/4 294/7 types [4] 91/7 91/11 131/20 154/1 typical [1] 222/21 typically [2] 149/9 204/21	270/19 324/11 ultimate [7] 143/3 154/9 163/3 169/21 205/13 205/16 205/19 ultimately [4] 174/2 191/6 227/4 236/9 Um [6] 190/3 200/9 204/22 208/22 226/13 229/14 Um-hum [5] 190/3 200/9 204/22 208/22 226/13 unacceptable [1] 128/14 unadmitted [1] 298/8 unapproving [1] 287/16 unaware [2] 189/24 253/5 unclassified [2] 222/20 222/22 under [18] 71/18 72/20 73/3 105/18 129/8 153/19 153/21 154/24 155/1 184/20 230/23 232/9 240/18 273/12 277/17 289/6 303/13 308/19 understand [50] 13/4 25/9 45/5 46/5 56/15 59/20 80/5 84/20 88/9 95/19 96/10 103/4 104/3 105/12 105/17 111/7 119/19 123/20 125/12 129/12 129/18 133/4 133/5 137/3 140/16 141/21 158/15 176/20 179/21 183/23 184/7 189/17 190/11 196/18 197/15 223/22 226/2 238/20 269/9 277/20 280/13 284/3 295/25 297/2 297/9 298/17 300/5 300/6 308/18 324/18 understandable [1] 120/24 understanding [28] 7/9 10/23 32/3 32/8 34/18 81/2 91/18 119/19 151/17 183/4 216/11 237/14 241/23 242/21 254/16 266/5 266/11 266/19 268/3 274/5 274/6 282/1 286/7 288/23 289/3 290/24 300/1 302/1 understood [7] 53/11 73/18 191/19 231/1 285/22 290/1 296/18 undertook [1] 242/24 unfair [2] 218/2 218/12 unfairness [1] 151/1 unfortunately [5] 15/15 144/21 161/15 241/14 267/24 unhappy [3] 165/17 271/24 311/10 Unincorporated [1]	71/9 unique [6] 86/9 88/2 88/10 89/3 92/3 170/24 United [1] 267/12 university [4] 220/13 220/15 220/17 256/10 unless [4] 30/17 42/25 92/2 147/18 unlevel [1] 128/13 UNR [2] 256/11 259/12 unsuccessful [14] 92/4 165/9 177/6 181/22 182/8 183/16 185/3 185/9 196/1 196/5 196/6 203/20 293/21 293/23 until [18] 6/15 27/10 59/16 60/15 62/18 72/24 121/19 131/25 144/23 145/1 221/11 221/17 254/25 259/14 272/20 297/7 303/22 317/19 unusual [6] 86/2 129/2 132/1 156/17 162/17 165/7 up [117] 5/9 6/2 7/3 7/21 8/16 9/7 9/12 9/19 10/9 10/13 13/23 17/7 17/21 18/5 19/23 20/13 20/19 22/10 23/1 26/10 36/16 48/18 48/21 49/5 49/8 52/15 61/9 63/11 65/23 67/10 70/1 79/3 79/20 79/23 79/23 79/25 82/11 84/19 85/6 85/11 88/1 88/4 91/23 93/11 93/14 94/18 96/22 100/13 108/17 109/6 117/15 122/5 137/9 137/16 138/20 145/2 145/2 145/3 146/10 149/16 162/14 164/23 170/7 174/21 188/8 193/3 196/12 197/16 197/17 198/6 199/12 212/24 213/25 216/5 216/6 221/6 222/4 231/15 234/21 240/14 244/5 245/12 248/5 248/22 250/13 252/6 252/12 252/20 254/3 254/14 255/9 255/24 259/14 262/12 264/23 268/11 272/14 274/15 275/5 279/7 279/23 280/4 280/8 280/20 281/18 282/18 288/7 289/4 297/8 304/11 309/16 315/3 317/7 320/3 321/16 324/10 327/9 update [1] 326/18 updated [1] 147/1 upheld [2] 92/20 166/1 uphold [1] 165/15 upholding [1] 165/25 upon [13] 7/10 54/23 81/6 113/13 145/19	145/23 163/13 172/14 176/6 178/5 182/2 182/5 208/13 ups [3] 172/10 287/22 288/2 upset [4] 273/2 294/24 316/25 319/9 upsets [1] 142/24 us [87] 15/24 17/25 18/2 36/1 37/15 37/19 51/11 79/5 80/11 80/22 88/3 89/20 89/22 91/7 101/3 102/3 102/5 102/11 102/15 103/18 104/11 104/15 105/7 106/3 106/8 107/3 107/6 107/12 108/16 109/5 113/9 113/11 113/13 117/24 118/16 119/1 137/5 141/6 150/15 150/16 160/11 167/5 168/19 189/25 193/2 203/12 203/19 229/19 247/3 254/9 255/23 260/24 267/14 268/7 268/19 270/1 274/1 275/19 275/19 275/23 275/25 277/7 278/9 278/11 278/21 279/16 280/3 282/5 282/12 284/16 289/17 292/1 292/3 292/5 293/2 294/3 302/16 302/19 303/4 312/13 313/1 313/16 319/17 319/17 322/21 323/1 326/14 use [52] 25/9 25/17 83/7 86/13 90/6 93/2 96/8 96/16 96/20 97/14 97/19 97/23 97/23 98/2 98/3 98/24 115/13 121/23 122/9 122/14 123/3 123/12 123/13 130/13 142/4 144/2 148/9 148/15 148/25 149/14 170/4 170/8 170/22 179/17 192/6 192/6 192/7 192/19 196/13 203/22 205/12 222/3 241/25 262/5 278/6 279/13 279/15 279/19 285/7 285/9 295/20 313/23 used [41] 20/20 27/4 52/19 90/1 94/16 101/17 108/20 121/23 126/1 126/4 126/12 131/19 133/15 133/20 133/20 142/3 148/16 148/17 149/3 149/4 149/4 149/6 151/12 161/20 173/4 177/22 189/25 193/10 214/14 227/2 227/4 229/6 229/10 230/16 230/19 256/11 271/17 278/17 286/1 294/8 309/25 uses [1] 122/19
U	Uh [3] 136/15 270/19 324/11 Uh-huh [3] 136/15			

U	146/23 146/23 147/15 150/13 150/22 177/17 178/9 197/22 231/18 versions [5] 145/12 146/14 146/18 177/12 195/4 versus [2] 23/10 303/17 vertical [4] 282/20 308/23 309/4 309/5 vertically [1] 268/22 very [61] 17/15 19/7 21/22 69/25 74/19 76/14 76/24 85/17 86/10 88/22 90/12 91/15 91/17 91/24 92/3 96/8 96/9 124/14 124/16 159/7 162/24 170/4 171/10 178/21 188/10 200/16 202/7 206/10 206/11 210/1 226/5 239/23 246/19 248/24 251/23 254/8 258/2 259/6 260/5 265/18 265/25 267/1 267/14 268/19 269/20 279/17 282/4 282/9 283/14 289/7 291/25 291/25 292/5 292/16 294/4 294/8 302/17 305/7 306/24 316/25 319/12 vice [1] 256/18 video [14] 8/13 8/16 9/5 9/10 9/11 15/22 17/3 17/9 18/14 18/21 20/2 109/3 327/3 327/5 videotaped [1] 9/2 view [2] 187/6 187/12 vigorously [1] 64/12 violate [1] 170/21 violated [1] 156/23 violating [1] 170/6 violation [6] 60/4 60/13 60/24 153/20 154/2 171/10 violations [5] 154/1 154/3 158/12 158/13 184/12 virtue [1] 305/20 visits [1] 159/6 VISUAL [1] 328/4 voice [2] 70/5 242/18 voir [4] 100/9 100/14 134/12 158/16 voluminous [1] 142/7 vote [2] 265/17 265/17 VP [1] 257/7	74/23 296/21 waiving [3] 286/22 287/1 296/12 walk [5] 117/24 118/16 118/22 122/22 289/12 walking [1] 52/22 wall [2] 30/19 35/21 want [71] 5/9 8/9 9/20 13/8 13/15 15/9 21/19 21/19 25/17 29/1 48/21 71/24 74/9 74/11 77/3 92/6 102/22 110/4 110/16 110/25 114/24 118/22 123/23 126/19 138/11 146/17 172/9 177/20 177/24 186/9 188/3 188/13 189/18 190/10 195/20 195/22 195/25 195/25 196/11 196/11 199/15 203/6 207/15 208/16 212/22 221/7 223/22 225/20 228/6 229/18 229/24 231/19 248/10 248/11 248/11 253/12 254/6 254/13 263/9 265/24 279/19 282/20 284/2 290/14 292/16 295/20 303/10 309/14 315/14 316/1 324/12 wanted [23] 20/14 21/14 21/15 22/19 97/12 125/23 148/24 149/7 167/5 196/3 198/9 269/11 272/21 277/5 283/23 285/19 290/12 310/12 310/24 313/12 323/22 324/2 326/5 wanting [1] 153/25 wants [11] 9/3 13/23 62/13 129/7 188/21 229/17 242/4 244/5 307/19 326/24 326/25 warehouses [3] 83/18 260/19 260/20 was [705] Washoe [10] 60/17 60/24 61/16 61/22 61/24 62/2 62/4 62/6 65/9 294/20 wasn't [46] 28/18 31/8 43/23 67/16 76/6 84/17 85/1 86/1 93/3 93/14 114/7 125/25 131/21 146/6 163/13 166/13 167/2 167/4 167/10 167/22 169/14 174/22 184/18 184/18 187/18 188/2 203/11 210/3 225/19 225/19 237/4 279/14 279/16 282/4 283/14 294/21 302/15 303/5 310/7 310/25 312/4 312/6 314/10 316/25 318/21 318/22 waste [1] 277/1 wasted [1] 294/22 watch [1] 293/2	watching [1] 80/6 watering [1] 266/24 waters [1] 145/22 way [54] 13/13 23/12 29/10 30/3 35/9 44/15 51/7 91/7 95/9 108/24 118/1 122/25 134/5 142/9 142/21 148/23 149/3 149/6 149/16 154/7 163/6 170/6 184/7 188/10 196/6 200/20 201/9 203/19 222/21 227/3 228/21 228/25 229/6 229/8 229/19 229/23 230/13 233/1 233/9 235/7 241/2 241/8 259/5 260/23 265/19 268/10 272/18 274/21 277/7 282/19 283/16 305/1 310/24 319/19 ways [7] 86/24 126/22 133/14 134/8 144/17 168/20 258/8 we [424] we'd [6] 28/21 88/4 97/5 97/10 246/24 306/21 we'll [15] 55/21 80/21 81/20 118/13 120/1 122/7 124/19 152/18 161/23 180/12 240/23 259/15 269/10 315/11 325/16 we're [43] 8/21 11/11 15/20 30/17 35/12 48/10 62/16 63/4 79/3 79/10 93/14 93/14 93/15 99/10 111/19 117/10 119/17 119/19 129/16 137/20 144/20 180/5 206/6 240/25 241/1 243/9 244/6 245/17 254/12 255/18 256/19 267/13 278/3 288/5 294/5 297/12 297/12 300/25 304/3 310/11 315/19 325/1 326/6 we've [14] 9/15 47/1 47/2 47/12 129/11 132/9 133/5 163/6 258/1 258/1 258/2 290/12 307/23 317/8 weak [1] 167/15 weakness [1] 85/21 website [5] 133/12 134/4 149/24 232/25 233/8 WEDNESDAY [1] 1/12 week [6] 63/25 94/23 128/3 159/12 306/8 306/8 weeks [5] 127/14 254/9 280/24 296/9 324/3 weights [1] 124/12 WELCH [1] 2/19 welcome [7] 13/19	14/5 29/11 76/4 78/20 136/5 308/1 welfare [1] 122/17 well [165] 8/19 9/7 16/3 17/11 17/24 18/4 19/4 24/2 25/11 25/23 25/25 27/2 27/12 27/13 31/22 33/10 35/9 44/5 46/18 47/14 47/15 50/21 53/17 59/14 60/7 65/21 67/16 72/22 73/13 76/14 78/25 81/16 81/23 82/7 84/25 85/23 86/22 88/25 90/12 92/23 94/6 96/25 99/8 101/17 101/20 102/3 102/7 103/13 103/18 103/23 105/6 105/24 108/6 108/13 110/8 110/12 116/15 117/4 117/25 119/18 122/12 124/16 131/21 132/10 136/16 137/9 138/20 139/14 141/7 141/13 141/22 142/17 143/17 143/24 145/18 146/4 146/22 149/13 150/7 154/8 156/14 157/4 157/20 159/5 160/14 163/21 164/8 168/2 169/18 170/5 170/19 171/4 174/11 175/1 177/11 177/25 181/5 189/8 192/15 196/5 199/9 201/18 203/6 203/12 204/17 206/22 210/1 211/5 213/20 215/15 237/6 239/5 239/21 240/22 242/14 242/17 250/2 252/17 252/17 257/9 260/18 261/19 263/2 263/15 264/14 264/14 264/15 265/13 266/13 269/11 272/4 272/10 272/13 276/12 278/16 279/13 279/16 279/17 280/1 280/19 282/18 285/9 286/19 289/17 291/24 292/6 293/6 294/5 294/17 296/14 296/25 297/5 304/11 305/24 306/24 307/7 307/22 310/4 313/10 316/7 316/24 318/22 319/15 325/6 325/9 well-aware [1] 189/8 well-connected [1] 124/16 well-intended [1] 142/17 well-known [1] 171/4 well-meaning [1] 168/2 well-respected [1] 292/6 well-thought-out [1] 119/18 Wellness [7] 10/8 14/4	
V	vaccinations [1] 130/15 Valley [1] 16/5 valuable [1] 246/19 variance [1] 174/21 varied [1] 174/15 variety [3] 126/22 133/14 134/8 various [6] 31/6 83/20 93/21 123/3 211/25 227/14 vast [1] 27/7 VCP [2] 38/12 38/19 VCR [1] 159/21 VEGAS [31] 5/1 22/6 22/22 71/9 71/9 256/6 256/8 256/12 257/14 260/20 261/24 261/24 262/3 264/15 264/17 265/20 267/1 273/7 278/18 279/20 279/21 283/22 284/22 285/14 294/10 309/21 310/8 310/10 310/10 313/6 328/12 vegetation [1] 267/9 vehicle [2] 89/13 148/16 vehicles [1] 83/3 vendor [25] 86/19 87/3 89/9 89/19 89/21 92/4 92/15 93/5 98/23 118/4 121/4 126/25 128/7 132/7 132/25 159/9 160/10 160/13 165/9 166/15 168/3 169/3 228/11 284/15 292/23 vendor's [1] 126/20 vendors [22] 89/6 121/7 122/6 126/1 126/16 127/13 128/1 129/4 129/5 133/23 133/25 149/17 162/25 162/25 174/1 174/2 193/1 205/10 212/21 217/5 228/14 228/18 Ventures [1] 23/15 veracity [1] 291/18 version [13] 68/19 143/10 143/11 146/18	146/23 146/23 147/15 150/13 150/22 177/17 178/9 197/22 231/18 versions [5] 145/12 146/14 146/18 177/12 195/4 versus [2] 23/10 303/17 vertical [4] 282/20 308/23 309/4 309/5 vertically [1] 268/22 very [61] 17/15 19/7 21/22 69/25 74/19 76/14 76/24 85/17 86/10 88/22 90/12 91/15 91/17 91/24 92/3 96/8 96/9 124/14 124/16 159/7 162/24 170/4 171/10 178/21 188/10 200/16 202/7 206/10 206/11 210/1 226/5 239/23 246/19 248/24 251/23 254/8 258/2 259/6 260/5 265/18 265/25 267/1 267/14 268/19 269/20 279/17 282/4 282/9 283/14 289/7 291/25 291/25 292/5 292/16 294/4 294/8 302/17 305/7 306/24 316/25 319/12 vice [1] 256/18 video [14] 8/13 8/16 9/5 9/10 9/11 15/22 17/3 17/9 18/14 18/21 20/2 109/3 327/3 327/5 videotaped [1] 9/2 view [2] 187/6 187/12 vigorously [1] 64/12 violate [1] 170/21 violated [1] 156/23 violating [1] 170/6 violation [6] 60/4 60/13 60/24 153/20 154/2 171/10 violations [5] 154/1 154/3 158/12 158/13 184/12 virtue [1] 305/20 visits [1] 159/6 VISUAL [1] 328/4 voice [2] 70/5 242/18 voir [4] 100/9 100/14 134/12 158/16 voluminous [1] 142/7 vote [2] 265/17 265/17 VP [1] 257/7	74/23 296/21 waiving [3] 286/22 287/1 296/12 walk [5] 117/24 118/16 118/22 122/22 289/12 walking [1] 52/22 wall [2] 30/19 35/21 want [71] 5/9 8/9 9/20 13/8 13/15 15/9 21/19 21/19 25/17 29/1 48/21 71/24 74/9 74/11 77/3 92/6 102/22 110/4 110/16 110/25 114/24 118/22 123/23 126/19 138/11 146/17 172/9 177/20 177/24 186/9 188/3 188/13 189/18 190/10 195/20 195/22 195/25 195/25 196/11 196/11 199/15 203/6 207/15 208/16 212/22 221/7 223/22 225/20 228/6 229/18 229/24 231/19 248/10 248/11 248/11 253/12 254/6 254/13 263/9 265/24 279/19 282/20 284/2 290/14 292/16 295/20 303/10 309/14 315/14 316/1 324/12 wanted [23] 20/14 21/14 21/15 22/19 97/12 125/23 148/24 149/7 167/5 196/3 198/9 269/11 272/21 277/5 283/23 285/19 290/12 310/12 310/24 313/12 323/22 324/2 326/5 wanting [1] 153/25 wants [11] 9/3 13/23 62/13 129/7 188/21 229/17 242/4 244/5 307/19 326/24 326/25 warehouses [3] 83/18 260/19 260/20 was [705] Washoe [10] 60/17 60/24 61/16 61/22 61/24 62/2 62/4 62/6 65/9 294/20 wasn't [46] 28/18 31/8 43/23 67/16 76/6 84/17 85/1 86/1 93/3 93/14 114/7 125/25 131/21 146/6 163/13 166/13 167/2 167/4 167/10 167/22 169/14 174/22 184/18 184/18 187/18 188/2 203/11 210/3 225/19 225/19 237/4 279/14 279/16 282/4 283/14 294/21 302/15 303/5 310/7 310/25 312/4 312/6 314/10 316/25 318/21 318/22 waste [1] 277/1 wasted [1] 294/22 watch [1] 293/2	watching [1] 80/6 watering [1] 266/24 waters [1] 145/22 way [54] 13/13 23/12 29/10 30/3 35/9 44/15 51/7 91/7 95/9 108/24 118/1 122/25 134/5 142/9 142/21 148/23 149/3 149/6 149/16 154/7 163/6 170/6 184/7 188/10 196/6 200/20 201/9 203/19 222/21 227/3 228/21 228/25 229/6 229/8 229/19 229/23 230/13 233/1 233/9 235/7 241/2 241/8 259/5 260/23 265/19 268/10 272/18 274/21 277/7 282/19 283/16 305/1 310/24 319/19 ways [7] 86/24 126/22 133/14 134/8 144/17 168/20 258/8 we [424] we'd [6] 28/21 88/4 97/5 97/10 246/24 306/21 we'll [15] 55/21 80/21 81/20 118/13 120/1 122/7 124/19 152/18 161/23 180/12 240/23 259/15 269/10 315/11 325/16 we're [43] 8/21 11/11 15/20 30/17 35/12 48/10 62/16 63/4 79/3 79/10 93/14 93/14 93/15 99/10 111/19 117/10 119/17 119/19 129/16 137/20 144/20 180/5 206/6 240/25 241/1 243/9 244/6 245/17 254/12 255/18 256/19 267/13 278/3 288/5 294/5 297/12 297/12 300/25 304/3 310/11 315/19 325/1 326/6 we've [14] 9/15 47/1 47/2 47/12 129/11 132/9 133/5 163/6 258/1 258/1 258/2 290/12 307/23 317/8 weak [1] 167/15 weakness [1] 85/21 website [5] 133/12 134/4 149/24 232/25 233/8 WEDNESDAY [1] 1/12 week [6] 63/25 94/23 128/3 159/12 306/8 306/8 weeks [5] 127/14 254/9 280/24 296/9 324/3 weights [1] 124/12 WELCH [1] 2/19 welcome [7] 13/19	14/5 29/11 76/4 78/20 136/5 308/1 welfare [1] 122/17 well [165] 8/19 9/7 16/3 17/11 17/24 18/4 19/4 24/2 25/11 25/23 25/25 27/2 27/12 27/13 31/22 33/10 35/9 44/5 46/18 47/14 47/15 50/21 53/17 59/14 60/7 65/21 67/16 72/22 73/13 76/14 78/25 81/16 81/23 82/7 84/25 85/23 86/22 88/25 90/12 92/23 94/6 96/25 99/8 101/17 101/20 102/3 102/7 103/13 103/18 103/23 105/6 105/24 108/6 108/13 110/8 110/12 116/15 117/4 117/25 119/18 122/12 124/16 131/21 132/10 136/16 137/9 138/20 139/14 141/7 141/13 141/22 142/17 143/17 143/24 145/18 146/4 146/22 149/13 150/7 154/8 156/14 157/4 157/20 159/5 160/14 163/21 164/8 168/2 169/18 170/5 170/19 171/4 174/11 175/1 177/11 177/25 181/5 189/8 192/15 196/5 199/9 201/18 203/6 203/12 204/17 206/22 210/1 211/5 213/20 215/15 237/6 239/5 239/21 240/22 242/14 242/17 250/2 252/17 252/17 257/9 260/18 261/19 263/2 263/15 264/14 264/14 264/15 265/13 266/13 269/11 272/4 272/10 272/13 276/12 278/16 279/13 279/16 279/17 280/1 280/19 282/18 285/9 286/19 289/17 291/24 292/6 293/6 294/5 294/17 296/14 296/25 297/5 304/11 305/24 306/24 307/7 307/22 310/4 313/10 316/7 316/24 318/22 319/15 325/6 325/9 well-aware [1] 189/8 well-connected [1] 124/16 well-intended [1] 142/17 well-known [1] 171/4 well-meaning [1] 168/2 well-respected [1] 292/6 well-thought-out [1] 119/18 Wellness [7] 10/8 14/4

<p>W</p> <p>Wellness... [5] 66/16 77/24 78/1 78/4 322/10</p> <p>Wendy [1] 40/6</p> <p>went [43] 61/8 65/15 71/16 80/17 82/7 95/3 103/16 104/24 105/4 162/14 164/21 164/21 165/6 166/12 180/14 201/5 201/6 221/19 221/20 227/15 256/10 269/21 269/22 274/15 276/10 276/23 278/10 278/17 288/22 290/22 292/25 293/1 293/1 293/2 294/1 294/25 295/1 307/7 310/9 311/17 311/18 313/17 322/3</p> <p>were [278] 8/23 9/1 9/9 9/10 10/11 10/16 10/19 11/14 11/16 12/1 12/8 12/21 19/18 20/11 20/13 20/14 21/16 32/19 34/11 35/11 40/20 43/11 43/11 43/12 43/13 43/19 43/20 44/8 44/13 45/18 45/19 50/19 50/22 50/25 51/1 51/2 51/11 51/12 52/19 54/22 54/23 59/15 60/2 60/9 60/24 62/6 63/19 65/9 65/13 67/20 68/21 69/13 70/13 70/14 72/11 72/16 73/13 77/14 78/6 78/8 83/6 84/13 85/14 85/14 86/3 86/25 87/1 88/7 88/12 89/20 90/5 91/10 92/9 92/20 93/5 94/13 95/5 98/8 100/18 100/22 101/7 101/11 101/15 103/6 105/4 105/17 108/20 109/7 109/12 112/2 113/7 113/8 113/13 113/13 113/14 113/14 113/16 113/18 113/20 114/4 114/18 114/19 115/3 116/4 117/2 122/14 124/15 134/1 134/16 134/17 135/14 136/10 136/18 136/20 138/6 142/16 145/24 147/14 151/18 153/20 154/24 155/1 155/21 155/24 156/2 156/3 158/10 164/19 164/19 164/25 165/3 166/11 166/14 166/15 166/25 167/14 167/15 168/5 172/13 173/4 173/4 176/24 177/8 181/3 181/11 183/5 183/7 183/12 183/14 183/17 183/24 184/12 185/3 185/3 185/18 187/14 187/15 187/24</p>	<p>187/24 189/8 189/11 190/4 193/14 193/15 194/17 195/17 195/17 195/21 196/19 197/12 197/16 197/18 200/4 200/7 200/7 202/12 202/13 206/10 211/20 214/21 219/13 219/17 220/5 221/16 222/2 222/17 222/20 222/23 223/24 224/13 226/17 230/22 235/18 237/2 237/16 237/19 237/19 238/4 238/4 238/11 238/19 238/23 238/24 240/18 243/2 244/17 244/23 244/25 245/9 245/10 247/19 247/23 249/24 249/25 251/5 256/24 259/4 260/21 262/4 265/14 265/18 266/5 266/9 266/14 267/19 267/20 268/6 268/7 268/12 269/19 271/7 272/1 272/3 274/13 279/16 280/5 280/9 280/15 281/10 283/20 284/25 285/2 285/12 288/19 288/24 289/15 289/19 293/10 293/10 293/21 294/2 295/2 295/25 302/2 303/4 307/6 311/7 311/8 311/10 311/12 311/13 311/13 311/14 312/6 313/18 316/2 316/5 316/15 316/19 318/24 319/9 319/18 320/2 321/10 321/18 321/25 322/3 323/3</p> <p>weren't [17] 20/11 69/16 103/14 135/11 139/19 168/14 181/12 203/3 217/23 236/4 238/23 261/22 280/6 308/11 308/13 310/7 314/1</p> <p>West [1] 62/22</p> <p>western [6] 87/22 87/24 88/5 88/14 171/1 171/2</p> <p>what [299] 5/18 6/24 7/8 8/19 9/8 11/24 14/25 14/25 15/2 15/11 15/12 15/24 16/4 16/4 16/12 16/14 16/14 19/2 24/9 25/10 26/14 26/16 27/20 28/2 28/15 30/11 30/19 31/14 33/3 34/2 34/23 35/4 36/18 36/19 37/16 38/7 38/17 43/24 44/15 44/18 45/11 48/23 50/12 50/19 50/20 50/20 51/16 53/18 54/19 55/10 56/5 57/20 58/21 58/24 59/1 60/8 63/3 65/5 65/17 65/20 67/19 70/17 73/10 74/10 74/12</p>	<p>77/16 81/2 81/2 82/22 83/19 84/22 85/4 85/19 86/6 89/10 92/1 92/22 93/4 93/5 93/5 93/13 94/5 94/24 95/2 95/7 95/8 96/7 101/25 103/24 104/25 105/10 105/10 105/11 105/12 105/22 108/20 108/24 109/2 110/23 110/23 111/5 112/7 113/6 114/14 115/14 117/4 119/2 119/16 119/19 119/21 119/21 120/18 122/17 122/20 122/23 122/24 126/9 126/19 127/5 128/6 130/14 132/15 132/19 135/3 137/5 137/18 139/6 140/20 141/10 143/17 145/15 145/24 146/6 146/7 146/21 147/2 147/15 147/21 147/25 148/12 151/7 151/16 151/18 153/8 155/20 156/23 157/10 160/7 163/2 163/3 163/25 165/6 165/19 166/24 167/7 167/25 169/12 169/15 173/24 175/25 179/13 179/25 180/11 180/14 181/2 181/6 181/7 181/8 181/9 181/20 183/9 184/12 187/8 188/3 188/13 190/11 195/2 195/23 196/19 196/23 197/6 197/14 199/4 199/22 200/4 204/8 205/21 208/25 209/2 211/4 211/23 212/2 213/19 213/21 214/24 217/6 223/22 225/9 225/15 225/18 225/24 226/8 226/10 226/14 226/18 227/1 227/8 227/10 229/13 230/8 230/12 231/18 234/4 236/19 238/14 238/14 238/15 238/23 239/24 240/12 241/1 241/22 242/12 248/3 248/8 254/13 254/15 256/15 257/19 259/14 260/2 261/5 263/17 266/18 269/4 271/1 271/4 271/22 272/5 272/7 272/21 272/21 273/11 273/13 274/10 275/4 275/9 276/4 276/6 278/7 279/24 280/14 281/9 282/22 283/23 284/3 284/9 286/2 286/6 288/18 288/23 289/3 289/18 289/20 289/21 290/1 290/6 290/15 290/21 290/22 291/11 291/14 291/19 292/8 303/4 310/9 310/12</p>	<p>310/13 311/8 311/10 313/12 314/5 314/18 316/17 317/12 318/12 319/2 319/12 319/20 321/11 321/21 321/25 322/23 324/12 325/8 325/19 325/19 326/12 326/17</p> <p>what's [31] 42/24 60/10 61/8 87/22 96/24 99/18 119/1 122/11 124/1 125/13 130/3 131/25 145/4 146/19 227/10 242/1 242/3 242/8 254/12 264/18 266/11 280/17 291/5 291/7 292/15 292/17 292/18 292/20 303/14 305/16 319/13</p> <p>whatever [15] 8/9 13/8 13/14 17/2 92/17 104/15 130/15 132/12 174/3 199/1 211/8 268/11 268/13 283/6 285/18</p> <p>whatnot [1] 150/9</p> <p>when [141] 5/16 7/12 14/24 17/13 19/6 20/10 26/24 33/18 36/1 45/14 45/18 58/3 59/6 61/8 63/6 63/19 65/8 67/25 70/13 71/4 71/13 73/21 73/22 74/11 75/22 83/6 85/15 86/6 89/14 92/8 96/8 96/12 96/17 96/20 98/7 98/10 100/22 101/17 103/10 103/13 103/13 103/23 109/24 114/19 119/22 122/14 123/13 123/13 123/21 124/24 125/15 129/14 131/19 134/16 135/20 144/20 155/13 156/3 156/10 159/7 160/8 160/9 160/16 162/17 164/10 164/21 168/1 168/11 169/2 169/12 170/8 170/11 180/3 187/23 191/25 192/1 197/11 197/16 200/7 200/7 204/9 204/13 205/16 206/9 206/20 208/8 214/7 219/17 220/5 222/16 226/4 231/18 233/20 233/23 236/12 238/9 238/23 244/23 249/23 254/14 256/8 257/10 257/22 257/24 259/12 260/16 262/16 265/10 267/1 267/5 267/8 269/6 269/22 271/24 271/25 272/4 276/12 276/16 277/16 278/15 280/1 283/18 284/25 285/17 292/1 292/24 294/1 294/4 294/22 307/8 309/13 310/8 310/23 312/9 314/1 314/4</p>	<p>314/4 314/8 314/21 316/18 327/9</p> <p>when's [1] 188/6</p> <p>whenever [1] 20/14</p> <p>where [108] 17/24 17/25 18/2 18/4 18/5 19/17 22/10 31/25 32/24 46/6 71/21 82/7 83/13 87/17 89/4 91/10 92/14 97/4 97/22 98/1 99/11 104/24 112/18 118/12 122/2 124/15 126/16 128/10 131/5 132/22 134/3 142/11 143/23 144/1 144/4 144/5 144/7 147/25 148/19 151/12 152/24 153/22 155/24 156/3 158/5 158/9 159/8 159/19 159/23 161/11 162/12 162/18 164/15 164/24 165/8 166/11 166/22 167/3 167/10 167/21 168/2 168/15 168/19 169/3 171/2 180/8 180/17 186/9 188/16 188/18 188/19 190/24 191/20 191/21 192/12 193/16 193/20 194/17 195/21 196/17 205/19 207/18 212/2 217/3 217/8 217/11 219/12 219/13 219/16 225/2 225/17 229/16 234/2 234/13 240/18 245/22 245/23 258/10 258/24 262/1 273/18 277/4 277/21 278/20 288/18 294/7 295/1 317/11</p> <p>where'd [1] 65/17</p> <p>where's [1] 161/13</p> <p>whereby [1] 48/4</p> <p>wherever [1] 147/23</p> <p>whether [44] 10/10 15/6 34/11 47/10 49/14 53/6 68/10 71/5 84/5 99/12 102/13 110/19 113/9 117/25 119/8 141/4 142/6 142/10 143/9 147/3 173/7 175/16 177/6 178/8 183/15 185/3 195/22 197/8 198/24 200/5 202/13 212/11 227/16 227/19 228/7 232/22 244/18 245/16 246/3 250/22 278/14 281/12 282/1 325/14</p> <p>which [76] 7/14 9/8 9/14 15/23 25/6 26/21 35/8 37/11 65/24 66/4 66/10 67/4 67/7 71/6 71/10 71/16 71/18 72/13 75/17 81/25 83/1 83/6 83/18 87/23 115/12 119/11 125/20 127/2 136/10 141/5 147/24 153/16 153/20</p>
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<p>W</p> <p>which... [43] 165/18 170/3 176/8 183/7 188/10 196/21 214/17 214/18 222/21 223/24 229/24 232/14 248/12 259/14 259/21 260/13 263/11 263/17 263/22 264/1 264/5 264/10 265/2 266/17 268/7 269/13 270/6 280/21 283/17 284/24 285/16 286/2 290/12 294/11 294/19 295/6 306/3 310/25 312/15 312/21 316/12 318/9 319/20</p> <p>Whichever [1] 29/22</p> <p>while [16] 9/9 29/25 88/10 115/12 115/14 129/8 129/18 142/20 168/8 219/6 219/17 222/6 225/7 281/16 291/3 326/6</p> <p>white [3] 87/9 87/12 321/23</p> <p>who [107] 11/4 11/20 12/18 12/18 13/12 13/23 16/14 16/15 26/22 46/20 46/21 57/19 60/9 62/13 62/22 68/24 69/16 73/25 75/1 75/14 84/10 84/16 85/15 89/15 90/5 92/8 93/8 116/3 119/18 123/1 125/1 126/1 127/24 127/25 128/6 129/3 129/7 133/21 133/25 142/14 143/23 144/1 144/8 144/8 150/8 155/19 155/23 162/19 165/9 165/12 166/14 168/3 169/4 171/7 180/13 181/8 183/4 183/14 183/16 183/24 184/5 184/24 185/3 185/4 205/17 205/17 205/18 206/16 209/7 210/4 210/8 210/11 211/17 212/2 213/5 213/8 213/18 214/10 214/11 217/10 217/18 217/20 217/21 218/6 220/25 225/16 230/8 230/12 236/3 244/4 262/5 265/4 272/3 273/5 273/24 276/20 277/15 278/6 281/19 290/22 290/22 294/3 304/19 305/8 306/14 309/10 316/16</p> <p>who's [8] 126/5 148/1 165/17 196/1 203/9 210/10 212/20 218/16</p> <p>who've [1] 123/24</p> <p>whoever [2] 13/13 87/7</p> <p>whole [17] 25/8 53/9 53/13 58/13 65/20 126/24 133/6 141/19</p>	<p>160/4 222/7 230/3 240/23 265/22 272/1 272/9 307/8 315/20</p> <p>wholesale [3] 282/7 282/21 283/3</p> <p>whom [2] 177/7 305/8</p> <p>whopping [1] 298/6</p> <p>whose [2] 177/7 183/16</p> <p>why [48] 7/20 8/12 8/15 16/13 29/10 47/23 64/19 65/5 68/15 69/24 88/12 91/7 96/25 97/2 130/13 139/19 141/19 141/19 141/20 141/21 144/9 155/24 156/4 160/14 167/1 170/3 196/10 222/24 242/4 244/11 261/18 269/5 269/9 275/13 278/17 279/13 279/14 285/10 285/17 294/4 294/15 294/15 297/2 302/19 303/5 310/25 322/18 322/21</p> <p>wide [6] 206/20 207/1 207/2 207/14 207/19 218/21</p> <p>widen [1] 206/23</p> <p>wiggle [1] 123/20</p> <p>Wilcox [3] 42/22 42/24 43/2</p> <p>will [57] 7/6 8/5 15/13 26/5 26/7 27/18 29/2 32/25 64/12 67/9 70/19 80/8 81/11 85/13 86/4 110/5 115/10 119/13 120/25 132/7 133/13 144/23 156/18 168/12 188/5 188/8 188/15 188/18 191/6 198/15 199/17 204/10 204/14 204/16 205/6 205/9 216/2 222/20 231/5 242/11 245/15 248/21 248/22 250/6 253/22 270/23 272/16 272/17 281/3 318/5 325/12 326/7 326/8 326/8 326/10 326/11 327/4</p> <p>Willden [2] 84/10 116/2</p> <p>WILLIAM [1] 2/4</p> <p>WILLIAMS [2] 328/12 328/16</p> <p>WILLIAMSON [3] 2/17 3/19 219/5</p> <p>willing [3] 81/5 81/13 286/17</p> <p>winner [1] 294/3</p> <p>winner [1] 280/1</p> <p>winning [1] 194/10</p> <p>wipe [20] 13/20 52/5 77/1 79/7 100/12 171/20 186/3 205/25 206/12 216/1 218/16 218/18 218/20 244/1 252/1 252/3 253/12 253/14 273/1 304/9</p> <p>wipes [2] 206/4 304/9</p>	<p>wiping [3] 76/2 79/3 307/25</p> <p>wired [1] 205/9</p> <p>wired-in [1] 205/9</p> <p>wish [6] 14/17 171/13 171/15 203/13 304/6 307/14</p> <p>wishes [1] 253/20</p> <p>withdraw [1] 147/18</p> <p>within [16] 57/16 86/16 92/18 93/1 117/19 118/19 132/10 147/3 158/2 158/21 227/22 251/16 287/7 289/14 325/12 326/8</p> <p>without [8] 29/12 30/6 31/3 113/11 204/11 266/15 283/11 284/13</p> <p>witness [52] 5/4 25/17 25/20 26/5 27/8 28/17 28/19 29/11 29/18 29/21 30/18 31/3 31/4 34/10 35/8 36/13 62/8 77/1 77/2 79/1 79/8 79/13 80/5 81/3 81/3 81/14 95/18 95/22 99/20 99/24 111/6 115/9 116/16 140/13 140/17 141/10 157/12 169/20 169/21 186/1 215/25 225/3 226/11 226/17 239/8 249/5 249/6 255/12 295/13 295/20 304/4 321/5</p> <p>witness's [5] 95/23 117/5 152/11 291/17 291/18</p> <p>witnesses [3] 3/2 6/23 9/16</p> <p>WITTY [1] 2/17</p> <p>women [2] 43/10 43/11</p> <p>won [12] 21/11 21/15 22/15 31/23 31/25 78/2 78/5 183/24 210/8 210/16 210/18 210/21</p> <p>won't [8] 6/20 6/22 27/10 82/7 92/1 124/13 274/17 303/19</p> <p>wondering [1] 160/1</p> <p>word [47] 75/2 75/2 76/15 84/15 86/13 93/3 96/8 96/16 96/20 97/14 97/15 98/25 101/17 114/9 141/21 141/21 142/3 144/2 149/14 150/10 151/15 161/14 164/16 170/4 170/22 171/6 179/17 190/8 192/6 192/7 192/7 193/6 193/9 194/3 194/24 203/22 283/21 283/24 285/10 285/16 285/25 286/3 286/4 286/5 286/7 288/3 309/24</p> <p>word-for [1] 141/21</p> <p>worded [1] 156/16</p> <p>words [14] 6/17 17/11 19/4 105/3 108/20</p>	<p>123/12 147/9 154/12 156/19 165/1 195/25 207/24 239/13 282/12</p> <p>wordy [3] 92/1 124/13 125/12</p> <p>work [26] 7/14 16/15 35/13 45/13 86/17 89/17 97/18 116/17 120/11 122/5 123/17 128/3 141/22 162/20 164/18 171/9 201/1 221/19 221/20 222/9 222/12 223/4 223/6 232/18 232/20 326/22</p> <p>worked [23] 12/18 69/18 69/21 85/11 85/21 90/12 90/12 129/11 144/6 159/8 167/15 207/14 221/22 222/1 222/6 223/11 259/10 265/21 268/11 274/10 291/24 292/3 322/18</p> <p>working [9] 70/14 107/8 131/23 187/24 198/22 205/22 250/21 270/2 325/1</p> <p>works [2] 190/9 327/5</p> <p>workshops [2] 67/20 67/24</p> <p>world [2] 136/5 303/5</p> <p>worried [2] 125/16 142/8</p> <p>worry [2] 124/18 270/15</p> <p>worse [2] 163/20 288/4</p> <p>worth [2] 272/25 319/22</p> <p>worthwhile [1] 277/5</p> <p>would [274] 6/1 6/16 7/14 9/18 10/10 10/18 11/1 15/12 17/25 18/2 18/23 21/4 21/4 21/5 22/15 22/25 25/5 27/22 28/8 30/2 33/13 33/14 33/15 35/1 35/8 37/8 37/10 37/23 44/5 45/20 46/6 46/13 47/20 47/21 48/5 48/5 49/15 50/22 50/22 50/25 51/6 51/13 51/13 51/17 51/21 51/24 53/14 55/20 56/8 58/12 59/14 60/12 60/13 68/4 70/15 70/16 72/13 73/16 75/9 75/17 76/25 82/14 83/1 83/2 83/7 83/25 84/14 84/17 84/21 85/1 85/22 86/17 86/22 87/2 87/3 87/3 87/4 87/5 87/14 87/17 87/20 89/5 89/22 90/3 90/16 90/17 91/25 92/12 92/15 92/15 92/16 92/18 92/19 96/21 96/24 96/25 98/5 102/6 104/12 104/13 106/10 106/12 106/12 107/19 113/10 117/20 117/21 119/12 120/9</p>	<p>127/20 130/3 133/22 134/3 134/6 139/7 142/13 142/14 145/16 147/3 147/10 147/15 147/22 147/24 149/8 149/11 149/23 150/1 151/1 151/10 152/2 154/6 154/7 156/12 157/7 157/19 157/20 160/9 163/7 163/15 163/19 163/20 164/5 164/14 164/15 165/6 165/8 165/9 165/13 166/4 168/17 169/5 169/5 169/15 170/16 170/22 171/3 171/4 171/7 172/16 189/13 190/22 191/13 192/5 192/6 192/6 192/7 192/23 192/25 194/5 194/10 194/13 194/23 195/3 197/11 199/1 200/13 200/14 200/23 201/11 201/18 201/19 202/2 202/6 202/11 202/12 202/22 203/5 203/7 203/13 207/4 209/11 209/16 209/17 210/3 210/14 210/14 213/15 215/15 216/19 217/2 218/11 218/14 224/14 226/20 229/7 229/11 229/11 229/25 230/18 238/12 239/5 240/24 241/3 244/24 245/2 245/23 246/4 246/7 246/9 246/11 246/23 246/25 250/24 266/19 268/15 271/6 272/5 273/1 274/7 274/21 277/12 277/13 277/14 277/14 277/15 277/18 277/21 279/13 281/16 282/4 282/5 282/6 282/9 282/9 282/17 282/17 282/19 282/23 282/24 283/12 285/19 289/9 292/1 295/4 302/2 302/8 303/1 303/6 305/3 309/1 311/21 311/25 311/25 312/4 312/19 312/20 313/22 316/14 316/15 316/24 316/24 321/12 327/1 327/2</p> <p>would've [5] 18/16 294/11 294/11 302/9 302/10</p> <p>wouldn't [18] 44/8 55/16 56/11 58/20 104/23 154/10 186/23 203/10 210/2 217/1 218/4 218/4 265/21 265/23 275/19 282/21 302/5 317/15</p> <p>write [7] 63/18 69/1 190/1 269/3 269/4 278/10 292/2</p> <p>writing [5] 106/14</p>
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<p>W</p> <p>writing... [4] 107/12 135/3 164/20 205/3</p> <p>written [5] 105/18 127/3 162/22 167/19 189/4</p> <p>wrong [18] 22/13 23/23 23/25 48/20 93/9 93/10 93/13 191/14 191/14 191/16 191/18 213/11 213/20 213/21 215/14 249/18 285/16 316/9</p> <p>wrote [4] 109/12 164/19 190/4 238/9</p>	<p>194/9 194/12 200/3 236/6 250/14</p> <p>yes [440]</p> <p>yesterday [23] 10/9 10/19 14/24 15/5 15/11 20/20 20/24 43/22 43/23 48/15 48/18 51/8 52/16 55/10 56/21 57/5 57/10 70/6 74/17 76/11 81/3 112/1 199/16</p> <p>yet [7] 7/15 46/8 72/11 116/8 163/17 311/11 312/4</p> <p>you [1708]</p> <p>you'd [12] 125/17 194/8 195/7 195/20 195/22 198/11 200/4 201/13 203/6 209/16 228/22 255/9</p> <p>you'll [5] 146/18 205/16 212/25 235/9 252/4</p> <p>you're [83] 12/23 13/4 13/19 20/10 21/20 25/20 29/17 35/4 35/24 36/1 45/5 63/11 69/4 69/10 69/12 76/4 78/20 79/22 112/8 117/15 118/19 120/21 120/22 121/5 123/23 131/23 144/16 147/18 147/23 156/23 167/20 171/17 173/24 174/1 177/7 183/17 189/4 189/18 190/13 191/1 191/9 191/13 191/14 191/21 191/21 193/10 200/22 201/20 201/20 214/23 214/25 226/23 227/14 227/25 229/15 229/20 233/6 233/23 233/23 234/6 234/16 234/22 241/22 243/5 243/10 243/19 243/21 243/23 247/1 255/24 263/5 263/9 267/1 287/10 291/12 291/12 294/7 300/12 307/20 308/1 319/2 321/25 325/18</p> <p>you've [60] 9/5 9/12 17/12 19/5 20/8 26/10 33/9 36/7 54/1 85/6 93/16 93/20 93/21 104/15 112/6 121/23 129/9 138/23 139/22 167/9 167/17 168/18 169/16 173/3 173/18 175/3 179/8 187/1 189/25 196/17 199/17 204/13 208/10 218/20 219/9 219/20 219/23 220/3 220/13 223/9 223/11 223/15 224/23 239/17 247/14 251/17 251/25 256/25 258/20 258/20 260/3 276/19 287/18 300/11 302/11 302/20 308/24 313/14 317/8 324/20</p>	<p>your [400]</p> <p>yourself [4] 70/9 186/12 186/23 231/20</p>		
<p>X</p> <p>XI [1] 1/5</p>				
<p>Y</p> <p>yeah [71] 6/14 11/5 14/7 18/7 19/12 28/14 34/23 35/16 46/16 47/15 50/18 52/24 53/2 59/8 60/18 61/23 66/22 68/20 71/8 78/6 78/11 112/13 118/15 121/13 133/14 140/3 154/6 157/1 160/3 166/21 207/9 224/1 225/20 231/7 231/9 234/19 236/11 237/1 238/18 239/3 240/23 242/15 242/15 246/6 250/12 251/3 258/17 266/9 267/3 268/9 274/15 288/8 295/19 296/20 298/17 304/25 305/16 306/23 307/2 307/8 308/11 309/3 310/2 314/12 315/8 316/7 318/12 319/8 320/8 321/21 322/7</p> <p>year [26] 82/16 82/19 82/21 83/6 83/15 83/16 89/2 89/20 91/25 92/12 96/22 153/19 165/5 165/8 165/23 171/3 178/3 181/25 259/22 259/23 260/8 260/14 266/1 297/25 298/15 299/2</p> <p>years [37] 17/12 19/5 62/23 87/21 88/20 88/22 89/16 90/4 91/13 91/13 91/17 91/24 92/10 92/10 92/11 92/19 96/18 166/2 204/12 233/19 259/10 260/8 260/12 273/6 273/16 274/11 285/22 285/23 285/24 291/3 291/3 292/14 293/15 293/15 293/16 314/5 322/19</p> <p>Yemenidjian [6] 15/7 15/24 39/10 39/14 40/9 40/11</p> <p>yep [7] 112/23 140/4</p>				

IN THE SUPREME COURT OF THE STATE OF NEVADA

IN RE: D.O.T. LITIGATION

TGIG, LLC; NEVADA HOLISITIC
MEDICINE, LLC; GBS NEVADA
PARTNERS, LLC; FIDELIS HOLDINGS,
LLC; GRAVITAS NEVADA, LLC;
NEVADA PURE, LLC; MEDIFARM, LLC;
MEDIFARM IV LLC; THC NEVADA, LLC;
HERBAL CHOICE, INC.; RED EARTH LLC;
NEVCANN LLC, GREEN THERAPEUTICS
LLC; AND GREAN LEAF FARMS
HOLDINGS LLC,

Appellants,

vs.

THE STATE OF NEVADA, ON RELATION
OF ITS DEPARTMENT OF TAXATION,

Respondent.

Supreme Court Case No.: 82014

District Court Case No.: A787004

PLAINTIFFS' JOINT APPENDIX

VOLUME 312 OF 343

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TABLE OF CONTENT

Chronological by Date Filed¹

TAB#	Document	Vol.	Date	Pages
1	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/10/2018	000001-000012
2	FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/18/2018	000013-000025
3	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/19/2018	000026-000036
4	COMPLAINT	1	1/4/2019	000037-000053
5	COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	1	1/4/2019	000054-000078
6	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	1/16/2019	000079-000092
7	ANSWER TO PLAINTIFFS' FIRST AMENDED COMPLAINT AND COUNTERCLAIM	1	3/15/2019	000093-000107
8	MOTION FOR PRELIMINARY INJUNCTION	2	3/18/2019	000108-000217
9	PLAINTIFFS' COUNTER-DEFENDANTS' ANSWER TO COUNTERCLAIM	2	4/5/2019	000218-000223
10	ANSWER TO AMENDED COMPLAINT	2	4/10/2019	000224-000236
11	DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	2	4/16/2019	000237-000251
12	CLEAR RIVER, LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	2	5/7/2019	000252-000269
13	OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION	3 thru 4	5/9/2019	000270-000531
14	APPENDIX OF EXHIBITS TO NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO SERENITY WELLNESS CENTER, LLC AND RELATED	5 thru 7	5/9/2019	000532-000941

¹ Pursuant to NRAP 30(c)(1), “[t]ranscripts that are included in the appendix shall be placed in chronological order by date of the hearing or trial.” Accordingly, the controlling date for the placement of a transcript in this appendix is the hearing date, not the date the transcript was filed with the district court.

	PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION			
15	NEVADA ORGANIC REMIDIES, LLC'S OPPOSITION TO SERENITY WELLNESS CENTER, LLC AND RELATED PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION	8	5/9/2019	000942-000974
16	DEFENDANT IN INTERVENTION'S OPPOSITION TO PLAINTIFFS' APPLICATION FOR A TEMPORARY RESTRAINING ORDER	8	5/10/2019	000975-001024
17	DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' FIRST AMENDED COMPLAINT	8	5/16/2019	001025-001037
18	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	8	5/16/2019	001038-001041
19	ANSWER TO COMPLAINT	8	5/20/2019	001042-001053
20	PLAINTIFFS' OMNIBUS REPLY IN SUPPORT OF MOTION FOR PRELIMINARY INJUNCTION	8	5/22/2019	001054-001067
21	INTERVENING DEFENDANTS' JOINDER AND SUPPLEMENTAL BRIEFING IN SUPPORT OF THE STATE OF NEVADA'S AND NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION; AND LONE MOUNTAIN PARTNERS, LLC'S OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION OR FOR WRIT OF MANDAMUS	9	5/23/2019	001068-001133
22	EVIDENTIARY HEARING - DAY 1	10 thru 11	5/24/2019	001134-001368
23	EVIDENTIARY HEARING - DAY 2 VOLUME I OF II	12	5/28/2019	001369-001459
24	EVIDENTIARY HEARING - DAY 2 VOLUME II	13	5/28/2019	001460-001565
25	EVIDENTIARY HEARING - DAY 3 VOLUME I OF II	14	5/29/2019	001566-001663

26	EVIDENTIARY HEARING - DAY 3 VOLUME II	15	5/29/2019	001664-001807
27	EVIDENTIARY HEARING - DAY 4	16 thru 17	5/30/2019	001808-002050
28	EVIDENTIARY HEARING - DAY 5 VOLUME I OF II	18	5/31/2019	002051-002113
29	EVIDENTIARY HEARING - DAY 5 VOLUME II	19 thru 20	5/31/2019	002114-002333
30	LONE MOUNTAIN PARTNERS, LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	21	6/5/2019	002334-002344
31	EVIDENTIARY HEARING - DAY 6	22 thru 23	6/10/2019	002345-002569
32	EVIDENTIARY HEARING - DAY 7	24 thru 25	6/11/2019	002570-002822
33	DEFENDANTS' ANSWER TO PLAINTIFFS' COMPLAINT WITH COUNTERCLAIM	26	6/14/2019	002823-002846
34	EVIDENTIARY HEARING - DAY 8 VOLUME I OF II	26	6/18/2019	002847-002958
35	EVIDENTIARY HEARING - DAY 8 VOLUME II	27	6/18/2019	002959-003092
36	EVIDENTIARY HEARING - DAY 9 VOLUME I OF II	28	6/19/2019	003093-003215
37	EVIDENTIARY HEARING - DAY 9 VOLUME II	29	6/19/2019	003216-003348
38	EVIDENTIARY HEARING - DAY 10 VOLUME I OF II	30	6/20/2019	003349-003464
39	EVIDENTIARY HEARING - DAY 10 VOLUME II	31	6/20/2019	003465-003622
40	INTERVENOR DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' SECOND AMENDED COMPLAINT	31	6/24/2019	003623-003639
41	INTERVENOR DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFF'S COMPLAINT	32	7/3/2019	003640-003652
42	FIRST AMENDED COMPLAINT	32	7/3/2019	003653-003670
43	EVIDENTIARY HEARING - DAY 11	32	7/5/2019	003671-003774

44	EVIDENTIARY HEARING - DAY 12	33	7/10/2019	003775-003949
45	CORRECTED FIRST AMENDED COMPLAINT.	34	7/11/2019	003950-003967
46	EVIDENTIARY HEARING - DAY 13 VOLUME I OF II	34	7/11/2019	003968-004105
47	EVIDENTIARY HEARING - DAY 13 VOLUME II	35	7/11/2019	004106-004227
48	PLAINTIFFS-COUNTER DEFENDANTS' ANSWER TO COUNTERCLAIM	35	7/12/2019	004228-004236
49	EVIDENTIARY HEARING - DAY 14	36	7/12/2019	004237-004413
50	ANSWER TO CORRECTED FIRST AMENDED COMPLAINT	37	7/15/2019	004414-004425
51	EVIDENTIARY HEARING - DAY 15	37	7/15/2019	004426-004500
52	EVIDENTIARY HEARING - DAY 15 VOLUME II	38	7/15/2019	004501-004679
53	GREENMART OF NEVADA NLC LLC'S ANSWER TO PLAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/17/2019	004680-004694
54	LONE MOUNTAIN PARTNERS, LLC'S ANSWER TO LAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/22/2019	004695-004705
55	CLEAR RIVER, LLC'S ANSWER TO PLAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/26/2019	004706-004723
56	EVIDENTIARY HEARING - DAY 16	39	7/28/2019	004724-004828
57	EVIDENTIARY HEARING - DAY 17 VOLUME I OF II	40	8/13/2019	004829-004935
58	EVIDENTIARY HEARING - DAY 17 VOLUME II	41	8/13/2019	004936-005027
59	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	41	8/14/2019	005028-005030
60	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	41	8/14/2019	005031-005033
61	EVIDENTIARY HEARING - DAY 18	42 thru 43	8/14/2019	005034-005222
62	EVIDENTIARY HEARING - DAY 19	44	8/15/2019	005223-005301
63	EVIDENTIARY HEARING - DAY 20	45	8/16/2019	005302-005468

64	FINDINGS OF FACT AND CONCLUSIONS OF LAW GRANTING PRELIMINARY INJUNCTION	46	8/23/2019	005469-005492
65	HEARING ON OBJECTIONS TO STATE'S RESPONSE, NEVADA WELLNESS CENTER'S MOTION RE COMPLIANCE RE PHYSICAL ADDRESS, AND BOND AMOUNT SETTING	46	8/29/2019	005493-005565
66	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	46	9/5/2019	005566-005592
67	FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/6/2019	005593-005698
68	DEFENDANT-RESPONDENT'S GOOD CHEMISTRY NEVADA, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/27/2019	005699-005707
69	D LUX, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/27/2019	005708-005715
70	FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	47	9/29/2019	005716-005731
71	ANSWER TO COMPLAINT	47	10/1/2019	005732-005758
72	DEFENDANT RURAL REMEDIES, LLC ANSWER TO FIRST AMENDED COMPLAINT	47	10/1/2019	005759-005760
73	DEFENDANTS MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S ANSWER	48	10/3/2019	005761-005795
74	APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	48	10/10/2019	005796-005906
75	DEFENDANT-INTERVENOR CLEAR RIVER, LLC'S ORDER DENYING IT'S MOTION FOR PARTIAL SUMMARY JUDGEMENT ON THE PETITION FOR JUDICIAL REVIEW CAUSE OF ACTION	48	11/7/2019	005907-005912

76	ANSWER TO FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	48	11/8/2019	005913-005921
77	ERRATA TO ANSWER TO FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	48	11/8/2019	005922-005930
78	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI MANDAMUS, AND PROHIBITION	49	11/12/2019	005931-005937
79	ANSWER TO FIRST AMENDED COMPLAINT GRAVITAS NEVADA LTD	49	11/12/2019	005938-005942
80	ORDER DENYING 1) ORGANIC REMEDIES, LLC'S MOTION TO DISSOLVE PRELIMINARY INJUNCTION AND TO STAY PRELIMINARY INJUNCTION PENDING APPEAL AND 2) LONE MOUNTAIN PARTNERS, LLC'S	49	11/19/2019	005943-005949
81	AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	11/21/2019	005950-006004
82	EUPHORIA WELLNESS, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	49	11/21/2019	006005-006011
83	NOTICE OF ENTRY OF ORDER DENYING MM DEVELOPMENT COMPANY, INC.'S AND LIVFREE WELLNESS, LLC'S MOTION TO ALTER OR AMEND FINDINGS OF FACT AND CONCLUSION OF LAW,	49	11/22/2019	006012-006015
84	ORDER DENYING MM DEVELOPMENT COMPANY, INC. 'S AND LIVFREE WELLNESS LLC'S MOTION TO ALTER AMEND FINDINGS OF FACT AND CONCLUSION OF LAW	49	11/22/2019	006016-006017
85	BUSINESS COURT ORDER	49	11/25/2019	006018-006022

86	ORDER GRANTING MOTION FOR LEAVE TO FILE SECOND AMENDED COMPLAINT IN CASE NO. A-786962	49	11/26/2019	006023-006024
87	TGIG SECOND AMENDED COMPLAINT	49	11/26/2019	006025-006047
88	REPLY IN SUPPORT OF AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	12/6/2019	006048-006057
89	HEARING ON APPLICATION OF NEVADA ORGANIC REMEDIES FOR WRIT OF MANDAMUS TO COMPEL STATE TO MOVE IT TO TIER 2 OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	12/9/2019	006058-006068
90	LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	49	12/10/2019	006069-006081
91	NOTICE OF HEARING	49	12/13/2019	006082-006087
92	DEFENDANT'S ANSWER TO DH FLAMINGO INC'S ET AL., FIRST AMENDED COMPLAINT	50	12/16/2019	006088-006105
93	DEFENDANT'S ANSWER TO DH FLAMINGO INC'S ET AL., FIRST AMENDED COMPLAINT	50	12/16/2019	006106-006123
94	PLAINTIFFS' OPPOSITION TO LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	50	12/20/2019	006124-006206
95	OPPOSITION TO HELPING HANDS WELLNESS CTR, INC.'S APPLICATION FOR WRIT OF MANDAMUS	50	12/27/2019	006207-006259
96	ORDER DENYING MOTION FOR STAY AND GRANTING IN PART MOTION TO EXPEDITE	50	12/30/2019	006260-006262
97	ORDER DENYING THE DEPARTMENT OF TAXATION OBJECTION TO DISCOVERY COMMISSIONER'S REPORT AND RECOMMENDATIONS	51	12/31/2019	006263-006263
98	NOTICE OF ENTRY OF ORDER	51	1/3/2020	006264-006271

99	GREENMART OF NEVADA NLV LLC'S ANSWER TO D.H. FLAMINGO PLAINTIFFS' FIRST AMENDED COMPLAINT	51	1/6/2020	006272-006295
100	NV WELLNESS CENTER, LLC'S MOTION TO COMPEL ON AN ORDER SHORTENING TIME	51	1/8/2020	006296-006358
101	LONE MOUNTAIN PARTNERS, LLC'S REPLY IN SUPPORT OF MOTION TO DISMISS SECOND AMENDED COMPLAINT	51	1/8/2020	006359-006368
102	OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL	52	1/10/2020	006369-006439
103	ESSENCE ENTITIES' ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	52	1/14/2020	006440-006468
104	NOTICE OF ENTRY OF ORDER	52	1/14/2020	006469-006474
105	ORDER DENYING NEVADA ORGANIC REMEDIES, LLC'S AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC	52	1/14/2020	006475-006477
106	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO FIRST AMENDED COMPALINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	52	1/21/2020	006478-006504
107	ERRATA TO DECLARATION OF ALFRED TERTERYAN IN SUPPORT OF HELPING HANDS WELLNESS CENTER, INC.'S APPLICATION FOR WRIT OF MANDAMUS	52	1/24/2020	006505-006506
108	AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/28/2020	006507-006542
109	DEPARTMENT OF TAXATION'S ANSWER TO PLAINTIFF SERENITY PARTIES' SECOND AMENDED COMPLAINT	53	1/28/2020	006543-006559
110	DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/28/2020	006560-006588

111	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/29/2020	006589-006609
112	HEARING ON OBJECTIONS TO SUBPOENAS DUCES TECUM, MOTIONS FOR PROTECTIVE ORDERS, APPLICATION OF FOR WRIT OF MANDAMUS, MOTION FOR SETTING SETTLEMENT CONFERENCE, AND MOTION TO REDACT AND SEAL EXHIBITS 4 AND 5	53	1/31/2020	006610-006657
113	ANSWER TO D.H. FLAMINGO PARTIES' FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/5/2020	006658-006697
114	FINDINGS OF FACT AND CONCLUSIONS OF LAW GRANTING PRELIMINARY INJUNCTION	54	2/7/2020	006698-006722
115	DEFENDANT-RESPONDENT NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/7/2020	006723-006752
116	DEFENDANT-RESPONDENT STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/7/2020	006753-006781
117	SECOND AMENDED COMPLAINT	54	2/11/2020	006782-006805
118	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO THE SERENITY PLAINTIFFS' SECOND AMENDED COMPLAINT	54	2/12/2020	006806-006814
119	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO ETW PLAINTIFFS' THIRD AMENDED COMPLAINT	54	2/12/2020	006815-006822

120	GREENMART OF NEVADA NLV LLC'S ANSWER TO ETW MANAGEMENT GROUP LLC, GLOBAL HARMONY LLC, GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, HERBAL CHOICE INC., JUST QUALITY LLC, LIBRA WELLNESS CENTER, LLC, ROMBOUGH REAL ESTATE INC. DBA MOTHER HERB, NEVCANN LLC, RED EARTH LLC, THC NEVADA LLC, ZION GARDENS LLC AND MMOF VEGAS RETAIL, INC.'S THIRD AMENDED COMPLAINT	55	2/12/2020	006823-006841
121	ANSWER TO D.H. FLAMINGO PLAINTIFFS' FIRST AMENDED COMPLAINT AND PETITION FOR REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/12/2020	006842-006853
122	CPCM HOLDINGS, LLC D/B/A THRIVE CANNABIS MARKETPLACE'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/13/2020	006854-006867
123	ANSWER TO SERENITY PLAINTIFFS' SECOND AMENDED COMPLAINT	55	2/14/2020	006868-006876
124	CIRCLE S FARMS LLC'S ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/18/2020	006877-006884
125	ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION	55	2/18/2020	006885-006910
126	GREENMART OF NEVADA NLV LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/18/2020	006911-006921
127	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION	55	2/18/2020	006922-006935
128	ORDER GRANTING IN PART AND DENYING IN PART THE DEPARTMENT OF TAXATION'S MOTIONS FOR PROTECTIVE ORDER ON ORDER SHORTENING TIME	55	2/19/2020	006936-006941

129	CIRCLE S FARMS LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/20/2020	006942-006949
130	NOTICE OF FILING OF EMERGENCY PETITION FOR WRIT OF MANDAMUS OR PROHIBITION UNDER NRAP 21(a)6)	55	2/21/2020	006950-006951
131	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND/OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/25/2020	006952-006958
132	GREENMART OF NEVADA NLV LLC'S ANSWER TO QUALCAN LLC'S SECOND AMENDED COMPLAINT	55	2/25/2020	006959-006970
133	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/26/2020	006971-006983
134	GREENMART OF NEVADA NLV LLC'S MOTION TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/28/2020	006984-006987
135	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC ANSWER TO NATURAL MEDICINE, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	2/28/2020	006988-007000
136	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT/RESPONDENT STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND/OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	2/28/2020	007001-007012

137	GREENMART OF NEVADA NLV LLC'S ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	3/6/2020	007013-007024
138	GREENMART OF NEVADA NLV LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	3/6/2020	007025-007036
139	QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	56	3/13/2020	007037-007057
140	PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL GREENMART OF NEVADA, LLC TO PRODUCE KENNETH LEE AND HAE LEE FOR DEPOSITION ON ORDER SHORTENING TIME	56	3/16/2020	007058-007074
141	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL GREENMART TO ALSO PRODUCE KENNETH LEE AND HAE LEE FOR DEPOSITION	56	3/18/2020	007075-007080
142	NEVADA WELLNESS CENTER, LLC'S JOINDER TO ETW PLAINTIFFS' MOTION TO COMPEL PRIVILEGE LOGS	56	3/20/2020	007081-007083
143	NEVADA WELLNESS CENTER, LLC'S JOINDER TO ETW PLAINTIFFS' MOTION TO COMPEL	56	3/20/2020	007084-007086
144	GREENMART OF NEVADA NLV LLC'S RESPONSE IN OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	56	3/23/2020	007087-007095
145	CLEAR RIVER, LLC'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS ON ORDER SHORTENING TIME	56	3/27/2020	007096-007099
146	NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO QUALCAN'S PETITION FOR WRIT OF MANDAMUS	56	3/27/2020	007100-007143
147	PLAINTIFF NEVADA WELLNESS CENTER, LLC'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	57	3/27/2020	007144-007175
148	DEPARTMENT OF TAXATION'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	57	3/27/2020	007176-007182

149	THE ESSENCE ENTITIES' OPPOSITION TO ETW PLAINTIFFS' 1) MOTION TO COMPEL AND 2) MOTION TO COMPEL PRIVILEGE LOGS	57	3/27/2020	007183-007293
150	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF'S MOTION TO COMPEL PRIVILEGE LOGS AND COUNTER MOTION FOR SANCTIONS PURSUANT TO NRCP 37	57	3/30/2020	007294-007310
151	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF'S MOTION TO COMPEL SUPPLEMENTAL RESPONSES	58	3/30/2020	007311-007329
152	ORDER DENYING DEFENDANT JORGE PUPO'S MOTION TO DISMISS	58	3/30/2020	007330-007332
153	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO ETW PLAINTIFFS' MOTION TO COMPEL PRIVILEGE LOGS	58	4/3/2020	007333-007336
154	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO ETW PLAINTIFFS' MOTION TO COMPEL	58	4/3/2020	007337-007346
155	DEPARTMENT OF TAXATION'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/8/2020	007347-007360
156	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/8/2020	007361-007373
157	CIRCLE S FARMS LLC'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/9/2020	007374-007381
158	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE ADDITIONAL DOCUMENTS ON ORDER SHORTENING TIME	58	4/9/2020	007382-007395

159	NOTICE OF ENTRY OF ORDER DENYING MM DEVELOPMENT COMPANY, INC.'S MOTION TO STRIKE AND-OR DISMISS D.H. FLAMINGO, INC.'S COUNTERCLAIM	58	4/9/2020	007396-007400
160	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S MOTION TO DISMISS 1) NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS;(2) STRIVE WELLNESS' COMPLAINT; (3) RURAL REMEDIES AMENDED COMPLAINT; (4) QUALCAN'S AMENDED COMPLAINT; (5) HIGH SIERRA HOLISTICS COMPLAINT AND (6) NATURAL MEDICINE'S COMPLAINT FOR FAILING TO COMPLY WITH NRS 233B.130(2)(D)	59 thru 60	4/14/2020	007401-007717
161	DEFENDANT PUPO'S ANSWER TO RURAL REMEDIES' AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	61	4/14/2020	007718-007730
162	THRIVE'S SUPPLEMENTAL BRIEF IN SUPPORT OF OPPOSITION TO ETW MANAGEMENT GROUP LLC; ET AL.'S MOTION TO COMPEL	61	4/14/2020	007731-007792
163	MINUTE ORDER CLEAR RIVER'S REQUEST FOR OST ON MOTION TO DISMISS	61	4/15/2020	007793-007793
164	DEPARTMENT OF TAXATION'S ANSWER TO ETW MANAGEMENT GROUP LLC PARTIES' THIRD AMENDED COMPLAINT	61	4/20/2020	007794-007810
165	DEPARTMENT OF TAXATION'S ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	61	4/20/2020	007811-007845
166	DEPARTMENT OF TAXATION'S ANSWER TO QUALCAN'S SECOND A MENDED COMPLAINT	61	4/20/2020	007846-007862
167	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO ETW PLAINTIFFS' THIRD AMENDED COMPLAINT	62	4/21/2020	007863-007893

168	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	62	4/21/2020	007894-007913
169	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO TGIG PLAINTIFFS' SECOND AMENDED COMPLAINT	62	4/21/2020	007914-007935
170	ORDER GRANTING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE ADDITIONAL DOCUMENTS ON ORDER SHORTENING TIME	62	4/21/2020	007936-007939
171	ORDER DENYING LONE MOUNTAIN PARTNER'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	62	5/5/2020	007940-007941
172	DEPARTMENT OF TAXATION'S INDEX OF EXHIBITS IN SUPPORT OF ITS OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN DEPARTMENT OF TAXATION'S ANSWER TO SECOND AMENDED COMPLAINT	63 thru 64	5/11/2020	007942-008232
173	DEPARTMENT OF TAXATION'S OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN DEPARTMENT OF TAXATION'S ANSWER TO SECOND AMENDED COMPLAINT	65	5/11/2020	008233-008241
174	DEPARTMENT OF TAXATION'S NOTICE OF SUPPLEMENTAL AUTHORITY	65	5/12/2020	008242-008252
175	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	65	5/21/2020	008253-008302
176	HEARING ON MOTIONS FOR SUMMARY JUDGMENT OR WRIT OF MANDAMUS AND MOTION TO EXTEND TIME FOR BRIEFING	65	5/22/2020	008303-008354

177	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	65	5/26/2020	008355-008375
178	PURE TONIC CONCENTRATES LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	65	5/29/2020	008376-008379
179	RURAL REMEDIES, LLC'S ANSWER TO DEFENDANT-RESPONDENT NATURAL MEDICINE'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	65	6/3/2020	008380-008393
180	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO NATURAL MEDICINE'S LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	65	6/4/2020	008394-008401
181	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	66	6/4/2020	008402-008409
182	ORDER DENYING D.H. FLAMINGO, INC. AND SURTERRA HOLDINGS, INC.'S MOTION FOR SUMMARY JUDGMENT AGAINST MM DEVELOPMENT COMPANY, INC.	66	6/5/2020	008410-008413
183	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO DEFENDANT-RESPONDENT NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRIT OF CERTIORARI, MANDAMUS, AND PROHIBITION	66	6/5/2020	008414-008435
184	TGIG, LLC, NEVADA HOLISTIC MEDICINE, LLC, GBS NEVADA PARTNERS, FIDELIS HOLDINGS, LLC, GRAVITAS NEVADA, NEVADA PURE, LLC, MEDIFARM, LLC, AND MEDIFARM IV'S ANSWER TO NATURAL MEDICINE	66	6/10/2020	008436-008454

185	PLAINTIFF'S DECLARATION & POA-F2018-01430	67 thru 74	6/12/2020	008455-009889
186	PLAINTIFF'S NOTICE OF FILING RECORD ON REVIEW	75	6/12/2020	009890-009933
187	PLAINTIFF'S DKT 148-1 INDEX OF EXHIBITS - 1	76 thru 77	6/12/2020	009934-010291
188	PLAINTIFF'S DKT 148-1 INDEX OF EXHIBITS - 2	78 thru 79	6/12/2020	010292-010595
189	PLAINTIFF'S RECORD PART 1	80 thru 81	6/12/2020	010596-010937
190	PLAINTIFF'S RECORD PART 2	82 thru 83	6/12/2020	010938-011275
191	PLAINTIFF'S RECORD PART 3	84 thru 85	6/12/2020	011276-011613
192	PLAINTIFF'S RECORD PART 4	86 thru 87	6/12/2020	011614-011951
193	PLAINTIFF'S RECORD PART 5	88	6/12/2020	011952-012104
194	PLAINTIFF'S RECORD PART 6	89	6/12/2020	012105-012258
195	PLAINTIFF'S RECORD PART 7	90	6/12/2020	012259-012413
196	PLAINTIFF'S RECORD PART 8	91	6/12/2020	012414-012569
197	PLAINTIFF'S RECORD PART 9	92	6/12/2020	012570-012723
198	PLAINTIFF'S RECORD PART 10	93	6/12/2020	012724-012878
199	PLAINTIFF'S RECORD PART 11	94	6/12/2020	012879-013032
200	PLAINTIFF'S RECORD PART 12	95	6/12/2020	013033-013187
201	PLAINTIFF'S RECORD PART 13	96	6/12/2020	013188-013341

202	PLAINTIFF'S RECORD PART 14	97	6/12/2020	013342-013496
203	PLAINTIFF'S RECORD PART 15	98 thru 99	6/12/2020	013497-013774
204	PLAINTIFF'S RECORD PART 16	100 thru 101	6/12/2020	013775-014052
205	PLAINTIFF'S RECORD PART 17	102 thru 103	6/12/2020	014053-014330
206	PLAINTIFF'S RECORD PART 18	104 thru 105	6/12/2020	014331-014608
207	PLAINTIFF'S RECORD PART 18	106 thru 107	6/12/2020	014609-014886
208	PLAINTIFF'S RECORD PART 19	108 thru 111	6/12/2020	014887-015426
209	PLAINTIFF'S RECORD PART 20	112 thru 115	6/12/2020	015427-015966
210	PLAINTIFF'S RECORD PART 21	116 thru 119	6/12/2020	015967-016506
211	PLAINTIFF'S RECORD PART 22	120 thru 123	6/12/2020	016507-017048
212	PLAINTIFF'S RECORD PART 24	124 thru 131	6/12/2020	017049-018484
213	PLAINTIFF'S RECORD PART 25	132 thru 134	6/12/2020	018485-018844
214	PLAINTIFF'S RECORD PART 26	135 thru 136	6/12/2020	018845-019202
215	PLAINTIFF'S RECORD PART 27	137 thru 144	6/12/2020	019203-020637

216	PLAINTIFF'S RECORD PART 28	145 thru 147	6/12/2020	020638-020999
217	PLAINTIFF'S RECORD PART 29	148 thru 149	6/12/2020	021000-021357
218	PLAINTIFF'S RECORD PART 30	150 thru 157	6/12/2020	021358-022621
219	PLAINTIFF'S RECORD PART 31	158 thru 159	6/12/2020	022622-022979
220	PLAINTIFF'S RECORD PART 32	160 thru 167	6/12/2020	022980-024414
221	PLAINTIFF'S RECORD PART 33	168 thru 169	6/12/2020	024415-024718
222	PLAINTIFF'S RECORD PART 35	170 thru 177	6/12/2020	024719-026153
223	PLAINTIFF'S RECORD PART 37	178	6/12/2020	026154-026256
224	PLAINTIFF'S RECORD PART 39	179 thru 181	6/12/2020	026257-026669
225	PLAINTIFF'S RECORD PART 40	182 thru 183	6/12/2020	026670-026934
226	PLAINTIFF'S RECORD PART 41	184 thru 186	6/12/2020	026935-027347
227	PLAINTIFF'S RECORD PART 42	187 thru 188	6/12/2020	027348-027612
228	PLAINTIFF'S RECORD PART 43	189 thru 191	6/12/2020	027613-028025
229	PLAINTIFF'S RECORD PART 44	192 thru 193	6/12/2020	028026-028290

230	PLAINTIFF'S RECORD PART 45	194 thru 196	6/12/2020	028291-028703
231	PLAINTIFF'S RECORD PART 46	197 thru 198	6/12/2020	028704-028968
232	PLAINTIFF'S RECORD PART 47	199 thru 201	6/12/2020	028969-029451
233	PLAINTIFF'S RECORD PART 48	202 thru 204	6/12/2020	029452-029934
234	PLAINTIFF'S RECORD PART 49	205 thru 207	6/12/2020	029935-030346
235	PLAINTIFF'S RECORD PART 50	208 thru 210	6/12/2020	030347-030758
236	PLAINTIFF'S RECORD PART 51	211 thru 213	6/12/2020	030759-031170
237	PLAINTIFF'S RECORD PART 52	214 thru 216	6/12/2020	031171-031582
238	PLAINTIFF'S RECORD PART 54	217 thru 219	6/12/2020	031583-031994
239	PLAINTIFF'S RECORD PART 55	220 thru 222	6/12/2020	031995-032406
240	PLAINTIFF'S RECORD PART 56	223 thru 225	6/12/2020	032407-032818
241	PLAINTIFF'S RECORD PARTY 57	226 thru 228	6/12/2020	032819-033230
242	PLAINTIFF'S RECORD PART 58	229 thru 231	6/12/2020	033231-033642
243	PLAINTIFF'S RECORD PART 59	232	6/12/2020	033643-033801
244	PLAINTIFF'S RECORD PART 60	233	6/12/2020	033802-033877

245	PLAINTIFF'S RECORD PART 61	234 thru 235	6/12/2020	033878-034143
246	PLAINTIFF'S RECORD PART 62	236 thru 237	6/12/2020	034144-034409
247	PLAINTIFF'S RECORD PART 63	238 thru 239	6/12/2020	034410-034675
248	PLAINTIFF'S RECORD PART 64	240 thru 241	6/12/2020	034676-034943
249	PLAINTIFF'S RECORD PART 65	242 thru 245	6/12/2020	034944-035512
250	PLAINTIFF'S RECORD PART 66	246 thru 248	6/12/2020	035513-035919
251	PLAINTIFF'S RECORD PART 67	249 thru 251	6/12/2020	035920-036326
252	PLAINTIFF'S RECORD PART 68	252 thru 254	6/12/2020	036327-036733
253	PLAINTIFF'S RECORD PART 69	255 thru 257	6/12/2020	036734-037140
254	PLAINTIFF'S RECORD PART 70	258 thru 260	6/12/2020	037141-037547
255	PLAINTIFF'S RECORD PART 71	261 thru 263	6/12/2020	037548-037954
256	PLAINTIFF'S RECORD PART 72	264 thru 266	6/12/2020	037955-038415
257	PLAINTIFF'S RECORD PART 73	267 thru 269	6/12/2020	038416-038867
258	NOTICE OF ENTRY OF ORDER ON PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN JORGE	270	6/23/2020	038868-038871

	PUPPO'S ANSWER TO SECOND AMENDED COMPLAINT			
259	SUPPLEMENT TO RECORD ON REVIEW IN ACCORDANCE WITH THE NEVADA ADMINISTRATIVE PROCEDURE ACT	270	6/26/2020	038872-038947
260	MOTION TO VOLUNTARILY DISMISS MMOF VEGAS RETAIL, INC. AND REQUEST TO RELEASE MMOF VEGAS RETAIL, INC.'S BOND FUNDS ON AN ORDER SHORTENING TIME	271	6/29/2020	038948-039114
261	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	6/29/2020	039115-039135
262	WELLNESS CONNECTION OF NEVADA, LLC'S ANSWER TO PLAINTIFF NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	6/29/2020	039136-039152
263	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO QUALCAN, LLC'S SECOND AMENDED COMPLAINT	272	7/1/2020	039153-039164
264	ESSENCE ENTITIES' ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	272	7/8/2020	039165-039193
265	ESSENCE ENTITIES' ANSWER TO THIRD AMENDED COMPLAINT	272	7/8/2020	039194-039210
266	ESSENCE ENTITIES' ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	7/8/2020	039211-039223
267	ESSENCE ENTITIES' ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	272	7/8/2020	039224-039235
268	ESSENCE ENTITIES' ANSWER TO SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	7/8/2020	039236-039265

269	ESSENCE ENTITIES' ANSWER QUALCAN, LLC'S SECOND AMENDED COMPLAINT	272	7/8/2020	039266-039284
270	ESSENCE ENTITIES' ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/8/2020	039285-039299
271	ESSENCE ENTITIES' ANSWER TO THE TGIG PARTIES' SECOND AMENDED COMPLAINT	273	7/8/2020	039300-039313
272	ESSENCE ENTITIES' ANSWER TO COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/8/2020	039314-039323
273	HIGH SIERRA HOLISTICS, LLC'S JOINDER TO ETW MANAGEMENT GROUP LLC'S ANSWERS	273	7/8/2020	039324-039325
274	GREENMART OF NEVADA NLV LLC'S JOINDER TO MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC., AND LIVFREE WELLNESS, LLC ON AN ORDER SHORTENING TIME	273	7/8/2020	039326-039327
275	MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC ON AN ORDER SHORTENING TIME	273	7/8/2020	039328-039381
276	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	273	7/9/2020	039382-039411
277	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO HIGH SIERRA HOLISTICS COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/9/2020	039412-039421
278	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO MM DEVELOPMENT COMPANY, INC., & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/9/2020	039422-039434
279	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	273	7/9/2020	039435-039445

280	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	274	7/9/2020	039446-039478
281	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO QUALCANN, LLC'S SECOND AMENDED COMPLAINT	274	7/9/2020	039479-039496
282	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT	274	7/9/2020	039497-039509
283	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO TGIG PARTIES' SECOND AMENDED COMPLAINT	274	7/9/2020	039510-039523
284	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO THIRD AMENDED COMPLAINT	274	7/9/2020	039524-039539
285	OPPOSITION TO MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC ON AN ORDER SHORTENING TIME	274	7/9/2020	039540-039575
286	MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRARECORD EVIDENCE AT THE HEARING OF JUDICIAL REVIEW and TO ENLARGE TIME FOR FILING OPENING BRIEF	275	7/9/2020	039576-039735
287	DEFENDANT IN INTRVENTION, CLEAR RIVER, LLC'S ANSWER TO HIGH SIERRA HOLISTICS, LLC COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	275	7/10/2020	039736-039750
288	DEFENDANT-INTERVENOR NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO TGIG PARTIES' SECOND AMENDED COMPLAINT	276	7/10/2020	039751-039759
289	NEVADA ORGANIC REMEDIES, LLC'S ANSWER NEVADA WELLNESS CENTER, LLC'S AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039760-039772

290	DEFENDANT-INTERVENOR NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO CLARK NATURAL MEDICINE ET AL.'S FIRST AMENDED COMPLAINT	276	7/10/2020	039773-039789
291	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO ETW MANAGEMENT GROUP, LLC ET AL.'S THIRD AMENDED THIRD AMENDED COMPLAINT	276	7/10/2020	039790-039804
292	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO HIGH SIERRA HOLISTIC'S COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039805-039815
293	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039816-039829
294	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO QUALCAN, LLC.'S SECOND AMENDED COMPLAINT	276	7/10/2020	039830-039844
295	NEVADA ORGANIC REMEDIES, LLC'S ANSWER RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039845-039859
296	FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER GRANTING IN PART AND DENYING IN PART MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS (1)	276	7/11/2020	039860-039862
297	FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER GRANTING IN PART AND DENYING IN PART MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS (2)	276	7/11/2020	039863-039865
298	ORDER GRANTING CLEAR RIVER, LLC'S MOTION TO RECONSIDER THE COURT'S ORDER GRANTING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE JOHN KOCER AND NORTON ARBELAEZ FOR DEPOSITION ON ORDER SHORTENING TIME	276	7/11/2020	039866-039868

299	EVIDENTIARY HEARING ON CASE -ENDING SANCTIONS - DAY 1	277 thru 278	7/13/2020	039869-040216
300	EVIDENTIARY HEARING ON CASE -ENDING SANCTIONS - DAY 2	279	7/14/2020	040217-040263
301	MOTION FOR PROTECTIVE ORDER ON ORDER SHORTENING TIME	279	7/15/2020	040264-040323
302	BENCH TRIAL - DAY 1	280 thru 281	7/17/2020	040324-040663
303	BENCH TRIAL - DAY 2	282 thru 283	7/20/2020	040664-041020
304	BENCH TRIAL - DAY 3	284 thru 285	7/21/2020	041021-041330
305	PLAINTIFFS' OPENING BRIEF IN SUPPORT OF PETITION FOR JUDICIAL REVIEW	286	7/22/2020	041331-041363
306	BENCH TRIAL - DAY 4	287 thru 288	7/22/2020	041364-041703
307	DEPARTMENT OF TAXATION'S OPPOSITION TO TGIG'S MOTION TO SUPPLEMENT THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE; AND TO ENLARGE TIME FOR FILING OPENING BRIEF	289	7/23/2020	041704-041732
308	THC NEVADA, LLC'S JOINDER TO PLAINTIFF TGIG, LLC ET AL'S OPENING BRIEF IN SUPPORT OF PETITION FOR JUDICIAL REVIEW	289	7/23/2020	041733-041735
309	BENCH TRIAL - DAY 5	290 thru 291	7/23/2020	041736-042068
310	CIRCLE S FARMS LLC'S JOINDER TO CLEAR RIVER, LLC AND DEPARTMENT OF TAXATION'S OPPOSITIONS TO PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINIST	292	7/24/2020	042069-042071
311	THE ESSENCE ENTITIES' JOINDER TO DEPARTMENT OF TAXATION'S OPPOSITION	292	7/24/2020	042072-042074

	TO TGIG'S MOTION TO SUPPLEMENT THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE AND TO ENLARGE TIME FOR FILING OPENING BRIEF			
312	BENCH TRIAL - DAY 6	293 thru 294	7/24/2020	042075-042381
313	BENCH TRIAL - DAY 7	295 thru 296	7/27/2020	042382-042639
314	EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	297	7/28/2020	042640-042670
315	BENCH TRIAL - DAY 8	298 thru 299	7/28/2020	042671-042934
316	BENCH TRIAL - DAY 9 VOLUME I	300 thru 301	7/29/2020	042935-043186
317	THRIVE'S JOINDER TO PLAINTIFFS' OPPOSITION TO THC NEVADA LLC'S AND HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER FOR PRELIMINARY INJUNCTION ON AN ORDER SHORTENING TIME	302	7/30/2020	043187-043190
318	GREENMART OF NEVADA NLV LLC'S JOINDER TO PLAINTIFFS' OPPOSITION TO THE THC NEVADA LLC'S AND HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER FOR PRELIMINARY INJUNCTION ON AN ORDER SHORTENING TIME AND DECLARATION OF ALINA M. SHELL	302	7/30/2020	043191-043195
319	JOINDER TO THC NEVADA, LLC and HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	302	7/30/2020	043196-043209
320	BENCH TRIAL - DAY 10	303 thru 304	7/30/2020	043210-043450

321	BENCH TRIAL - DAY 11	305	7/31/2020	043451-043567
322	EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	306	7/31/2020	043568-043639
323	NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE ON AN ORDER SHORTENING TIME	306	8/3/2020	043640-043708
324	BENCH TRIAL - DAY 12	307 thru 308	8/3/2020	043709-043965
325	BENCH TRIAL - DAY 13	309 thru 310	8/4/2020	043966-044315
326	BENCH TRIAL - DAY 14	311 thru 313	8/5/2020	044316-044687
327	BENCH TRIAL - DAY 15	314 thru 316	8/6/2020	044688-045065
328	REPLY TO THE DOT'S AND CLEAR RIVER, LLC'S OPPOSITIONS TO PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS	317	8/7/2020	045066-045084
329	BENCH TRIAL - DAY 16	318 thru 319	8/10/2020	045085-045316
330	DEPARTMENT OF TAXATION'S NOTICE OF REMOVING ENTITITES FROM TIER 3	320	8/11/2020	045317-045332
331	BENCH TRIAL - DAY 17	321 thru 323	8/11/2020	045333-045697
332	MOTION TO PRECLUDE APPLICATION OF THE EQUITABLE MAXIM OF UNCLEAR HANDS AGAIN ST THE TGIG PLAINTIFFS	324	8/11/2020	045698-045711
333	BENCH TRIAL - DAY 18	325	8/12/2020	045712-045877

334	OPPOSITION TO MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	325	8/14/2020	045878-045882
335	JOINDER TO THC NEVADA, LLC AND HERBAL CHOICE, INC'S MOTION TO STRIKE DEPARTMENT OF TAXATION NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	325	8/14/2020	045883-045888
336	THC NEVADA, LLC AND HERBAL CHOICE, INC.'S JOINDER TO TGIG PLAINTIFFS' PROPOSED SUPPLEMENTAL FINDINGS OF FACT AND CONCLUSIONS OF LAW BASED UPON PARTIAL SUBSTITUTION OF THE NEVADA CANNABIS COMPLIANCE BOARD AS A PARTY DEFENDANT IN THESE CONSOLIDATED MATTERS	326	8/14/2020	045889-045891
337	DEPARTMENT OF TAXATION'S OPPOSITION TO THC NEVADA, LLC AND HERBAL CHOICE, INC.'S MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING	326	8/15/2020	045892-045899
338	ORDER REGARDING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION FOR SUMMARY JUDGMENT ON FIRST CLAIM FOR RELIEF	326	8/15/2020	045900-045905
339	THC NEVADA, LLC AND HERBAL CHOICE, INC.'S REPLY TO NEVADA ORGANIC REMEDIES' OPPOSITION TO MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	326	8/15/2020	045906-045917
340	HELPING HANDS WELLNESS CENTER, INC.'S REPLY IN SUPPORT OF MOTION TO MODIFY OR DISSOLVE THE PRELIMINARY INJUNCTION1	326	8/16/2020	045918-045932
341	NOTICE OF ENTRY OF ORDER	326	8/17/2020	045933-045939
342	BENCH TRIAL - DAY 19	327 thru 328	8/17/2020	045940-046223

343	BENCH TRIAL - DAY 20	329	8/18/2020	046224-046355
344	TRIAL EXHIBIT 1005	329	8/18/2020	046356-046389
345	TRIAL EXHIBIT 1006	330	8/18/2020	046390-046423
346	TRIAL EXHIBIT 1135	330	8/18/2020	046424-046445
347	TRIAL EXHIBIT 1302	330	8/18/2020	046446-046448
348	TRIAL EXHIBIT 2157	330	8/18/2020	046449-046502
349	TRIAL EXHIBIT 2158	330	8/18/2020	046503-046548
350	TRIAL EXHIBIT 3291	331	8/18/2020	046549-046564
351	JOINDER TO THC NEVADA, LLC and HERBAL CHOICE, INC.'S MOTION TO RENEW JOINDER TO TGIG'S COUNTERMOTION FOR ORDER DISPENSING WITH THE BOND REQUIREMENT FOR PURPOSES OF THE PRELIMINARY	331	8/28/2020	046565-046567
352	ORDER DENYING TGIG PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE AT THE HEARING OF JUDICIAL REVIEW; AND TO ENLARGE TIME FOR FILING OPENING BRIEF	331	8/28/2020	046568-046572
353	MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC FINAL PRETRIAL CONFERENCE	331	9/3/2020	046573-046666
354	BENCH TRIAL - PHASE 1	332	9/8/2020	046667-046776
355	TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/10/2020	046777-046812

356	PLAINTIFFS GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, NEVCANN LLC AND RED EARTH LLC'S JOINDER TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/14/2020	046813-046815
357	RURAL REMEDIES, LLC'S JOINDER IN TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT AND CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/15/2020	046816-046817
358	FINDINGS OF FACT, CONCLUSION OF LAW AND PERMANENT INJUNCTION	332	9/16/2020	046818-046829
359	NOTICE OF ENTRY OF JUDGMENT (1)	333	9/22/2020	046830-046844
360	NOTICE OF ENTRY OF JUDGMENT (2)	333	9/22/2020	046845-046877
361	DEPARTMENT OF TAXATION'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW, AND PERMANENT INJUNCTION	333	9/24/2020	046878-046921
362	THE ESSENCE ENTITIES' LIMITED OPPOSITION TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	9/24/2020	046922-046924
363	GREENMART OF NEVADA NLV LLC'S JOINDER TO DEPARTMENT OF TAXATION'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW, AND PERMANENT INJUNCTION	333	9/24/2020	046925-046926
364	HELPING HANDS WELLNESS CENTER, INC.'S OPPOSITION TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	9/24/2020	046927-046931
365	CLARK NATURAL MEDICINAL SOLUTIONS LLC, NYE NATURAL MEDICINAL SOLUTIONS LLC CLARK NMSD LLC AND INYO FINE CANNABIS DISPENSARY L.L.C.'S JOINDER TO NEVADA WELLNESS CENTER'S MOTION TO AND PERMANENT INJUNCTION	333	9/24/2020	046932-046933

366	WELLNESS CONNECTION OF NEVADA, LLC'S RESPONSE TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION AND COUNTERMOTION TO CLARIFY AND-OR FOR ADDITIONAL FINDINGS	333	9/24/2020	046934-046940
367	CIRCLE S FARMS LLC'S JOINDER TO OPPOSITIONS TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	10/1/2020	046941-046943
368	MOTION FOR ORDER TO SHOW CAUSE	333	10/16/2020	046944-046965
369	ORDER TO SHOW CAUSE	334	10/18/2020	046966-046999
370	PLAINTIFFS GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, NEVCANN LLC AND RED EARTH LLC'S JOINDER TO TGIG PLAINTIFFS' MOTION FOR ORDER TO SHOW CAUSE	334	10/21/2020	047000-047002
371	NOTICE OF APPEAL	335 thru 339	10/23/2020	047003-047862
372	NOTICE OF ENTRY OF ORDER	340	10/27/2020	047863-047882
373	INDEX OF EXHIBITS IN SUPPORT OF DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	341 thru 342	10/30/2020	047883-048130
374	DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	343	10/30/2020	048131-048141
375	GREENMART OF NEVADA NLV LLC'S JOINDER TO DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	343	11/2/2020	048142-048143

TABLE OF CONTENT

Alphabetical by Document Name

TAB#	Document	Vol.	Date	Pages
81	AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	11/21/2019	005950-006004
108	AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/28/2020	006507-006542
10	ANSWER TO AMENDED COMPLAINT	2	4/10/2019	000224-000236
19	ANSWER TO COMPLAINT	8	5/20/2019	001042-001053
71	ANSWER TO COMPLAINT	47	10/1/2019	005732-005758
50	ANSWER TO CORRECTED FIRST AMENDED COMPLAINT	37	7/15/2019	004414-004425
113	ANSWER TO D.H. FLAMINGO PARTIES' FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/5/2020	006658-006697
121	ANSWER TO D.H. FLAMINGO PLAINTIFFS' FIRST AMENDED COMPLAINT AND PETITION FOR REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/12/2020	006842-006853
76	ANSWER TO FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	48	11/8/2019	005913-005921
79	ANSWER TO FIRST AMENDED COMPLAINT GRAVITAS NEVADA LTD	49	11/12/2019	005938-005942
7	ANSWER TO PLAINTIFFS' FIRST AMENDED COMPLAINT AND COUNTERCLAIM	1	3/15/2019	000093-000107
125	ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION	55	2/18/2020	006885-006910
123	ANSWER TO SERENITY PLAINTIFFS' SECOND AMENDED COMPLAINT	55	2/14/2020	006868-006876
14	APPENDIX OF EXHIBITS TO NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO SERENITY WELLNESS CENTER, LLC AND RELATED PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION	5 thru 7	5/9/2019	000532-000941

74	APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	48	10/10/2019	005796-005906
302	BENCH TRIAL - DAY 1	280 thru 281	7/17/2020	040324-040663
320	BENCH TRIAL - DAY 10	303 thru 304	7/30/2020	043210-043450
321	BENCH TRIAL - DAY 11	305	7/31/2020	043451-043567
324	BENCH TRIAL - DAY 12	307 thru 308	8/3/2020	043709-043965
325	BENCH TRIAL - DAY 13	309 thru 310	8/4/2020	043966-044315
326	BENCH TRIAL - DAY 14	311 thru 313	8/5/2020	044316-044687
327	BENCH TRIAL - DAY 15	314 thru 316	8/6/2020	044688-045065
329	BENCH TRIAL - DAY 16	318 thru 319	8/10/2020	045085-045316
331	BENCH TRIAL - DAY 17	321 thru 323	8/11/2020	045333-045697
333	BENCH TRIAL - DAY 18	325	8/12/2020	045712-045877
342	BENCH TRIAL - DAY 19	327 thru 328	8/17/2020	045940-046223
303	BENCH TRIAL - DAY 2	282 thru 283	7/20/2020	040664-041020
343	BENCH TRIAL - DAY 20	329	8/18/2020	046224-046355

304	BENCH TRIAL - DAY 3	284 thru 285	7/21/2020	041021-041330
306	BENCH TRIAL - DAY 4	287 thru 288	7/22/2020	041364-041703
309	BENCH TRIAL - DAY 5	290 thru 291	7/23/2020	041736-042068
312	BENCH TRIAL - DAY 6	293 thru 294	7/24/2020	042075-042381
313	BENCH TRIAL - DAY 7	295 thru 296	7/27/2020	042382-042639
315	BENCH TRIAL - DAY 8	298 thru 299	7/28/2020	042671-042934
316	BENCH TRIAL - DAY 9 VOLUME I	300 thru 301	7/29/2020	042935-043186
354	BENCH TRIAL - PHASE 1	332	9/8/2020	046667-046776
85	BUSINESS COURT ORDER	49	11/25/2019	006018-006022
157	CIRCLE S FARMS LLC'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/9/2020	007374-007381
124	CIRCLE S FARMS LLC'S ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/18/2020	006877-006884
129	CIRCLE S FARMS LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/20/2020	006942-006949
310	CIRCLE S FARMS LLC'S JOINDER TO CLEAR RIVER, LLC AND DEPARTMENT OF TAXATION'S OPPOSITIONS TO PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINIST	292	7/24/2020	042069-042071

367	CIRCLE S FARMS LLC'S JOINDER TO OPPOSITIONS TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	10/1/2020	046941-046943
365	CLARK NATURAL MEDICINAL SOLUTIONS LLC, NYE NATURAL MEDICINAL SOLUTIONS LLC CLARK NMSD LLC AND INYO FINE CANNABIS DISPENSARY L.L.C.'S JOINDER TO NEVADA WELLNESS CENTER'S MOTION TO AND PERMANENT INJUNCTION	333	9/24/2020	046932-046933
12	CLEAR RIVER, LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	2	5/7/2019	000252-000269
55	CLEAR RIVER, LLC'S ANSWER TO PLAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/26/2019	004706-004723
158	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE ADDITIONAL DOCUMENTS ON ORDER SHORTENING TIME	58	4/9/2020	007382-007395
150	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF'S MOTION TO COMPEL PRIVILEGE LOGS AND COUNTER MOTION FOR SANCTIONS PURSUANT TO NRCP 37	57	3/30/2020	007294-007310
151	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF'S MOTION TO COMPEL SUPPLEMENTAL RESPONSES	58	3/30/2020	007311-007329
145	CLEAR RIVER, LLC'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS ON ORDER SHORTENING TIME	56	3/27/2020	007096-007099
4	COMPLAINT	1	1/4/2019	000037-000053
5	COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	1	1/4/2019	000054-000078
1	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/10/2018	000001-000012
3	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/19/2018	000026-000036
6	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	1/16/2019	000079-000092
66	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	46	9/5/2019	005566-005592

45	CORRECTED FIRST AMENDED COMPLAINT.	34	7/11/2019	003950-003967
122	CPCM HOLDINGS, LLC D/B/A THRIVE CANNABIS MARKETPLACE'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/13/2020	006854-006867
183	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO DEFENDANT-RESPONDENT NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRIT OF CERTIORRI. MANDAMUS, AND PROHIBITION	66	6/5/2020	008414-008435
263	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO QUALCAN, LLC'S SECOND AMENDED COMPLAINT	272	7/1/2020	039153-039164
261	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	6/29/2020	039115-039135
106	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO FIRST AMENDED COMPALINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	52	1/21/2020	006478-006504
69	D LUX, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/27/2019	005708-005715
119	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO ETW PLAINTIFFS' THIRD AMENDED COMPLAINT	54	2/12/2020	006815-006822
78	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI MANDAMUS, AND PROHIBITION	49	11/12/2019	005931-005937
131	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND/OR	55	2/25/2020	006952-006958

	WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION			
118	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO THE SERENITY PLAINTIFFS' SECOND AMENDED COMPLAINT	54	2/12/2020	006806-006814
11	DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	2	4/16/2019	000237-000251
17	DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' FIRST AMENDED COMPLAINT	8	5/16/2019	001025-001037
177	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	65	5/26/2020	008355-008375
168	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	62	4/21/2020	007894-007913
167	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO ETW PLAINTIFFS' THIRD AMENDED COMPLAINT	62	4/21/2020	007863-007893
175	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	65	5/21/2020	008253-008302
169	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO TGIG PLAINTIFFS' SECOND AMENDED COMPLAINT	62	4/21/2020	007914-007935
160	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S MOTION TO DISMISS 1) NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS;(2) STRIVE WELLNESS' COMPLAINT; (3) RURAL REMEDIES AMENDED COMPLAINT; (4) QUALCAN'S AMENDED COMPLAINT; (5) HIGH SIERRA HOLISTICS	59 thru 60	4/14/2020	007401-007717

	COMPLAINT AND (6) NATURAL MEDICINE'S COMPLAINT FOR FAILING TO COMPLY WITH NRS 233B.130(2)(D)			
16	DEFENDANT IN INTERVENTION'S OPPOSITION TO PLAINTIFFS' APPLICATION FOR A TEMPORARY RESTRAINING ORDER	8	5/10/2019	000975-001024
287	DEFENDANT IN INTRVENTION, CLEAR RIVER, LLC'S ANSWER TO HIGH SIERRA HOLISTICS, LLC COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	275	7/10/2020	039736-039750
161	DEFENDANT PUPO'S ANSWER TO RURAL REMEDIES' AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	61	4/14/2020	007718-007730
72	DEFENDANT RURAL REMEDIES, LLC ANSWER TO FIRST AMENDED COMPLAINT	47	10/1/2019	005759-005760
110	DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/28/2020	006560-006588
92	DEFENDANT'S ANSWER TO DH FLAMINGO INC'S ET AL., FIRST AMENDED COMPLAINT	50	12/16/2019	006088-006105
75	DEFENDANT-INTERVENOR CLEAR RIVER, LLC'S ORDER DENYING IT'S MOTION FOR PARTIAL SUMMARY JUDGEMENT ON THE PETITION FOR JUDICIAL REVIEW CAUSE OF ACTION	48	11/7/2019	005907-005912
290	DEFENDANT-INTERVENOR NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO CLARK NATURAL MEDICINE ET AL.'S FIRST AMENDED COMPLAINT	276	7/10/2020	039773-039789
288	DEFENDANT-INTERVENOR NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO TGIG PARTIES' SECOND AMENDED COMPLAINT	276	7/10/2020	039751-039759
115	DEFENDANT-RESPONDENT NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/7/2020	006723-006752

116	DEFENDANT-RESPONDENT STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/7/2020	006753-006781
68	DEFENDANT-RESPONDENT'S GOOD CHEMISTRY NEVADA, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/27/2019	005699-005707
93	DEFENDANT'S ANSWER TO DH FLAMINGO INC'S ET AL., FIRST AMENDED COMPLAINT	50	12/16/2019	006106-006123
33	DEFENDANTS' ANSWER TO PLAINTIFFS' COMPLAINT WITH COUNTERCLAIM	26	6/14/2019	002823-002846
73	DEFENDANTS MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S ANSWER	48	10/3/2019	005761-005795
374	DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	343	10/30/2020	048131-048141
164	DEPARTMENT OF TAXATION'S ANSWER TO ETW MANAGEMENT GROUP LLC PARTIES' THIRD AMENDED COMPLAINT	61	4/20/2020	007794-007810
165	DEPARTMENT OF TAXATION'S ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	61	4/20/2020	007811-007845
109	DEPARTMENT OF TAXATION'S ANSWER TO PLAINTIFF SERENITY PARTIES' SECOND AMENDED COMPLAINT	53	1/28/2020	006543-006559
166	DEPARTMENT OF TAXATION'S ANSWER TO QUALCAN'S SECOND A MENDED COMPLAINT	61	4/20/2020	007846-007862
155	DEPARTMENT OF TAXATION'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/8/2020	007347-007360
172	DEPARTMENT OF TAXATION'S INDEX OF EXHIBITS IN SUPPORT OF ITS OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN DEPARTMENT OF TAXATION'S ANSWER TO SECOND AMENDED COMPLAINT	63 thru 64	5/11/2020	007942-008232

330	DEPARTMENT OF TAXATION'S NOTICE OF REMOVING ENTITIES FROM TIER 3	320	8/11/2020	045317-045332
174	DEPARTMENT OF TAXATION'S NOTICE OF SUPPLEMENTAL AUTHORITY	65	5/12/2020	008242-008252
173	DEPARTMENT OF TAXATION'S OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN DEPARTMENT OF TAXATION'S ANSWER TO SECOND AMENDED COMPLAINT	65	5/11/2020	008233-008241
148	DEPARTMENT OF TAXATION'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	57	3/27/2020	007176-007182
307	DEPARTMENT OF TAXATION'S OPPOSITION TO TGIG'S MOTION TO SUPPLEMENT THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE; AND TO ENLARGE TIME FOR FILING OPENING BRIEF	289	7/23/2020	041704-041732
337	DEPARTMENT OF TAXATION'S OPPOSITION TO THC NEVADA, LLC AND HERBAL CHOICE, INC.'S MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING	326	8/15/2020	045892-045899
361	DEPARTMENT OF TAXATION'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW, AND PERMANENT INJUNCTION	333	9/24/2020	046878-046921
77	ERRATA TO ANSWER TO FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	48	11/8/2019	005922-005930
107	ERRATA TO DECLARATION OF ALFRED TERTERYAN IN SUPPORT OF HELPING HANDS WELLNESS CENTER, INC.'S APPLICATION FOR WRIT OF MANDAMUS	52	1/24/2020	006505-006506
269	ESSENCE ENTITIES' ANSWER QUALCAN, LLC'S SECOND AMENDED COMPLAINT	272	7/8/2020	039266-039284
272	ESSENCE ENTITIES' ANSWER TO COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/8/2020	039314-039323
103	ESSENCE ENTITIES' ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	52	1/14/2020	006440-006468

264	ESSENCE ENTITIES' ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	272	7/8/2020	039165-039193
266	ESSENCE ENTITIES' ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	7/8/2020	039211-039223
267	ESSENCE ENTITIES' ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	272	7/8/2020	039224-039235
270	ESSENCE ENTITIES' ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/8/2020	039285-039299
268	ESSENCE ENTITIES' ANSWER TO SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	7/8/2020	039236-039265
271	ESSENCE ENTITIES' ANSWER TO THE TGIG PARTIES' SECOND AMENDED COMPLAINT	273	7/8/2020	039300-039313
265	ESSENCE ENTITIES' ANSWER TO THIRD AMENDED COMPLAINT	272	7/8/2020	039194-039210
82	EUPHORIA WELLNESS, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	49	11/21/2019	006005-006011
22	EVIDENTIARY HEARING - DAY 1	10 thru 11	5/24/2019	001134-001368
38	EVIDENTIARY HEARING - DAY 10 VOLUME I OF II	30	6/20/2019	003349-003464
39	EVIDENTIARY HEARING - DAY 10 VOLUME II	31	6/20/2019	003465-003622
43	EVIDENTIARY HEARING - DAY 11	32	7/5/2019	003671-003774
44	EVIDENTIARY HEARING - DAY 12	33	7/10/2019	003775-003949
46	EVIDENTIARY HEARING - DAY 13 VOLUME I OF II	34	7/11/2019	003968-004105
47	EVIDENTIARY HEARING - DAY 13 VOLUME II	35	7/11/2019	004106-004227
49	EVIDENTIARY HEARING - DAY 14	36	7/12/2019	004237-004413

51	EVIDENTIARY HEARING - DAY 15	37	7/15/2019	004426-004500
52	EVIDENTIARY HEARING - DAY 15 VOLUME II	38	7/15/2019	004501-004679
56	EVIDENTIARY HEARING - DAY 16	39	7/28/2019	004724-004828
57	EVIDENTIARY HEARING - DAY 17 VOLUME I OF II	40	8/13/2019	004829-004935
58	EVIDENTIARY HEARING - DAY 17 VOLUME II	41	8/13/2019	004936-005027
61	EVIDENTIARY HEARING - DAY 18	42 thru 43	8/14/2019	005034-005222
62	EVIDENTIARY HEARING - DAY 19	44	8/15/2019	005223-005301
23	EVIDENTIARY HEARING - DAY 2 VOLUME I OF II	12	5/28/2019	001369-001459
24	EVIDENTIARY HEARING - DAY 2 VOLUME II	13	5/28/2019	001460-001565
63	EVIDENTIARY HEARING - DAY 20	45	8/16/2019	005302-005468
25	EVIDENTIARY HEARING - DAY 3 VOLUME I OF II	14	5/29/2019	001566-001663
26	EVIDENTIARY HEARING - DAY 3 VOLUME II	15	5/29/2019	001664-001807
27	EVIDENTIARY HEARING - DAY 4	16 thru 17	5/30/2019	001808-002050
28	EVIDENTIARY HEARING - DAY 5 VOLUME I OF II	18	5/31/2019	002051-002113
29	EVIDENTIARY HEARING - DAY 5 VOLUME II	19 thru 20	5/31/2019	002114-002333
31	EVIDENTIARY HEARING - DAY 6	22 thru 23	6/10/2019	002345-002569
32	EVIDENTIARY HEARING - DAY 7	24 thru 25	6/11/2019	002570-002822
34	EVIDENTIARY HEARING - DAY 8 VOLUME I OF II	26	6/18/2019	002847-002958
35	EVIDENTIARY HEARING - DAY 8 VOLUME II	27	6/18/2019	002959-003092
36	EVIDENTIARY HEARING - DAY 9 VOLUME I OF II	28	6/19/2019	003093-003215

37	EVIDENTIARY HEARING - DAY 9 VOLUME II	29	6/19/2019	003216-003348
299	EVIDENTIARY HEARING ON CASE -ENDING SANCTIONS - DAY 1	277 thru 278	7/13/2020	039869-040216
300	EVIDENTIARY HEARING ON CASE -ENDING SANCTIONS - DAY 2	279	7/14/2020	040217-040263
314	EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	297	7/28/2020	042640-042670
322	EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	306	7/31/2020	043568-043639
64	FINDINGS OF FACT AND CONCLUSIONS OF LAW GRANTING PRELIMINARY INJUNCTION	46	8/23/2019	005469-005492
114	FINDINGS OF FACT AND CONCLUSIONS OF LAW GRANTING PRELIMINARY INJUNCTION	54	2/7/2020	006698-006722
358	FINDINGS OF FACT, CONCLUSION OF LAW AND PERMANENT INJUNCTION	332	9/16/2020	046818-046829
296	FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER GRANTING IN PART AND DENYING IN PART MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS (1)	276	7/11/2020	039860-039862
297	FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER GRANTING IN PART AND DENYING IN PART MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS (2)	276	7/11/2020	039863-039865
42	FIRST AMENDED COMPLAINT	32	7/3/2019	003653-003670
67	FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/6/2019	005593-005698
2	FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/18/2018	000013-000025
70	FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	47	9/29/2019	005716-005731

53	GREENMART OF NEVADA NLC LLC'S ANSWER TO PLAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/17/2019	004680-004694
126	GREENMART OF NEVADA NLV LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/18/2020	006911-006921
120	GREENMART OF NEVADA NLV LLC'S ANSWER TO ETW MANAGEMENT GROUP LLC, GLOBAL HARMONY LLC, GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, HERBAL CHOICE INC., JUST QUALITY LLC, LIBRA WELLNESS CENTER, LLC, ROMBOUGH REAL ESTATE INC. DBA MOTHER HERB, NEVCANN LLC, RED EARTH LLC, THC NEVADA LLC, ZION GARDENS LLC AND MMOF VEGAS RETAIL, INC.'S THIRD AMENDED COMPLAINT	55	2/12/2020	006823-006841
137	GREENMART OF NEVADA NLV LLC'S ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	3/6/2020	007013-007024
132	GREENMART OF NEVADA NLV LLC'S ANSWER TO QUALCAN LLC'S SECOND AMENDED COMPLAINT	55	2/25/2020	006959-006970
138	GREENMART OF NEVADA NLV LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	3/6/2020	007025-007036
375	GREENMART OF NEVADA NLV LLC'S JOINDER TO DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	343	11/2/2020	048142-048143
363	GREENMART OF NEVADA NLV LLC'S JOINDER TO DEPARTMENT OF TAXATION'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW, AND PERMANENT INJUNCTION	333	9/24/2020	046925-046926

274	GREENMART OF NEVADA NLV LLC'S JOINDER TO MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC., AND LIVFREE WELLNESS, LLC ON AN ORDER SHORTENING TIME	273	7/8/2020	039326-039327
318	GREENMART OF NEVADA NLV LLC'S JOINDER TO PLAINTIFFS' OPPOSITION TO THE THC NEVADA LLC'S AND HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER FOR PRELIMINARY INJUNCTION ON AN ORDER SHORTENING TIME AND DECLARATION OF ALINA M. SHELL	302	7/30/2020	043191-043195
134	GREENMART OF NEVADA NLV LLC'S MOTION TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/28/2020	006984-006987
154	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO ETW PLAINTIFFS' MOTION TO COMPEL	58	4/3/2020	007337-007346
153	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO ETW PLAINTIFFS' MOTION TO COMPEL PRIVILEGE LOGS	58	4/3/2020	007333-007336
141	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL GREENMART TO ALSO PRODUCE KENNETH LEE AND HAE LEE FOR DEPOSITION	56	3/18/2020	007075-007080
144	GREENMART OF NEVADA NLV LLC'S RESPONSE IN OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	56	3/23/2020	007087-007095
99	GREENMART OF NEVADA NLV LLC'S ANSWER TO D.H. FLAMINGO PLAINTIFFS' FIRST AMENDED COMPLAINT	51	1/6/2020	006272-006295
89	HEARING ON APPLICATION OF NEVADA ORGANIC REMEDIES FOR WRIT OF MANDAMUS TO COMPEL STATE TO MOVE IT TO TIER 2 OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	12/9/2019	006058-006068
176	HEARING ON MOTIONS FOR SUMMARY JUDGMENT OR WRIT OF MANDAMUS AND MOTION TO EXTEND TIME FOR BRIEFING	65	5/22/2020	008303-008354

65	HEARING ON OBJECTIONS TO STATE'S RESPONSE, NEVADA WELLNESS CENTER'S MOTION RE COMPLIANCE RE PHYSICAL ADDRESS, AND BOND AMOUNT SETTING	46	8/29/2019	005493-005565
112	HEARING ON OBJECTIONS TO SUBPOENAS DUCES TECUM, MOTIONS FOR PROTECTIVE ORDERS, APPLICATION OF FOR WRIT OF MANDAMUS, MOTION FOR SETTING SETTLEMENT CONFERENCE, AND MOTION TO REDACT AND SEAL EXHIBITS 4 AND 5	53	1/31/2020	006610-006657
276	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	273	7/9/2020	039382-039411
277	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO HIGH SIERRA HOLISTICS COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/9/2020	039412-039421
278	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO MM DEVELOPMENT COMPANY, INC., & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/9/2020	039422-039434
279	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	273	7/9/2020	039435-039445
280	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	274	7/9/2020	039446-039478
281	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO QUALCANN, LLC'S SECOND AMENDED COMPLAINT	274	7/9/2020	039479-039496
282	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT	274	7/9/2020	039497-039509
283	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO TGIG PARTIES' SECOND AMENDED COMPLAINT	274	7/9/2020	039510-039523

284	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO THIRD AMENDED COMPLAINT	274	7/9/2020	039524-039539
364	HELPING HANDS WELLNESS CENTER, INC.'S OPPOSITION TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	9/24/2020	046927-046931
340	HELPING HANDS WELLNESS CENTER, INC.'S REPLY IN SUPPORT OF MOTION TO MODIFY OR DISSOLVE THE PRELIMINARY INJUNCTION1	326	8/16/2020	045918-045932
273	HIGH SIERRA HOLISTICS, LLC'S JOINDER TO ETW MANAGEMENT GROUP LLC'S ANSWERS	273	7/8/2020	039324-039325
373	INDEX OF EXHIBITS IN SUPPORT OF DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	341 thru 342	10/30/2020	047883-048130
21	INTERVENING DEFENDANTS' JOINDER AND SUPPLEMENTAL BRIEFING IN SUPPORT OF THE STATE OF NEVADA'S AND NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION; AND LONE MOUNTAIN PARTNERS, LLC'S OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION OR FOR WRIT OF MANDAMUS	9	5/23/2019	001068-001133
41	INTERVENOR DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFF'S COMPLAINT	32	7/3/2019	003640-003652
40	INTERVENOR DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' SECOND AMENDED COMPLAINT	31	6/24/2019	003623-003639
319	JOINDER TO THC NEVADA, LLC and HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAIING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	302	7/30/2020	043196-043209
351	JOINDER TO THC NEVADA, LLC and HERBAL CHOICE, INC.'S MOTION TO RENEW JOINDER TO TGIG'S COUNTERMOTION FOR ORDER DISPENSING WITH THE BOND REQUIREMENT FOR PURPOSES OF THE PRELIMINARY	331	8/28/2020	046565-046567

335	JOINDER TO THC NEVADA, LLC AND HERBAL CHOICE, INC'S MOTION TO STRIKE DEPARTMENT OF TAXATION NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	325	8/14/2020	045883-045888
54	LONE MOUNTAIN PARTNERS, LLC'S ANSWER TO LAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/22/2019	004695-004705
30	LONE MOUNTAIN PARTNERS, LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	21	6/5/2019	002334-002344
90	LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	49	12/10/2019	006069-006081
101	LONE MOUNTAIN PARTNERS, LLC'S REPLY IN SUPPORT OF MOTION TO DISMISS SECOND AMENDED COMPLAINT	51	1/8/2020	006359-006368
163	MINUTE ORDER CLEAR RIVER'S REQUEST FOR OST ON MOTION TO DISMISS	61	4/15/2020	007793-007793
135	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC ANSWER TO NATURAL MEDICINE, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	2/28/2020	006988-007000
127	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION	55	2/18/2020	006922-006935
111	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/29/2020	006589-006609
286	MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRARECORD EVIDENCE AT THE HEARING OF JUDICIAL REVIEW and TO ENLARGE TIME FOR FILING OPENING BRIEF	275	7/9/2020	039576-039735
368	MOTION FOR ORDER TO SHOW CAUSE	333	10/16/2020	046944-046965
8	MOTION FOR PRELIMINARY INJUNCTION	2	3/18/2019	000108-000217
301	MOTION FOR PROTECTIVE ORDER ON ORDER SHORTENING TIME	279	7/15/2020	040264-040323

275	MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC ON AN ORDER SHORTENING TIME	273	7/8/2020	039328-039381
353	MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC FINAL PRETRIAL CONFERENCE	331	9/3/2020	046573-046666
332	MOTION TO PRECLUDE APPLICATION OF THE EQUITABLE MAXIM OF UNCLEAN HANDS AGAIN ST THE TGIG PLAINTIFFS	324	8/11/2020	045698-045711
260	MOTION TO VOLUNTARILY DISMISS MMOV VEGAS RETAIL, INC. AND REQUEST TO RELEASE MMOV VEGAS RETAIL, INC.'S BOND FUNDS ON AN ORDER SHORTENING TIME	271	6/29/2020	038948-039114
289	NEVADA ORGANIC REMEDIES, LLC'S ANSWER NEVADA WELLNESS CENTER, LLC'S AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039760-039772
295	NEVADA ORGANIC REMEDIES, LLC'S ANSWER RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039845-039859
291	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO ETW MANAGEMENT GROUP, LLC ET AL.'S THIRD AMENDED THIRD AMENDED COMPLAINT	276	7/10/2020	039790-039804
292	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO HIGH SIERRA HOLISTIC'S COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039805-039815
293	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039816-039829
180	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO NATURAL MEDICINE'S LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	65	6/4/2020	008394-008401
294	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO QUALCAN, LLC.'S SECOND AMENDED COMPLAINT	276	7/10/2020	039830-039844

181	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	66	6/4/2020	008402-008409
146	NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO QUALCAN'S PETITION FOR WRIT OF MANDAMUS	56	3/27/2020	007100-007143
15	NEVADA ORGANIC REMIDIES, LLC'S OPPOSITION TO SERENITY WELLNESS CENTER, LLC AND RELATED PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION	8	5/9/2019	000942-000974
136	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT/RESPONDENT STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND/OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	2/28/2020	007001-007012
156	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/8/2020	007361-007373
133	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/26/2020	006971-006983
143	NEVADA WELLNESS CENTER, LLC'S JOINDER TO ETW PLAINTIFFS' MOTION TO COMPEL	56	3/20/2020	007084-007086
142	NEVADA WELLNESS CENTER, LLC'S JOINDER TO ETW PLAINTIFFS' MOTION TO COMPEL PRIVILEGE LOGS	56	3/20/2020	007081-007083
323	NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE ON AN ORDER SHORTENING TIME	306	8/3/2020	043640-043708
371	NOTICE OF APPEAL	335 thru 339	10/23/2020	047003-047862
359	NOTICE OF ENTRY OF JUDGMENT (1)	333	9/22/2020	046830-046844
360	NOTICE OF ENTRY OF JUDGMENT (2)	333	9/22/2020	046845-046877
98	NOTICE OF ENTRY OF ORDER	51	1/3/2020	006264-006271
104	NOTICE OF ENTRY OF ORDER	52	1/14/2020	006469-006474

341	NOTICE OF ENTRY OF ORDER	326	8/17/2020	045933-045939
372	NOTICE OF ENTRY OF ORDER	340	10/27/2020	047863-047882
159	NOTICE OF ENTRY OF ORDER DENYING MM DEVELOPMENT COMPANY, INC.'S MOTION TO STRIKE AND-OR DISMISS D.H. FLAMINGO, INC.'S COUNTERCLAIM	58	4/9/2020	007396-007400
83	NOTICE OF ENTRY OF ORDER DENYING MM DEVELOPMENT COMPANY, INC.'S AND LIVFREE WELLNESS, LLC'S MOTION TO ALTER OR AMEND FINDINGS OF FACT AND CONCLUSION OF LAW,	49	11/22/2019	006012-006015
258	NOTICE OF ENTRY OF ORDER ON PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN JORGE PUPO'S ANSWER TO SECOND AMENDED COMPLAINT	270	6/23/2020	038868-038871
130	NOTICE OF FILING OF EMERGENCY PETITION FOR WRIT OF MANDAMUS OR PROHIBITION UNDER NRAP 21(a)6)	55	2/21/2020	006950-006951
91	NOTICE OF HEARING	49	12/13/2019	006082-006087
100	NV WELLNESS CENTER, LLC'S MOTION TO COMPEL ON AN ORDER SHORTENING TIME	51	1/8/2020	006296-006358
95	OPPOSITION TO HELPING HANDS WELLNESS CTR, INC.'S APPLICATION FOR WRIT OF MANDAMUS	50	12/27/2019	006207-006259
13	OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION	3 thru 4	5/9/2019	000270-000531
285	OPPOSITION TO MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC ON AN ORDER SHORTENING TIME	274	7/9/2020	039540-039575
334	OPPOSITION TO MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	325	8/14/2020	045878-045882
102	OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL	52	1/10/2020	006369-006439

80	ORDER DENYING 1) ORGANIC REMEDIES, LLC'S MOTION TO DISSOLVE PRELIMINARY INJUNCTION AND TO STAY PRELIMINARY INJUNCTION PENDING APPEAL AND 2) LONE MOUNTAIN PARTNERS, LLC'S	49	11/19/2019	005943-005949
182	ORDER DENYING D.H. FLAMINGO, INC. AND SURTERRA HOLDINGS, INC.'S MOTION FOR SUMMARY JUDGMENT AGAINST MM DEVELOPMENT COMPANY, INC.	66	6/5/2020	008410-008413
152	ORDER DENYING DEFENDANT JORGE PUPO'S MOTION TO DISMISS	58	3/30/2020	007330-007332
171	ORDER DENYING LONE MOUNTAIN PARTNER'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	62	5/5/2020	007940-007941
84	ORDER DENYING MM DEVELOPMENT COMPANY, INC. 'S AND LIVFREE WELLNESS LLC'S MOTION TO ALTER AMEND FINDINGS OF FACT AND CONCLUSION OF LAW	49	11/22/2019	006016-006017
96	ORDER DENYING MOTION FOR STAY AND GRANTING IN PART MOTION TO EXPEDITE	50	12/30/2019	006260-006262
105	ORDER DENYING NEVADA ORGANIC REMEDIES, LLC'S AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC	52	1/14/2020	006475-006477
352	ORDER DENYING TGIG PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE AT THE HEARING OF JUDICIAL REVIEW; AND TO ENLARGE TIME FOR FILING OPENING BRIEF	331	8/28/2020	046568-046572
97	ORDER DENYING THE DEPARTMENT OF TAXATION OBJECTION TO DISCOVERY COMMISSIONER'S REPORT AND RECOMMENDATIONS	51	12/31/2019	006263-006263
298	ORDER GRANTING CLEAR RIVER, LLC'S MOTION TO RECONSIDER THE COURT'S ORDER GRANTING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE	276	7/11/2020	039866-039868

	JOHN KOCER AND NORTON ARBELAEZ FOR DEPOSITION ON ORDER SHORTENING TIME			
18	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	8	5/16/2019	001038-001041
59	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	41	8/14/2019	005028-005030
60	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	41	8/14/2019	005031-005033
128	ORDER GRANTING IN PART AND DENYING IN PART THE DEPARTMENT OF TAXATION'S MOTIONS FOR PROTECTIVE ORDER ON ORDER SHORTENING TIME	55	2/19/2020	006936-006941
86	ORDER GRANTING MOTION FOR LEAVE TO FILE SECOND AMENDED COMPLAINT IN CASE NO. A-786962	49	11/26/2019	006023-006024
170	ORDER GRANTING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE ADDITIONAL DOCUMENTS ON ORDER SHORTENING TIME	62	4/21/2020	007936-007939
338	ORDER REGARDING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION FOR SUMMARY JUDGMENT ON FIRST CLAIM FOR RELIEF	326	8/15/2020	045900-045905
369	ORDER TO SHOW CAUSE	334	10/18/2020	046966-046999
140	PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL GREENMART OF NEVADA, LLC TO PRODUCE KENNETH LEE AND HAE LEE FOR DEPOSITION ON ORDER SHORTENING TIME	56	3/16/2020	007058-007074
147	PLAINTIFF NEVADA WELLNESS CENTER, LLC'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	57	3/27/2020	007144-007175
243	PLAINTIFF'S RECORD PART 59	232	6/12/2020	033643-033801
9	PLAINTIFFS' COUNTER-DEFENDANTS' ANSWER TO COUNTERCLAIM	2	4/5/2019	000218-000223

185	PLAINTIFF'S DECLARATION & POA-F2018-01430	67 thru 74	6/12/2020	008455-009889
187	PLAINTIFF'S DKT 148-1 INDEX OF EXHIBITS - 1	76 thru 77	6/12/2020	009934-010291
188	PLAINTIFF'S DKT 148-1 INDEX OF EXHIBITS - 2	78 thru 79	6/12/2020	010292-010595
370	PLAINTIFFS GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, NEVCANN LLC AND RED EARTH LLC'S JOINDER TO TGIG PLAINTIFFS' MOTION FOR ORDER TO SHOW CAUSE	334	10/21/2020	047000-047002
356	PLAINTIFFS GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, NEVCANN LLC AND RED EARTH LLC'S JOINDER TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/14/2020	046813-046815
186	PLAINTIFF'S NOTICE OF FILING RECORD ON REVIEW	75	6/12/2020	009890-009933
20	PLAINTIFFS' OMNIBUS REPLY IN SUPPORT OF MOTION FOR PRELIMINARY INJUNCTION	8	5/22/2019	001054-001067
305	PLAINTIFFS' OPENING BRIEF IN SUPPORT OF PETITION FOR JUDICIAL REVIEW	286	7/22/2020	041331-041363
94	PLAINTIFFS' OPPOSITION TO LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	50	12/20/2019	006124-006206
189	PLAINTIFF'S RECORD PART 1	80 thru 81	6/12/2020	010596-010937
198	PLAINTIFF'S RECORD PART 10	93	6/12/2020	012724-012878
199	PLAINTIFF'S RECORD PART 11	94	6/12/2020	012879-013032
200	PLAINTIFF'S RECORD PART 12	95	6/12/2020	013033-013187
201	PLAINTIFF'S RECORD PART 13	96	6/12/2020	013188-013341
202	PLAINTIFF'S RECORD PART 14	97	6/12/2020	013342-013496

203	PLAINTIFF'S RECORD PART 15	98 thru 99	6/12/2020	013497-013774
204	PLAINTIFF'S RECORD PART 16	100 thru 101	6/12/2020	013775-014052
205	PLAINTIFF'S RECORD PART 17	102 thru 103	6/12/2020	014053-014330
206	PLAINTIFF'S RECORD PART 18	104 thru 105	6/12/2020	014331-014608
207	PLAINTIFF'S RECORD PART 18	106 thru 107	6/12/2020	014609-014886
208	PLAINTIFF'S RECORD PART 19	108 thru 111	6/12/2020	014887-015426
190	PLAINTIFF'S RECORD PART 2	82 thru 83	6/12/2020	010938-011275
209	PLAINTIFF'S RECORD PART 20	112 thru 115	6/12/2020	015427-015966
210	PLAINTIFF'S RECORD PART 21	116 thru 119	6/12/2020	015967-016506
211	PLAINTIFF'S RECORD PART 22	120 thru 123	6/12/2020	016507-017048
212	PLAINTIFF'S RECORD PART 24	124 thru 131	6/12/2020	017049-018484
213	PLAINTIFF'S RECORD PART 25	132 thru 134	6/12/2020	018485-018844
214	PLAINTIFF'S RECORD PART 26	135 thru 136	6/12/2020	018845-019202
215	PLAINTIFF'S RECORD PART 27	137 thru 144	6/12/2020	019203-020637

216	PLAINTIFF'S RECORD PART 28	145 thru 147	6/12/2020	020638-020999
217	PLAINTIFF'S RECORD PART 29	148 thru 149	6/12/2020	021000-021357
191	PLAINTIFF'S RECORD PART 3	84 thru 85	6/12/2020	011276-011613
218	PLAINTIFF'S RECORD PART 30	150 thru 157	6/12/2020	021358-022621
219	PLAINTIFF'S RECORD PART 31	158 thru 159	6/12/2020	022622-022979
220	PLAINTIFF'S RECORD PART 32	160 thru 167	6/12/2020	022980-024414
221	PLAINTIFF'S RECORD PART 33	168 thru 169	6/12/2020	024415-024718
222	PLAINTIFF'S RECORD PART 35	170 thru 177	6/12/2020	024719-026153
223	PLAINTIFF'S RECORD PART 37	178	6/12/2020	026154-026256
224	PLAINTIFF'S RECORD PART 39	179 thru 181	6/12/2020	026257-026669
192	PLAINTIFF'S RECORD PART 4	86 thru 87	6/12/2020	011614-011951
225	PLAINTIFF'S RECORD PART 40	182 thru 183	6/12/2020	026670-026934
226	PLAINTIFF'S RECORD PART 41	184 thru 186	6/12/2020	026935-027347
227	PLAINTIFF'S RECORD PART 42	187 thru 188	6/12/2020	027348-027612

228	PLAINTIFF'S RECORD PART 43	189 thru 191	6/12/2020	027613-028025
229	PLAINTIFF'S RECORD PART 44	192 thru 193	6/12/2020	028026-028290
230	PLAINTIFF'S RECORD PART 45	194 thru 196	6/12/2020	028291-028703
231	PLAINTIFF'S RECORD PART 46	197 thru 198	6/12/2020	028704-028968
232	PLAINTIFF'S RECORD PART 47	199 thru 201	6/12/2020	028969-029451
233	PLAINTIFF'S RECORD PART 48	202 thru 204	6/12/2020	029452-029934
234	PLAINTIFF'S RECORD PART 49	205 thru 207	6/12/2020	029935-030346
193	PLAINTIFF'S RECORD PART 5	88	6/12/2020	011952-012104
235	PLAINTIFF'S RECORD PART 50	208 thru 210	6/12/2020	030347-030758
236	PLAINTIFF'S RECORD PART 51	211 thru 213	6/12/2020	030759-031170
237	PLAINTIFF'S RECORD PART 52	214 thru 216	6/12/2020	031171-031582
238	PLAINTIFF'S RECORD PART 54	217 thru 219	6/12/2020	031583-031994
239	PLAINTIFF'S RECORD PART 55	220 thru 222	6/12/2020	031995-032406
240	PLAINTIFF'S RECORD PART 56	223 thru 225	6/12/2020	032407-032818

242	PLAINTIFF'S RECORD PART 58	229 thru 231	6/12/2020	033231-033642
194	PLAINTIFF'S RECORD PART 6	89	6/12/2020	012105-012258
244	PLAINTIFF'S RECORD PART 60	233	6/12/2020	033802-033877
245	PLAINTIFF'S RECORD PART 61	234 thru 235	6/12/2020	033878-034143
246	PLAINTIFF'S RECORD PART 62	236 thru 237	6/12/2020	034144-034409
247	PLAINTIFF'S RECORD PART 63	238 thru 239	6/12/2020	034410-034675
248	PLAINTIFF'S RECORD PART 64	240 thru 241	6/12/2020	034676-034943
249	PLAINTIFF'S RECORD PART 65	242 thru 245	6/12/2020	034944-035512
250	PLAINTIFF'S RECORD PART 66	246 thru 248	6/12/2020	035513-035919
251	PLAINTIFF'S RECORD PART 67	249 thru 251	6/12/2020	035920-036326
252	PLAINTIFF'S RECORD PART 68	252 thru 254	6/12/2020	036327-036733
253	PLAINTIFF'S RECORD PART 69	255 thru 257	6/12/2020	036734-037140
195	PLAINTIFF'S RECORD PART 7	90	6/12/2020	012259-012413
254	PLAINTIFF'S RECORD PART 70	258 thru 260	6/12/2020	037141-037547
255	PLAINTIFF'S RECORD PART 71	261 thru 263	6/12/2020	037548-037954

256	PLAINTIFF'S RECORD PART 72	264 thru 266	6/12/2020	037955-038415
257	PLAINTIFF'S RECORD PART 73	267 thru 269	6/12/2020	038416-038867
196	PLAINTIFF'S RECORD PART 8	91	6/12/2020	012414-012569
197	PLAINTIFF'S RECORD PART 9	92	6/12/2020	012570-012723
241	PLAINTIFF'S RECORD PARTY 57	226 thru 228	6/12/2020	032819-033230
48	PLAINTIFFS-COUNTER DEFENDANTS' ANSWER TO COUNTERCLAIM	35	7/12/2019	004228-004236
178	PURE TONIC CONCENTRATES LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	65	5/29/2020	008376-008379
139	QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	56	3/13/2020	007037-007057
88	REPLY IN SUPPORT OF AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	12/6/2019	006048-006057
328	REPLY TO THE DOT'S AND CLEAR RIVER, LLC'S OPPOSITIONS TO PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS	317	8/7/2020	045066-045084
179	RURAL REMEDIES, LLC'S ANSWER TO DEFENDANT-RESPONDENT NATURAL MEDICINE'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORI, MANDAMUS AND PROHIBITION	65	6/3/2020	008380-008393
357	RURAL REMEDIES, LLC'S JOINDER IN TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT AND CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/15/2020	046816-046817

117	SECOND AMENDED COMPLAINT	54	2/11/2020	006782-006805
376	SHOW CAUSE HEARING	343	11/2/2020	048144-048281
259	SUPPLEMENT TO RECORD ON REVIEW IN ACCORDANCE WITH THE NEVADA ADMINISTRATIVE PROCEDURE ACT	270	6/26/2020	038872-038947
355	TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/10/2020	046777-046812
87	TGIG SECOND AMENDED COMPLAINT	49	11/26/2019	006025-006047
184	TGIG, LLC, NEVADA HOLISTIC MEDICINE, LLC, GBS NEVADA PARTNERS, FIDELIS HOLDINGS, LLC, GRAVITAS NEVADA, NEVADA PURE, LLC, MEDIFARM, LLC, AND MEDIFARM IV'S ANSWER TO NATURAL MEDICINE	66	6/10/2020	008436-008454
336	THC NEVADA, LLC AND HERBAL CHOICE, INC.'S JOINDER TO TGIG PLAINTIFFS' PROPOSED SUPPLEMENTAL FINDINGS OF FACT AND CONCLUSIONS OF LAW BASED UPON PARTIAL SUBSTITUTION OF THE NEVADA CANNABIS COMPLIANCE BOARD AS A PARTY DEFENDANT IN THESE CONSOLIDATED MATTERS	326	8/14/2020	045889-045891
339	THC NEVADA, LLC AND HERBAL CHOICE, INC.'S REPLY TO NEVADA ORGANIC REMEDIES' OPPOSITION TO MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	326	8/15/2020	045906-045917
308	THC NEVADA, LLC'S JOINDER TO PLAINTIFF TGIG, LLC ET AL'S OPENING BRIEF IN SUPPORT OF PETITION FOR JUDICIAL REVIEW	289	7/23/2020	041733-041735
311	THE ESSENCE ENTITIES' JOINDER TO DEPARTMENT OF TAXATION'S OPPOSITION TO TGIG'S MOTION TO SUPPLEMENT THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE AND TO ENLARGE TIME FOR FILING OPENING BRIEF	292	7/24/2020	042072-042074
362	THE ESSENCE ENTITIES' LIMITED OPPOSITION TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	9/24/2020	046922-046924

149	THE ESSENCE ENTITIES' OPPOSITION TO ETW PLAINTIFFS' 1) MOTION TO COMPEL AND 2) MOTION TO COMPEL PRIVILEGE LOGS	57	3/27/2020	007183-007293
317	THRIVE'S JOINDER TO PLAINTIFFS' OPPOSITION TO THC NEVADA LLC'S AND HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER FOR PRELIMINARY INJUNCTION ON AN ORDER SHORTENING TIME	302	7/30/2020	043187-043190
162	THRIVE'S SUPPLEMENTAL BRIEF IN SUPPORT OF OPPOSITION TO ETW MANAGEMENT GROUP LLC; ET AL.'S MOTION TO COMPEL	61	4/14/2020	007731-007792
344	TRIAL EXHIBIT 1005	329	8/18/2020	046356-046389
345	TRIAL EXHIBIT 1006	330	8/18/2020	046390-046423
346	TRIAL EXHIBIT 1135	330	8/18/2020	046424-046445
347	TRIAL EXHIBIT 1302	330	8/18/2020	046446-046448
348	TRIAL EXHIBIT 2157	330	8/18/2020	046449-046502
349	TRIAL EXHIBIT 2158	330	8/18/2020	046503-046548
350	TRIAL EXHIBIT 3291	331	8/18/2020	046549-046564
262	WELLNESS CONNECTION OF NEVADA, LLC'S ANSWER TO PLAINTIFF NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	6/29/2020	039136-039152
366	WELLNESS CONNECTION OF NEVADA, LLC'S RESPONSE TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION AND COUNTERMOTION TO CLARIFY AND-OR FOR ADDITIONAL FINDINGS	333	9/24/2020	046934-046940

1 applicants but not all applicants?

2 A I'm going to struggle to give you specific
3 information. I do remember at least a couple of occasions when
4 I thought that in my reading, and again I apologize because of
5 the length of all of this, we're talking about something that I
6 read somewhere back six, seven, eight months ago, but it
7 appeared -- and it was somewhat corroborated in the other
8 depositions that I just recently read where the two of them
9 admitted to having conversations about this particular
10 application process.

11 Q And I'm going to ask it one last time and -- what
12 specific information do you contend was provided from -- we'll
13 get to who provided information, but my question right now is
14 what specific information went to some applicants but not all
15 of them?

16 A And at -- at this point I can't point to you on
17 page 14 line blah, blah, here's where it is.

18 Q Okay.

19 A I can't.

20 Q Okay. So is it also fair to say that you -- that you
21 can cite me generally to communications that occurred, but you
22 can't cite me gen -- specifically to a person from the
23 Department of Taxation that provided a specific piece of
24 information to one applicant but not others?

25 A Not to directly to the applicants, but to Amanda

1 Connor.

2 Q Okay. And what specific information was Amanda
3 Connor provided that other applicants were not provided?

4 A I can't answer that.

5 Q Okay. The information that -- well, since you can't
6 tell me specifically what information one applicant got that
7 others didn't get, can you tell me what impact the information
8 we don't know what it was and we don't know who gave it, but
9 can you tell me what impact it had on the application process,
10 a specific impact in that one person got information. They
11 were therefore able to translate that to something in their
12 application that other applicants weren't able to do that. Are
13 you able to give me any specific instances of that?

14 A No.

15 Q Okay. So you don't have any evidence that a
16 particular successful applicant gained an advantage through
17 information that only it had?

18 A Only the evidence that was provided in their
19 testimony between the two of them that they corroborated that
20 information flowed. I don't know what that information was.

21 Q Okay. Do you have evidence that a specific
22 particular, unsuccessful applicant was disadvantage?

23 A I do not.

24 Q Okay. Okay. So you did a supplemental report in
25 July of this year; correct?

1 A Yes, sir.

2 Q Okay. And that was based upon deposition transcripts
3 from Jorge Pupo, Kara Cronkhite and Amanda Connor; correct?

4 A Correct.

5 Q Not based upon any other depositions; correct?

6 A That's right.

7 Q Okay. So you have not seen testimony from any of the
8 unsuccessful applicants; correct?

9 A I have not.

10 Q And you haven't seen any testimony from the
11 successful applicants; correct?

12 A I have not.

13 Q Have you seen any of the trial testimony that's come
14 out during the course of this trial?

15 A I have not. Although some of it was relayed to me,
16 but I have -- I did not read it.

17 Q Okay. So just to list a few people, have you
18 reviewed trial testimony from Ky Plaskon?

19 A No.

20 Q Have you reviewed trial testimony from Steve Gilbert?

21 A No.

22 Q Have you reviewed trial testimony from Amanda Connor?

23 A No.

24 Q Have you reviewed trial testimony from Kara
25 Cronkhite?

1 A No.

2 Q Have you reviewed trial testimony from Jorge Pupo?

3 A I have not though I was present here this morning.

4 Q Okay. Do you have any understanding as to who Amanda
5 Connor's clients were with regard to the 2018 recreational
6 licensing application process?

7 A I don't know which exact companies they were. I only
8 know that several companies utilized her services?

9 Q Okay. And do you know what results they got in
10 utilizing her services?

11 A I believe in one of those things that I read that
12 many of her clients were -- received awards, but not all.

13 Q Right.

14 A But I don't know who they were.

15 Q I'm sorry. Okay. Are you aware as to whether any of
16 the unsuccessful applicants who are plaintiffs, on whose behalf
17 you're testifying today were clients of Amanda Connor?

18 A I'm not aware.

19 Q Okay. Specifically with regard to Amanda Connor's
20 clients, are you aware of specific information that an Amanda
21 Connor client got that other applicants did not get?

22 A No.

23 Q Okay. You also understand that several of the
24 successful applicants, people who won conditional licenses were
25 not Amanda Connor clients; right?

1 A I'm not aware of that, but if you tell me that I
2 believe it to be true.

3 Q Right.

4 THE COURT: See he is a novice. He believes the
5 lawyer who tells him something.

6 BY MR. SCHWARZ:

7 Q You understand that Jorge Pupo was not in any way
8 involved in the scoring process for the 2018 applications;
9 correct?

10 A Correct.

11 Q Okay. You talked a little bit about compliance
12 history. What applicants had violations that were not in their
13 applications?

14 A I don't remember the exact names of the companies. I
15 didn't concern myself with that as much as I did the process,
16 but there was some discussion that, I believe it was in Karalin
17 Cronkhite's testimony, they referred to somebody as ponytail,
18 but it wasn't -- but then they talked about how it wasn't him
19 it was somebody else, Jubilee or I forget the other name, but
20 there was -- they talked about under 21 self-reporting issue.

21 Q Right. And I guess my question was a little more
22 specific. Do you have knowledge, and I asked it poorly so I'm
23 going to ask it hopefully more clearly this time. Do you have
24 knowledge of a specific applicant who did not include
25 compliance history issues in their application?

1 A No.

2 Q Okay. So fair to say that you don't have knowledge
3 whether there were any plaintiffs who were unsuccessful
4 applicants who did not put compliance history issues into their
5 applications?

6 A Correct.

7 Q Okay. You haven't reviewed any of the actual
8 applications submitted by any of the applicants, successful or
9 unsuccessful; correct?

10 A No, sir.

11 Q And you also haven't reviewed any of the grader
12 records; correct?

13 A Correct.

14 Q And you haven't reviewed any of the grader testimony
15 either; correct?

16 A Correct.

17 Q Okay. So do you have any specific knowledge as to
18 how the applications were actually graded on the diversity
19 issue?

20 A Specific knowledge, no.

21 Q Okay. Do you have any knowledge of a specific
22 application being misgraded on diversity?

23 A I do not.

24 Q Okay.

25 MR. SCHWARZ: Your Honor, I'm going to pass the

1 witness at this time.

2 THE COURT: Mr. Bice.

3 Can you please wipe down, Mr. Schwarz.

4 MR. SCHWARZ: Yes, I'll do that.

5 CROSS-EXAMINATION

6 BY MR. BICE:

7 Q Hello again, Mr. Smith.

8 A Hello.

9 Q Mr. Smith, I guess here's where I want to start with
10 you. I think -- and I don't remember if it's in your
11 deposition or if I heard you say it this morning, but I think
12 you consider yourself to be a process person?

13 A Yes, sir.

14 Q Is that fair?

15 A Yes, sir.

16 Q Okay. And as part of the process that you reviewed,
17 you skimmed through NRS 453D, correct, the statute governing
18 recreational marijuana?

19 A Yes.

20 Q You don't -- you didn't actually read it in detail;
21 correct?

22 A No.

23 Q And you wouldn't consider yourself competent to
24 testify about its requirements; is that fair?

25 A That's fair.

1 Q All right. Now, I think the issue that you've kind
2 of solidified around is this Q and A process.

3 A Yes, sir.

4 Q Is that also fair?

5 A Yes, sir.

6 Q Okay. So the Q and A process, at least in your view,
7 is pretty critical; is that right?

8 A Is pretty what?

9 Q Pretty critical.

10 A Yes, sir.

11 Q Okay. And it's -- should always be done, in your
12 view; is that right?

13 A Yes, sir.

14 Q Okay. And the people that were applying for these --
15 for -- for this process, were you aware that they all had been
16 through the process before, relative to medical marijuana
17 licensing?

18 A I wasn't at the time, but I have since been counseled
19 that.

20 Q Okay. You now know that they've been through this
21 process before; correct?

22 A Yes.

23 Q Okay. So -- and in -- in your business, when you
24 were working for the State, the bidders were fairly
25 sophisticated most the time; is that fair?

1 A Most of the time, sure.

2 Q Okay. And so if there wasn't a -- if there's a Q and
3 A process, the bidders want to know what it is; correct?

4 A Right.

5 Q They actually will reach out to the State and say,
6 when's the Q and A session going to be?

7 A Absolutely.

8 Q And they will all show up for that Q and A session;
9 correct?

10 A If you do it that way, which is very rare.
11 Generally, it's -- it's by email or mail or something, but yes.

12 Q Okay, but if there is a process for Q and A, they
13 want to know what it is; right?

14 A Yes.

15 Q And if they can't find it, they will certainly reach
16 out for you and ask where it's at; correct?

17 A Correct.

18 Q And then the State will inform them where the Q and A
19 responses are at, and where they can review them; correct?

20 A Yes.

21 Q So it's not a secret. If somebody wants to have a Q
22 and A, the bidders can ask for it; correct?

23 A Right.

24 Q All right. And are you aware of any bidders in this
25 case asking for a Q and A session with the State?

1 A I'm not aware of that.

2 Q Are you aware of any bidders in this -- in this
3 process asking for a Q and A process; not a session, not an
4 oral session, but an actual written process that you're
5 describing?

6 A I'm not aware of that.

7 Q Are you aware of any of the plaintiffs challenging
8 the process, even though they were well-aware that there was no
9 formal Q and A process that you have identified as so critical?

10 A Challenging the process?

11 Q Sure. Challenging it before millions of dollars were
12 spent.

13 A Okay. I was going to say, I would assume this
14 lawsuit is challenging it --

15 Q Yes.

16 A -- but prior to that, no.

17 Q Okay. But you understand, right, that as part of the
18 process, if you want to complain about something that you're
19 aware of, you should complain about it early, before millions
20 of dollars get spent; do you agree?

21 A I agree.

22 Q Okay. And as far as you know, no one did that here;
23 right?

24 A I'm unaware of that.

25 Q Now, you've used this term for us called -- and

1 again, if I'm -- if I didn't write it down correctly, you
2 please correct me, okay?

3 A Um-hum.

4 Q I wrote down that you were focused on the concept of
5 equal playing field.

6 A Fair and level playing field.

7 Q Fair and level playing field? Okay. I substituted
8 the word "equal." My apologies.

9 A It works.

10 Q Fair and level. Okay. Now, I want to make sure I
11 understand what you think that is for. Is a fair and level
12 playing field -- do you think that these -- these -- and let's
13 deal with Chapter 333 that you're actually more familiar with,
14 okay?

15 A Yes, sir.

16 Q Do you -- is it your position that Chapter 333 is for
17 the protection of the bidder?

18 A I think it's for the protection of all parties, the
19 State included.

20 Q Okay, but do you actually think that those provisions
21 in there are for the benefit of the bidder?

22 A I don't know that I would say that. They're for the
23 benefit of providing a fair process.

24 Q Okay, but -- so this is where I guess I'm getting a
25 little confused. Are your opinions here predicated on your

1 belief that this Q and A session that you're calling critical,
2 is for the benefit of the bidders, or is it for the benefit of
3 the State?

4 A Again, I think it's for the benefit of both. I don't
5 know that I could say it's for one's -- party's benefit,
6 because both parties ultimately will enter into a contract, and
7 I think it's both.

8 Q Okay. And is it -- and it is fair to say that your
9 opinions that you're offering here in the court are based on
10 your position that those provisions are for the benefit of both
11 the State and the bidder; is that right?

12 A Yes, yes.

13 Q Okay. Now, would you agree with me that if you're
14 wrong on that, if you're wrong on that premise, that those
15 provisions are for the protection of the bidders, that your
16 opinions might be wrong?

17 A I don't know how to answer that, because I just don't
18 think I'm wrong.

19 Q Got it. Understood. All right, so let's go then
20 to -- and again, I'm going to try and deal with the area where
21 you're -- where sort of you're more at home, okay?

22 A Sure.

23 Q In the -- in the -- in the bidding -- the formal
24 bidding process governed by Chapter 333.

25 It always happens, does it not, sir, even when you

1 have the Q and A session, or even when you have the single
2 point of contact, it almost always happens that somebody in the
3 State may have talked to one of the prospective bidders, and
4 even inadvertently?

5 Q Would you agree with me on that?

6 A I would not use the word "always." I would not use
7 the word "frequently." I would use the word "occasionally" or
8 "sometimes."

9 Q Okay. But it happens; right?

10 A Yes.

11 Q And that's all -- and it's really going to happen in
12 an industry where the State is heavily regulating it on an
13 ongoing basis, irrespective of any bid process; right?

14 A Maybe.

15 Q Well, the State's going to have a lot of contact with
16 a highly regulated industry; do you agree with that?

17 A Yes.

18 Q Okay. And in fact, in the gaming industry -- I'll
19 use it as an example -- they have pretty much almost daily
20 contact with the people that they're regulating; do you agree?

21 A Yes.

22 Q And do you agree that in the marijuana regulation
23 field, the Department of Tax would have almost daily contact
24 with the industry that it was regulating?

25 A And I would suggest it's not different than a great

1 many other state agencies and vendors that they deal with.

2 Q Okay. And do you recall telling us in your
3 deposition -- let me pull it up, please -- that there actually
4 is -- in NRS 453D that you skimmed through, there actually is
5 no requirement about a Q and A process; correct?

6 A I'll take your word for that. I --

7 Q And there was no requirement about a single point of
8 contact; correct?

9 A I'll take your word for it.

10 Q Those are provisions that you're used to dealing with
11 in Chapter 333?

12 A Yes.

13 Q So let me turn then to -- I think Mr. Miller had
14 asked you about this. There were instances in your career, and
15 I think you said there were four or five of them that you could
16 recall, where it was brought to your attention that something
17 had happened during the bid process, and thus, you decided to
18 cancel it; is that fair?

19 A Yes.

20 Q Okay. Now, in those situations where you say that
21 happened, one of the losing bidders came to you with some
22 information; is that right?

23 A Yes.

24 Q And they told you that they thought something
25 happened during the process that should entitle that to a

1 do-over; right?

2 A Yes.

3 Q Now, you didn't just take their word for it, did you?

4 A No.

5 Q No. You would have actually investigated it;
6 correct?

7 A Absolutely.

8 Q You'd have talked to everybody in your staff?

9 A Yep.

10 Q You would have actually talked to the winning
11 bidders?

12 A Yep.

13 Q Right? You probably would have gotten consultation
14 from the Attorney General's Office?

15 A Yes.

16 Q Okay. And based on the totality of the
17 circumstances, including where you were at in the process, you
18 then had the power -- or you had -- I shouldn't say power. You
19 had the discretion to make the call to order a redo --

20 A Yes.

21 Q -- is that fair?

22 A Yes.

23 Q Okay, but at no point in time would have you just
24 taken one side's word for it, and ordered a redo based on that;
25 is that fair?

1 A No.

2 Q You know what, my question was so poor. At no point
3 in time, you would have ordered a redo based on one person's
4 versions of events?

5 A Yes.

6 Q Okay.

7 THE COURT: He's trying to get you to say you'd do an
8 investigation and be thorough in that investigation before
9 you --

10 THE WITNESS: Correct.

11 THE COURT: -- made a decision, but it's taking him a
12 long time to get there.

13 BY MR. BICE:

14 Q In those circumstances, you actually represented the
15 government?

16 A Yes.

17 Q Right? So you were -- essentially, you were a
18 neutral in between the competing bidders?

19 A Exactly.

20 Q Now, one of the things you'd also want to know in
21 those circumstances where you were -- you had the discretion to
22 order a redo of the bidding, you'd want to know whether or not
23 what happened actually mattered; right?

24 A Correct.

25 Q You want to know -- in other words, you didn't want

1 to have this unsuccessful bidder who's coming to you, using
2 information, they got an advantage, and then claiming you
3 should order a redo because they wanted to do a new bid; right?

4 A Right.

5 Q Because sometimes, unsuccessful bidders -- well, let
6 me put it this way. Unsuccessful bidders sometimes really
7 aren't out to protect the process, they're out to protect -- or
8 they're out to harm their competitors, aren't they?

9 A Correct.

10 Q And that's one of the reasons why Chapter 333
11 actually has a requirement that if you want to -- if you want
12 to complain, you better put your money up. You don't get a
13 free shot to use the process to try and harm your competitors;
14 isn't that true?

15 A That's true.

16 Q Okay. All right, but in this case, sir, in this
17 particular case where you've been asked to give an opinion
18 about a redo, as I understand it, the only information you
19 considered was what you were hand-fed by the disgruntled
20 bidders; right?

21 A The only information I reviewed was that which was
22 provided to me. Correct.

23 Q They got to handpick what you considered; correct?

24 A Yes.

25 Q You never reviewed any of the depositions of the

1 graders; right?

2 A Correct.

3 Q You never reviewed any of the depositions of any of
4 the losing bidders; right?

5 A Correct.

6 Q You don't know what information they had; correct?

7 A Correct.

8 Q You don't know whether any of the information that
9 was allegedly obtained by others actually mattered; correct?

10 A Correct.

11 Q All the things that you would have considered when
12 you were in the position to make the redo call you didn't
13 consider here because they never gave it to you; right?

14 A I only reviewed what I was provided.

15 Q I understand that, but my question was, specifically,
16 when you were in the position to make the up or down --
17 thumbs-up, thumbs-down about a redo, you considered everything
18 and you were fair; correct?

19 A Yes.

20 Q Is that right?

21 A Yes.

22 Q All right. You didn't just take one side's version
23 of the events and make a decision; correct?

24 A I opined on -- in this case, I opined on the
25 information that was provided to me --

1 Q And --

2 A -- and only that.

3 Q And that's because that's all they gave you; right?

4 A Right.

5 Q Okay.

6 MR. BICE: So, Brian, pull up Exhibit 1863. I
7 believe it's in evidence.

8 BY MR. BICE:

9 Q So I wanted to show you an example, okay, of some
10 evidence. So this is an email in May 10 of 2018.

11 MR. BICE: If you'd go down, Brian. Keep going down.
12 Keep going. Keep going. Keep going. Stop right there. Okay.

13 BY MR. BICE:

14 Q Here's an email from a Michael Cristalli. Now, I
15 will represent to you that he's one of Ross Miller's law
16 partners.

17 A Okay.

18 Q Okay? Representing one of the losing applicants,
19 okay?

20 A Okay.

21 Q And here's an email from June of 2018:

22 We are working on our locations for
23 license applications. The question I have
24 is, whether we need to secure a location or
25 locations. I'm assuming that the company

1 would need the location in whatever
2 jurisdiction it is applying.

3 And they're asking for a specific information about
4 what they need to do to comply with the application process;
5 correct?

6 A Okay.

7 Q Is that correct?

8 A Okay.

9 Q Well, is that how you read it?

10 A Sure.

11 Q Okay.

12 MR. BICE: Now, Brian, scroll back up to the top,
13 because there's an earlier email. Stop right there.

14 BY MR. BICE:

15 Q And this is Mr. Cristalli saying, I want to thank you
16 for the meeting with myself and Ross yesterday. Okay?

17 The information you've provided will be helpful in
18 preparing the company's application.

19 Do you see that?

20 A Yes.

21 Q Okay. So is it your position that this is an example
22 of what shouldn't be allowed to happen?

23 A Yes.

24 Q Okay. This is one of those examples?

25 A This shows the disjointed nature of --

1 Q Got it.

2 A -- providing information, yes.

3 Q Yep, I got it. And again, this is one of those
4 things, what if you were the one making the call, you'd have to
5 know whether or not any of this stuff actually mattered; right?

6 A Sure.

7 Q Now, when you were at the State -- when you were at
8 the State, there was an audit division?

9 A Um-hum.

10 Q A separate part of the -- of the executive branch;
11 correct?

12 A Yes.

13 Q And they would come into each of the departments, and
14 they would do audits on subject matters; correct?

15 A Yes.

16 Q Okay. And you found those audits to be very
17 informative; is that not true?

18 A Sure.

19 Q They educated you on things that -- I mean, let me
20 rephrase it this way. They always found something to complain
21 about, didn't they?

22 A If you're talking about the Department of
23 Administration Division of Internal Audits, I would say less so
24 than the Legislative Counsel Bureau internal audits.

25 Q Okay.

1 A That was a rough group to work with. The Internal
2 Audits group generally was more, yes, helpful in suggesting --
3 they'd find things, but then they'd help you find solutions.

4 Q And isn't it fair that every time even your
5 department went through the bid process, you learned something
6 new with every process you went through?

7 A Yes.

8 Q You learned, gee, next time around, we shouldn't do
9 it this way?

10 A Yes.

11 Q And then you would refine the process?

12 A Absolutely.

13 Q And you'd refine it the next time, and the next time,
14 and the next time, and the next time?

15 A Yes.

16 Q Okay. And over time, you hope that you get the
17 processes right as you keep going along, fair?

18 A Well, I don't know that I would say hope that we get
19 it right. I would say it's a constant effort to improve.

20 Q Improve. You're right. I should -- you're -- I
21 agree with you on that. I should rephrase.

22 A Okay.

23 Q Improve, as -- as we --

24 A Right.

25 Q -- all grow through time?

1 A Right.

2 Q Okay. And you would agree with me that the marijuana
3 industry is really in its infancy in the State of Nevada; is it
4 not?

5 A Yes.

6 Q And you found -- those audits that -- that would be
7 conducted, you found them to be -- the people involved very
8 diligent; correct?

9 A I never took them to be adversarial. I always --
10 they had a job to do.

11 Q Right. And they would, in fact, give you a report,
12 and if you were the head of the department, they would make you
13 sign off on it whether you were going to accept their
14 recommendations for improvement; correct?

15 A That's right.

16 Q And you did not know that the State of Nevada had
17 actually done an audit of this process for the marijuana
18 licenses; correct?

19 A I didn't read any of that in the information, but I
20 was made aware of it at some point in conversations the last
21 six or eight months.

22 Q And do you recall at your deposition saying you would
23 have liked to have known that?

24 A Yes.

25 Q And I assume then, after your deposition, did you go

1 read it?

2 A No.

3 Q So you weren't even shown that, even though you
4 thought you should know that information; correct?

5 A It would have been helpful to know.

6 Q Well, you'd want to know it in formulating a fair
7 opinion; would you not?

8 A If I -- if I was the Judge. In this case, I just
9 feel that I'm someone who's opining on the process.

10 Q You wouldn't --

11 A I wasn't the Judge and jury in -- in --

12 Q Well, do you recall telling us at your deposition
13 that you wish you -- you would actually like to read it?

14 A Sure.

15 Q And you didn't do that for purposes of providing
16 testimony; correct?

17 A I did not read that.

18 Q Now, I think you testified -- or I shouldn't -- let
19 me put it this way. Do you recall telling us in your
20 deposition that unsuccessful applicants always complain?

21 A Often.

22 Q Almost. I should use the word --

23 A Often.

24 Q -- "almost" always complain?

25 A Sure.

1 Q Okay. And sometimes, there's some substance to those
2 complaints; correct?

3 A Yes.

4 Q And sometimes, there is no substance to them;
5 correct?

6 A Yes.

7 Q They're out to actually suppress competition; right?

8 A I don't know what their motive is. I can't --

9 Q But when you actually are evaluating these things,
10 sometimes you -- you will --

11 A Many times, without merit.

12 Q Right. Sometimes -- in all your years of experience
13 when you've been involved in this, a lot of times, on a bid,
14 there will be an incumbent; right?

15 A Yes.

16 Q That incumbent will have a lot of advantages; right?

17 A Well, yes and no. If they're a poor incumbent, then
18 the State has that information, but I --

19 Q Right.

20 A -- acknowledge your point.

21 Q But incumbents, typically, they know the people?

22 A Um-hum.

23 Q Right?

24 A Yes.

25 Q They know the rules?

1 A Yes.

2 Q Right? A lot of times, they've actually even had a
3 hand in writing the rules?

4 A In many cases, yes.

5 Q Okay. They have -- they have a real -- they
6 sometimes will have the best lobbyists and the best lawyers;
7 right?

8 A Yes.

9 Q And they will be the most wired-in; correct?

10 A It's alleged by competing vendors that that is the
11 case.

12 Q Right. So sometimes -- I'm going to use this term --
13 you sometimes in a process, you have an ultimate insider, okay?

14 A Yes.

15 Q All right. That -- and then, in that -- in those
16 processes, even when you have an ultimate insider, you'll
17 sometimes have an outside bidder who knows no one, who has no
18 contacts, who has no nexus to the process, and you ever had a
19 situation where the ultimate insider loses?

20 A Yes.

21 Q And what does that tell you about the process?

22 A That it's working.

23 MR. BICE: Thank you. No further questions.

24 THE COURT: Mr. Gutierrez? Mr. Bice, you did not
25 wipe down --

1 MR. BICE: Oh.

2 THE COURT: -- the lectern.

3 MR. BICE: Thank you.

4 THE COURT: Am I running out of wipes? Do I need to
5 bring more tomorrow?

6 MR. BICE: We're getting low, but we have others, so.

7 THE COURT: All right, okay. You brought some?

8 MR. BICE: Yes.

9 THE COURT: Thank you. I know that when Mr. Smith
10 and I were in that very long evidentiary hearing, that your
11 office was very nice, along with Mr. Hutchison's office, to
12 wipe down everything every day, so Ramsey didn't have to do it.

13 CROSS-EXAMINATION

14 BY MR. GUTIERREZ:

15 Q Good afternoon, Mr. Smith. My name's Joe Gutierrez.
16 I represent Thrive. Do you know who Thrive is?

17 A Good afternoon, sir. I've heard the name. I don't
18 know anything about it.

19 Q Okay. You stated in your report that the state
20 agency should be given wide deference when doing a complex
21 selection process such as this. Do you recall that?

22 A Well, I don't know that I said quite -- my job at the
23 time was to try to help widen that deference to give some
24 discretion, yes.

25 Q Mr. Smith, my question was, in your report, you

1 stated that the State should be given wide deference; correct?

2 A Should be given wide deference?

3 Q Yes.

4 A I don't know that I would --

5 Q Do you have your report in front of you?

6 A I --

7 THE COURT: Can you send him to a page number, Mr.
8 Gutierrez?

9 THE WITNESS: Yeah.

10 BY MR. GUTIERREZ:

11 Q Page 8 of your report.

12 A Page 8, the last page?

13 Q Yes.

14 A I know I worked hard to provide that wide deference,
15 but you don't want to color outside the lines.

16 Q Page 8 of your report in the Conclusion section.

17 A Okay, I'm there with you, sir.

18 Q Do you see where it says, I believe state agencies
19 should be given wide deference in the administration of complex
20 selection --

21 A Okay.

22 Q -- processes?

23 A Yes, I see that. Third line.

24 Q That's your words. That's your conclusion; correct?

25 A Yes, sir. Yes, sir.

1 Q And you also -- you state -- the reason you state
2 that is because you state, State employees are tasked with the
3 oversight of complicated evaluation procedures.

4 Is that correct?

5 A That's correct.

6 Q That's your -- that's your conclusion; correct?

7 A Yes, sir.

8 Q Okay. Now, Mr. Smith, when you render your opinions,
9 your opinions have to be based on facts; correct? Actual facts
10 that you've reviewed; correct?

11 A Facts that I've reviewed in the testimony that I saw,
12 yes.

13 Q Your opinions aren't -- aren't based upon statements
14 given to you by counsel; correct?

15 A No.

16 Q Okay. Now, I want to turn to your supplemental
17 report, your June 9th report. Do you have that in front of
18 you?

19 A I do, sir.

20 Q You discuss, The access enjoyed by the clients of
21 Amanda Connor.

22 A Um-hum.

23 Q Do you see that?

24 A Yes.

25 Q What type of attorney is Amanda Connor?

1 A I have no idea. I know she's an attorney in the
2 marijuana industry. I don't know what her area of specialty
3 is.

4 Q You don't know Ms. Connor's area of specialty?

5 A I don't. I just read that she -- she represents many
6 clients. I forget the number that was relayed; many clients
7 who are in the industry.

8 Q Are you aware that -- if I told you Amanda Connor was
9 a compliance lawyer, does that change your opinion of her being
10 able to access and discuss matters with the State?

11 A I don't know that it would change my opinion at all.

12 Q Okay. Now, you didn't review any text messages or
13 any e-mails between Ms. Connor and any state officials;
14 correct?

15 A I'm trying to think in the exhibits. Oftentimes in
16 the testimony, they would refer to an exhibit, and you'd go to
17 the exhibit, and the exhibit would be an email or something of
18 that nature.

19 Q I'm asking if you reviewed actual e-mails or text
20 messages. Not testimony. Actual e-mails or text messages
21 between Amanda Connor and any state official.

22 A Oh, boy. I believe there was a couple included in
23 that laundry list of exhibits that I received.

24 Q Yes or no; did you review the exhibits or not?

25 A I reviewed some of the exhibits. As I'm reading the

1 testimony, oftentimes the exhibit was explained very well in
2 the testimony, and so I wouldn't go look at the exhibit. In
3 some cases, it wasn't, and I would go to that one.

4 Q This access enjoyed by Amanda Connor's clients, who
5 are Amanda Connor's clients?

6 A I have no idea.

7 Q Okay. You don't know if it's people sitting here on
8 this side of the room, or people who won licenses?

9 A I do not, sir.

10 Q Okay. If I told you that TGIG, who's one of the
11 parties who hired you, was represented by Amanda Connor, does
12 that change your opinions at all?

13 A No.

14 Q Okay. So they would be -- they would have the same
15 access to information, according to you, than other people that
16 won licenses; correct?

17 A Possibly.

18 Q Do you know how many of her clients won licenses in
19 the 2018 process?

20 A I don't know.

21 Q If I told you three of her clients won and two of her
22 clients lost, does that change your opinion?

23 A No.

24 Q You also state on your amended report or your
25 supplemental report that Jorge Pupo was able to influence and

1 manipulate information after the application process was
2 released. That's your statement; correct?

3 A Yes.

4 Q What facts do you have to support that statement?

5 A Well, it goes back -- similar to the last question,
6 I'm not going to be able to point to line something on this
7 page. It goes back to my reading of the -- of the discussion
8 between whatever attorney was asking the question and his
9 responses.

10 Q Mr. Smith, you don't have any facts to support that
11 statement; correct?

12 A I do not.

13 Q Thank you. You talked about confusion in the
14 application process for 2018; do you recall that?

15 A Yes.

16 Q Okay, but you didn't talk to any applicants at all
17 who may have -- may have been confused; correct?

18 A I did not.

19 Q And you didn't review any testimony of applicants
20 that stated they were confused about the 2018 application
21 process; correct?

22 A I did not.

23 Q Then what facts do you have to support your opinion
24 on confusion in the application process?

25 A Just my reading of the various state employees and

1 the confusion that they elicited in their testimony of not
2 necessarily knowing who did what, where this came from, how
3 something was arrived at. There was confusion there.

4 Q You talked about getting clarification on
5 application. Do you recall that?

6 A Getting --

7 Q Being able to get clarification on an application.
8 Do you recall that testimony?

9 A Getting clarification on an application?

10 Q Right. If an applicant was confused, you discussed
11 whether or not it was appropriate for them to get clarification
12 from the State.

13 A Okay, that's part of the question and answer period.
14 Yes, sir.

15 Q And in your opinion, is that appropriate?

16 A Getting clarification and a individual calling
17 someone for -- no, absolutely not.

18 Q Okay.

19 A Because that information that's relayed back to that
20 person who's concerned doesn't get out to all the -- all the
21 proposing vendors.

22 Q Okay. I want to show you the testimony of Demetri
23 Kouretas.

24 MR. GUTIERREZ: Brenden, could you pull up Slide 126?

25 THE COURT: And you'll send that to me as a

1 demonstrative exhibit, please?

2 MR. GUTIERREZ: Yes.

3 THE COURT: Next in order.

4 BY MR. GUTIERREZ:

5 Q Mr. Smith, do you know who Demetri Kouretas is?

6 A I do not.

7 Q Okay. I'll represent to you he's the corporate
8 representative for TGIG, one of the parties who hired you.

9 A Okay.

10 Q Okay? In his testimony, he was asked, And you didn't
11 think there was anything wrong with getting clarification, did
12 you?

13 Getting clarification? No.

14 Okay. And anyone else could have asked Mr. Pupo the
15 same question if they had a question, and you assumed he would
16 have given them the same answer; correct?

17 That is correct.

18 So if TGIG, the party who hired you, is saying it's
19 okay to get clarification, are you saying that what they did
20 was wrong as well?

21 A I'm saying this illustrates what was wrong with the
22 process, yes.

23 Q Okay.

24 THE CLERK: Judge, I think (inaudible).

25 THE COURT: How many are we up to?

JD Reporting, Inc.

1 THE CLERK: I think we already have this. Oh, we
2 have -- the next to mark is 20.

3 THE COURT: I don't know if we already have it or
4 not.

5 MR. GUTIERREZ: You can take that down, Brendan.

6 BY MR. GUTIERREZ:

7 Q When you discussed the ListServ as a means for
8 getting information for applicants; do you recall that?

9 A Yes, sir.

10 Q Did you review any documents regarding who was on the
11 ListServ and who was not?

12 A No.

13 Q Okay. And you don't have any information as to how
14 the D.O.T. may have used the ListServ to communicate to
15 applicants; correct?

16 A Specific information, I do not.

17 Q And you don't have any information as to which
18 applicants had access to the ListServ, and which may have not;
19 correct?

20 A No, sir.

21 Q You were asked several questions comparing an RFP
22 process to this application process, but in your RFP process,
23 you're not ranking the applicants; correct?

24 A In an RFP process, what?

25 Q Yes. You're not ranking the actual applicants as

1 they are in this competitive application process?

2 A Oh, absolutely. We are ranking them.

3 Q Okay. And is that -- in an RFP process, you talked
4 about a single point of contact that's defined or it's
5 enumerated in NRS 333 --

6 A Yes.

7 Q -- or NAC 333; is that correct?

8 A Yes.

9 Q And again, you didn't review NAC 453D to see if
10 there's any similar provision; correct?

11 A I did not.

12 Q So if there is no similar provision in the
13 regulations for marijuana, how -- how do you base your opinion
14 that it's -- that there's something wrong with that?

15 A Well, I would suggest to you, sir, that just because
16 it doesn't say you must do something doesn't mean it's a good
17 idea.

18 Q Okay.

19 A And --

20 Q Are you aware that industry participants on both
21 sides of the room all had input as to the adoption of the
22 permanent regulations?

23 A I'm not aware. I --

24 Q Okay.

25 MR. GUTIERREZ: I'll pass the witness, Your Honor.

1 THE COURT: Could you wipe down?

2 MR. GUTIERREZ: Yes, I will.

3 THE COURT: Mr. Hone? No, I'm -- Mr. Kahn? No, Mr.
4 Koch.

5 MR. KOCH: Nobody else beat me up here.

6 THE COURT: I was waiting for them all to stand up.

7 MR. KOCH: I'll be quick.

8 CROSS-EXAMINATION

9 BY MR. KOCH:

10 Q Just a few questions for you, Mr. Smith. So my
11 understanding is that the issue in your mind is the disparity
12 of information; that some got some information, others may not
13 have received some information, and that was a big part of the
14 problem?

15 A That is by far the largest issue --

16 Q Okay.

17 A -- in my opinion.

18 Q And, in particular, here, you thought maybe could
19 have had a Q and A process that would have allowed for the same
20 information to be given to everyone so that everyone had an
21 equal amount of information; right?

22 A In my opinion, that is paramount to provide a good,
23 fair process.

24 Q Okay. And if there was, let's say, a Q and A session
25 that was set, but only a couple people got to go to that Q and

JD Reporting, Inc.

1 A session, everybody else was excluded, that wouldn't be fair,
2 would it?

3 A No. In those rare cases where it's actually done in
4 a meeting -- I'll give you an example. The Department of
5 Corrections might be doing something, and all the vendors have
6 to come and take a tour of what it is they're asking to be
7 done, and it's mandatory, so they have to come.

8 In a case where it's non-mandatory, everything is
9 transcribed that goes on there so it can be distributed to
10 everybody who didn't attend, if that helps.

11 Q All right. And in that type of an instance where
12 somebody maybe has greater access to the information, maybe has
13 their own personal Q and A session, something like that, you
14 believe that that may justify doing a redo or starting the
15 process over; is that your opinion?

16 A In my opinion, it taints or corrupts the level
17 playing field that I talk about.

18 Q Because it benefits the person maybe who may have had
19 more information; is that right?

20 A It should benefit the person who has that more
21 information. At a minimum, all the people who didn't get that
22 information are positive that's the reason they didn't get the
23 award, because they weren't allowed the same access to the same
24 information.

25 Q Does it seem odd to you if the person that got the

1 greater information, got the personal Q and A session, was the
2 one that came back later and said, this process was unfair, I
3 got too much information?

4 A It seems strange. That wouldn't -- that wouldn't
5 seem odd. A lot of people with incumbent, as we talked about
6 earlier, or people who feel they've got all the knowledge
7 submit poor submittals oftentimes.

8 Q Right.

9 A But -- but I cede your point.

10 Q Right. So they may submit poor submittals, poor
11 bids, poor applications, but it would seem odd if they came
12 back and said, the reason this process was unfair was because I
13 got too much information?

14 A That would be odd.

15 Q All right, thank you.

16 THE COURT: Mr. Koch, you got to wipe it down. Who's
17 next?

18 MR. KOCH: I didn't touch, but I'll -- I'll wipe it
19 down anyway.

20 THE COURT: You've got to wipe it down anyway in case
21 they have those aerosol wide particles that we all hear about.

22 MR. KOCH: All right.

23 (Pause in the proceedings.)

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CROSS-EXAMINATION

BY MR. WILLIAMSON:

Q Good afternoon, Mr. Smith.

A Good afternoon, sir.

Q My name is Rich Williamson. We actually spoke during your deposition, but it's been a while, so nice to see you in person.

A Thank you, sir.

Q You've never previously testified as an expert, have you?

A No.

Q Prior to this case, the only occasions where you testified in a deposition were situations where your department was sued; correct?

A Yes.

Q And prior to this case, the only occasion where you testified in court was when Carson City was sued while you were a supervisor?

A That's correct.

Q Okay. You've never previously been designated as an expert in any lawsuit; correct?

A No, sir.

Q You've never published any books?

A No.

Q You do not hold any certifications as a certified

1 contract manager or anything like that?

2 A No, sir.

3 Q You've never taken the classes for any national
4 certifications?

5 A No, I retired when those were just becoming
6 prominent.

7 Q You studied sociology at Chico State?

8 A I did.

9 Q But you did not graduate?

10 A No, sir.

11 Q You have no college degree?

12 A No, sir.

13 Q You've never taken any university courses on RFP?

14 A No.

15 Q No university courses on public contracting?

16 A No.

17 Q And certainly no university courses on public
18 licensing?

19 A Correct.

20 Q You have no background in licensing?

21 A No.

22 Q You talked about the 2014 process a little bit with
23 Mr. Miller, but that was Kim Tarter that did that, not you?

24 A It was Kim -- Kimberly Tarter, or possibly one of two
25 other people who actually performed -- that's correct.

1 Q Okay. So it was possibly two people, and neither of
2 those people are you?

3 A Correct.

4 Q You have no firsthand involvement in that process?

5 A I did not.

6 Q Now, with Mr. Miller, you skipped on right up to
7 1998, but I just want to make sure I get all of your
8 experience.

9 So you dropped out of college in 1982?

10 A That's correct.

11 Q You owned a pizza franchise until 1997?

12 A I left college to buy a pizza franchise, and I later
13 became president of the company.

14 Q President of -- of the franchise board?

15 A It was about 56-store chain out of Sacramento.

16 Q Okay. And you were on the Carson City Board of
17 Supervisors until '99?

18 A Correct, sir.

19 Q And then you went to work for the State?

20 A I went to work for the State in June of '98. There
21 was a little bit of overlap.

22 Q You -- after you left, you worked for two private
23 companies, trying to help them get government contracts;
24 correct?

25 A No, a little bit different than that. But yes,

1 worked for two private companies promoting government contracts
2 that were already available, to get states, and cities, and
3 political subdivisions to potentially use those contracts.

4 Q Gin up support for those?

5 A Yes, sir.

6 Q Okay. Now, while at the State, you worked in
7 purchasing and procurement the whole time?

8 A Yes, sir.

9 Q None of the work you did involved purchasing
10 marijuana; correct?

11 A No.

12 Q And the work you did for the State involved contracts
13 for services?

14 A Professional services contracts was my area of
15 expertise in the services procurement section that was formed
16 when I was hired.

17 Q And you were terminated from your employment with the
18 State?

19 A I was brought over to the Director's Office, and said
20 that as an at-will, unclassified employee, my services were no
21 longer necessary, which is the typical way they terminate the
22 employment of unclassified employees.

23 Q So that's a yes, you were terminated?

24 A That's a yes, but I was given no reason why.

25 Q Prior to taking this assignment, you have not had --

1 you had not had any employment since October of 2018?

2 A That's correct. I retired.

3 Q None -- so just to encapsulate it, none of your
4 previous work involved hiring marijuana companies?

5 A No.

6 Q None of your previous work involved licensing any
7 cannabis companies?

8 A No.

9 Q You've never run a licensing process, have you?

10 A No, sir.

11 Q Prior to this case, you've never worked with any
12 applicants for recreational marijuana licenses?

13 A No, sir.

14 Q And you may have testified to this earlier but, in
15 fact, you've never even seen any applicant's completed
16 application?

17 A No.

18 Q You have no experience in the marijuana industry, do
19 you?

20 A No.

21 Q And so it came out with a few different people, and
22 so I want to make sure I understand what you did to develop
23 your opinions. You reviewed the preliminary injunction
24 testimony of five individuals, which were -- it sounds like
25 maybe Ky Plaskon?

1 A Yeah.

2 Q Okay. Jorge Pupo, Steve Gilbert, Kara Cronkhite, and
3 Deonne Contine; correct?

4 A Correct.

5 Q Okay. And then, I think I heard -- I think I heard
6 you explain to someone else that then, after we took your
7 deposition, then you reviewed the deposition testimony of
8 Amanda Connor, Jorge Pupo, and was there a third?

9 A Karalin Cronkhite.

10 Q Got it. But as you confirmed to Mr. Bice, you
11 scanned through much of those transcripts?

12 A I read them with the intent of looking for areas that
13 I felt were involved in possible process. I didn't read them
14 from the detail I think that you folks would at every deal.

15 Q And I know you told Mr. Bice that you only skimmed
16 NRS 453D; correct?

17 A Yes.

18 Q And in fact, you also only skimmed NAC 453D?

19 A Correct.

20 Q And you did not review any of the graders' testimony?

21 A Any grader's testimony? No, sir.

22 Q And you didn't review any other testimony?

23 A Other than those that you've mentioned, no, sir.

24 Q You didn't review any score sheets?

25 A No, sir.

1 Q You did have a lengthy conversation on January 15th
2 with Ross Miller where you discussed the draft report and your
3 inexperience as an expert witness?

4 A Yes, sir.

5 Q Okay. And then you had this coaching call before
6 your deposition?

7 A Coaching call was about a 20-minute call while I was
8 sitting in my driveway right before the deposition.

9 Q Okay. Now, what I think I heard you say a moment ago
10 is that some of the trial testimony has been relayed to you; is
11 that correct?

12 A Some of the trial testimony had been relayed to me?

13 Q That some of the testimony from this trial, you had
14 not read it, but it had been relayed to you?

15 A I'm not sure what that means. There was one thing in
16 just the gentleman who was asking questions before, or before
17 him, where he asked if I was aware of something, and I did
18 hear -- hear that. I can't even recall what that was, but it
19 wasn't -- it wasn't much.

20 Q Got it. Yeah, but so I just want to be clear. You
21 have not reviewed any of the trial testimony?

22 A No, sir.

23 Q It's only been summarized to you from your lawyers?

24 A And what little bit I was here this morning with Mr.
25 Pupo on the stand.

1 Q Got it. So it's fair to say though that a lot of the
2 facts as you understand them came from the lawyers that hired
3 you?

4 A No. I was going to correct you on that one part when
5 you talk about the relayed. There really has been very little
6 personal conversation over the phone with Mr. Miller, and I
7 think there was another person at one point on a call, maybe
8 Dominic. There really -- it's mostly centered on just what I
9 read.

10 Q Got it. And let's talk about then what you read.
11 Your opinions are not only based on the witness testimony in
12 the transcripts that you skimmed --

13 A Um-hum.

14 Q -- but also what you inferred based on the lawyers'
15 questions; correct?

16 A Say that one more time, please.

17 Q Your opinions were not only based on the witness
18 testimony in the transcripts that you skimmed, but also on what
19 you inferred based on the lawyers questions?

20 A I would suppose that's accurate.

21 Q That is accurate?

22 A Yes, sir.

23 Q Certainly, you're not an expert on the marijuana
24 statutes?

25 A No, sir.

1 Q And you don't know what scoring criteria the graders
2 used?

3 A I saw it at one point originally way back like in May
4 of -- of -- if that is the one that they ultimately used. But
5 I -- I didn't commit it to memory or become an expert on it,
6 no.

7 Q And so you don't know -- as you sit here today, you
8 don't know what that scoring criteria was?

9 A No, as long as it was followed to the T, that's
10 what's important to the process. What they chose to score on
11 and all that, that generally is the Agency business.

12 Q And if they did follow that criteria, that's good?

13 A That's good.

14 Q Okay. In fact, you're not even sure that the various
15 elements, those six elements that you went through as so
16 important, these national standards, you have no idea whether
17 those are in NRS 453D?

18 A I do not.

19 Q And you have no idea whether those are in NAC 453D?

20 A I do not.

21 Q And you are not qualified to give an opinion on any
22 specific provision within NAC 453D that pertain to the
23 licensing application process?

24 A No, sir.

25 Q No, you're not?

1 A No.

2 Q And I know -- I heard you earlier admit that you
3 didn't know if there was anything about requiring a single
4 point of contact in NRS 453D; correct?

5 A Yes.

6 Q And I just want to complete that, you likewise have
7 no idea whether that's a requirement of NAC 453D?

8 A Correct.

9 Q You agree, don't you, that it's not only acceptable,
10 but in some cases, even preferable to meet with the interested
11 vendor community prior to the release of an application?

12 A Absolutely.

13 Q And you also agree that it's fine to change or
14 communicate information back out to the vendors after the
15 application process has started; correct?

16 A Ask that one more time, please.

17 Q You also agree that it is fine to change or
18 communicate information back out to the vendors after the
19 application process has started; correct?

20 A Correct, with the caveat that as long as its done at
21 the same way in the -- to the -- to the parties, yes.

22 Q In fact, you'd agree with me that's expected and
23 happens all the time, that stuff changes?

24 A All the time, yes.

25 Q Good. And a ListServ is a fine way to get

1 information out?

2 A I don't know.

3 Q You don't know?

4 A In -- in a -- a solicitation process, I don't know,
5 because I don't know how the Department of Taxation utilized
6 their ListServ process. I know that in the way that we used a
7 ListServ in the Department of Administration, it would not be.

8 It certainly gets information out, but not in the way
9 that I think is germane to a fair and equitable process. And
10 I -- but I do not know how Taxation used theirs.

11 Q But you would agree with me, would you not, that
12 quote, A ListServ is fine in trying to get information out.

13 A It depends on what kind of information.

14 Q Um --

15 A -- I mean, if you're just, like I had mentioned
16 earlier, in purchasing where the City of Elko is going to buy
17 some things and wants to let everybody else know, it's like a
18 bulletin board ad; hey, anybody else want to buy some of this
19 sewer pipe with us? That's a fine way to get information out.

20 If you're trying to inform potential proposers on
21 something as complex and convoluted as this solicitation
22 process, I'm not quite so sure I can agree to that.

23 Q Okay. So it is a fine way to get information out,
24 you just want to choose which information?

25 A I would agree.

1 Q Okay. Thanks. And you do not have any information
2 that any applicant got information that -- excuse me, let me
3 rephrase that whole question.

4 You do not have any information that any applicant
5 did not get information that was posted to the ListServ?

6 A I do not.

7 Q As far as you know, everybody got it?

8 A I don't know who got what.

9 Q Per -- and so like I said, as far as you know,
10 everybody got it?

11 A I don't know that I could go that far. I don't know
12 who got what.

13 Q You don't know one way or the other?

14 A I don't.

15 Q But it could -- a ListServ could, despite your
16 waffling a moment ago, could be used to disseminate information
17 about a licensing process; couldn't it?

18 A I don't know. It would have to be explained to me
19 how it's used.

20 Q Okay. Do you remember having your deposition taken?

21 A Yes, sir.

22 Q Do you remember, we spoke? Do you remember you were
23 placed under oath. It was, in fact, the same oath that you
24 took today?

25 A Yes, sir.

1 Q You understood it was important to tell the truth?

2 A Yes, sir.

3 Q Okay.

4 THE COURT: Counsel, do you have the original?

5 MR. WILLIAMSON: I believe we will --

6 THE CLERK: I -- I have the original (inaudible).

7 MR. WILLIAMSON: -- yeah.

8 THE COURT: Oh, you have it?

9 THE CLERK: Yeah.

10 THE COURT: Dulce already has it. It's been
11 published.

12 MR. WILLIAMSON: Perfect.

13 THE COURT: You may proceed.

14 MR. WILLIAMSON: Thank you.

15 Brian, can we pull up page 107 of Mr. Smith's
16 deposition transcript. And it's --

17 THE COURT: So, sir, this is your deposition. It's a
18 printed version of what happened when you answer questions.

19 If you want them to move it so you can read before,
20 or read after to give yourself context, please feel free to ask
21 them to do so.

22 THE WITNESS: Thank you, Judge.

23 THE COURT: Okay.

24 MR. WILLIAMSON: Thank you, Your Honor.

25 / / /

1 BY MR. WILLIAMSON:

2 Q And, Mr. Smith, before I go further, and I apologize,
3 I should have asked. You had an opportunity to review this;
4 correct?

5 A I did.

6 Q Okay. And make any changes?

7 A Yes.

8 Q Okay. And so it's -- it's true and correct, and as
9 we just said a moment ago, sworn under oath?

10 A Yes, sir.

11 Q Okay. Thank you. Now, I asked you a question,
12 starting at line 16.

13 A Okay.

14 Q Okay. And that -- the medium through which you
15 disseminate information, that could be done through a ListServ
16 if done appropriately; right? If people are on a -- on that
17 ListServ, the applicant pool has access to that ListServ and
18 therefore has access to the information, it could work with a
19 ListServ; is that right?

20 Answer, I think the potential exists for it to work
21 in that manner, again, provided the safeguards that I'm not
22 aware of whether they existed or not.

23 Did I read that correctly?

24 A Yes.

25 Q Okay. And publishing information on a website is

1 also an acceptable way of disseminating information about a
2 licensing process?

3 A Is that on another --

4 Q No, this is a question I'm asking you --

5 A Oh, I'm sorry.

6 Q -- and you're here to provide opinions?

7 A One more time, please.

8 Q Sure. Publishing information on a website is also an
9 acceptable way of disseminating information about a licensing
10 process?

11 A It could be.

12 Q And regardless of the medium, you do not know if any
13 applicants received information that others did not?

14 A Correct.

15 Q You do not have any evidence that any successful
16 applicant gained any advantage through information that was
17 made available only to it?

18 A I do not have any specific knowledge that that
19 occurred, only my feeling that through years of experience,
20 when the field is tilted in this manner by the information,
21 that it causes problems. But I do not have specific
22 information to your questions.

23 Q And when you're saying "tilted in this manner" you're
24 saying that based on the small snippets of information you
25 scanned?

1 A The absence of a bona fide question and answer
2 process where the questions are relayed to every single person
3 involved in the process, in the same manner at the same time,
4 in the absence of that, that's what tilts the field, in my
5 opinion.

6 Q But you're not aware of any specific applicant that
7 received any different instructions or guidance; correct?

8 A I am not.

9 Q You do not have any specific -- specific evidence of
10 any inconsistencies in the scoring process?

11 A No, sir.

12 Q You do not have any specific knowledge of any
13 instances where diversity was not properly scored for any
14 applicant?

15 A No, sir.

16 Q You're proud of this template you helped prepare;
17 correct?

18 A Yes.

19 Q Yeah. That's fine.

20 A Yes.

21 Q You know, you spent a lot of your life building up
22 this template and you have a lot -- you're protective of it and
23 have some pride in it; correct?

24 A I have pride in it, because I believe that it helps
25 lead to a fair and equitable process for both the State and

1 potential applicants.

2 Q And speaking -- I -- I believe it was with Mr. Bice,
3 it might have been with Mr. Schwarz, but you -- you mentioned
4 how you started in this, in 1998; correct?

5 A Correct.

6 Q And you slowly improved and refined and learned from
7 lessons every step of the way; right?

8 A Yes, sir.

9 Q So you'll agree with me that everything you did in
10 1998 was illegal?

11 A Oh, absolutely not.

12 Q Absolutely not?

13 A Absolutely not.

14 Q Oh, okay. So you can improve and not have the prior
15 thing be illegal?

16 A Sure. Certainly.

17 Q Okay. Thank you. Now, even in the RFP process that
18 you oversaw, there were always mistakes at some level; correct?

19 A Many times.

20 Q There's always something you could have done better?

21 A Certainly.

22 Q No process is perfect?

23 A Generally, speaking, yes.

24 Q Now, you talked a little bit about the -- the appeals
25 process.

1 A Yes, sir.

2 Q Now, in your experience, as soon as you make an
3 award, your phone actually rings off the hook from people who
4 lost, alleging that things weren't done right; correct?

5 A Usually.

6 Q Yep. But in most cases, those folks are just
7 complaining?

8 A I don't know. I think in most cases in their mind
9 they have a legitimate complaint. Ultimately, it's just sour
10 grapes, yes.

11 Q Yeah. Okay.

12 A In -- in most cases. Many cases. But not when they
13 point out a fatal flaw.

14 Q You -- you also agree, I think in your direct
15 testimony with Mr. Miller, that part of the goal of a
16 competitive bidding process is to be subjective; correct? To
17 be qualitative?

18 A Part of the goal is allowing the evaluators to be
19 subjective in -- in -- in their analysis of what they're
20 looking.

21 Q Thank you for reminding me, because I meant to come
22 back to that issue of evaluators. You talked about the -- and
23 I was hungry too. You talked about the -- the bicycle helmets
24 with the muffins in them?

25 A Yes.

1 Q Yeah. That was cute. And you -- part of the issue
2 was that you were on the evaluation committee; right?

3 A I was actually the purchasing officer, coordinator
4 for it. I wasn't actually on the evaluation committee.

5 Q But you said everyone on the evaluating committee got
6 one as well; right?

7 A Correct.

8 Q And that's a no-no?

9 A Correct.

10 Q Okay. Mr. Pupo was not on the evaluation committee;
11 was he?

12 A No.

13 Q He didn't grade a single score sheet; did he?

14 A My understanding is, no.

15 Q Okay. Now, the lawyers that hired you, led you to
16 believe that there were scoring changes; isn't that true?

17 A I don't believe I ever heard anything about scoring
18 changes.

19 Q You were led to believe that there were scoring
20 changes; correct?

21 A That's not correct.

22 Q Okay. Again, you -- you remember your deposition?

23 A Yes, sir.

24 Q Okay. Let's go to --

25 MR. WILLIAMSON: Brian, can we go to page 95, starting

1 at line 19.

2 BY MR. WILLIAMSON:

3 Q Question, One comment I thought I heard you make was
4 that you were led to believe there were scoring changes. I
5 guess, number one, did I hear you correctly?

6 Answer, Yes, one of the comments that -- in the 15 to
7 20-minute call that I had with Mr. Miller today, and with the
8 other fellas, Adam and Teddy, one of the individuals, and I
9 wrote on the front of my page when I was sitting in the parking
10 lot, made the comment to me that it was in their opinion that
11 there were changes made after the applications had been
12 received, and would that be of concern to me.

13 Did I read that correctly?

14 A You read what -- what that said, yes.

15 Q Okay. And what it said was the thing you had a
16 chance to review and make sure it was accurate; correct?

17 A Yes.

18 Q Yeah. Okay. But you actually have no proof, no
19 facts that there were any scoring changes?

20 A I didn't understand that to mean, like one of the
21 graders gave somebody a 9 and then changed it down to a 6, or a
22 scoring change like that.

23 Q So you weren't sure what they were insinuating when
24 they tried to make you think there were scoring changes?

25 A In this context -- and maybe I need to --

1 Q Please.

2 A -- if we could go a --

3 Q Yeah, by all means.

4 A -- little further to see if -- if it explains more.

5 MR. WILLIAMSON: Well, Brian, would you scroll down
6 just a bit?

7 THE COURT: So if we could go to page 97.

8 (Pause in the proceedings; witness reviewing deposition.)

9 THE WITNESS: That -- that's right. I --

10 BY MR. WILLIAMSON:

11 Q Right. So that was --

12 A -- I did --

13 Q -- that was relayed -- again, your words, relayed to
14 you the morning of your deposition, but you don't have any
15 proof of that, do you?

16 A No.

17 Q Okay. In fact, you've not reviewed any of their
18 scoring sheets for any particular applicants?

19 A I have not.

20 Q You did -- and you -- you admitted this morning, you
21 thought the licensing application itself was reasonably well
22 done; correct?

23 A The original one that I was provided very early on,
24 yes, sir, by reading what was actually in the document.

25 Q And your analysis in this case is limited to the

1 process of developing the application form; correct?

2 A Say that again, please.

3 Q Your analysis in this case is limited to the process
4 of developing the application form?

5 A My knowledge in this case is limited to reading the
6 transcripts that I read.

7 Q I'm sorry. Maybe I didn't speak clearly enough.
8 Your analysis in this case is limited to the process of
9 developing the application form?

10 A I can't agree to that. It's not -- it's not related
11 to the development of the form, it's related to the carrying
12 out of what was in the form and the implementation of the
13 process that that form is designed to initiate.

14 MR. WILLIAMSON: Brian, can we pull up page 36 of
15 Mr. Smith's deposition?

16 BY MR. WILLIAMSON:

17 Q Now, again, Mr. Smith, do you recognize this is a
18 page out of your deposition where you were under oath and you
19 had an opportunity to review this testimony and make sure it
20 was true and accurate; correct?

21 A Yes, sir.

22 Q Let's look at -- starting at line 6. Well,
23 there's -- yeah. All right. We'll read through the whole
24 thing. So it starts, Would it be fair to say -- your review
25 and analysis, we're going to get into. Let me take a step

1 back. We're going to get into specifically what you reviewed
2 in the way of documents and information.

3 But would it be fair to say that your analysis was
4 limited to the -- the process of developing the application
5 form, and not the actual submission of the application, and the
6 grading and scoring of the application, and the awarding of the
7 conditional licenses?

8 Answer, Yes, I think another way of putting it.

9 THE COURT: "I'm a process guy."

10 BY MR. WILLIAMSON:

11 Q Did I read that correctly?

12 THE COURT: There's more.

13 MR. WILLIAMSON: Oh, sure, I can keep going.

14 Unfortunately, it goes for awhile.

15 THE COURT: I know.

16 MR. WILLIAMSON: So I'm -- I'm going to lean here for
17 a second, Your Honor.

18 THE COURT: And then he goes back to Mr. Bice's quote
19 of "a process guy".

20 MR. WILLIAMSON: There you go. That's right.

21 BY MR. WILLIAMSON:

22 Q Let me know if this gets to what you're asking. I'm
23 a process guy. I'm an expert in understanding Nevada's RFP
24 contracting process, selection process that's been developed
25 over a period of time that's currently in use.

1 The subject matter of what's actually put in there --
2 I don't -- I don't try to put any knowledge I have in that
3 arena, into the subject matter of what's actually in the
4 document and why a Department wants to have it in there.
5 That's their business.

6 The evaluators score along lines of the instructions
7 that they've been given. I don't try to presuppose my
8 knowledge of that. It's strictly about the process and what's
9 fair and legal and ethical to all those involved.

10 Correct?

11 A And I absolutely will one hundred percent agree with
12 what you just read.

13 Q Okay.

14 THE COURT: Well, that was your testimony before.

15 MR. WILLIAMSON: Yeah, lets hope so. Right, yeah.
16 Thank you. Good. All right.

17 THE WITNESS: You said it well.

18 THE COURT: He's got a good reading voice, too.

19 MR. WILLIAMSON: Thank you.

20 BY MR. WILLIAMSON:

21 Q But you actually don't have an understanding of how
22 the form was developed, do you?

23 A I don't.

24 Q And you never undertook an investigation into the
25 process that created the application --

1 A No, sir.

2 Q -- did you? You were not offering any opinion about
3 the scoring process or the grading process?

4 A No.

5 Q Yes, that's correct, you're not?

6 A That's correct.

7 Q Sorry. That was like a triple negative.

8 A I -- I --

9 Q But I think we're on the same page; right? And
10 you're not professing to be an expert on the criteria contained
11 in NAC 453D?

12 A Correct.

13 Q And you are not qualified to be an expert on the
14 criteria contained in NAC 453D; correct?

15 A That is correct.

16 Q And likewise, you are not professing to be nor
17 qualified to be an expert on anything in NRS 453D?

18 A That is correct.

19 Q You're not an expert on licensing processes?

20 A Correct.

21 Q You're not an expert on licensing applications?

22 A Correct.

23 Q And you're not an expert on licensing at all?

24 A Correct.

25 MR. WILLIAMSON: Okay. No further questions.

1 THE COURT: Thank you. Can you wipe down the
2 lectern?

3 MR. WILLIAMSON: Happily, Your Honor.

4 THE COURT: Who is my next examiner? I'm seeing lots
5 of nods of the head that nobody wants to come up.

6 That means we're to you, Mr. Shevorski.

7 MR. SHEVORSKI: Nothing from the State, Your Honor.

8 THE COURT: Nothing?

9 MR. SHEVORSKI: Nothing. I think they did an
10 excellent job.

11 THE COURT: That's why you decided to go last, isn't
12 it?

13 MR. SHEVORSKI: That's -- that's correct.

14 THE COURT: Mr. Miller, redirect?

15 REDIRECT EXAMINATION

16 BY MR. MILLER:

17 Q Mr. Smith, you -- you were asked a series of
18 questions about your review of NAC or NRS 453D, and whether or
19 not you may have known or not known that there's a provision in
20 there relating to a point of contact; do you recall those
21 questions?

22 A Yes, sir.

23 Q Okay. You often, when you were running the
24 Department of -- of Purchasing, review the statutes that would
25 apply to the Agency for the process that you were overseeing?

JD Reporting, Inc.

1 A Almost never.

2 Q Would you expect any of those provisions, in any of
3 those bodies of statutes, to contain any particular mandate
4 relating to a point of contact or any of the processes that
5 they might administer --

6 A No, sir.

7 Q -- in review applications?

8 A No, sir.

9 Q You also were asked about the provisions of your --
10 your deposition. And I don't think that you were given a full
11 opportunity to review the full context of that.

12 MR. MILLER: Shane, could you please pull up page 116
13 of the deposition?

14 BY MR. MILLER:

15 Q Will you read on line 6 there, the question, it says,
16 Are you aware of whether or not there was an audit completed to
17 review the marijuana application process that we're talking
18 about today?

19 You said, No, I'm not aware of that.

20 MR. MILLER: Shane, if we can go to the next part.

21 BY MR. MILLER:

22 Q Do you see those provisions where it says, I think it
23 would be interesting reading given where I'm at in this
24 involvement so far.

25 Do you recall Mr. Bice asking you a question about

1 that?

2 A Yes.

3 Q Okay. You next said, I don't know whether or not
4 it's germane to process. I don't know that I would consider
5 them to be experts in the area of the selective process, but
6 again, an interested, involved third party, yeah.

7 Would you read me the answer to the next question?

8 A The next question, But you are (sic) insinuating, are
9 you, that you would know more about the best practices of the
10 State's application process more so than the auditors, are you?

11 And my answer was, I would suggest to you that I am
12 far more adept at discussing the State's procurement process,
13 selection processes, than LCB or internal audits.

14 And I absolutely agree with that statement.

15 Q That's still true today, isn't it?

16 A Absolutely.

17 Q Okay.

18 A That -- that's not to denigrate the process those
19 folks provide, because it's very valuable to the overall
20 process. But I often felt that I did just as good a job of
21 educating them, and making them better at analyzing these
22 processes and resultant contracts in the things that they're
23 not experts at. Me or my staff would do that.

24 And we'd have a good back and forth.

25 Q You know, you indicated that it would have been

1 interesting reading. You're certainly retired; is that right?

2 A Yes, sir.

3 Q Okay. You didn't offer your full time to us to be
4 able to review millions of documents in this case; did you?

5 A No, I did not.

6 Q Okay. In fact, did you appreciate the fact that it
7 was limited to the areas that seemed to be most relevant to
8 your review so that you could render an opinion?

9 A I did.

10 Q Okay. And overall, in total, how many hours do you
11 think you spent? I know we have a previous estimate and an
12 invoice that we had submitted that's a marked proposed exhibit
13 in this case.

14 But how many additional hours do you think you've
15 spent since -- since that -- since that was submitted?

16 A Oh, gosh, I -- I don't know. I guess, I'm just
17 speaking off the top of my head here, probably somewhere in the
18 neighborhood of 25, 30 hours, maybe 35 now.

19 Q Okay. And how much were you compensated --

20 A In reading.

21 Q I'm sorry?

22 A In actual reading.

23 Q Okay. And how much -- how much were you compensated
24 for your testimony today?

25 A \$65 an hour.

1 Q And that's for the entirety of -- of your
2 representation; right?

3 A Yes. And I -- I arrived at that figure, that's what
4 I made at the State.

5 MR. MILLER: Can we pull up Exhibit 1863.

6 BY MR. MILLER:

7 Q Again, Mr. Bice asked you a series of questions and
8 got you to conclude that -- that what he had shown you
9 indicated that shouldn't happen. But I don't think you got a
10 full opportunity to read all the e-mails here. And I want to
11 give you a moment to do that, but I want to -- I want to ask
12 you to read these e-mails, which are a little bit disjointed,
13 and not -- they don't flow chronologically, so you have to look
14 at the dates, and look at it through the contexts as -- as you
15 remember the application was released July 5th --

16 A Okay.

17 Q -- of 2018.

18 A July 5th, 2018?

19 Q Yes.

20 A Okay.

21 THE COURT: And so if you will direction to Shane, he
22 will go up or down on the exhibit for you to be able to read.

23 THE WITNESS: Gotcha.

24 MR. MILLER: But it may start at the very bottom,
25 Shane.

1 IT TECH: Sure.

2 THE COURT: And that's page 1863-0006, for the
3 record.

4 THE WITNESS: Yes.

5 (Pause in the proceedings; witness reading exhibit.)

6 THE COURT: So it appears the witness has complied
7 with your request, Mr. Miller.

8 MR. MILLER: Thank you.

9 BY MR. MILLER:

10 Q So given that time frame, with the first email, I
11 believe, happening on May 3rd, indicating a meeting, I believe
12 you had testified previously that it's acceptable, even
13 preferable, to meet with potential applicants prior to the
14 application --

15 A Right.

16 Q -- right?

17 A Right.

18 Q Did you see anything wrong with the context of that
19 email or any meeting?

20 A I -- I do not.

21 Q Okay.

22 A And I also don't see any information released in
23 that. I think Mr. Pupo caveated his comments when he said
24 about the times, and that they were tentative. And I think
25 that you folks were just -- it looks -- and by reading this for

1 the first time, that it looks like you folks are just trying to
2 get a good idea to -- to plan ahead, knowing full well that
3 things may change.

4 Q Okay.

5 MR. MILLER: And the email on page 5. Is that 5? A
6 little bit lower. Is this 5? Will you scroll down a little
7 bit, if we could. All right.

8 BY MR. MILLER:

9 Q Okay. This is the reference, your e-mailing on
10 page --

11 MR. MILLER: Is it 7, Shane?

12 I.T. TECH: Yeah, it is.

13 MR. MILLER: Okay. If you can scroll back up to
14 page 5. Yep. Oh, sorry.

15 BY MR. MILLER:

16 Q Page 5 is an email from Mr. Cristalli to Mr. Pupo.
17 No reference to myself in that email; correct?

18 A I don't see any, no.

19 Q Okay. And it appears he's asking a specific answer
20 -- question relative to the application; correct?

21 A We are working on our locations for the license
22 applications. The question I have is whether we need to secure
23 the locations or --

24 Okay, that's the same one -- would -- that -- okay,
25 I've already read that one.

1 Q Right.

2 A Right.

3 Q Yeah.

4 A And the question is?

5 Q If the application were released July 5th, do you see
6 anything -- problem --

7 A Absolutely, nothing inappropriate --

8 Q -- with it?

9 A -- about that at all.

10 Q Okay. Nor do you see any response to that email; do
11 you?

12 A Good point. Not in this trail.

13 Q Okay. So if the question was submitted prior to the
14 application even being released, and there -- there doesn't
15 appear to be any indication that the Department even responded;
16 do you see anything within that email string to suggest, as
17 you've previously testified, that that shouldn't happen?

18 A I do not.

19 Q Thank you.

20 MR. MILLER: No further questions.

21 THE COURT: Anyone else? Anyone else feel like they
22 need to ask some more questions?

23 Sir, thank you very much for your time. I --

24 MS. CHATTAH: Oh, I'll (inaudible) Judge.

25 THE COURT: You've got to be faster.

1 UNIDENTIFIED SPEAKER: (Inaudible) need to wipe down
2 the --

3 THE COURT: That's right. Mr. Miller did not wipe it
4 down. You'll have to --

5 MS. CHATTAH: I only have a --

6 THE COURT: -- make up for it.

7 MS. CHATTAH: -- few questions.

8 CROSS-EXAMINATION

9 BY MS. CHATTAH:

10 Q Can you hear me? Can you hear me?

11 A I can.

12 Q Okay. Then there you go. I'd like to follow up on a
13 few questions that Mr.

14 Gutierrez asked you.

15 A Okay.

16 Q Okay.

17 MR. PRINCE: Well -- well, objection beyond the scope
18 of the redirect.

19 THE COURT: She's a plaintiff. She's part of that
20 team. She gets to follow up on Mr. Gutierrez, Mr. Prince.

21 You may continue.

22 MS. CHATTAH: Thank you, Judge.

23 BY MS. CHATTAH:

24 Q Mr. Gutierrez asked you if you knew that only three
25 of Amanda Connor's clients got licenses. Do you recall him

1 asking you that?

2 A I do.

3 Q Do you realize that those three clients got 21
4 licenses?

5 A I was unaware.

6 Q Okay. And out of the 61 licenses allocated, the --
7 how much does 21 licenses represent on that?

8 A About a third.

9 MS. CHATTAH: Thank you. I have no further
10 questions.

11 THE COURT: Anybody else?

12 MS. CHATTAH: Do you want me to still wipe it?

13 THE COURT: Yes, please.

14 MS. CHATTAH: I can still wipe it.

15 THE COURT: Anybody else?

16 (No audible response.)

17 THE COURT: Thank you, sir. We appreciate your time.

18 THE WITNESS: Thank you.

19 THE COURT: Travel safely. I hope your --

20 THE WITNESS: Best wishes on your task.

21 THE COURT: -- your first trial testimony was not so
22 bad you will never be an expert again.

23 THE WITNESS: Thank you.

24 MS. CHATTAH: These are out.

25 THE COURT: All right.

1 MS. CHATTAH: Do we have like another pack?

2 THE COURT: Mr. Bice said he had some, and then I
3 have my others up here.

4 MS. CHATTAH: Oh, okay.

5 THE COURT: Mr. Bice's people.

6 MS. CHATTAH: I don't want to derail these.

7 THE COURT: Ashley is bringing you some. Ashley was
8 very effective in a Preliminary Injunction hearing for several
9 weeks at keeping us clean.

10 Thank you.

11 UNIDENTIFIED SPEAKER: Are we going to take --

12 THE COURT: All right. What's our next plan? We're
13 going to take a short break, but I want to know what the plan
14 is. I saw the break sign. I can pick up on that when you do
15 it. It's okay. But I need to know what the plan is.

16 MS. SUGDEN: Your Honor, my understanding is the
17 plaintiffs are going to be calling my client Mr. Puliz.

18 THE COURT: Okay.

19 MS. SUGDEN: But, yes, after a break, if that's okay.

20 THE COURT: Okay. All righty. So ten minutes? Can
21 we do ten minutes?

22 MR. BICE: Yes, Your Honor.

23 THE COURT: Great.

24 MR. BICE: Ten.

25 (Proceedings recessed at 3:11 p.m. until 3:21 p.m.)

1 THE COURT: Mr. Parker, Mr. Bult, Mr. Rulis, I set
2 your motion for Monday at 8:30.

3 MR. PARKER: Oh, thank you.

4 UNIDENTIFIED SPEAKER: Thank you, Your Honor.

5 THE COURT: Please make sure you distribute it to
6 everyone so they can file a response if needed.

7 MR. PARKER: Thank you.

8 THE COURT: And including the co-plaintiffs.

9 All right. Sir, if you'd stand up so we can swear
10 you in, please.

11 **ALLEN PULIZ**

12 [having been called as a witness and being first duly sworn,
13 testified as follows:]

14 THE CLERK: Thank you. Please be seated. Please
15 state and spell your name for the record.

16 THE WITNESS: Allen Puliz, A-l-l-e-n, P-u-l-i-z.

17 THE COURT: Thank you, sir. And, sir, I think, as
18 you probably know, we're all speaking through masks. So it's
19 really hard. If the lawyers ask you to repeat, please don't be
20 offended, and you may need to ask them to repeat too. Okay?

21 THE WITNESS: No problem.

22 THE COURT: And if you need a break at any time, you
23 let us know.

24 All right. You're up.

25 MS. SUGDEN: Thank you.

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DIRECT EXAMINATION

BY MS. SUGDEN:

Q Good afternoon, Mr. Puliz. I know you just stated and spelled your name for the record. I'm going to go through some other background things with you.

Mr. Puliz, are you from Las Vegas?

A Actually, I was born in Sacramento, but moved to Reno when I was 18 months old in 1957 and then moved to Las Vegas in 1970 for high school. Stayed here. Gorman High School, graduated from there and went to the University of Nevada, Reno -- UNR, as we used to call it. Nevada, as they call it today. And then I came back to Las Vegas in 1991.

Q Okay. So --

A And I've been here since.

Q Great. Since 1991. And what is your current primary occupation?

A I am the managing partner for THC Nevada. I am still an executive vice president at the Puliz Companies, even though we're in the transition phase, turning that over to our kids.

Primary is THC Nevada now.

Q Okay. Now, THC Nevada is one of the plaintiffs in this case; correct?

A That's correct.

Q Okay. And I know before you were sworn in you did mention you've been dialing in every day to this trial; right,

1 and listening over the phone for the most part?

2 A I have.

3 Q Okay. I know it's been a little difficult let alone
4 with the masks and then the phone, but you have been trying
5 your best, is it fair to say, to be involved?

6 A I have.

7 Q Okay. Now, the Executive VP of Puliz Companies, tell
8 me a little bit about Puliz Companies.

9 A Well, Puliz Moving and Storage was started in 1978 in
10 Reno. My dad had been in the moving business since 1957 when
11 we moved to Nevada. He sold to his partners in '74. And then
12 myself, my brother and my father started again in Reno in 1978.
13 We became the largest moving company in the state of Nevada.
14 We opened and actually bought an office from GES in Las Vegas
15 in 1986, and that was the one of the reasons I moved back down
16 here in 1991 because it became our bigger office.

17 Q Okay. And that's the moving company; correct?

18 A That is the moving company, yes.

19 Q Okay. And what type of moving was your company
20 involved in?

21 A We did all kinds. We did a lot of commercial office
22 moving. I moved in the justice center for the courts back when
23 they built the new justice center, and I moved the county into
24 the government center when they built the new government
25 center.

1 We've done Reno. We've done the Supreme Court in
2 Carson City. I moved them in there. We've done very many
3 large commercial customers, IGT, those type of people.

4 And we also did residential moving for regular
5 homeowners.

6 Q Okay. So there's a moving component and then is
7 there also a storage component to the business?

8 A Yes, in two different ways. We also stored and
9 delivered new equipment, supplies, distribution. And then we
10 have our records management division where we store files for
11 actually a few of the attorneys in this room, and we store them
12 and deliver them back and forth as they need them with paper
13 files.

14 Q Okay. And I think you had told me once, are you guys
15 one of the larger records storage companies in the company --
16 in the nation that is not publicly owned?

17 A Yeah. In Nevada we are the largest nonpublicly owned
18 records storage company. We have a little over a million boxes
19 in storage.

20 Q Okay. So you've told me about the moving. You've
21 told me about the storage. Any other components of the
22 business?

23 A We are also in the logistics business and the freight
24 brokerage business where we ship materials and new supplies and
25 tables and chairs, like you guys are sitting at, come through

1 me.

2 We are also in the trade show business. We started
3 back in 1979 and became an agent for Greyhound Exposition
4 Services, GES. We became a licensee, and we were GES Reno.
5 And then we opened GES Salt Lake City. So I know my way around
6 very good in this building.

7 And then in '98, we sold it back to -- we sold those
8 companies to GES with the deal that I come over and run their
9 national operations as an EVP of operations for GES. So at
10 that time I for four years I worked for them running operations
11 on 27 offices in almost every state of the country.

12 Q Okay. So from 1991, approximately when you left UNR,
13 is it fair to say then you began in your family's business
14 which you just explained what that involved, up until recently?

15 And then we'll get into THC after that.

16 Is that a fair summary?

17 A Fair summary, yes.

18 Q Okay. Is there any other major industries or
19 businesses that I -- I didn't address?

20 A Me and my family also owned a Nothing Bundt Cake
21 franchise in Marin County, California, which we sold that at
22 the end of last year. We also sold our moving company at the
23 end of last year also. So now we have just a records storage
24 and logistic side of that business.

25 Q Okay. I appreciate that.

1 Now, we talked about your employment and your
2 business. What about your community involvement? Can you tell
3 me a little bit about how you've been involved in the community
4 locally.

5 A Of course, I've been -- I'm very much involved with
6 the Rotary Club, more the downtown Rotary Club, and I have been
7 their president twice and have sat on the board almost every
8 year for the last 20 years. And I am also a board member for
9 the prison industries commission, was appointed by the
10 governor. And then the last few terms I was appointed by the
11 legislature. And I've been on that for, I don't know, close to
12 20 years. And then Governor Sisolak appointed me to the
13 Colorado River Commission, which I started serving on at the
14 beginning of this year.

15 Q Okay. Thank you.

16 Now, when did you first get involved in marijuana in
17 Nevada?

18 A Well, in 2014 people started coming to me because we
19 owned warehouses. You know, being in the moving and storage
20 business I had five warehouses here in Las Vegas. And so they
21 came to me because people were looking for facilities and
22 buildings.

23 And so a good friend of mine from all the way back in
24 high school days, Steve Cohen, put together a group of us to do
25 an application to see if we could get a medical marijuana

1 license.

2 Q Okay. And do you recall was that application process
3 approximately 2014, the fall?

4 A Yes, it was.

5 Q Okay. And what applications did you apply for?

6 A We applied for all three, the dispensary, the
7 cultivation and the production licenses.

8 Q Okay. And did you apply as THC Nevada, LLC?

9 A We did.

10 Q Okay. And was THC Nevada successful in that
11 application process?

12 A Not for the dispensary. We didn't receive a
13 dispensary license. We did receive a cultivation and a
14 production license.

15 Q Okay. Now, did you appeal or take any legal action
16 related to the 2014 application process?

17 A I did not.

18 Q Why not?

19 A Well, I didn't feel our application was as good as it
20 should be. I saw all those other people in the county filed
21 suits because of the -- of the dispute between county control
22 and State control, and we really weren't involved in that. We
23 didn't apply for the county. We only applied for the City of
24 Las Vegas and North Las Vegas. So I didn't feel at that time
25 that there was any real reason to do it.

1 Q Do you recall approximately though where THC Nevada
2 fell in relationship to the rankings in --

3 A As I remember, I believe City of Las Vegas got 12
4 licenses, and we were 13 or 14. We just missed it.

5 Q Okay. And who did you use for the application
6 process? Any outside consultants at that time?

7 A We hired Jay Brown as our attorney. And then we
8 hired some other consultants besides that.

9 Q Okay. Now, going back to -- you get approved for the
10 cultivation and production; is that right?

11 A We did.

12 Q Okay. Did you end up becoming operational then?

13 A We did. We actually followed all these State rules
14 by then by The Division of Health. We immediately started
15 construction and planted our first plants in December
16 of '15th -- December of '15. That's when we got our permanent
17 license filed for that.

18 Q Okay. And around --

19 A And then our production license, we actually brought
20 in a partner because we really didn't have the time or the
21 expertise to do that type of a business. So we brought in a
22 partner, and he came into our building, our facility for half
23 the license, basically, and he's been operating that side of
24 it.

25 Q Okay. And approximately do you recall how much you

1 spent to build out that cultivation facility and get it going?

2 A Well, my budget was four million, and I think we
3 spent five and a half million.

4 Q Okay. And the end of 2015, the cultivation is
5 operational. And as a cultivation operator, you're going to
6 sell to dispensaries; correct?

7 A We do.

8 Q Okay. Now, there's some other plaintiffs here that I
9 want to see if you're familiar with and if you sell to them or
10 not.

11 Are you familiar with Fidelis Holdings, LLC, which
12 does business as Pisos?

13 A I am.

14 Q Okay. Do you know if they're currently in business?

15 A Yes. That was -- well, I was at their office a few
16 months ago or at their store a few months ago.

17 Q Okay. What about GBS Nevada, LLC, which is doing
18 business as ShowGrow. Are you familiar with them?

19 A Yes. They're one of our better customers.

20 Q Okay. So they're currently in business?

21 A Yes.

22 Q Okay. Gravitas Nevada, LLC, which does business as
23 the Apothecarium, are you familiar with them?

24 A I'm familiar with them. We don't do business with
25 them, but, yes.

1 Q Okay. MediFarm Nevada, LLC, which does business as
2 Bloom. Are you familiar with them?

3 A I'm familiar with them. Again, I don't think they're
4 one of our clients.

5 Q Okay. And Nevada Holistic Medicine, LLC, which does
6 business as MMJ America, familiar?

7 A Yes. They're one of our customers today.

8 Q Okay. And operational, obviously?

9 A Yes.

10 Q Okay. And Nevada Pure, LLC, which does business as
11 Shango?

12 A Yes.

13 Q Familiar with?

14 A I know them well. I know their owner well. He's in
15 my Las Vegas Executives Club with me. And so I know them well,
16 and, yes, they're operational today.

17 Q You didn't mention your Las Vegas Executive Club
18 earlier. What's that?

19 A Oh, it's a businessmen's group.

20 Q I'm just teasing. Okay.

21 THE COURT: She's just giving you a hard time because
22 she can.

23 MS. SUGDEN: I do that up here. I make bad jokes.
24 So anyhow.

25 / / /

1 BY MS. SUGDEN:

2 Q TGIG, LLC, which does business as Grove, are you
3 familiar with them?

4 A Yes, I know who they are. Yes.

5 Q Okay. So as far as you know, all those -- I'll
6 submit to you those entities are also plaintiffs in this case.
7 And they are all open and licensed, to your knowledge?

8 A To my knowledge, they're all opened and licensed.
9 Yes.

10 Q Okay. Now, when did you first become aware that
11 there was going to be a second opportunity to apply for a
12 dispensary licenses?

13 A Well, of course, before the ballot initiative passed,
14 we were all brought in to try to help and donate money to try
15 to get the ballot initiative that made recreational marijuana
16 legal in the State of Nevada. So I was involved in it before
17 the vote. And then, of course, after the vote and it passed,
18 we were all very much involved because the medical business had
19 been really, really hard the way the State required that the
20 medical cards go through the DMV, many, many of our Las Vegas
21 citizens wouldn't go do it because either they worked in
22 gaming, and, you know, gaming was death on this whole marijuana
23 business. They wouldn't go get a card. And many other people
24 just didn't want that on their driving records that they had a
25 medical marijuana card. So it was a very tough time for that

1 year and a half. We lost a lot of money.

2 Q And you had mentioned, you know, the company was open
3 and growing first seeds December of 2015; right?

4 A Right.

5 Q Is it your understanding that you were, in fact, one
6 of the first cultivators to be operational?

7 A One of the first large ones. There was a few small
8 ones that didn't take near as much build out as we took to
9 build ours, but, yeah, we were one of the first large ones to
10 get going.

11 Q Now what's your understanding on startup costs as a
12 cultivation compared to say a dispensary?

13 A Well, most dispensaries I think had somewhere around
14 a million dollar budget to build out if they were leasing a
15 facility, you know, without buying the facility itself. We
16 didn't buy our facility either. It's a lease. It's about a
17 million dollars to build out to put a storefront in, which is
18 really what a dispensary is.

19 Q Now, is it fair then to say your understanding would
20 be that a cultivation takes a lot more capital to get going?

21 A Oh, by far, yes.

22 Q Okay. And is that because a cultivation facility has
23 a lot more internal components as far as lights, fertigation
24 systems, watering, security, things like that?

25 A Chilling, chiller systems. That's -- keeping your

1 temperature in Las Vegas is a very important thing when you're
2 trying to grow plants indoors, yes.

3 Q Yeah.

4 A And we have to deal with the hard parts. You know,
5 when we get our product to most of our dispensaries, it's
6 already packaged. It's already labeled. It's in Matrix
7 [phonetic], and we transfer it to them. So it's easy.

8 We have to take it from when that plant comes out of
9 the clone room and goes into the vegetation room. It has to be
10 barcoded and tracked for every bit from there. Then once it's
11 harvested and trimmed, cured, then we have to have it tested,
12 and Nevada testing is the toughest testing in the United
13 States. And I think that's something we're proud of. It was
14 very hard for a bunch of us to learn how to grow plants that
15 could pass. We originally brought in some experts from
16 Colorado to be our consultants on how to grow this stuff, and
17 they failed the first 2000 pounds that we grew because of mold
18 because they didn't test for mold in Colorado.

19 Q I appreciate that. Thank you. So you were telling
20 me -- we were talking about the second opportunity for the
21 dispensary licenses, and I believe you had mentioned the
22 election. That's the November 2016 election; correct?

23 A (No audible response.)

24 Q And -- I'm sorry. Did you -- unfortunately -- did
25 you nod?

1 A No, yes. I'm sorry. Yes.

2 Q Oh, you did say yes. Okay. I was looking down. So
3 I may have missed it. But is it your understanding in that
4 allowed for recreational sales to begin in July of 2017?

5 A Yes. And all of the existing medical marijuana
6 dispensaries were given automatically a recreational license.
7 None of us, you know, which there were, of course, quite a few
8 more cultivational licenses and production licenses produced
9 than there was dispensary ones. So, yeah, we got nothing.

10 But our hope was that the way the ballot initiative
11 worked that 62, 64, whatever that number actually ended up,
12 they'd get one automatically because they were already medical.
13 And then there was going to be another 62, 64, whatever it is
14 for 124 to 128 licenses total in the State.

15 We hoped at that time that we would get a fair
16 opportunity to get one of those so we could have an outlet for
17 our product instead of having to basically try to sell it to
18 everybody else since most of them do have their own groves of
19 their own. So it makes it very difficult for us to compete
20 with their own products.

21 Q And I believe -- is it common phrase in the industry
22 to be vertically integrated, so you have your own grow?

23 A Right.

24 Q Potentially a production facility. And then you can
25 sell it at your own dispensary. That is the ideal situation?

1 A Yes, it is. And because of 280E, the federal tax
2 laws, there's a lot of benefits to be able to have because you
3 can basically write off all your costs to grow it, but a
4 dispensary technically can only write off what they pay for the
5 product they buy. So that's why sometimes the tax is real
6 difficult because they'll pay themselves a lot more money when
7 they buy it internally, of course, then they'll pay me as an
8 external person. And they do that for tax reasons. I
9 understand why they did it.

10 Q Sure. Okay. And we'll get into that in just a few
11 minutes as well. Because, you know, one of the things I wanted
12 to ask you is, you know, did you participate then, once the
13 ballot initiative gets approved, in the process by which the
14 State implemented the regulations for this first set of
15 recreational marijuana dispensaries?

16 A Yes. I was not able to be involved in any of the
17 actual processes they did to actually design the application.
18 But once we started seeing, and we saw basically categories and
19 a total points, not breakdown on how they were going to do it,
20 but total points for each category, I became very concerned at
21 that time. We went to the legislative counsel.

22 When they went to the legislature, the internal
23 legislative committee to approve it, and we spoke against it.
24 We said, look, you know, a lot of these things they're putting
25 in this application are totally in favor of the existing

1 dispensaries. They didn't look at the rest of us license
2 holders that have been paying taxes and working and keeping
3 this industry going from day one. They really put it to the
4 benefit of the existing dispensaries.

5 MS. SUGDEN: Okay. I do have a proposed exhibit
6 which is 1766. It's a -- this is a legislative history from
7 February 27th, 2018. I'd like to admit or offer for
8 admission if anyone has an objection.

9 THE COURT: Anybody have an objection to 1766?

10 MS. SUGDEN: I think it's 30 pages. I hope that's
11 not too big.

12 MR. PRINCE: Is that the minutes on that?

13 THE CLERK: It's already admitted.

14 THE COURT: It's already admitted, Ms. Sugden. You
15 don't have to worry.

16 MS. SUGDEN: Oh, shoot. Sorry, Dulce.

17 THE CLERK: 1766, yes.

18 MS. SUGDEN: 1766?

19 THE CLERK: Uh-huh.

20 MS. SUGDEN: Oh, I missed it.

21 MR. PRINCE: The cross is 3427.

22 THE CLERK: Oh, I don't know about the cross.

23 THE COURT: Thank you, Mr. Prince. We will keep a
24 record of that.

25 MR. PRINCE: Good.

1 MS. SUGDEN: I don't even know what that meant. But,
2 okay.

3 BY MS. SUGDEN:

4 Q So what we have here, Mr. Puliz, if you can see on
5 your screen, I'll ask you to look at that first page and see if
6 you are -- if this, in fact, would be the meeting that you
7 believe you were just talking about, the legislative
8 commission?

9 A Yes, it is.

10 MS. SUGDEN: Okay. And if we could go to page 5,
11 Shane.

12 BY MS. SUGDEN:

13 Q Do you see the top, the second paragraph, Allen
14 Puliz. Is that you?

15 A That's me.

16 Q Okay. And it says your comments focused on the
17 scoring method used in obtaining a dispensary license, the term
18 experienced key personnel in Subsection H of Section 80, and
19 the monopolistic properties in the marijuana -- excuse me, in
20 the marijuana industry. Do you see that?

21 A That is correct, yes.

22 Q Okay. Is that a fair minute recording of what you
23 believe your testimony was at the time?

24 A It was. I was pretty unhappy with when they threw in
25 taxes received again. A couple reasons. I know when they did

1 it for medical, the whole idea was to prove you were a Nevada
2 person so that the State had a history with you so they knew
3 who you were to be able to get the first medical licenses.

4 When it came to the second round, I said, well, if
5 it's just about what our business takes in in tax, that would
6 be really hard for a cultivator. We pay, it's supposed to be
7 15 percent, it averages about 20 to 25 percent of what we sell
8 our products for in taxes.

9 But dispensaries takes that whole amount. Say
10 it's -- say it's \$1800 we sell it to them for. Well, tax is
11 350. So we get \$1450. State's gets 350. And then the 1800 is
12 paid by the dispensary.

13 Well, the dispensary, to make money, and because
14 their tax issues they have, they have to market up to two and a
15 half, three times depending on the store and the product. So
16 they will charge a 10 percent State surcharge on that \$4600,
17 and then they will charge an 8.25 percent sales tax on that
18 \$4500. So there was no way we could compete with total taxes
19 paid.

20 I didn't know until the application actually came out
21 that they again wanted to see what you had paid or what your
22 owners or board members or advisory committee actually paid the
23 State in taxes. I didn't realize you could bring somebody in
24 like Lee's Liquor that sells hundreds of millions of dollars
25 worth of product in the State of Nevada. Their sales tax, of

JD Reporting, Inc.

1 course, would wipe out more than anything anybody else did at
2 that time. So I was upset about that.

3 And then the term key personnel basically excluded
4 anybody that didn't already own a dispensary. We had to go out
5 and pay an awful lot of money to bring in a person who had run
6 a dispensary for three years before the application process
7 here in Las Vegas so that we had somebody that had the
8 experience necessary.

9 In reality, we know all of the legalities and all of
10 the tracking and the seed-to-sale and matrix system. And, I
11 mean, what they really have to do is make sure they check
12 everybody's ID so they don't sell to somebody under 21 and have
13 a retail store. That's basically what it comes down to.

14 And we had -- one of my partners has had ten
15 different retail stores in this state and in California in the
16 last 15 years, but none of that experience and my experience
17 with a Nothing Bundt Cake retail store, none of that seemed to
18 make any difference. And you could tell that's where the
19 dispensary association got to put in their little extras to
20 make sure that the dispensaries got a lion's share.

21 Q Now, you also have Mr. Steven Cohen listed below your
22 name. Do you see that?

23 A Yes.

24 Q Who is Mr. Cohen?

25 A Cohen -- Steve Cohen is our corporate counsel. At

1 one time he was a minority partner with us, but then had to
2 sell his shares as he was appointed to the Gaming Control
3 Board.

4 Q Being appointed to the Gaming Control Board, is it
5 fair to say that he has a great understanding then of
6 regulatory compliance? Is it your understanding that Mr. Cohen
7 would?

8 A Yes. Because even before he was on the board he was
9 in front of them. He was basically a gaming attorney. That's
10 what he did, and he worked in that regulated field for 30
11 years.

12 Q Okay. Now, after you -- oh, actually, I'm sorry.
13 Let me go through Mr. Cohen's comments because you were there,
14 and you got to participate.

15 A Yeah, we sat at the table together. We went up as
16 one group. Yes.

17 Q Okay. And I won't go through all of his bullet
18 points, but do you see Number 2, potential litigation?

19 A Yes.

20 Q So is it fair to say that it looks like Mr. Cohen had
21 an idea that the licensing process, the way it was framed would
22 lead to potential litigation?

23 A He did.

24 MS. LEVIN: Objection. Hearsay.

25 THE COURT: Overruled.

1 BY MS. SUGDEN:

2 Q And then do you agree, Mr. Puliz, with the statement
3 below the bullet points: Mr.-- excuse me, Mr. Cohen requested
4 the opportunity to address what he perceives as glaring defects
5 in the regulation process and to clear up ambiguities in the
6 regulation?

7 Do you see that?

8 A I do.

9 Q And do you agree with what his perception is? Do you
10 have those same --

11 A I did, yes.

12 Q Okay. And you had just talked about some of the
13 reasons why; correct?

14 A I did.

15 Q Okay. So after you testified in February of 2018,
16 did you have any negative consequences as a result of your I'll
17 call protest?

18 A Yes. Four or five of our customers immediately cut
19 us off and wouldn't purchase from us anymore.

20 Q Dispensaries you mean?

21 A Dispensaries.

22 Q Okay. Do you remember any of those names?

23 A Essence, CW -- Essence has never bought from us
24 since, and they did before. We actually did that, but they cut
25 us off.

1 Q Okay. So is it fair to say it was retaliatory
2 behavior for opposing or at least stating your opinions about
3 the regulatory --

4 A That's what I believe --

5 MR. J. SMITH: Objection --

6 THE WITNESS: -- and that's what we heard.

7 MR. J. SMITH: -- calls for speculation.

8 THE COURT: Overruled.

9 BY MS. SUGDEN:

10 Q But nevertheless you went ahead and decided to apply
11 for the dispensary applications in 2018; correct?

12 A Yes. Well, when it came out and we first saw parts
13 of the application, I had my executive director of the Nevada
14 Trucking Association, I'm also on their board. I'm sorry. And
15 I'm the past president, and I think I just left the presidency
16 when this happened.

17 I --

18 Q You keep forgetting to tell me all these good things
19 you've done.

20 A I forgot to -- and I asked Paul Linos [phonetic], who
21 was our executive director, if he could get me an appointment
22 with Deonne Contine and Jorge, and he did. And on January
23 5th we went in and sat down and had a meeting with them, me,
24 Paul Linos, my son Nick and one of our other partners Steve
25 Rosen.

1 And the real meaning was should we waste the amount
2 of money it takes because I had realized with our medical I
3 really didn't spend enough to hire the best people to get that
4 application to where it should have been. You know, we spent
5 about 250,000, and I wanted to say, you know, is it worthwhile?

6 I had Jorge there because he had had a problem with
7 my son Nick. And if that was going to affect us in any way in
8 the future, I needed to know that.

9 And then I talked to Deonne and Jorge about some of
10 the issues I had with this application. And as he told me, you
11 don't know how many points they're going to score you for the
12 taxes being paid. He told me that we would have a fair shot
13 and that he would not give anybody more than one or two
14 licenses, and he would be the person -- he would look at every
15 application at the end, and he would decide who got them.

16 And it always amazed me when he said that because if
17 his boss, you know, if she could have kicked him under the
18 table, you know, she would have. It was that kind of a look
19 that she gave him at that time.

20 Q So let me understand. Mr. Pupo told you at that
21 meeting where there was other people that he would be the final
22 say, determiner of the application process for these --

23 A He definitely said that.

24 Q Okay. Did you rely on those representations that
25 Mr. Pupo made in that meeting in making the decision on behalf

1 of THC to apply for this application process?

2 A We did.

3 Q Okay. So let's go through now, again we're in 2018.

4 The applications come out in July of '18; correct?

5 A Yes.

6 Q Okay. So who did you use --

7 Tell me about that application process. What did you
8 do?

9 A We hired Jay Brown again. He hired a with us a
10 separate consultant to help write it. We also went out and
11 hired another consultant to help us with the financial analysis
12 side of it. We hired an architect to do renderings and
13 drawings for our buildings that we had put in. I know there's
14 been a lot of discussion about whether we had to have a
15 location or not. But when I talked to Jay about it, Jay says,
16 well, Jorge said you don't have to have it. But the law says
17 you do. So that's why we went ahead. We used the buildings I
18 owned, two of them, you know, one in Vegas, one in the county
19 that I owned for putting our dispensary in; and one in Reno
20 where one of our partners, Mike Porra[phonetic] was looking to
21 buy it and build it out and rent it to us.

22 Q So then did you make three applications?

23 A We did.

24 Q And \$5,000 apiece?

25 A Yes.

1 Q Okay. And you also spent money on Mr. Brown, I
2 assume?

3 A Yes.

4 Q Was that the 250,000 you referenced?

5 A It's part of it. Not -- Jay was not that much money,
6 but, yes, that and the consultants and all the other fees we
7 ended up having to pay.

8 Q Okay. So total though, is it your testimony that the
9 amount that THC expended was \$250,000 in this application
10 process?

11 A It is.

12 Q Okay. And if I'm crossing you, I'm going to say,
13 well, Mr. Puliz, why would you use the same consultant,
14 Mr. Brown? Because he wasn't successful in 2014. Why did you
15 decide to use Jay this time?

16 A Well, he wasn't successful with us, but we were one
17 of his later clients coming into it. He did do very well with
18 most of his clients, especially in the county. And if you need
19 to get a special use permit, Jay is the guy you really want to
20 have representing you in Clark County, City of Vegas or North
21 Las Vegas.

22 Q Gotcha. Okay. Now, did you get a chance to review
23 your -- I'm going to back up.

24 December 5th, 2018, what information do you receive
25 as it relates to these three applications?

1 A Well, that's when they announced the winners. We
2 didn't get anything. Matter of fact, it took three days for
3 them to get us our letter saying we did not get a dispensary.
4 Jorge said it was some kind of computer, you know, foul up.
5 But then after that, then we were able to set an appointment
6 and go in and see them. You weren't allowed to take notes or
7 do any pictures. They just gave you the broad each category
8 score, not how they came up with those scores.

9 Q Okay. And we did get admitted -- there were some
10 text messages between your son Nick Puliz and Mr. Pupo on
11 December 5th, 2018?

12 A Right.

13 Q Okay. Is it -- do you understand, have you seen
14 those text messages, what the substance of those communications
15 were?

16 A I have.

17 Q Okay. And in those, what's your recollection of that
18 correspondence?

19 A Well --

20 MS. SUGDEN: Actually, Shane, can you pull that up.
21 I just have the 1538, which I don't think is the correct --

22 TECH SHANE: Is it 1588?

23 MS. SUGDEN: I have 1538, but that might be an old --
24 you know, I came in just a few weeks ago. So I'm still --

25 THE CLERK: 1538 is text messages.

1 MS. SUGDEN: Oh, I got it right. Okay.

2 BY MS. SUGDEN:

3 Q Mr. Puliz, will you take a moment to look at these
4 pages.

5 A Yes.

6 Q Okay. Did you get to go through them all?

7 A Yes.

8 Q Sorry. Okay. So is it your testimony that you guys
9 didn't even find out on December 5th, 2018, what the results
10 were?

11 A Not officially, no.

12 Q Do you know whether or not, other than these text
13 messages if your son communicated with Mr. Pupo?

14 A Sometimes. Most of the time he dealt with Kara
15 Cronkhite and some of the other directors, some of the
16 inspectors directly. Once in a while he would communicate.
17 He'd call, or mostly sent emails to Jorge.

18 Q Okay. And let me back up again. I'm getting ahead
19 of myself. But who is Nick Puliz?

20 A That's my son. He's our general manager that runs
21 the Grove.

22 Q Okay. Does he --

23 A The cultivation facility.

24 Q Okay. The day-to-day operations?

25 A Yes.

1 Q Okay. And so is it your understanding whether or not
2 Nick was able to freely access Mr. Pupo?

3 A I don't believe he was. Again, as I said, Jorge
4 wasn't very pleased with my son, and he would send texts or
5 send emails, and Jorge would give us, yes, no. We had an issue
6 with -- we started recreational that we would put the
7 15 percent wholesale tax on our invoices because for one thing,
8 it's a heck of a lot easier for the State to audit. And so I
9 figured tax would be all over that. They would be very much in
10 favor of it. But, no. Jorge immediately came back and said
11 no, you can't do that. You don't have to put every excise tax
12 on your bill. And that was his words to us that you couldn't
13 do it anymore. So we do not separate them and haven't since.

14 We sent many letters and emails talking about the tax
15 and how the State figures it. That was also one of the things
16 they got approved in their regulations by the legislative
17 committee was how they would round or they would average and
18 come up with a tax. Well, the reason that they told the
19 legislature they would do it that way is because they didn't
20 want a vertical grower to sell pot to themselves for a dollar.
21 There wouldn't be much of a wholesale tax on a dollar, of
22 course, 15 cents. What they failed to realize was because of
23 the federal tax rates, nobody would ever do that because your
24 dispensary would pay 35, 37 percent corporate tax on everything
25 above the dollar.

1 Q Okay. So is it fair then that the State started
2 imposing an average per pound price for the sellers of
3 wholesale marijuana to tax at?

4 A Yes. And they changed it every six months.

5 Q Okay. So even though you may sell, say, a pound of
6 marijuana at \$1400, you have to pay tax on whatever the State
7 determines is the average of all the sales?

8 A Exactly, yes.

9 Q It may be 2,000, maybe 2200?

10 A They're at 2100 per pound right now, and that's
11 supposed to be without the tax. So price to the dispensary
12 would be \$2450.

13 Q Okay. Now, you had mentioned, you know, Mr. Pupo
14 wasn't very happy with your son.

15 A Yes.

16 Q And one of the incidents, was it because of this way
17 in which you guys put invoices and broke out taxes?

18 A Part of it. It happened before that when Mr. Pupo
19 had probably been on the job a month. I don't know, maybe two.
20 He was brand-new running that division, and we were applying
21 for a distribution license. And my son changed a word on a
22 letter that North Las Vegas had sent him because he had been
23 talking with them and told them what he wanted, and they said
24 no problem. And so he added the word distribution into that
25 letter and sent it on to the State for our application for a

1 distribution license.

2 Q Okay. I want to break that down a little bit just so
3 I can understand and the Court what the issues are in that. So
4 there was an application for a distribution license that THC
5 was applying for; correct?

6 A Yes.

7 Q And it was an application to the State?

8 A Yes.

9 Q Okay. And what does a distribution license allow you
10 to do?

11 A That allows you to deliver your product to the
12 dispensaries directly.

13 Q Okay. So without that license, you as a cultivator,
14 cannot move your product and say deliver it to Pisos?

15 A We have to hire a third party vendor that does have a
16 distribution license to deliver it for us.

17 Q And that's an additional cost I assume?

18 A Yes.

19 Q Okay. So THC made the decision to apply for a
20 distribution license, and as part of that, I believe your
21 testimony was there was something needed from the City of North
22 Las Vegas; correct?

23 A Yes. It was a letter stating that they are an
24 approved facility for a marijuana business. Which, of course,
25 we were because they approved it back in '15 when we did the

1 original medical application. The business was a trucking
2 company. We were already a distribution company out of that
3 facility. It's kind of made for that. So and Nick had called
4 them and talked to them because the State asked for this in the
5 application that we get a letter from the City saying it was
6 yes, they're okay with doing that.

7 Q Is it akin to like a special use permit, getting a
8 designation that this facility is approved?

9 A Well, it was -- we already had the special use permit
10 for marijuana. That's why it was just the word -- they already
11 said in the letter that this is an approved marijuana
12 establishment. And Nick had talked to them, and they were
13 supposed to put down marijuana and distribution in it, and they
14 didn't. And that was a Friday, and North Las Vegas is closed
15 on Fridays, and the application had to be in that day. So Nick
16 added the word distribution, which was wrong. There's no doubt
17 about it. That's why I didn't fight Jorge when he came in and
18 just tore my son a new whatever and said he was going to give
19 him a \$10,000 fine. If he wanted to fight it, he would close
20 our business down.

21 Q Okay.

22 A And I understood. I mean, my son was 32 years old,
23 33 years old, and he made a stupid mistake. He hadn't dealt
24 with government agencies like I had for the last 50 years.

25 Q Now, I'll submit to you that the word forgery was

1 used by Mr. Pupo and kind of echoed by Mr. Prince. Knowing
2 what you know about this letter, which I believe was submitted
3 in a Word format; correct?

4 A Yes. It was just a Word doc they sent to him.

5 Q And then Mr.-- Nick, your son, added the word
6 distribution because, again, based on what you said, my
7 understanding is that word was needed to submit this paperwork
8 to the State?

9 A I don't know that it was really needed. Nick thought
10 it was needed.

11 Q Okay. And that activity resulted in a \$10,000 fine?

12 A It did.

13 Q And that activity was --

14 A And the loss of a distribution license.

15 MS. SUGDEN: Okay. I'd like to propose Exhibit 1259.
16 It is a -- I believe -- it's marked confidential. We are
17 willing to waive this because it's related to this disciplinary
18 action, and it is from the State Department of Tax on the
19 specific issue. So it's a public record as well.

20 THE COURT: Ms. Levin.

21 MS. SUGDEN: 1259. It's one page, August 25th --

22 THE COURT: They've indicated they're waiving
23 confidentiality.

24 MS. LEVIN: Yes, Your Honor. I mean, I'm not
25 objecting because I've already -- Ms. Sugden has already said

1 that they are waiving the --

2 THE COURT: All right. Be admitted.

3 (Exhibit Number(s) 1259 admitted.)

4 MS. LEVIN: Okay.

5 MS. SUGDEN: Okay.

6 THE COURT: And, sir, if you need them to make it
7 bigger or go someplace else within the document, let them know.

8 BY MS. SUGDEN:

9 Q Now, Mr. Puliz, if you could look at this letter and
10 see if you're familiar with it.

11 A Yes.

12 Q Okay. And my read of this is that the Department
13 reviewed the application and regrets to inform THC Nevada and
14 to your son Nick Puliz that the applicant's submission of false
15 or misleading documents to the Department is the reason for
16 rejecting or unapproving the application. Is that fair?

17 A That's correct.

18 Q Now, you've heard, like, testimony in this trial;
19 right?

20 A I have.

21 Q Okay. Are you aware that there are several
22 applicants that submitted UPS stores, for instance, on their
23 location?

24 A Yes, I am.

25 Q Do you believe that they're, in your opinion, that

1 misrepresenting that you could operate a marijuana store out of
2 a UPS location is any different than misrepresenting and
3 getting a \$10,000 fine for adding a word?

4 A No. It's as bad, if not worse.

5 Q Thank you. Okay. Now, we're back to December 5th,
6 2018.

7 MS. SUGDEN: If you could pull up those text messages
8 again, Shane. Yeah -- 1589 -- 1538. Okay.

9 BY MS. SUGDEN:

10 Q And in the first message, it says, hey, hey, Jorge.
11 This is Nick Puliz with THC Nevada. It looks like Nick is
12 introducing himself; correct?

13 A Yes.

14 Q Okay. So it leads you to believe that they do not
15 text often?

16 A No. I believe he got Jorge's cell phone number
17 because Jorge texted him or replied to something he had asked.

18 Q Okay. So what happened after this process where you
19 find out that none of the three applications were approved?
20 Did you guys review the scoring?

21 A Yes. My corporate counsel Steve Cohen and my son
22 Nick went down to go over it.

23 Q Okay. And did you get an understanding of what the
24 results of that review were?

25 A I did.

1 Q Okay. You did?

2 A Yes.

3 Q Okay. Tell me what your understanding was.

4 A That we didn't measure up in two or three areas. Of
5 course, we did not be able -- could not see the actual
6 breakdown of the scoring. But under organizational, we scored
7 very poorly. Tax receipts was just middle of the road. And
8 there was two or three other areas that we didn't score as high
9 as I thought we would with all the money I spent and the
10 experts I brought in to put those together.

11 Q Okay. I know you mentioned a few things, and I'd
12 like to walk through them.

13 The organizational chart, I'll submit to you that's a
14 45-point category. Now, did you know within the organizational
15 chart that descriptions were needed?

16 A No. It didn't say it on the application at all. It
17 was a pretty well boxed show us your organizational chart, and
18 that's what we did. And then we found out afterwards that we
19 were supposed to give them or at least for the graders said
20 they had to have a breakdown of each box and what that position
21 entailed and what they did. And that was not in the
22 application that we filled out.

23 Q So THC Nevada got 5.67 points out of 45 on the
24 organizational chart; correct?

25 A Correct.

1 Q Okay. And part of that, from what I just understood
2 you to say is because THC Nevada didn't have the information on
3 how that category was going to be graded?

4 A That's correct.

5 Q Is it fair to say it's not hard to put a description
6 in of employees or key personnel and what they're going to do?

7 A No. We thought --

8 Q If you had that --

9 A Yes.

10 Q I'm sorry.

11 A We thought that was just an easy little they just
12 wanted to see an org chart, which, you know, we've done on
13 many, many different type of bids in application. And if they
14 want more than that, they usually put it right down there and
15 explain what they do for your company, each box.

16 Q Okay. Now, I know you came in this afternoon, and we
17 talked about Haven calling in and listening. You got a chance
18 to hear part of Greg Smith, the expert's testimony earlier
19 today?

20 A I did.

21 Q Okay. And Mr. Smith talked about not what emails,
22 what access to information, who went to dinner with who; he
23 looked at the process and made a determination. Is that your
24 understanding?

25 A Yes, it is.

1 Q Okay. And, in fact, you know Mr. Smith, don't you?

2 A I do. I sit on the prison industries committee with
3 him for two or three, four years, five years, quite a while
4 actually.

5 Q What's your opinion --

6 A And my dad before me.

7 Q I'm sorry. What's your opinion of Mr. Smith?

8 MR. PRINCE: Oh, objection. Foundation. Improper
9 opinions --

10 THE COURT: Overruled.

11 MR. PRINCE: -- as to about what he --

12 THE COURT: You're not asking honesty. You're only
13 asking experience; right?

14 MR. PRINCE: But he's asking opinion on what -- of
15 Mr. Smith.

16 THE COURT: Mr. Prince, he can give an opinion
17 related to the witness's qualifications, but not as to the
18 witness's veracity.

19 MR. PRINCE: She said what do you think of him. That
20 was the question.

21 THE COURT: Yes, Mr. Prince. I have overruled your
22 objection.

23 You can answer, sir.

24 THE WITNESS: Well, I worked with him quite a bit,
25 and he was very, very knowledgeable on all State applications.

1 He dealt with us in prison industries when we would bring in a
2 new employer, had to write a new contract with them for
3 somebody that was going to employ prisoners. He worked with us
4 on building new properties and equipment and those type of
5 purchasing items with us, and he was always a very
6 well-respected part of our committee.

7 Q Did you hear Mr. Smith state that the RFP scoring
8 process in that it is important to know what the criteria is.
9 It must be clear and concise?

10 A Yes.

11 Q Do you agree with that?

12 A Completely. I've done a lot of bids with the states
13 and counties and cities for my moving company and records
14 storage business over the last 30 years, and usually you only
15 fill out exactly what's asked on the application because they
16 don't want to see anything else. And they are very direct.
17 It's checking each box. You know, what's your hiring
18 practices. What's your financial outlook. And then, of
19 course, in a service contract like ours, the bottom part was
20 what's your price, and that was always a major part of any bid,
21 but not the only --

22 Q Criteria?

23 A -- criteria that they pick a vendor to do.

24 When I did the justice courts, I was not the lowest
25 bidder, but they went out and hired an expert to organize and

1 control their move, and he went out and went out to other moves
2 of ours to watch us do it. He went through all the process,
3 and they threw out the guy that was much cheaper than I was
4 because they knew we could get it done in the time frame they
5 needed.

6 Q So again, it's important to represent things -- well,
7 strike that.

8 Let me go back. Now, you had mentioned in your
9 business in the trucking and document storage and disposal that
10 there were times you were involved in the competitive bidding
11 process?

12 A Yes, many times.

13 Q Okay. Approximately how many times?

14 A For large jobs for the city, state, county, 30 times
15 maybe in the last 20 years, 25, 30 years.

16 Q So last 20 years, at least 30 times with public
17 entities?

18 A With public entities, yes.

19 Q That you submitted proposals for?

20 A Yes.

21 Q Do you recall how many of those were unsuccessful?

22 A Probably a third of them.

23 Q And as a result of those unsuccessful bids, did you
24 ever take any steps to contest the process?

25 A No. In my history of knowledge of these, usually

1 when you went to the bid, they did a bid opening with you. So
2 all the 10, 12, 15 people that were bidding sat down in a room,
3 and they opened the bids, and they told us who the winner was
4 and why. And it was always very open. Like when I got my big
5 jobs they said, well, we're giving this one to Puliz. He was
6 more money because he says he can get it done in two months
7 where you're going to take six months. That was the type of
8 criteria that was used, and it was all very open, and everybody
9 knew. So I never did challenge any of them, and I lost some
10 big ones. I didn't do the State offices here in Las Vegas,
11 which is a big one that I would've thought I would've gotten at
12 that time, but I didn't.

13 Q So if you didn't challenge in those 30 plus times in
14 probably, like you said, pretty big bids in some instances,
15 why -- please tell the Court why did you decide to join this
16 litigation?

17 A Well, we didn't to start. And then I started getting
18 information back on it, like some of the applicants got eight,
19 seven, six dispensary licenses in the good areas, which are
20 Clark County area and Washoe County area. After Jorge had told
21 me he wasn't going to give out any more than one or two. So
22 that really made me angry when I figured I just wasted \$250,000
23 to bid on something that I never really had a chance at. So
24 that did get me upset.

25 And then we went to a couple of the meetings. We

1 went to Pisos to talk with the group, and that's where I really
2 decided we needed to be involved in this, that we were not
3 treated fairly.

4 MS. SUGDEN: Okay. I would like to move to admit --
5 and, Your Honor, I'm sorry it's a large exhibit. It's 1600,
6 which is our scoring sheets for THC Nevada.

7 THE COURT: Any objection?

8 MS. LEVIN: Hold on. Is it --

9 MR. J. SMITH: Hold on, Your Honor.

10 MS. SUGDEN: It's 287 pages, but they are important.
11 1600, it's THC's grading sheets from the scores.

12 MR. J. SMITH: Yes, Your Honor. We do have an
13 objection to foundation. There's no evidence the witness has
14 even seen these documents before. They look like internal
15 State documents.

16 THE COURT: I am certain they are if they're scoring
17 sheets, right, Mr. Smith?

18 MR. J. SMITH: They look like it.

19 THE COURT: Yeah.

20 So you can use them with the witness all you want.
21 Because I have a foundational issue, I'm not going to look at
22 them, but you can show them on the screen to have your client
23 look at them and testify about them.

24 MS. SUGDEN: Okay. And just, I'm sorry. Just so I
25 understand, even though they were produced by the State as part

1 of their records and the scoring, there's still foundational
2 issue?

3 THE COURT: There are foundational issues. They've
4 been raised every time somebody has tried to admit the score
5 sheets.

6 MS. SUGDEN: Okay. Thank you. I apologize. Again I
7 just I'm sorry. I came in a few --

8 THE COURT: It's okay. It's okay.

9 MS. SUGDEN: -- a few weeks ago. I'm sorry.

10 MS. LEVIN: Your Honor. Your Honor, just, and again,
11 those are also attorney's eyes only documents. So again to the
12 extent that THC is okay with waiving any confidentiality, then
13 I --

14 THE COURT: Well, I'm going to allow her to show the
15 scoring sheets to her client on the screen. I'm not going to
16 look because they're not admitted, but that does not preclude
17 him from commenting on the scores that he sees on the sheets.

18 MS. LEVIN: Understood, Your Honor. So to the extent
19 any content is disclosed, that's --

20 THE COURT: Yeah.

21 MS. LEVIN: I guess that's a waiver; right?

22 THE COURT: It's fair game.

23 MS. LEVIN: Okay. Thank you, Your Honor.

24 THE COURT: All right.

25 MS. SUGDEN: Well, THC has told me they've nothing to

1 hide. So they are good --

2 THE WITNESS: I don't understand why this stuff is
3 all confidential anyway. It's all State documents. It should
4 be --

5 THE COURT: Well, because there's the State statutes
6 that make everything confidential. I couldn't even see them
7 for two months until the legislature changed the law.

8 Shane, if you could pull it up.

9 MS. SUGDEN: Now, I understand. Thank you. It's the
10 law.

11 BY MS. SUGDEN:

12 Q Okay. So we're going to go to page 9, and we're
13 going to talk about --

14 THE COURT: 1600-9, and I'm looking at the lovely
15 doors and exit signs again.

16 MS. SUGDEN: I'm sorry.

17 THE COURT: It's okay. They've changed a lot since
18 the last time I looked at them.

19 BY MS. SUGDEN:

20 Q Okay. So Mr. Puliz, I've reviewed these with you;
21 correct? Even though -- attorney's eyes only it says on there,
22 but this is your -- this is THC's grading scores?

23 A Yes.

24 Q Okay. Now, Element 2 -- it's hard to see Element 2.
25 It's hard to see. It says, "Adequate first year operating

1 expenses." Do you see that?

2 A I do.

3 Q And is it fair that there's three evaluators, 20
4 points each?

5 A Correct.

6 Q And THC Nevada got a point, a whopping .33?

7 MR. J. SMITH: Your Honor, she's just reading from an
8 unadmitted document now. So I object.

9 THE COURT: Okay. The objection is overruled.

10 Keep going.

11 BY MS. SUGDEN:

12 Q Do you see that, Mr. Puliz?

13 A I do.

14 Q Does it surprise you that out of the 60 points THC
15 Nevada could not get one point for adequate first year
16 operating expenses?

17 A Yeah. I didn't understand that at all.

18 Q Now, again you had talked about THC was one of the
19 first large-scale at least cultivators being in operation since
20 December of '15?

21 A Yes.

22 Q Okay. And is it fair that even though medical was
23 tough, the business was profitable?

24 A Yes.

25 Q Okay. So the business itself in your knowledge of

1 the business as the managing partner, do you feel that there
2 was adequate first year operating expenses for a dispensary?

3 A Yes.

4 Q Okay.

5 A We showed 3 million in liquid cash, not lines of
6 credit, liquid cash in the banks with bank statements or in
7 stock markets that is liquid for our 3 million in cash, plus I
8 showed another 2 million in operating income from the
9 cultivation of 200,000 a month to be able to support a
10 dispensary.

11 MS. LEVIN: Objection. Assumes facts not in
12 evidence.

13 THE COURT: Overruled.

14 BY MS. SUGDEN:

15 Q Okay. Let's go to page --

16 THE COURT: Now, Ms. Sugden, you know I'm not doing
17 math as part of this; right?

18 MS. SUGDEN: I do.

19 THE COURT: Okay.

20 MS. SUGDEN: 23 of 1600. This one doesn't
21 necessarily require math.

22 BY MS. SUGDEN:

23 Q But the first element, taxes paid to the State of
24 Nevada. Do you see that?

25 A I do.

1 Q Okay. And is it your understanding that there is
2 a -- this is a tiered scale. So if you pay zero to 3 million,
3 three to six, you get different points; correct?

4 MR. J. SMITH: Objection. Lacks foundation.

5 THE WITNESS: I understand that now. I did not
6 understand that during the application --

7 THE COURT: Overruled.

8 THE WITNESS: -- but, yes.

9 BY MS. SUGDEN:

10 Q Okay.

11 THE COURT: Mr. Smith, you've got to come to a mic if
12 you're going to be objecting.

13 BY MS. SUGDEN:

14 Q Mr. Puliz, does it make sense to you that --

15 UNIDENTIFIED SPEAKER: I can get --

16 BY MS. SUGDEN:

17 Q -- that one --

18 Oh, I'm sorry.

19 THE COURT: Oh, no. I'm going to make a move.

20 MR. J. SMITH: It's okay. I'll [inaudible].

21 MS. SUGDEN: No, it's okay. I didn't --

22 THE COURT: It's all right. Jordan could usually
23 speak from the back of the room, but he's having trouble today
24 because of the mask.

25 MS. SUGDEN: Is it okay, we're --

1 THE COURT: It is. Keep going.

2 BY MS. SUGDEN:

3 Q So taxes paid. Evaluator one gives THC Nevada six
4 points, but then the other two evaluators give eight points.
5 Does that make sense to you?

6 A I don't know how they could be --

7 MS. LEVIN: Objection. Lacks foundation.

8 THE COURT: Overruled.

9 MS. LEVIN: Calls for speculation. It's also beyond
10 the scope of this phase of the trial.

11 THE COURT: Overruled.

12 BY MS. SUGDEN:

13 Q So it doesn't make sense to you how three
14 different --

15 A It does not -- that does not make sense.

16 Q Okay.

17 We had talked about the organizational chart earlier.
18 Remember that?

19 A Yes.

20 MS. SUGDEN: Okay. Let's go to page 13, Shane, of
21 1600.

22 BY MS. SUGDEN:

23 Q And we had talked about there was 5.67 awarded out of
24 45 points; right?

25 A Correct.

1 Q Okay. And is it your understanding that if you had
2 known that descriptions were needed you would have included
3 that in the organizational chart?

4 A Completely.

5 Q It wouldn't have been hard to do; right?

6 A No.

7 Q But if you had the information and you knew, you
8 would have done it?

9 A Yes. If we would've known it was required on the
10 application, we would've put it in and not lost 40 points.

11 Q Okay. Now, you've heard a lot about this location
12 idea; right, in this trial?

13 A Yes.

14 Q Okay. And Mr. Pupo says that everybody knew that
15 location wasn't going to be scored; is that right?

16 A Not to us. As I said, our attorney Jay Brown said he
17 talked to him. He said it was just -- Jay was very concerned
18 because the law also stated you had to have a location. So
19 that's why Jay advised us to put locations in.

20 Q And in your experience doing all of those bids you've
21 done competitively, I believe you said, look, they ask for
22 something, and you put it in, and that's how they grade it or
23 review it?

24 A Yes.

25 Q Is it fair that if someone has -- if the form had

1 location as an item that it would be reviewed and graded and
2 considered?

3 A Yes, and scored. Because remember, they didn't tell
4 us what parts they were scoring, just categories.

5 Q Because if it wasn't being scored, why in the world
6 would you need to put a location in?

7 A Exactly.

8 MS. SUGDEN: Okay. Your Honor, could we take a
9 five-minute break? I think I'm almost done with him, but I
10 just want to review my notes. I know it's late towards the end
11 of the day. I apologize.

12 THE COURT: Okay. It's a requested break though. So
13 be careful under --

14 What's was the name of the case, Mr.--

15 MS. LEVIN: Coyote Springs.

16 MR. J. SMITH: Coyote Springs.

17 THE COURT: *Coyote Springs versus Bright Source.*

18 MS. SUGDEN: I got nothing to hide.

19 THE COURT: I won't mention Mr. Gentile's client's
20 name.

21 Five minutes.

22 (Proceedings recessed at 4:17 p.m. until 4:19 p.m.)

23 (Pause in the proceedings.)

24 THE COURT: You ready, Ms. Sugden?

25 MS. SUGDEN: I am. Thank you.

1 THE COURT: Wait.
2 MS. SUGDEN: I apologize.
3 THE COURT: We're going to start again. Thank you.
4 MS. SUGDEN: I pass the witness.
5 THE COURT: Thank you.
6 Do any of the other plaintiffs wish to inquire?
7 MR. DZARNOSKI: Yes, Your Honor.
8 THE COURT: Mr. Dzarnoski.
9 Let's wipe down for him. Do you need some wipes?
10 Here you go, Ms. Sugden.

11 MS. SUGDEN: Well, there's actually some up here.
12 Thank you. I just I'm not good at holding.

13 CROSS-EXAMINATION

14 BY MR. DZARNOSKI:

15 Q Good afternoon, Mr. Puliz. My name is Mark
16 Dzarnoski, and I represent Gravitass, GBS Nevada Partners, TGIG,
17 MediFarm, Nevada Holistic Medicine, Nevada Pure and Fidelis in
18 this action. I just have a few questions for you, sir.
19 Inasmuch as you have cultivation and production licenses, who
20 is it that you have to sell your product to?

21 A The dispensaries themselves. They have a buyer
22 usually at each one of their stores that we sell to.

23 Q And you have -- do you sell both recreationally and
24 medical marijuana?

25 A Yeah. There's not much difference in that today

1 except for the way it's sold and taxed. Our product is
2 basically all sold as rec now.

3 Q And would it be accurate, sir, that the only client
4 that you -- the only clientele that you are legally able to
5 sell to is licensed dispensaries in the State of Nevada?

6 A Yes, that's completely true.

7 Q And therefore it's very important for you to know
8 who, in fact, are the licensed dispensaries to whom you can
9 sell; is that correct?

10 A That is correct.

11 Q And I did hear that -- it's a little hard to hear in
12 the back. So I heard that you identified some of my clients as
13 actual customers to acknowledge that they are in business, and
14 you sold product to them. I think I heard you say that Nevada
15 Holistic Medicine was a customer; is that correct?

16 A Yeah. What's their dispensary names? I'm sorry. I
17 don't really --

18 Q NHM.

19 A Yes.

20 Q So you know that they're in business by virtue of the
21 fact that you sell product to them?

22 A Yes.

23 Q Okay. And I'm not sure. Was ShowGrow a customer as
24 well?

25 A Yes, they are.

1 Q Okay. I think you said one other one maybe was a
2 customer, but you probably don't remember all the names. So
3 I'll read them off, and you tell me which one is a customer.

4 The Apothecarium?

5 A I don't believe we sell to them, no.

6 Q Okay.

7 A I think actually we did deliver some samples to them
8 last week or the week before because we are trying to sell to
9 them. So yes, I know they're there and they're in business.

10 Q Right. They are a potential customer, and you try to
11 sell to them?

12 A All of them are potentials. We try them all.

13 Q All right. How about The Grove?

14 A They're not a customer of ours. I know who they are
15 though.

16 Q Okay. And you know they operate a dispensary, and
17 you try to sell to them?

18 A Yes.

19 Q Bloom?

20 A Same thing. They're not a customer of ours today,
21 but we'd like them to be.

22 Q Shango?

23 A Yeah. Shango, we don't sell. They have their own
24 grow on house. So, but I know them very well. I know John
25 [indiscernible] and his son that run it.

1 Q And you try to sell to them?

2 A Oh, yeah. He's tried on and off.

3 Q How about Pisos?

4 A Yes. I know them. I've been in their facility. We
5 don't sell to them currently.

6 Q Okay. In fact, I think you were talking about a
7 meeting that you actually went to at Pisos as well; right?

8 A Yeah. When we started this whole talk of doing a
9 lawsuit, yes.

10 Q All right. So you know them to be a dispensary
11 operating in Clark County?

12 A Yes.

13 MR. DZARNOSKI: I have no further questions.

14 THE COURT: Thank you. Any other plaintiffs wish to
15 inquire?

16 (No audible response.)

17 THE COURT: The State.

18 MS. LEVIN: I do, Your Honor, but I think that
19 somebody wants to go first.

20 THE COURT: You're going to let the intervenors go
21 first?

22 MS. LEVIN: Well, a few of them. I don't know.

23 THE COURT: Come on guys. We've got 20 minutes.
24 Let's get it done.

25 Thank you, Mr. Dzarnoski, for wiping this down.

1 MR. DZARNOSKI: You're welcome, Your Honor.

2 THE COURT: Mr. Koch.

3 CROSS-EXAMINATION

4 BY MR. KOCH:

5 Q Mr. Puliz, my name is David Koch. I represent Nevada
6 Organic Remedies. I know we met at your deposition some time
7 ago. Fair to say this is not the first time that your company
8 was not happy with the results of the marijuana application
9 process; right?

10 A Do you mean not happy that we didn't get a medical
11 one? Yeah, we weren't happy about it. That's for sure. Yes.

12 Q Right. 2014, 2015, you didn't get a medical license.
13 You weren't happy about that.

14 A Right.

15 Q Right. And you did get a cultivation license; is
16 that right?

17 A We did get a cultivation and production license.

18 Q And you understand that at that time had you received
19 a medical license eventually you could have opened under the
20 Early Start Program to have recreational sales through your
21 company; correct?

22 A If we had had a dispensary, yes.

23 Q Right. And so the vertical integration issue that
24 you raised, you've talked about sales, different parties, had
25 you received a medical license in 2014, 2015, the concern about

1 selling to others, that would be alleviated to a degree;
2 correct?

3 A To a degree, yeah.

4 Q -- have vertical integration?

5 A All of the vertical people that have their own
6 cultivations, and quite a few of them do, they sell mostly to
7 themselves, but they also sell to each other and so that
8 everybody can have more strains and more different -- different
9 items on their shelves.

10 Q All right. So in 2014, 2015, that was Jay Brown who
11 represented you then?

12 A Yes.

13 Q Okay. Didn't get a license when he represented you
14 then. And I want to touch on some of the claims about the, I
15 guess, bias or ill feelings towards your company.

16 MR. KOCH: If we can pull up Exhibit 1259 again. Can
17 you pull that one, Brian.

18 BY MR. KOCH:

19 Q And this is that letter that was talked about
20 referring to the fraud letter that was submitted from North Las
21 Vegas or at least the one that's been called a fraudulent
22 letter; correct?

23 A Yes.

24 MS. SUGDEN: I'm going to object to the word "fraud."
25 That was not used.

1 THE COURT: Overruled.

2 THE WITNESS: Yeah, it doesn't say fraud.

3 BY MR. KOCH:

4 Q Well, false or misleading information; correct?

5 A Right.

6 Q Okay.

7 A They weren't fraud. It wasn't false. It was just
8 not there when it should have been there, and North Las Vegas
9 agreed with me because that's what -- they went to North Las
10 Vegas first because they thought North Las Vegas should be the
11 one. It was their document, and they said, no, we're not doing
12 anything about it because we knew what he wanted, and that's
13 what it was.

14 Q Okay. And you didn't appeal or fight this \$10,000
15 fine at all, did you?

16 A I did not.

17 Q You paid it?

18 A I paid it.

19 Q You paid it; correct?

20 A Yes.

21 Q Okay. And was it from this point on that you felt
22 like the Department had some sort of a bias or prejudice
23 against your company, or when did it start?

24 A I didn't say I felt that way. I wanted to make sure
25 it wasn't, which is why I had that meeting in January of '18 to

1 see if there was some kind of issues, that I should not bother
2 to apply.

3 Q Right. Because even after this letter about the
4 false or misleading information, you asked for it, and you got
5 a private meeting with Jorge Pupo and Deonne Contine; correct?

6 A We did. In their offices.

7 Q And at that meeting, you were able to talk about the
8 application process and what the expectations were for the
9 award of license come fall?

10 A Yes. We told them what we were unhappy with. It had
11 not been adopted yet. So it was before it was -- the
12 regulations were adopted.

13 Q And you were aware of the regulations that were being
14 considered in January, in fact, were finalized by February
15 of 2018, right around that time; correct?

16 A Correct.

17 Q And you actually went to the meetings. We saw some
18 of the notes from those meetings that you went to; right?

19 A Yes.

20 Q And during this January 2018 -- meeting, you say that
21 Jorge Pupo told you that he personally would make sure that any
22 applicant only got one or two licenses each?

23 A He said that he did not -- he had planned not to give
24 more than one or two licenses to any applicant and that he
25 would be the final -- he would look at every application and

1 make the final decisions on them.

2 Q Didn't that raise some concern with you? Because
3 that's not part of the regulations; right? The limit --

4 A There wasn't any regulations yet. So how would I
5 know?

6 Q It wasn't part of the ballot question. You were
7 aware of the ballot question; right?

8 A I was aware of the ballot question.

9 Q And so during this meeting when Jorge tells you he's
10 going to limit to one or two, did you have any concern about
11 that?

12 A No. That actually made me feel good because it meant
13 us other cultivators, all the other people that had been in
14 this industry since the start, not people that opened the day
15 before rec started, which quite a few of these guys did.

16 Q Okay.

17 A Maybe not the day before, the month before --

18 Q So during this -- Go ahead.

19 A That we would actually have an opportunity.

20 Q Okay. And so everyone would be limited to one or two
21 licenses which meant you might get one or two licenses;
22 correct?

23 A Maybe, yes.

24 Q But you applied for three?

25 A We did.

1 Q Okay. You told us through your deposition that that
2 was a mistake. You didn't really mean to apply for three. You
3 meant to apply for two, but you really did apply for three;
4 right?

5 A I corrected that. I had forgot about filing in the
6 county. Because this always says Las Vegas, but our other
7 application was for the county for my building on Arville.

8 Q Okay. And after that meeting you said Jorge had had
9 some kind of a problem with your son. Is that right?

10 A Well, you saw it. That was the letter. That was the
11 issue. That's the only issue he had with him. We paid it. We
12 did what he said, and I wanted to make sure that was good.

13 Q Okay.

14 A If you've ever dealt with government employees, you
15 have to make sure that they're not carrying a grudge, and he
16 assured us he was not.

17 Q Right. He assured you he was not in fact, went so
18 far as your son offered Jorge a job if he were ever to leave
19 the Department of Taxation; correct?

20 A You know, it was kind of a joke. Jorge made the
21 comment that as Laxalt got elected governor, he was quitting
22 and would need a job. And you know how that is. This was just
23 and then Nick said, oh, God, I could always use a guy to do my
24 compliance stuff for me. But it was just a joke. It was never
25 anything considered real.

1 Q Okay. You weren't there when that joke was made?

2 A I was not. I was relayed it by my son afterwards.

3 Q Okay. So your son made a joke job offer to Jorge.

4 When was that? When did that take place?

5 A Right before the election. So that's what, two years
6 ago been in '18, probably the end of '18, somewhere in there.

7 Q Okay.

8 A When was the election for governor? I forget.

9 Q In fact, you said it was prior to the applications
10 being submitted, wasn't it?

11 A It could have been.

12 Q Yeah. So you had the applications in hand, but it
13 was prior to the September 20th, 2018, deadline that this
14 joke job offer was made?

15 MS. SUGDEN: Objection. Because he said it was
16 around the election.

17 THE COURT: Overruled.

18 THE WITNESS: I don't remember exactly what date it
19 was. All I knew it was right before. The election is in
20 November. So it had to be some time October, November of '18
21 when the election was coming on.

22 BY MR. KOCH:

23 Q All right. If we could -- you had your deposition.
24 You had a chance to review that. You said you made changes to
25 that deposition. Right? You made those changes; correct?

1 A Yes. We actually added -- the only thing I really
2 saw was that we did apply for three, not for two.

3 MR. KOCH: Okay. If we could put up page 74,
4 starting with line 25, Brian.

5 THE COURT: Do we have the original? Dulce?

6 MR. KOCH: And I asked Brian to --

7 Are we emailing that to you, the original?

8 THE CLERK: Yeah.

9 MR. KOCH: Okay. Brian's going to email that to you.

10 THE CLERK: Thank you.

11 THE COURT: So we'll publish it.

12 MR. KOCH: Okay.

13 THE COURT: And, sir, since this is your deposition,
14 if you want them to move it forward for you to see earlier
15 parts of the testimony or after to see later parts, please ask
16 them, and they'll move the screen for you.

17 THE WITNESS: Thank you.

18 BY MR. KOCH:

19 Q All right. Actually, we're going to go to 74. Let's
20 look at the whole page of 74, if we could, beginning with
21 line 6: Have you or anyone at THC ever discussed offers of
22 employment with existing or former employees of the Department
23 of Taxation?

24 Answer, I haven't, but my son Nick has.

25 And you further talk about the potential job offer.

1 And I want to start with line 22:

2 Question, That was before the applications were
3 submitted?

4 Answer, yes.

5 So it was before the applications were submitted;
6 right?

7 A Okay, again, yeah. Well, I think the applications
8 actually got submitted in September. So I could have been
9 wrong there. It was election time, and I know -- so it was
10 probably after that, but it was before they awarded any
11 applications.

12 Q Okay. So that was before the award which took place
13 in December. And based on your meeting in January, you
14 expected that Jorge would personally review each application to
15 make sure that they were going to -- he would personally decide
16 who was going to get each license; correct?

17 A That's what he said, yes.

18 Q And when Nick made this joke job offer, that was
19 before final decisions were made on the licenses; right?

20 A Yes.

21 Q All right. Concerned about that, offering a
22 government employee a job prior to decisions being made by that
23 employee?

24 A Well, if it would have been a real offer, I would
25 have been very upset about it. It wasn't a real offer.

1 Q All right. And the issue about the communications
2 with Jorge, Nick actually did communicate with Jorge at least
3 on a fairly regular basis, a couple times a month at least;
4 right?

5 A Maybe.

6 Q Right. And if we look at the text string that I
7 think was put up earlier, Exhibit 1538, please. So here's the
8 text string. You've seen this document before; right? We've
9 talked about this at your deposition?

10 A Yes.

11 Q All right. And this is where Nick was asking Jorge
12 what the decision was on the licenses on December 5th, 2018;
13 right?

14 A Correct.

15 Q And Jorge told Nick you wouldn't be happy with the
16 outcome. Do you recall that?

17 A Correct.

18 Q Okay. And it was your testimony earlier that you
19 actually didn't get notice of not getting a license until at
20 least three days later; right?

21 A Correct.

22 Q If we could pull -- Exhibit 1539 it's not been
23 admitted. And put that on the screen and ask you if this is an
24 email that you received on December 5th, 2018?

25 THE COURT: I'm not looking.

1 THE WITNESS: Yes.

2 MR. KOCH: Okay. Move to admit Exhibit 1539.

3 THE COURT: Any objection to 1539?

4 MS. SUGDEN: No.

5 THE COURT: 1539 will be admitted.

6 (Exhibit Number(s) 1539 admitted.)

7 BY MR. KOCH:

8 Q So isn't it true, Mr. Puliz, that this email, the
9 bottom email from Steve Gilbert to Nick Puliz, which is one of
10 the points of contact for your company, was sent December
11 5th, 2018; right?

12 A Yeah. That's what it says, at 6:00 o'clock at night
13 or 5:57 p.m. that night.

14 Q Right. 5:57, and it says retail store, marijuana
15 store applicant, please see attached correspondence regarding
16 retail marijuana store licensing. Please direct all questions.
17 And then Nick forwards that to you with the attachments that
18 are there saying, we did not get one; right?

19 A Right.

20 Q So you actually did get the license notification that
21 same day. It wasn't three days later, was it?

22 A Well, it wasn't the actual form that everybody else
23 got sent from the State. This was something I guess because we
24 were complaining about it, yes. I told you we knew it. We
25 just didn't get the official notification till later.

1 Q All right. So you didn't get official notification.
2 Three days later you got in the mail. Is that what you're
3 referring to?

4 A Yes.

5 Q So you knew December 5th, and so the three days the
6 State didn't have it out for you with that; right? You
7 actually got notice on that day at least; correct?

8 A Oh, yeah. I never felt it was an issue with that.

9 Q And you were upset that you didn't get a license on
10 that date; correct?

11 A Yes.

12 Q Very good. As you sit here today, what do you blame
13 for not getting a license? What's the reason you think you did
14 not get a license?

15 A Well, now that I've been able to look at the scoring
16 sheets, it's because the application we filled out did not ask
17 us to do the detailed portion of our org chart. That cost us
18 40 points right there. There were some other scoring
19 irregularities on the financial side. I thought we had way
20 more than what the State asked for, which was \$250,000 per
21 license application. We gave them 3 million in cash, and then
22 he saw my personal financial statement that was worth
23 20-some-million dollars at that time.

24 Q All right. And once again I guess hired David Brown
25 at that time to fill out your applications?

1 A Yes.

2 Q And, in fact, they were kind of scrambling at the
3 last minute to come up with information to include in that
4 application; right?

5 A I don't know. I know he was going back and forth,
6 had some questions, and I think he actually even sent a letter
7 in to change something.

8 Q Yeah.

9 A I don't know if that actually happened or not. He
10 told me he was doing it.

11 Q So let's look at Proposed 1537 and ask you if you
12 recognize this document.

13 THE COURT: I'm not looking.

14 Any objection, Ms. Sugden?

15 MS. SUGDEN: Yes. Hearsay.

16 THE COURT: Okay.

17 BY MR. KOCH:

18 Q Mr. Puliz, did you receive this email from Nick
19 Puliz -- do you see in the middle there dated September 19th,
20 2018? Do you see your email address there?

21 A Yes.

22 Q Okay. And that was from your son Nick on that date;
23 correct?

24 A Yes. To David Brown our attorney.

25 MR. KOCH: Okay. Move to admit 1537.

1 MS. SUGDEN: And also like to add attorney-client
2 privilege.

3 MR. KOCH: It was produced in this case.

4 THE COURT: It's been produced. So the objection is
5 overruled. The fact that the witness received it and is a
6 recipient on it is sufficient for the foundation.

7 (Exhibit No. 1537 admitted.)

8 BY MR. KOCH:

9 Q All right. And so, Mr. Puliz, on September 19th,
10 2018, there were all sorts of discussions going on about
11 comments and questions about what the content of your
12 application would look like; right?

13 A Yes.

14 Q And, in fact, the night before, the top email there
15 from Dave Brown is --

16 MR. KOCH: Can we go up to the top, Brian.

17 BY MR. KOCH:

18 Q -- is 5:51 p.m. the night the applications were due,
19 and Nick is providing -- it looks like Dave is providing
20 comments below in red; right?

21 A Yeah. I don't see anything in red on it what I'm
22 looking at. But, okay.

23 Q Right. It's just a black-and-white printout.

24 But fair enough to say the night before the
25 applications were due you're still trying to figure out what

1 information needed to go on the application; right?

2 A We had gotten our final copy from him. And as Nick
3 went through it, these were the issues he found in it.

4 Q All right. And one of those issues related to board
5 members; correct? You had advisory board members?

6 A A couple, yes.

7 Q Yeah. Andre Rhodes was one of those advisory board
8 members?

9 A He is.

10 Q Andre Rhodes one of the owners of Nevada Wellness
11 Center was that advisory board member?

12 A Yes. He was the person I hired to be our qualified
13 employee to run a dispensary.

14 Q And he was specifically hired for the purpose of the
15 application in part to provide experience and also to provide
16 some diversity for your company; correct?

17 A Actually, it was just about experience at that time
18 is why we got Andre. We had worked with him for the last
19 couple years. And then Frank came in and took over the
20 management of it, and Andre didn't have an actual job anymore.
21 So that's why he was okay with us hiring him, and he was a big
22 part of the expenses that we did for the application.

23 Q He was a good part of the expenses? You mean what
24 you paid to Andre; is that right?

25 A Yes. We paid him to be on our advisory board to

1 bring us that knowledge that the State required that you had to
2 have a knowledgeable person in Nevada dispensaries.

3 Q Did you have a concern that you were hiring the owner
4 of another company that was applying for a license to be your
5 consultant to be on an advisory board that you didn't have
6 before?

7 A I asked Frank, and he said it was okay.

8 Q All right.

9 THE COURT: Mr. Koch, how much longer have you got?

10 MR. KOCH: Probably 10 to 15. So.

11 THE COURT: How many more intervenors I got to ask
12 questions?

13 (No audible response.)

14 THE COURT: Okay. So, sir, can you come back at
15 8:30 tomorrow?

16 THE WITNESS: I can.

17 THE COURT: Okay. Sorry. There's more than
18 45 minutes back there.

19 THE WITNESS: I thought so.

20 MR. KOCH: Thank you.

21 THE COURT: I asked for a show of hands.

22 All right. Mr. Rulis, you had something you wanted
23 to say.

24 MR. RULIS: I do, Your Honor.

25 THE COURT: I'm sitting here listening.

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1 MR. RULIS: I spoke with Mr. Shevorski earlier, and
2 we wanted to put a stipulation. It's the same thing that we
3 mentioned I think it was two weeks ago. We are going to
4 stipulate --

5 THE COURT: Did you talk to Mr. Dzarnoski this time
6 first?

7 MR. RULIS: I did not. I'm sorry.

8 THE COURT: Darn, Mr. Rulis. You know, it's not like
9 he's not here.

10 MR. RULIS: He was up here asking questions.

11 THE COURT: Uh-huh. Go talk to him, and then you can
12 tell me what it is you want to say.

13 (Pause in the proceedings.)

14 MR. RULIS: So, Your Honor, the stipulation that I
15 had with Mr. Shevorski was to extend the deadline to file the
16 opening briefs for the petition for judicial review for MM,
17 LivFree, Qualcan, and NWC, and the ETW plaintiffs.

18 I understand Mr. Dzarnoski previously objected and is
19 still going to object to that.

20 THE COURT: Okay. So you've given the State and you
21 and the State have agreed to an extension for your briefs, but
22 Mr. Dzarnoski has already filed his and expects the State to
23 respond.

24 MR. RULIS: Correct.

25 THE COURT: Is that fair?

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1 MR. SHEVORSKI: We're working on that.

2 THE COURT: I know. I'm still here.

3 MR. DZARNOSKI: And I do still object, yes, Your
4 Honor. I think they ought to file a motion if that's
5 appropriate.

6 THE COURT: Well, no, they can -- they can agree
7 among themselves to modify their schedule. They can't modify
8 your schedule is what I'm trying to say.

9 MR. DZARNOSKI: Well, okay. Then let me just add
10 that although it is still pending in front of the Cannabis
11 Control Board, as I have read the proposed settlement, there
12 will be a motion filed within a matter of days to realign the
13 plaintiff side to potentially intervenors or the side of the
14 State. I don't know whether that includes the petition for
15 judicial review or not.

16 THE COURT: And if they file something we'll deal
17 with it.

18 MR. DZARNOSKI: So you're giving them additional time
19 is what it -- is that what I'm hearing?

20 THE COURT: No.

21 MR. DZARNOSKI: Oh, okay.

22 THE COURT: I recognize a stipulation has been made
23 between counsel related to the filing of the opening brief
24 related to the petition for judicial review. That is
25 absolutely the only thing that I recognize. I didn't issue an

1 order. They just told me as a courtesy. They don't have to
2 tell me at all.

3 MR. DZARNOSKI: Oh, okay. Thank you.

4 THE COURT: Anything else?

5 MR. WILLIAMSON: Your Honor, I just wanted to confirm
6 the schedule while we're all together.

7 THE COURT: We will be here at 8:30 tomorrow morning.
8 We will start with Mr. Puliz. We will finish him within an
9 hour and 15 minutes.

10 There will then hopefully be a successful test by
11 Litigation Services at 9:45. And at 10:00 o'clock we will
12 start with Ms. Cronkhite. I have no idea what happens after
13 that.

14 MR. WILLIAMSON: Fair enough. None of us do
15 [indiscernible].

16 MR. SHEVORSKI: Your Honor, [indiscernible].

17 THE COURT: What?

18 MR. SHEVORSKI: We have an update on Ms. Cronkhite.

19 THE COURT: You got to get near a mic.

20 MS. LEVIN: Your Honor, I just heard from
21 Ms. Cronkhite that her doctor has cleared her, like, for her to
22 come back to work. She hadn't been. And she has a note that
23 she can appear.

24 THE COURT: Oh, she wants to come?

25 MS. LEVIN: And I think she wants to come.

1 THE COURT: That would be fine. I know that everyone
2 would prefer to see her in a socially distant manner rather
3 than try to deal with the video.

4 So, Shane, will you tell people we are not doing a
5 video tomorrow. She's coming live. See how it all works out.

6 Anybody else?

7 (No audible response.)

8 THE COURT: I shall see most of you then at 8:15 in
9 the morning when you generally show up to get ready to start.

10 (Proceedings recessed for the evening 4:46 p.m.)

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CERTIFICATION

I CERTIFY THAT THE FOREGOING IS A CORRECT TRANSCRIPT FROM THE AUDIO-VISUAL RECORDING OF THE PROCEEDINGS IN THE ABOVE-ENTITLED MATTER.

AFFIRMATION

I AFFIRM THAT THIS TRANSCRIPT DOES NOT CONTAIN THE SOCIAL SECURITY OR TAX IDENTIFICATION NUMBER OF ANY PERSON OR ENTITY.

DANA L. WILLIAMS
LAS VEGAS, NEVADA 89183



DANA L. WILLIAMS, TRANSCRIBER

08/05/2020

DATE

<p>BY MR. BICE: [11] 19/3 76/10 100/15 102/2 107/2 108/2 186/6 195/13 198/8 198/13 199/14</p> <p>BY MR. DZARNOSKI: [1] 304/14</p> <p>BY MR. GENTILE: [47] 14/21 15/19 16/23 17/4 17/10 20/7 20/23 22/2 23/11 31/11 32/11 33/2 33/8 34/13 34/25 35/18 36/6 37/2 37/22 38/9 38/18 38/25 39/6 39/18 39/24 40/5 41/2 41/11 41/15 41/18 41/23 42/6 42/13 42/21 43/9 43/18 44/4 44/17 44/22 45/4 45/12 46/11 48/2 48/14 48/17 49/2 51/23</p> <p>BY MR. GUTIERREZ: [4] 206/14 207/10 213/4 214/6</p> <p>BY MR. KAHN: [2] 14/2 77/22</p> <p>BY MR. KOCH: [10] 216/9 308/4 309/18 310/3 314/22 315/18 318/7 320/17 321/8 321/17</p> <p>BY MR. MILLER: [33] 80/15 82/3 96/11 98/18 111/2 117/17 119/25 136/6 137/23 138/16 139/3 139/13 139/23 140/19 140/24 141/23 145/9 147/13 150/20 154/5 157/16 159/1 160/21 162/1 164/3 170/15 244/16 245/14 245/21 248/6 249/9 250/8 250/15</p> <p>BY MR. ROSE: [1] 10/6</p> <p>BY MR. SCHWARZ: [3] 172/2 173/1 184/6</p> <p>BY MR. SMITH: [1] 146/12</p> <p>BY MR. WILLIAMSON: [8] 219/2 232/1 238/2 239/10 240/16 241/10 241/21 242/20</p> <p>BY MS. CHATTAH: [11] 52/12 55/2 55/9 57/3 58/19 59/19 61/7 61/14 61/20 252/9 252/23</p> <p>BY MS. SUGDEN: [35] 63/15 64/5 64/18 65/2 66/2 66/9 67/3 67/12 70/8 71/3 71/25 72/8 73/2 74/25 75/11 256/2 265/1 271/3 271/12 275/1 276/9 281/2 287/8 288/9 297/11 297/19 298/11 299/14 299/22 300/9 300/13</p>	<p>300/16 301/2 301/12 301/22</p> <p>I.T. TECH: [1] 250/12</p> <p>IT TECH: [2] 70/3 249/1</p> <p>MR. BICE: [102] 16/19 17/18 18/4 18/7 18/15 20/5 25/16 26/9 26/12 27/13 27/15 28/14 28/17 29/1 29/4 29/7 32/6 33/25 34/8 34/21 36/13 36/22 37/13 38/3 38/5 38/14 38/21 39/3 41/7 41/17 42/3 42/18 43/5 43/15 44/12 45/1 45/7 47/5 47/8 47/11 47/15 47/20 48/22 51/18 56/24 58/16 59/11 61/1 61/3 72/6 76/20 76/23 78/24 96/1 100/9 100/11 107/15 107/18 107/22 107/24 109/23 110/1 110/5 110/12 110/15 111/25 112/3 113/16 113/20 114/23 114/25 115/7 137/2 137/17 139/9 140/3 141/7 141/13 144/25 153/8 153/10 157/11 157/21 157/25 158/15 158/23 159/24 160/2 160/6 161/11 163/16 169/19 198/6 198/11 199/12 205/23 206/1 206/3 206/6 206/8 254/22 254/24</p> <p>MR. DZARNOSKI: [8] 304/7 307/13 308/1 325/3 325/9 325/18 325/21 326/3</p> <p>MR. GENTILE: [77] 5/13 5/15 5/20 6/5 6/14 6/20 7/1 7/3 7/6 8/7 8/14 8/19 8/23 9/1 9/15 9/18 9/23 9/25 15/13 17/16 17/20 17/22 18/2 18/11 20/3 20/18 21/22 24/6 24/10 24/12 24/14 24/16 24/18 24/20 24/22 24/24 25/1 25/3 25/5 25/23 26/2 26/4 26/7 26/18 27/10 27/14 27/17 27/22 27/25 28/3 28/5 28/8 29/15 29/19 29/22 30/2 30/8 30/22 31/7 33/6 35/7 35/15 35/17 35/24 36/1 36/4 36/21 37/21 46/7 48/16 52/3 52/6 62/19 62/21 63/1 63/3 63/9</p> <p>MR. GUTIERREZ: [5] 212/24 213/2 214/5 215/25 216/2</p> <p>MR. J. SMITH: [9] 276/5 276/7 295/9 295/12 295/18 298/7 300/4 300/20 303/16</p> <p>MR. KAHN: [7] 14/16 77/6 77/8 77/11 77/19</p>	<p>78/19 78/21</p> <p>MR. KOCH: [16] 64/22 216/5 216/7 218/18 218/22 309/16 315/3 315/6 315/9 315/12 318/2 320/25 321/3 321/16 323/10 323/20</p> <p>MR. MILLER: [58] 79/2 81/16 81/19 82/2 110/18 111/7 111/9 111/13 111/15 111/19 112/11 112/14 112/17 112/20 114/2 114/9 115/17 115/22 115/24 116/7 116/10 116/14 116/22 117/16 137/9 137/13 137/15 137/19 139/12 140/1 140/4 140/16 140/18 140/23 145/8 152/18 152/22 152/24 153/4 153/9 153/13 157/15 158/4 158/6 161/15 161/19 161/24 171/12 171/21 245/12 245/20 248/5 248/24 249/8 250/5 250/11 250/13 251/20</p> <p>MR. PRINCE: [14] 23/2 74/17 107/21 107/23 110/11 111/24 252/17 270/12 270/21 270/25 291/8 291/11 291/14 291/19</p> <p>MR. ROSE: [3] 10/3 13/18 13/21</p> <p>MR. RULIS: [6] 323/24 324/1 324/7 324/10 324/14 324/24</p> <p>MR. SCHWARZ: [25] 79/5 80/24 81/1 85/3 85/5 85/7 95/16 95/21 99/9 99/17 99/19 99/23 100/6 113/6 113/23 114/14 114/21 116/23 119/3 161/4 171/22 171/24 172/22 185/25 186/4</p> <p>MR. SHEVORSKI: [44] 6/7 27/6 28/21 30/11 32/21 33/21 34/20 38/4 39/15 39/21 40/2 40/23 41/6 41/14 42/2 42/10 42/17 44/10 44/19 44/25 45/9 46/3 47/6 48/8 55/6 56/13 61/17 64/1 72/19 74/5 74/8 74/24 75/4 98/15 147/6 152/9 171/16 171/18 244/7 244/9 244/13 325/1 326/16 326/18</p> <p>MR. SMITH: [4] 6/9 146/10 152/10 152/15</p> <p>MR. WILLIAMSON: [22] 138/7 140/5 140/10 140/12 140/14 231/5 231/7 231/12 231/14 231/24 237/25 239/5 240/14 241/13 241/16 241/20 242/15</p>	<p>242/19 243/25 244/3 326/5 326/14</p> <p>MS. CHATTAH: [18] 54/18 54/21 55/1 61/6 61/12 62/7 62/11 251/24 252/5 252/7 252/22 253/9 253/12 253/14 253/24 254/1 254/4 254/6</p> <p>MS. LEVIN: [20] 7/16 7/18 7/20 7/23 274/24 286/24 287/4 295/8 296/10 296/18 296/21 296/23 299/11 301/7 301/9 303/15 307/18 307/22 326/20 326/25</p> <p>MS. SUGDEN: [57] 65/23 66/1 66/6 66/24 67/9 70/1 70/4 71/1 71/23 74/10 74/14 74/19 75/24 76/4 76/8 254/16 254/19 255/25 264/23 270/5 270/10 270/16 270/18 270/20 271/1 271/10 280/20 280/23 281/1 286/15 286/21 287/5 288/7 295/4 295/10 295/24 296/6 296/9 296/25 297/9 297/16 299/18 299/20 300/21 300/25 301/20 303/8 303/18 303/25 304/2 304/4 304/11 309/24 314/15 318/4 320/15 321/1</p> <p>MS. WELCH: [7] 30/15 30/21 32/22 44/1 61/2 64/14 64/24</p> <p>TECH SHANE: [3] 35/12 35/16 280/22</p> <p>THE CLERK: [23] 5/8 24/11 24/13 24/17 24/19 24/21 24/23 24/25 25/2 25/4 79/15 213/24 214/1 231/6 231/9 255/14 270/13 270/17 270/19 270/22 280/25 315/8 315/10</p> <p>THE COURT: [435]</p> <p>THE MARSHAL: [1] 77/4</p> <p>THE WITNESS: [112] 13/19 16/20 19/2 23/4 30/13 32/8 32/24 34/23 35/23 35/25 36/3 36/18 37/16 37/20 38/7 38/15 38/17 38/23 39/5 39/17 39/23 40/4 40/25 41/10 41/22 42/5 42/12 42/20 43/8 43/17 44/3 44/13 44/21 45/3 45/11 46/10 48/11 48/13 51/21 52/9 55/8 56/15 57/1 58/18 59/13 61/19 64/3 64/16 64/25 72/22 75/9 77/15 77/17 78/20 79/17 79/21 79/25 80/3 80/10 85/10 94/20 96/4 98/17 101/20 101/22 106/24</p>	<p>107/16 110/2 112/10 117/12 117/14 119/7 137/21 138/13 138/25 139/2 141/16 144/24 145/4 145/6 147/8 153/11 153/15 157/23 160/3 160/7 161/8 163/19 170/2 195/10 207/9 231/22 239/9 242/17 248/23 249/4 253/18 253/20 253/23 255/16 255/21 276/6 291/24 297/2 300/5 300/8 310/2 314/18 315/17 318/1 323/16 323/19</p> <p>UNIDENTIFIED SPEAKER: [11] 16/16 17/24 18/12 18/18 18/22 18/25 150/17 252/1 254/11 255/4 300/15</p> <hr/> <p>\$</p> <p>\$10,000 [7] 74/1 75/2 75/20 285/19 286/11 288/3 310/14</p> <p>\$100 [1] 64/8</p> <p>\$1400 [1] 283/6</p> <p>\$1450 [1] 272/11</p> <p>\$1800 [1] 272/10</p> <p>\$2 [1] 147/23</p> <p>\$2450 [1] 283/12</p> <p>\$250,000 [3] 279/9 294/22 319/20</p> <p>\$4500 [1] 272/18</p> <p>\$4600 [1] 272/16</p> <p>\$5,000 [1] 278/24</p> <p>\$65 [1] 247/25</p> <hr/> <p>'15 [3] 262/16 284/25 298/20</p> <p>'15th [1] 262/16</p> <p>'18 [6] 49/21 278/4 310/25 314/6 314/6 314/20</p> <p>'74 [1] 257/11</p> <p>'90s [2] 133/24 133/24</p> <p>'98 [3] 90/4 221/20 259/7</p> <p>'99 [2] 90/4 221/17</p> <hr/> <p>.315 [2] 70/4 70/5</p> <p>.33 [1] 298/6</p> <p>.359 [1] 70/3</p> <hr/> <p>0</p> <p>00001 [1] 21/23</p> <p>0006 [1] 249/2</p> <p>0008 [2] 152/19 158/6</p> <p>08/05/2020 [1] 328/18</p> <hr/> <p>1</p> <p>10 [9] 6/15 8/22 61/9 62/17 67/2 88/20 198/10 294/2 323/10</p> <p>10 percent [3] 60/25</p>
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1	1991 [4] 256/12 256/15 257/16 259/12 1997 [7] 82/11 83/8 85/15 90/4 96/19 122/13 221/11 1998 [6] 82/8 96/19 122/13 221/7 235/4 235/10 1999 [1] 97/5 19th [2] 320/19 321/9 1:00 [1] 144/23	311/15 311/20 314/13 317/12 317/24 318/11 320/20 321/10 2019 [13] 25/12 31/12 31/15 31/17 31/21 32/10 37/24 54/5 72/24 73/17 94/7 101/13 178/12 2020 [3] 1/12 5/1 328/18 2036 [1] 25/1 20th [1] 314/13 21 [5] 153/21 184/20 253/3 253/7 273/12 21-year-old [1] 153/19 2100 [1] 283/10 211 [1] 18/12 212 [2] 17/7 17/16 213 [2] 17/7 17/17 2149 [3] 30/24 35/13 35/17 2149-7136 [1] 33/7 2152 [2] 27/23 28/9 218 [1] 146/23 22 [3] 17/16 17/19 316/1 2200 [1] 283/9 23 [7] 15/14 38/12 38/19 38/20 39/1 39/7 299/20 24 [2] 110/20 110/21 25 [6] 89/15 92/5 130/17 247/18 293/15 315/4 25 percent [1] 272/7 25 years [1] 62/23 250,000 [2] 277/5 279/4 25th [1] 286/21 26 [1] 107/5 27 [1] 259/11 272 [1] 49/5 27th [1] 270/7 280E [1] 269/1 287 [1] 295/10	282/24 350 [2] 272/11 272/11 36 [2] 25/10 240/14 362.55 [3] 46/6 72/20 74/6 37 [2] 25/10 125/20 37 percent [1] 282/24 38 [4] 21/25 22/3 25/10 71/24 38th [1] 26/22 39 [3] 21/25 22/3 71/24 3:11 [1] 254/25 3:21 [1] 254/25 3rd [1] 249/11	7133 [1] 25/9 7135 [1] 25/10 7136 [3] 33/7 35/8 35/17 7137 [2] 35/9 35/17 7138 [1] 35/17 74 [3] 315/3 315/19 315/20
10 percent... [2] 61/8 272/16 100 [2] 121/2 128/2 1004 [1] 22/3 1005 [1] 146/11 1006 [1] 146/11 1014 [2] 20/18 20/25 1014-00001 [1] 21/23 107 [1] 231/15 10:00 o'clock [3] 6/18 8/3 326/11 10:05 a.m [1] 62/18 11 [1] 88/20 116 [1] 245/12 11:54 [1] 145/1 12 [8] 17/17 91/24 92/19 165/6 165/21 166/1 262/3 294/2 12 years [1] 92/11 124 [1] 268/14 1259 [4] 286/15 286/21 287/3 309/16 126 [1] 212/24 128 [1] 268/14 12:59 [1] 145/1 13 [2] 262/4 301/20 14 [4] 1/13 44/23 180/17 262/4 15 [9] 87/23 88/5 89/15 171/2 238/6 282/22 294/2 323/10 326/9 15 percent [3] 51/8 272/7 282/7 15 years [1] 273/16 1537 [3] 320/11 320/25 321/7 1538 [5] 280/21 280/23 280/25 288/8 317/7 1539 [5] 317/22 318/2 318/3 318/5 318/6 1588 [1] 280/22 1589 [1] 288/8 15th [1] 225/1 16 [1] 232/12 1600 [4] 295/5 295/11 299/20 301/21 1600-9 [1] 297/14 1692 [3] 24/10 25/6 30/23 17 [1] 148/20 1750 [2] 24/20 24/21 1766 [4] 270/6 270/9 270/17 270/18 1780 [2] 137/13 137/18 18 [1] 256/8 1800 [1] 272/11 1820 [3] 24/16 26/7 26/8 1863 [2] 198/6 248/5 1863-0006 [1] 249/2 19 [1] 238/1 1957 [2] 256/8 257/10 1970 [1] 256/9 1978 [2] 257/9 257/12 1979 [1] 259/3 1982 [1] 221/9 1986 [1] 257/15	2 2 million [1] 299/8 2,000 [1] 283/9 2.3.5 [1] 96/24 2.34s [1] 47/21 20 [11] 18/13 81/4 89/15 214/2 260/8 260/12 272/7 293/15 293/16 298/3 307/23 20-minute [2] 225/7 238/7 20-some-million [1] 319/23 200,000 [1] 299/9 2000 [1] 82/16 2000 pounds [1] 267/17 2003 [1] 82/19 2008 [1] 97/5 2010 [1] 88/21 2014 [48] 84/6 98/7 98/13 98/22 98/25 98/25 99/6 100/8 101/4 106/6 106/9 106/15 106/21 107/4 107/5 107/13 109/19 109/19 110/6 111/3 113/2 114/5 114/11 114/21 115/5 115/11 115/19 116/5 116/25 117/5 117/10 120/3 120/3 120/7 136/25 139/16 141/3 173/2 173/5 173/11 220/22 260/18 261/3 261/16 279/14 308/12 308/25 309/10 2015 [7] 82/21 133/16 263/4 266/3 308/12 308/25 309/10 2016 [1] 267/22 2017 [1] 268/4 2018 [57] 10/12 10/16 11/15 12/1 12/21 13/16 19/19 22/6 31/23 34/4 43/13 93/17 94/10 98/13 100/23 100/24 101/5 110/21 114/4 114/10 115/5 115/10 115/16 116/6 117/6 117/7 117/18 117/19 176/21 177/12 178/5 183/5 184/8 198/10 198/21 210/19 211/14 211/20 223/1 248/17 248/18 270/7 275/15 276/11 278/3 279/24 280/11 281/9 288/6	2 4 40 [6] 21/25 22/3 71/24 119/8 302/10 319/18 400 [2] 50/23 119/8 432 [2] 51/6 51/13 45 [2] 289/23 301/24 45 minutes [1] 323/18 45-point [1] 289/14 453D [15] 49/5 186/17 193/4 215/9 224/16 224/18 227/17 227/19 227/22 228/4 228/7 243/11 243/14 243/17 244/18 453D.272 [1] 48/16 453D.315 [1] 70/2 4:17 p.m [1] 303/22 4:19 p.m [1] 303/22 4:46 p.m [1] 327/10	4 40 [6] 21/25 22/3 71/24 119/8 302/10 319/18 400 [2] 50/23 119/8 432 [2] 51/6 51/13 45 [2] 289/23 301/24 45 minutes [1] 323/18 45-point [1] 289/14 453D [15] 49/5 186/17 193/4 215/9 224/16 224/18 227/17 227/19 227/22 228/4 228/7 243/11 243/14 243/17 244/18 453D.272 [1] 48/16 453D.315 [1] 70/2 4:17 p.m [1] 303/22 4:19 p.m [1] 303/22 4:46 p.m [1] 327/10	8 8.25 percent [1] 272/17 80 [1] 271/18 84 [3] 65/24 71/2 71/4 87 [1] 112/23 89183 [1] 328/12 8:15 in [1] 327/8 8:22 [1] 5/1 8:30 [1] 255/2 8:30 tomorrow [2] 323/15 326/7
			4 40 [6] 21/25 22/3 71/24 119/8 302/10 319/18 400 [2] 50/23 119/8 432 [2] 51/6 51/13 45 [2] 289/23 301/24 45 minutes [1] 323/18 45-point [1] 289/14 453D [15] 49/5 186/17 193/4 215/9 224/16 224/18 227/17 227/19 227/22 228/4 228/7 243/11 243/14 243/17 244/18 453D.272 [1] 48/16 453D.315 [1] 70/2 4:17 p.m [1] 303/22 4:19 p.m [1] 303/22 4:46 p.m [1] 327/10	9 90 [1] 23/14 91 [1] 23/14 92 [1] 23/14 94 [1] 112/24 95 [1] 237/25 96 [1] 23/20 97 [2] 23/20 239/7 9:45 [1] 326/11 9:47 a.m [1] 62/18 9th [1] 208/17
			A a.m [4] 5/1 62/18 62/18 145/1 Abernathy [1] 41/4 ability [6] 89/22 92/25 93/2 93/13 115/10 163/23 able [32] 6/2 26/24 27/1 30/3 67/21 88/7 88/13 97/12 128/11 145/3 145/5 151/18 170/12 181/11 181/12 181/13 209/10 210/25 211/6 212/7 247/4 248/22 269/2 269/16 272/3 280/5 282/2 289/5 299/9 305/4 311/7 319/15 about [227] 5/11 6/15 9/5 11/1 11/11 11/24 14/10 15/6 16/4 16/14 16/21 16/24 17/2 17/6 19/14 19/15 19/18 19/22 24/4 26/13 27/4 28/20 29/12 30/5 31/4 31/6 34/2 34/3 43/11 43/24 47/12 48/11 50/12 50/21 52/18 57/10 57/18 63/4 64/6 65/9 65/13 74/20 76/12 77/23 80/20 83/15 85/24 86/4 87/8 93/22 97/17 99/4 99/24 105/2 105/4 106/15 106/17 108/6 109/19 110/5	
			5 5,000 [1] 21/15 5.4 [3] 146/18 146/23 146/23 5.67 [2] 289/23 301/23 50 [1] 285/24 53 [1] 65/14 56-store [1] 221/15 5:51 p.m [1] 321/18 5:57 [1] 318/14 5:57 p.m [1] 318/13 5th [14] 143/11 146/15 248/15 248/18 251/5 276/23 279/24 280/11 281/9 288/5 317/12 317/24 318/11 319/5	
			6 60 [2] 83/6 298/14 61 [1] 253/6 62 [2] 268/11 268/13 622 [1] 146/23 62218 [1] 146/23 64 [2] 268/11 268/13 6:00 o'clock [1] 318/12 6th [3] 31/12 31/15 37/24	
			7 7,000 [2] 25/17 26/3 70 [3] 15/14 15/15 15/17 71 [3] 15/15 15/17 25/8 713 [1] 26/2	
			3 3 million [4] 299/5 299/7 300/2 319/21 30 [10] 92/18 130/17 247/18 270/10 274/10 292/14 293/14 293/15 293/16 294/13 30 minutes [1] 81/5 30 years [1] 89/16 30th [3] 68/1 143/12 146/16 314 [2] 26/13 27/13 32 [2] 60/6 285/22 33 [1] 285/23 333 [15] 81/9 156/12 156/15 174/7 174/11 174/15 174/19 175/19 190/13 190/16 191/24 193/11 196/10 215/5 215/7 34 [1] 146/24 3427 [1] 270/21 35 [3] 66/10 247/18	

<p>A</p> <p>about... [167] 110/25 112/5 115/12 115/18 115/20 115/21 115/23 115/24 116/24 117/7 117/18 119/1 119/21 119/22 120/18 121/21 122/18 124/1 124/18 125/15 128/10 128/24 129/8 129/9 129/19 129/20 129/21 130/14 133/13 134/13 140/21 141/6 141/9 141/18 142/21 143/18 146/21 147/3 148/12 150/17 151/7 151/16 155/14 161/5 162/2 164/10 164/12 164/14 165/5 165/10 168/5 168/8 170/10 172/8 172/10 173/2 173/7 175/3 176/15 176/20 177/25 179/9 179/9 180/5 180/9 184/11 184/18 184/20 186/24 189/18 189/19 193/5 193/7 193/14 196/18 197/17 199/3 200/21 200/22 205/21 206/18 211/13 211/20 212/4 215/4 217/17 218/5 218/21 220/22 221/15 225/7 226/5 226/10 228/3 230/17 233/1 233/9 235/24 236/22 236/23 237/17 242/8 243/2 244/18 245/9 245/18 245/25 246/9 249/24 251/9 253/8 257/8 258/20 258/21 260/1 260/2 260/3 263/17 266/16 267/20 270/22 271/7 272/5 272/7 273/2 275/12 276/2 277/5 277/9 278/7 278/14 278/15 282/14 285/17 286/2 290/17 290/21 291/11 295/23 297/13 298/18 301/17 301/23 302/11 306/13 307/3 307/6 308/11 308/13 308/24 308/25 309/14 309/19 310/12 311/3 311/7 312/10 313/5 315/25 316/21 316/25 317/1 317/9 318/24 321/10 321/11 322/17</p> <p>above [3] 124/17 282/25 328/4</p> <p>ABOVE-ENTITLED [1] 328/4</p> <p>absence [2] 234/1 234/4</p> <p>absolutely [30] 86/7 86/24 90/3 90/3 116/16 122/22 124/6 126/7 138/8 140/11 142/25</p>	<p>149/25 150/5 165/12 169/10 173/22 188/7 194/7 201/12 212/17 215/2 228/12 235/11 235/12 235/13 242/11 246/14 246/16 251/7 325/25</p> <p>accept [6] 81/14 81/20 123/16 123/22 159/14 202/13</p> <p>acceptable [4] 228/9 233/1 233/9 249/12</p> <p>accepted [1] 127/18</p> <p>accepting [1] 159/14</p> <p>accepts [1] 128/1</p> <p>access [20] 50/15 50/20 133/11 133/19 162/12 163/12 163/15 163/24 164/1 208/20 209/10 210/4 210/15 214/18 217/12 217/23 232/17 232/18 282/2 290/22</p> <p>accommodation [1] 130/10</p> <p>accommodations [1] 97/18</p> <p>accompany [1] 70/18</p> <p>according [4] 10/23 34/2 111/9 210/15</p> <p>accurate [10] 71/16 108/20 113/23 121/3 145/20 226/20 226/21 238/16 240/20 305/3</p> <p>accurately [1] 122/2</p> <p>acknowledge [2] 204/20 305/13</p> <p>acquired [4] 42/16 43/4 59/10 71/13</p> <p>acquiring [1] 46/13</p> <p>acquisition [11] 24/3 32/20 41/19 42/1 42/9 47/3 57/17 59/2 59/14 59/22 73/14</p> <p>acquisitions [1] 19/19</p> <p>across [1] 144/16</p> <p>act [1] 129/16</p> <p>action [5] 63/25 166/10 261/15 286/18 304/18</p> <p>actions [1] 169/9</p> <p>actively [1] 54/2</p> <p>activity [2] 286/11 286/13</p> <p>actual [16] 76/15 101/9 157/5 185/7 189/4 208/9 209/19 209/20 214/25 241/5 247/22 269/17 289/5 305/13 318/22 322/20</p> <p>actually [88] 6/14 19/13 19/22 20/20 27/18 37/24 91/15 91/23 93/6 102/15 104/9 107/4 108/6 113/3 116/4 126/14 126/21 130/23 134/3 134/6 149/21 155/2 156/16 156/22 157/6 158/18 172/4 175/6</p>	<p>175/10 185/18 186/20 188/5 190/13 190/20 193/3 193/4 194/5 194/10 195/14 195/23 196/11 197/9 200/5 202/17 203/13 204/7 204/9 205/2 217/3 219/5 220/25 236/3 237/3 237/4 238/18 239/24 242/1 242/3 242/21 256/7 257/14 258/11 262/13 262/19 268/11 269/17 272/20 272/22 274/12 275/24 280/20 291/4 304/11 306/7 307/7 311/17 312/12 312/19 315/1 315/19 316/8 317/2 317/19 318/20 319/7 320/6 320/9 322/17</p> <p>ad [1] 229/18</p> <p>ADAM [2] 2/2 238/8</p> <p>add [3] 172/19 321/1 325/9</p> <p>added [5] 7/3 283/24 285/16 286/5 315/1</p> <p>addenda [1] 131/12</p> <p>adding [3] 75/2 114/14 288/3</p> <p>addition [2] 88/14 91/4</p> <p>additional [8] 6/10 74/22 81/23 125/7 143/12 247/14 284/17 325/18</p> <p>address [6] 110/16 132/6 159/2 259/19 275/4 320/20</p> <p>addressed [1] 47/16</p> <p>Adele's [2] 159/21 159/23</p> <p>adept [1] 246/12</p> <p>adequate [5] 50/9 131/16 297/25 298/15 299/2</p> <p>adhere [1] 128/11</p> <p>adhered [2] 151/25 174/25</p> <p>adjudicate [1] 92/18</p> <p>adjust [2] 125/9 131/15</p> <p>administer [1] 245/5</p> <p>administered [4] 84/21 93/22 120/9 141/1</p> <p>administering [4] 90/17 91/10 139/17 150/25</p> <p>administration [19] 83/1 83/23 84/6 84/23 92/13 98/4 139/20 148/18 157/1 157/3 157/18 157/19 163/4 173/11 174/14 174/17 200/23 207/19 229/7</p> <p>administrative [4] 93/3 151/24 174/11 174/25</p> <p>administrator [13] 82/18 82/19 82/25 84/16 87/18 89/14 91/12 91/16 91/25 92/20 159/13 166/2</p>	<p>168/3</p> <p>administrators [1] 88/19</p> <p>admire [1] 86/8</p> <p>admission [1] 270/8</p> <p>admit [7] 25/22 228/2 270/7 295/4 296/4 318/2 320/25</p> <p>admitted [17] 4/3 29/12 65/24 137/13 146/14 180/9 239/20 270/13 270/14 280/9 287/2 287/3 296/16 317/23 318/5 318/6 321/7</p> <p>admitting [1] 30/6</p> <p>admonished [1] 159/13</p> <p>adopted [2] 311/11 311/12</p> <p>adoption [1] 215/21</p> <p>advantage [4] 64/21 181/16 196/2 233/16</p> <p>advantages [1] 204/16</p> <p>adversarial [1] 202/9</p> <p>adverse [2] 25/23 26/1</p> <p>advertised [1] 175/23</p> <p>advertisement [1] 176/1</p> <p>advise [1] 62/21</p> <p>advised [3] 7/13 62/22 302/19</p> <p>advisory [6] 272/22 322/5 322/7 322/11 322/25 323/5</p> <p>advocated [3] 168/23 168/25 169/2</p> <p>aerosol [1] 218/21</p> <p>affect [1] 277/7</p> <p>affected [1] 103/25</p> <p>affectionately [1] 83/19</p> <p>AFFIRM [1] 328/9</p> <p>AFFIRMATION [1] 328/7</p> <p>after [47] 6/24 8/3 11/14 11/25 18/4 34/19 36/12 36/20 37/4 41/19 42/1 42/8 42/9 94/23 103/9 109/25 110/1 110/2 111/12 111/14 113/7 127/13 132/7 135/22 142/11 161/2 202/25 211/1 221/22 224/6 228/14 228/18 231/20 238/11 254/19 259/15 265/17 274/12 275/15 280/5 288/18 294/20 311/3 313/8 315/15 316/10 326/12</p> <p>afternoon [7] 206/15 206/17 219/3 219/4 256/3 290/16 304/15</p> <p>afterwards [5] 11/6 11/13 168/6 289/18 314/2</p> <p>AG [1] 97/7</p> <p>AG's [1] 128/4</p> <p>again [85] 37/16 38/7</p>	<p>39/5 42/2 50/18 67/10 68/17 69/1 69/13 78/3 89/19 95/20 96/16 97/5 97/14 104/25 117/25 121/2 121/13 122/19 127/11 130/11 131/18 133/15 133/24 134/7 140/5 143/20 144/10 144/12 145/18 146/5 147/17 148/1 148/14 149/13 150/7 151/14 153/16 154/10 154/20 155/6 156/7 159/12 160/8 162/17 165/5 170/19 179/21 179/25 180/4 186/7 190/1 191/4 191/20 200/3 215/9 232/21 237/22 239/13 240/2 240/17 246/6 248/7 253/22 257/12 264/3 271/25 272/21 278/3 278/9 281/18 282/3 286/6 288/8 293/6 296/6 296/10 296/11 297/15 298/18 304/3 309/16 316/7 319/24</p> <p>against [3] 123/8 269/23 310/23</p> <p>agencies [11] 83/7 83/11 83/24 85/12 97/19 122/14 123/17 148/16 193/1 207/18 285/24</p> <p>agency [33] 83/7 83/12 86/7 86/17 93/7 97/22 98/1 119/11 124/5 124/16 125/25 126/4 126/9 126/14 126/14 126/18 127/8 127/21 128/4 129/3 129/4 129/15 129/17 130/11 131/24 147/16 157/4 168/3 168/5 168/6 206/20 227/11 244/25</p> <p>agency's [1] 149/24</p> <p>agent [2] 25/21 259/3</p> <p>ago [14] 6/15 94/8 96/18 180/6 225/9 230/16 232/9 263/16 263/16 280/24 296/9 308/7 314/6 324/3</p> <p>agree [44] 21/4 37/10 37/23 44/5 45/20 50/22 50/25 51/6 53/14 56/8 70/24 76/18 87/5 88/5 106/12 106/15 123/25 172/16 173/19 189/20 189/21 191/13 192/5 192/16 192/20 192/22 201/21 202/2 228/9 228/13 228/17 228/22 229/11 229/22 229/25 235/9 236/14 240/10 242/11 246/14 275/2 275/9 292/11 325/6</p> <p>agreed [8] 8/3 63/19 67/16 69/3 76/15 169/5 310/9 324/21</p>
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<p>A agreeing [1] 69/5 agreement [3] 6/1 6/11 8/16 agrees [1] 6/7 ahead [10] 57/1 82/4 90/5 166/12 166/17 250/2 276/10 278/17 281/18 312/18 aid [1] 80/16 air [1] 123/4 akin [1] 285/7 AKKE [1] 2/10 Alejandro [2] 39/13 40/9 Alicia [1] 41/4 all [245] 5/25 6/8 8/3 8/4 8/21 9/15 9/25 11/1 18/8 21/11 22/22 22/23 22/23 22/24 23/4 26/6 27/20 27/22 28/8 28/18 29/24 31/21 31/25 32/9 32/14 32/25 36/10 37/3 38/12 39/10 43/11 47/23 49/20 50/1 50/1 50/5 50/20 50/25 51/6 51/13 54/9 58/13 59/7 59/17 63/11 63/16 64/6 66/3 66/20 67/9 67/20 81/13 83/1 83/5 83/13 85/10 86/15 86/25 87/7 88/5 88/11 89/4 89/5 93/12 101/11 101/12 102/8 102/14 104/15 105/13 105/15 105/16 105/18 105/25 106/2 106/3 106/14 107/11 107/15 110/3 112/7 113/1 117/7 117/16 118/3 122/23 122/23 127/25 128/16 131/18 132/1 132/15 133/9 140/18 142/17 143/18 143/21 143/21 145/7 145/19 145/20 147/24 148/20 150/18 150/23 151/16 151/17 151/24 154/18 156/8 158/19 158/23 162/5 162/19 162/21 163/10 163/10 163/22 163/23 163/23 167/10 167/22 170/8 170/11 170/16 171/2 171/19 174/2 174/18 176/13 177/17 179/10 179/15 180/1 180/5 180/14 183/12 187/1 187/15 188/8 188/24 190/18 191/19 192/11 196/16 197/11 197/22 198/3 201/25 204/12 205/15 206/7 209/11 210/12 211/16 212/20 212/20 215/21 216/6 217/5 217/11 217/21 218/6 218/15 218/21 218/22 221/7 227/11 228/23 228/24 239/3</p>	<p>240/23 242/9 242/16 243/23 248/10 250/7 251/9 253/25 254/12 254/20 255/9 255/18 255/24 257/21 260/23 261/6 261/20 262/13 265/5 265/7 265/8 265/14 265/18 268/5 269/3 273/9 273/9 274/17 276/18 279/6 281/6 282/9 283/7 287/2 289/9 289/16 291/25 293/2 294/2 294/8 295/20 296/24 297/3 297/3 298/17 300/22 302/20 305/2 306/2 306/12 306/12 306/13 307/10 309/5 309/10 310/15 312/13 314/19 314/23 315/19 316/21 317/1 317/11 318/16 319/1 319/24 321/9 321/10 322/4 323/8 323/22 326/2 326/6 327/5 all-knowing [1] 127/25 allegations [1] 168/16 alleged [1] 205/10 allegedly [1] 197/9 alleging [1] 236/4 ALLEN [3] 255/11 255/16 271/13 alleviated [1] 309/1 alliance [2] 87/23 171/2 allocable [1] 60/24 allocated [1] 253/6 allocation [1] 65/13 allow [7] 7/6 8/2 108/22 147/10 162/20 284/9 296/14 allowed [13] 20/13 61/16 142/13 142/15 153/20 166/12 169/23 169/24 199/22 216/19 217/23 268/4 280/6 allowing [4] 31/2 159/14 170/7 236/18 allows [1] 284/11 almost [10] 169/8 192/2 192/19 192/23 203/22 203/24 245/1 259/11 260/7 303/9 alone [2] 164/18 257/3 along [7] 83/8 100/25 118/8 133/1 201/17 206/11 242/6 already [31] 9/15 25/18 28/17 36/14 49/25 59/10 60/16 129/5 148/4 168/4 171/25 174/5 176/21 176/22 214/1 214/3 222/2 231/10 250/25 267/6 267/6 268/12 270/13 270/14 273/4 285/2 285/9 285/10 286/25 286/25 324/22 also [83] 2/19 5/17</p>	<p>23/15 24/18 24/19 27/6 27/8 28/21 29/1 33/25 50/25 60/23 64/6 67/15 69/13 76/8 78/9 79/5 82/17 83/9 86/18 87/20 87/22 89/25 91/20 94/12 99/23 108/3 118/5 120/25 124/2 124/22 133/8 136/13 136/20 141/24 149/23 150/1 151/19 152/10 153/13 153/21 166/3 169/3 176/18 180/20 183/23 185/11 187/4 195/20 208/1 210/24 224/18 226/14 226/18 228/13 228/17 233/1 233/8 236/14 245/9 249/22 258/4 258/7 258/8 258/23 259/2 259/20 259/22 259/23 260/8 265/6 273/21 276/14 278/10 279/1 282/15 296/11 301/9 302/18 309/7 321/1 322/15 alter [1] 154/6 altered [1] 154/8 although [5] 53/23 141/5 163/22 182/15 325/10 always [26] 85/18 121/2 131/1 131/19 149/10 160/10 160/19 165/14 165/15 166/1 187/11 191/25 192/2 192/6 200/20 202/9 203/20 203/24 235/18 235/20 277/16 292/5 292/20 294/4 313/6 313/23 am [33] 8/1 21/6 21/11 22/7 22/16 23/16 26/18 30/11 31/1 31/2 31/23 33/16 35/23 44/9 45/16 45/22 46/15 49/16 99/17 101/18 104/7 107/13 112/4 206/4 234/8 246/11 256/17 256/17 260/8 263/13 287/24 295/16 303/25 Amanda [22] 16/20 25/12 64/19 163/13 180/25 181/2 182/3 182/22 183/4 183/17 183/19 183/20 183/25 208/21 208/25 209/8 209/21 210/4 210/5 210/11 224/8 252/25 amazed [1] 277/16 ambassadors [1] 85/13 ambiguities [1] 275/5 amended [2] 147/10 210/24 amendment [21] 121/4 127/3 127/3 128/7 132/19 132/24 133/1 133/4 133/5 133/22</p>	<p>134/7 143/3 143/8 147/20 147/21 147/22 147/23 147/23 149/10 149/17 149/22 amendments [2] 118/7 162/21 America [1] 264/6 among [5] 31/5 32/15 92/3 145/17 325/7 amount [8] 83/10 92/5 92/5 155/3 216/21 272/9 277/1 279/9 amounted [1] 83/15 AMY [1] 2/8 analysis [9] 172/13 172/13 236/19 239/25 240/3 240/8 240/25 241/3 278/11 analyzing [1] 246/21 Andre [5] 322/7 322/10 322/18 322/20 322/24 ANDREW [1] 2/16 Andy [1] 27/19 angry [1] 294/22 animal [1] 86/4 Anna [3] 41/24 75/13 75/15 announced [1] 280/1 announcement [1] 31/23 annual [1] 89/1 another [24] 29/24 45/21 46/16 84/2 89/2 90/19 122/1 122/25 129/5 130/18 132/11 160/13 161/8 165/8 165/20 178/19 226/7 233/3 241/8 254/1 268/13 278/11 299/8 323/4 answer [50] 15/4 15/4 36/22 46/9 48/9 53/17 72/20 75/8 108/22 116/23 117/3 118/9 119/6 121/1 127/15 131/3 131/5 131/9 132/5 132/8 132/11 138/21 139/7 139/9 139/10 141/14 142/1 156/5 156/6 163/9 167/16 170/1 170/6 170/19 173/22 181/4 191/17 212/13 213/16 231/18 232/20 234/1 238/6 241/8 246/7 246/11 250/19 291/23 315/24 316/4 answered [2] 45/8 132/13 answering [1] 162/21 answers [6] 95/23 128/5 131/9 132/6 133/9 171/7 Anthony [2] 39/25 40/15 any [220] 6/11 7/19 10/11 10/14 10/15 10/16 10/17 11/2 11/15 11/16 11/20 11/24</p>	<p>11/24 11/25 12/5 12/7 12/11 12/12 12/15 12/25 13/7 13/13 13/13 13/14 13/15 13/22 14/13 14/14 14/17 26/15 31/9 31/9 34/10 41/4 41/19 41/25 42/9 42/15 43/3 47/3 47/15 47/25 56/4 56/6 58/9 62/14 64/3 66/20 67/13 68/12 73/3 74/15 75/25 83/9 83/22 83/23 84/1 84/4 84/6 86/12 88/15 91/20 95/23 97/17 99/25 100/1 110/6 113/25 114/16 115/4 116/24 116/25 117/2 120/20 121/5 121/5 124/25 124/25 127/10 127/11 127/16 130/11 133/1 135/11 142/25 145/21 147/17 150/9 151/24 158/1 158/18 163/8 167/8 168/16 170/6 171/13 172/16 174/14 175/17 177/2 177/5 177/6 177/16 177/21 178/23 179/5 181/13 181/15 182/5 182/7 182/10 182/13 183/4 183/15 184/7 185/3 185/7 185/8 185/11 185/14 185/17 185/21 188/24 189/2 189/7 192/13 196/25 197/3 197/3 197/8 200/5 202/19 209/12 209/13 209/13 209/21 211/10 211/16 211/19 214/10 214/13 214/17 215/10 219/21 219/23 219/25 220/3 220/13 223/1 223/6 223/11 223/15 224/20 224/21 224/22 224/24 225/21 227/21 230/1 230/2 230/4 230/4 232/6 233/12 233/15 233/15 233/16 233/18 234/6 234/7 234/9 234/10 234/12 234/12 234/13 238/19 239/14 239/17 239/18 242/2 243/2 245/2 245/2 245/3 245/4 249/19 249/22 250/18 251/10 251/15 255/22 258/21 259/18 261/15 261/25 262/6 269/16 273/18 275/16 275/22 277/7 280/7 288/2 292/20 293/24 294/9 294/21 295/7 296/12 296/19 304/6 307/14 311/21 311/24 312/4 312/10 316/10 318/3 320/14 328/10 anybody [15] 6/8 33/22 55/3 78/22 108/24 113/1 163/21 229/18</p>
--	--	--	--	---

A	130/20	173/12 173/20 173/23 175/14 176/7 176/21 176/25 177/3 177/12 177/17 178/6 180/10 181/9 181/12 183/6 184/25 185/22 199/4 199/18 211/1 211/14 211/20 211/24 212/5 212/7 212/9 214/22 215/1 223/16 227/23 228/11 228/15 228/19 239/21 240/1 240/4 240/9 241/4 241/5 241/6 242/25 245/17 246/10 248/15 249/14 250/20 251/5 251/14 260/25 261/2 261/11 261/16 261/19 262/5 269/17 269/25 272/20 273/6 276/13 277/4 277/10 277/15 277/22 278/1 278/7 279/9 283/25 284/4 284/7 285/1 285/5 285/15 287/13 287/16 289/16 289/22 290/13 292/15 300/6 302/10 308/8 311/8 311/25 313/7 316/14 319/16 319/21 320/4 321/12 322/1 322/15 322/22	anybody... [7] 253/11 253/15 270/9 273/1 273/4 277/13 327/6 anyhow [1] 264/24 anymore [5] 160/3 160/5 275/19 282/13 322/20 anyone [18] 11/20 12/18 12/23 12/23 13/12 14/9 66/17 75/12 75/25 148/1 148/4 171/5 171/6 213/14 251/21 251/21 270/8 315/21 anyone's [1] 154/8 anything [40] 12/19 13/8 13/9 41/13 41/25 42/8 42/15 57/24 64/20 75/22 76/21 81/11 83/2 83/2 95/25 104/1 106/15 109/18 110/17 117/11 126/10 130/14 138/2 162/15 206/18 213/11 220/1 228/3 237/17 243/17 249/18 251/6 251/16 273/1 280/2 292/16 310/12 313/25 321/21 326/4 anytime [2] 80/11 138/10 anyway [4] 126/1 218/19 218/20 297/3 anywhere [2] 118/6 147/9 apiece [1] 278/24 apologies [4] 29/7 35/12 101/5 190/8 apologize [10] 70/5 76/5 77/8 77/19 94/15 180/4 232/2 296/6 303/11 304/2 Apothecarium [2] 263/23 306/4 app [1] 71/15 apparent [1] 95/7 apparently [1] 163/17 appeal [15] 91/25 92/6 92/9 92/12 92/22 93/1 93/3 93/12 165/25 166/11 166/12 167/4 176/11 261/15 310/14 appeals [9] 91/21 92/13 92/21 165/3 165/6 165/7 166/17 176/16 235/24 appear [6] 146/22 153/23 154/17 178/21 251/15 326/23 appearance [1] 128/22 APPEARANCES [1] 1/19 appeared [2] 162/12 180/7 appears [6] 135/3 154/22 179/17 179/18 249/6 250/19 appended [2] 97/8	appointment [3] 80/16 276/21 280/5 appreciate [4] 247/6 253/17 259/25 267/19 approach [1] 88/2 approached [2] 134/16 135/15 appropriate [9] 115/15 139/7 155/11 158/7 158/11 166/10 212/11 212/15 325/5 appropriately [1] 232/16 approval [3] 32/15 36/20 38/8 approve [2] 69/23 269/23 approved [16] 32/9 32/10 32/12 59/4 67/11 72/24 73/14 73/17 262/9 269/13 282/16 284/24 284/25 285/8 285/11 288/19 approves [1] 59/18 approximately [5] 259/12 261/3 262/1 262/25 293/13 April [1] 32/10 architect [1] 278/12 are [204] 5/25 8/7 8/17 10/1 12/18 13/12 14/4 14/5 19/21 24/8 24/9 25/9 26/16 27/6 27/7 28/2 28/18 29/10 31/6 32/15 34/9 37/3 40/20 41/3 41/12 41/24 42/7 42/14 43/2 43/10 43/19 44/18 44/23 54/14 54/15 54/16 56/3 56/5 56/6 56/12 59/17 59/24 63/5 66/4 66/10 67/4 67/13 69/8 70/11 77/2 81/5 81/13 81/24 82/22 83/3 86/8 87/7 87/9 88/11 88/11 88/12 88/19 93/8 97/19 97/22 98/1 99/2 99/16 100/2 100/2 110/23 112/2 112/11 112/23 112/24 113/7 114/15 114/16 116/10 118/2 118/19 122/17 123/6 123/24 124/23 125/1 125/14 126/1 126/8 127/19 128/18 138/10 144/11 144/22 145/3 145/5 146/13 146/24 146/25 153/16 154/2 154/12 156/8 156/11 156/15 157/1 157/2 158/12 158/21 159/5 163/6 169/23 175/20 175/23 176/8 177/6 179/13 181/12 183/15 183/16 183/20 188/19 188/24 189/2 189/7 190/21 190/25 191/9 191/10 191/15 193/10 198/22 204/9 208/2 209/7	209/8 210/5 213/19 213/25 215/1 215/2 215/20 217/22 221/2 226/11 227/17 227/19 227/21 232/16 234/2 236/6 243/13 243/16 245/16 246/8 246/8 246/10 248/12 250/1 250/21 253/24 254/11 254/17 256/6 258/14 258/17 258/23 258/25 259/2 263/11 263/18 263/23 264/2 265/2 265/4 265/6 265/7 269/25 271/6 284/3 284/23 286/16 287/1 287/21 287/21 292/16 294/19 295/10 295/16 296/3 296/11 297/1 305/4 305/8 305/13 305/25 306/8 306/10 306/12 306/14 315/7 318/18 324/3 327/4 area [11] 52/5 77/1 79/4 79/8 191/20 209/2 209/4 222/14 246/5 294/20 294/20 areas [12] 81/24 85/21 91/24 139/17 146/4 167/15 172/7 224/12 247/7 289/4 289/8 294/19 aren't [6] 161/5 172/16 196/7 196/8 208/13 208/13 arena [1] 242/3 argued [1] 125/22 arguing [1] 166/14 Argumentative [2] 64/1 64/22 arise [1] 152/25 Armand [2] 39/10 40/11 Armen [1] 16/20 around [13] 36/15 80/5 121/19 153/16 171/9 172/6 187/2 201/8 259/5 262/18 266/13 311/15 314/16 arrived [2] 212/3 248/3 art [2] 126/20 161/20 Arville [1] 313/7 as [272] 5/4 5/5 7/12 9/20 9/20 10/18 11/9 16/10 18/18 18/25 19/14 21/2 22/20 23/10 27/2 30/6 30/6 31/5 33/13 34/5 34/5 36/15 37/23 37/24 43/11 43/14 43/25 44/14 46/21 46/21 47/9 53/9 53/13 55/10 57/14 57/23 59/1 59/23 60/1 65/21 68/8 69/11 69/11 72/12 72/15 72/18 73/13 73/13 73/15 76/6 79/13 79/14 80/5 81/6 81/8 81/10 82/9 83/19 84/11 84/11 85/16
----------	--------	--	--	---	---

<p>A</p> <p>as... [211] 85/23 85/23 86/22 86/22 87/12 89/8 89/14 89/25 90/9 90/9 90/10 90/15 91/15 91/20 92/7 94/3 94/15 94/20 96/5 96/7 97/4 98/2 103/14 103/15 109/2 110/7 110/22 111/10 111/11 112/20 112/21 113/8 113/18 114/10 116/1 116/5 116/16 117/18 119/4 119/10 119/12 119/15 119/15 120/8 122/8 122/15 122/15 122/22 123/2 124/4 125/19 126/2 126/12 127/22 131/16 131/20 133/18 135/8 136/16 136/16 136/24 137/3 137/24 137/25 139/16 143/1 143/16 145/24 146/2 148/15 148/23 149/4 150/24 151/21 152/11 155/4 155/16 155/17 155/18 156/19 160/23 161/17 162/19 163/3 164/20 166/8 168/17 170/8 172/23 174/11 175/1 177/2 177/6 179/14 179/23 179/23 179/23 183/4 183/15 184/15 184/15 184/17 185/17 186/16 189/9 189/17 189/22 189/22 192/19 196/18 201/17 201/23 201/23 206/21 209/25 212/25 213/20 214/7 214/13 214/17 214/25 215/21 218/5 219/9 219/20 219/25 222/20 224/10 225/3 226/2 227/7 227/9 227/9 227/15 228/20 228/20 229/21 229/21 230/7 230/7 230/9 230/9 232/8 236/2 236/2 237/6 246/20 248/14 248/14 251/16 255/12 255/13 255/17 256/11 256/11 258/12 259/9 261/8 261/19 261/19 262/3 262/7 263/5 263/12 263/18 263/22 264/1 264/6 264/10 265/2 265/5 265/5 266/8 266/8 266/11 266/23 266/23 269/7 269/11 274/2 274/15 275/4 275/16 277/10 279/25 282/3 284/13 284/20 286/19 288/4 289/8 289/9 291/11 291/17 293/23 295/25 299/1 299/17 302/16 303/1 304/19 305/2 305/12 305/23</p>	<p>307/7 313/18 313/21 319/12 322/2 325/11 326/1</p> <p>Ashley [2] 254/7 254/7</p> <p>ask [41] 8/11 24/7 29/12 30/5 31/4 33/9 33/10 35/7 35/19 35/20 47/24 48/25 79/23 80/8 80/9 81/17 97/25 140/13 140/17 142/21 166/6 172/10 179/25 180/11 184/23 188/16 188/22 228/16 231/20 248/11 251/22 255/19 255/20 269/12 271/5 302/21 315/15 317/23 319/16 320/11 323/11</p> <p>asked [53] 43/10 45/7 52/16 52/18 53/5 57/10 57/18 59/6 77/23 82/19 84/10 87/18 94/8 95/21 98/8 99/11 111/5 113/8 113/21 114/19 115/24 116/3 116/24 117/1 128/6 132/17 134/13 156/3 170/10 172/7 184/22 193/14 196/17 213/10 213/14 214/21 225/17 232/3 232/11 244/17 245/9 248/7 252/14 252/24 276/20 285/4 288/17 292/15 311/4 315/6 319/20 323/7 323/21</p> <p>asking [23] 20/24 65/9 76/11 99/23 156/24 161/5 188/25 189/3 199/3 209/19 211/8 217/6 225/16 233/4 241/22 245/25 250/19 253/1 291/12 291/13 291/14 317/11 324/10</p> <p>asks [1] 30/18</p> <p>aspect [1] 26/20</p> <p>assess [4] 152/2 169/12 169/15 170/16</p> <p>assigned [1] 84/15</p> <p>assignment [1] 222/25</p> <p>assistance [3] 98/8 107/24 164/6</p> <p>assisted [3] 12/19 139/16 141/1</p> <p>assisting [1] 98/8</p> <p>associated [6] 82/15 100/25 101/1 101/7 136/20 136/21</p> <p>Associates [7] 15/8 33/19 34/18 36/12 37/11 37/25 38/1</p> <p>association [6] 88/15 88/15 88/16 89/12 273/19 276/14</p> <p>associations [2] 89/11 90/1</p> <p>assume [4] 189/13 202/25 279/2 284/17</p> <p>assumed [5] 101/6 101/9 102/18 126/18 213/15</p>	<p>Assumes [1] 299/11</p> <p>assuming [3] 148/7 169/3 198/25</p> <p>assured [2] 313/16 313/17</p> <p>at [293] 5/16 8/3 8/22 8/24 8/24 10/16 10/17 13/10 15/8 15/14 15/15 15/16 15/23 15/25 16/5 17/5 17/16 19/9 19/10 19/21 20/11 25/6 25/21 26/9 27/1 30/19 31/4 32/3 33/11 34/2 34/11 35/19 35/21 35/23 37/3 38/8 40/21 43/14 44/15 45/13 45/18 45/24 46/13 46/21 48/6 50/20 51/1 51/4 51/12 53/5 54/7 54/24 59/1 59/13 59/25 60/1 60/7 60/9 60/11 62/18 63/4 64/11 65/18 66/3 67/4 67/10 68/18 70/20 71/4 71/8 71/15 71/21 72/12 72/17 72/22 73/12 73/16 75/13 75/15 75/17 82/8 82/21 83/18 84/9 84/16 85/18 86/1 86/17 87/20 92/24 92/24 93/4 93/5 94/12 97/5 99/10 102/14 105/1 105/6 105/20 105/24 106/5 106/21 109/11 111/15 112/8 114/19 116/3 116/11 116/17 117/1 119/9 121/3 124/19 125/19 125/21 127/4 129/3 131/4 132/1 132/14 133/19 134/9 134/23 135/11 135/14 136/2 136/4 136/7 137/4 137/6 138/1 145/1 146/17 147/23 148/25 150/4 151/16 156/8 156/10 159/5 159/13 159/19 159/20 159/20 159/21 159/21 160/12 162/5 162/6 162/23 162/23 162/24 162/25 164/2 164/9 165/16 167/5 167/18 170/9 170/21 171/8 174/6 174/18 179/5 179/18 179/19 180/3 180/16 180/16 186/1 187/6 187/18 188/16 188/19 191/21 194/17 194/23 195/2 200/7 200/7 202/20 202/22 203/12 206/22 209/11 210/2 210/12 211/16 212/3 217/21 220/7 222/6 222/20 224/14 226/7 227/3 228/20 232/12 234/3 235/18 238/1 240/22 240/22 243/23 245/23 246/12 246/21 246/23 248/3 248/4</p>	<p>248/14 248/14 248/24 251/9 254/9 254/25 255/2 255/22 256/18 258/25 259/9 259/21 259/22 260/13 261/24 262/6 263/15 263/16 268/15 268/25 269/20 270/1 271/5 271/23 273/1 273/25 274/15 276/2 277/14 277/15 277/19 277/20 281/3 283/3 283/6 283/10 287/9 289/16 289/19 290/23 293/16 294/11 294/23 295/21 295/23 297/14 297/18 298/17 298/19 303/22 304/12 304/22 307/7 308/6 308/18 309/21 310/15 311/7 311/25 315/20 315/21 317/2 317/3 317/6 317/9 317/19 318/12 318/12 319/7 319/15 319/23 319/25 320/2 320/11 321/22 322/17 323/14 326/2 326/7 326/11 326/11 327/8</p> <p>at-will [1] 222/20</p> <p>attached [2] 97/8 318/15</p> <p>attachments [2] 94/13 318/17</p> <p>attacking [1] 156/18</p> <p>attempted [1] 47/17</p> <p>attempting [2] 148/1 173/24</p> <p>attend [1] 217/10</p> <p>attending [1] 158/8</p> <p>attention [5] 31/13 31/22 68/17 146/17 193/16</p> <p>attest [2] 133/2 138/18</p> <p>attestation [13] 46/1 46/12 46/17 47/2 47/10 47/24 48/3 70/18 71/19 72/15 73/4 73/15 73/16</p> <p>attested [3] 48/5 72/11 142/8</p> <p>attesting [1] 149/19</p> <p>attorney [18] 25/25 33/22 33/23 34/11 75/5 75/5 75/8 85/21 92/16 194/14 208/25 209/1 211/8 262/7 274/9 302/16 320/24 321/1</p> <p>attorney's [4] 27/7 28/22 296/11 297/21</p> <p>attorney-client [3] 33/22 75/5 321/1</p> <p>attorneys [3] 67/22 93/22 258/11</p> <p>audible [8] 62/15 76/22 78/23 253/16 267/23 307/16 323/13 327/7</p> <p>audience [1] 165/16</p> <p>audio [7] 15/22 17/3 17/9 18/14 18/21 20/2 328/4</p>	<p>audio-video [6] 15/22 17/3 17/9 18/14 18/21 20/2</p> <p>AUDIO-VISUAL [1] 328/4</p> <p>audit [4] 200/8 202/17 245/16 282/8</p> <p>auditors [1] 246/10</p> <p>audits [7] 200/14 200/16 200/23 200/24 201/2 202/6 246/13</p> <p>AUGUST [3] 1/12 5/1 286/21</p> <p>authority [1] 93/2</p> <p>authorized [3] 144/1 144/8 144/8</p> <p>automatically [2] 268/6 268/12</p> <p>available [6] 54/24 62/24 150/10 152/1 222/2 233/17</p> <p>average [4] 91/25 282/17 283/2 283/7</p> <p>averaged [3] 92/9 92/11 165/5</p> <p>averages [1] 272/7</p> <p>award [7] 89/24 123/23 166/15 217/23 236/3 311/9 316/12</p> <p>award0 [1] 22/15</p> <p>awarded [7] 21/6 60/16 62/6 65/9 129/6 301/23 316/10</p> <p>awarding [2] 96/7 241/6</p> <p>awards [2] 45/15 183/12</p> <p>aware [48] 12/18 12/23 13/12 40/20 41/3 41/12 41/24 42/7 42/14 43/2 43/10 43/19 44/18 44/23 45/5 98/6 118/19 132/23 167/20 167/24 168/2 173/4 183/15 183/18 183/20 184/1 187/15 188/24 189/1 189/2 189/6 189/7 189/8 189/19 202/20 209/8 215/20 215/23 225/17 232/22 234/6 245/16 245/19 265/10 287/21 311/13 312/7 312/8</p> <p>away [2] 29/21 29/24</p> <p>awful [4] 105/8 121/24 143/24 273/5</p> <p>awhile [1] 241/14</p> <hr/> <p>B</p> <p>back [76] 18/8 30/3 54/5 71/1 74/3 77/13 77/17 79/23 80/21 93/14 97/8 97/8 98/7 101/22 103/16 104/24 106/18 116/11 119/16 120/1 120/10 121/13 121/25 122/7 123/11 123/19 126/15 127/19 128/7 130/20 131/6</p>
---	---	--	---	--

<p>B back... [45] 132/7 135/1 145/2 151/22 155/8 160/18 164/13 164/22 178/1 180/6 199/12 211/5 211/7 212/19 218/2 218/12 227/3 228/14 228/18 236/22 241/1 241/18 246/24 250/13 256/12 257/15 257/22 258/12 259/3 259/7 260/23 262/9 279/23 281/18 282/10 284/25 288/5 293/8 294/18 300/23 305/12 320/5 323/14 323/18 326/22 background [4] 80/21 82/5 220/20 256/5 bad [3] 253/22 264/23 288/4 ball [1] 126/24 ballot [7] 265/13 265/15 268/10 269/13 312/6 312/7 312/8 balls [1] 123/3 banded [1] 87/24 bank [1] 299/6 banks [1] 299/6 bar [6] 16/1 16/3 16/3 63/9 159/6 162/23 barcoded [1] 267/10 bars [2] 15/23 15/24 base [1] 215/13 based [31] 7/10 9/16 36/23 49/13 51/17 51/22 54/23 60/23 61/15 81/6 81/21 101/16 145/23 151/16 174/3 178/5 182/2 182/5 191/9 194/16 194/24 195/3 208/9 208/13 226/11 226/14 226/17 226/19 233/24 286/6 316/13 bases [3] 105/19 106/3 106/14 basically [14] 15/3 15/9 20/14 26/23 45/16 164/20 262/23 268/17 269/3 269/18 273/3 273/13 274/9 305/2 basing [1] 172/13 basis [6] 65/17 67/19 81/20 98/2 192/13 317/3 Bate [1] 111/9 Bate-stamped [1] 111/9 Bates [3] 112/16 112/21 113/12 bathroom [1] 20/13 be [266] 6/2 6/17 8/4 10/18 21/5 23/6 25/10 25/21 26/24 27/1 27/22 28/8 30/3 31/10 32/15 32/17 34/1 34/3 35/7 35/8 45/25 46/21 49/13</p>	<p>49/15 50/16 51/8 51/13 51/17 51/21 51/24 52/7 53/23 54/24 55/17 55/25 56/11 56/19 58/12 60/12 60/13 62/17 64/12 67/17 68/11 70/4 70/15 72/13 73/15 73/20 74/8 74/19 75/17 78/25 79/15 80/8 80/9 82/14 82/19 86/4 86/9 86/12 86/22 87/2 87/3 87/14 88/3 88/4 90/1 90/9 90/16 92/15 92/15 92/16 97/2 97/6 97/9 97/12 97/23 98/1 102/6 112/8 113/9 113/10 115/10 118/3 118/23 119/12 119/15 119/15 120/9 121/8 121/17 123/22 124/3 124/4 124/8 124/22 125/1 125/2 125/17 125/25 126/22 127/20 127/21 128/18 130/11 131/1 132/13 132/17 133/16 139/7 142/6 142/10 142/18 143/21 146/22 147/19 147/22 148/7 149/2 149/9 149/23 150/24 151/1 151/12 151/14 151/15 151/18 151/25 151/25 154/3 155/8 155/12 155/23 156/17 156/17 157/9 158/22 159/16 160/13 161/19 163/25 164/8 164/14 166/6 166/23 167/3 167/21 169/6 170/12 173/19 175/23 175/25 176/8 184/2 186/12 187/11 188/6 191/16 195/8 199/17 199/22 200/16 202/6 202/7 202/9 204/14 205/9 206/20 207/1 207/2 207/19 208/9 209/17 210/14 211/6 216/7 216/20 217/1 217/5 217/6 217/9 218/14 225/20 229/7 230/16 230/18 232/15 233/11 235/15 236/16 236/17 236/18 238/12 240/24 241/3 243/10 243/13 243/16 243/17 245/23 246/5 247/3 247/7 248/22 251/15 251/25 253/22 254/17 255/14 255/19 257/5 261/20 265/11 266/6 266/20 267/9 267/16 268/13 268/22 269/2 269/16 271/6 272/3 272/6 272/6 277/14 277/21 280/23 282/9 282/9 282/21 283/9 283/11 283/12 285/15 287/2 289/5 290/3 292/9 295/2</p>	<p>297/4 299/9 300/12 301/6 302/15 303/1 303/13 305/3 306/21 307/10 309/1 310/10 311/25 312/20 314/20 317/15 318/5 322/12 322/25 323/4 323/5 325/12 326/7 326/10 327/1 beat [2] 170/4 216/5 became [10] 95/6 95/9 142/10 155/20 221/13 257/13 257/16 259/3 259/4 269/20 because [125] 7/21 9/3 9/12 10/18 11/7 22/25 23/5 23/8 29/13 31/1 36/23 47/13 56/16 59/20 68/18 72/22 88/3 94/15 95/1 97/1 97/11 101/8 101/23 102/19 108/21 109/3 112/8 115/3 116/25 123/17 123/21 125/23 129/2 135/3 141/17 142/22 144/3 146/5 149/3 149/21 150/3 153/17 154/21 160/14 164/1 164/10 166/8 166/12 167/2 171/10 180/4 191/6 191/17 196/3 196/5 197/13 198/3 199/13 208/2 212/19 215/15 217/18 217/23 218/12 229/5 234/24 236/21 246/19 257/16 260/18 260/21 261/21 262/20 264/21 265/18 265/21 266/22 267/17 267/18 268/12 269/1 269/2 269/6 269/11 272/13 274/8 274/13 277/2 277/6 277/16 279/14 282/7 282/19 282/22 282/23 283/16 283/22 284/25 285/4 286/6 286/17 286/25 288/17 290/2 292/15 293/4 294/6 295/21 296/16 297/5 300/24 302/18 303/3 303/5 306/8 310/9 310/10 310/12 311/3 312/2 312/12 313/6 314/15 318/23 319/16 become [3] 128/13 227/5 265/10 becoming [2] 220/5 262/12 bedrock [1] 167/17 been [114] 5/4 7/13 9/5 18/16 18/24 20/8 28/23 30/23 33/14 33/15 49/25 51/4 54/1 58/21 58/24 62/22 65/24 73/14 75/9 76/15 79/13 84/3 84/10 84/17 84/22 85/1 87/17 89/15 93/16 94/7 99/3 99/5 106/10</p>	<p>109/14 112/6 114/10 115/15 115/15 117/21 120/6 127/10 129/6 134/23 134/23 135/9 135/17 135/18 138/4 144/3 146/3 147/1 149/13 149/14 151/4 153/23 154/18 161/2 162/5 168/2 179/18 187/15 187/18 187/20 196/17 203/5 204/13 211/17 219/6 219/20 225/10 225/12 225/14 225/23 226/5 231/10 235/3 238/11 241/24 242/7 246/25 255/12 256/14 256/25 257/3 257/4 257/10 260/3 260/5 260/6 260/11 262/23 265/19 270/2 277/4 278/14 283/19 283/22 296/4 302/5 307/4 309/21 310/8 311/11 312/13 314/6 314/11 316/8 316/24 316/25 317/22 319/15 321/4 325/22 326/22 before [69] 1/11 6/12 7/23 17/19 27/9 28/19 35/19 36/7 43/20 43/23 59/4 75/1 76/25 77/1 80/17 93/24 100/5 100/13 104/9 108/10 108/22 108/22 109/25 112/6 113/4 114/19 119/7 124/23 124/24 126/10 166/11 176/25 187/16 187/21 189/11 189/19 195/8 225/5 225/8 225/16 225/16 231/19 232/2 242/14 256/24 265/13 265/16 273/6 274/8 275/24 283/18 291/6 295/14 306/8 311/11 312/15 312/17 312/17 314/5 314/19 316/2 316/5 316/10 316/12 316/19 317/8 321/14 321/24 323/6 begin [2] 85/12 259/13 begin [1] 268/4 beginning [3] 6/13 260/14 315/20 behalf [3] 177/7 183/16 277/25 behave [1] 51/7 behavior [2] 146/8 276/2 behavioral [4] 45/14 84/12 98/9 120/13 behind [2] 121/12 130/3 being [50] 5/4 26/14 29/12 30/15 52/18 53/21 76/12 79/13 81/10 90/22 94/14 94/16 94/25 97/11 99/11 99/13 100/2</p>	<p>102/8 118/2 118/24 119/22 124/15 126/13 128/11 131/20 133/17 139/4 145/16 146/15 155/7 155/18 167/13 169/13 172/20 176/7 179/10 179/14 185/22 209/9 212/7 251/14 255/12 260/19 274/4 277/12 298/19 303/5 311/13 314/10 316/22 belief [2] 57/4 191/1 believe [100] 5/21 5/21 7/9 11/7 12/19 16/1 16/8 16/8 16/10 16/11 16/21 19/24 20/19 27/6 42/23 42/25 44/13 46/25 50/4 51/2 51/2 51/4 52/19 53/23 53/24 57/16 57/16 59/13 65/24 66/12 68/1 75/9 78/11 78/12 78/15 78/18 80/2 82/16 84/9 84/12 84/15 94/7 94/8 95/5 101/14 103/6 105/16 106/21 111/19 113/3 114/2 136/18 138/4 142/2 146/16 150/12 153/19 154/25 157/5 161/19 162/7 167/1 167/20 168/10 173/10 174/5 175/8 178/10 178/19 183/11 184/2 184/16 198/7 207/18 209/22 217/14 231/5 234/24 235/2 237/16 237/17 237/19 238/4 249/11 249/11 262/3 267/21 268/21 271/7 271/23 276/4 282/3 284/20 286/2 286/16 287/25 288/14 288/16 302/21 306/5 believes [4] 86/8 110/23 115/15 184/4 belong [2] 88/15 88/16 below [3] 273/21 275/3 321/20 BENCH [1] 1/13 benefit [9] 190/21 190/23 191/2 191/2 191/4 191/5 191/10 217/20 270/4 benefits [2] 217/18 269/2 Benjamin [2] 39/19 40/13 Berger [1] 40/6 besides [3] 62/13 63/5 262/8 best [21] 53/21 90/1 90/15 91/5 99/3 117/20 118/2 118/17 120/15 121/3 143/17 159/21 160/16 175/4 175/6 205/6 205/6 246/9 253/20 257/5 277/3 better [10] 7/21 7/23 27/2 27/3 89/7 98/22</p>
---	---	---	---	---

B	235/24 239/6 248/12 250/6 250/7 257/8 260/3 267/10 284/2 291/24 black [3] 87/9 87/12 321/23 blah [2] 180/17 180/17 blame [1] 319/12 blessing [1] 6/1 block [1] 67/10 blood [1] 77/17 Bloom [2] 264/2 306/19 blue [1] 138/23 board [27] 22/24 39/14 39/14 39/20 39/25 46/1 48/4 49/14 88/20 90/22 221/14 221/16 229/18 260/7 260/8 272/22 274/3 274/4 274/8 276/14 322/4 322/5 322/7 322/11 322/25 323/5 325/11 bodies [1] 245/3 body [1] 144/16 bona [4] 91/25 92/9 165/6 234/1 bond [3] 92/4 93/11 176/15 books [1] 219/23 born [1] 256/7 boss [6] 159/19 160/11 162/18 162/19 162/20 277/17 both [21] 45/15 55/10 55/13 83/18 98/12 98/19 142/4 146/18 160/11 166/19 166/22 167/6 168/10 168/12 191/4 191/6 191/7 191/10 215/20 234/25 304/23 bother [1] 311/1 bottom [7] 21/22 60/8 68/18 146/17 248/24 292/19 318/9 bought [3] 17/2 257/14 275/23 bound [1] 142/25 box [3] 289/20 290/15 292/17 boxed [1] 289/17 boxes [2] 21/14 258/18 boy [7] 104/8 124/13 138/14 142/18 166/8 168/1 209/22 branch [1] 200/10 brand [1] 283/20 brand-new [1] 283/20 break [9] 80/11 89/6 254/13 254/14 254/19 255/22 284/2 303/9 303/12 break-out [1] 89/6 breakdown [3] 269/19 289/6 289/20 breaking [1] 144/23 Brendan [1] 214/5 Brenden [1] 212/24	Brian [11] 198/6 198/11 199/12 231/15 237/25 239/5 240/14 309/17 315/4 315/6 321/16 Brian's [1] 315/9 bribes [2] 13/8 13/14 brief [1] 325/23 briefly [4] 80/20 82/4 125/12 159/7 briefs [2] 324/16 324/21 Bright [1] 303/17 bring [8] 88/1 153/25 155/15 206/5 272/23 273/5 292/1 323/1 bringing [1] 254/7 broad [4] 80/22 156/17 156/20 280/7 broader [1] 81/21 broke [1] 283/17 brokerage [1] 258/24 brother [1] 257/12 brought [12] 91/23 155/8 159/9 164/23 193/16 206/7 222/19 262/19 262/21 265/14 267/15 289/10 Brousseau [1] 41/12 Brown [9] 262/7 278/9 279/1 279/14 302/16 309/10 319/24 320/24 321/15 budget [2] 263/2 266/14 build [15] 46/13 48/6 70/19 71/14 71/17 72/16 72/16 91/8 141/21 263/1 266/8 266/9 266/14 266/17 278/21 building [6] 72/11 234/21 259/6 262/22 292/4 313/7 building's [1] 160/4 buildings [3] 260/22 278/13 278/17 built [2] 257/23 257/24 bullet [3] 153/1 274/17 275/3 bulletin [1] 229/18 BULT [2] 2/2 255/1 bunch [3] 9/19 100/24 267/14 bundle [1] 133/7 Bundt [2] 259/20 273/17 Bureau [1] 200/24 burned [2] 160/2 160/6 business [47] 25/11 25/12 55/23 55/25 56/4 56/7 56/17 56/18 60/12 187/23 227/11 242/5 257/10 258/7 258/22 258/23 258/24 259/2 259/13 259/24 260/2 260/20 262/21 263/12 263/14 263/18 263/20 263/22 263/24 264/1	264/6 264/10 265/2 265/18 265/23 272/5 284/24 285/1 285/20 292/14 293/9 298/23 298/25 299/1 305/13 305/20 306/9 businesses [3] 16/22 55/13 259/19 businessmen's [1] 264/19 but [297] 5/18 5/24 6/16 6/22 7/23 7/23 9/15 10/14 15/11 15/15 16/3 16/10 17/2 21/9 21/16 21/23 22/15 25/9 25/21 30/18 34/2 36/19 37/15 46/5 46/9 47/2 48/20 51/11 51/22 51/24 56/3 57/1 58/6 59/6 61/10 65/14 69/3 69/13 69/18 78/9 80/22 81/18 84/18 84/22 85/10 86/16 86/18 88/7 90/7 90/11 91/1 91/17 92/2 92/11 93/4 93/7 93/16 95/5 96/6 97/13 97/15 97/23 98/3 98/7 98/24 98/25 101/21 103/23 104/3 105/15 106/8 106/21 107/16 110/12 111/20 112/4 114/9 114/18 115/11 116/11 116/19 116/25 117/6 118/1 118/15 120/1 121/6 121/19 121/19 122/8 123/20 124/21 125/1 125/12 125/19 125/19 126/19 127/20 127/25 129/8 129/17 129/21 129/21 131/5 132/2 132/9 132/12 134/2 135/11 135/20 137/4 140/6 141/6 141/8 141/21 143/22 144/3 146/6 146/25 148/7 149/14 150/9 153/1 153/17 154/1 154/10 154/22 156/1 156/3 156/7 156/12 156/19 157/10 159/15 160/7 160/11 160/12 162/15 162/19 163/9 164/15 164/25 166/3 167/1 167/5 167/16 168/10 168/12 169/24 170/5 171/6 172/4 172/7 173/18 178/10 178/19 179/10 179/14 180/1 180/6 180/13 180/14 180/21 180/24 180/25 181/8 182/16 183/12 183/14 184/1 184/16 184/18 184/18 184/19 186/11 187/18 188/11 188/12 189/4 189/16 189/17 190/20 190/24 192/9 194/23 195/11 196/16 197/15 201/3 202/19	204/9 204/18 204/21 206/6 207/15 211/16 214/22 216/25 218/9 218/9 218/11 218/18 219/6 220/9 220/23 221/7 221/25 222/24 223/14 224/10 225/14 225/18 225/20 226/14 226/18 227/4 228/10 229/8 229/10 229/11 230/15 233/21 234/6 235/3 236/6 236/12 237/5 238/18 239/14 241/3 242/21 243/9 246/5 246/8 246/20 247/14 248/9 248/11 248/24 254/13 254/15 254/19 256/7 257/4 263/25 266/9 268/3 268/10 269/3 269/18 269/20 271/1 272/9 273/16 274/1 274/18 275/24 276/10 278/15 278/16 279/6 279/16 280/5 280/23 281/19 282/10 289/6 291/14 291/17 292/21 292/25 294/12 295/10 295/22 296/16 297/22 299/23 300/8 300/23 301/4 302/7 303/9 306/2 306/21 306/24 307/18 309/7 312/24 313/3 313/6 313/24 314/12 315/24 316/10 321/22 321/24 324/21 buy [9] 83/2 86/25 221/12 229/16 229/18 266/16 269/5 269/7 278/21 buyer [1] 304/21 buyers [1] 83/4 buying [1] 266/15 bystander [1] 9/8
			C	
			C-o-r-e [1] 37/25 Cake [2] 259/20 273/17 California [2] 259/21 273/15 call [29] 6/2 7/7 13/7 13/14 55/21 65/21 68/17 79/2 84/9 94/17 105/8 125/18 148/1 163/21 163/24 165/8 165/9 194/19 197/12 200/4 225/5 225/7 225/7 226/7 238/7 256/11 256/11 275/17 281/17 called [12] 5/4 9/8 79/13 87/22 89/4 90/20 116/2 168/6 189/25 255/12 285/3 309/21 calling [6] 126/4 150/11 191/1 212/16 254/17 290/17 calls [18] 33/22 47/6 48/9 72/19 74/5 75/4	

<p>C calls... [12] 85/3 85/7 142/7 162/9 162/10 162/10 162/11 162/23 179/19 179/20 276/7 301/9 came [33] 9/7 19/23 44/9 61/15 100/25 101/7 101/8 143/23 144/1 144/5 144/8 149/16 151/12 160/18 193/21 212/2 218/2 218/11 223/21 226/2 256/12 260/21 262/22 272/4 272/20 276/12 280/8 280/24 282/10 285/17 290/16 296/7 322/19 can [156] 5/6 5/22 8/9 8/11 9/4 9/5 10/13 15/24 16/2 17/7 20/18 21/22 21/23 22/3 24/7 26/11 26/21 26/25 27/1 27/14 28/3 28/5 29/11 29/23 30/5 31/4 37/15 39/5 46/9 48/16 50/16 52/5 55/19 61/5 62/19 65/23 66/6 66/10 66/19 67/1 67/4 70/1 70/9 71/1 71/8 71/23 76/18 79/3 80/18 80/20 80/22 82/4 95/20 97/17 100/12 101/21 101/23 107/25 117/24 117/24 118/16 119/1 119/6 119/14 119/15 120/18 121/12 121/24 122/2 122/4 122/6 123/19 125/12 126/16 126/22 128/24 129/9 129/13 130/4 132/1 132/10 135/2 137/9 137/20 138/23 140/6 140/12 142/4 142/20 142/22 145/3 146/10 150/15 150/16 155/3 157/13 158/21 165/9 165/19 168/8 170/1 170/21 171/8 180/21 181/7 181/9 186/3 188/19 188/22 207/7 214/5 217/9 229/22 231/15 231/19 235/14 237/25 240/14 241/13 244/1 245/20 248/5 250/13 252/10 252/10 252/11 253/14 254/14 254/20 255/6 255/9 260/2 264/22 268/24 269/3 269/4 271/4 280/20 284/3 291/16 291/23 294/6 295/20 295/22 300/15 305/8 309/8 309/16 309/16 321/16 323/14 323/16 324/11 325/6 325/6 326/23 can't [26] 6/20 6/21 52/6 61/25 81/17 86/9</p>	<p>95/19 117/7 123/16 128/9 129/21 131/8 131/24 138/18 168/10 180/16 180/19 180/22 181/4 181/5 188/15 204/8 225/18 240/10 282/11 325/7 Canadian [1] 19/20 cancel [1] 193/18 cannabis [4] 55/21 175/14 223/7 325/10 cannot [3] 60/14 140/7 284/14 capital [1] 266/20 card [2] 265/23 265/25 cards [1] 265/20 care [3] 51/11 77/2 106/19 career [6] 142/19 165/2 168/22 169/9 169/17 193/14 careful [1] 303/13 carpet [1] 87/1 carrying [2] 240/11 313/15 Carson [6] 65/18 66/3 159/24 219/17 221/16 258/2 case [52] 1/5 5/23 8/5 19/24 21/1 47/2 76/8 93/17 93/22 95/6 100/19 101/4 103/10 119/12 127/20 130/24 132/25 134/14 143/1 148/7 148/24 149/18 167/9 168/18 169/4 169/5 169/13 169/16 172/5 173/15 177/7 188/25 196/16 196/17 197/24 203/8 205/11 217/8 218/20 219/12 219/16 223/11 239/25 240/3 240/5 240/8 247/4 247/13 256/22 265/6 303/14 321/3 cases [16] 97/10 119/14 119/15 124/16 127/22 167/6 168/11 168/12 205/4 210/3 217/3 228/10 236/6 236/8 236/12 236/12 cash [4] 299/5 299/6 299/7 319/21 categories [3] 166/25 269/18 303/4 category [6] 151/18 154/10 269/20 280/7 289/14 290/3 cause [1] 129/13 caused [1] 12/24 causes [3] 33/23 128/12 233/21 causing [1] 155/8 cautioned [1] 34/10 caveat [1] 228/20 caveated [1] 249/23 CAYLA [1] 2/17 cede [1] 218/9 cell [3] 162/9 162/10</p>	<p>288/16 center [10] 14/4 14/5 77/24 78/1 78/4 257/22 257/23 257/24 257/25 322/11 centered [1] 226/8 cents [2] 56/2 282/22 CEO [1] 39/20 certain [11] 9/9 15/4 54/13 100/18 124/23 142/16 142/16 144/5 144/7 158/9 295/16 certainly [21] 37/23 74/11 84/2 84/2 90/19 116/12 124/24 132/10 154/10 154/13 156/24 157/7 164/9 169/6 188/15 220/17 226/23 229/8 235/16 235/21 247/1 CERTIFICATION [1] 327/11 certifications [2] 219/25 220/4 certified [2] 85/14 219/25 CERTIFY [1] 328/3 cetera [2] 95/1 151/25 CFO [1] 40/1 chain [1] 221/15 chair [1] 88/21 chairman [2] 39/19 87/22 chairs [2] 87/1 258/25 challenge [8] 129/11 129/22 149/15 168/23 168/25 169/2 294/9 294/13 challenges [2] 129/1 165/3 challenging [5] 88/6 189/7 189/10 189/11 189/14 chance [5] 238/16 279/22 290/17 294/23 314/24 chances [1] 21/17 change [23] 30/22 68/3 68/5 68/6 68/10 68/12 68/15 68/18 72/15 76/18 76/25 149/7 163/15 163/19 209/9 209/11 210/12 210/22 228/13 228/17 238/22 250/3 320/7 changed [6] 114/12 238/21 283/4 283/21 297/7 297/17 changes [19] 118/8 118/8 121/5 127/1 131/13 133/10 147/17 154/16 228/23 232/6 237/16 237/18 237/20 238/4 238/11 238/19 238/24 314/24 314/25 channel [1] 163/10 chaotic [2] 146/8 151/14 Chapter [11] 81/9</p>	<p>156/12 174/7 174/15 174/19 175/19 190/13 190/16 191/24 193/11 196/10 Chapter 333 [3] 81/9 156/12 175/19 characterization [1] 138/4 characterize [2] 164/5 169/13 charge [5] 11/16 45/14 69/13 272/16 272/17 charged [1] 12/8 chart [8] 289/13 289/15 289/17 289/24 290/12 301/17 302/3 319/17 CHATTAH [5] 2/2 3/7 3/21 52/4 65/8 chatted [1] 85/24 cheaper [1] 293/3 cheated [1] 34/4 check [4] 60/10 60/11 87/6 273/11 checked [2] 59/25 60/3 checking [1] 292/17 Chico [1] 220/7 chief [2] 84/9 116/2 chiller [1] 266/25 Chilling [1] 266/25 choice [1] 156/18 choose [1] 229/24 chose [4] 155/15 163/24 174/3 227/10 Chris [1] 10/7 CHRISTIANSSEN [1] 2/3 CHRISTOPHER [1] 2/15 chronologically [1] 248/13 chronology [1] 104/4 Circle [2] 66/12 67/6 circulate [2] 8/9 147/14 circulated [1] 145/16 circulating [1] 145/12 circumstances [3] 194/17 195/14 195/21 citations [1] 172/17 cite [3] 172/12 180/21 180/22 cities [5] 91/3 148/21 148/24 222/2 292/13 citizens [1] 265/21 city [15] 65/18 66/4 148/21 159/24 219/17 221/16 229/16 258/2 259/5 261/23 262/3 279/20 284/21 285/5 293/14 civil [1] 73/22 claimed [1] 115/3 claiming [1] 196/2 claims [1] 309/14 CLARENCE [1] 2/11 clarification [14] 68/16 115/17 121/5 125/7 133/10 143/5 212/4 212/7 212/9 212/11 212/16 213/11 213/13 213/19</p>	<p>clarifications [1] 143/13 CLARK [9] 1/2 5/1 22/6 22/11 32/2 71/10 279/20 294/20 307/11 class [1] 85/12 classes [2] 157/17 220/3 classic [1] 122/4 CLE [1] 144/21 clean [1] 254/9 clear [8] 118/2 120/23 121/9 121/21 154/24 225/20 275/5 292/9 cleared [1] 326/21 clearly [4] 108/23 177/21 184/23 240/7 clerk [3] 5/17 9/3 24/7 clerical [13] 33/22 73/25 74/3 74/12 74/13 74/15 75/5 183/21 254/17 295/22 296/15 305/3 321/1 client's [1] 303/19 clientele [1] 305/4 clients [23] 64/21 65/7 67/22 67/23 183/5 183/12 183/17 183/20 183/25 208/20 209/6 209/6 210/4 210/5 210/18 210/21 210/22 252/25 253/3 264/4 279/17 279/18 305/12 clock [2] 168/11 168/12 clone [1] 267/9 close [3] 84/14 260/11 285/19 closed [2] 34/19 285/14 closely [1] 85/23 closer [1] 103/16 closing [1] 29/16 Club [4] 260/6 260/6 264/15 264/17 co [1] 255/8 co-plaintiffs [1] 255/8 coached [2] 108/17 109/6 coaching [3] 109/2 225/5 225/7 cobbled [1] 27/15 code [4] 157/3 157/4 174/11 174/25 codes [1] 151/24 codification [1] 175/17 codified [4] 174/22 175/7 175/9 176/13 coffee [1] 29/25 Cohen [10] 41/24 260/24 273/21 273/24 273/25 273/25 274/6 274/20 275/3 288/21 Cohen's [1] 274/13 college [4] 90/7 220/11 221/9 221/12 color [1] 207/15 Colorado [3] 260/13 267/16 267/18</p>
--	--	--	---	--

<p>C</p> <p>come [37] 8/16 9/12 13/23 31/13 31/21 46/6 73/16 79/3 80/21 83/11 88/4 120/1 122/7 132/7 145/2 154/13 165/9 170/7 174/21 182/13 200/13 217/6 217/7 236/21 244/5 258/25 259/8 278/4 282/18 300/11 307/23 311/9 320/3 323/14 326/22 326/24 326/25</p> <p>comes [4] 77/2 100/13 267/8 273/13</p> <p>comfort [2] 20/14 120/11</p> <p>comfortability [1] 106/18</p> <p>comfortable [2] 98/21 155/20</p> <p>comical [1] 144/2</p> <p>coming [9] 26/21 79/19 106/18 155/25 196/1 260/18 279/17 314/21 327/5</p> <p>comment [7] 47/25 117/7 141/17 159/15 238/3 238/10 313/21</p> <p>commenting [2] 115/12 296/17</p> <p>comments [9] 48/24 162/8 162/9 238/6 249/23 271/16 274/13 321/11 321/20</p> <p>commercial [2] 257/21 258/3</p> <p>commission [3] 260/9 260/13 271/8</p> <p>commit [1] 227/5</p> <p>committee [15] 94/25 101/10 124/8 124/19 124/22 159/14 237/2 237/4 237/5 237/10 269/23 272/22 282/17 291/2 292/6</p> <p>commodity [2] 83/4 83/17</p> <p>common [1] 268/21</p> <p>communicate [9] 147/4 148/9 149/7 149/11 214/14 228/14 228/18 281/16 317/2</p> <p>communicated [9] 143/16 154/18 162/5 167/10 167/21 167/22 169/14 169/14 281/13</p> <p>communication [5] 75/5 102/19 127/6 148/15 149/5</p> <p>communications [12] 33/22 34/11 102/8 125/9 127/9 128/17 158/11 162/2 162/4 180/21 280/14 317/1</p> <p>community [7] 86/20 89/21 121/4 128/8 228/11 260/2 260/3</p>	<p>community's [1] 89/9</p> <p>companies [14] 15/8 23/1 183/7 183/8 184/14 221/23 222/1 223/4 223/7 256/18 257/7 257/8 258/15 259/8</p> <p>company [24] 19/14 57/20 57/20 198/25 221/13 257/13 257/17 257/18 257/19 258/15 258/18 259/22 266/2 285/2 285/2 290/15 292/13 308/7 308/21 309/15 310/23 318/10 322/16 323/4</p> <p>company's [1] 199/18</p> <p>compare [4] 26/20 115/10 117/5 117/10</p> <p>compared [2] 116/6 266/12</p> <p>comparing [1] 214/21</p> <p>comparison [4] 31/5 110/21 115/4 116/18</p> <p>compensated [2] 247/19 247/23</p> <p>compete [2] 268/19 272/18</p> <p>competent [1] 186/23</p> <p>competing [4] 160/13 162/25 195/18 205/10</p> <p>competition [1] 204/7</p> <p>competitive [9] 83/24 87/19 90/17 91/21 98/3 150/25 215/1 236/16 293/10</p> <p>competitively [1] 302/21</p> <p>competitors [4] 34/6 76/12 196/8 196/13</p> <p>compiled [1] 65/18</p> <p>complain [6] 189/18 189/19 196/12 200/20 203/20 203/24</p> <p>complaining [3] 19/2 236/7 318/24</p> <p>complaint [2] 34/3 236/9</p> <p>complaints [2] 93/5 204/2</p> <p>complete [1] 228/6</p> <p>completed [2] 223/15 245/16</p> <p>completely [3] 292/12 302/4 305/6</p> <p>complex [4] 69/25 206/20 207/19 229/21</p> <p>compliance [19] 43/1 50/8 50/15 50/19 51/12 51/17 51/22 59/15 59/23 65/6 152/7 152/13 153/2 184/11 184/25 185/4 209/9 274/6 313/24</p> <p>compliant [1] 123/10</p> <p>complicated [1] 208/3</p> <p>complications [2] 7/13 129/12</p> <p>complied [4] 56/21</p>	<p>57/5 59/6 249/6</p> <p>comply [3] 59/9 59/16 199/4</p> <p>complying [1] 152/3</p> <p>component [3] 91/21 258/6 258/7</p> <p>components [3] 117/19 258/21 266/23</p> <p>Compound [2] 38/4 42/10</p> <p>computer [4] 94/13 101/7 101/8 280/4</p> <p>conceding [1] 141/8</p> <p>concept [1] 190/4</p> <p>concern [16] 86/10 95/9 103/24 116/18 143/1 152/25 153/22 154/2 154/7 155/16 184/15 238/12 308/25 312/2 312/10 323/3</p> <p>concerned [9] 9/5 31/6 103/24 143/18 148/13 212/20 269/20 302/17 316/21</p> <p>concerning [1] 110/6</p> <p>concerns [4] 86/4 164/13 164/19 179/9</p> <p>concise [3] 118/3 120/23 292/9</p> <p>conclude [2] 142/9 248/8</p> <p>concluded [1] 32/5</p> <p>conclusion [11] 61/11 61/15 61/17 117/1 152/9 164/14 164/25 169/21 207/16 207/24 208/6</p> <p>conclusions [2] 54/13 54/16</p> <p>condition [4] 6/17 8/1 8/12 8/15</p> <p>conditional [5] 46/15 46/19 47/4 183/24 241/7</p> <p>conditions [3] 9/10 121/10 121/22</p> <p>conducive [1] 146/8</p> <p>conducted [1] 202/7</p> <p>conducting [1] 135/18</p> <p>cone [1] 126/12</p> <p>conference [5] 89/1 89/2 89/3 89/4 96/21</p> <p>conferences [1] 89/19</p> <p>confident [1] 138/5</p> <p>confidential [7] 28/23 33/24 46/4 47/6 286/16 297/3 297/6</p> <p>confidentiality [5] 29/13 31/2 74/16 286/23 296/12</p> <p>confirm [4] 7/8 8/18 111/21 326/5</p> <p>confirmed [1] 224/10</p> <p>confirming [2] 102/12 111/19</p> <p>conflict [1] 155/23</p> <p>conform [1] 97/12</p> <p>confused [6] 17/13 19/6 190/25 211/17</p>	<p>211/20 212/10</p> <p>confusion [6] 147/9 155/10 211/13 211/24 212/1 212/3</p> <p>connected [4] 12/23 13/13 13/16 124/16</p> <p>connection [2] 10/8 13/9</p> <p>Connor [24] 16/20 25/12 25/20 57/15 64/19 162/7 162/9 163/13 163/14 179/20 181/1 181/3 182/3 182/22 183/17 183/21 183/25 208/21 208/25 209/8 209/13 209/21 210/11 224/8</p> <p>Connor's [6] 183/5 183/19 209/4 210/4 210/5 252/25</p> <p>consequences [1] 275/16</p> <p>consider [8] 49/13 139/7 151/20 170/13 186/12 186/23 197/13 246/4</p> <p>consideration [4] 124/2 125/13 152/7 153/4</p> <p>considered [11] 74/11 74/12 75/22 165/11 196/19 196/23 197/11 197/17 303/2 311/14 313/25</p> <p>consistency [2] 96/9 154/6</p> <p>consistent [8] 95/13 96/8 127/2 145/21 149/14 154/11 167/18 174/18</p> <p>consistently [2] 154/18 163/10</p> <p>consolidated [1] 63/25</p> <p>constant [1] 201/19</p> <p>constantly [1] 133/17</p> <p>constitute [1] 158/12</p> <p>construction [1] 262/15</p> <p>consult [5] 75/1 129/25 130/7 134/24 173/14</p> <p>consultant [4] 278/10 278/11 279/13 323/5</p> <p>consultants [4] 262/6 262/8 267/16 279/6</p> <p>consultation [2] 117/9 194/13</p> <p>consulted [4] 73/21 75/19 93/20 93/21</p> <p>contact [25] 12/7 14/10 118/12 123/2 126/3 127/20 131/2 143/21 162/20 175/4 175/6 175/9 175/10 175/11 175/17 192/2 192/15 192/20 192/23 193/8 215/4 228/4 244/20 245/4 318/10</p> <p>contacted [3] 64/19 65/5 121/18</p>	<p>contacting [1] 163/14</p> <p>contacts [2] 93/8 205/18</p> <p>contain [3] 147/2 245/3 328/9</p> <p>contained [9] 28/23 70/21 71/15 73/5 86/11 106/10 130/19 243/10 243/14</p> <p>contemplated [1] 51/16</p> <p>contend [1] 180/12</p> <p>content [2] 296/19 321/11</p> <p>contest [1] 293/24</p> <p>context [6] 114/4 156/12 231/20 238/25 245/11 249/18</p> <p>contexts [1] 248/14</p> <p>Contine [5] 75/18 178/16 224/3 276/22 311/5</p> <p>contingent [1] 6/11</p> <p>continue [2] 20/6 252/21</p> <p>continued [3] 3/14 82/20 111/1</p> <p>contract [13] 83/10 85/13 89/23 92/6 121/20 129/6 129/8 149/1 160/14 191/6 220/1 292/2 292/19</p> <p>contracting [5] 87/23 88/14 171/2 220/15 241/24</p> <p>contractor [4] 11/6 97/7 120/7 130/20</p> <p>contractors [2] 11/20 173/4</p> <p>contracts [11] 82/13 83/14 168/4 168/5 171/3 221/23 222/1 222/3 222/12 222/14 246/22</p> <p>contributed [3] 120/12 120/12 120/13</p> <p>contribution [1] 141/18</p> <p>control [6] 261/21 261/22 274/2 274/4 293/1 325/11</p> <p>conversation [7] 77/9 77/11 104/24 135/8 135/10 225/1 226/6</p> <p>conversations [3] 126/15 180/9 202/20</p> <p>convoluted [1] 229/21</p> <p>cooperative [1] 87/24</p> <p>coordinating [1] 127/25</p> <p>coordinator [2] 126/2 237/3</p> <p>copy [7] 100/23 100/24 111/3 133/2 133/22 134/17 322/2</p> <p>Core [7] 33/20 36/11 37/25 38/10 38/13 42/9 42/16</p> <p>Corp [1] 37/10</p>
--	--	--	---	--

<p>C corporate [4] 213/7 273/25 282/24 288/21 corporation [1] 37/24 correct [256] 7/15 7/16 10/21 10/22 12/10 12/14 12/16 12/17 13/2 13/3 22/17 45/17 54/2 54/7 55/14 57/15 60/17 61/16 64/9 68/1 70/22 72/1 72/13 72/18 78/14 87/20 93/18 93/21 98/14 98/17 100/23 101/16 101/18 103/2 103/5 103/10 103/12 103/22 104/22 105/14 106/3 106/6 107/9 107/13 107/13 109/21 113/23 120/4 120/9 120/20 134/19 135/12 135/13 165/25 172/19 173/12 173/16 174/8 174/9 174/11 174/19 174/20 174/23 174/24 175/1 175/4 175/11 175/18 175/20 175/23 176/4 176/9 176/22 178/6 178/7 178/12 179/1 179/4 179/6 179/7 179/11 181/25 182/3 182/4 182/5 182/8 182/11 184/9 184/10 185/6 185/9 185/12 185/13 185/15 185/16 186/17 186/21 187/21 188/3 188/9 188/16 188/17 188/19 188/22 190/2 193/5 193/8 194/6 195/10 195/24 196/9 196/22 196/23 197/2 197/5 197/6 197/7 197/9 197/10 197/18 197/23 199/5 199/7 200/11 200/14 202/8 202/14 202/18 203/4 203/16 204/2 204/5 205/9 207/1 207/24 208/4 208/5 208/6 208/9 208/10 208/14 209/14 210/16 211/2 211/11 211/17 211/21 213/16 213/17 214/15 214/19 214/23 215/7 215/10 219/14 219/19 219/21 220/19 220/25 221/3 221/10 221/18 221/24 222/10 223/2 224/3 224/4 224/16 224/19 225/11 226/4 226/15 228/4 228/8 228/15 228/19 228/20 232/4 232/8 233/14 234/7 234/17 234/23 235/4 235/5 235/18 236/4 236/16 237/7 237/9 237/20 237/21 238/16 239/22 240/1 240/20</p>	<p>242/10 243/5 243/6 243/12 243/14 243/15 243/18 243/20 243/22 243/24 244/13 250/17 250/20 256/22 256/23 257/17 263/6 267/22 271/21 275/13 276/11 278/4 280/21 284/5 284/22 286/3 287/17 288/12 289/24 289/25 290/4 297/21 298/5 300/3 301/25 305/9 305/10 305/15 308/21 309/2 309/22 310/4 310/19 311/5 311/15 311/16 312/22 313/19 314/25 316/16 317/14 317/17 317/21 319/7 319/10 320/23 322/5 322/16 324/24 328/3 corrected [1] 313/5 Corrections [1] 217/5 correctly [10] 45/5 93/15 96/10 151/9 153/24 190/1 232/23 238/5 238/13 241/11 correspondence [2] 280/18 318/15 corresponding [1] 174/10 corroborated [3] 162/8 180/7 181/19 corrupts [2] 170/22 217/16 cost [3] 155/3 284/17 319/17 costs [2] 266/11 269/3 could [85] 5/21 18/8 21/17 21/25 26/23 27/3 27/3 27/19 28/15 29/20 33/6 44/15 53/21 64/20 79/5 84/22 85/15 86/4 86/12 86/13 86/16 88/5 89/7 89/8 89/23 90/1 102/6 116/3 120/5 135/9 138/4 141/14 142/9 156/22 159/16 163/21 166/10 171/5 179/18 191/5 193/15 212/24 213/14 216/1 216/18 230/11 230/15 230/15 230/16 232/15 232/18 233/11 235/20 239/2 239/7 245/12 247/8 250/7 260/25 267/15 268/16 271/10 272/18 272/23 273/18 276/21 277/17 287/9 288/1 288/7 289/5 293/4 297/8 298/15 300/22 301/6 303/8 308/19 313/23 314/11 314/23 315/3 315/20 316/8 317/22 couldn't [10] 16/9 23/4 57/19 80/18 144/5 149/2 171/6 230/17 282/12 297/6 counsel [13] 34/11</p>	<p>34/12 36/14 47/21 92/15 102/9 200/24 208/14 231/4 269/21 273/25 288/21 325/23 counsel's [2] 47/11 48/22 counseled [1] 187/18 counties [5] 65/21 91/3 148/21 148/24 292/13 country [2] 91/3 259/11 county [25] 1/2 5/1 22/6 22/12 32/2 61/16 61/22 61/24 62/2 62/4 62/6 257/23 259/21 261/20 261/21 261/23 278/18 279/18 279/20 293/14 294/20 294/20 307/11 313/6 313/7 couple [24] 20/8 22/19 26/1 29/25 73/19 79/6 92/10 92/10 93/24 96/21 99/9 119/15 119/15 129/10 166/11 172/10 180/3 209/22 216/25 271/25 294/25 317/3 322/6 322/19 course [18] 17/12 19/5 159/5 163/8 165/2 166/10 168/22 182/14 260/5 265/13 265/17 268/7 269/7 273/1 282/22 284/24 289/5 292/19 courses [3] 220/13 220/15 220/17 court [18] 1/2 1/11 1/24 5/17 6/1 7/6 9/3 29/22 54/12 62/21 105/1 169/21 169/22 191/9 219/17 258/1 284/3 294/15 Court's [3] 36/16 62/7 137/4 courtesy [1] 326/1 Courtney [1] 42/7 courtroom [2] 9/6 20/8 courts [2] 257/22 292/24 cover [2] 25/11 177/11 covered [1] 171/23 coveted [3] 55/17 56/12 56/16 COVID [2] 7/11 7/15 cow [1] 65/21 Coyote [3] 303/15 303/16 303/17 CRAIG [1] 2/7 crash [1] 20/21 crass [1] 90/9 create [2] 22/19 23/5 created [2] 83/8 242/25 creations [1] 53/1 creative [1] 159/16 credit [1] 299/6 Cristalli [3] 198/14 199/15 250/16 criteria [22] 46/14 70/20 72/3 72/12 72/18</p>	<p>73/5 120/17 121/6 121/11 124/11 155/12 159/4 161/19 227/1 227/8 227/12 243/10 243/14 292/8 292/22 292/23 294/8 critical [8] 120/21 121/7 127/12 154/22 187/7 187/9 189/9 191/1 CronkHITE [13] 6/13 103/5 136/12 143/19 178/16 182/3 182/25 224/2 224/9 281/15 326/12 326/18 326/21 CronkHITE's [3] 5/22 7/10 184/17 cross [26] 3/4 3/5 3/15 3/16 3/17 3/18 3/19 3/21 3/24 3/25 7/4 10/5 14/1 29/3 29/6 158/22 172/1 186/5 206/13 216/8 219/1 252/8 270/21 270/22 304/13 308/3 Cross-Examination [20] 3/4 3/5 3/15 3/16 3/17 3/18 3/19 3/21 3/24 3/25 10/5 14/1 172/1 186/5 206/13 216/8 219/1 252/8 304/13 308/3 crosses [1] 72/25 crossing [1] 279/12 cull [1] 68/3 cultivation [15] 69/9 261/7 261/13 262/10 263/1 263/4 263/5 266/12 266/20 266/22 281/23 299/9 304/19 308/15 308/17 cultivational [1] 268/8 cultivations [1] 309/6 cultivator [9] 66/18 66/23 78/2 78/5 78/8 78/13 78/16 272/6 284/13 cultivator-only [4] 78/2 78/5 78/13 78/16 cultivators [9] 65/15 66/4 66/11 66/21 67/5 67/13 266/6 298/19 312/13 cured [1] 267/11 current [3] 23/6 34/12 256/15 currently [7] 8/1 23/6 46/8 241/25 263/14 263/20 307/5 customer [9] 119/13 126/15 305/15 305/23 306/2 306/3 306/10 306/14 306/20 customers [5] 258/3 263/19 264/7 275/18 305/13 cut [3] 16/25 275/18 275/24 cute [1] 237/1</p>	<p>CW [1] 275/23 D D.O.T [12] 1/6 10/24 11/21 11/25 12/19 12/24 12/24 13/10 13/13 26/13 94/15 214/14 dad [2] 257/10 291/6 daily [2] 192/19 192/23 Damon [1] 75/9 DANA [2] 328/12 328/16 Danette [2] 11/2 11/3 Darn [2] 5/19 324/8 date [8] 31/14 31/14 121/17 146/16 314/18 319/10 320/22 328/19 dated [2] 25/12 320/19 dates [3] 17/12 19/5 248/14 Dave [2] 321/15 321/19 DAVID [4] 2/14 308/5 319/24 320/24 day [22] 1/13 43/23 57/23 65/6 65/6 76/24 78/25 80/16 85/12 90/8 92/17 206/12 256/25 270/3 281/24 281/24 285/15 303/11 312/14 312/17 318/21 319/7 days [10] 20/8 92/18 119/15 260/24 280/2 317/20 318/21 319/2 319/5 325/12 deadline [2] 314/13 324/15 deal [20] 63/10 83/4 123/12 126/2 131/24 151/8 159/8 159/17 159/18 160/11 170/3 171/8 190/13 191/20 193/1 224/14 259/8 267/4 325/16 327/3 dealing [2] 129/5 193/10 deals [1] 121/16 dealt [6] 76/7 91/21 281/14 285/23 292/1 313/14 death [2] 138/23 265/22 debriefing [2] 160/23 161/1 decease [1] 128/20 December [14] 31/23 262/15 262/16 266/3 279/24 280/11 281/9 288/5 298/20 316/13 317/12 317/24 318/10 319/5 December 2018 [1] 31/23 decent [1] 125/20 decide [7] 85/19 132/11 165/16 277/15 279/15 294/15 316/15 decided [8] 12/12 22/18 73/22 75/1</p>
---	--	--	--	--

D	229/7 242/4 244/24 251/15 286/18 287/12 287/15 310/22 313/19 315/22 Department's [4] 141/25 148/8 151/20 152/6 departments [1] 200/13 dependent [1] 163/13 depending [2] 176/6 272/15 depends [1] 229/13 depo [6] 6/18 109/25 111/12 111/15 114/20 116/5 depose [2] 9/19 113/8 deposition [63] 5/22 5/25 6/2 6/13 7/1 15/14 15/20 15/22 17/5 17/9 20/10 93/24 100/1 101/3 102/23 103/18 105/7 107/3 107/5 108/9 108/10 108/16 109/3 109/5 109/12 111/14 115/18 116/14 117/2 137/5 152/12 152/14 172/5 179/5 182/2 186/11 193/3 202/22 202/25 203/12 203/20 219/6 219/13 224/7 224/7 225/6 225/8 230/20 231/16 231/17 237/22 239/8 239/14 240/15 240/18 245/10 245/13 308/6 313/1 314/23 314/25 315/13 317/9 depositions [8] 95/5 95/5 155/22 162/8 180/8 182/5 196/25 197/3 DEPT [1] 1/5 depth [2] 80/22 122/8 deputy [7] 33/23 45/19 75/8 75/13 75/15 82/17 84/16 derail [1] 254/6 describe [7] 16/13 80/20 82/4 119/1 120/16 120/18 121/12 describes [1] 122/2 describing [2] 121/6 189/5 description [1] 290/5 descriptions [2] 289/15 302/2 design [1] 269/17 designated [4] 129/24 130/6 175/11 219/20 designation [1] 285/8 designed [2] 97/15 240/13 despite [2] 73/4 230/15 detail [3] 121/9 186/20 224/14 detailed [1] 319/17 details [2] 143/15 153/16	determination [1] 290/23 determinations [1] 166/4 determine [1] 123/9 determined [1] 59/17 determiner [1] 277/22 determines [1] 283/7 determining [1] 75/20 develop [6] 89/25 90/15 100/8 133/20 141/19 223/22 developed [10] 85/16 96/15 96/19 114/6 115/13 134/5 144/11 177/3 241/24 242/22 developing [11] 86/10 90/5 98/9 105/3 118/18 122/5 177/8 240/1 240/4 240/9 241/4 development [4] 115/19 117/9 124/11 240/11 diagram [1] 139/6 dialing [1] 256/25 dialogue [1] 119/14 DIANE [1] 2/19 did [229] 5/12 6/16 10/14 10/15 11/15 11/24 12/11 12/19 12/25 14/9 14/13 16/7 16/8 16/11 19/21 31/12 31/13 31/21 36/23 37/7 40/6 40/17 42/22 43/22 45/13 45/24 47/4 48/3 49/7 51/6 53/18 53/20 53/20 57/25 59/9 60/1 60/18 62/23 68/3 68/17 70/13 73/10 75/1 78/10 83/22 83/23 85/18 88/15 88/23 89/25 90/15 91/9 91/15 91/20 102/3 102/5 102/10 102/11 102/13 104/11 106/8 106/16 108/3 108/21 108/24 109/16 115/21 115/23 116/4 116/17 140/21 141/24 148/15 150/22 154/17 156/3 156/4 159/2 164/9 164/12 166/6 166/6 167/7 168/15 170/8 171/20 173/14 173/17 174/15 181/24 182/16 183/21 184/15 184/24 185/4 189/22 194/3 202/16 202/25 203/17 205/24 209/24 211/18 211/22 212/2 213/11 213/19 214/10 215/11 220/8 220/9 220/23 221/5 222/9 222/12 223/22 224/20 225/1 225/17 227/12 230/5 232/5 232/23 233/13 235/9 237/13 238/5 238/13 239/12 239/20 241/11 243/2 244/9 246/20 247/4	247/5 247/6 247/9 249/18 252/3 256/24 257/21 257/21 258/4 260/16 261/5 261/8 261/9 261/13 261/15 261/17 262/5 262/11 262/12 262/13 265/10 267/24 267/24 268/2 269/9 269/12 269/17 271/25 273/1 274/10 274/23 275/11 275/14 275/16 275/24 275/24 276/22 277/24 278/2 278/6 278/7 278/22 278/23 279/14 279/17 279/22 280/3 280/9 281/6 284/25 286/12 288/20 288/23 288/25 289/1 289/5 289/14 289/18 289/21 290/20 292/7 292/24 293/23 294/1 294/9 294/15 294/24 300/5 305/11 306/7 308/15 308/17 310/15 310/16 310/23 311/6 311/23 312/10 312/15 312/25 313/3 313/12 314/4 315/2 317/2 318/18 318/20 319/13 319/16 320/18 322/22 323/3 324/5 324/7 didn't [128] 5/9 5/17 6/14 13/20 15/10 15/10 16/12 16/24 31/16 36/14 59/20 65/11 68/18 69/18 69/21 73/7 73/8 73/9 78/11 90/22 93/11 95/8 98/23 100/7 101/8 101/8 102/15 103/14 103/14 104/1 106/8 116/25 118/11 121/19 123/25 136/16 139/10 154/4 158/18 159/18 163/24 165/19 167/3 170/3 170/7 173/14 174/14 174/21 178/20 178/23 179/5 181/7 184/15 186/20 190/1 194/3 195/25 197/12 197/22 200/21 202/19 203/15 206/12 209/12 211/16 211/19 213/10 215/9 217/10 217/21 217/22 218/18 224/13 224/22 224/24 227/5 228/3 237/13 238/20 240/7 247/3 259/19 261/12 261/19 261/23 261/24 262/20 264/17 265/24 266/8 266/16 267/18 270/1 272/20 272/23 273/4 277/3 280/2 281/9 282/19 285/14 285/17 289/4 289/8 289/16 290/2 294/10 294/12 294/13 294/17 298/17 300/21 303/3 308/10	308/12 309/13 310/14 310/24 312/2 313/2 317/19 318/25 319/1 319/6 319/9 322/20 323/5 325/25 difference [3] 23/9 273/18 304/25 different [45] 19/16 42/25 64/3 83/15 88/10 88/11 88/12 96/17 96/18 116/20 142/8 143/4 144/17 145/12 146/14 146/25 147/2 147/11 147/12 147/14 155/7 155/7 155/8 155/22 161/20 171/7 171/8 171/8 173/20 173/23 173/24 177/12 192/25 221/25 223/21 234/7 258/8 273/15 288/2 290/13 300/3 301/14 308/24 309/8 309/8 difficult [4] 80/7 257/3 268/19 269/6 dig [1] 131/25 digest [1] 127/16 digestion [1] 128/8 diligent [1] 202/8 dinner [2] 162/24 290/22 dinners [1] 179/19 dire [4] 100/9 100/14 134/12 158/16 direct [12] 3/12 3/14 3/23 49/18 80/14 84/20 111/1 119/4 236/14 256/1 292/16 318/16 directed [1] 128/18 direction [1] 248/21 directly [10] 14/10 14/13 113/24 114/2 126/8 159/2 167/9 180/25 281/16 284/12 director [15] 41/13 41/25 42/8 42/15 43/3 45/19 75/13 75/15 75/17 82/24 83/1 126/4 168/3 276/13 276/21 Director's [1] 222/19 directors [8] 22/24 40/21 43/25 88/19 88/20 89/5 165/12 281/15 disadvantage [1] 181/22 disagree [2] 113/1 113/6 disappointed [1] 164/9 disasters [1] 89/17 disciplinary [1] 286/17 disclosed [11] 32/17 33/14 33/15 33/18 33/18 40/21 110/22 111/11 112/8 178/3 296/19 disclosure [3] 110/24 112/5 116/19 discovery [1] 47/16
----------	--	--	---	---

D	284/20 285/2 285/13 285/16 286/6 286/14 DISTRICT [2] 1/2 1/11 districts [1] 91/3 diversity [15] 26/20 31/5 43/24 44/6 44/8 44/18 44/24 45/6 151/9 151/10 151/11 185/18 185/22 234/13 322/16 divest [1] 60/15 divested [1] 58/14 divesting [1] 57/11 divestment [4] 57/14 57/19 58/7 58/10 division [16] 45/13 45/20 46/20 82/10 82/18 82/20 82/25 87/21 92/13 156/12 157/2 200/8 200/23 258/10 262/14 283/20 DMV [1] 265/20 do [387] do-over [1] 194/1 doc [1] 286/4 doctor [2] 7/12 326/21 document [55] 25/22 26/13 33/9 33/11 36/9 36/15 36/18 36/23 46/2 58/13 70/15 75/3 89/21 94/9 94/11 96/4 96/5 98/22 100/21 101/4 101/9 105/18 118/17 120/14 120/20 120/22 121/7 122/6 122/18 122/24 123/2 124/17 124/18 124/23 125/2 126/23 126/24 127/10 127/14 127/16 129/18 130/21 133/3 145/12 147/11 147/18 147/18 239/24 242/4 287/7 293/9 298/8 310/11 317/8 320/12 documentation [1] 58/10 documents [42] 27/2 28/19 29/11 29/14 35/1 47/1 47/12 47/14 57/17 58/21 58/24 98/20 100/25 101/6 101/9 101/12 101/16 103/15 111/11 112/24 113/7 113/10 113/12 113/13 113/14 113/14 113/16 114/15 114/16 119/8 144/11 146/25 161/5 162/13 214/10 241/2 247/4 287/15 295/14 295/15 296/11 297/3 does [36] 15/2 36/7 54/17 79/8 113/1 115/11 115/13 124/2 127/22 132/24 135/18 135/18 171/15 191/25 205/21 209/9 210/11 210/22 217/25 253/7 263/12 263/22 264/1 264/5 264/10 265/2 281/22 284/9 284/15	296/16 298/14 300/14 301/5 301/15 301/15 328/9 doesn't [18] 30/6 97/6 97/12 110/9 111/6 117/6 123/14 126/18 127/21 153/23 171/9 212/20 215/16 215/16 251/14 299/20 301/13 310/2 doing [23] 8/19 52/8 52/13 62/11 75/22 81/18 82/13 86/8 104/7 126/5 142/5 155/4 206/20 217/5 217/14 263/17 285/6 299/16 302/20 307/8 310/11 320/10 327/4 dollar [5] 63/24 266/14 282/20 282/21 282/25 dollars [8] 56/2 64/7 83/11 189/11 189/20 266/17 272/24 319/23 DOMINIC [2] 2/4 226/8 don't [249] 7/19 7/20 8/12 8/13 8/15 9/4 9/4 9/4 9/12 9/20 16/13 17/20 21/23 22/8 24/6 25/19 25/21 26/4 26/14 29/10 30/13 32/9 34/16 34/23 35/3 35/9 36/9 36/19 37/16 38/7 38/15 38/23 38/23 39/9 39/12 39/17 39/23 40/4 40/8 40/15 40/25 43/23 45/11 46/16 47/23 47/24 48/11 50/15 50/18 50/18 51/11 52/7 52/22 53/8 53/8 56/15 57/1 57/4 57/24 58/2 58/3 58/5 58/21 58/24 59/16 60/7 60/7 60/18 60/22 61/23 61/23 62/1 62/3 62/5 63/3 63/16 66/5 66/5 66/18 68/20 72/22 72/25 72/25 73/3 73/15 75/23 77/12 78/6 80/9 81/18 81/19 84/1 84/3 90/9 94/15 95/4 95/4 97/11 97/14 102/13 105/15 106/7 106/21 107/14 107/14 109/4 109/9 109/9 109/18 114/2 122/20 124/18 130/14 135/9 135/20 138/1 140/15 141/5 141/10 143/24 143/25 143/25 144/1 146/8 147/9 148/6 149/3 150/12 154/9 154/13 154/21 156/1 156/6 156/22 157/5 157/9 161/15 162/23 163/7 163/22 166/24 167/12 167/13 168/19 169/23 170/9 171/5 171/5 175/16 177/1 177/5 177/10 177/21 177/23 181/8 181/8	181/15 181/20 183/7 183/14 184/14 185/2 186/10 186/20 190/22 191/4 191/17 191/17 196/12 197/6 197/8 201/18 204/8 206/17 206/22 207/4 207/15 209/2 209/4 209/5 209/11 210/7 210/20 211/10 214/3 214/13 214/17 227/1 227/7 227/8 228/9 229/2 229/3 229/4 229/5 230/8 230/11 230/11 230/13 230/14 230/18 236/8 237/17 239/14 242/2 242/2 242/7 242/21 242/23 245/10 246/3 246/4 247/16 248/9 248/13 249/22 250/18 254/6 255/19 260/11 263/24 264/3 270/15 270/22 271/1 273/12 277/11 278/16 280/21 282/3 282/11 283/19 286/9 291/1 292/16 297/2 301/6 305/17 306/2 306/5 306/23 307/5 307/22 314/18 320/5 320/9 321/21 325/14 326/1 donate [1] 265/14 done [47] 10/23 32/16 32/25 59/17 60/2 62/17 73/20 91/7 108/21 109/3 109/25 113/7 115/15 121/2 121/20 125/2 127/3 133/15 133/16 147/19 149/9 165/20 166/7 166/14 166/23 187/11 202/17 217/3 217/7 228/20 232/15 232/16 235/20 236/4 239/22 258/1 258/1 258/2 276/19 290/12 292/12 293/4 294/6 302/8 302/21 303/9 307/24 Dooley [1] 40/17 door [1] 74/10 doors [3] 30/20 35/22 297/15 doubt [1] 285/16 down [64] 5/6 5/10 13/20 23/14 23/20 52/5 63/18 69/2 71/23 76/3 77/1 77/13 79/4 79/7 79/20 92/8 94/24 95/2 95/8 100/12 104/4 106/13 109/12 154/1 160/2 160/6 164/25 165/10 168/14 168/20 171/20 186/3 190/1 190/4 197/16 197/17 198/11 198/11 205/25 206/12 214/5 216/1 218/16 218/19 218/20 238/21 239/5 244/1 248/22 250/6 252/1	252/4 257/15 268/2 273/13 276/23 284/2 285/13 285/20 288/22 290/14 294/2 304/9 307/25 downtown [1] 260/6 dozen [1] 169/6 DP [1] 23/18 draft [3] 164/5 164/10 225/2 drafted [4] 103/22 104/9 104/18 164/20 drafting [4] 104/7 158/17 164/14 172/11 draw [11] 89/16 91/8 146/17 159/19 159/20 159/20 159/21 159/22 160/16 164/25 173/25 drawing [2] 155/5 174/3 drawings [1] 278/13 drawn [1] 87/3 drinks [1] 142/7 driveway [1] 225/8 driving [1] 265/24 dropped [1] 221/9 due [3] 142/22 321/18 321/25 dug [1] 132/3 Dulce [3] 231/10 270/16 315/5 duly [3] 5/4 79/13 255/12 dump [1] 83/2 during [22] 14/9 16/9 24/3 47/16 91/24 92/11 92/19 108/19 116/5 118/7 135/17 144/7 158/8 166/1 182/14 193/17 193/25 219/5 300/6 311/20 312/9 312/18 duties [2] 82/23 90/23 dynamic [2] 85/17 96/16 DZARNOSKI [8] 2/3 3/24 304/8 304/16 307/25 324/5 324/18 324/22
			E	
			e-mail [3] 134/6 135/1 135/7 e-mailing [1] 250/9 e-mails [6] 121/25 209/13 209/19 209/20 248/10 248/12 each [23] 50/16 51/12 59/22 85/17 87/3 88/18 88/25 128/1 128/5 132/25 155/23 200/13 269/20 280/7 289/20 290/15 292/17 298/4 304/22 309/7 311/22 316/14 316/16 earlier [25] 65/8 76/7 77/23 78/12 80/5 124/15 130/12 130/13 141/22 151/22 164/4	

E	326/4 327/6	ensure [9] 60/3 131/16 133/2 133/18 134/8 145/19 149/15 156/8 156/21	60/23 118/24 118/24 119/22 147/19 147/21 147/22	224/14 234/2 235/7 256/25 259/11 260/7 267/10 277/14 282/11 283/4 296/4 311/25
earlier... [14] 166/9 176/15 199/13 218/6 223/14 228/2 229/16 264/18 290/18 301/17 315/14 317/7 317/18 324/1	email [27] 5/16 6/15 101/22 102/3 102/5 102/11 102/22 188/11 198/10 198/14 198/21 199/13 209/17 249/10 249/19 250/5 250/16 250/17 251/10 251/16 315/9 317/24 318/8 318/9 320/18 320/20 321/14	ensuring [1] 151/23 entailed [1] 289/21 enter [3] 83/25 129/14 191/6 entered [1] 86/9 entering [2] 59/14 84/13 entire [4] 133/3 147/18 156/9 156/10 entirely [3] 158/12 163/13 164/18 entirety [2] 169/8 248/1 entities [9] 32/9 41/5 41/19 66/8 133/18 148/20 265/6 293/17 293/18 entitle [1] 193/25 ENTITLED [1] 328/4 entity [11] 21/10 32/16 32/16 44/8 46/13 59/25 60/3 60/4 60/10 60/12 328/10 entity's [1] 133/12 entrance [2] 153/20 153/22 entry [1] 125/20 enumerated [1] 215/5 environment [1] 162/18 Environmental [1] 131/24 equal [4] 133/11 190/5 190/8 216/21 equipment [2] 258/9 292/4 equitable [5] 86/19 89/23 122/21 229/9 234/25 erred [1] 150/9 especially [4] 53/21 81/2 117/1 279/18 ESQ [30] 2/2 2/2 2/3 2/3 2/4 2/4 2/5 2/5 2/6 2/6 2/7 2/7 2/8 2/10 2/10 2/11 2/11 2/12 2/12 2/13 2/13 2/14 2/14 2/15 2/15 2/16 2/16 2/17 2/17 2/19 essence [28] 15/11 25/7 26/19 31/22 32/4 33/15 34/19 37/4 37/12 38/1 41/5 41/16 44/23 48/7 59/2 60/16 61/21 62/3 71/4 71/5 71/5 71/13 72/23 72/23 73/13 73/23 275/23 275/23 essential [1] 120/21 essentially [1] 195/17 essentials [1] 164/13 establish [6] 26/24 27/1 27/2 60/18 72/17 99/12 established [8] 60/16	establishing [2] 26/19 105/4 establishment [12] 49/15 49/19 49/19 50/2 50/3 50/8 70/20 70/22 71/14 72/17 94/10 285/12 estimate [1] 247/11 et [2] 94/25 151/25 ethical [5] 157/2 157/17 158/7 159/3 242/9 ethics [6] 125/6 157/3 157/5 157/6 157/7 157/8 ETW [1] 324/17 evaluate [2] 152/6 153/2 evaluating [4] 151/18 152/8 204/9 237/5 evaluation [22] 94/25 101/10 120/17 121/6 121/10 121/22 124/4 124/8 124/11 124/19 124/22 125/10 151/21 154/7 154/9 159/14 176/3 176/9 208/3 237/2 237/4 237/10 Evaluator [1] 301/3 evaluators [13] 87/14 101/1 151/3 151/13 151/17 153/24 156/5 159/10 236/18 236/22 242/6 298/3 301/4 even [42] 7/3 19/23 26/25 34/14 43/20 50/19 50/20 74/8 96/25 132/7 135/22 142/17 155/17 189/8 191/25 192/1 192/4 201/4 203/3 203/3 205/2 205/16 223/15 225/18 227/14 228/10 235/17 249/12 251/14 251/15 256/18 271/1 274/8 281/9 283/5 295/14 295/25 297/6 297/21 298/22 311/3 320/6 evening [1] 327/10 event [2] 47/15 135/11 events [2] 195/4 197/23 eventually [1] 308/19 ever [26] 10/10 13/7 16/7 19/22 33/9 40/6 40/17 42/22 47/4 47/24 48/3 54/9 55/3 58/9 86/16 127/10 167/13 168/19 172/12 205/18 237/17 282/23 293/24 313/14 313/18 315/21 every [27] 33/11 46/1 50/16 59/25 59/25 60/1 71/10 85/17 86/7 126/25 132/22 164/15 201/4 201/6 206/12	everybody [25] 5/16 8/9 74/20 119/18 127/4 129/17 132/13 133/18 134/9 149/15 149/16 159/10 164/1 167/18 194/8 217/1 217/10 229/17 230/7 230/10 268/18 294/8 302/14 309/8 318/22 everybody's [1] 273/12 everyone [7] 68/4 216/20 216/20 237/5 255/6 312/20 327/1 everything [11] 101/8 126/19 127/25 162/14 162/15 197/17 206/12 217/8 235/9 282/24 297/6 everything's [1] 121/23 everywhere [1] 123/18 evidence [20] 8/4 20/19 25/6 26/7 29/13 30/6 54/16 54/23 137/14 168/17 177/16 181/15 181/18 181/21 198/7 198/10 233/15 234/9 295/13 299/12 evidentiary [2] 178/12 206/10 EVP [1] 259/9 exact [2] 183/7 184/14 exactly [12] 51/7 65/11 95/4 119/17 147/25 151/18 168/1 195/19 283/8 292/15 303/7 314/18 exam [1] 63/9 examination [40] 3/4 3/5 3/6 3/7 3/8 3/9 3/10 3/12 3/14 3/15 3/16 3/17 3/18 3/19 3/20 3/21 3/23 3/24 3/25 10/5 14/1 14/20 24/3 52/11 63/14 76/9 77/21 80/14 100/14 111/1 172/1 186/5 206/13 216/8 219/1 244/15 252/8 256/1 304/13 308/3 examine [1] 115/3 examiner [1] 244/4 example [8] 60/6 131/23 148/19 175/3 192/19 198/9 199/21 217/4 examples [1] 199/24 exceed [2] 70/20 73/5 exceeded [2] 48/6 83/10 exceeds [1] 46/14 excellent [1] 244/10 except [1] 305/1 exceptions [1] 124/23 exchange [3] 11/24

E	322/23	F	169/14 187/24 295/3 317/3	296/7 296/9 304/18 307/22 309/6 312/15
exchange... [2] 89/4 89/18	experience [25] 49/18 50/1 80/21 81/14 81/25 82/6 83/22 84/21 87/16 95/14 95/14 119/10 125/5 204/12 221/8 223/18 233/19 236/2 273/8 273/16 273/16 291/13 302/20 322/15 322/17	face [1] 179/23	fairness [2] 150/24 163/4	fight [4] 91/25 92/9 165/6 234/1
excise [1] 282/11	95/14 95/14 119/10 125/5 204/12 221/8 223/18 233/19 236/2 273/8 273/16 273/16 291/13 302/20 322/15 322/17	facilitate [5] 83/7 83/12 83/23 97/16 149/5	fall [3] 147/3 261/3 311/9	Fidelis [3] 23/24 263/11 304/17
excluded [2] 217/1 273/3	223/18 233/19 236/2 273/8 273/16 273/16 291/13 302/20 322/15 322/17	facilitates [1] 150/12	false [4] 287/14 310/4 310/7 311/4	field [13] 128/12 142/25 164/1 170/14 190/5 190/6 190/7 190/12 192/23 217/17 233/20 234/4 274/10
excuse [6] 36/11 120/22 163/21 230/2 271/19 275/3	223/18 233/19 236/2 273/8 273/16 273/16 291/13 302/20 322/15 322/17	facilitating [4] 84/23 87/17 92/25 127/21	fals [1] 98/7	figure [3] 63/7 248/3 321/25
executive [6] 200/10 256/18 257/7 264/17 276/13 276/21	223/18 233/19 236/2 273/8 273/16 273/16 291/13 302/20 322/15 322/17	facilitator [1] 119/11	family [1] 259/20	figured [2] 282/9 294/22
Executives [1] 264/15	223/18 233/19 236/2 273/8 273/16 273/16 291/13 302/20 322/15 322/17	facilities [1] 260/21	family's [1] 259/13	figures [1] 282/15
exemplary [1] 146/7	223/18 233/19 236/2 273/8 273/16 273/16 291/13 302/20 322/15 322/17	facility [12] 262/22 263/1 266/15 266/15 266/16 266/22 268/24 281/23 284/24 285/3 285/8 307/4	fancier [1] 92/23	file [10] 21/14 21/19 22/20 113/10 113/21 114/18 255/6 324/15 325/4 325/16
exercise [1] 12/15	223/18 233/19 236/2 273/8 273/16 273/16 291/13 302/20 322/15 322/17	fact [51] 31/8 47/22 51/7 54/13 54/15 55/10 55/16 55/20 56/11 58/14 61/21 64/8 96/12 116/1 121/13 121/15 124/3 133/3 146/14 146/25 148/15 151/1 153/23 155/17 163/19 167/13 171/10 173/25 192/18 202/11 223/15 224/18 227/14 228/22 230/23 239/17 247/6 247/6 266/5 271/6 280/2 291/1 305/8 305/21 307/6 311/14 313/17 314/9 320/2 321/5 321/14	far [14] 88/12 168/14 169/10 189/22 216/15 230/7 230/9 230/11 245/24 246/12 265/5 266/21 266/23 313/18	files [2] 258/10 258/13
exhibit [38] 20/18 20/25 22/3 25/6 26/7 27/15 27/20 28/2 28/13 31/3 35/11 65/24 71/2 71/4 112/21 137/9 137/13 198/6 209/16 209/17 209/17 210/1 210/2 213/1 247/12 248/5 248/22 249/5 270/5 286/15 287/3 295/5 309/16 317/7 317/22 318/2 318/6 321/7	223/18 233/19 236/2 273/8 273/16 273/16 291/13 302/20 322/15 322/17	factor [6] 51/22 51/24 56/11 56/16 56/18 152/7	February [3] 270/7 275/15 311/14	filled [3] 159/9 289/22 319/16
Exhibit 1004 [1] 22/3	223/18 233/19 236/2 273/8 273/16 273/16 291/13 302/20 322/15 322/17	factors [1] 153/4	father [1] 257/12	final [14] 33/1 33/3 33/4 33/5 34/23 36/19 37/16 38/7 59/17 277/21 311/25 312/1 316/19 322/2
Exhibit 1014 [2] 20/18 20/25	223/18 233/19 236/2 273/8 273/16 273/16 291/13 302/20 322/15 322/17	facts [10] 61/3 208/9 208/9 208/11 211/4 211/10 211/23 226/2 238/19 299/11	favor [2] 269/25 282/10	finalized [1] 311/14
Exhibit 1259 [2] 286/15 309/16	223/18 233/19 236/2 273/8 273/16 273/16 291/13 302/20 322/15 322/17	failed [2] 267/17 282/22	favorable [1] 13/15	finally [3] 32/10 48/15 59/4
Exhibit 1538 [1] 317/7	223/18 233/19 236/2 273/8 273/16 273/16 291/13 302/20 322/15 322/17	failure [3] 151/20 152/6 153/1	February [3] 270/7 275/15 311/14	finance [1] 88/21
Exhibit 1539 [1] 318/2	223/18 233/19 236/2 273/8 273/16 273/16 291/13 302/20 322/15 322/17	failures [2] 158/6 159/3	fed [1] 196/19	financial [4] 278/11 292/18 319/19 319/22
Exhibit 1692 [1] 25/6	223/18 233/19 236/2 273/8 273/16 273/16 291/13 302/20 322/15 322/17	fair [71] 12/9 12/11 19/17 20/1 51/24 52/1 64/11 67/17 69/7 71/4 72/3 86/11 86/19 97/16 106/1 122/21 139/18 163/1 169/8 175/16 177/5 180/20 185/2 186/14 186/24 186/25 187/4 187/25 190/6 190/7 190/10 190/11 190/23 191/8 193/18 194/21 194/25 197/18 201/4 201/17 203/6 216/23 217/1 226/1 229/9 234/25 240/24 241/3 242/9 257/5 259/13 259/16 259/17 266/19 268/15 271/22 274/5 274/20 276/1 277/12 283/1 287/16 290/5 296/22 298/3 298/22 302/25 308/7 321/24 324/25 326/14	favorable [1] 13/15	find [14] 93/5 93/8 98/19 143/5 157/19 161/23 170/24 171/5 171/6 188/15 201/3 201/3 281/9 288/19
Exhibit 1820 [1] 26/7	223/18 233/19 236/2 273/8 273/16 273/16 291/13 302/20 322/15 322/17	failed [2] 267/17 282/22	February [3] 270/7 275/15 311/14	findings [1] 54/12 findings [4] 54/13 54/14 54/15 54/23
Exhibit 84 [2] 65/24 71/2	223/18 233/19 236/2 273/8 273/16 273/16 291/13 302/20 322/15 322/17	failure [3] 151/20 152/6 153/1	fed [1] 196/19	fine [22] 9/17 30/8 52/14 74/1 75/2 75/20 77/15 109/5 137/19 140/6 228/13 228/17 228/25 229/12 229/19 229/23 234/19 285/19 286/11 288/3 310/15 327/1
exhibited [1] 154/11	223/18 233/19 236/2 273/8 273/16 273/16 291/13 302/20 322/15 322/17	failures [2] 158/6 159/3	February [3] 270/7 275/15 311/14	finishes [1] 74/11
exhibits [14] 4/3 24/6 136/21 136/22 136/24 138/14 146/11 146/14 151/19 152/5 209/15 209/23 209/24 209/25	223/18 233/19 236/2 273/8 273/16 273/16 291/13 302/20 322/15 322/17	failures [2] 158/6 159/3	February [3] 270/7 275/15 311/14	finished [3] 6/12 15/16 26/22
Exhibits 1005 [1] 146/11	223/18 233/19 236/2 273/8 273/16 273/16 291/13 302/20 322/15 322/17	failures [2] 158/6 159/3	February [3] 270/7 275/15 311/14	first [47] 5/4 21/24 23/4 53/22 66/3 71/8 79/13
existed [1] 232/22	223/18 233/19 236/2 273/8 273/16 273/16 291/13 302/20 322/15 322/17	failures [2] 158/6 159/3	February [3] 270/7 275/15 311/14	
existence [2] 96/17 148/22	223/18 233/19 236/2 273/8 273/16 273/16 291/13 302/20 322/15 322/17	failures [2] 158/6 159/3	February [3] 270/7 275/15 311/14	
existing [6] 168/4 176/22 268/5 269/25 270/4 315/22	223/18 233/19 236/2 273/8 273/16 273/16 291/13 302/20 322/15 322/17	failures [2] 158/6 159/3	February [3] 270/7 275/15 311/14	
exists [1] 232/20	223/18 233/19 236/2 273/8 273/16 273/16 291/13 302/20 322/15 322/17	failures [2] 158/6 159/3	February [3] 270/7 275/15 311/14	
exit [3] 30/20 35/22 297/15	223/18 233/19 236/2 273/8 273/16 273/16 291/13 302/20 322/15 322/17	failures [2] 158/6 159/3	February [3] 270/7 275/15 311/14	
expect [2] 109/3 245/2	223/18 233/19 236/2 273/8 273/16 273/16 291/13 302/20 322/15 322/17	failures [2] 158/6 159/3	February [3] 270/7 275/15 311/14	
expectations [1] 311/8	223/18 233/19 236/2 273/8 273/16 273/16 291/13 302/20 322/15 322/17	failures [2] 158/6 159/3	February [3] 270/7 275/15 311/14	
expected [6] 83/10 92/5 95/8 143/20 228/22 316/14	223/18 233/19 236/2 273/8 273/16 273/16 291/13 302/20 322/15 322/17	failures [2] 158/6 159/3	February [3] 270/7 275/15 311/14	
expects [1] 324/22	223/18 233/19 236/2 273/8 273/16 273/16 291/13 302/20 322/15 322/17	failures [2] 158/6 159/3	February [3] 270/7 275/15 311/14	
expedite [1] 81/1	223/18 233/19 236/2 273/8 273/16 273/16 291/13 302/20 322/15 322/17	failures [2] 158/6 159/3	February [3] 270/7 275/15 311/14	
expedited [1] 8/8	223/18 233/19 236/2 273/8 273/16 273/16 291/13 302/20 322/15 322/17	failures [2] 158/6 159/3	February [3] 270/7 275/15 311/14	
expeditious [1] 122/6	223/18 233/19 236/2 273/8 273/16 273/16 291/13 302/20 322/15 322/17	failures [2] 158/6 159/3	February [3] 270/7 275/15 311/14	
expended [1] 279/9	223/18 233/19 236/2 273/8 273/16 273/16 291/13 302/20 322/15 322/17	failures [2] 158/6 159/3	February [3] 270/7 275/15 311/14	
expenses [5] 298/1 298/16 299/2 322/22	223/18 233/19 236/2 273/8 273/16 273/16 291/13 302/20 322/15 322/17	failures [2] 158/6 159/3	February [3] 270/7 275/15 311/14	

F	forgot [3] 6/10 276/20 313/5	four-day [1] 92/17	120/2 120/8 127/3	252/20 269/13 272/11
first... [40] 79/17 94/6	forgotten [1] 171/24	frame [2] 249/10 293/4	127/14 127/18 132/22	getting [29] 17/12 19/5
100/3 105/1 118/6	form [51] 16/16 16/19	framed [1] 274/21	146/21 156/11 157/10	21/17 21/21 26/23 46/4
121/3 125/16 131/19	18/18 18/25 39/15	framework [6] 86/11	157/19 161/16 164/24	46/5 46/20 86/3 99/11
134/16 158/19 159/7	39/21 40/2 40/23 43/5	86/16 88/5 156/16	166/9 179/9 180/21	121/19 142/16 148/23
178/8 178/10 249/10	51/18 56/13 56/24 72/6	156/24 162/21	188/11 201/2 227/11	164/1 190/24 206/6
250/1 253/21 255/12	92/4 96/7 97/8 98/15	franchise [4] 221/11	235/23 327/9	212/4 212/6 212/9
260/16 262/15 265/10	99/24 100/4 100/8	221/12 221/14 259/21	generating [1] 56/9	212/16 213/11 213/13
266/3 266/6 266/7	116/25 119/5 121/4	Frank [2] 322/19 323/7	generator [4] 55/4	214/8 281/18 285/7
266/9 267/17 269/14	127/3 128/6 130/20	fraud [4] 309/20	55/12 55/16 55/22	288/3 294/17 317/19
271/5 272/3 276/12	132/20 132/24 141/24	309/24 310/2 310/7	generic [1] 128/6	319/13
288/10 297/25 298/15	149/10 149/17 149/22	fraudulent [1] 309/21	GENTILE [16] 2/4 3/6	gifts [2] 159/15 160/19
298/19 299/2 299/23	162/22 163/7 163/16	free [2] 196/13 231/20	5/12 6/10 13/22 14/18	Gilbert [10] 68/25
307/19 307/21 308/7	167/19 170/7 176/25	freely [1] 282/2	14/23 24/9 25/19 26/16	103/2 103/4 136/12
310/10 324/6	177/3 177/17 178/6	freight [1] 258/23	29/10 37/18 47/23 52/5	143/19 156/2 178/15
first-time [1] 53/22	240/1 240/4 240/9	frequently [1] 192/7	55/11 93/23	182/20 224/2 318/9
firsthand [1] 221/4	240/11 240/12 240/13	fresh [1] 167/5	Gentile's [2] 47/20	Gilbert's [1] 69/17
fits [1] 86/15	241/5 242/22 302/25	Friday [2] 8/8 285/14	303/19	Gin [1] 222/4
five [16] 7/4 30/23	318/22	Fridays [1] 285/15	gentleman [1] 225/16	give [32] 17/7 27/17
67/13 91/13 91/17	formal [3] 141/25	friend [2] 126/5 260/23	Georgiadis [2] 39/25	37/15 37/18 50/15 79/5
96/18 123/24 169/6	189/9 191/23	frivolous [1] 92/8	40/15	80/22 89/21 101/15
193/15 223/24 260/20	format [4] 81/21 105/2	front [7] 107/17 122/5	germane [2] 229/9	102/11 115/23 131/23
263/3 275/18 291/3	164/10 286/3	207/5 208/17 238/9	246/4	148/19 165/16 167/5
303/9 303/21	formatted [1] 164/15	274/9 325/10	GES [6] 257/14 259/4	180/2 181/13 196/17
five-minute [1] 303/9	formed [4] 103/10	full [5] 245/10 245/11	259/4 259/5 259/8	202/11 206/23 217/4
flaw [8] 128/10 132/5	103/13 124/9 222/15	247/3 248/10 250/2	259/9	227/21 231/20 248/11
142/4 154/9 163/11	former [1] 315/22	function [1] 96/7	get [121] 5/9 9/19	277/13 282/5 285/18
167/10 170/9 236/13	forms [1] 177/9	funding [1] 121/16	20/13 21/11 21/16	289/19 291/16 294/21
flaws [3] 163/6 169/13	formulate [3] 127/16	funny [1] 144/3	22/25 26/21 27/10	301/4 311/23
170/17	128/5 164/22	further [17] 52/3 62/8	36/15 48/20 65/17 67/2	given [29] 7/25 8/12
flow [5] 77/17 127/6	formulating [1] 203/6	75/24 95/1 116/23	77/17 89/5 90/13 92/1	8/15 31/8 44/6 44/6
127/9 130/3 248/13	forth [20] 53/1 53/19	121/5 146/7 163/25	93/1 94/18 101/8	81/14 82/17 88/4 100/2
flowed [1] 181/20	81/8 87/2 87/9 87/14	171/12 205/23 232/2	102/22 104/3 112/2	100/2 113/13 116/19
flows [1] 98/22	101/11 104/24 117/2	239/4 243/25 251/20	115/20 118/13 121/19	171/7 179/25 206/20
focal [1] 83/13	119/16 121/25 126/15	253/9 307/13 315/25	123/18 124/13 124/17	207/1 207/2 207/19
focus [3] 82/22 91/5	175/19 175/22 175/25	future [2] 44/15 277/8	124/17 124/19 129/4	208/14 213/16 216/20
172/7	176/3 176/11 246/24		131/6 131/10 133/22	222/24 242/7 245/10
focused [5] 76/14	258/12 320/5	G	134/6 139/22 142/22	245/23 249/10 268/6
82/12 151/8 190/4	forum [3] 147/20	G-r-e-g [1] 79/17	143/22 145/3 148/23	324/20
271/16	147/21 147/22	gain [4] 32/14 64/20	150/10 155/2 156/4	gives [2] 127/15 301/3
fogs [1] 79/25	forward [6] 60/14	130/1 130/8	171/3 177/24 180/13	giving [7] 30/10 30/13
folks [9] 120/13 123/11	93/15 95/3 119/20	gained [2] 181/16	181/7 183/21 189/20	101/10 115/4 264/21
162/13 166/13 224/14	168/24 315/14	233/16	195/7 195/12 196/12	294/5 325/18
236/6 246/19 249/25	forwards [1] 318/17	GAMBLE [1] 2/11	201/16 201/18 212/7	glad [1] 91/23
250/1	foul [1] 280/4	game [2] 126/25	212/11 212/20 213/19	glaring [1] 275/4
folks' [1] 95/4	found [8] 142/18	296/22	217/21 217/22 221/7	glasses [1] 80/1
follow [13] 10/9 45/25	144/12 200/16 200/20	gaming [6] 192/18	221/23 222/2 228/25	global [1] 120/15
52/15 90/17 147/16	202/6 202/7 289/18	265/22 265/22 274/2	229/12 229/19 229/23	gloves [1] 30/12
150/1 158/7 159/3	322/3	274/4 274/9	230/5 240/25 241/1	go [99] 7/7 18/8 20/13
172/10 174/14 227/12	foundation [36] 23/2	gather [2] 126/21	250/2 259/15 260/16	21/22 22/10 23/14
252/12 252/20	25/20 27/8 28/20 32/6	127/1	260/25 262/9 263/1	23/20 30/3 57/1 59/24
follow-up [1] 10/9	32/21 34/21 37/13 38/5	gave [12] 88/1 88/9	265/15 265/23 266/10	60/8 60/14 62/13 63/17
follow-ups [1] 172/10	38/14 41/6 41/7 41/14	90/13 93/24 113/21	266/20 267/5 268/12	66/6 67/1 67/2 70/6
followed [4] 146/3	42/2 42/3 42/10 42/17	181/8 197/13 198/3	268/15 268/16 269/10	71/1 71/23 80/3 80/13
174/18 227/9 262/13	42/18 43/5 43/15 44/19	238/21 277/19 280/7	272/3 272/11 276/21	82/4 90/22 92/12 93/11
following [1] 93/20	44/25 45/1 45/7 55/6	319/21	277/3 279/19 279/22	93/12 95/1 96/23 98/7
follows [4] 5/5 79/14	58/16 59/11 81/23	GBS [2] 263/17 304/16	280/2 280/3 280/3	102/15 103/14 113/4
157/3 255/13	137/2 157/11 158/18	gee [2] 135/2 201/8	280/9 281/6 285/5	116/11 118/8 119/17
food [3] 16/3 83/17	291/8 295/13 300/4	geez [2] 159/15 160/14	288/23 293/4 294/6	119/24 121/23 121/24
83/20	301/7 321/6	gen [1] 180/22	294/24 298/15 300/3	122/4 122/4 131/6
Force [1] 67/23	foundational [3]	general [10] 75/8 82/5	300/15 307/24 308/10	143/22 144/21 153/14
forced [1] 122/14	295/21 296/1 296/3	82/23 91/16 122/12	308/12 308/15 308/17	155/2 160/10 162/16
FOREGOING [1] 328/3	four [12] 45/6 88/22	127/18 145/15 157/8	309/13 312/21 316/16	164/15 166/12 166/17
forever [1] 7/20	92/17 123/23 135/22	157/17 281/20	317/19 318/18 318/20	167/3 168/15 171/17
forgery [1] 285/25	165/8 169/6 193/15	General's [6] 33/23	318/25 319/1 319/9	171/18 172/3 191/19
forget [4] 6/16 184/19	259/10 263/2 275/18	34/12 75/5 85/21 92/16	319/14 326/19 327/9	198/11 202/25 209/16
209/6 314/8	291/3	194/14	gets [11] 118/6 127/4	210/2 210/3 216/25
forgetting [1] 276/18	four million [1] 263/2	generally [24] 84/22	132/13 133/18 149/15	230/11 232/2 237/24
		92/11 118/9 119/9	156/14 229/8 241/22	237/25 239/2 239/7

<p>G</p> <p>go... [30] 241/20 244/11 245/20 248/22 252/12 256/4 265/20 265/21 265/23 271/10 273/4 274/13 274/17 278/3 280/6 281/6 287/7 288/22 293/8 297/12 299/15 301/20 304/10 307/19 307/20 312/18 315/19 321/16 322/1 324/11</p> <p>goal [2] 236/15 236/18</p> <p>God [1] 313/23</p> <p>goes [11] 121/13 123/11 127/14 131/2 151/22 211/5 211/7 217/9 241/14 241/18 267/9</p> <p>going [174] 5/24 6/17 8/2 8/4 8/17 8/21 8/23 9/1 9/10 15/7 15/20 17/18 18/5 18/12 19/18 21/16 25/20 29/17 29/24 33/9 33/21 33/25 35/12 35/24 37/18 46/3 46/7 48/8 52/15 54/22 56/19 56/20 62/16 63/4 63/4 63/7 63/8 63/17 67/17 68/11 69/4 69/10 71/14 71/24 72/16 73/5 73/18 73/25 74/3 74/19 77/2 79/10 79/23 93/14 93/15 93/15 96/1 96/21 101/15 113/9 115/1 117/5 117/10 118/3 119/5 119/17 119/17 119/20 119/24 120/21 120/23 121/5 121/8 122/18 123/23 123/24 125/1 125/17 125/25 131/9 131/10 131/10 132/11 137/3 138/12 139/9 141/7 141/7 142/22 144/20 147/14 147/18 148/22 150/18 151/16 153/7 158/24 161/25 164/8 166/11 167/4 169/19 171/17 171/18 172/6 179/22 180/2 180/11 184/23 185/25 188/6 189/13 191/20 192/11 192/15 198/11 198/12 198/12 198/12 201/17 202/13 205/12 211/6 226/4 229/16 240/25 241/1 241/13 241/16 254/11 254/13 254/17 256/4 262/9 263/1 263/5 265/11 266/10 266/20 268/13 269/19 270/3 277/7 277/11 279/12 279/23 285/18 290/3 290/6 292/3 294/7 294/21 295/21 296/14 296/15 297/12 297/13 298/10 300/12 300/19</p>	<p>301/1 302/15 304/3 307/20 309/24 312/10 315/9 315/19 316/15 316/16 320/5 321/10 324/3 324/19</p> <p>gone [10] 43/19 44/8 57/23 93/4 93/6 95/10 136/3 138/19 160/4 163/6</p> <p>GONZALEZ [1] 1/11</p> <p>good [51] 10/7 14/3 14/22 14/23 29/19 48/12 52/13 52/14 53/20 55/23 55/25 63/18 84/15 92/24 100/16 100/17 101/23 102/12 106/19 125/19 145/6 150/11 206/15 206/17 215/16 216/22 219/3 219/4 227/12 227/13 228/25 242/16 242/18 246/20 246/24 250/2 251/12 256/3 259/6 260/23 261/19 270/25 276/18 294/19 297/1 304/12 304/15 312/12 313/12 319/12 322/23</p> <p>Gorman [1] 256/9</p> <p>gosh [2] 169/2 247/16</p> <p>got [111] 6/23 6/24 6/25 24/2 26/1 26/10 44/7 48/21 61/21 61/24 62/1 62/3 62/5 62/12 71/10 74/8 77/4 85/6 94/7 101/4 101/12 102/23 102/24 104/16 106/19 117/13 121/7 121/23 129/9 129/10 129/16 129/18 130/13 131/5 131/9 132/9 134/3 138/23 139/22 142/20 154/3 160/14 161/24 163/22 165/10 167/17 168/8 168/19 181/6 181/10 183/9 183/21 191/19 196/2 196/23 200/1 200/3 216/12 216/25 217/25 218/1 218/3 218/6 218/13 218/16 218/20 224/10 225/20 226/1 226/10 230/2 230/7 230/8 230/10 230/12 237/5 242/18 248/8 248/9 251/25 252/25 253/3 262/3 262/16 268/9 273/19 273/20 274/14 277/15 281/1 282/16 288/16 289/23 290/17 294/4 294/18 298/6 300/11 303/18 307/23 311/4 311/22 313/21 316/8 318/23 319/2 319/7 322/18 323/9 323/11 326/19</p> <p>gotcha [3] 102/16 248/23 279/22</p> <p>gotta [1] 25/8</p>	<p>gotten [4] 44/9 194/13 294/11 322/2</p> <p>governed [3] 45/21 174/7 191/24</p> <p>governing [1] 186/17</p> <p>government [11] 81/15 83/19 121/15 195/15 221/23 222/1 257/24 257/24 285/24 313/14 316/22</p> <p>Governmental [2] 90/20 91/1</p> <p>governor [6] 92/24 116/2 260/10 260/12 313/21 314/8</p> <p>governor's [2] 67/23 84/9</p> <p>grab [1] 122/2</p> <p>grade [4] 123/22 125/20 237/13 302/22</p> <p>graded [3] 185/18 290/3 303/1</p> <p>grader [4] 11/10 11/12 185/11 185/14</p> <p>grader's [1] 224/21</p> <p>graders [12] 10/24 11/9 11/16 11/25 12/12 12/20 12/25 51/12 197/1 227/1 238/21 289/19</p> <p>graders' [1] 224/20</p> <p>grading [11] 10/20 11/17 28/18 28/19 87/6 87/11 87/13 241/6 243/3 295/11 297/22</p> <p>graduate [1] 220/9</p> <p>graduated [1] 256/10</p> <p>GRAF [1] 2/12</p> <p>grapes [1] 236/10</p> <p>gratuities [2] 159/15 160/19</p> <p>Gravitas [2] 263/22 304/16</p> <p>gravity [2] 169/12 169/15</p> <p>gray [1] 170/3</p> <p>great [12] 8/5 89/13 90/13 104/1 137/16 137/22 155/19 169/10 192/25 254/23 256/15 274/5</p> <p>greater [2] 217/12 218/1</p> <p>greatest [1] 170/20</p> <p>Green [3] 16/5 39/2 39/8</p> <p>GreenMart [3] 66/18 66/22 78/16</p> <p>Greg [6] 79/2 79/12 79/17 142/20 168/6 290/18</p> <p>grew [1] 267/17</p> <p>Greyhound [1] 259/3</p> <p>grilling [1] 116/8</p> <p>ground [1] 28/21</p> <p>grounds [1] 34/1</p> <p>group [12] 23/10 32/25 34/4 34/5 69/17 150/22 201/1 201/2 260/24</p>	<p>264/19 274/16 295/1 306/13</p> <p>Grove [3] 265/2 281/21 306/13</p> <p>groves [1] 268/18</p> <p>grow [8] 69/10 201/25 267/2 267/14 267/16 268/22 269/3 306/24</p> <p>grower [1] 282/20</p> <p>growing [1] 266/3</p> <p>grudge [1] 313/15</p> <p>GTI [57] 15/6 15/8 16/22 17/1 19/10 19/14 19/22 22/5 22/18 22/20 22/21 22/21 22/21 24/2 24/3 26/22 32/4 32/19 33/19 36/11 37/10 37/24 37/24 38/10 38/13 38/20 39/1 39/7 41/20 42/1 42/9 42/16 43/4 44/18 45/6 48/3 48/5 56/21 57/5 57/11 57/19 58/1 58/7 58/10 58/14 59/6 69/19 70/14 71/13 71/18 71/21 72/11 72/15 72/23 72/23 73/3 73/12</p> <p>GTI's [3] 26/21 47/3 59/2</p> <p>guess [19] 5/17 29/20 60/20 84/15 103/23 105/22 118/15 122/25 154/8 170/22 184/21 186/9 190/24 238/5 247/16 296/21 309/15 318/23 319/24</p> <p>guidance [5] 98/8 100/25 101/10 124/24 234/7</p> <p>guide [3] 15/3 97/24 98/4</p> <p>guideline [2] 123/15 128/12</p> <p>guiding [2] 91/5 151/23</p> <p>Guinn [1] 92/25</p> <p>Guinn's [1] 116/2</p> <p>guise [1] 129/8</p> <p>GUTIERREZ [8] 2/12 3/17 205/24 206/15 207/8 252/14 252/20 252/24</p> <p>guy [7] 62/22 241/9 241/19 241/23 279/19 293/3 313/23</p> <p>guys [13] 68/3 68/17 100/7 130/13 130/14 144/23 258/14 258/25 281/8 283/17 288/20 307/23 312/15</p>	<p>44/9 46/12 46/24 47/21 48/18 49/13 49/13 49/20 49/23 49/23 49/25 50/1 50/5 50/20 51/4 51/7 57/13 57/13 57/24 59/2 59/10 59/10 63/20 65/6 66/23 67/21 71/13 73/14 77/17 78/2 80/16 83/18 84/6 85/18 87/24 89/15 90/12 92/10 92/11 93/1 93/4 93/5 93/13 94/8 94/12 94/13 95/3 95/14 102/18 102/19 106/5 106/10 109/3 114/5 116/3 116/25 117/2 118/16 118/17 118/17 120/6 120/11 120/12 120/12 120/13 133/3 134/13 134/16 134/23 134/25 135/18 141/17 147/1 148/4 149/18 150/13 150/21 151/17 154/24 155/2 156/21 161/2 162/15 163/12 163/12 163/14 163/14 163/23 163/23 164/13 165/24 166/13 166/14 166/14 166/16 168/4 168/21 178/11 178/14 181/9 181/17 184/12 187/15 193/13 193/17 194/18 194/18 194/19 195/21 197/6 202/10 202/16 205/2 205/18 213/15 214/18 215/21 216/19 216/20 217/18 222/25 223/1 223/1 225/5 225/12 225/13 225/14 229/15 232/3 238/7 238/11 238/15 240/19 247/12 248/8 249/12 254/2 257/10 258/14 260/20 265/18 265/24 266/2 266/13 267/21 272/2 272/21 273/4 273/5 273/7 273/7 273/14 273/14 274/1 274/20 275/12 276/13 276/23 277/2 277/6 277/6 277/6 277/10 278/13 278/14 282/5 283/13 283/19 283/22 283/22 285/3 285/9 285/12 285/15 285/24 288/17 289/20 290/8 292/2 293/8 294/20 294/23 298/18 301/17 301/23 302/1 302/7 302/18 302/25 308/18 308/22 308/22 308/24 310/22 310/25 311/10 311/23 312/13 313/5 313/8 313/8 313/11 314/12 314/20 314/23 314/24 319/19 320/6 322/2 322/5 322/18 323/1 323/22 324/15</p>
---	---	---	--	--

H	129/6 131/1 132/13 132/25 137/10 138/3 140/9 157/4 158/1 160/2 161/9 165/18 171/23 196/11 204/18 205/17 205/18 217/12 217/12 217/20 225/10 226/5 228/15 228/19 231/10 232/17 232/18 249/6 266/22 267/9 270/8 273/14 274/5 275/23 286/25 295/13 296/4 296/25 302/25 315/24 324/22 325/22 326/21 326/22	288/16 288/17 290/22 291/11 291/16 291/25 292/1 292/3 292/5 293/1 293/2 294/5 294/6 294/6 294/21 296/17 302/16 302/17 309/13 310/12 311/21 311/23 311/23 311/23 311/24 311/25 313/11 313/12 313/15 313/16 313/17 313/17 313/18 313/21 314/15 316/15 316/17 319/22 320/5 320/6 320/9 320/10 322/3 322/9 322/12 322/14 322/21 322/21 322/23 323/7 324/10	135/2 201/3 206/23 221/23 265/14 278/10 278/11 helped [4] 100/8 158/16 164/5 234/16 helpful [4] 142/18 199/17 201/2 203/5 helping [10] 14/4 14/5 14/10 14/13 77/23 78/1 78/4 84/19 111/24 156/20 helps [3] 150/10 217/10 234/24 Hence [1] 87/13 Henderson [3] 22/21 66/21 71/5 her [38] 6/18 7/12 7/12 7/12 7/15 7/18 8/12 8/13 8/15 8/16 8/22 9/13 9/18 9/19 9/20 11/7 11/9 11/19 62/17 64/21 85/1 85/24 106/17 106/17 183/8 183/10 183/12 209/2 209/9 210/18 210/21 210/21 296/14 296/15 326/21 326/21 326/21 327/2 Herb [1] 66/14 here [62] 8/21 15/16 16/11 23/14 57/23 59/1 62/24 79/6 80/18 81/2 94/19 97/13 97/13 97/13 114/25 118/11 119/17 124/13 126/5 129/9 130/14 133/6 146/22 147/9 156/7 156/25 164/16 166/13 168/8 172/21 183/3 189/22 190/25 191/9 197/13 210/7 216/5 216/18 225/24 227/7 233/6 241/16 247/17 248/10 254/3 256/9 256/14 257/16 260/20 263/8 264/23 271/4 273/7 294/10 304/10 304/11 319/12 323/25 324/9 324/10 325/2 326/7 here's [9] 91/6 91/7 164/23 165/11 180/17 186/9 198/14 198/21 317/7 Hernandez [1] 75/10 hesitant [1] 170/4 hey [10] 97/10 123/19 123/25 129/8 142/20 165/9 166/16 229/18 288/10 288/10 HHS [3] 100/8 116/3 121/16 hide [2] 297/1 303/18 high [5] 120/11 256/9 256/9 260/24 289/8 higher [1] 129/3 highlight [1] 21/25 highlighted [2] 48/19 49/10	highly [1] 192/16 him [60] 5/6 10/2 15/25 16/7 22/10 24/4 27/11 29/12 30/5 30/15 33/6 33/23 47/24 53/8 56/22 57/4 80/6 81/17 96/1 102/19 102/22 115/3 115/11 115/18 119/4 136/17 141/9 145/3 145/5 158/16 158/16 163/15 163/24 172/8 184/5 184/18 195/11 207/7 225/17 252/25 277/17 277/19 283/22 285/19 286/4 288/17 291/3 291/19 291/24 296/17 302/17 303/9 304/9 313/11 322/2 322/18 322/21 322/25 324/11 326/8 himself [2] 16/21 288/12 hire [2] 277/3 284/15 hired [22] 10/24 11/20 11/25 82/8 125/16 159/7 210/11 213/8 213/18 222/16 226/2 237/15 262/7 262/8 278/9 278/9 278/11 278/12 292/25 319/24 322/12 322/14 hiring [4] 223/4 292/17 322/21 323/3 his [51] 15/8 15/8 36/14 36/24 44/1 53/11 63/7 76/12 81/6 81/12 81/21 81/25 99/11 100/7 110/12 110/22 110/23 111/11 113/21 115/2 115/7 115/10 115/14 115/19 115/24 116/17 116/17 117/3 117/3 137/5 140/12 140/13 140/17 153/10 157/25 158/19 158/21 161/12 211/8 213/10 249/23 257/11 274/2 274/17 275/9 277/17 279/17 279/18 282/12 306/25 324/22 historical [3] 116/15 116/17 117/8 history [9] 51/17 152/7 153/2 184/12 184/25 185/4 270/6 272/2 293/25 hit [1] 161/23 hold [12] 7/21 74/18 94/7 107/18 111/21 111/23 112/9 139/25 152/17 219/25 295/8 295/9 holders [1] 270/2 holding [2] 84/15 304/12 Holdings [2] 23/18 263/11 hole [3] 131/25 131/25 132/3
----------	---	--	---	--

<p>H</p> <p>Holistic [3] 264/5 304/17 305/15</p> <p>home [5] 8/24 9/19 20/11 20/15 191/21</p> <p>homeowners [1] 258/5</p> <p>Hone [1] 216/3</p> <p>honestly [6] 106/7 107/14 135/9 138/3 138/18 147/5</p> <p>honesty [1] 291/12</p> <p>Honor [101] 5/15 6/7 6/9 7/16 10/3 17/18 20/5 24/7 25/5 25/16 26/12 29/15 30/2 30/15 30/21 33/25 35/7 36/13 38/21 39/3 41/8 43/6 45/7 47/7 47/16 48/13 52/9 62/19 74/24 77/6 77/12 77/19 78/21 79/5 80/10 80/24 81/1 81/19 85/5 85/7 95/16 96/1 99/9 99/17 99/19 100/9 107/15 109/23 110/18 112/10 112/12 113/6 114/14 114/25 115/17 116/7 116/24 119/3 137/10 138/7 139/10 140/5 144/24 144/25 152/10 157/11 157/21 158/15 159/25 161/4 169/19 171/16 172/22 185/25 215/25 231/24 241/17 244/3 244/7 254/16 254/22 255/4 286/24 295/5 295/9 295/12 296/10 296/10 296/18 296/23 298/7 303/8 304/7 307/18 308/1 323/24 324/14 325/4 326/5 326/16 326/20</p> <p>HONORABLE [1] 1/11</p> <p>hook [1] 236/3</p> <p>hope [7] 8/8 201/16 201/18 242/15 253/19 268/10 270/10</p> <p>hoped [1] 268/15</p> <p>hopefully [3] 62/17 184/23 326/10</p> <p>hoping [1] 150/11</p> <p>host [1] 89/6</p> <p>hour [5] 5/11 81/18 104/25 247/25 326/9</p> <p>hours [6] 7/4 103/19 104/5 247/10 247/14 247/18</p> <p>house [1] 306/24</p> <p>housekeeping [1] 5/12</p> <p>how [148] 6/23 8/17 12/12 12/20 12/25 21/5 21/5 25/19 26/15 26/22 34/4 35/11 47/12 48/11 50/16 50/18 52/13 52/25 56/17 56/18 59/9 61/23 62/1 62/3 62/5 63/7 63/8 65/9 68/3 68/17 69/4 69/7 69/9</p>	<p>72/25 84/21 85/15 85/19 86/4 88/2 88/23 89/7 89/7 89/8 89/20 91/6 91/9 91/18 96/15 105/2 105/4 108/25 114/6 114/10 119/17 119/19 119/23 119/23 120/8 120/21 120/22 121/8 121/21 122/18 123/3 130/3 132/15 133/15 133/18 138/5 138/5 143/16 144/11 144/11 148/14 148/16 148/17 149/3 149/8 149/11 149/15 150/24 151/9 151/10 151/12 152/2 154/6 154/8 154/21 154/21 155/12 159/16 160/20 164/5 164/14 164/23 165/2 166/6 168/22 169/15 170/16 173/22 175/19 175/22 177/2 177/21 184/18 185/18 191/17 199/9 210/18 212/2 213/25 214/13 215/13 215/13 229/5 229/10 230/19 235/4 242/21 247/10 247/14 247/19 247/23 247/23 253/7 260/3 262/25 267/14 267/16 269/19 277/11 280/8 282/15 282/17 290/3 293/13 293/21 301/6 301/13 302/22 306/13 307/3 312/4 313/22 323/9 323/11 327/5</p> <p>however [3] 34/10 98/21 155/21</p> <p>HSU [1] 2/13</p> <p>huge [2] 64/16 143/1</p> <p>hugely [1] 134/10</p> <p>huh [3] 136/15 270/19 324/11</p> <p>hum [5] 190/3 200/9 204/22 208/22 226/13</p> <p>Human [1] 84/12</p> <p>hundred [10] 33/19 36/11 37/10 37/11 37/25 38/1 83/11 83/15 83/15 242/11</p> <p>hundreds [1] 272/24</p> <p>hungry [1] 236/23</p> <p>Hutchison's [1] 206/11</p> <p>hypothetical [2] 44/10 147/6</p>	<p>148/19 159/6 161/11 179/24 186/4 192/18 193/6 193/9 213/7 215/25 216/7 217/4 218/18 218/18 251/24 265/5 271/5 275/16 285/25 289/13 300/20 306/3</p> <p>I'm [215] 6/17 8/14 9/11 11/10 12/4 14/7 15/15 16/24 17/18 24/12 26/9 26/12 29/8 29/8 29/24 30/18 30/19 31/14 31/16 33/9 33/21 33/25 34/16 34/16 35/21 37/18 37/20 46/3 46/7 47/11 48/8 49/7 50/20 51/3 52/6 52/15 56/5 56/20 58/23 59/20 61/25 62/25 63/17 65/3 66/7 66/22 67/7 67/11 67/14 69/2 70/4 70/17 72/9 72/14 73/10 73/18 74/2 74/18 75/14 78/18 79/23 80/17 84/18 84/25 85/11 91/23 94/16 95/19 96/21 98/6 98/21 98/23 98/25 101/22 103/24 104/3 105/12 105/22 106/24 111/13 111/23 111/24 112/13 115/22 116/8 116/10 116/19 119/5 122/17 129/9 131/9 131/10 132/23 133/24 133/24 135/2 137/2 137/2 139/9 140/1 141/7 141/7 144/14 146/1 146/5 146/22 149/2 151/15 151/16 153/17 154/20 154/21 156/7 156/19 157/8 164/8 164/8 164/9 167/1 167/24 167/24 168/1 168/2 169/3 169/19 170/4 171/18 172/6 173/22 178/10 180/2 180/11 183/15 183/18 184/1 184/22 185/25 189/1 189/6 189/24 190/1 190/24 191/18 191/20 198/25 203/9 205/12 207/17 209/15 209/19 209/25 211/6 213/21 215/23 216/3 225/15 229/22 232/21 233/4 233/5 240/7 241/9 241/16 241/16 241/22 241/23 244/4 245/19 245/23 247/16 247/21 256/4 260/5 263/24 264/3 264/20 267/24 268/1 274/12 276/14 276/14 276/15 279/12 279/12 279/23 280/24 281/18 286/24 290/10 291/7 295/5 295/21 295/24 296/7 296/9 296/14</p>	<p>296/15 297/14 297/16 299/16 300/18 300/19 303/9 304/12 305/16 305/23 309/24 317/25 320/13 321/21 323/25 324/7 325/2 325/8 325/19</p> <p>I've [32] 14/7 16/6 26/1 62/21 102/23 106/18 127/10 129/10 131/9 133/15 138/19 142/20 144/3 144/6 148/16 160/8 160/9 163/20 171/24 172/19 172/21 206/17 208/11 250/25 256/14 260/5 260/11 286/25 292/12 297/20 307/4 319/15</p> <p>i.e [1] 133/12</p> <p>ID [1] 273/12</p> <p>idea [12] 130/3 209/1 210/6 215/17 227/16 227/19 228/7 250/2 272/1 274/21 302/12 326/12</p> <p>ideal [1] 268/25</p> <p>identical [4] 133/19 134/9 145/21 167/18</p> <p>IDENTIFICATION [1] 328/10</p> <p>identified [8] 99/3 114/8 114/10 117/21 120/2 120/6 189/9 305/12</p> <p>identify [1] 125/13</p> <p>if [244] 5/21 5/23 7/6 8/2 8/17 9/3 9/4 9/5 9/5 9/10 11/10 11/11 15/13 17/7 18/8 20/4 20/21 21/11 21/13 21/15 21/19 21/19 21/23 22/15 22/18 24/7 24/7 25/14 27/3 29/21 30/12 30/13 32/25 33/9 35/1 37/5 44/5 44/6 44/9 45/5 46/15 46/18 47/20 47/24 50/15 51/11 51/12 56/16 57/24 57/24 58/12 59/9 60/11 66/18 66/22 69/2 69/3 69/10 74/8 79/5 80/3 80/4 80/8 80/9 80/11 80/18 82/4 84/17 85/1 85/13 86/4 86/13 86/24 86/25 93/8 93/10 93/10 96/10 97/12 97/15 99/15 101/24 105/10 105/15 105/23 106/10 108/18 108/20 109/4 113/3 113/10 116/3 117/2 119/13 123/9 123/14 123/21 124/3 127/21 128/4 131/23 136/13 136/16 142/13 142/17 145/2 146/6 146/25 147/14 148/21 149/7 150/13 150/21 151/8 151/9 153/24 156/18 156/23 161/22</p>	<p>163/12 163/14 165/17 165/18 166/9 176/24 184/1 186/10 186/11 188/2 188/2 188/10 188/12 188/15 188/21 189/18 190/1 190/1 191/13 191/14 196/11 196/11 198/11 200/4 200/22 202/12 203/8 203/8 204/17 209/8 209/19 210/7 210/10 210/21 212/10 213/15 213/18 214/3 215/9 215/12 216/24 217/10 217/25 218/11 225/17 227/4 227/12 228/3 229/15 229/20 231/19 232/16 232/16 233/12 239/2 239/4 239/4 239/7 241/22 245/20 248/21 250/7 250/13 251/5 251/13 252/24 254/19 255/6 255/9 255/19 255/22 260/25 263/9 263/9 263/14 266/14 270/8 271/4 271/5 271/6 271/10 272/4 276/21 277/7 277/16 277/17 279/12 279/18 281/13 285/19 287/6 287/9 287/10 288/4 288/7 290/8 290/13 294/13 295/16 297/8 300/2 300/11 302/1 302/7 302/9 302/25 302/25 303/5 308/22 309/16 311/1 313/14 313/18 314/23 315/3 315/14 315/20 316/24 317/6 317/22 317/23 320/9 320/11 325/4 325/16</p> <p>IGT [1] 258/3</p> <p>III [1] 2/5</p> <p>III [1] 309/15</p> <p>illegal [2] 235/10 235/15</p> <p>illustrated [2] 146/7 147/8</p> <p>illustrates [2] 139/6 213/21</p> <p>illustrating [1] 144/14</p> <p>illustration [1] 155/6</p> <p>imagine [5] 6/20 6/21 85/16 92/7 155/3</p> <p>immediately [3] 262/14 275/18 282/10</p> <p>impact [4] 63/3 181/7 181/9 181/10</p> <p>impactful [1] 89/20</p> <p>impartially [1] 87/18</p> <p>imperfect [1] 53/23</p> <p>implementation [1] 240/12</p> <p>implemented [2] 139/20 269/14</p> <p>implications [1] 128/24</p> <p>importance [3] 128/9</p>
--	---	--	--	---

<p>I</p> <p>importance... [2] 152/3 162/3</p> <p>important [13] 97/10 133/17 134/10 152/4 156/4 227/10 227/16 231/1 267/1 292/8 293/6 295/10 305/7</p> <p>importantly [1] 89/8</p> <p>imposing [1] 283/2</p> <p>impossible [1] 170/11</p> <p>impression [2] 154/24 155/1</p> <p>improper [2] 12/19 291/8</p> <p>impropriety [1] 128/22</p> <p>improve [5] 85/19 201/19 201/20 201/23 235/14</p> <p>improved [1] 235/6</p> <p>improvement [2] 167/16 202/14</p> <p>in [945]</p> <p>in-person [1] 142/6</p> <p>inability [1] 163/9</p> <p>inadvertently [2] 167/21 192/4</p> <p>inappropriate [3] 128/21 158/12 251/7</p> <p>Inasmuch [1] 304/19</p> <p>inaudible [7] 43/15 47/8 213/24 231/6 251/24 252/1 300/20</p> <p>INC [8] 1/25 23/15 23/18 38/20 39/1 39/2 39/7 39/8</p> <p>incidents [2] 169/16 283/16</p> <p>include [9] 34/10 54/19 85/20 123/20 124/2 150/23 169/3 184/24 320/3</p> <p>included [20] 50/17 85/20 95/22 95/23 99/5 111/17 113/2 113/15 114/4 117/20 118/1 124/4 124/5 126/22 151/25 152/13 153/6 190/19 209/22 302/2</p> <p>includes [3] 65/20 123/14 325/14</p> <p>including [5] 82/5 114/5 152/25 194/17 255/8</p> <p>inclusion [1] 151/11</p> <p>income [1] 299/8</p> <p>incomplete [3] 17/19 44/10 147/6</p> <p>inconsistencies [3] 151/4 155/11 234/10</p> <p>inconsistent [1] 137/5</p> <p>increase [1] 21/17</p> <p>incredible [1] 144/7</p> <p>incredibly [2] 89/20 152/4</p> <p>incumbent [5] 145/19 204/14 204/16 204/17 218/5</p>	<p>incumbents [1] 204/21</p> <p>independent [3] 10/24 97/7 130/20</p> <p>indicate [4] 58/14 133/8 147/1 147/24</p> <p>indicated [7] 134/16 139/14 165/24 167/20 246/25 248/9 286/22</p> <p>indicates [3] 22/5 120/16 152/24</p> <p>indicating [1] 249/11</p> <p>indication [2] 151/1 251/15</p> <p>indiscernible [16] 6/16 7/24 17/1 17/13 17/15 18/15 18/17 18/22 18/24 19/20 126/11 138/8 138/8 306/25 326/15 326/16</p> <p>individual [19] 15/3 60/1 60/3 60/12 60/14 85/13 87/14 102/14 123/1 127/20 127/23 127/24 127/25 142/14 165/16 168/6 169/4 178/20 212/16</p> <p>individualize [1] 86/18</p> <p>individuals [11] 12/8 60/10 75/16 75/19 85/11 95/6 125/1 125/23 144/5 223/24 238/8</p> <p>indoors [1] 267/2</p> <p>indulgence [1] 62/7</p> <p>indulging [1] 76/4</p> <p>industries [6] 39/2 39/8 259/18 260/9 291/2 292/1</p> <p>industry [25] 55/20 55/21 63/20 64/4 64/8 64/13 67/23 69/11 89/15 160/23 161/1 177/8 192/12 192/16 192/18 192/24 202/3 209/2 209/7 215/20 223/18 268/21 270/3 271/20 312/14</p> <p>inexperience [1] 225/3</p> <p>infancy [1] 202/3</p> <p>inferred [2] 226/14 226/19</p> <p>influence [4] 12/12 12/15 12/20 210/25</p> <p>inform [3] 188/18 229/20 287/13</p> <p>informal [1] 148/18</p> <p>information [165] 14/13 22/23 25/22 28/23 33/24 46/4 47/7 84/19 89/18 94/14 94/22 94/24 95/10 95/22 101/1 104/9 104/11 105/23 106/11 110/20 118/3 120/10 125/8 126/17 126/22 127/1 128/22 130/1 130/8 131/17 132/1 132/3 132/3 132/14 132/16 133/19 134/9</p>	<p>142/17 143/22 144/5 144/9 145/20 147/2 147/4 147/12 148/2 148/8 148/9 148/23 149/16 149/20 149/20 150/12 151/3 152/1 154/11 154/12 154/15 154/22 155/7 155/10 155/17 155/24 155/24 155/25 156/3 156/4 163/10 164/2 164/15 167/10 167/18 167/21 169/13 174/1 174/3 178/21 179/9 179/14 179/16 179/16 179/25 180/3 180/12 180/13 180/14 180/24 181/2 181/5 181/6 181/7 181/10 181/17 181/20 181/20 183/20 193/22 196/2 196/18 196/21 197/6 197/8 197/25 199/3 199/17 200/2 202/19 203/4 204/18 210/15 211/1 212/19 214/8 214/13 214/16 214/17 216/12 216/12 216/13 216/20 216/21 217/12 217/19 217/21 217/22 217/24 218/1 218/3 218/13 228/14 228/18 229/1 229/8 229/12 229/13 229/19 229/23 229/24 230/1 230/2 230/4 230/5 230/16 232/15 232/18 232/25 233/1 233/8 233/9 233/13 233/16 233/20 233/22 233/24 241/2 249/22 279/24 290/2 290/22 294/18 302/7 310/4 311/4 320/3 322/1</p> <p>informative [1] 200/17</p> <p>initial [4] 91/17 98/9 111/16 113/15</p> <p>initially [3] 85/16 129/14 176/25</p> <p>initiate [1] 240/13</p> <p>initiative [4] 265/13 265/15 268/10 269/13</p> <p>injunction [7] 16/10 54/4 102/25 135/17 135/20 223/23 254/8</p> <p>input [1] 215/21</p> <p>inquire [6] 14/10 14/17 171/14 171/15 304/6 307/15</p> <p>inserted [1] 95/17</p> <p>insert [3] 205/13 205/16 205/19</p> <p>insight [1] 88/2</p> <p>insignificant [1] 160/20</p> <p>insinuating [2] 238/23 246/8</p> <p>inspectors [1] 281/16</p> <p>instance [7] 71/22 145/25 146/3 168/2</p>	<p>170/17 217/11 287/22</p> <p>instances [16] 97/4 97/22 98/1 98/5 162/4 166/19 166/22 167/21 167/25 168/15 168/16 179/13 181/13 193/14 234/13 294/14</p> <p>instead [3] 22/18 22/20 268/17</p> <p>Institute [2] 90/20 91/1</p> <p>instructed [1] 50/19</p> <p>instruction [1] 117/13</p> <p>instructions [5] 94/25 109/14 124/25 234/7 242/6</p> <p>integral [23] 15/8 16/22 24/4 32/20 33/19 34/18 36/10 36/11 37/11 37/25 38/1 41/5 41/19 42/1 42/8 42/15 42/16 43/3 43/4 43/13 47/3 48/4 124/10</p> <p>integrated [1] 268/22</p> <p>integration [2] 308/23 309/4</p> <p>integrity [2] 126/6 134/11</p> <p>intend [3] 5/18 25/9 81/20</p> <p>intended [3] 126/25 142/17 148/15</p> <p>intent [4] 121/12 122/11 156/24 224/12</p> <p>intentionally [2] 118/1 156/16</p> <p>interest [3] 45/21 59/3 64/16</p> <p>interested [6] 89/6 134/1 148/2 171/14 228/10 246/6</p> <p>interesting [3] 92/3 245/23 247/1</p> <p>interestingly [2] 94/6 157/4</p> <p>internal [7] 200/23 200/24 201/1 246/13 266/23 269/22 295/14</p> <p>internally [1] 269/7</p> <p>interpreted [1] 23/12</p> <p>interveners [1] 14/17</p> <p>intervening [1] 13/23</p> <p>intervenor [4] 5/25 307/20 323/11 325/13</p> <p>intimately [1] 14/7</p> <p>into [51] 23/1 24/2 25/6 26/7 26/21 26/23 29/12 30/6 46/4 46/6 59/14 59/16 80/17 83/25 84/13 86/5 86/9 86/10 86/13 86/13 88/2 89/23 91/8 97/17 98/7 99/10 99/11 103/17 115/20 122/24 129/15 133/18 156/14 167/4 167/4 170/5 177/24 185/4 191/6 200/13 240/25 241/1 242/3 242/24 257/23 259/15 262/22 267/9 269/10 279/17</p>	<p>283/24</p> <p>intro [1] 49/5</p> <p>introducing [1] 288/12</p> <p>introduction [1] 26/5</p> <p>introductory [1] 49/8</p> <p>investigated [1] 194/5</p> <p>investigation [3] 195/8 195/8 242/24</p> <p>invoice [1] 247/12</p> <p>invoices [2] 282/7 283/17</p> <p>involve [1] 111/6</p> <p>involved [45] 10/20 28/18 32/9 32/19 54/1 86/3 88/22 90/21 91/18 93/6 95/6 112/6 117/9 144/4 153/22 155/4 157/5 165/3 166/24 173/11 176/8 177/8 184/8 202/7 204/13 222/9 222/12 223/4 223/6 224/13 234/3 242/9 246/6 257/5 257/20 259/14 260/3 260/5 260/16 261/22 265/16 265/18 269/16 293/10 295/2</p> <p>involvement [9] 84/6 106/17 115/19 115/25 118/18 164/6 221/4 245/24 260/2</p> <p>irregularities [1] 319/19</p> <p>irrespective [1] 192/13</p> <p>is [541]</p> <p>isn't [11] 64/19 127/11 144/3 175/7 176/18 196/14 201/4 237/16 244/11 246/15 318/8</p> <p>issue [36] 59/5 73/22 75/1 75/20 106/16 110/14 110/19 110/23 110/24 112/5 116/20 151/10 152/13 164/23 165/18 167/9 167/13 173/4 175/20 184/20 185/19 187/1 216/11 216/15 236/22 237/1 282/5 286/19 295/21 296/2 308/23 313/11 313/11 317/1 319/8 325/25</p> <p>issued [2] 73/25 143/11</p> <p>issues [17] 7/11 29/13 131/12 152/25 158/9 158/21 165/11 171/14 184/25 185/4 272/14 277/10 284/3 296/3 311/1 322/3 322/4</p> <p>issuing [1] 74/11</p> <p>it [800]</p> <p>it's [242] 5/24 7/9 16/3 16/5 17/1 17/19 18/12 18/20 19/15 24/13 24/14 24/16 24/19 24/23 24/24 25/2 25/11 25/25 26/3 26/13 29/2 30/16 34/2 34/3 42/25</p>
--	---	--	--	---

I
it's... [217] 46/5 46/9
55/23 55/25 57/4 65/18
68/8 70/1 70/5 71/5
71/23 77/20 82/25 84/2
84/2 87/12 89/12 89/12
90/7 90/9 91/7 92/3
94/7 96/6 97/6 97/7
97/13 97/13 97/13
105/16 106/19 107/5
110/8 110/11 110/12
110/14 110/23 110/24
112/8 112/18 114/2
115/2 119/8 120/10
120/21 120/21 120/23
120/23 121/2 121/14
123/13 125/15 126/13
126/18 126/21 127/25
128/4 129/1 129/2
129/5 129/7 129/11
129/11 129/14 129/20
129/22 129/22 131/25
132/5 133/16 133/16
133/17 134/10 134/10
134/10 135/23 135/23
137/11 140/5 141/8
142/22 143/1 143/20
143/20 144/10 145/18
145/19 150/18 153/6
153/13 154/8 155/6
158/19 158/19 158/20
159/24 160/3 160/5
160/18 161/16 161/16
161/18 162/24 167/17
169/8 170/8 170/11
170/20 170/20 170/20
171/4 171/4 171/22
179/20 186/10 187/11
188/11 188/11 188/16
188/21 190/18 191/4
191/5 191/7 192/11
192/25 195/11 198/7
201/19 205/10 205/22
210/7 213/18 215/4
215/14 215/16 217/3
217/7 217/8 219/6
225/23 226/1 226/8
228/9 228/13 229/17
230/19 231/10 231/16
231/17 232/8 232/8
236/9 240/10 240/10
240/11 242/8 246/4
246/19 249/12 254/15
255/18 257/3 264/19
266/16 266/16 267/5
267/6 267/6 267/7
267/10 270/6 270/10
270/13 270/14 272/5
272/6 272/10 272/10
279/5 282/8 285/3
286/16 286/17 286/19
286/21 288/4 290/5
292/17 293/6 295/5
295/5 295/10 295/11
296/8 296/8 296/22
297/3 297/9 297/17
297/24 297/25 300/20
300/21 300/22 301/9

303/10 303/12 305/1
305/7 305/11 317/22
319/16 321/4 321/23
324/2 324/8
item [2] 129/21 303/1
items [4] 87/1 129/20
292/5 309/9
its [14] 34/6 42/9 73/12
90/13 96/7 96/9 110/7
132/10 155/15 174/21
177/22 186/24 202/3
228/20
itself [9] 60/4 68/13
115/18 139/14 143/4
143/7 239/21 266/15
298/25

J
JAMES [1] 2/6
January [8] 121/19
178/3 225/1 276/22
310/25 311/14 311/20
316/13
January 2018 [1]
311/20
JARED [2] 2/13 14/3
Jay [11] 262/7 278/9
278/15 278/15 279/5
279/15 279/19 302/16
302/17 302/19 309/10
JD [1] 1/25
Jennifer [6] 40/17
42/22 42/24 42/25 43/1
43/2
JILL [1] 1/24
job [23] 13/1 13/10
52/25 53/20 53/21
125/15 125/17 152/1
159/12 165/15 202/10
206/22 244/10 246/20
283/19 313/18 313/22
314/3 314/14 315/25
316/18 316/22 322/20
jobs [2] 293/14 294/5
Joe [1] 206/15
JOEL [2] 2/15 172/4
John [1] 306/24
join [3] 44/12 45/9
294/15
joke [7] 87/8 313/20
313/24 314/1 314/3
314/14 316/18
jokes [1] 264/23
JORDAN [2] 2/16
300/22
Jorge [36] 2/19 5/3
15/14 136/12 178/15
182/3 183/2 184/7
210/25 224/2 224/8
276/22 277/6 277/9
278/16 280/4 281/17
282/3 282/5 282/10
285/17 288/10 288/17
294/20 311/5 311/21
312/9 313/8 313/18
313/20 314/3 316/14
317/2 317/2 317/11
317/15
Jorge's [1] 288/16

JOSEPH [1] 2/12
Jubilee [1] 184/19
judge [12] 1/11 9/25
27/6 50/21 112/15
123/22 203/8 203/11
213/24 231/22 251/24
252/22
judgment [5] 84/2
122/9 122/25 123/3
125/5
judicial [4] 92/14
324/16 325/15 325/24
juggle [1] 123/3
July [11] 68/1 143/11
143/12 146/15 146/16
181/25 248/15 248/18
251/5 268/4 278/4
jump [1] 172/6
jumped [1] 146/5
jumps [2] 157/20 159/5
June [3] 198/21 208/17
221/20
jurisdiction [5] 21/7
21/20 71/10 93/1 199/2
jurisdictions [4] 71/6
90/2 90/17 170/25
jury [1] 203/11
just [202] 5/9 6/9 8/11
8/12 8/16 10/8 17/2
18/4 18/5 18/9 23/4
30/22 35/23 36/1 36/15
43/10 48/25 51/21 52/6
56/6 60/7 60/7 62/21
62/21 66/18 66/22 67/2
67/10 68/10 71/16
71/18 73/19 74/14 79/6
80/22 86/2 86/9 89/8
89/17 95/21 96/22 97/4
97/17 98/7 98/23 99/8
101/7 103/3 103/24
104/3 105/12 108/21
109/2 109/5 109/9
111/24 113/12 114/15
115/17 117/10 121/14
122/15 123/20 127/11
128/9 128/12 129/19
129/19 131/8 131/11
131/11 132/12 133/6
133/20 137/9 140/7
140/17 141/11 141/20
142/7 142/9 142/18
142/20 142/24 142/24
143/24 144/14 145/18
145/22 146/4 146/7
147/5 147/8 149/5
150/10 151/14 154/24
155/22 158/19 159/2
159/4 159/7 160/1
160/9 160/17 162/12
162/23 162/24 163/25
164/21 165/17 166/13
166/16 167/2 167/17
168/8 170/2 170/2
170/4 170/7 170/10
171/4 171/4 171/9
172/9 173/18 177/20
179/21 179/22 180/8
182/17 191/17 194/3
194/23 197/22 203/8

209/5 211/25 215/15
216/10 220/5 221/7
223/3 225/16 225/20
226/8 228/6 229/15
229/24 232/9 236/6
236/9 239/6 242/12
246/20 247/16 249/25
250/1 256/3 259/14
259/23 262/4 264/20
264/21 265/24 269/10
271/7 272/5 275/12
276/15 280/7 280/21
280/24 284/2 285/10
285/18 286/4 289/7
290/1 290/11 290/11
294/22 295/24 295/24
296/7 296/10 298/7
302/17 303/4 303/10
304/12 304/18 310/7
313/22 313/24 318/25
321/23 322/17 325/9
326/1 326/5 326/20
justice [3] 257/22
257/23 292/24
justification [1] 153/24
justify [1] 217/14

K
KAHN [9] 2/13 3/5 3/10
13/24 14/3 14/19 77/7
77/16 216/3
Kara [7] 5/22 136/12
178/15 182/3 182/24
224/2 281/14
Karalin [2] 184/16
224/9
keep [23] 18/5 29/8
54/22 71/24 80/18 96/1
97/2 102/21 138/12
150/18 153/7 158/24
161/25 198/11 198/12
198/12 198/12 201/17
241/13 270/23 276/18
298/10 301/1
keeping [3] 254/9
266/25 270/2
keeps [1] 92/7
KEMP [2] 2/4 77/10
key [8] 125/14 126/7
130/10 144/4 144/10
271/18 273/3 290/6
kickbacks [2] 13/8
13/14
kicked [1] 277/17
kids [1] 256/19
Kim [2] 220/23 220/24
Kimberly [11] 84/16
84/17 84/18 84/21
84/25 85/23 106/16
107/8 138/4 173/12
220/24
kind [40] 13/14 62/12
79/6 84/13 85/15 87/6
88/17 88/25 89/3 90/8
92/13 92/23 93/2 95/1
108/23 109/2 123/25
125/17 126/12 130/10
133/6 135/25 144/14
150/9 151/8 159/6

162/18 164/11 166/16
167/3 187/1 229/13
277/18 280/4 285/3
286/1 311/1 313/9
313/20 320/2
kinda [1] 95/10
kindergarten [1] 82/8
kinds [4] 126/5 160/17
162/24 257/21
Kluever [1] 11/2 11/15
knew [1] 31/22
252/24 272/2 293/4
294/9 302/7 302/14
310/12 314/19 318/24
319/5
know [303] 7/9 7/20
8/25 9/3 9/4 9/4 9/4
9/20 11/4 14/25 14/25
16/4 16/8 19/24 19/24
19/25 21/23 22/8 24/7
25/19 26/4 26/10 26/14
27/10 30/13 34/2 35/3
35/9 36/1 37/7 37/16
39/13 40/6 44/13 45/11
47/22 50/18 50/18 56/3
56/16 57/24 57/25 58/6
58/21 58/24 59/1 60/18
63/3 63/19 66/5 66/18
68/4 68/20 69/4 69/7
69/11 71/23 72/22
73/15 74/9 74/11 80/2
80/3 80/4 80/12 81/19
82/5 89/20 91/6 93/13
96/20 96/24 97/6 97/14
100/7 102/13 105/15
106/7 106/18 107/25
116/25 117/7 118/1
119/7 121/8 122/17
122/18 122/20 122/20
122/24 123/11 123/19
126/18 126/19 126/20
127/24 128/8 129/10
129/12 129/16 130/12
130/13 130/14 131/4
131/5 132/8 133/15
133/20 135/9 135/20
138/13 142/21 143/22
143/24 143/25 144/1
144/1 147/11 148/16
148/17 149/3 154/9
154/21 154/22 155/13
156/1 156/3 156/6
156/14 156/22 158/16
159/16 159/19 159/23
160/9 160/14 161/23
163/7 163/22 164/23
165/12 166/25 168/7
168/7 170/10 173/7
175/16 176/24 177/1
177/10 178/8 181/8
181/8 181/20 183/7
183/8 183/9 183/14
187/20 188/3 188/13
189/22 190/22 191/5
191/17 195/2 195/20
195/22 195/25 197/6
197/8 200/5 201/18
202/16 203/4 203/5
203/6 204/8 204/21

K	Kouretas [2] 212/23 213/5	307/9	200/23	licensee [3] 14/5 45/21 259/4
know... [124] 204/25 206/9 206/16 206/18 206/22 207/4 207/14 209/1 209/2 209/4 209/11 210/7 210/18 210/20 213/5 214/3 224/15 227/1 227/7 227/8 228/2 228/3 229/2 229/3 229/4 229/5 229/6 229/10 229/17 230/7 230/8 230/9 230/11 230/11 230/13 230/18 233/12 234/21 236/8 241/15 241/22 246/3 246/4 246/9 246/25 247/11 247/16 254/13 254/15 255/18 255/23 256/3 256/24 257/3 259/5 260/11 260/19 263/14 264/14 264/14 264/15 265/4 265/5 265/22 266/2 266/15 267/4 268/7 269/11 269/12 269/24 270/22 271/1 271/25 272/20 273/9 277/4 277/5 277/8 277/11 277/17 277/18 278/13 278/18 280/4 280/24 281/12 283/13 283/19 286/2 286/9 287/7 289/11 289/14 290/12 290/16 291/1 292/8 292/17 299/16 301/6 303/10 305/7 305/20 306/9 306/14 306/16 306/24 306/24 307/4 307/10 307/22 308/6 312/5 313/20 313/22 316/9 320/5 320/5 320/9 324/8 325/2 325/14 327/1	Kovler [2] 39/19 40/13	lawsuits [1] 63/24	lessons [3] 85/18 96/20 235/7	
knowing [8] 21/15 21/20 127/25 143/21 144/7 212/2 250/2 286/1	Ky [4] 136/13 178/15 182/18 223/25	lawyer [2] 184/5 209/9	lessons-learned [1] 85/18	licensees [3] 67/21 176/22 176/25
knowledge [27] 55/8 84/21 110/7 110/9 125/5 148/14 163/2 177/2 177/5 177/21 184/22 184/24 185/2 185/17 185/20 185/21 218/6 233/18 234/12 240/5 242/2 242/8 265/7 265/8 293/25 298/25 323/1	L	lawyers [7] 80/7 205/6 225/23 226/2 226/19 237/15 255/19	let [33] 7/8 9/18 25/14 33/10 34/16 36/1 61/10 80/3 80/11 96/1 107/4 138/20 161/23 166/17 168/7 193/3 193/13 196/5 200/19 203/18 229/17 230/2 240/25 241/22 255/23 257/3 274/13 277/20 281/18 287/7 293/8 307/20 325/9	licenses [45] 10/12 21/5 26/23 31/23 32/1 47/4 56/12 60/17 60/24 61/15 61/21 62/3 62/5 65/9 78/2 78/5 83/23 183/24 202/18 210/8 210/16 210/18 223/12 241/7 252/25 253/4 253/6 253/7 261/7 262/4 265/12 267/21 268/8 268/8 268/14 272/3 277/14 294/19 304/19 311/22 311/24 312/21 312/21 316/19 317/12
knowledgeable [2] 291/25 323/2	lab [1] 69/10	lawyers' [1] 226/14	let's [38] 11/1 17/21 22/10 22/20 23/14 48/24 61/9 66/3 67/1 67/10 71/21 82/22 97/9 99/7 102/21 108/6 111/21 117/18 121/25 122/1 122/1 153/14 166/16 178/1 178/1 190/12 191/19 216/24 226/10 237/24 240/22 278/3 299/15 301/20 304/9 307/24 315/19 320/11	licensing [30] 34/3 83/24 83/24 84/1 84/7 94/10 96/6 98/6 99/21 115/12 173/3 173/5 173/23 175/13 183/6 187/17 220/18 220/20 223/6 223/9 227/23 230/17 233/2 233/9 239/21 243/19 243/21 243/23 274/21 318/16
known [9] 19/14 67/16 132/4 171/4 202/23 244/19 244/19 302/2 302/9	label [1] 147/22	lead-in [1] 140/6	lets [1] 242/15	lieutenants [1] 84/11
knows [2] 128/6 205/17	labeled [2] 123/2 267/6	leading [3] 14/25 137/3 137/4	letter [15] 25/11 280/3 283/22 283/25 284/23 285/5 285/11 286/2 287/9 309/19 309/20 309/22 311/3 313/10 320/6	life [4] 37/8 66/25 160/17 234/21
KOCH [8] 2/14 3/18 3/25 216/4 218/16 308/2 308/5 323/9	lack [5] 116/19 141/25 154/6 154/11 155/11	learn [3] 89/7 89/8 267/14	letters [1] 282/14	lights [1] 266/23
	Lacks [2] 300/4 301/7	learned [9] 85/18 96/20 124/14 124/21 172/19 172/21 201/5 201/8 235/6	level [20] 86/11 90/22 104/2 120/11 125/20 125/21 129/3 142/24 146/2 146/8 152/2 164/1 164/6 170/13 190/6 190/7 190/10 190/11 217/16 235/18	like [79] 6/1 7/6 15/12 17/25 18/2 21/24 23/15 26/22 27/5 36/19 37/6 56/4 56/6 60/6 61/23 62/1 65/20 76/23 80/3 84/14 87/6 87/11 100/9 103/23 103/25 105/5 107/19 124/25 131/24 142/23 145/21 153/6 156/2 156/7 159/12 159/18 164/11 169/7 169/20 203/13 217/13 220/1 223/24 227/3 229/15 229/17 230/9 238/20 238/22 243/7 250/1 251/21 252/12 254/1 258/25 266/24 270/7 272/24 274/20 285/7 285/24 286/15 287/18 288/11 289/12 292/19 294/4 294/14 294/18 295/4 295/14 295/18 306/21 310/22 321/1 321/12 321/19 324/8 326/21
	Lake [1] 259/5	lead [5] 88/3 88/4 140/6 234/25 274/22	levels [1] 55/13	liked [1] 202/23
	language [15] 49/6 49/8 68/12 85/20 95/5 122/2 123/20 127/2 147/25 147/25 151/9 151/10 151/11 151/12 153/15	lead-in [1] 140/6	LEVIN [2] 2/10 286/20	likelihood [1] 128/21
	large [6] 258/3 266/7 266/9 293/14 295/5 298/19	learning [2] 89/18 90/11	liaison [1] 84/18	likewise [2] 228/6 243/16
	large-scale [1] 298/19	lease [1] 266/16	Libra [1] 66/16	limit [3] 115/11 312/3 312/10
	larger [1] 258/15	leasing [1] 266/14	library [1] 150/8	limitation [2] 21/5 117/5
	largest [4] 91/2 216/15 257/13 258/17	least [19] 27/2 34/2 46/21 92/24 119/9 138/2 165/16 174/6 180/3 187/6 276/2 289/19 293/16 298/19 309/21 317/2 317/3 317/20 319/7	license [52] 22/7 23/6 46/15 46/19 46/21 49/22 55/17 57/21 58/1 58/7 58/10 59/10 61/16 64/17 78/9 139/15 148/5 173/19 198/23 250/21 261/1 261/13 261/14 262/17 262/19 262/23 268/6 270/1 271/17 283/21 284/1 284/4 284/9 284/13 284/16 284/20 286/14 308/12 308/15 308/17 308/19 308/25 309/13 311/9 316/16 317/19 318/20 319/9 319/13 319/14 319/21 323/4	licensed [6] 23/7 49/25 265/7 265/8 305/5 305/8
	LAS [29] 4/8 22/6 22/22 71/9 71/9 256/6 256/8 256/12 257/14 260/20 261/24 261/24 262/3 264/15 264/17 265/20 267/1 273/7 279/21 283/22 284/22 285/14 294/10 309/20 310/8 310/9 310/10 313/6 328/12	lectern [3] 171/20 206/2 244/2	levels [1] 55/13	limited [10] 81/20 115/10 153/1 239/25 240/3 240/5 240/8
	last [32] 5/15 5/23 7/4 21/24 30/3 62/22 63/6 79/17 153/11 153/12 154/20 171/17 171/18 172/22 180/11 202/20 207/12 211/5 244/11 259/22 259/23 260/8 260/10 273/16 285/24 292/14 293/15 293/16 297/18 306/8 320/3 322/18	led [4] 15/11 237/15 237/19 238/4	levels [1] 55/13	
	lastly [2] 83/17 92/19	Lee's [1] 272/24	LEVIN [2] 2/10 286/20	
	late [2] 133/24 303/10	left [7] 83/14 96/18 133/16 221/12 221/22 259/12 276/15	libra [1] 66/16	
	later [22] 11/12 17/5 44/9 48/20 94/23 102/22 102/23 120/1 121/24 122/5 124/19 142/7 161/23 168/15 218/2 221/12 279/17 315/15 317/20 318/21 318/25 319/2	legal [10] 61/10 61/17 88/7 122/21 128/5 151/20 152/9 242/9 261/15 265/16	library [1] 150/8	
	latitude [1] 156/20	legalese [1] 130/19	license [52] 22/7 23/6 46/15 46/19 46/21 49/22 55/17 57/21 58/1 58/7 58/10 59/10 61/16 64/17 78/9 139/15 148/5 173/19 198/23 250/21 261/1 261/13 261/14 262/17 262/19 262/23 268/6 270/1 271/17 283/21 284/1 284/4 284/9 284/13 284/16 284/20 286/14 308/12 308/15 308/17 308/19 308/25 309/13 311/9 316/16 317/19 318/20 319/9 319/13 319/14 319/21 323/4	
	laundry [1] 209/23	legality [1] 273/9	libra [1] 66/16	
	law [9] 26/24 54/16 61/3 70/24 198/15 278/16 297/7 297/10 302/18	legally [1] 305/4	library [1] 150/8	
	laws [3] 50/8 151/24 269/2	legislation [1] 83/8	license [52] 22/7 23/6 46/15 46/19 46/21 49/22 55/17 57/21 58/1 58/7 58/10 59/10 61/16 64/17 78/9 139/15 148/5 173/19 198/23 250/21 261/1 261/13 261/14 262/17 262/19 262/23 268/6 270/1 271/17 283/21 284/1 284/4 284/9 284/13 284/16 284/20 286/14 308/12 308/15 308/17 308/19 308/25 309/13 311/9 316/16 317/19 318/20 319/9 319/13 319/14 319/21 323/4	
	lawsuit [6] 34/1 34/3 100/23 189/14 219/21	legislative [6] 200/24 269/21 269/23 270/6 271/7 282/16	licensed [6] 23/7 49/25 265/7 265/8 305/5 305/8	

L	38/13 38/19 42/9 42/16 43/4 139/16 261/8 263/11 263/17 263/22 264/1 264/5 264/10 265/2 LMP88 [1] 112/23 LMPSmith0010 [1] 112/22 LMPSmith53 [1] 112/22 LMPSmith54 [1] 112/22 lobbyists [1] 205/6 locally [1] 260/4 location [18] 16/9 56/16 56/17 67/16 68/10 154/17 155/2 155/2 198/24 199/1 278/15 287/23 288/2 302/11 302/15 302/18 303/1 303/6 locations [10] 21/13 56/9 143/9 143/9 150/4 198/22 198/25 250/21 250/23 302/19 logistic [1] 259/24 logistics [1] 258/23 Lone [4] 67/6 67/8 67/14 78/13 long [9] 5/20 30/6 76/6 91/9 138/14 195/12 206/10 227/9 228/20 longer [8] 41/4 41/12 41/24 42/7 42/14 43/2 222/21 323/9 look [45] 29/21 29/24 35/19 50/19 51/12 66/3 67/4 67/10 71/4 71/8 71/21 93/4 93/5 97/5 105/3 105/5 116/11 156/10 162/25 164/24 167/5 170/9 210/2 240/22 248/13 248/14 269/24 270/1 271/5 277/14 277/18 281/3 287/9 295/14 295/18 295/21 295/23 296/16 302/21 311/25 315/20 317/6 319/15 320/11 321/12 looked [6] 5/16 15/16 33/11 137/5 290/23 297/18 looking [21] 15/15 26/9 30/19 30/19 31/4 35/21 35/23 44/15 106/19 112/11 112/13 146/22 224/12 236/20 260/21 268/2 278/20 297/14 317/25 320/13 321/22 looks [10] 23/14 76/23 101/23 102/12 156/8 249/25 250/1 274/20 288/11 321/19 loses [1] 205/19 losing [3] 193/21 197/4 198/18 loss [1] 286/14	lost [9] 18/20 92/20 165/18 165/24 210/22 236/4 266/1 294/9 302/10 lot [50] 19/15 19/16 19/17 19/18 47/1 47/12 47/14 83/19 90/11 91/6 92/7 94/22 95/4 104/21 104/23 105/8 121/16 121/25 126/1 131/8 143/24 150/7 155/14 162/6 162/7 162/12 165/12 167/14 192/15 204/13 204/16 205/2 218/5 226/1 234/21 234/22 238/10 257/21 266/1 266/20 266/23 269/2 269/6 269/24 273/5 278/14 282/8 292/12 297/17 302/11 lots [1] 244/4 louder [1] 26/11 lovely [3] 30/19 35/21 297/14 low [2] 87/8 206/6 lower [2] 72/3 250/6 lowest [2] 87/7 292/24 LTD [1] 23/20 lump [1] 163/8 lunch [3] 142/6 144/21 160/10 lunches [1] 179/19 lunchtime [1] 63/4 Lynch [1] 42/7	194/19 197/12 197/16 197/23 202/12 221/7 223/22 232/6 236/2 238/3 238/16 238/24 240/19 252/6 255/5 264/23 272/13 273/11 273/18 273/20 278/22 287/6 297/6 300/14 300/19 301/5 301/13 301/15 310/24 311/21 312/1 313/12 313/15 316/15 makes [4] 99/1 131/11 162/19 268/19 making [8] 54/13 141/16 149/15 152/1 166/3 200/4 246/21 277/25 manage [4] 125/8 125/10 125/24 126/1 management [4] 56/17 125/24 258/10 322/20 manager [5] 125/14 129/25 130/7 220/1 281/20 managers [1] 85/14 managing [3] 128/19 256/17 299/1 mandate [2] 83/9 245/3 mandates [1] 124/3 mandatory [5] 123/8 123/13 151/20 217/7 217/8 manipulate [1] 211/1 manner [11] 121/10 122/6 127/2 128/13 132/14 134/10 232/21 233/20 233/23 234/3 327/2 Manpower [1] 155/15 many [56] 6/23 21/5 21/5 32/15 37/7 37/7 61/24 62/1 62/3 62/5 65/6 65/7 65/7 65/9 87/21 88/2 90/4 91/3 97/4 121/1 133/23 133/25 139/17 139/19 142/19 143/18 155/19 161/9 163/5 165/2 166/6 168/22 183/12 193/1 204/11 205/4 209/5 209/6 210/18 213/25 235/19 236/12 247/10 247/14 258/2 265/20 265/20 265/23 277/11 282/14 290/13 290/13 293/12 293/13 293/21 323/11 Marapharm [1] 23/15 March [1] 121/20 marijuana [64] 45/15 45/19 46/19 49/15 49/19 49/19 49/22 50/2 50/2 53/13 55/4 55/12 55/20 64/7 70/19 70/21 71/14 72/17 76/8 84/7 85/25 86/2 93/18 94/9 99/21 134/18 139/15 148/5 173/3 173/5	176/21 186/18 187/16 192/22 202/2 202/17 209/2 215/13 222/10 223/4 223/12 223/18 226/23 245/17 260/16 260/25 265/15 265/22 265/25 268/5 269/15 271/19 271/20 283/3 283/6 284/24 285/10 285/11 285/13 288/1 304/24 308/8 318/14 318/16 Marin [1] 259/21 mark [12] 2/3 114/5 120/4 120/7 120/12 131/20 136/25 138/3 139/16 141/1 214/2 304/15 marked [2] 247/12 286/16 market [1] 272/14 marketing [1] 89/3 markets [1] 299/7 mask [6] 59/21 70/5 79/23 80/7 172/4 300/24 masks [2] 255/18 257/4 materials [15] 94/1 95/12 111/17 113/2 113/18 113/22 114/4 114/18 134/13 145/11 145/24 151/2 154/16 160/22 258/24 math [4] 61/10 87/6 299/17 299/21 matrix [2] 267/6 273/10 matter [23] 5/12 25/7 54/17 86/17 115/1 119/12 122/23 130/1 130/8 130/23 131/2 134/24 141/20 153/17 154/21 160/19 172/9 178/2 242/1 242/3 280/2 325/12 328/5 mattered [3] 195/23 197/9 200/5 matters [5] 18/16 18/23 116/19 200/14 209/10 may [82] 9/19 10/3 10/4 20/6 20/21 25/12 25/21 31/10 31/12 31/15 31/17 31/18 31/19 31/20 31/21 32/12 35/5 37/24 53/23 54/5 75/8 76/23 79/25 84/3 84/20 86/24 94/7 96/2 97/22 97/23 98/1 98/3 101/12 109/14 110/10 114/9 115/15 115/15 123/12 126/10 126/19 129/25 130/7 131/4 133/16 136/12 138/22 145/7 146/3 151/4 156/7 160/13 160/20 160/23 161/19 162/5 167/21 168/1 172/3 172/19 192/3
----------	--	--	--	--

M	277/20 278/7 281/18 289/3 291/6 293/8 294/21 294/22 294/24 296/25 306/3 310/9 312/12 313/24 320/10 324/12 325/9 326/1 326/2	158/9 176/24 294/25 311/17 311/18	141/9 145/3 145/7 150/19 152/17 152/17 158/2 158/16 158/24 161/13 169/20 171/20 172/6 172/7 174/6 177/11 193/13 220/23 221/6 225/2 226/6 236/15 238/7 244/14 249/7 252/3	265/14 266/1 269/6 272/13 273/5 277/2 279/1 279/5 289/9 294/6
may... [21] 198/10 211/17 211/17 214/14 214/18 216/12 217/14 217/18 218/10 223/14 227/3 231/13 244/19 248/24 249/11 250/3 252/21 255/20 268/3 283/5 283/9	meal [1] 159/21 meals [2] 158/9 159/6 mean [45] 6/21 7/14 9/3 10/13 15/2 16/24 17/15 19/2 19/7 19/15 25/8 29/3 29/6 37/5 37/8 53/12 58/21 64/16 73/11 86/6 90/9 90/23 92/1 96/24 106/23 108/24 109/4 116/4 117/6 139/14 167/14 170/20 171/4 171/17 200/19 215/16 229/15 238/20 273/11 275/20 285/22 286/24 308/10 313/2 322/23	meets [3] 46/14 122/19 123/15 member [11] 38/13 38/19 39/1 39/7 39/14 40/1 46/1 88/19 90/21 260/8 322/11 members [8] 48/5 49/14 85/20 88/23 272/22 322/5 322/5 322/8 memorized [1] 161/15 memory [3] 37/3 42/24 227/5 mention [7] 92/19 106/16 109/18 159/4 256/25 264/17 303/19 mentioned [14] 113/25 114/2 114/3 114/16 118/16 224/23 229/15 235/3 266/2 267/21 283/13 289/11 293/8 324/3 mentioning [2] 54/15 85/11 merger [8] 32/8 36/12 37/4 37/23 41/4 72/24 73/13 73/16 mergers [1] 19/18 merging [2] 17/11 19/4 merit [1] 204/11 message [1] 288/10 messages [10] 12/3 12/5 209/12 209/20 209/20 280/10 280/14 280/25 281/13 288/7 met [7] 15/24 15/25 48/6 87/7 108/10 142/12 308/6 method [2] 120/17 271/17 methodology [2] 120/17 121/7 Mexico [1] 90/10 mic [3] 139/22 300/11 326/19 Michael [1] 198/14 middle [2] 289/7 320/19 might [20] 21/17 35/4 70/5 76/14 84/10 85/16 85/19 85/20 88/6 92/7 92/10 135/17 148/23 150/24 191/16 217/5 235/3 245/5 280/23 312/21 mightily [1] 161/9 Mike [3] 84/10 116/2 278/20 MILLER [53] 2/5 3/12 3/14 3/20 79/22 80/13 81/13 95/21 100/12 102/12 104/19 104/21 105/7 108/10 110/8 110/16 111/5 113/5 113/12 113/24 114/14 116/9 117/15 119/4 137/8 137/18 140/6	million [12] 64/8 258/18 263/2 263/3 266/14 266/17 299/5 299/7 299/8 300/2 319/21 319/23 millions [5] 64/7 189/11 189/19 247/4 272/24 mind [9] 43/24 77/12 80/19 97/11 154/13 163/11 163/25 216/11 236/8 mindful [1] 160/19 minds [1] 76/25 mine [4] 85/24 95/9 105/4 260/23 minimum [2] 148/25 217/21 minority [1] 274/1 minute [8] 5/23 108/7 165/10 225/7 238/7 271/22 303/9 320/3 minutes [12] 6/15 62/17 79/6 81/5 254/20 254/21 269/11 270/12 303/21 307/23 323/18 326/9 misgraded [1] 185/22 misleading [3] 287/15 310/4 311/4 misrepresenting [2] 288/1 288/2 Misrepresents [1] 61/3 missed [3] 262/4 268/3 270/20 mission [1] 89/10 misstates [4] 44/1 51/18 64/24 95/17 mistake [2] 285/23 313/2 mistakes [1] 235/18 misunderstood [1] 73/10 Mitch [1] 27/4 MM [1] 324/16 MMJ [1] 264/6 modifications [1] 97/18 modified [1] 86/14 modify [2] 325/7 325/7 mold [2] 267/17 267/18 moment [8] 20/21 37/8 96/2 225/9 230/16 232/9 248/11 281/3 Monday [4] 5/23 8/6 9/16 255/2 money [15] 13/7 64/11 82/10 121/17 196/12	monopolies [1] 57/6 monopolistic [1] 271/19 monopoly [14] 56/22 59/5 59/7 59/9 59/15 59/16 59/23 59/24 60/2 60/2 60/4 60/11 60/11 60/13 month [5] 88/25 283/19 299/9 312/17 317/3 months [15] 54/20 69/21 69/22 69/22 119/16 135/22 180/6 202/21 256/8 263/16 263/16 283/4 294/6 294/7 297/7 more [82] 7/19 21/6 21/16 23/23 23/24 23/24 48/9 56/3 56/6 56/8 59/10 72/20 73/19 80/21 87/11 87/15 88/6 88/11 88/12 95/10 97/2 97/25 98/21 103/16 104/8 105/2 105/4 108/8 108/25 112/1 112/3 120/5 122/2 122/6 130/4 132/3 132/3 136/1 137/17 138/3 146/1 148/18 155/20 167/1 167/2 171/24 174/16 178/20 179/24 184/21 184/23 190/13 191/21 201/2 206/5 217/19 217/20 226/16 228/16 233/7 239/4 241/12 246/9 246/10 246/12 251/22 260/6 266/20 266/23 268/8 269/6 273/1 277/13 290/14 294/6 294/21 309/8 309/8 311/24 319/20 323/11 323/17 morning [23] 5/16 5/24 6/12 6/24 9/11 10/7 14/3 14/22 14/23 15/17 52/13 52/14 80/6 100/16 100/17 108/9 183/3 186/11 225/24 239/14 239/20 326/7 327/9 most [17] 16/4 51/8 130/22 187/25 188/1 205/9 236/6 236/8 236/12 247/7 257/1 266/13 267/5 268/18 279/18 281/14 327/8 mostly [3] 226/8 281/17 309/6 Mother [1] 66/14 motion [3] 255/2 325/4 325/12 motive [1] 204/8 Mountain [4] 67/6 67/8

M	252/24 254/2 254/5 254/17 275/3 286/5 303/14	Mr. Dzarnoski [5] 304/8 307/25 324/5 324/18 324/22	209/13 286/20 Ms. [21] 7/10 11/15 25/20 52/4 57/15 62/10 62/11 62/14 162/7 162/9 173/15 179/20 270/14 286/25 299/16 303/24 304/10 320/14 326/12 326/18 326/21	154/2 154/13 158/16 159/12 159/18 163/11 163/19 163/20 163/22 163/25 164/5 164/10 164/12 164/20 164/20 164/25 165/14 166/9 166/13 170/10 171/5 172/4 172/20 173/13 179/23 179/24 180/4 180/13 184/21 190/8 195/2 197/15 206/15 206/22 206/25 209/11 211/7 211/25 216/10 216/17 216/22 217/16 219/5 222/14 222/20 225/8 233/19 234/4 237/14 238/9 240/5 242/7 244/4 246/11 246/23 247/17 254/3 254/16 254/17 257/10 257/12 257/12 259/5 259/20 263/2 264/15 265/8 273/14 273/16 276/13 276/24 277/7 281/20 282/4 283/21 285/18 285/22 286/6 287/12 288/21 288/21 291/6 292/13 293/25 294/4 303/10 304/15 305/12 308/5 313/7 313/23 314/2 315/24 319/22
Mountain... [2] 67/14 78/13	Mr. [166] 5/11 5/12 6/10 6/15 6/24 6/24 7/1 10/1 10/7 10/19 11/19 11/20 13/18 13/20 13/22 13/24 14/3 14/18 14/22 14/23 14/24 15/20 15/24 17/5 18/2 20/4 20/20 20/24 24/2 24/9 25/15 25/19 26/10 26/16 27/3 27/5 28/1 28/1 28/12 28/12 28/16 29/9 29/10 29/25 31/12 34/4 34/5 35/19 37/18 41/3 47/20 47/23 48/18 52/5 52/13 52/16 52/16 52/18 52/22 55/11 55/11 56/20 56/21 59/6 63/12 76/1 95/20 95/21 116/9 145/2 145/3 145/7 145/10 146/13 150/19 152/17 152/17 152/18 157/22 158/2 158/14 158/16 158/24 159/23 161/13 162/8 162/14 163/13 163/14 164/4 169/20 171/19 171/20 171/23 172/3 172/6 172/7 173/2 174/6 177/11 179/21 186/2 186/3 240/15 244/6 255/1 255/1 255/1 255/3 255/7 256/3 256/6 270/23 271/4 273/21 273/24 274/6 274/13 274/20 275/2 275/3 277/20 277/25 279/1 279/13 279/14 280/10 281/3 281/13 282/2 283/13 283/18 286/1 286/1 287/9 290/21 291/1 291/7 291/15 291/16 291/21 292/7 295/17 297/20 298/12 300/11 300/14 302/14 303/19 304/8 304/15 307/25 308/2 308/5 318/8 320/18 321/9 323/9 323/22 324/1 324/5 324/8 324/15 324/18 324/22 326/8	Mr. Elloyan [1] 11/19 Mr. Gentile [13] 5/12 6/10 13/22 14/18 14/23 24/9 25/19 26/16 29/10 37/18 47/23 52/5 55/11 Mr. Gentile's [2] 47/20 303/19 Mr. Kahn [1] 13/24 Mr. Koch [2] 308/2 323/9 Mr. Lemons [1] 11/20 Mr. Miller [17] 95/21 116/9 145/3 145/7 150/19 152/17 152/17 158/2 158/16 158/24 161/13 169/20 171/20 172/6 172/7 174/6 177/11 Mr. Miller's [1] 27/3 Mr. Parker [3] 255/1 255/3 255/7 Mr. Prince [9] 10/19 52/16 52/18 52/22 55/11 270/23 286/1 291/16 291/21 Mr. Puliz [17] 7/1 256/3 256/6 271/4 275/2 279/13 281/3 287/9 297/20 298/12 300/14 304/15 308/5 318/8 320/18 321/9 326/8 Mr. Pupo [28] 6/24 10/1 10/7 13/18 14/3 14/22 15/20 29/25 31/12 35/19 41/3 52/13 63/12 76/1 162/8 162/14 163/13 163/14 179/21 277/20 277/25 280/10 281/13 282/2 283/13 283/18 286/1 302/14 Mr. Ritter's [2] 34/4 34/5 Mr. Rose [2] 5/11 13/20 Mr. Rulis [3] 255/1 323/22 324/8 Mr. Schwarz [4] 95/20 171/19 171/23 186/3 Mr. Shevorski [6] 27/5 28/1 28/12 244/6 324/1 324/15 Mr. Smith [13] 6/24 145/2 145/10 146/13 172/3 173/2 290/21 291/1 291/7 291/15 292/7 295/17 300/11 Mr. Smith's [2] 152/18 240/15 Mr. Steven [1] 273/21 Mr. Yemenidjian [1] 15/24 Ms [12] 3/7 3/8 3/21 3/23 6/13 63/11 65/8 76/2 103/4 209/4	Ms. Chattah [1] 52/4 Ms. Connor [5] 25/20 57/15 162/7 162/9 179/20 Ms. Cronkhite [3] 326/12 326/18 326/21 Ms. Cronkhite's [1] 7/10 Ms. Kluever [1] 11/15 Ms. Sugden [9] 62/10 62/11 62/14 270/14 286/25 299/16 303/24 304/10 320/14 Ms. Tarter [1] 173/15 much [35] 17/15 19/7 52/25 64/11 69/11 76/24 80/18 81/21 86/12 90/24 131/10 135/3 162/15 170/4 184/15 192/19 218/3 218/13 224/11 225/19 247/19 247/23 247/23 251/23 253/7 260/5 262/25 265/18 266/8 279/5 282/9 282/21 293/3 304/25 323/9 muddies [1] 145/22 muffins [4] 159/9 159/18 159/20 236/24 muffled [1] 70/5 multimillion [1] 63/24 multimillion-dollar [1] 63/24 multiple [4] 21/1 21/10 73/22 142/6 must [13] 83/11 98/21 122/9 123/7 123/12 123/13 123/18 124/22 125/1 129/20 138/1 215/16 292/9 mute [2] 150/15 150/16 my [162] 7/9 10/7 14/3 25/16 29/7 32/8 35/12 37/8 54/14 54/15 55/8 62/22 63/5 63/17 70/5 73/25 74/3 74/12 76/15 77/17 80/1 82/21 83/13 84/2 84/8 84/11 92/23 93/1 93/2 93/16 93/24 95/7 95/7 101/5 102/6 102/7 102/15 103/3 103/13 104/2 105/1 105/6 105/15 106/19 110/23 113/17 116/1 116/18 119/10 120/10 120/11 128/9 128/10 128/13 130/24 131/9 134/25 134/25 135/20 135/23 138/3 141/4 141/17 142/2 142/11 142/19 143/17 153/22	159/12 159/18 163/11 163/19 163/20 163/22 163/25 164/5 164/10 164/12 164/20 164/20 164/25 165/14 166/9 166/13 170/10 171/5 172/4 172/20 173/13 179/23 179/24 180/4 180/13 184/21 190/8 195/2 197/15 206/15 206/22 206/25 209/11 211/7 211/25 216/10 216/17 216/22 217/16 219/5 222/14 222/20 225/8 233/19 234/4 237/14 238/9 240/5 242/7 244/4 246/11 246/23 247/17 254/3 254/16 254/17 257/10 257/12 257/12 259/5 259/20 263/2 264/15 265/8 273/14 273/16 276/13 276/24 277/7 281/20 282/4 283/21 285/18 285/22 286/6 287/12 288/21 288/21 291/6 292/13 293/25 294/4 303/10 304/15 305/12 308/5 313/7 313/23 314/2 315/24 319/22 myself [11] 84/11 91/12 103/25 142/18 165/17 171/24 184/15 199/16 250/17 257/12 281/19
				N
				NAC [10] 70/2 215/7 215/9 224/18 227/19 227/22 228/7 243/11 243/14 244/18 name [28] 10/7 11/7 14/3 40/7 40/8 40/13 40/15 40/18 42/22 57/19 57/20 57/25 66/5 79/16 79/17 136/13 136/16 178/19 184/19 206/17 219/5 255/15 256/4 273/22 303/14 303/20 304/15 308/5 name's [3] 79/17 172/4 206/15 named [8] 13/4 93/8 120/7 124/19 124/22 125/1 127/15 131/1 names [8] 40/9 40/11 136/19 155/18 184/14 275/22 305/16 306/2 NASPO [1] 88/17 NATHANAEL [1] 2/6 nation [2] 127/12 258/16 national [10] 88/16 90/20 91/1 99/3 112/24 117/21 170/18 220/3 227/16 259/9 nationally [1] 132/24

N	305/5 305/14 308/5 322/10 323/2 328/12 Nevada's [4] 132/25 139/15 174/6 241/23 never [39] 12/15 13/11 27/9 28/19 47/2 48/21 76/18 92/20 106/5 108/21 109/3 115/3 142/13 142/15 144/3 149/2 149/4 149/6 165/24 196/25 197/3 197/13 202/9 219/9 219/20 219/23 220/3 220/13 223/9 223/11 223/15 242/24 245/1 253/22 275/23 294/9 294/23 313/24 319/8 nevertheless [3] 97/23 98/3 276/10 new [24] 26/23 28/2 28/12 35/11 84/13 86/2 89/14 90/10 141/19 147/25 148/2 149/20 163/17 196/3 201/6 257/23 257/24 258/9 258/24 283/20 285/18 292/2 292/2 292/4 next [29] 1/19 21/25 26/21 35/20 36/2 36/4 66/6 67/1 67/10 77/2 79/1 85/24 104/6 113/4 160/13 201/8 201/13 201/13 201/14 201/14 213/3 214/2 218/17 244/4 245/20 246/3 246/7 246/8 254/12 nexus [1] 205/18 NHM [1] 305/18 NHP [1] 83/3 nice [5] 76/24 78/24 133/7 206/11 219/6 Nick [26] 276/24 277/7 280/10 281/19 282/2 285/3 285/12 285/15 286/5 286/9 287/14 288/11 288/11 288/22 313/23 315/24 316/18 317/2 317/11 317/15 318/9 318/17 320/18 320/22 321/19 322/2 night [7] 5/15 63/6 318/12 318/13 321/14 321/18 321/24 NIGP [4] 91/2 118/17 120/15 151/23 nine [4] 60/23 61/15 63/25 65/12 nine-week [1] 63/25 nitpicking [1] 156/7 no [274] 1/5 1/5 6/9 6/21 8/23 8/23 10/14 11/18 11/19 11/21 11/23 12/2 12/6 12/7 12/22 13/17 14/12 14/15 22/14 24/1 24/15 26/2 27/14 28/17 28/20 29/17 30/4 30/15 32/2 33/12 34/15 35/24 37/3 38/15 38/23 39/9 39/12	39/17 39/23 40/4 40/8 40/14 40/16 40/19 40/20 40/25 41/4 41/10 41/12 41/22 41/24 42/5 42/7 42/12 42/14 42/20 43/2 43/8 43/17 43/21 44/15 44/21 45/3 45/11 46/5 46/9 47/9 47/17 47/17 48/9 48/10 48/19 50/12 51/15 52/21 52/22 53/16 55/8 58/2 58/5 58/11 58/12 58/18 58/21 58/24 60/3 62/8 62/15 64/3 64/25 65/4 65/22 68/7 68/10 68/23 69/9 69/15 69/20 69/22 72/20 73/7 75/24 76/22 78/23 86/15 96/1 100/6 101/19 105/25 106/21 107/21 108/24 109/9 110/5 110/7 110/9 110/10 112/3 114/15 116/16 117/3 117/25 118/5 123/20 129/19 142/9 148/14 149/21 152/15 160/19 167/12 171/1 171/12 171/14 172/15 175/15 177/4 178/25 179/2 181/14 182/19 182/21 182/23 183/1 183/22 185/1 185/10 185/20 186/22 189/8 189/16 189/22 193/5 193/7 194/4 194/5 194/23 195/1 195/2 203/2 204/4 204/17 205/17 205/17 205/18 205/23 208/15 209/1 209/24 210/6 210/13 210/23 212/17 213/13 214/12 214/20 215/12 216/3 216/3 217/3 219/11 219/22 219/24 220/2 220/5 220/10 220/11 220/12 220/14 220/15 220/16 220/17 220/20 220/21 221/4 221/25 222/11 222/20 222/24 223/5 223/8 223/10 223/13 223/17 223/18 223/20 224/21 224/23 224/25 225/22 226/4 226/25 227/6 227/9 227/16 227/19 227/24 227/25 228/1 228/7 233/4 234/11 234/15 235/22 237/8 237/8 237/12 237/14 238/18 238/18 239/16 243/1 243/4 243/25 245/6 245/8 245/19 247/5 250/17 250/18 251/20 253/9 253/16 255/21 267/23 268/1 272/18 281/11 282/5 282/10 282/11 283/24 285/16 288/4 288/16 289/16 290/7 293/25 295/13 300/19	300/21 302/6 306/5 307/13 307/16 310/11 312/12 318/4 321/7 323/13 325/6 325/20 326/12 327/7 no-no [1] 237/8 nobody [5] 128/6 162/14 216/5 244/5 282/23 nod [1] 267/25 nodded [1] 103/3 nods [1] 244/5 non [1] 217/8 non-mandatory [1] 217/8 none [17] 25/18 29/4 50/25 51/2 51/4 92/11 159/22 160/16 222/9 223/3 223/3 223/6 268/7 273/16 273/17 288/19 326/14 nonprofit [1] 88/18 nonpublicly [1] 258/17 nonsuccessful [1] 56/9 nonwaiver [1] 31/2 nor [3] 114/16 243/16 251/10 North [11] 71/9 79/20 261/24 279/20 283/22 284/21 285/14 309/20 310/8 310/9 310/10 nose [2] 79/24 179/23 not [405] notarized [1] 70/18 note [3] 118/5 159/2 326/22 noted [1] 118/11 notes [9] 63/18 144/7 164/20 164/21 164/22 172/20 280/6 303/10 311/18 nothing [19] 21/9 22/13 23/23 23/25 34/8 52/3 54/14 107/12 115/7 135/25 244/7 244/8 244/9 251/7 259/20 268/9 273/17 296/25 303/18 notice [7] 110/10 110/14 133/9 146/21 150/2 317/19 319/7 notices [1] 175/20 notification [4] 134/6 318/20 318/25 319/1 notified [1] 60/14 novel [1] 116/3 November [3] 267/22 314/20 314/20 November 2016 [1] 267/22 novice [2] 112/8 184/4 now [106] 5/6 7/21 15/12 15/23 16/12 21/4 28/3 28/5 29/15 30/24 33/7 35/12 36/10 36/15 36/22 50/22 55/3 56/20 57/10 63/16 63/19 64/6 65/8 67/15 69/1 71/13	71/21 78/24 82/25 99/10 110/24 111/19 114/25 121/24 122/4 125/12 131/4 132/2 132/9 133/16 141/8 163/17 172/20 175/13 176/24 177/24 180/13 187/1 187/20 189/25 190/10 191/13 193/20 194/3 195/20 198/14 199/12 200/7 203/18 208/8 208/16 209/12 221/6 222/6 225/9 232/11 235/17 235/24 236/2 237/15 240/17 247/18 256/20 256/21 257/7 259/23 260/1 260/16 261/15 262/9 263/8 265/10 266/11 266/19 273/21 274/12 278/3 279/22 283/10 283/13 285/25 287/9 287/18 288/5 289/14 290/16 293/8 297/9 297/24 298/8 298/18 299/16 300/5 302/11 305/2 319/15 NRS [13] 81/8 174/7 174/15 174/19 175/19 186/17 193/4 215/5 224/16 227/17 228/4 243/17 244/18 NRS Chapter 333 [3] 174/7 174/15 174/19 number [35] 66/13 66/24 71/6 71/11 72/4 72/13 94/1 99/14 112/16 112/21 118/23 120/15 121/9 121/17 122/7 124/7 133/4 133/5 136/17 137/17 137/18 138/20 158/6 162/4 163/22 179/20 207/7 209/6 238/5 268/11 274/18 287/3 288/16 318/6 328/10 Number 0008 [1] 158/6 Number 2 [1] 274/18 numbers [2] 24/9 35/15 numerical [1] 87/18 numerous [6] 126/15 148/21 162/6 162/6 162/9 179/19 NWC [1] 324/17 Nye [1] 23/20
			O	
			o'clock [5] 6/18 8/3 144/23 318/12 326/11 oath [4] 230/23 230/23 232/9 240/18 object [51] 6/8 17/18 18/25 28/21 30/15 33/21 33/25 39/15 39/21 40/2 40/23 41/6 41/14 42/10 42/17 44/10 44/19 44/25 46/3 47/6 48/8 61/17 72/6	

O	October [4] 43/19 121/18 223/1 314/20	62/13 63/1 66/5 91/12 104/12 129/21 135/9 169/2 169/10 171/1 206/1 209/22 214/1 215/2 231/8 233/5 235/11 235/14 241/13 247/16 250/14 251/24 254/4 255/3 264/19 266/21 268/2 270/16 270/20 270/22 274/12 281/1 291/8 300/18 300/19 307/2 313/23 319/8 325/21 326/3 326/24	192/3 193/21 194/24 195/3 195/20 196/10 197/22 198/15 198/18 199/24 200/3 200/4 205/17 210/3 210/10 213/8 218/2 220/24 225/15 226/4 226/7 226/16 227/3 227/4 228/16 230/13 233/7 237/6 238/3 238/5 238/6 238/8 238/20 239/23 242/11 250/24 250/25 256/21 257/15 258/15 263/19 264/4 264/7 266/5 266/7 266/9 268/12 268/16 269/11 270/3 273/14 274/1 274/16 276/24 277/13 278/18 278/18 278/19 278/20 279/16 282/7 282/15 283/16 286/21 294/5 294/11 294/21 298/15 298/18 299/20 300/17 301/3 304/22 306/1 306/1 306/3 308/11 309/17 309/21 310/11 311/22 311/24 312/10 312/20 312/21 318/9 318/18 322/4 322/7 322/10	opening [3] 294/1 324/16 325/23 operate [8] 27/1 46/13 48/5 48/6 70/19 71/14 288/1 306/16 operates [2] 56/18 69/5 operating [8] 50/7 119/10 262/23 297/25 298/16 299/2 299/8 307/11 operation [3] 49/18 50/2 298/19 operational [5] 262/12 263/5 264/8 264/16 266/6 operations [5] 65/6 259/9 259/9 259/10 281/24 operator [1] 263/5 opined [2] 197/24 197/24 opining [1] 203/9 opinion [48] 95/7 101/16 103/14 117/25 128/11 128/13 140/13 140/20 140/21 140/25 141/24 142/11 145/24 146/2 147/2 150/24 158/18 163/3 163/15 163/17 163/19 163/20 167/6 170/10 170/17 170/25 196/17 203/7 209/9 209/11 210/22 211/23 212/15 215/13 216/17 216/22 217/15 217/16 227/21 234/5 238/10 243/2 247/8 287/25 291/5 291/7 291/14 291/16 opinions [46] 81/21 99/12 99/13 99/20 100/2 100/19 103/10 105/3 105/9 105/14 105/15 105/19 105/19 105/23 105/25 106/2 106/3 106/13 107/11 109/7 109/12 110/6 110/23 115/1 115/4 115/23 116/4 116/24 117/2 158/1 158/19 172/14 173/15 190/25 191/9 191/16 208/8 208/9 208/13 210/12 223/23 226/11 226/17 233/6 276/2 291/9 opportunity [19] 57/24 88/9 89/13 90/13 90/24 95/3 108/22 127/1 127/16 161/2 232/3 240/19 245/11 248/10 265/11 267/20 268/16 275/4 312/19 opposed [4] 34/5 116/1 135/8 155/4 opposing [1] 276/2 option [1] 150/10 options [1] 63/5 or [306] 10/20 11/16
object... [28] 72/19 74/5 75/4 81/11 92/6 92/8 95/16 98/15 99/15 99/15 99/16 99/16 99/17 99/23 108/23 119/5 137/3 139/9 141/7 152/10 161/4 161/11 163/16 169/19 298/8 309/24 324/19 325/3 objected [2] 47/17 324/18 objecting [3] 47/11 286/25 300/12 objection [79] 16/16 16/19 18/18 23/2 25/14 25/15 25/16 26/8 26/13 27/5 28/13 28/15 29/2 31/1 32/6 32/21 32/22 34/20 34/21 36/13 37/13 38/3 38/4 38/14 38/21 39/3 41/7 41/17 43/5 43/15 44/1 45/1 45/7 47/5 48/22 51/18 55/6 56/13 56/24 58/16 59/11 61/1 61/2 64/1 64/14 64/22 85/3 96/2 99/18 110/5 115/6 115/9 137/2 138/7 140/2 147/6 152/9 157/11 157/21 158/20 161/22 163/16 252/17 270/8 270/9 274/24 276/5 291/8 291/22 295/7 295/13 298/9 299/11 300/4 301/7 314/15 318/3 320/14 321/4 objection's [2] 74/22 153/7 objections [2] 34/9 99/10 objective [1] 89/10 obligation [1] 73/3 observed [1] 80/6 obsessed [2] 76/12 76/13 obtain [3] 47/18 56/12 64/12 obtained [6] 26/19 64/8 71/6 72/12 148/5 197/9 obtaining [2] 64/17 271/17 obviously [3] 107/16 129/17 264/8 occasion [1] 219/16 occasionally [2] 132/7 192/7 occasions [2] 180/3 219/12 occupation [1] 256/16 occur [3] 8/2 15/7 95/8 occurred [7] 8/18 145/25 146/7 162/2 170/17 180/21 233/19 occurrence [1] 145/21	October two [1] 43/19 odd [4] 217/25 218/5 218/11 218/14 off [18] 16/25 63/17 88/13 89/16 103/14 141/21 146/5 149/16 158/9 202/13 236/3 247/17 269/3 269/4 275/19 275/25 306/3 307/2 off-site [1] 158/9 offended [4] 80/8 80/9 164/9 255/20 offer [13] 95/1 99/13 99/20 115/1 121/5 247/3 270/7 314/3 314/14 315/25 316/18 316/24 316/25 offered [9] 26/14 30/23 81/10 99/13 100/1 143/3 158/1 173/3 313/18 offering [6] 26/17 26/18 163/17 191/9 243/2 316/21 offers [2] 158/8 315/21 office [31] 21/14 33/23 34/12 47/20 75/6 84/19 85/21 85/24 92/16 93/16 93/21 102/14 102/18 113/9 116/1 119/10 121/14 128/4 135/15 141/18 161/9 162/14 166/17 194/14 206/11 206/11 222/19 257/14 257/16 257/21 263/15 office's [1] 115/19 officer [14] 41/4 41/13 41/25 42/8 42/15 43/3 46/1 82/9 91/14 92/14 92/18 125/19 165/7 237/3 officers [8] 22/24 40/21 43/11 43/14 48/4 49/14 144/6 161/10 offices [4] 162/17 259/11 294/10 311/6 official [5] 88/25 97/15 209/21 318/25 319/1 officially [2] 93/4 281/11 officials [2] 88/17 209/13 often [22] 85/20 86/25 88/23 90/6 96/21 120/25 121/14 121/15 122/16 123/12 123/17 126/18 126/19 131/24 143/20 163/20 170/8 203/21 203/23 244/23 246/20 288/15 oftentimes [7] 118/7 121/2 129/4 129/7 209/15 210/1 218/7 oh [47] 17/20 29/19 37/20 48/19 49/9 52/24	okay [598] old [6] 63/18 153/19 256/8 280/23 285/22 285/23 old-fashioned [1] 63/18 omitting [1] 17/19 on [349] once [25] 32/24 42/16 43/4 89/1 89/20 97/1 119/20 123/6 126/9 126/13 126/24 132/3 132/16 145/18 147/17 154/20 155/6 167/1 171/24 258/14 267/10 269/12 269/18 281/16 319/24 one [213] 6/9 11/9 15/8 16/2 16/2 19/8 21/2 21/7 21/11 21/16 21/16 21/17 21/21 22/16 23/24 23/24 23/25 24/17 30/3 30/24 35/23 36/4 45/21 47/12 47/17 47/17 48/20 55/17 58/13 59/10 59/22 61/16 65/18 66/7 67/7 78/6 79/18 84/11 85/1 86/15 86/24 88/25 89/1 91/23 91/25 92/12 92/20 92/23 96/17 96/18 97/25 98/5 98/25 98/25 99/1 99/6 99/14 107/8 109/3 110/21 118/11 119/7 120/5 121/13 122/8 125/15 125/22 129/1 129/14 130/4 130/12 132/12 133/4 133/16 135/23 137/17 138/5 138/19 138/21 141/22 142/21 143/10 143/10 144/12 146/1 146/15 146/15 148/13 151/22 153/1 154/20 155/3 155/13 155/18 156/8 157/20 158/19 159/5 159/7 159/11 160/13 162/18 163/5 163/8 165/5 167/14 168/4 168/19 168/20 170/19 170/20 170/21 171/14 172/5 174/6 174/16 179/22 180/11 180/24 181/6 181/10 183/11 189/22	225/15 226/4 226/7 226/16 227/3 227/4 228/16 230/13 233/7 237/6 238/3 238/5 238/6 238/8 238/20 239/23 242/11 250/24 250/25 256/21 257/15 258/15 263/19 264/4 264/7 266/5 266/7 266/9 268/12 268/16 269/11 270/3 273/14 274/1 274/16 276/24 277/13 278/18 278/18 278/19 278/20 279/16 282/7 282/15 283/16 286/21 294/5 294/11 294/21 298/15 298/18 299/20 300/17 301/3 304/22 306/1 306/1 306/3 308/11 309/17 309/21 310/11 311/22 311/24 312/10 312/20 312/21 318/9 318/18 322/4 322/7 322/10 one's [1] 191/5 ones [13] 21/14 27/17 66/4 66/20 67/2 67/4 67/10 138/21 266/7 266/8 266/9 268/9 294/10 ongoing [2] 119/14 192/13 only [69] 6/17 16/2 16/2 21/11 21/16 21/20 22/15 27/7 28/22 32/24 65/15 66/4 66/11 66/21 67/5 67/13 78/2 78/5 78/8 78/13 78/16 79/8 79/25 90/24 92/9 93/6 93/16 97/13 100/21 101/4 113/16 116/18 132/1 155/3 158/16 176/22 181/17 181/18 183/7 196/18 196/21 197/14 198/2 216/25 219/12 219/16 224/15 224/18 225/23 226/11 226/17 228/9 233/17 233/19 252/5 252/24 261/23 269/4 291/12 292/14 292/21 296/11 297/21 305/3 305/4 311/22 313/11 315/1 325/25 onto [1] 172/21 Oop [1] 157/23 open [9] 67/20 86/12 86/19 139/18 176/22 265/7 266/2 294/4 294/8 opened [8] 74/10 123/6 257/14 259/5 265/8 294/3 308/19 312/14	

<p>O or... [304] 12/18 12/24 12/25 13/12 13/15 13/23 15/6 15/23 17/2 17/11 19/4 22/15 24/7 26/15 26/22 27/2 27/7 29/20 33/23 34/12 37/6 37/6 40/21 41/5 41/13 41/25 41/25 42/8 42/8 42/15 46/5 46/9 46/13 46/14 47/9 48/6 48/9 48/10 49/14 49/19 49/23 50/2 50/19 51/1 51/5 57/20 57/24 58/22 58/25 60/4 60/12 62/5 65/12 66/18 66/23 67/15 67/22 68/11 69/2 70/20 72/20 73/5 73/14 77/2 78/6 83/23 84/5 84/11 84/21 85/1 87/5 87/16 88/3 88/19 88/20 89/10 90/2 90/22 90/23 91/10 92/4 92/6 96/23 97/8 97/10 97/11 101/5 101/19 101/24 102/13 102/24 104/25 105/8 105/25 108/25 108/25 108/25 109/7 109/19 109/25 110/7 110/23 113/10 113/25 115/4 115/15 117/9 117/25 118/5 119/8 119/21 119/23 120/22 121/3 121/5 121/17 123/1 123/15 123/23 125/7 126/2 126/4 126/5 127/14 128/3 128/17 129/25 130/7 130/15 130/17 130/23 131/13 131/13 134/24 135/1 136/14 141/5 142/3 142/4 142/6 142/7 142/7 142/10 142/22 143/4 143/9 143/21 146/23 147/3 147/9 147/10 147/15 147/23 148/15 148/25 149/18 150/21 151/2 151/19 152/14 152/20 154/17 155/10 155/11 155/18 156/1 156/4 156/20 158/9 158/18 160/23 161/1 163/6 165/3 165/3 165/10 165/18 167/15 167/15 168/3 168/4 168/16 168/17 169/6 170/6 170/7 170/9 170/12 170/22 170/24 172/17 174/2 175/22 178/8 184/19 185/8 186/11 188/11 188/11 191/2 192/1 192/7 193/15 194/18 195/22 196/7 197/16 198/24 200/5 202/21 203/18 209/12 209/17 209/19 209/20 209/24 209/24 210/8 210/24</p>	<p>212/11 214/3 215/4 215/7 217/14 217/16 218/6 220/1 220/24 225/16 227/5 228/13 228/17 230/13 231/20 232/22 234/7 238/21 243/3 244/18 244/18 244/19 245/4 245/16 246/3 246/13 246/23 248/22 249/19 250/23 259/18 261/15 262/4 262/20 263/9 263/16 270/7 272/21 272/22 272/22 275/18 276/2 277/13 278/15 279/20 280/6 281/12 281/17 282/1 282/4 282/17 287/7 287/15 287/16 288/17 289/4 289/8 289/19 290/6 291/3 294/21 299/6 302/22 306/8 309/15 309/21 310/4 310/14 310/22 310/23 311/4 311/22 311/24 312/10 312/20 312/21 315/15 315/21 315/22 318/13 320/9 325/13 325/15 328/10 328/10 oral [1] 189/4 order [17] 26/25 31/12 32/14 32/14 49/20 54/10 88/3 90/8 93/17 98/4 166/10 171/16 194/19 195/22 196/3 213/3 326/1 ordered [2] 194/24 195/3 ordering [1] 8/7 org [2] 290/12 319/17 Organic [1] 308/6 organization [11] 84/13 84/19 87/23 88/18 88/22 88/23 90/19 91/2 131/6 151/23 155/20 organizational [7] 289/6 289/13 289/14 289/17 289/24 301/17 302/3 organizations [5] 83/20 90/25 91/4 99/4 117/22 organize [1] 292/25 organized [2] 121/10 121/21 original [28] 46/14 70/21 71/15 72/12 72/18 73/5 103/15 111/18 112/21 113/3 113/18 113/25 114/16 127/13 133/2 135/22 141/18 152/21 152/22 153/11 177/25 178/2 231/4 231/6 239/23 285/1 315/5 315/7 originally [9] 30/22 68/9 100/21 101/4 147/17 153/7 164/10</p>	<p>227/3 267/15 other [102] 6/17 11/16 13/23 14/14 14/17 17/11 19/4 40/20 56/4 56/7 62/14 63/5 64/3 75/7 80/5 81/3 84/17 85/2 88/2 88/15 89/13 90/1 90/12 91/17 92/3 92/4 93/17 101/1 101/6 101/9 105/23 105/23 114/4 114/11 123/24 124/19 126/24 128/4 128/17 135/1 136/18 137/4 138/5 139/17 146/4 148/16 148/24 155/1 155/23 161/9 162/13 162/25 163/5 163/12 163/14 167/15 167/22 168/8 169/15 169/16 170/9 170/25 171/13 175/11 179/21 180/7 181/3 181/12 182/5 183/21 184/19 193/1 195/25 210/15 220/25 224/22 224/23 230/13 238/8 256/5 258/21 259/18 261/20 262/8 263/8 265/23 276/24 277/21 279/6 281/12 281/15 289/8 293/1 301/4 304/6 306/1 307/14 309/7 312/13 312/13 313/6 319/18 others [13] 23/24 56/3 56/6 93/24 124/22 180/24 181/7 197/9 206/6 216/12 233/13 254/3 309/1 otherwise [2] 8/4 73/4 ought [1] 325/4 our [87] 5/22 65/18 77/2 83/7 83/11 84/16 84/18 89/7 91/8 91/19 93/7 93/7 93/21 109/23 110/5 113/13 114/25 119/10 121/14 122/14 122/19 124/14 124/21 127/20 133/6 134/1 134/4 135/15 141/18 142/22 144/20 149/18 155/20 161/9 167/13 170/5 170/5 198/22 250/21 254/12 256/19 257/16 258/10 259/22 261/19 262/7 262/15 262/16 262/19 262/22 262/22 263/19 264/4 264/7 265/20 266/16 267/5 267/5 267/16 268/10 268/17 272/5 272/8 273/25 275/18 276/21 276/24 277/2 278/13 278/19 278/20 280/3 281/20 282/7 283/25 285/20 292/6 295/6 299/7 302/16 305/1 313/6 319/17 320/24 322/2 322/12</p>	<p>322/25 ours [5] 266/9 292/19 293/2 306/14 306/20 out [88] 5/15 20/25 63/7 68/3 85/13 89/6 90/10 93/5 93/8 95/9 119/8 119/18 124/17 124/18 125/21 129/10 130/17 131/22 132/16 133/23 133/25 135/3 142/6 148/1 148/24 150/10 157/20 159/5 160/10 160/15 179/23 182/14 188/5 188/16 196/7 196/7 196/8 204/7 206/4 212/20 221/9 221/15 223/21 228/14 228/18 229/1 229/8 229/12 229/19 229/23 236/13 240/12 240/18 253/6 253/24 263/1 266/8 266/14 266/17 267/8 272/20 273/1 273/4 276/12 278/4 278/10 278/21 281/9 283/17 285/2 288/1 288/19 289/18 289/22 289/23 292/15 292/25 293/1 293/1 293/3 294/21 298/14 301/23 319/6 319/16 319/25 321/25 327/5 outcome [1] 317/16 outlet [1] 268/16 outline [1] 156/13 outlined [1] 120/7 outlook [2] 102/6 292/18 outside [10] 10/24 11/20 11/25 32/2 81/24 90/25 152/11 205/17 207/15 262/6 over [37] 12/12 12/15 15/16 16/5 17/12 19/5 34/17 43/1 50/23 52/7 64/8 71/16 72/25 79/24 83/10 125/18 126/5 130/14 132/9 142/19 147/19 166/13 168/12 194/1 201/16 217/15 222/19 226/6 241/25 256/19 257/1 258/18 259/8 282/9 288/22 292/14 322/19 overall [6] 53/22 89/10 91/9 156/15 246/19 247/10 overcome [1] 20/21 overlap [1] 221/21 overruled [71] 16/18 18/19 19/1 23/3 32/7 32/23 34/9 34/22 36/17 36/25 37/14 38/6 38/16 38/22 39/4 39/16 39/22 40/3 40/24 41/9 41/21 42/4 42/11 42/19 43/7 43/16 44/2 44/11 44/20 45/2 45/10 47/9 48/10 51/20 55/7 56/14 56/25</p>	<p>58/17 59/12 61/18 64/2 64/15 64/23 72/7 72/21 74/22 85/9 95/24 98/16 99/22 119/6 139/11 141/12 147/7 153/7 158/20 161/7 163/18 169/25 274/25 276/8 291/10 291/21 298/9 299/13 300/7 301/8 301/11 310/1 314/17 321/5 oversaw [8] 69/8 83/5 83/17 86/21 96/10 117/8 165/3 235/18 oversee [1] 91/20 overseeing [3] 45/14 87/16 244/25 oversight [6] 45/16 83/13 83/23 84/23 91/16 208/3 overstate [1] 128/9 overview [1] 80/22 overviewing [1] 91/10 own [19] 20/15 73/13 79/7 90/6 90/14 91/8 119/10 124/21 127/21 174/21 217/13 268/18 268/19 268/20 268/22 268/25 273/4 306/23 309/5 owned [14] 33/19 34/19 36/11 37/10 37/11 37/25 38/1 221/11 258/16 258/17 259/20 260/19 278/18 278/19 owner [6] 41/13 41/25 43/3 70/19 264/14 323/3 owners [5] 22/23 40/21 49/14 272/22 232/10 ownership [9] 22/10 32/4 32/16 33/14 33/15 37/4 37/9 60/15 72/16 ownerships [2] 37/7 69/16</p> <p>P P-u-l-i-z [1] 255/16 p.m [8] 145/1 254/25 254/25 303/22 303/22 318/13 321/18 327/10 pack [1] 254/1 package [1] 33/13 packaged [1] 267/6 packet [6] 33/1 33/4 33/5 37/5 69/20 70/16 page [51] 1/19 15/17 17/7 17/16 17/17 21/25 25/17 26/3 35/23 66/7 107/4 137/18 137/19 137/20 138/2 138/20 146/5 146/18 146/23 152/19 153/8 153/10 153/11 180/17 207/7 207/11 207/12 207/12 207/16 211/7 231/15 237/25 238/9 239/7 240/14 240/18 243/9</p>
--	--	--	---	---

<p>P page... [14] 245/12 249/2 250/5 250/10 250/14 250/16 271/5 271/10 286/21 297/12 299/15 301/20 315/3 315/20 page 0008 [1] 152/19 page 1 [1] 146/23 page 13 [1] 301/20 page 14 [1] 180/17 page 212 [2] 17/7 17/16 page 213 [1] 17/17 page 5 [2] 250/14 271/10 page 70 [1] 15/17 page 74 [1] 315/3 Page 8 [1] 153/10 page 9 [1] 297/12 pages [21] 15/14 15/15 25/8 25/9 26/2 26/14 27/7 27/13 27/25 28/2 30/23 35/8 35/13 35/17 37/6 58/14 119/8 119/8 270/10 281/4 295/10 paid [14] 160/10 272/12 272/19 272/21 272/22 277/12 299/23 301/3 310/17 310/18 310/19 313/11 322/24 322/25 pan [1] 95/8 paper [14] 30/10 30/16 30/17 87/6 87/11 94/24 95/2 95/8 125/17 125/18 155/5 164/11 164/23 258/12 paper-pusher [1] 125/17 papers [1] 57/14 paperwork [1] 286/7 paragraph [7] 48/19 70/9 153/12 164/11 164/12 164/12 271/13 paramount [2] 145/18 216/22 parcel [1] 82/9 Pardon [1] 102/4 PARKER [4] 2/5 255/1 255/3 255/7 Parker's [1] 76/6 parking [1] 238/9 part [62] 6/10 16/4 23/8 33/13 49/14 54/16 54/24 57/14 64/13 70/15 72/15 82/9 89/25 90/15 91/20 94/3 101/11 109/14 110/22 111/10 111/11 112/20 113/18 116/17 120/25 124/4 136/24 137/25 151/21 151/25 159/17 161/17 165/14 165/14 172/23 186/16 189/17 200/10 212/13 216/13 226/4 236/15 236/18 237/1 245/20 252/19</p>	<p>257/1 279/5 283/18 284/20 290/1 290/18 292/6 292/19 292/20 295/25 299/17 312/3 312/6 322/15 322/22 322/23 partial [1] 102/24 partially [1] 101/20 participants [1] 215/20 participate [5] 49/20 67/21 99/4 269/12 274/14 participated [4] 47/21 54/2 85/22 155/19 participating [1] 7/14 participation [1] 76/24 particles [1] 218/21 particular [12] 12/12 28/22 93/7 132/25 148/25 180/9 181/16 181/22 196/17 216/18 239/18 245/3 particularly [9] 25/7 26/20 47/4 80/17 88/7 89/14 92/24 131/21 171/1 parties [9] 59/22 142/8 147/24 190/18 191/6 210/11 213/8 228/21 308/24 partner [5] 256/17 262/20 262/22 274/1 299/1 partners [9] 67/6 67/8 78/13 198/16 257/11 273/14 276/24 278/20 304/16 parts [8] 49/10 143/18 151/16 267/4 276/12 303/4 315/15 315/15 party [5] 25/24 26/1 213/18 246/6 284/15 party's [1] 191/5 pass [5] 62/8 185/25 215/25 267/15 304/4 passed [2] 265/13 265/17 past [1] 276/15 Paul [2] 276/20 276/24 pause [15] 15/18 27/21 28/7 28/11 30/9 36/5 52/10 63/13 79/9 108/22 218/23 239/8 249/5 303/23 324/13 pay [10] 21/15 269/4 269/6 269/7 272/6 273/5 279/7 282/24 283/6 300/2 paying [1] 270/2 payments [2] 13/7 13/14 penalty [1] 73/22 pending [1] 325/10 Pensacola [1] 63/8 people [73] 16/15 44/7 64/12 66/7 73/22 76/18 83/19 84/17 87/8 89/13 89/15 91/17 92/8 93/6 93/7 94/18 116/3</p>	<p>116/17 121/15 122/18 123/24 124/17 125/1 128/4 131/7 133/21 138/5 142/11 142/16 146/6 150/7 150/11 153/19 154/1 154/23 154/24 155/1 155/7 156/1 171/8 172/5 182/17 183/24 187/14 192/20 202/7 204/21 210/7 210/8 210/15 216/25 217/21 218/5 218/6 220/25 221/1 221/2 223/21 232/16 236/3 254/5 258/3 260/18 260/21 261/20 265/23 277/3 277/21 294/2 309/5 312/13 312/14 327/4 people's [1] 136/18 per [11] 21/7 21/8 21/9 21/15 92/12 165/5 165/23 230/9 283/2 283/10 319/20 perceives [1] 275/4 percent [9] 33/19 36/11 37/11 37/12 37/25 38/1 51/8 60/25 61/8 65/14 92/5 121/2 242/11 272/7 272/7 272/16 272/17 282/7 282/24 perception [3] 142/10 160/12 275/9 perfect [2] 231/12 235/22 performed [1] 220/25 perhaps [2] 134/18 138/21 period [16] 11/7 11/12 19/19 22/7 50/9 65/22 73/1 118/10 121/2 127/15 135/25 136/1 158/8 170/6 212/13 241/25 permanent [2] 215/22 262/16 permit [3] 279/19 285/7 285/9 permitted [2] 35/8 115/3 perpetuation [1] 8/2 person [31] 11/11 46/20 46/21 131/1 131/2 131/4 131/9 132/12 142/6 142/9 143/21 165/17 165/18 178/20 180/22 181/10 186/12 212/20 217/18 217/20 217/25 219/7 226/7 234/2 269/8 272/2 273/5 277/14 322/12 323/2 328/10 person's [1] 195/3 personal [7] 119/10 162/10 163/23 217/13 218/1 226/6 319/22 personally [7] 13/4 58/9 91/12 92/25</p>	<p>311/21 316/14 316/15 personnel [4] 176/8 271/18 273/3 290/6 perspective [3] 56/2 116/15 117/8 pertain [1] 227/22 pertained [1] 175/1 PETER [1] 2/3 petition [3] 324/16 325/14 325/24 phase [2] 256/19 301/10 phone [22] 89/1 104/24 108/13 108/14 135/8 135/10 142/7 142/20 150/15 162/9 162/10 162/10 162/23 163/22 163/23 179/19 179/20 226/6 236/3 257/1 257/4 288/16 phonetic [3] 267/7 276/20 278/20 phrase [3] 90/7 121/23 268/21 physical [3] 89/2 154/17 155/2 pick [3] 18/4 254/14 292/23 pictures [1] 280/7 piece [2] 6/10 180/23 pipe [1] 229/19 pipes [1] 148/22 Pisos [5] 263/12 284/14 295/1 307/3 307/7 pizza [2] 221/11 221/12 place [7] 26/25 122/1 159/22 160/16 178/12 314/4 316/12 placed [2] 16/14 230/23 places [2] 97/11 150/8 plagiarism's [1] 90/7 plain [1] 179/23 plainly [1] 122/15 plaintiff [3] 3/2 252/19 325/13 plaintiffs [21] 2/2 5/21 21/1 27/16 62/14 79/2 93/17 100/22 171/13 177/7 183/16 185/3 189/7 254/17 255/8 256/21 263/8 265/6 304/6 307/14 324/17 Plakson [1] 156/1 plan [10] 8/6 8/7 8/19 9/12 18/9 81/19 250/2 254/12 254/13 254/15 planned [1] 311/23 planning [1] 124/9 plans [1] 154/25 plant [1] 267/8 planted [1] 262/15 plants [3] 262/15 267/2 267/14 Plaskon [7] 136/14 136/14 143/19 156/1 178/15 182/18 223/25 play [4] 8/6 9/13 46/6</p>	<p>124/10 Players [1] 66/16 playing [10] 15/22 128/12 142/24 164/1 170/14 190/5 190/6 190/7 190/12 217/17 please [46] 10/10 11/2 20/19 22/1 27/19 33/6 37/15 48/16 52/5 61/5 70/7 79/11 79/15 79/15 80/8 80/22 97/25 120/5 130/4 137/8 141/15 150/16 150/16 174/16 186/3 190/2 193/3 213/1 226/16 228/16 231/20 233/7 239/1 240/2 245/12 253/13 255/5 255/10 255/14 255/14 255/19 294/15 315/15 317/7 318/15 318/16 pleased [1] 282/4 plopped [2] 86/5 86/13 plopping [1] 90/10 plug [2] 97/17 122/23 plus [2] 294/13 299/7 point [47] 25/21 64/6 65/19 73/16 83/13 87/20 93/7 99/10 99/10 106/5 114/25 118/12 123/2 126/2 127/19 134/23 135/12 135/14 136/4 136/7 143/21 156/22 162/20 170/21 175/11 180/16 180/16 192/2 193/7 194/23 195/2 202/20 204/20 211/6 215/4 218/9 226/7 227/3 228/4 236/13 244/20 245/4 251/12 289/14 298/6 298/15 310/21 pointed [1] 20/25 pointing [1] 144/16 points [19] 44/23 45/6 119/5 153/1 269/19 269/20 274/18 275/3 277/11 289/23 298/4 298/14 300/3 301/4 301/4 301/24 302/10 318/10 319/18 police [1] 83/3 policies [3] 118/23 119/22 120/8 political [1] 222/3 politically [1] 124/16 ponytail [1] 184/17 pool [3] 149/8 149/11 232/17 poor [8] 149/14 156/18 195/2 204/17 218/7 218/10 218/10 218/11 poorly [2] 184/22 289/7 Porra [1] 278/20 portion [1] 319/17 portions [1] 116/10 position [14] 68/8 82/22 142/19 156/17</p>
---	---	--	--	--

<p>P</p> <p>position... [10] 156/20 166/1 166/9 167/4 190/16 191/10 197/12 197/16 199/21 289/20</p> <p>positive [4] 141/17 166/15 178/10 217/22</p> <p>possible [9] 9/21 17/14 19/6 19/13 19/15 19/18 69/11 129/21 224/13</p> <p>possibly [9] 50/16 64/20 86/9 128/4 134/1 174/2 210/17 220/24 221/1</p> <p>post [4] 21/14 92/4 134/3 161/14</p> <p>posted [3] 148/23 149/23 230/5</p> <p>posting [5] 68/21 133/12 150/4 150/8 150/10</p> <p>postponed [1] 9/15</p> <p>pot [1] 282/20</p> <p>potential [17] 128/16 128/23 145/20 147/1 147/10 149/7 149/12 150/23 177/18 229/20 232/20 235/1 249/13 274/18 274/22 306/10 315/25</p> <p>potentially [6] 66/24 147/11 179/18 222/3 268/24 325/13</p> <p>potentials [1] 306/12</p> <p>pound [3] 283/2 283/5 283/10</p> <p>pounds [1] 267/17</p> <p>power [2] 194/18 194/18</p> <p>practice [5] 45/25 120/16 127/5 175/4 175/6</p> <p>practices [9] 90/1 90/15 91/5 99/3 117/21 118/2 118/17 246/9 292/18</p> <p>pre [1] 125/8</p> <p>pre-proposal [1] 125/8</p> <p>preclude [1] 296/16</p> <p>predicate [1] 33/10</p> <p>predicated [1] 190/25</p> <p>prefer [2] 9/18 327/2</p> <p>preferable [2] 228/10 249/13</p> <p>preferences [1] 12/25</p> <p>prefers [1] 29/22</p> <p>prejudice [1] 310/22</p> <p>preliminarily [1] 118/16</p> <p>preliminary [9] 16/10 54/4 54/22 62/11 102/24 109/7 109/13 223/23 254/8</p> <p>premise [1] 191/14</p> <p>preparation [4] 126/11 137/25 139/5 172/9</p> <p>prepare [3] 98/23 105/18 234/16</p>	<p>prepared [5] 74/15 103/12 105/13 105/24 178/2</p> <p>preparing [3] 113/8 173/15 199/18</p> <p>preponderance [2] 130/22 169/10</p> <p>prescription [1] 86/1</p> <p>present [3] 2/19 16/14 183/3</p> <p>presentation [1] 9/2</p> <p>presented [5] 8/5 44/14 159/10 159/10 169/3</p> <p>preservation [2] 6/4 6/5</p> <p>preserve [1] 9/13</p> <p>preserved [2] 8/6 9/13</p> <p>presidency [1] 276/15</p> <p>president [8] 39/11 88/21 90/23 221/13 221/14 256/18 260/7 276/15</p> <p>pressure [1] 129/4</p> <p>presuppose [2] 122/20 242/7</p> <p>pretend [1] 157/9</p> <p>pretty [16] 24/3 37/5 85/22 86/12 101/23 102/12 105/16 124/13 145/6 187/7 187/8 187/9 192/19 271/24 289/17 294/14</p> <p>prevailing [1] 14/5</p> <p>prevent [1] 21/10</p> <p>previous [4] 147/25 223/4 223/6 247/11</p> <p>previously [7] 137/1 146/13 219/9 219/20 249/12 251/17 324/18</p> <p>price [5] 87/5 87/8 283/2 283/11 292/20</p> <p>pride [2] 234/23 234/24</p> <p>primarily [1] 124/21</p> <p>primary [2] 256/15 256/20</p> <p>PRINCE [19] 2/14 10/19 52/16 52/18 52/22 55/11 63/17 63/20 64/6 67/15 69/2 74/18 107/19 111/23 252/20 270/23 286/1 291/16 291/21</p> <p>principle [1] 128/11</p> <p>principles [3] 91/5 133/17 151/23</p> <p>printed [1] 231/18</p> <p>printout [1] 321/23</p> <p>prior [20] 18/6 18/9 59/14 95/23 111/15 120/20 125/2 126/13 189/16 219/12 219/16 222/25 223/11 228/11 235/14 249/13 251/13 314/9 314/13 316/22</p> <p>prison [3] 260/9 291/2 292/1</p> <p>prisoners [1] 292/3</p> <p>private [3] 221/22</p>	<p>222/1 311/5</p> <p>privilege [1] 321/2</p> <p>privileged [1] 173/19</p> <p>probably [29] 5/23 64/3 80/6 83/6 83/12 83/14 88/20 88/21 89/8 91/2 94/23 104/24 112/7 118/5 135/21 165/5 165/7 169/6 170/20 194/13 247/17 255/18 283/19 293/22 294/14 306/2 314/6 316/10 323/10</p> <p>problem [12] 8/17 17/20 51/8 79/25 116/16 158/17 216/14 251/6 255/21 277/6 283/24 313/9</p> <p>problematic [1] 162/24</p> <p>problems [2] 179/23 233/21</p> <p>procedure [3] 7/10 7/11 176/3</p> <p>procedures [7] 118/23 119/22 120/8 121/10 121/22 147/15 208/3</p> <p>proceed [2] 145/7 231/13</p> <p>proceeding [2] 54/17 105/2</p> <p>proceedings [22] 1/8 15/18 27/21 28/7 28/11 30/9 36/5 52/10 58/25 62/18 63/13 79/9 145/1 218/23 239/8 249/5 254/25 303/22 303/23 324/13 327/10 328/4</p> <p>process [282] 12/16 13/15 14/9 34/4 45/20 52/18 53/6 53/8 53/15 53/24 60/15 69/8 81/2 81/7 81/8 81/15 82/1 82/13 82/14 82/14 83/12 84/3 84/7 84/22 84/24 85/15 85/16 85/17 85/19 86/12 86/18 86/19 87/10 87/10 87/17 87/19 90/14 90/18 91/18 91/20 91/22 92/3 92/17 92/22 93/8 93/18 93/22 96/5 96/6 97/16 97/16 97/24 98/3 98/4 98/6 98/7 98/11 98/12 99/21 103/25 107/4 107/5 107/6 109/19 110/22 114/5 114/5 114/11 115/12 115/16 115/19 115/25 117/10 118/6 119/9 119/18 119/23 120/2 120/3 120/6 120/9 122/10 122/21 122/21 124/4 124/9 125/11 126/6 127/12 127/18 127/18 127/22 128/20 129/2 130/11 131/21 132/6 132/8 132/12 132/23 132/23 133/13 134/11 136/25</p>	<p>139/8 139/15 139/18 140/22 140/25 141/18 141/20 142/1 142/25 144/4 144/11 146/9 147/23 148/4 149/5 150/12 150/25 151/21 154/7 154/14 156/9 156/11 156/19 158/13 163/1 163/3 163/4 163/7 163/9 166/4 167/14 167/16 168/23 170/21 170/23 172/11 172/20 173/3 173/5 173/8 173/12 173/19 173/20 173/23 173/25 174/7 174/14 174/18 174/22 175/1 175/10 175/20 176/9 176/11 176/22 178/22 180/10 181/9 183/6 184/8 184/15 186/12 186/16 187/2 187/6 187/15 187/16 187/21 188/3 188/12 189/3 189/3 189/4 189/8 189/9 189/10 189/18 190/23 191/24 192/13 193/5 193/17 193/25 194/17 196/7 196/13 199/4 201/5 201/6 201/11 202/17 203/9 205/13 205/18 205/21 206/21 210/19 211/1 211/14 211/21 211/24 213/22 214/22 214/22 214/22 214/24 215/1 215/3 216/19 216/23 217/15 218/2 218/12 220/22 221/4 223/9 224/13 227/10 227/23 228/15 228/19 229/4 229/6 229/9 229/22 230/17 233/2 233/10 234/2 234/3 234/10 234/25 235/17 235/22 235/25 236/16 240/1 240/3 240/8 240/13 241/4 241/9 241/19 241/23 241/24 241/24 242/8 242/25 243/3 243/3 244/25 245/17 246/4 246/5 246/10 246/12 246/18 246/20 261/2 261/11 261/16 262/6 269/13 273/6 274/21 275/5 277/22 278/1 278/7 279/10 288/18 290/23 292/8 293/2 293/11 293/24 308/9 311/8</p> <p>processed [2] 59/24 69/16</p> <p>processes [23] 83/16 84/1 86/21 86/23 87/16 88/10 90/6 91/8 91/11 96/9 110/7 124/15 157/7 157/18 165/25 201/17 205/16 207/22 243/19 245/4 246/13</p>	<p>246/22 269/17</p> <p>procurement [41] 81/7 81/15 81/25 82/12 88/4 88/17 88/18 89/5 90/8 90/21 91/2 91/4 122/9 123/1 123/7 125/4 125/9 125/19 128/19 129/1 129/24 130/6 130/16 130/18 131/2 131/7 142/14 160/18 165/12 167/17 169/4 171/7 171/14 173/21 174/7 174/14 175/10 176/7 222/7 222/15 246/12</p> <p>procurements [1] 87/25</p> <p>produce [6] 102/3 102/5 102/8 102/14 104/11 106/8</p> <p>produced [12] 25/7 104/15 112/15 112/20 112/20 113/2 113/11 114/19 268/8 295/25 321/3 321/4</p> <p>producing [1] 105/1</p> <p>product [12] 15/16 267/5 268/17 269/5 272/15 272/25 284/11 284/14 304/20 305/1 305/14 305/21</p> <p>production [9] 78/9 261/7 261/14 262/10 262/19 268/8 268/24 304/19 308/17</p> <p>products [2] 268/20 272/8</p> <p>professing [2] 243/10 243/16</p> <p>profession [2] 160/19 171/7</p> <p>professional [15] 82/6 82/12 83/5 87/11 122/9 123/1 123/7 125/4 125/5 125/21 128/19 129/24 130/6 130/16 222/14</p> <p>professor [1] 63/7</p> <p>profitable [1] 298/23</p> <p>program [7] 53/9 53/12 53/13 53/14 55/4 83/17 308/20</p> <p>programs [1] 83/20</p> <p>prohibits [1] 175/10</p> <p>project [7] 119/11 125/14 125/24 129/25 130/7 131/11 138/6</p> <p>projects [2] 155/19 159/7</p> <p>prominent [1] 220/6</p> <p>promoted [2] 82/16 162/18</p> <p>promoting [1] 222/1</p> <p>proof [2] 238/18 239/15</p> <p>properly [1] 234/13</p> <p>properties [2] 271/19 292/4</p> <p>proposal [15] 98/11</p>
--	--	---	--	---

P	116/16 118/3 155/23 155/24 174/1 190/23 200/2 203/15 321/19 321/19 provision [20] 59/5 59/15 59/16 59/23 59/25 60/2 60/5 60/11 60/13 70/11 70/13 70/17 71/16 71/18 124/3 125/3 215/10 215/12 227/22 244/19 provisions [7] 190/20 191/10 191/15 193/10 245/2 245/9 245/22 public [17] 45/13 90/8 126/6 128/13 129/1 133/9 150/2 150/4 150/8 167/17 171/6 173/20 220/15 220/17 286/19 293/16 293/18 publicly [1] 258/16 publish [1] 315/11 published [2] 219/23 231/11 publishing [7] 17/3 17/9 18/14 18/21 20/2 232/25 233/8 Puliz [33] 7/1 74/19 254/17 255/11 255/16 256/3 256/6 256/18 257/7 257/8 257/9 271/4 271/14 275/2 279/13 280/10 281/3 281/19 287/9 287/14 288/11 294/5 297/20 298/12 300/14 304/15 308/5 318/8 318/9 320/18 320/19 321/9 326/8 pull [23] 48/16 48/21 65/23 67/9 70/1 88/13 137/9 137/16 138/20 146/10 193/3 198/6 212/24 231/15 240/14 245/12 248/5 280/20 288/7 297/8 309/16 309/17 317/22 pulled [2] 20/18 48/18 Pupo [58] 2/19 5/3 6/24 10/1 10/7 13/18 14/3 14/22 15/14 15/20 29/25 31/12 35/19 41/3 52/13 63/12 63/16 66/3 70/9 74/10 76/1 76/11 76/23 77/13 77/23 78/24 103/2 103/4 136/12 143/19 162/8 162/14 163/13 163/14 178/15 179/21 182/3 183/2 184/7 210/25 213/14 224/2 224/8 225/25 237/10 249/23 250/16 277/20 277/25 280/10 281/13 282/2 283/13 283/18 286/1 302/14 311/5 311/21 purchase [1] 275/19 purchased [2] 57/20 57/25	purchasing [24] 82/9 82/10 82/18 82/20 82/24 83/5 83/9 83/14 87/22 91/14 122/18 127/20 144/6 148/17 148/19 148/20 156/12 157/2 222/7 222/9 229/16 237/3 244/24 292/5 pure [3] 85/7 264/10 304/17 purport [2] 25/10 115/1 purpose [5] 23/5 26/16 26/18 119/2 322/14 purposes [3] 33/10 68/16 203/15 push [1] 123/19 pushbacks [1] 130/12 pushed [1] 124/15 pusher [1] 125/17 put [48] 89/3 89/20 91/18 93/11 96/22 97/4 103/16 106/13 119/7 122/1 122/18 123/24 132/1 144/2 150/15 150/16 154/10 164/16 164/21 164/24 164/24 168/17 185/4 196/6 196/12 203/19 242/1 242/2 260/24 266/17 270/3 273/19 278/13 282/6 282/11 283/17 285/13 289/10 290/5 290/14 302/10 302/19 302/22 303/6 315/3 317/7 317/23 324/2 putting [7] 53/19 122/5 123/18 132/16 241/8 269/24 278/19 PUZEY [1] 2/6	113/4 113/17 116/23 118/9 119/5 121/1 127/15 128/5 128/7 131/3 131/5 131/6 132/5 132/6 132/8 132/8 132/9 132/11 132/13 132/17 137/7 138/21 139/7 139/10 139/19 139/24 140/17 141/19 141/25 142/1 149/21 156/25 157/14 163/9 163/17 167/16 169/21 170/6 170/19 174/6 179/24 180/13 184/21 195/2 197/15 198/23 206/25 211/5 211/8 212/13 213/15 213/15 230/3 232/11 233/4 234/1 238/3 245/15 245/25 246/7 246/8 250/20 250/22 251/4 251/13 291/20 312/6 312/7 312/8 316/2 questioned [3] 15/5 17/6 115/18 questioning [7] 10/19 14/24 24/4 31/10 56/21 73/21 152/11 questions [66] 10/9 20/25 30/5 31/4 48/25 52/15 62/8 73/19 75/24 75/25 77/23 81/18 81/22 99/24 115/20 116/24 121/1 125/6 127/17 127/19 128/1 128/2 128/6 128/16 129/10 130/2 130/9 130/17 130/22 131/8 131/12 131/14 131/20 133/4 133/5 133/10 134/13 162/21 171/12 172/8 173/2 205/23 214/21 216/10 225/16 226/15 226/19 231/18 233/22 234/2 243/25 244/18 244/21 248/7 251/20 251/22 252/7 252/13 253/10 304/18 307/13 318/16 320/6 321/11 323/12 324/10 queued [1] 17/7 quick [3] 142/21 168/9 216/7 quickly [1] 76/25 quite [18] 55/12 56/15 57/1 67/20 86/3 87/12 94/7 142/2 166/13 168/20 173/22 206/22 229/22 268/7 291/3 291/24 309/6 312/15 quitting [1] 313/21 quote [3] 105/7 229/12 241/18	Ramsey [4] 30/12 77/1 79/8 206/12 ran [1] 165/25 Ranch [2] 16/5 16/6 range [1] 113/12 ranked [2] 51/17 51/21 ranking [6] 49/13 51/22 153/5 214/23 214/25 215/2 rankings [3] 49/12 50/17 262/2 rare [3] 166/25 188/10 217/3 rates [1] 282/23 rather [2] 63/9 327/2 re [3] 1/6 135/15 161/23 re-approached [1] 135/15 re-hit [1] 161/23 reach [3] 140/21 188/5 188/15 reached [1] 140/25 read [66] 6/14 15/9 27/3 28/3 30/6 36/15 70/9 71/18 94/23 98/10 103/15 103/16 103/19 105/23 106/21 124/25 129/15 133/3 133/4 133/5 138/24 140/7 140/15 142/11 142/15 146/6 151/17 152/18 154/23 155/22 160/8 162/13 180/6 180/8 182/16 183/11 186/20 199/9 202/19 203/1 203/13 203/17 209/5 224/12 224/13 225/14 226/9 226/10 231/19 231/20 232/23 238/13 238/14 240/6 240/23 241/11 242/12 245/15 246/7 248/10 248/12 248/22 250/25 287/12 306/3 325/11 reading [22] 70/17 95/7 98/22 119/4 144/13 146/5 162/4 162/13 180/4 209/25 211/7 211/25 239/24 240/5 242/18 245/23 247/1 247/20 247/22 249/5 249/25 298/7 reads [1] 98/10 ready [10] 10/1 36/1 36/4 63/12 63/12 99/16 99/17 117/11 303/24 327/9 real [17] 9/9 21/13 88/1 119/18 123/18 129/1 129/11 129/22 142/21 168/9 205/5 261/25 269/5 277/1 313/25 316/24 316/25 realign [1] 325/12 reality [3] 142/10 142/10 273/9 realize [7] 96/5 130/16 144/3 150/7 253/3
			R	
			raise [2] 79/11 312/2 raised [2] 296/4 308/24 raising [1] 158/21	

IN THE SUPREME COURT OF THE STATE OF NEVADA

IN RE: D.O.T. LITIGATION

TGIG, LLC; NEVADA HOLISITIC
MEDICINE, LLC; GBS NEVADA
PARTNERS, LLC; FIDELIS HOLDINGS,
LLC; GRAVITAS NEVADA, LLC;
NEVADA PURE, LLC; MEDIFARM, LLC;
MEDIFARM IV LLC; THC NEVADA, LLC;
HERBAL CHOICE, INC.; RED EARTH LLC;
NEVCANN LLC, GREEN THERAPEUTICS
LLC; AND GREAN LEAF FARMS
HOLDINGS LLC,

Appellants,

vs.

THE STATE OF NEVADA, ON RELATION
OF ITS DEPARTMENT OF TAXATION,

Respondent.

Supreme Court Case No.: 82014

District Court Case No.: A787004

PLAINTIFFS' JOINT APPENDIX

VOLUME 311 OF 343

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TABLE OF CONTENT

Chronological by Date Filed¹

TAB#	Document	Vol.	Date	Pages
1	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/10/2018	000001-000012
2	FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/18/2018	000013-000025
3	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/19/2018	000026-000036
4	COMPLAINT	1	1/4/2019	000037-000053
5	COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	1	1/4/2019	000054-000078
6	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	1/16/2019	000079-000092
7	ANSWER TO PLAINTIFFS' FIRST AMENDED COMPLAINT AND COUNTERCLAIM	1	3/15/2019	000093-000107
8	MOTION FOR PRELIMINARY INJUNCTION	2	3/18/2019	000108-000217
9	PLAINTIFFS' COUNTER-DEFENDANTS' ANSWER TO COUNTERCLAIM	2	4/5/2019	000218-000223
10	ANSWER TO AMENDED COMPLAINT	2	4/10/2019	000224-000236
11	DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	2	4/16/2019	000237-000251
12	CLEAR RIVER, LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	2	5/7/2019	000252-000269
13	OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION	3 thru 4	5/9/2019	000270-000531
14	APPENDIX OF EXHIBITS TO NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO SERENITY WELLNESS CENTER, LLC AND RELATED	5 thru 7	5/9/2019	000532-000941

¹ Pursuant to NRAP 30(c)(1), “[t]ranscripts that are included in the appendix shall be placed in chronological order by date of the hearing or trial.” Accordingly, the controlling date for the placement of a transcript in this appendix is the hearing date, not the date the transcript was filed with the district court.

	PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION			
15	NEVADA ORGANIC REMIDIES, LLC'S OPPOSITION TO SERENITY WELLNESS CENTER, LLC AND RELATED PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION	8	5/9/2019	000942-000974
16	DEFENDANT IN INTERVENTION'S OPPOSITION TO PLAINTIFFS' APPLICATION FOR A TEMPORARY RESTRAINING ORDER	8	5/10/2019	000975-001024
17	DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' FIRST AMENDED COMPLAINT	8	5/16/2019	001025-001037
18	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	8	5/16/2019	001038-001041
19	ANSWER TO COMPLAINT	8	5/20/2019	001042-001053
20	PLAINTIFFS' OMNIBUS REPLY IN SUPPORT OF MOTION FOR PRELIMINARY INJUNCTION	8	5/22/2019	001054-001067
21	INTERVENING DEFENDANTS' JOINDER AND SUPPLEMENTAL BRIEFING IN SUPPORT OF THE STATE OF NEVADA'S AND NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION; AND LONE MOUNTAIN PARTNERS, LLC'S OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION OR FOR WRIT OF MANDAMUS	9	5/23/2019	001068-001133
22	EVIDENTIARY HEARING - DAY 1	10 thru 11	5/24/2019	001134-001368
23	EVIDENTIARY HEARING - DAY 2 VOLUME I OF II	12	5/28/2019	001369-001459
24	EVIDENTIARY HEARING - DAY 2 VOLUME II	13	5/28/2019	001460-001565
25	EVIDENTIARY HEARING - DAY 3 VOLUME I OF II	14	5/29/2019	001566-001663

26	EVIDENTIARY HEARING - DAY 3 VOLUME II	15	5/29/2019	001664-001807
27	EVIDENTIARY HEARING - DAY 4	16 thru 17	5/30/2019	001808-002050
28	EVIDENTIARY HEARING - DAY 5 VOLUME I OF II	18	5/31/2019	002051-002113
29	EVIDENTIARY HEARING - DAY 5 VOLUME II	19 thru 20	5/31/2019	002114-002333
30	LONE MOUNTAIN PARTNERS, LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	21	6/5/2019	002334-002344
31	EVIDENTIARY HEARING - DAY 6	22 thru 23	6/10/2019	002345-002569
32	EVIDENTIARY HEARING - DAY 7	24 thru 25	6/11/2019	002570-002822
33	DEFENDANTS' ANSWER TO PLAINTIFFS' COMPLAINT WITH COUNTERCLAIM	26	6/14/2019	002823-002846
34	EVIDENTIARY HEARING - DAY 8 VOLUME I OF II	26	6/18/2019	002847-002958
35	EVIDENTIARY HEARING - DAY 8 VOLUME II	27	6/18/2019	002959-003092
36	EVIDENTIARY HEARING - DAY 9 VOLUME I OF II	28	6/19/2019	003093-003215
37	EVIDENTIARY HEARING - DAY 9 VOLUME II	29	6/19/2019	003216-003348
38	EVIDENTIARY HEARING - DAY 10 VOLUME I OF II	30	6/20/2019	003349-003464
39	EVIDENTIARY HEARING - DAY 10 VOLUME II	31	6/20/2019	003465-003622
40	INTERVENOR DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' SECOND AMENDED COMPLAINT	31	6/24/2019	003623-003639
41	INTERVENOR DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFF'S COMPLAINT	32	7/3/2019	003640-003652
42	FIRST AMENDED COMPLAINT	32	7/3/2019	003653-003670
43	EVIDENTIARY HEARING - DAY 11	32	7/5/2019	003671-003774

44	EVIDENTIARY HEARING - DAY 12	33	7/10/2019	003775-003949
45	CORRECTED FIRST AMENDED COMPLAINT.	34	7/11/2019	003950-003967
46	EVIDENTIARY HEARING - DAY 13 VOLUME I OF II	34	7/11/2019	003968-004105
47	EVIDENTIARY HEARING - DAY 13 VOLUME II	35	7/11/2019	004106-004227
48	PLAINTIFFS-COUNTER DEFENDANTS' ANSWER TO COUNTERCLAIM	35	7/12/2019	004228-004236
49	EVIDENTIARY HEARING - DAY 14	36	7/12/2019	004237-004413
50	ANSWER TO CORRECTED FIRST AMENDED COMPLAINT	37	7/15/2019	004414-004425
51	EVIDENTIARY HEARING - DAY 15	37	7/15/2019	004426-004500
52	EVIDENTIARY HEARING - DAY 15 VOLUME II	38	7/15/2019	004501-004679
53	GREENMART OF NEVADA NLC LLC'S ANSWER TO PLAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/17/2019	004680-004694
54	LONE MOUNTAIN PARTNERS, LLC'S ANSWER TO LAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/22/2019	004695-004705
55	CLEAR RIVER, LLC'S ANSWER TO PLAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/26/2019	004706-004723
56	EVIDENTIARY HEARING - DAY 16	39	7/28/2019	004724-004828
57	EVIDENTIARY HEARING - DAY 17 VOLUME I OF II	40	8/13/2019	004829-004935
58	EVIDENTIARY HEARING - DAY 17 VOLUME II	41	8/13/2019	004936-005027
59	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	41	8/14/2019	005028-005030
60	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	41	8/14/2019	005031-005033
61	EVIDENTIARY HEARING - DAY 18	42 thru 43	8/14/2019	005034-005222
62	EVIDENTIARY HEARING - DAY 19	44	8/15/2019	005223-005301
63	EVIDENTIARY HEARING - DAY 20	45	8/16/2019	005302-005468

64	FINDINGS OF FACT AND CONCLUSIONS OF LAW GRANTING PRELIMINARY INJUNCTION	46	8/23/2019	005469-005492
65	HEARING ON OBJECTIONS TO STATE'S RESPONSE, NEVADA WELLNESS CENTER'S MOTION RE COMPLIANCE RE PHYSICAL ADDRESS, AND BOND AMOUNT SETTING	46	8/29/2019	005493-005565
66	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	46	9/5/2019	005566-005592
67	FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/6/2019	005593-005698
68	DEFENDANT-RESPONDENT'S GOOD CHEMISTRY NEVADA, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/27/2019	005699-005707
69	D LUX, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/27/2019	005708-005715
70	FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	47	9/29/2019	005716-005731
71	ANSWER TO COMPLAINT	47	10/1/2019	005732-005758
72	DEFENDANT RURAL REMEDIES, LLC ANSWER TO FIRST AMENDED COMPLAINT	47	10/1/2019	005759-005760
73	DEFENDANTS MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S ANSWER	48	10/3/2019	005761-005795
74	APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	48	10/10/2019	005796-005906
75	DEFENDANT-INTERVENOR CLEAR RIVER, LLC'S ORDER DENYING IT'S MOTION FOR PARTIAL SUMMARY JUDGEMENT ON THE PETITION FOR JUDICIAL REVIEW CAUSE OF ACTION	48	11/7/2019	005907-005912

76	ANSWER TO FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	48	11/8/2019	005913-005921
77	ERRATA TO ANSWER TO FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	48	11/8/2019	005922-005930
78	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI MANDAMUS, AND PROHIBITION	49	11/12/2019	005931-005937
79	ANSWER TO FIRST AMENDED COMPLAINT GRAVITAS NEVADA LTD	49	11/12/2019	005938-005942
80	ORDER DENYING 1) ORGANIC REMEDIES, LLC'S MOTION TO DISSOLVE PRELIMINARY INJUNCTION AND TO STAY PRELIMINARY INJUNCTION PENDING APPEAL AND 2) LONE MOUNTAIN PARTNERS, LLC'S	49	11/19/2019	005943-005949
81	AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	11/21/2019	005950-006004
82	EUPHORIA WELLNESS, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	49	11/21/2019	006005-006011
83	NOTICE OF ENTRY OF ORDER DENYING MM DEVELOPMENT COMPANY, INC.'S AND LIVFREE WELLNESS, LLC'S MOTION TO ALTER OR AMEND FINDINGS OF FACT AND CONCLUSION OF LAW,	49	11/22/2019	006012-006015
84	ORDER DENYING MM DEVELOPMENT COMPANY, INC. 'S AND LIVFREE WELLNESS LLC'S MOTION TO ALTER AMEND FINDINGS OF FACT AND CONCLUSION OF LAW	49	11/22/2019	006016-006017
85	BUSINESS COURT ORDER	49	11/25/2019	006018-006022

86	ORDER GRANTING MOTION FOR LEAVE TO FILE SECOND AMENDED COMPLAINT IN CASE NO. A-786962	49	11/26/2019	006023-006024
87	TGIG SECOND AMENDED COMPLAINT	49	11/26/2019	006025-006047
88	REPLY IN SUPPORT OF AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	12/6/2019	006048-006057
89	HEARING ON APPLICATION OF NEVADA ORGANIC REMEDIES FOR WRIT OF MANDAMUS TO COMPEL STATE TO MOVE IT TO TIER 2 OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	12/9/2019	006058-006068
90	LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	49	12/10/2019	006069-006081
91	NOTICE OF HEARING	49	12/13/2019	006082-006087
92	DEFENDANT'S ANSWER TO DH FLAMINGO INC'S ET AL., FIRST AMENDED COMPLAINT	50	12/16/2019	006088-006105
93	DEFENDANT'S ANSWER TO DH FLAMINGO INC'S ET AL., FIRST AMENDED COMPLAINT	50	12/16/2019	006106-006123
94	PLAINTIFFS' OPPOSITION TO LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	50	12/20/2019	006124-006206
95	OPPOSITION TO HELPING HANDS WELLNESS CTR, INC.'S APPLICATION FOR WRIT OF MANDAMUS	50	12/27/2019	006207-006259
96	ORDER DENYING MOTION FOR STAY AND GRANTING IN PART MOTION TO EXPEDITE	50	12/30/2019	006260-006262
97	ORDER DENYING THE DEPARTMENT OF TAXATION OBJECTION TO DISCOVERY COMMISSIONER'S REPORT AND RECOMMENDATIONS	51	12/31/2019	006263-006263
98	NOTICE OF ENTRY OF ORDER	51	1/3/2020	006264-006271

99	GREENMART OF NEVADA NLV LLC'S ANSWER TO D.H. FLAMINGO PLAINTIFFS' FIRST AMENDED COMPLAINT	51	1/6/2020	006272-006295
100	NV WELLNESS CENTER, LLC'S MOTION TO COMPEL ON AN ORDER SHORTENING TIME	51	1/8/2020	006296-006358
101	LONE MOUNTAIN PARTNERS, LLC'S REPLY IN SUPPORT OF MOTION TO DISMISS SECOND AMENDED COMPLAINT	51	1/8/2020	006359-006368
102	OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL	52	1/10/2020	006369-006439
103	ESSENCE ENTITIES' ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	52	1/14/2020	006440-006468
104	NOTICE OF ENTRY OF ORDER	52	1/14/2020	006469-006474
105	ORDER DENYING NEVADA ORGANIC REMEDIES, LLC'S AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC	52	1/14/2020	006475-006477
106	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO FIRST AMENDED COMPALINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	52	1/21/2020	006478-006504
107	ERRATA TO DECLARATION OF ALFRED TERTERYAN IN SUPPORT OF HELPING HANDS WELLNESS CENTER, INC.'S APPLICATION FOR WRIT OF MANDAMUS	52	1/24/2020	006505-006506
108	AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/28/2020	006507-006542
109	DEPARTMENT OF TAXATION'S ANSWER TO PLAINTIFF SERENITY PARTIES' SECOND AMENDED COMPLAINT	53	1/28/2020	006543-006559
110	DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/28/2020	006560-006588

111	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/29/2020	006589-006609
112	HEARING ON OBJECTIONS TO SUBPOENAS DUCES TECUM, MOTIONS FOR PROTECTIVE ORDERS, APPLICATION OF FOR WRIT OF MANDAMUS, MOTION FOR SETTING SETTLEMENT CONFERENCE, AND MOTION TO REDACT AND SEAL EXHIBITS 4 AND 5	53	1/31/2020	006610-006657
113	ANSWER TO D.H. FLAMINGO PARTIES' FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/5/2020	006658-006697
114	FINDINGS OF FACT AND CONCLUSIONS OF LAW GRANTING PRELIMINARY INJUNCTION	54	2/7/2020	006698-006722
115	DEFENDANT-RESPONDENT NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/7/2020	006723-006752
116	DEFENDANT-RESPONDENT STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/7/2020	006753-006781
117	SECOND AMENDED COMPLAINT	54	2/11/2020	006782-006805
118	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO THE SERENITY PLAINTIFFS' SECOND AMENDED COMPLAINT	54	2/12/2020	006806-006814
119	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO ETW PLAINTIFFS' THIRD AMENDED COMPLAINT	54	2/12/2020	006815-006822

120	GREENMART OF NEVADA NLV LLC'S ANSWER TO ETW MANAGEMENT GROUP LLC, GLOBAL HARMONY LLC, GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, HERBAL CHOICE INC., JUST QUALITY LLC, LIBRA WELLNESS CENTER, LLC, ROMBOUGH REAL ESTATE INC. DBA MOTHER HERB, NEVCANN LLC, RED EARTH LLC, THC NEVADA LLC, ZION GARDENS LLC AND MMOF VEGAS RETAIL, INC.'S THIRD AMENDED COMPLAINT	55	2/12/2020	006823-006841
121	ANSWER TO D.H. FLAMINGO PLAINTIFFS' FIRST AMENDED COMPLAINT AND PETITION FOR REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/12/2020	006842-006853
122	CPCM HOLDINGS, LLC D/B/A THRIVE CANNABIS MARKETPLACE'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/13/2020	006854-006867
123	ANSWER TO SERENITY PLAINTIFFS' SECOND AMENDED COMPLAINT	55	2/14/2020	006868-006876
124	CIRCLE S FARMS LLC'S ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/18/2020	006877-006884
125	ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION	55	2/18/2020	006885-006910
126	GREENMART OF NEVADA NLV LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/18/2020	006911-006921
127	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION	55	2/18/2020	006922-006935
128	ORDER GRANTING IN PART AND DENYING IN PART THE DEPARTMENT OF TAXATION'S MOTIONS FOR PROTECTIVE ORDER ON ORDER SHORTENING TIME	55	2/19/2020	006936-006941

129	CIRCLE S FARMS LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/20/2020	006942-006949
130	NOTICE OF FILING OF EMERGENCY PETITION FOR WRIT OF MANDAMUS OR PROHIBITION UNDER NRAP 21(a)6)	55	2/21/2020	006950-006951
131	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND/OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/25/2020	006952-006958
132	GREENMART OF NEVADA NLV LLC'S ANSWER TO QUALCAN LLC'S SECOND AMENDED COMPLAINT	55	2/25/2020	006959-006970
133	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/26/2020	006971-006983
134	GREENMART OF NEVADA NLV LLC'S MOTION TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/28/2020	006984-006987
135	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC ANSWER TO NATURAL MEDICINE, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	2/28/2020	006988-007000
136	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT/RESPONDENT STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND/OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	2/28/2020	007001-007012

137	GREENMART OF NEVADA NLV LLC'S ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	3/6/2020	007013-007024
138	GREENMART OF NEVADA NLV LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	3/6/2020	007025-007036
139	QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	56	3/13/2020	007037-007057
140	PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL GREENMART OF NEVADA, LLC TO PRODUCE KENNETH LEE AND HAE LEE FOR DEPOSITION ON ORDER SHORTENING TIME	56	3/16/2020	007058-007074
141	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL GREENMART TO ALSO PRODUCE KENNETH LEE AND HAE LEE FOR DEPOSITION	56	3/18/2020	007075-007080
142	NEVADA WELLNESS CENTER, LLC'S JOINDER TO ETW PLAINTIFFS' MOTION TO COMPEL PRIVILEGE LOGS	56	3/20/2020	007081-007083
143	NEVADA WELLNESS CENTER, LLC'S JOINDER TO ETW PLAINTIFFS' MOTION TO COMPEL	56	3/20/2020	007084-007086
144	GREENMART OF NEVADA NLV LLC'S RESPONSE IN OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	56	3/23/2020	007087-007095
145	CLEAR RIVER, LLC'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS ON ORDER SHORTENING TIME	56	3/27/2020	007096-007099
146	NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO QUALCAN'S PETITION FOR WRIT OF MANDAMUS	56	3/27/2020	007100-007143
147	PLAINTIFF NEVADA WELLNESS CENTER, LLC'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	57	3/27/2020	007144-007175
148	DEPARTMENT OF TAXATION'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	57	3/27/2020	007176-007182

149	THE ESSENCE ENTITIES' OPPOSITION TO ETW PLAINTIFFS' 1) MOTION TO COMPEL AND 2) MOTION TO COMPEL PRIVILEGE LOGS	57	3/27/2020	007183-007293
150	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF'S MOTION TO COMPEL PRIVILEGE LOGS AND COUNTER MOTION FOR SANCTIONS PURSUANT TO NRCP 37	57	3/30/2020	007294-007310
151	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF'S MOTION TO COMPEL SUPPLEMENTAL RESPONSES	58	3/30/2020	007311-007329
152	ORDER DENYING DEFENDANT JORGE PUPO'S MOTION TO DISMISS	58	3/30/2020	007330-007332
153	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO ETW PLAINTIFFS' MOTION TO COMPEL PRIVILEGE LOGS	58	4/3/2020	007333-007336
154	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO ETW PLAINTIFFS' MOTION TO COMPEL	58	4/3/2020	007337-007346
155	DEPARTMENT OF TAXATION'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/8/2020	007347-007360
156	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/8/2020	007361-007373
157	CIRCLE S FARMS LLC'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/9/2020	007374-007381
158	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE ADDITIONAL DOCUMENTS ON ORDER SHORTENING TIME	58	4/9/2020	007382-007395

159	NOTICE OF ENTRY OF ORDER DENYING MM DEVELOPMENT COMPANY, INC.'S MOTION TO STRIKE AND-OR DISMISS D.H. FLAMINGO, INC.'S COUNTERCLAIM	58	4/9/2020	007396-007400
160	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S MOTION TO DISMISS 1) NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS;(2) STRIVE WELLNESS' COMPLAINT; (3) RURAL REMEDIES AMENDED COMPLAINT; (4) QUALCAN'S AMENDED COMPLAINT; (5) HIGH SIERRA HOLISTICS COMPLAINT AND (6) NATURAL MEDICINE'S COMPLAINT FOR FAILING TO COMPLY WITH NRS 233B.130(2)(D)	59 thru 60	4/14/2020	007401-007717
161	DEFENDANT PUPO'S ANSWER TO RURAL REMEDIES' AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	61	4/14/2020	007718-007730
162	THRIVE'S SUPPLEMENTAL BRIEF IN SUPPORT OF OPPOSITION TO ETW MANAGEMENT GROUP LLC; ET AL.'S MOTION TO COMPEL	61	4/14/2020	007731-007792
163	MINUTE ORDER CLEAR RIVER'S REQUEST FOR OST ON MOTION TO DISMISS	61	4/15/2020	007793-007793
164	DEPARTMENT OF TAXATION'S ANSWER TO ETW MANAGEMENT GROUP LLC PARTIES' THIRD AMENDED COMPLAINT	61	4/20/2020	007794-007810
165	DEPARTMENT OF TAXATION'S ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	61	4/20/2020	007811-007845
166	DEPARTMENT OF TAXATION'S ANSWER TO QUALCAN'S SECOND A MENDED COMPLAINT	61	4/20/2020	007846-007862
167	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO ETW PLAINTIFFS' THIRD AMENDED COMPLAINT	62	4/21/2020	007863-007893

168	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	62	4/21/2020	007894-007913
169	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO TGIG PLAINTIFFS' SECOND AMENDED COMPLAINT	62	4/21/2020	007914-007935
170	ORDER GRANTING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE ADDITIONAL DOCUMENTS ON ORDER SHORTENING TIME	62	4/21/2020	007936-007939
171	ORDER DENYING LONE MOUNTAIN PARTNER'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	62	5/5/2020	007940-007941
172	DEPARTMENT OF TAXATION'S INDEX OF EXHIBITS IN SUPPORT OF ITS OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN DEPARTMENT OF TAXATION'S ANSWER TO SECOND AMENDED COMPLAINT	63 thru 64	5/11/2020	007942-008232
173	DEPARTMENT OF TAXATION'S OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN DEPARTMENT OF TAXATION'S ANSWER TO SECOND AMENDED COMPLAINT	65	5/11/2020	008233-008241
174	DEPARTMENT OF TAXATION'S NOTICE OF SUPPLEMENTAL AUTHORITY	65	5/12/2020	008242-008252
175	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	65	5/21/2020	008253-008302
176	HEARING ON MOTIONS FOR SUMMARY JUDGMENT OR WRIT OF MANDAMUS AND MOTION TO EXTEND TIME FOR BRIEFING	65	5/22/2020	008303-008354

177	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	65	5/26/2020	008355-008375
178	PURE TONIC CONCENTRATES LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	65	5/29/2020	008376-008379
179	RURAL REMEDIES, LLC'S ANSWER TO DEFENDANT-RESPONDENT NATURAL MEDICINE'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	65	6/3/2020	008380-008393
180	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO NATURAL MEDICINE'S LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	65	6/4/2020	008394-008401
181	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	66	6/4/2020	008402-008409
182	ORDER DENYING D.H. FLAMINGO, INC. AND SURTERRA HOLDINGS, INC.'S MOTION FOR SUMMARY JUDGMENT AGAINST MM DEVELOPMENT COMPANY, INC.	66	6/5/2020	008410-008413
183	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO DEFENDANT-RESPONDENT NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRIT OF CERTIORARI, MANDAMUS, AND PROHIBITION	66	6/5/2020	008414-008435
184	TGIG, LLC, NEVADA HOLISTIC MEDICINE, LLC, GBS NEVADA PARTNERS, FIDELIS HOLDINGS, LLC, GRAVITAS NEVADA, NEVADA PURE, LLC, MEDIFARM, LLC, AND MEDIFARM IV'S ANSWER TO NATURAL MEDICINE	66	6/10/2020	008436-008454

185	PLAINTIFF'S DECLARATION & POA-F2018-01430	67 thru 74	6/12/2020	008455-009889
186	PLAINTIFF'S NOTICE OF FILING RECORD ON REVIEW	75	6/12/2020	009890-009933
187	PLAINTIFF'S DKT 148-1 INDEX OF EXHIBITS - 1	76 thru 77	6/12/2020	009934-010291
188	PLAINTIFF'S DKT 148-1 INDEX OF EXHIBITS - 2	78 thru 79	6/12/2020	010292-010595
189	PLAINTIFF'S RECORD PART 1	80 thru 81	6/12/2020	010596-010937
190	PLAINTIFF'S RECORD PART 2	82 thru 83	6/12/2020	010938-011275
191	PLAINTIFF'S RECORD PART 3	84 thru 85	6/12/2020	011276-011613
192	PLAINTIFF'S RECORD PART 4	86 thru 87	6/12/2020	011614-011951
193	PLAINTIFF'S RECORD PART 5	88	6/12/2020	011952-012104
194	PLAINTIFF'S RECORD PART 6	89	6/12/2020	012105-012258
195	PLAINTIFF'S RECORD PART 7	90	6/12/2020	012259-012413
196	PLAINTIFF'S RECORD PART 8	91	6/12/2020	012414-012569
197	PLAINTIFF'S RECORD PART 9	92	6/12/2020	012570-012723
198	PLAINTIFF'S RECORD PART 10	93	6/12/2020	012724-012878
199	PLAINTIFF'S RECORD PART 11	94	6/12/2020	012879-013032
200	PLAINTIFF'S RECORD PART 12	95	6/12/2020	013033-013187
201	PLAINTIFF'S RECORD PART 13	96	6/12/2020	013188-013341

202	PLAINTIFF'S RECORD PART 14	97	6/12/2020	013342-013496
203	PLAINTIFF'S RECORD PART 15	98 thru 99	6/12/2020	013497-013774
204	PLAINTIFF'S RECORD PART 16	100 thru 101	6/12/2020	013775-014052
205	PLAINTIFF'S RECORD PART 17	102 thru 103	6/12/2020	014053-014330
206	PLAINTIFF'S RECORD PART 18	104 thru 105	6/12/2020	014331-014608
207	PLAINTIFF'S RECORD PART 18	106 thru 107	6/12/2020	014609-014886
208	PLAINTIFF'S RECORD PART 19	108 thru 111	6/12/2020	014887-015426
209	PLAINTIFF'S RECORD PART 20	112 thru 115	6/12/2020	015427-015966
210	PLAINTIFF'S RECORD PART 21	116 thru 119	6/12/2020	015967-016506
211	PLAINTIFF'S RECORD PART 22	120 thru 123	6/12/2020	016507-017048
212	PLAINTIFF'S RECORD PART 24	124 thru 131	6/12/2020	017049-018484
213	PLAINTIFF'S RECORD PART 25	132 thru 134	6/12/2020	018485-018844
214	PLAINTIFF'S RECORD PART 26	135 thru 136	6/12/2020	018845-019202
215	PLAINTIFF'S RECORD PART 27	137 thru 144	6/12/2020	019203-020637

216	PLAINTIFF'S RECORD PART 28	145 thru 147	6/12/2020	020638-020999
217	PLAINTIFF'S RECORD PART 29	148 thru 149	6/12/2020	021000-021357
218	PLAINTIFF'S RECORD PART 30	150 thru 157	6/12/2020	021358-022621
219	PLAINTIFF'S RECORD PART 31	158 thru 159	6/12/2020	022622-022979
220	PLAINTIFF'S RECORD PART 32	160 thru 167	6/12/2020	022980-024414
221	PLAINTIFF'S RECORD PART 33	168 thru 169	6/12/2020	024415-024718
222	PLAINTIFF'S RECORD PART 35	170 thru 177	6/12/2020	024719-026153
223	PLAINTIFF'S RECORD PART 37	178	6/12/2020	026154-026256
224	PLAINTIFF'S RECORD PART 39	179 thru 181	6/12/2020	026257-026669
225	PLAINTIFF'S RECORD PART 40	182 thru 183	6/12/2020	026670-026934
226	PLAINTIFF'S RECORD PART 41	184 thru 186	6/12/2020	026935-027347
227	PLAINTIFF'S RECORD PART 42	187 thru 188	6/12/2020	027348-027612
228	PLAINTIFF'S RECORD PART 43	189 thru 191	6/12/2020	027613-028025
229	PLAINTIFF'S RECORD PART 44	192 thru 193	6/12/2020	028026-028290

230	PLAINTIFF'S RECORD PART 45	194 thru 196	6/12/2020	028291-028703
231	PLAINTIFF'S RECORD PART 46	197 thru 198	6/12/2020	028704-028968
232	PLAINTIFF'S RECORD PART 47	199 thru 201	6/12/2020	028969-029451
233	PLAINTIFF'S RECORD PART 48	202 thru 204	6/12/2020	029452-029934
234	PLAINTIFF'S RECORD PART 49	205 thru 207	6/12/2020	029935-030346
235	PLAINTIFF'S RECORD PART 50	208 thru 210	6/12/2020	030347-030758
236	PLAINTIFF'S RECORD PART 51	211 thru 213	6/12/2020	030759-031170
237	PLAINTIFF'S RECORD PART 52	214 thru 216	6/12/2020	031171-031582
238	PLAINTIFF'S RECORD PART 54	217 thru 219	6/12/2020	031583-031994
239	PLAINTIFF'S RECORD PART 55	220 thru 222	6/12/2020	031995-032406
240	PLAINTIFF'S RECORD PART 56	223 thru 225	6/12/2020	032407-032818
241	PLAINTIFF'S RECORD PARTY 57	226 thru 228	6/12/2020	032819-033230
242	PLAINTIFF'S RECORD PART 58	229 thru 231	6/12/2020	033231-033642
243	PLAINTIFF'S RECORD PART 59	232	6/12/2020	033643-033801
244	PLAINTIFF'S RECORD PART 60	233	6/12/2020	033802-033877

245	PLAINTIFF'S RECORD PART 61	234 thru 235	6/12/2020	033878-034143
246	PLAINTIFF'S RECORD PART 62	236 thru 237	6/12/2020	034144-034409
247	PLAINTIFF'S RECORD PART 63	238 thru 239	6/12/2020	034410-034675
248	PLAINTIFF'S RECORD PART 64	240 thru 241	6/12/2020	034676-034943
249	PLAINTIFF'S RECORD PART 65	242 thru 245	6/12/2020	034944-035512
250	PLAINTIFF'S RECORD PART 66	246 thru 248	6/12/2020	035513-035919
251	PLAINTIFF'S RECORD PART 67	249 thru 251	6/12/2020	035920-036326
252	PLAINTIFF'S RECORD PART 68	252 thru 254	6/12/2020	036327-036733
253	PLAINTIFF'S RECORD PART 69	255 thru 257	6/12/2020	036734-037140
254	PLAINTIFF'S RECORD PART 70	258 thru 260	6/12/2020	037141-037547
255	PLAINTIFF'S RECORD PART 71	261 thru 263	6/12/2020	037548-037954
256	PLAINTIFF'S RECORD PART 72	264 thru 266	6/12/2020	037955-038415
257	PLAINTIFF'S RECORD PART 73	267 thru 269	6/12/2020	038416-038867
258	NOTICE OF ENTRY OF ORDER ON PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN JORGE	270	6/23/2020	038868-038871

	PUPPO'S ANSWER TO SECOND AMENDED COMPLAINT			
259	SUPPLEMENT TO RECORD ON REVIEW IN ACCORDANCE WITH THE NEVADA ADMINISTRATIVE PROCEDURE ACT	270	6/26/2020	038872-038947
260	MOTION TO VOLUNTARILY DISMISS MMOF VEGAS RETAIL, INC. AND REQUEST TO RELEASE MMOF VEGAS RETAIL, INC.'S BOND FUNDS ON AN ORDER SHORTENING TIME	271	6/29/2020	038948-039114
261	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	6/29/2020	039115-039135
262	WELLNESS CONNECTION OF NEVADA, LLC'S ANSWER TO PLAINTIFF NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	6/29/2020	039136-039152
263	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO QUALCAN, LLC'S SECOND AMENDED COMPLAINT	272	7/1/2020	039153-039164
264	ESSENCE ENTITIES' ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	272	7/8/2020	039165-039193
265	ESSENCE ENTITIES' ANSWER TO THIRD AMENDED COMPLAINT	272	7/8/2020	039194-039210
266	ESSENCE ENTITIES' ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	7/8/2020	039211-039223
267	ESSENCE ENTITIES' ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	272	7/8/2020	039224-039235
268	ESSENCE ENTITIES' ANSWER TO SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	7/8/2020	039236-039265

269	ESSENCE ENTITIES' ANSWER QUALCAN, LLC'S SECOND AMENDED COMPLAINT	272	7/8/2020	039266-039284
270	ESSENCE ENTITIES' ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/8/2020	039285-039299
271	ESSENCE ENTITIES' ANSWER TO THE TGIG PARTIES' SECOND AMENDED COMPLAINT	273	7/8/2020	039300-039313
272	ESSENCE ENTITIES' ANSWER TO COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/8/2020	039314-039323
273	HIGH SIERRA HOLISTICS, LLC'S JOINDER TO ETW MANAGEMENT GROUP LLC'S ANSWERS	273	7/8/2020	039324-039325
274	GREENMART OF NEVADA NLV LLC'S JOINDER TO MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC., AND LIVFREE WELLNESS, LLC ON AN ORDER SHORTENING TIME	273	7/8/2020	039326-039327
275	MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC ON AN ORDER SHORTENING TIME	273	7/8/2020	039328-039381
276	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	273	7/9/2020	039382-039411
277	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO HIGH SIERRA HOLISTICS COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/9/2020	039412-039421
278	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO MM DEVELOPMENT COMPANY, INC., & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/9/2020	039422-039434
279	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	273	7/9/2020	039435-039445

280	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	274	7/9/2020	039446-039478
281	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO QUALCANN, LLC'S SECOND AMENDED COMPLAINT	274	7/9/2020	039479-039496
282	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT	274	7/9/2020	039497-039509
283	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO TGIG PARTIES' SECOND AMENDED COMPLAINT	274	7/9/2020	039510-039523
284	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO THIRD AMENDED COMPLAINT	274	7/9/2020	039524-039539
285	OPPOSITION TO MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC ON AN ORDER SHORTENING TIME	274	7/9/2020	039540-039575
286	MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRARECORD EVIDENCE AT THE HEARING OF JUDICIAL REVIEW and TO ENLARGE TIME FOR FILING OPENING BRIEF	275	7/9/2020	039576-039735
287	DEFENDANT IN INTRVENTION, CLEAR RIVER, LLC'S ANSWER TO HIGH SIERRA HOLISTICS, LLC COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	275	7/10/2020	039736-039750
288	DEFENDANT-INTERVENOR NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO TGIG PARTIES' SECOND AMENDED COMPLAINT	276	7/10/2020	039751-039759
289	NEVADA ORGANIC REMEDIES, LLC'S ANSWER NEVADA WELLNESS CENTER, LLC'S AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039760-039772

290	DEFENDANT-INTERVENOR NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO CLARK NATURAL MEDICINE ET AL.'S FIRST AMENDED COMPLAINT	276	7/10/2020	039773-039789
291	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO ETW MANAGEMENT GROUP, LLC ET AL.'S THIRD AMENDED THIRD AMENDED COMPLAINT	276	7/10/2020	039790-039804
292	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO HIGH SIERRA HOLISTIC'S COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039805-039815
293	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039816-039829
294	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO QUALCAN, LLC.'S SECOND AMENDED COMPLAINT	276	7/10/2020	039830-039844
295	NEVADA ORGANIC REMEDIES, LLC'S ANSWER RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039845-039859
296	FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER GRANTING IN PART AND DENYING IN PART MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS (1)	276	7/11/2020	039860-039862
297	FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER GRANTING IN PART AND DENYING IN PART MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS (2)	276	7/11/2020	039863-039865
298	ORDER GRANTING CLEAR RIVER, LLC'S MOTION TO RECONSIDER THE COURT'S ORDER GRANTING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE JOHN KOCER AND NORTON ARBELAEZ FOR DEPOSITION ON ORDER SHORTENING TIME	276	7/11/2020	039866-039868

299	EVIDENTIARY HEARING ON CASE -ENDING SANCTIONS - DAY 1	277 thru 278	7/13/2020	039869-040216
300	EVIDENTIARY HEARING ON CASE -ENDING SANCTIONS - DAY 2	279	7/14/2020	040217-040263
301	MOTION FOR PROTECTIVE ORDER ON ORDER SHORTENING TIME	279	7/15/2020	040264-040323
302	BENCH TRIAL - DAY 1	280 thru 281	7/17/2020	040324-040663
303	BENCH TRIAL - DAY 2	282 thru 283	7/20/2020	040664-041020
304	BENCH TRIAL - DAY 3	284 thru 285	7/21/2020	041021-041330
305	PLAINTIFFS' OPENING BRIEF IN SUPPORT OF PETITION FOR JUDICIAL REVIEW	286	7/22/2020	041331-041363
306	BENCH TRIAL - DAY 4	287 thru 288	7/22/2020	041364-041703
307	DEPARTMENT OF TAXATION'S OPPOSITION TO TGIG'S MOTION TO SUPPLEMENT THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE; AND TO ENLARGE TIME FOR FILING OPENING BRIEF	289	7/23/2020	041704-041732
308	THC NEVADA, LLC'S JOINDER TO PLAINTIFF TGIG, LLC ET AL'S OPENING BRIEF IN SUPPORT OF PETITION FOR JUDICIAL REVIEW	289	7/23/2020	041733-041735
309	BENCH TRIAL - DAY 5	290 thru 291	7/23/2020	041736-042068
310	CIRCLE S FARMS LLC'S JOINDER TO CLEAR RIVER, LLC AND DEPARTMENT OF TAXATION'S OPPOSITIONS TO PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINIST	292	7/24/2020	042069-042071
311	THE ESSENCE ENTITIES' JOINDER TO DEPARTMENT OF TAXATION'S OPPOSITION	292	7/24/2020	042072-042074

	TO TGIG'S MOTION TO SUPPLEMENT THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE AND TO ENLARGE TIME FOR FILING OPENING BRIEF			
312	BENCH TRIAL - DAY 6	293 thru 294	7/24/2020	042075-042381
313	BENCH TRIAL - DAY 7	295 thru 296	7/27/2020	042382-042639
314	EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	297	7/28/2020	042640-042670
315	BENCH TRIAL - DAY 8	298 thru 299	7/28/2020	042671-042934
316	BENCH TRIAL - DAY 9 VOLUME I	300 thru 301	7/29/2020	042935-043186
317	THRIVE'S JOINDER TO PLAINTIFFS' OPPOSITION TO THC NEVADA LLC'S AND HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER FOR PRELIMINARY INJUNCTION ON AN ORDER SHORTENING TIME	302	7/30/2020	043187-043190
318	GREENMART OF NEVADA NLV LLC'S JOINDER TO PLAINTIFFS' OPPOSITION TO THE THC NEVADA LLC'S AND HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER FOR PRELIMINARY INJUNCTION ON AN ORDER SHORTENING TIME AND DECLARATION OF ALINA M. SHELL	302	7/30/2020	043191-043195
319	JOINDER TO THC NEVADA, LLC and HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	302	7/30/2020	043196-043209
320	BENCH TRIAL - DAY 10	303 thru 304	7/30/2020	043210-043450

321	BENCH TRIAL - DAY 11	305	7/31/2020	043451-043567
322	EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	306	7/31/2020	043568-043639
323	NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE ON AN ORDER SHORTENING TIME	306	8/3/2020	043640-043708
324	BENCH TRIAL - DAY 12	307 thru 308	8/3/2020	043709-043965
325	BENCH TRIAL - DAY 13	309 thru 310	8/4/2020	043966-044315
326	BENCH TRIAL - DAY 14	311 thru 313	8/5/2020	044316-044687
327	BENCH TRIAL - DAY 15	314 thru 316	8/6/2020	044688-045065
328	REPLY TO THE DOT'S AND CLEAR RIVER, LLC'S OPPOSITIONS TO PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS	317	8/7/2020	045066-045084
329	BENCH TRIAL - DAY 16	318 thru 319	8/10/2020	045085-045316
330	DEPARTMENT OF TAXATION'S NOTICE OF REMOVING ENTITITES FROM TIER 3	320	8/11/2020	045317-045332
331	BENCH TRIAL - DAY 17	321 thru 323	8/11/2020	045333-045697
332	MOTION TO PRECLUDE APPLICATION OF THE EQUITABLE MAXIM OF UNCLEAR HANDS AGAIN ST THE TGIG PLAINTIFFS	324	8/11/2020	045698-045711
333	BENCH TRIAL - DAY 18	325	8/12/2020	045712-045877

334	OPPOSITION TO MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	325	8/14/2020	045878-045882
335	JOINDER TO THC NEVADA, LLC AND HERBAL CHOICE, INC'S MOTION TO STRIKE DEPARTMENT OF TAXATION NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	325	8/14/2020	045883-045888
336	THC NEVADA, LLC AND HERBAL CHOICE, INC.'S JOINDER TO TGIG PLAINTIFFS' PROPOSED SUPPLEMENTAL FINDINGS OF FACT AND CONCLUSIONS OF LAW BASED UPON PARTIAL SUBSTITUTION OF THE NEVADA CANNABIS COMPLIANCE BOARD AS A PARTY DEFENDANT IN THESE CONSOLIDATED MATTERS	326	8/14/2020	045889-045891
337	DEPARTMENT OF TAXATION'S OPPOSITION TO THC NEVADA, LLC AND HERBAL CHOICE, INC.'S MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING	326	8/15/2020	045892-045899
338	ORDER REGARDING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION FOR SUMMARY JUDGMENT ON FIRST CLAIM FOR RELIEF	326	8/15/2020	045900-045905
339	THC NEVADA, LLC AND HERBAL CHOICE, INC.'S REPLY TO NEVADA ORGANIC REMEDIES' OPPOSITION TO MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	326	8/15/2020	045906-045917
340	HELPING HANDS WELLNESS CENTER, INC.'S REPLY IN SUPPORT OF MOTION TO MODIFY OR DISSOLVE THE PRELIMINARY INJUNCTION1	326	8/16/2020	045918-045932
341	NOTICE OF ENTRY OF ORDER	326	8/17/2020	045933-045939
342	BENCH TRIAL - DAY 19	327 thru 328	8/17/2020	045940-046223

343	BENCH TRIAL - DAY 20	329	8/18/2020	046224-046355
344	TRIAL EXHIBIT 1005	329	8/18/2020	046356-046389
345	TRIAL EXHIBIT 1006	330	8/18/2020	046390-046423
346	TRIAL EXHIBIT 1135	330	8/18/2020	046424-046445
347	TRIAL EXHIBIT 1302	330	8/18/2020	046446-046448
348	TRIAL EXHIBIT 2157	330	8/18/2020	046449-046502
349	TRIAL EXHIBIT 2158	330	8/18/2020	046503-046548
350	TRIAL EXHIBIT 3291	331	8/18/2020	046549-046564
351	JOINDER TO THC NEVADA, LLC and HERBAL CHOICE, INC.'S MOTION TO RENEW JOINDER TO TGIG'S COUNTERMOTION FOR ORDER DISPENSING WITH THE BOND REQUIREMENT FOR PURPOSES OF THE PRELIMINARY	331	8/28/2020	046565-046567
352	ORDER DENYING TGIG PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE AT THE HEARING OF JUDICIAL REVIEW; AND TO ENLARGE TIME FOR FILING OPENING BRIEF	331	8/28/2020	046568-046572
353	MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC FINAL PRETRIAL CONFERENCE	331	9/3/2020	046573-046666
354	BENCH TRIAL - PHASE 1	332	9/8/2020	046667-046776
355	TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/10/2020	046777-046812

356	PLAINTIFFS GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, NEVCANN LLC AND RED EARTH LLC'S JOINDER TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/14/2020	046813-046815
357	RURAL REMEDIES, LLC'S JOINDER IN TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT AND CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/15/2020	046816-046817
358	FINDINGS OF FACT, CONCLUSION OF LAW AND PERMANENT INJUNCTION	332	9/16/2020	046818-046829
359	NOTICE OF ENTRY OF JUDGMENT (1)	333	9/22/2020	046830-046844
360	NOTICE OF ENTRY OF JUDGMENT (2)	333	9/22/2020	046845-046877
361	DEPARTMENT OF TAXATION'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW, AND PERMANENT INJUNCTION	333	9/24/2020	046878-046921
362	THE ESSENCE ENTITIES' LIMITED OPPOSITION TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	9/24/2020	046922-046924
363	GREENMART OF NEVADA NLV LLC'S JOINDER TO DEPARTMENT OF TAXATION'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW, AND PERMANENT INJUNCTION	333	9/24/2020	046925-046926
364	HELPING HANDS WELLNESS CENTER, INC.'S OPPOSITION TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	9/24/2020	046927-046931
365	CLARK NATURAL MEDICINAL SOLUTIONS LLC, NYE NATURAL MEDICINAL SOLUTIONS LLC CLARK NMSD LLC AND INYO FINE CANNABIS DISPENSARY L.L.C.'S JOINDER TO NEVADA WELLNESS CENTER'S MOTION TO AND PERMANENT INJUNCTION	333	9/24/2020	046932-046933

366	WELLNESS CONNECTION OF NEVADA, LLC'S RESPONSE TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION AND COUNTERMOTION TO CLARIFY AND-OR FOR ADDITIONAL FINDINGS	333	9/24/2020	046934-046940
367	CIRCLE S FARMS LLC'S JOINDER TO OPPOSITIONS TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	10/1/2020	046941-046943
368	MOTION FOR ORDER TO SHOW CAUSE	333	10/16/2020	046944-046965
369	ORDER TO SHOW CAUSE	334	10/18/2020	046966-046999
370	PLAINTIFFS GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, NEVCANN LLC AND RED EARTH LLC'S JOINDER TO TGIG PLAINTIFFS' MOTION FOR ORDER TO SHOW CAUSE	334	10/21/2020	047000-047002
371	NOTICE OF APPEAL	335 thru 339	10/23/2020	047003-047862
372	NOTICE OF ENTRY OF ORDER	340	10/27/2020	047863-047882
373	INDEX OF EXHIBITS IN SUPPORT OF DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	341 thru 342	10/30/2020	047883-048130
374	DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	343	10/30/2020	048131-048141
375	GREENMART OF NEVADA NLV LLC'S JOINDER TO DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	343	11/2/2020	048142-048143

TABLE OF CONTENT

Alphabetical by Document Name

TAB#	Document	Vol.	Date	Pages
81	AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	11/21/2019	005950-006004
108	AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/28/2020	006507-006542
10	ANSWER TO AMENDED COMPLAINT	2	4/10/2019	000224-000236
19	ANSWER TO COMPLAINT	8	5/20/2019	001042-001053
71	ANSWER TO COMPLAINT	47	10/1/2019	005732-005758
50	ANSWER TO CORRECTED FIRST AMENDED COMPLAINT	37	7/15/2019	004414-004425
113	ANSWER TO D.H. FLAMINGO PARTIES' FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/5/2020	006658-006697
121	ANSWER TO D.H. FLAMINGO PLAINTIFFS' FIRST AMENDED COMPLAINT AND PETITION FOR REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/12/2020	006842-006853
76	ANSWER TO FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	48	11/8/2019	005913-005921
79	ANSWER TO FIRST AMENDED COMPLAINT GRAVITAS NEVADA LTD	49	11/12/2019	005938-005942
7	ANSWER TO PLAINTIFFS' FIRST AMENDED COMPLAINT AND COUNTERCLAIM	1	3/15/2019	000093-000107
125	ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION	55	2/18/2020	006885-006910
123	ANSWER TO SERENITY PLAINTIFFS' SECOND AMENDED COMPLAINT	55	2/14/2020	006868-006876
14	APPENDIX OF EXHIBITS TO NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO SERENITY WELLNESS CENTER, LLC AND RELATED PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION	5 thru 7	5/9/2019	000532-000941

74	APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	48	10/10/2019	005796-005906
302	BENCH TRIAL - DAY 1	280 thru 281	7/17/2020	040324-040663
320	BENCH TRIAL - DAY 10	303 thru 304	7/30/2020	043210-043450
321	BENCH TRIAL - DAY 11	305	7/31/2020	043451-043567
324	BENCH TRIAL - DAY 12	307 thru 308	8/3/2020	043709-043965
325	BENCH TRIAL - DAY 13	309 thru 310	8/4/2020	043966-044315
326	BENCH TRIAL - DAY 14	311 thru 313	8/5/2020	044316-044687
327	BENCH TRIAL - DAY 15	314 thru 316	8/6/2020	044688-045065
329	BENCH TRIAL - DAY 16	318 thru 319	8/10/2020	045085-045316
331	BENCH TRIAL - DAY 17	321 thru 323	8/11/2020	045333-045697
333	BENCH TRIAL - DAY 18	325	8/12/2020	045712-045877
342	BENCH TRIAL - DAY 19	327 thru 328	8/17/2020	045940-046223
303	BENCH TRIAL - DAY 2	282 thru 283	7/20/2020	040664-041020
343	BENCH TRIAL - DAY 20	329	8/18/2020	046224-046355

304	BENCH TRIAL - DAY 3	284 thru 285	7/21/2020	041021-041330
306	BENCH TRIAL - DAY 4	287 thru 288	7/22/2020	041364-041703
309	BENCH TRIAL - DAY 5	290 thru 291	7/23/2020	041736-042068
312	BENCH TRIAL - DAY 6	293 thru 294	7/24/2020	042075-042381
313	BENCH TRIAL - DAY 7	295 thru 296	7/27/2020	042382-042639
315	BENCH TRIAL - DAY 8	298 thru 299	7/28/2020	042671-042934
316	BENCH TRIAL - DAY 9 VOLUME I	300 thru 301	7/29/2020	042935-043186
354	BENCH TRIAL - PHASE 1	332	9/8/2020	046667-046776
85	BUSINESS COURT ORDER	49	11/25/2019	006018-006022
157	CIRCLE S FARMS LLC'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/9/2020	007374-007381
124	CIRCLE S FARMS LLC'S ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/18/2020	006877-006884
129	CIRCLE S FARMS LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/20/2020	006942-006949
310	CIRCLE S FARMS LLC'S JOINDER TO CLEAR RIVER, LLC AND DEPARTMENT OF TAXATION'S OPPOSITIONS TO PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINIST	292	7/24/2020	042069-042071

367	CIRCLE S FARMS LLC'S JOINDER TO OPPOSITIONS TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	10/1/2020	046941-046943
365	CLARK NATURAL MEDICINAL SOLUTIONS LLC, NYE NATURAL MEDICINAL SOLUTIONS LLC CLARK NMSD LLC AND INYO FINE CANNABIS DISPENSARY L.L.C.'S JOINDER TO NEVADA WELLNESS CENTER'S MOTION TO AND PERMANENT INJUNCTION	333	9/24/2020	046932-046933
12	CLEAR RIVER, LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	2	5/7/2019	000252-000269
55	CLEAR RIVER, LLC'S ANSWER TO PLAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/26/2019	004706-004723
158	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE ADDITIONAL DOCUMENTS ON ORDER SHORTENING TIME	58	4/9/2020	007382-007395
150	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF'S MOTION TO COMPEL PRIVILEGE LOGS AND COUNTER MOTION FOR SANCTIONS PURSUANT TO NRCP 37	57	3/30/2020	007294-007310
151	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF'S MOTION TO COMPEL SUPPLEMENTAL RESPONSES	58	3/30/2020	007311-007329
145	CLEAR RIVER, LLC'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS ON ORDER SHORTENING TIME	56	3/27/2020	007096-007099
4	COMPLAINT	1	1/4/2019	000037-000053
5	COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	1	1/4/2019	000054-000078
1	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/10/2018	000001-000012
3	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/19/2018	000026-000036
6	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	1/16/2019	000079-000092
66	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	46	9/5/2019	005566-005592

45	CORRECTED FIRST AMENDED COMPLAINT.	34	7/11/2019	003950-003967
122	CPCM HOLDINGS, LLC D/B/A THRIVE CANNABIS MARKETPLACE'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/13/2020	006854-006867
183	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO DEFENDANT-RESPONDENT NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRIT OF CERTIORRI. MANDAMUS, AND PROHIBITION	66	6/5/2020	008414-008435
263	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO QUALCAN, LLC'S SECOND AMENDED COMPLAINT	272	7/1/2020	039153-039164
261	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	6/29/2020	039115-039135
106	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO FIRST AMENDED COMPALINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	52	1/21/2020	006478-006504
69	D LUX, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/27/2019	005708-005715
119	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO ETW PLAINTIFFS' THIRD AMENDED COMPLAINT	54	2/12/2020	006815-006822
78	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI MANDAMUS, AND PROHIBITION	49	11/12/2019	005931-005937
131	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND/OR	55	2/25/2020	006952-006958

	WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION			
118	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO THE SERENITY PLAINTIFFS' SECOND AMENDED COMPLAINT	54	2/12/2020	006806-006814
11	DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	2	4/16/2019	000237-000251
17	DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' FIRST AMENDED COMPLAINT	8	5/16/2019	001025-001037
177	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	65	5/26/2020	008355-008375
168	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	62	4/21/2020	007894-007913
167	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO ETW PLAINTIFFS' THIRD AMENDED COMPLAINT	62	4/21/2020	007863-007893
175	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	65	5/21/2020	008253-008302
169	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO TGIG PLAINTIFFS' SECOND AMENDED COMPLAINT	62	4/21/2020	007914-007935
160	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S MOTION TO DISMISS 1) NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS;(2) STRIVE WELLNESS' COMPLAINT; (3) RURAL REMEDIES AMENDED COMPLAINT; (4) QUALCAN'S AMENDED COMPLAINT; (5) HIGH SIERRA HOLISTICS	59 thru 60	4/14/2020	007401-007717

	COMPLAINT AND (6) NATURAL MEDICINE'S COMPLAINT FOR FAILING TO COMPLY WITH NRS 233B.130(2)(D)			
16	DEFENDANT IN INTERVENTION'S OPPOSITION TO PLAINTIFFS' APPLICATION FOR A TEMPORARY RESTRAINING ORDER	8	5/10/2019	000975-001024
287	DEFENDANT IN INTRVENTION, CLEAR RIVER, LLC'S ANSWER TO HIGH SIERRA HOLISTICS, LLC COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	275	7/10/2020	039736-039750
161	DEFENDANT PUPO'S ANSWER TO RURAL REMEDIES' AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	61	4/14/2020	007718-007730
72	DEFENDANT RURAL REMEDIES, LLC ANSWER TO FIRST AMENDED COMPLAINT	47	10/1/2019	005759-005760
110	DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/28/2020	006560-006588
92	DEFENDANT'S ANSWER TO DH FLAMINGO INC'S ET AL., FIRST AMENDED COMPLAINT	50	12/16/2019	006088-006105
75	DEFENDANT-INTERVENOR CLEAR RIVER, LLC'S ORDER DENYING IT'S MOTION FOR PARTIAL SUMMARY JUDGEMENT ON THE PETITION FOR JUDICIAL REVIEW CAUSE OF ACTION	48	11/7/2019	005907-005912
290	DEFENDANT-INTERVENOR NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO CLARK NATURAL MEDICINE ET AL.'S FIRST AMENDED COMPLAINT	276	7/10/2020	039773-039789
288	DEFENDANT-INTERVENOR NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO TGIG PARTIES' SECOND AMENDED COMPLAINT	276	7/10/2020	039751-039759
115	DEFENDANT-RESPONDENT NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/7/2020	006723-006752

116	DEFENDANT-RESPONDENT STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/7/2020	006753-006781
68	DEFENDANT-RESPONDENT'S GOOD CHEMISTRY NEVADA, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/27/2019	005699-005707
93	DEFENDANT'S ANSWER TO DH FLAMINGO INC'S ET AL., FIRST AMENDED COMPLAINT	50	12/16/2019	006106-006123
33	DEFENDANTS' ANSWER TO PLAINTIFFS' COMPLAINT WITH COUNTERCLAIM	26	6/14/2019	002823-002846
73	DEFENDANTS MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S ANSWER	48	10/3/2019	005761-005795
374	DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	343	10/30/2020	048131-048141
164	DEPARTMENT OF TAXATION'S ANSWER TO ETW MANAGEMENT GROUP LLC PARTIES' THIRD AMENDED COMPLAINT	61	4/20/2020	007794-007810
165	DEPARTMENT OF TAXATION'S ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	61	4/20/2020	007811-007845
109	DEPARTMENT OF TAXATION'S ANSWER TO PLAINTIFF SERENITY PARTIES' SECOND AMENDED COMPLAINT	53	1/28/2020	006543-006559
166	DEPARTMENT OF TAXATION'S ANSWER TO QUALCAN'S SECOND A MENDED COMPLAINT	61	4/20/2020	007846-007862
155	DEPARTMENT OF TAXATION'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/8/2020	007347-007360
172	DEPARTMENT OF TAXATION'S INDEX OF EXHIBITS IN SUPPORT OF ITS OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN DEPARTMENT OF TAXATION'S ANSWER TO SECOND AMENDED COMPLAINT	63 thru 64	5/11/2020	007942-008232

330	DEPARTMENT OF TAXATION'S NOTICE OF REMOVING ENTITITES FROM TIER 3	320	8/11/2020	045317-045332
174	DEPARTMENT OF TAXATION'S NOTICE OF SUPPLEMENTAL AUTHORITY	65	5/12/2020	008242-008252
173	DEPARTMENT OF TAXATION'S OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN DEPARTMENT OF TAXATION'S ANSWER TO SECOND AMENDED COMPLAINT	65	5/11/2020	008233-008241
148	DEPARTMENT OF TAXATION'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	57	3/27/2020	007176-007182
307	DEPARTMENT OF TAXATION'S OPPOSITION TO TGIG'S MOTION TO SUPPLEMENT THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE; AND TO ENLARGE TIME FOR FILING OPENING BRIEF	289	7/23/2020	041704-041732
337	DEPARTMENT OF TAXATION'S OPPOSITION TO THC NEVADA, LLC AND HERBAL CHOICE, INC.'S MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING	326	8/15/2020	045892-045899
361	DEPARTMENT OF TAXATION'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW, AND PERMANENT INJUNCTION	333	9/24/2020	046878-046921
77	ERRATA TO ANSWER TO FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	48	11/8/2019	005922-005930
107	ERRATA TO DECLARATION OF ALFRED TERTERYAN IN SUPPORT OF HELPING HANDS WELLNESS CENTER, INC.'S APPLICATION FOR WRIT OF MANDAMUS	52	1/24/2020	006505-006506
269	ESSENCE ENTITIES' ANSWER QUALCAN, LLC'S SECOND AMENDED COMPLAINT	272	7/8/2020	039266-039284
272	ESSENCE ENTITIES' ANSWER TO COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/8/2020	039314-039323
103	ESSENCE ENTITIES' ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	52	1/14/2020	006440-006468

264	ESSENCE ENTITIES' ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	272	7/8/2020	039165-039193
266	ESSENCE ENTITIES' ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	7/8/2020	039211-039223
267	ESSENCE ENTITIES' ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	272	7/8/2020	039224-039235
270	ESSENCE ENTITIES' ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/8/2020	039285-039299
268	ESSENCE ENTITIES' ANSWER TO SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	7/8/2020	039236-039265
271	ESSENCE ENTITIES' ANSWER TO THE TGIG PARTIES' SECOND AMENDED COMPLAINT	273	7/8/2020	039300-039313
265	ESSENCE ENTITIES' ANSWER TO THIRD AMENDED COMPLAINT	272	7/8/2020	039194-039210
82	EUPHORIA WELLNESS, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	49	11/21/2019	006005-006011
22	EVIDENTIARY HEARING - DAY 1	10 thru 11	5/24/2019	001134-001368
38	EVIDENTIARY HEARING - DAY 10 VOLUME I OF II	30	6/20/2019	003349-003464
39	EVIDENTIARY HEARING - DAY 10 VOLUME II	31	6/20/2019	003465-003622
43	EVIDENTIARY HEARING - DAY 11	32	7/5/2019	003671-003774
44	EVIDENTIARY HEARING - DAY 12	33	7/10/2019	003775-003949
46	EVIDENTIARY HEARING - DAY 13 VOLUME I OF II	34	7/11/2019	003968-004105
47	EVIDENTIARY HEARING - DAY 13 VOLUME II	35	7/11/2019	004106-004227
49	EVIDENTIARY HEARING - DAY 14	36	7/12/2019	004237-004413

51	EVIDENTIARY HEARING - DAY 15	37	7/15/2019	004426-004500
52	EVIDENTIARY HEARING - DAY 15 VOLUME II	38	7/15/2019	004501-004679
56	EVIDENTIARY HEARING - DAY 16	39	7/28/2019	004724-004828
57	EVIDENTIARY HEARING - DAY 17 VOLUME I OF II	40	8/13/2019	004829-004935
58	EVIDENTIARY HEARING - DAY 17 VOLUME II	41	8/13/2019	004936-005027
61	EVIDENTIARY HEARING - DAY 18	42 thru 43	8/14/2019	005034-005222
62	EVIDENTIARY HEARING - DAY 19	44	8/15/2019	005223-005301
23	EVIDENTIARY HEARING - DAY 2 VOLUME I OF II	12	5/28/2019	001369-001459
24	EVIDENTIARY HEARING - DAY 2 VOLUME II	13	5/28/2019	001460-001565
63	EVIDENTIARY HEARING - DAY 20	45	8/16/2019	005302-005468
25	EVIDENTIARY HEARING - DAY 3 VOLUME I OF II	14	5/29/2019	001566-001663
26	EVIDENTIARY HEARING - DAY 3 VOLUME II	15	5/29/2019	001664-001807
27	EVIDENTIARY HEARING - DAY 4	16 thru 17	5/30/2019	001808-002050
28	EVIDENTIARY HEARING - DAY 5 VOLUME I OF II	18	5/31/2019	002051-002113
29	EVIDENTIARY HEARING - DAY 5 VOLUME II	19 thru 20	5/31/2019	002114-002333
31	EVIDENTIARY HEARING - DAY 6	22 thru 23	6/10/2019	002345-002569
32	EVIDENTIARY HEARING - DAY 7	24 thru 25	6/11/2019	002570-002822
34	EVIDENTIARY HEARING - DAY 8 VOLUME I OF II	26	6/18/2019	002847-002958
35	EVIDENTIARY HEARING - DAY 8 VOLUME II	27	6/18/2019	002959-003092
36	EVIDENTIARY HEARING - DAY 9 VOLUME I OF II	28	6/19/2019	003093-003215

37	EVIDENTIARY HEARING - DAY 9 VOLUME II	29	6/19/2019	003216-003348
299	EVIDENTIARY HEARING ON CASE -ENDING SANCTIONS - DAY 1	277 thru 278	7/13/2020	039869-040216
300	EVIDENTIARY HEARING ON CASE -ENDING SANCTIONS - DAY 2	279	7/14/2020	040217-040263
314	EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	297	7/28/2020	042640-042670
322	EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	306	7/31/2020	043568-043639
64	FINDINGS OF FACT AND CONCLUSIONS OF LAW GRANTING PRELIMINARY INJUNCTION	46	8/23/2019	005469-005492
114	FINDINGS OF FACT AND CONCLUSIONS OF LAW GRANTING PRELIMINARY INJUNCTION	54	2/7/2020	006698-006722
358	FINDINGS OF FACT, CONCLUSION OF LAW AND PERMANENT INJUNCTION	332	9/16/2020	046818-046829
296	FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER GRANTING IN PART AND DENYING IN PART MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS (1)	276	7/11/2020	039860-039862
297	FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER GRANTING IN PART AND DENYING IN PART MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS (2)	276	7/11/2020	039863-039865
42	FIRST AMENDED COMPLAINT	32	7/3/2019	003653-003670
67	FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/6/2019	005593-005698
2	FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/18/2018	000013-000025
70	FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	47	9/29/2019	005716-005731

53	GREENMART OF NEVADA NLC LLC'S ANSWER TO PLAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/17/2019	004680-004694
126	GREENMART OF NEVADA NLV LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/18/2020	006911-006921
120	GREENMART OF NEVADA NLV LLC'S ANSWER TO ETW MANAGEMENT GROUP LLC, GLOBAL HARMONY LLC, GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, HERBAL CHOICE INC., JUST QUALITY LLC, LIBRA WELLNESS CENTER, LLC, ROMBOUGH REAL ESTATE INC. DBA MOTHER HERB, NEVCANN LLC, RED EARTH LLC, THC NEVADA LLC, ZION GARDENS LLC AND MMOF VEGAS RETAIL, INC.'S THIRD AMENDED COMPLAINT	55	2/12/2020	006823-006841
137	GREENMART OF NEVADA NLV LLC'S ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	3/6/2020	007013-007024
132	GREENMART OF NEVADA NLV LLC'S ANSWER TO QUALCAN LLC'S SECOND AMENDED COMPLAINT	55	2/25/2020	006959-006970
138	GREENMART OF NEVADA NLV LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	3/6/2020	007025-007036
375	GREENMART OF NEVADA NLV LLC'S JOINDER TO DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	343	11/2/2020	048142-048143
363	GREENMART OF NEVADA NLV LLC'S JOINDER TO DEPARTMENT OF TAXATION'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW, AND PERMANENT INJUNCTION	333	9/24/2020	046925-046926

274	GREENMART OF NEVADA NLV LLC'S JOINDER TO MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC., AND LIVFREE WELLNESS, LLC ON AN ORDER SHORTENING TIME	273	7/8/2020	039326-039327
318	GREENMART OF NEVADA NLV LLC'S JOINDER TO PLAINTIFFS' OPPOSITION TO THE THC NEVADA LLC'S AND HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER FOR PRELIMINARY INJUNCTION ON AN ORDER SHORTENING TIME AND DECLARATION OF ALINA M. SHELL	302	7/30/2020	043191-043195
134	GREENMART OF NEVADA NLV LLC'S MOTION TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/28/2020	006984-006987
154	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO ETW PLAINTIFFS' MOTION TO COMPEL	58	4/3/2020	007337-007346
153	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO ETW PLAINTIFFS' MOTION TO COMPEL PRIVILEGE LOGS	58	4/3/2020	007333-007336
141	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL GREENMART TO ALSO PRODUCE KENNETH LEE AND HAE LEE FOR DEPOSITION	56	3/18/2020	007075-007080
144	GREENMART OF NEVADA NLV LLC'S RESPONSE IN OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	56	3/23/2020	007087-007095
99	GREENMART OF NEVADA NLV LLC'S ANSWER TO D.H. FLAMINGO PLAINTIFFS' FIRST AMENDED COMPLAINT	51	1/6/2020	006272-006295
89	HEARING ON APPLICATION OF NEVADA ORGANIC REMEDIES FOR WRIT OF MANDAMUS TO COMPEL STATE TO MOVE IT TO TIER 2 OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	12/9/2019	006058-006068
176	HEARING ON MOTIONS FOR SUMMARY JUDGMENT OR WRIT OF MANDAMUS AND MOTION TO EXTEND TIME FOR BRIEFING	65	5/22/2020	008303-008354

65	HEARING ON OBJECTIONS TO STATE'S RESPONSE, NEVADA WELLNESS CENTER'S MOTION RE COMPLIANCE RE PHYSICAL ADDRESS, AND BOND AMOUNT SETTING	46	8/29/2019	005493-005565
112	HEARING ON OBJECTIONS TO SUBPOENAS DUCES TECUM, MOTIONS FOR PROTECTIVE ORDERS, APPLICATION OF FOR WRIT OF MANDAMUS, MOTION FOR SETTING SETTLEMENT CONFERENCE, AND MOTION TO REDACT AND SEAL EXHIBITS 4 AND 5	53	1/31/2020	006610-006657
276	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	273	7/9/2020	039382-039411
277	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO HIGH SIERRA HOLISTICS COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/9/2020	039412-039421
278	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO MM DEVELOPMENT COMPANY, INC., & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/9/2020	039422-039434
279	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	273	7/9/2020	039435-039445
280	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	274	7/9/2020	039446-039478
281	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO QUALCANN, LLC'S SECOND AMENDED COMPLAINT	274	7/9/2020	039479-039496
282	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT	274	7/9/2020	039497-039509
283	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO TGIG PARTIES' SECOND AMENDED COMPLAINT	274	7/9/2020	039510-039523

284	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO THIRD AMENDED COMPLAINT	274	7/9/2020	039524-039539
364	HELPING HANDS WELLNESS CENTER, INC.'S OPPOSITION TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	9/24/2020	046927-046931
340	HELPING HANDS WELLNESS CENTER, INC.'S REPLY IN SUPPORT OF MOTION TO MODIFY OR DISSOLVE THE PRELIMINARY INJUNCTION1	326	8/16/2020	045918-045932
273	HIGH SIERRA HOLISTICS, LLC'S JOINDER TO ETW MANAGEMENT GROUP LLC'S ANSWERS	273	7/8/2020	039324-039325
373	INDEX OF EXHIBITS IN SUPPORT OF DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	341 thru 342	10/30/2020	047883-048130
21	INTERVENING DEFENDANTS' JOINDER AND SUPPLEMENTAL BRIEFING IN SUPPORT OF THE STATE OF NEVADA'S AND NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION; AND LONE MOUNTAIN PARTNERS, LLC'S OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION OR FOR WRIT OF MANDAMUS	9	5/23/2019	001068-001133
41	INTERVENOR DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFF'S COMPLAINT	32	7/3/2019	003640-003652
40	INTERVENOR DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' SECOND AMENDED COMPLAINT	31	6/24/2019	003623-003639
319	JOINDER TO THC NEVADA, LLC and HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAIING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	302	7/30/2020	043196-043209
351	JOINDER TO THC NEVADA, LLC and HERBAL CHOICE, INC.'S MOTION TO RENEW JOINDER TO TGIG'S COUNTERMOTION FOR ORDER DISPENSING WITH THE BOND REQUIREMENT FOR PURPOSES OF THE PRELIMINARY	331	8/28/2020	046565-046567

335	JOINDER TO THC NEVADA, LLC AND HERBAL CHOICE, INC'S MOTION TO STRIKE DEPARTMENT OF TAXATION NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	325	8/14/2020	045883-045888
54	LONE MOUNTAIN PARTNERS, LLC'S ANSWER TO LAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/22/2019	004695-004705
30	LONE MOUNTAIN PARTNERS, LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	21	6/5/2019	002334-002344
90	LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	49	12/10/2019	006069-006081
101	LONE MOUNTAIN PARTNERS, LLC'S REPLY IN SUPPORT OF MOTION TO DISMISS SECOND AMENDED COMPLAINT	51	1/8/2020	006359-006368
163	MINUTE ORDER CLEAR RIVER'S REQUEST FOR OST ON MOTION TO DISMISS	61	4/15/2020	007793-007793
135	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC ANSWER TO NATURAL MEDICINE, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	2/28/2020	006988-007000
127	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION	55	2/18/2020	006922-006935
111	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/29/2020	006589-006609
286	MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRARECORD EVIDENCE AT THE HEARING OF JUDICIAL REVIEW and TO ENLARGE TIME FOR FILING OPENING BRIEF	275	7/9/2020	039576-039735
368	MOTION FOR ORDER TO SHOW CAUSE	333	10/16/2020	046944-046965
8	MOTION FOR PRELIMINARY INJUNCTION	2	3/18/2019	000108-000217
301	MOTION FOR PROTECTIVE ORDER ON ORDER SHORTENING TIME	279	7/15/2020	040264-040323

275	MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC ON AN ORDER SHORTENING TIME	273	7/8/2020	039328-039381
353	MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC FINAL PRETRIAL CONFERENCE	331	9/3/2020	046573-046666
332	MOTION TO PRECLUDE APPLICATION OF THE EQUITABLE MAXIM OF UNCLEAN HANDS AGAIN ST THE TGIG PLAINTIFFS	324	8/11/2020	045698-045711
260	MOTION TO VOLUNTARILY DISMISS MMOV VEGAS RETAIL, INC. AND REQUEST TO RELEASE MMOV VEGAS RETAIL, INC.'S BOND FUNDS ON AN ORDER SHORTENING TIME	271	6/29/2020	038948-039114
289	NEVADA ORGANIC REMEDIES, LLC'S ANSWER NEVADA WELLNESS CENTER, LLC'S AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039760-039772
295	NEVADA ORGANIC REMEDIES, LLC'S ANSWER RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039845-039859
291	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO ETW MANAGEMENT GROUP, LLC ET AL.'S THIRD AMENDED THIRD AMENDED COMPLAINT	276	7/10/2020	039790-039804
292	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO HIGH SIERRA HOLISTIC'S COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039805-039815
293	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039816-039829
180	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO NATURAL MEDICINE'S LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	65	6/4/2020	008394-008401
294	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO QUALCAN, LLC.'S SECOND AMENDED COMPLAINT	276	7/10/2020	039830-039844

181	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	66	6/4/2020	008402-008409
146	NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO QUALCAN'S PETITION FOR WRIT OF MANDAMUS	56	3/27/2020	007100-007143
15	NEVADA ORGANIC REMIDIES, LLC'S OPPOSITION TO SERENITY WELLNESS CENTER, LLC AND RELATED PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION	8	5/9/2019	000942-000974
136	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT/RESPONDENT STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND/OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	2/28/2020	007001-007012
156	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/8/2020	007361-007373
133	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/26/2020	006971-006983
143	NEVADA WELLNESS CENTER, LLC'S JOINDER TO ETW PLAINTIFFS' MOTION TO COMPEL	56	3/20/2020	007084-007086
142	NEVADA WELLNESS CENTER, LLC'S JOINDER TO ETW PLAINTIFFS' MOTION TO COMPEL PRIVILEGE LOGS	56	3/20/2020	007081-007083
323	NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE ON AN ORDER SHORTENING TIME	306	8/3/2020	043640-043708
371	NOTICE OF APPEAL	335 thru 339	10/23/2020	047003-047862
359	NOTICE OF ENTRY OF JUDGMENT (1)	333	9/22/2020	046830-046844
360	NOTICE OF ENTRY OF JUDGMENT (2)	333	9/22/2020	046845-046877
98	NOTICE OF ENTRY OF ORDER	51	1/3/2020	006264-006271
104	NOTICE OF ENTRY OF ORDER	52	1/14/2020	006469-006474

341	NOTICE OF ENTRY OF ORDER	326	8/17/2020	045933-045939
372	NOTICE OF ENTRY OF ORDER	340	10/27/2020	047863-047882
159	NOTICE OF ENTRY OF ORDER DENYING MM DEVELOPMENT COMPANY, INC.'S MOTION TO STRIKE AND-OR DISMISS D.H. FLAMINGO, INC.'S COUNTERCLAIM	58	4/9/2020	007396-007400
83	NOTICE OF ENTRY OF ORDER DENYING MM DEVELOPMENT COMPANY, INC.'S AND LIVFREE WELLNESS, LLC'S MOTION TO ALTER OR AMEND FINDINGS OF FACT AND CONCLUSION OF LAW,	49	11/22/2019	006012-006015
258	NOTICE OF ENTRY OF ORDER ON PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN JORGE PUPO'S ANSWER TO SECOND AMENDED COMPLAINT	270	6/23/2020	038868-038871
130	NOTICE OF FILING OF EMERGENCY PETITION FOR WRIT OF MANDAMUS OR PROHIBITION UNDER NRAP 21(a)6)	55	2/21/2020	006950-006951
91	NOTICE OF HEARING	49	12/13/2019	006082-006087
100	NV WELLNESS CENTER, LLC'S MOTION TO COMPEL ON AN ORDER SHORTENING TIME	51	1/8/2020	006296-006358
95	OPPOSITION TO HELPING HANDS WELLNESS CTR, INC.'S APPLICATION FOR WRIT OF MANDAMUS	50	12/27/2019	006207-006259
13	OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION	3 thru 4	5/9/2019	000270-000531
285	OPPOSITION TO MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC ON AN ORDER SHORTENING TIME	274	7/9/2020	039540-039575
334	OPPOSITION TO MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	325	8/14/2020	045878-045882
102	OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL	52	1/10/2020	006369-006439

80	ORDER DENYING 1) ORGANIC REMEDIES, LLC'S MOTION TO DISSOLVE PRELIMINARY INJUNCTION AND TO STAY PRELIMINARY INJUNCTION PENDING APPEAL AND 2) LONE MOUNTAIN PARTNERS, LLC'S	49	11/19/2019	005943-005949
182	ORDER DENYING D.H. FLAMINGO, INC. AND SURTERRA HOLDINGS, INC.'S MOTION FOR SUMMARY JUDGMENT AGAINST MM DEVELOPMENT COMPANY, INC.	66	6/5/2020	008410-008413
152	ORDER DENYING DEFENDANT JORGE PUPO'S MOTION TO DISMISS	58	3/30/2020	007330-007332
171	ORDER DENYING LONE MOUNTAIN PARTNER'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	62	5/5/2020	007940-007941
84	ORDER DENYING MM DEVELOPMENT COMPANY, INC. 'S AND LIVFREE WELLNESS LLC'S MOTION TO ALTER AMEND FINDINGS OF FACT AND CONCLUSION OF LAW	49	11/22/2019	006016-006017
96	ORDER DENYING MOTION FOR STAY AND GRANTING IN PART MOTION TO EXPEDITE	50	12/30/2019	006260-006262
105	ORDER DENYING NEVADA ORGANIC REMEDIES, LLC'S AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC	52	1/14/2020	006475-006477
352	ORDER DENYING TGIG PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE AT THE HEARING OF JUDICIAL REVIEW; AND TO ENLARGE TIME FOR FILING OPENING BRIEF	331	8/28/2020	046568-046572
97	ORDER DENYING THE DEPARTMENT OF TAXATION OBJECTION TO DISCOVERY COMMISSIONER'S REPORT AND RECOMMENDATIONS	51	12/31/2019	006263-006263
298	ORDER GRANTING CLEAR RIVER, LLC'S MOTION TO RECONSIDER THE COURT'S ORDER GRANTING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE	276	7/11/2020	039866-039868

	JOHN KOCER AND NORTON ARBELAEZ FOR DEPOSITION ON ORDER SHORTENING TIME			
18	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	8	5/16/2019	001038-001041
59	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	41	8/14/2019	005028-005030
60	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	41	8/14/2019	005031-005033
128	ORDER GRANTING IN PART AND DENYING IN PART THE DEPARTMENT OF TAXATION'S MOTIONS FOR PROTECTIVE ORDER ON ORDER SHORTENING TIME	55	2/19/2020	006936-006941
86	ORDER GRANTING MOTION FOR LEAVE TO FILE SECOND AMENDED COMPLAINT IN CASE NO. A-786962	49	11/26/2019	006023-006024
170	ORDER GRANTING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE ADDITIONAL DOCUMENTS ON ORDER SHORTENING TIME	62	4/21/2020	007936-007939
338	ORDER REGARDING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION FOR SUMMARY JUDGMENT ON FIRST CLAIM FOR RELIEF	326	8/15/2020	045900-045905
369	ORDER TO SHOW CAUSE	334	10/18/2020	046966-046999
140	PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL GREENMART OF NEVADA, LLC TO PRODUCE KENNETH LEE AND HAE LEE FOR DEPOSITION ON ORDER SHORTENING TIME	56	3/16/2020	007058-007074
147	PLAINTIFF NEVADA WELLNESS CENTER, LLC'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	57	3/27/2020	007144-007175
243	PLAINTIFF'S RECORD PART 59	232	6/12/2020	033643-033801
9	PLAINTIFFS' COUNTER-DEFENDANTS' ANSWER TO COUNTERCLAIM	2	4/5/2019	000218-000223

185	PLAINTIFF'S DECLARATION & POA-F2018-01430	67 thru 74	6/12/2020	008455-009889
187	PLAINTIFF'S DKT 148-1 INDEX OF EXHIBITS - 1	76 thru 77	6/12/2020	009934-010291
188	PLAINTIFF'S DKT 148-1 INDEX OF EXHIBITS - 2	78 thru 79	6/12/2020	010292-010595
370	PLAINTIFFS GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, NEVCANN LLC AND RED EARTH LLC'S JOINDER TO TGIG PLAINTIFFS' MOTION FOR ORDER TO SHOW CAUSE	334	10/21/2020	047000-047002
356	PLAINTIFFS GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, NEVCANN LLC AND RED EARTH LLC'S JOINDER TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/14/2020	046813-046815
186	PLAINTIFF'S NOTICE OF FILING RECORD ON REVIEW	75	6/12/2020	009890-009933
20	PLAINTIFFS' OMNIBUS REPLY IN SUPPORT OF MOTION FOR PRELIMINARY INJUNCTION	8	5/22/2019	001054-001067
305	PLAINTIFFS' OPENING BRIEF IN SUPPORT OF PETITION FOR JUDICIAL REVIEW	286	7/22/2020	041331-041363
94	PLAINTIFFS' OPPOSITION TO LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	50	12/20/2019	006124-006206
189	PLAINTIFF'S RECORD PART 1	80 thru 81	6/12/2020	010596-010937
198	PLAINTIFF'S RECORD PART 10	93	6/12/2020	012724-012878
199	PLAINTIFF'S RECORD PART 11	94	6/12/2020	012879-013032
200	PLAINTIFF'S RECORD PART 12	95	6/12/2020	013033-013187
201	PLAINTIFF'S RECORD PART 13	96	6/12/2020	013188-013341
202	PLAINTIFF'S RECORD PART 14	97	6/12/2020	013342-013496

203	PLAINTIFF'S RECORD PART 15	98 thru 99	6/12/2020	013497-013774
204	PLAINTIFF'S RECORD PART 16	100 thru 101	6/12/2020	013775-014052
205	PLAINTIFF'S RECORD PART 17	102 thru 103	6/12/2020	014053-014330
206	PLAINTIFF'S RECORD PART 18	104 thru 105	6/12/2020	014331-014608
207	PLAINTIFF'S RECORD PART 18	106 thru 107	6/12/2020	014609-014886
208	PLAINTIFF'S RECORD PART 19	108 thru 111	6/12/2020	014887-015426
190	PLAINTIFF'S RECORD PART 2	82 thru 83	6/12/2020	010938-011275
209	PLAINTIFF'S RECORD PART 20	112 thru 115	6/12/2020	015427-015966
210	PLAINTIFF'S RECORD PART 21	116 thru 119	6/12/2020	015967-016506
211	PLAINTIFF'S RECORD PART 22	120 thru 123	6/12/2020	016507-017048
212	PLAINTIFF'S RECORD PART 24	124 thru 131	6/12/2020	017049-018484
213	PLAINTIFF'S RECORD PART 25	132 thru 134	6/12/2020	018485-018844
214	PLAINTIFF'S RECORD PART 26	135 thru 136	6/12/2020	018845-019202
215	PLAINTIFF'S RECORD PART 27	137 thru 144	6/12/2020	019203-020637

216	PLAINTIFF'S RECORD PART 28	145 thru 147	6/12/2020	020638-020999
217	PLAINTIFF'S RECORD PART 29	148 thru 149	6/12/2020	021000-021357
191	PLAINTIFF'S RECORD PART 3	84 thru 85	6/12/2020	011276-011613
218	PLAINTIFF'S RECORD PART 30	150 thru 157	6/12/2020	021358-022621
219	PLAINTIFF'S RECORD PART 31	158 thru 159	6/12/2020	022622-022979
220	PLAINTIFF'S RECORD PART 32	160 thru 167	6/12/2020	022980-024414
221	PLAINTIFF'S RECORD PART 33	168 thru 169	6/12/2020	024415-024718
222	PLAINTIFF'S RECORD PART 35	170 thru 177	6/12/2020	024719-026153
223	PLAINTIFF'S RECORD PART 37	178	6/12/2020	026154-026256
224	PLAINTIFF'S RECORD PART 39	179 thru 181	6/12/2020	026257-026669
192	PLAINTIFF'S RECORD PART 4	86 thru 87	6/12/2020	011614-011951
225	PLAINTIFF'S RECORD PART 40	182 thru 183	6/12/2020	026670-026934
226	PLAINTIFF'S RECORD PART 41	184 thru 186	6/12/2020	026935-027347
227	PLAINTIFF'S RECORD PART 42	187 thru 188	6/12/2020	027348-027612

228	PLAINTIFF'S RECORD PART 43	189 thru 191	6/12/2020	027613-028025
229	PLAINTIFF'S RECORD PART 44	192 thru 193	6/12/2020	028026-028290
230	PLAINTIFF'S RECORD PART 45	194 thru 196	6/12/2020	028291-028703
231	PLAINTIFF'S RECORD PART 46	197 thru 198	6/12/2020	028704-028968
232	PLAINTIFF'S RECORD PART 47	199 thru 201	6/12/2020	028969-029451
233	PLAINTIFF'S RECORD PART 48	202 thru 204	6/12/2020	029452-029934
234	PLAINTIFF'S RECORD PART 49	205 thru 207	6/12/2020	029935-030346
193	PLAINTIFF'S RECORD PART 5	88	6/12/2020	011952-012104
235	PLAINTIFF'S RECORD PART 50	208 thru 210	6/12/2020	030347-030758
236	PLAINTIFF'S RECORD PART 51	211 thru 213	6/12/2020	030759-031170
237	PLAINTIFF'S RECORD PART 52	214 thru 216	6/12/2020	031171-031582
238	PLAINTIFF'S RECORD PART 54	217 thru 219	6/12/2020	031583-031994
239	PLAINTIFF'S RECORD PART 55	220 thru 222	6/12/2020	031995-032406
240	PLAINTIFF'S RECORD PART 56	223 thru 225	6/12/2020	032407-032818

242	PLAINTIFF'S RECORD PART 58	229 thru 231	6/12/2020	033231-033642
194	PLAINTIFF'S RECORD PART 6	89	6/12/2020	012105-012258
244	PLAINTIFF'S RECORD PART 60	233	6/12/2020	033802-033877
245	PLAINTIFF'S RECORD PART 61	234 thru 235	6/12/2020	033878-034143
246	PLAINTIFF'S RECORD PART 62	236 thru 237	6/12/2020	034144-034409
247	PLAINTIFF'S RECORD PART 63	238 thru 239	6/12/2020	034410-034675
248	PLAINTIFF'S RECORD PART 64	240 thru 241	6/12/2020	034676-034943
249	PLAINTIFF'S RECORD PART 65	242 thru 245	6/12/2020	034944-035512
250	PLAINTIFF'S RECORD PART 66	246 thru 248	6/12/2020	035513-035919
251	PLAINTIFF'S RECORD PART 67	249 thru 251	6/12/2020	035920-036326
252	PLAINTIFF'S RECORD PART 68	252 thru 254	6/12/2020	036327-036733
253	PLAINTIFF'S RECORD PART 69	255 thru 257	6/12/2020	036734-037140
195	PLAINTIFF'S RECORD PART 7	90	6/12/2020	012259-012413
254	PLAINTIFF'S RECORD PART 70	258 thru 260	6/12/2020	037141-037547
255	PLAINTIFF'S RECORD PART 71	261 thru 263	6/12/2020	037548-037954

256	PLAINTIFF'S RECORD PART 72	264 thru 266	6/12/2020	037955-038415
257	PLAINTIFF'S RECORD PART 73	267 thru 269	6/12/2020	038416-038867
196	PLAINTIFF'S RECORD PART 8	91	6/12/2020	012414-012569
197	PLAINTIFF'S RECORD PART 9	92	6/12/2020	012570-012723
241	PLAINTIFF'S RECORD PARTY 57	226 thru 228	6/12/2020	032819-033230
48	PLAINTIFFS-COUNTER DEFENDANTS' ANSWER TO COUNTERCLAIM	35	7/12/2019	004228-004236
178	PURE TONIC CONCENTRATES LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	65	5/29/2020	008376-008379
139	QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	56	3/13/2020	007037-007057
88	REPLY IN SUPPORT OF AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	12/6/2019	006048-006057
328	REPLY TO THE DOT'S AND CLEAR RIVER, LLC'S OPPOSITIONS TO PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS	317	8/7/2020	045066-045084
179	RURAL REMEDIES, LLC'S ANSWER TO DEFENDANT-RESPONDENT NATURAL MEDICINE'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORI, MANDAMUS AND PROHIBITION	65	6/3/2020	008380-008393
357	RURAL REMEDIES, LLC'S JOINDER IN TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT AND CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/15/2020	046816-046817

117	SECOND AMENDED COMPLAINT	54	2/11/2020	006782-006805
376	SHOW CAUSE HEARING	343	11/2/2020	048144-048281
259	SUPPLEMENT TO RECORD ON REVIEW IN ACCORDANCE WITH THE NEVADA ADMINISTRATIVE PROCEDURE ACT	270	6/26/2020	038872-038947
355	TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/10/2020	046777-046812
87	TGIG SECOND AMENDED COMPLAINT	49	11/26/2019	006025-006047
184	TGIG, LLC, NEVADA HOLISTIC MEDICINE, LLC, GBS NEVADA PARTNERS, FIDELIS HOLDINGS, LLC, GRAVITAS NEVADA, NEVADA PURE, LLC, MEDIFARM, LLC, AND MEDIFARM IV'S ANSWER TO NATURAL MEDICINE	66	6/10/2020	008436-008454
336	THC NEVADA, LLC AND HERBAL CHOICE, INC.'S JOINDER TO TGIG PLAINTIFFS' PROPOSED SUPPLEMENTAL FINDINGS OF FACT AND CONCLUSIONS OF LAW BASED UPON PARTIAL SUBSTITUTION OF THE NEVADA CANNABIS COMPLIANCE BOARD AS A PARTY DEFENDANT IN THESE CONSOLIDATED MATTERS	326	8/14/2020	045889-045891
339	THC NEVADA, LLC AND HERBAL CHOICE, INC.'S REPLY TO NEVADA ORGANIC REMEDIES' OPPOSITION TO MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	326	8/15/2020	045906-045917
308	THC NEVADA, LLC'S JOINDER TO PLAINTIFF TGIG, LLC ET AL'S OPENING BRIEF IN SUPPORT OF PETITION FOR JUDICIAL REVIEW	289	7/23/2020	041733-041735
311	THE ESSENCE ENTITIES' JOINDER TO DEPARTMENT OF TAXATION'S OPPOSITION TO TGIG'S MOTION TO SUPPLEMENT THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE AND TO ENLARGE TIME FOR FILING OPENING BRIEF	292	7/24/2020	042072-042074
362	THE ESSENCE ENTITIES' LIMITED OPPOSITION TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	9/24/2020	046922-046924

149	THE ESSENCE ENTITIES' OPPOSITION TO ETW PLAINTIFFS' 1) MOTION TO COMPEL AND 2) MOTION TO COMPEL PRIVILEGE LOGS	57	3/27/2020	007183-007293
317	THRIVE'S JOINDER TO PLAINTIFFS' OPPOSITION TO THC NEVADA LLC'S AND HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER FOR PRELIMINARY INJUNCTION ON AN ORDER SHORTENING TIME	302	7/30/2020	043187-043190
162	THRIVE'S SUPPLEMENTAL BRIEF IN SUPPORT OF OPPOSITION TO ETW MANAGEMENT GROUP LLC; ET AL.'S MOTION TO COMPEL	61	4/14/2020	007731-007792
344	TRIAL EXHIBIT 1005	329	8/18/2020	046356-046389
345	TRIAL EXHIBIT 1006	330	8/18/2020	046390-046423
346	TRIAL EXHIBIT 1135	330	8/18/2020	046424-046445
347	TRIAL EXHIBIT 1302	330	8/18/2020	046446-046448
348	TRIAL EXHIBIT 2157	330	8/18/2020	046449-046502
349	TRIAL EXHIBIT 2158	330	8/18/2020	046503-046548
350	TRIAL EXHIBIT 3291	331	8/18/2020	046549-046564
262	WELLNESS CONNECTION OF NEVADA, LLC'S ANSWER TO PLAINTIFF NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	6/29/2020	039136-039152
366	WELLNESS CONNECTION OF NEVADA, LLC'S RESPONSE TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION AND COUNTERMOTION TO CLARIFY AND-OR FOR ADDITIONAL FINDINGS	333	9/24/2020	046934-046940

326

A P P E A R A N C E S

FOR THE PLAINTIFFS:

ADAM K. BULT, ESQ.
SIGAL CHATTAH, ESQ.
PETER S. CHRISTIANSEN, ESQ.
MARK S. DZARNOSKI, ESQ.
DOMINIC P. GENTILE, ESQ.
WILLIAM S. KEMP, ESQ.
ROSS J. MILLER, ESQ.
THEODORE PARKER, III, ESQ.
JAMES W. PUZEY, ESQ.
NATHANAEL R. RULIS, ESQ.
CRAIG D. SLATER, ESQ.
STEPHANIE J. SMITH, ESQ.
AMY L. SUGDEN, ESQ.

FOR THE DEFENSE:

STEVEN G. SHEVORSKI, ESQ.
AKKE LEVIN, ESQ.
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JOEL Z. SCHWARZ, ESQ.
ANDREW J. SHARPLES, ESQ.
JORDAN T. SMITH, ESQ.
RICHARD D. WILLIAMSON, ESQ.
CAYLA WITTY, ESQ.

ALSO PRESENT:

DIANE L. WELCH, ESQ.
For Jorge Pupo

I N D E X

WITNESSES FOR THE PLAINTIFF:

JORGE PUPO

Cross-Examination by Mr. Rose	10
Cross-Examination by Mr. Kahn	14
Redirect Examination by Mr. Gentile	14
Recross-Examination by Ms. Chattah	52
Recross-Examination by Ms. Sugden	63
Recross-Examination by Mr. Bice	76
Recross-Examination by Mr. Kahn	77

GREG SMITH

Direct Examination by Mr. Miller	80
Voir Dire Examination by Mr. Bice	100
Continued Direct Examination by Mr. Miller	111
Cross-Examination by Mr. Schwarz	172
Cross-Examination by Mr. Bice	186
Cross-Examination by Mr. Gutierrez	206
Cross-Examination by Mr. Koch	216
Cross-Examination by Mr. Williamson	219
Redirect Examination by Mr. Miller	244
Cross-Examination by Ms. Chattah	252

ALLEN PULIZ

Direct Examination by Ms. Sugden	256
Cross-Examination by Mr. Dzarnoski	304
Cross-Examination by Mr. Koch	308

E X H I B I T S

EXHIBITS ADMITTED:

1259	287
1259	321
1539	318

1 **LAS VEGAS, CLARK COUNTY, NEVADA, AUGUST 5, 2020, 8:22 A.M.**

2 *** * * * ***

3 **JORGE PUPO**

4 [having been called as a witness and being first duly sworn,
5 testified as follows:]

6 THE COURT: Okay. Now you can sit down. I swore him
7 in.

8 THE CLERK: Thank you.

9 THE COURT: I just didn't want you to have to get up
10 and down.

11 Mr. Rose, you said you had about a half-hour.

12 Mr. Gentile, did you have a housekeeping matter?

13 MR. GENTILE: I do.

14 THE COURT: Okay.

15 MR. GENTILE: Your Honor, last night I sent out an
16 email to everybody, and when I looked at it this morning I
17 guess I also sent it to the clerk of the court, and I didn't
18 intend for that, but that's what happened.

19 THE COURT: Darn.

20 MR. GENTILE: The long and the short of it is we
21 believe, we meaning the plaintiffs believe that if we could
22 take Kara Cronkhite's deposition tomorrow we can finish our
23 case and probably rest it. If not the last minute on Monday
24 then early Tuesday morning. But it's going to require that
25 deposition and all of the intervenors and the State are in

 JD Reporting, Inc.

1 agreement. So with the blessing of the Court I would like to
2 be able to call Litigation Services, set up the deposition for
3 tomorrow.

4 THE COURT: In the preservation of testimony?

5 MR. GENTILE: Preservation of the testimony.

6 THE COURT: Okay. Is the State okay with that?

7 MR. SHEVORSKI: The State agrees, Your Honor.

8 THE COURT: All right. Anybody object?

9 MR. SMITH: No, Your Honor. There is just one
10 additional piece to it that Mr. Gentile forgot. Part of the
11 agreement is contingent on the extent that any testimony from
12 today's not finished, we finish it tomorrow morning before
13 beginning the deposition of this Ms. Cronkhite.

14 MR. GENTILE: Yeah. I actually didn't read
15 Mr. Bice's email until about 10 minutes ago and
16 [indiscernible]. He's right I did forget that, but that would
17 be the only condition. In other words, I'm going to schedule
18 her depo for 10:00 o'clock.

19 THE COURT: Okay.

20 MR. GENTILE: I can't imagine that we won't finish
21 today. I mean, tomorrow, no, today. I can't imagine that we
22 won't finish today, but --

23 THE COURT: How many witnesses you got today? You
24 got Mr. Pupo this morning, Mr. Smith after that and then what
25 do we got?

1 MR. GENTILE: Mr. Puliz and a deposition.

2 THE COURT: Okay.

3 MR. GENTILE: And we added it up, and even with
4 protracted cross it shouldn't last five and half hours.

5 THE COURT: Okay.

6 MR. GENTILE: So if the Court will allow me, I'd like
7 to go call and have Litigation Services --

8 THE COURT: So let me confirm with the State what I
9 believe I know from the record. It's my understanding that
10 based upon Ms. Cronkhite's recent medical procedure and some
11 issues she had related to that procedure, and the COVID test
12 that her doctor had her take when he saw her as a result of
13 those complications, that she's been advised not to return to
14 work, which would mean participating in the trial and has not
15 yet received her COVID test results; is that correct?

16 MS. LEVIN: That's correct, Your Honor.

17 THE COURT: Okay.

18 MS. LEVIN: Her results --

19 THE COURT: I don't need any more.

20 MS. LEVIN: It takes forever. I don't know why,
21 that's the main hold up right now because she's feeling better.

22 THE COURT: Okay.

23 MS. LEVIN: But -- better than before but
24 [indiscernible].

25 THE COURT: Given that representation related to the

1 medical condition that she is currently experiencing, I am
2 going to allow the perpetuation of the testimony to occur. If
3 you have all agreed to do it tomorrow at 10:00 o'clock after
4 you finish all of the evidence that is otherwise going to be
5 presented in the case, then that's great. And then we will
6 play that preserved testimony then on Monday; is that the plan?

7 MR. GENTILE: That's the plan. We -- we are ordering
8 an expedited transcript. We hope to have it by Friday and
9 circulate it, and then everybody can do whatever they want to
10 do.

11 THE COURT: So can I just ask the elephant in the
12 room question. Given her medical condition why don't we just
13 have her testify by video so we don't have to do it twice?

14 MR. GENTILE: I'm sorry?

15 THE COURT: Given her medical condition why don't we
16 just to have her testify by video and come up with an agreement
17 on if there is a problem with the record how you are going to
18 confirm that the record occurred?

19 MR. GENTILE: Well, that's what we do plan on doing.
20 And --

21 THE COURT: So we're all going to sit here tomorrow
22 at 10 and take her testimony?

23 MR. GENTILE: No. That's no -- we were going to do
24 it at litigation. She needs to do it at home.

25 THE COURT: I know.

1 MR. GENTILE: And so we were going to do it in the
2 nature of a -- of a videotaped presentation and then submit it
3 to the clerk because, you know, I mean, if the Court wants to
4 do that, I don't know if I can -- I don't know -- I don't know
5 if, if they can do that. You've been concerned about video in
6 the courtroom --

7 THE COURT: Well, I -- remember we came up with a
8 solution which was what you called a bystander record, and I
9 required a stipulation while there were certain real medical
10 conditions if we were going to take testimony by video. And
11 I'm happy to take the testimony by video tomorrow morning so we
12 don't have to do it twice because the plan you've come up with
13 is to preserve her testimony and then play the preserved
14 testimony which is two times.

15 MR. GENTILE: All right. But we've already postponed
16 two witnesses to Monday based on some --

17 THE COURT: Okay. That's fine.

18 MR. GENTILE: So I would really prefer to let her
19 stay home. We depose her. She may need to get up a bunch of
20 times; I don't know, and we want to make it as easy for her as
21 possible.

22 THE COURT: Okay.

23 MR. GENTILE: Okay.

24 THE COURT: I said okay.

25 MR. GENTILE: All right. Thank you, Judge.

1 THE COURT: So are we ready to start Mr. Pupo? I
2 swore him in.

3 MR. ROSE: May I, Your Honor?

4 THE COURT: You may.

5 CROSS-EXAMINATION

6 BY MR. ROSE:

7 Q Good morning, Mr. Pupo. My name is Chris Rose. I
8 represent Wellness Connection of Nevada. I just have a few
9 follow-up questions for you from yesterday.

10 Would you please explain whether you ever reviewed
11 any of the applications that were submitted for recreational
12 licenses in September of 2018?

13 A Can you speak up a little bit, I mean, I think I
14 heard you, but no, I did not review any applications.

15 Q Okay. You did not review any of the applications
16 that were submitted in September 2018 at any time?

17 A At any time.

18 Q Okay. And that would be because as you testified
19 yesterday in response to questioning by Mr. Prince, you were
20 not involved in the grading or the scoring of those
21 applications; is that correct?

22 A That's correct.

23 Q That was done by, according to your understanding,
24 the outside independent graders that the D.O.T. hired?

25 A Yes.

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1 Q All right. So let's talk about them. Would you
2 please explain any discussions you had with Danette Kluever.

3 A Danette?

4 Q Do you know who that is?

5 A Yeah. It sounds familiar. I think there was a
6 contractor that stayed on with the Department afterwards for a
7 period of time, and I believe that's her because that name
8 sounds familiar.

9 Q Okay. Do you recognize her as one of the graders?

10 A Yes. I think that's -- she was a grader. If I'm
11 talking -- if we're talking about the same person, she was a
12 grader that later stayed on with the Department for a period of
13 time afterwards.

14 Q Okay. So after the applications were submitted in
15 September 2018, did you have any discussions with Ms. Kluever
16 or any of the other graders that were in charge of reviewing
17 and grading the applications?

18 A No.

19 Q So you had no discussions with her, with Mr. Elloyan,
20 Mr. Lemons, anyone who was any of the outside contractors hired
21 by the D.O.T. to review and score the applications; you had no
22 discussions with them?

23 A No.

24 Q What about any emails? Did you exchange any emails
25 with any of the outside graders that the D.O.T. hired after the

1 applications were submitted in September 2018?

2 A No.

3 Q Text messages?

4 A I'm sorry?

5 Q Any text messages?

6 A No.

7 Q So you had no contact of any time with the
8 individuals that were charged with reviewing and scoring the
9 applications; is that fair?

10 A That's correct.

11 Q Okay. Is it fair to say that you did not have any
12 influence over how the graders decided to score any particular
13 application?

14 A That's correct.

15 Q And you never tried to exercise any influence over
16 that process; correct?

17 A Correct.

18 Q Are you aware of anyone who worked for or who
19 assisted the D.O.T. that you believe did anything improper to
20 influence the graders and how they reviewed and scored the
21 applications that were submitted in September 2018?

22 A No.

23 Q And you're not aware of anyone -- anyone connected
24 with the D.O.T. or employed by the D.O.T. that caused the
25 graders to show any favoritism or preferences in how they did

1 their job in reviewing and scoring the applications; is that
2 correct?

3 A That's correct.

4 Q You understand that you're named personally in this
5 litigation; right?

6 A Yes.

7 Q Have you ever received any money, payments, call it
8 whatever you want, bribes, kickbacks, anything of that nature?
9 Have you received anything of that nature in connection with
10 your job at the D.O.T.?

11 A Never.

12 Q And are you aware of anyone who is employed or
13 connected with the D.O.T. in any way whoever received any
14 payments of any kind, bribes, kickbacks, call it whatever you
15 want, for any special or favorable treatment in the process
16 connected with the applications submitted in September 2018?

17 A No.

18 MR. ROSE: Thank you Mr. Pupo.

19 THE WITNESS: You're welcome.

20 THE COURT: Mr. Rose, you didn't wipe it down.

21 MR. ROSE: That's right.

22 THE COURT: Mr. Gentile, I think -- is there any
23 other intervening defendant or who wants to come up?

24 Mr. Kahn. Thank you.

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CROSS-EXAMINATION

BY MR. KAHN:

Q Good morning, Mr. Pupo. My name is Jared Kahn. I represent Helping Hands Wellness Center. Are you familiar with Helping Hands Welcome Center? They are a prevailing licensee applicant.

A I've heard of them. Yeah. I'm not intimately familiar with them.

Q Okay. During the application process, did anyone from Helping Hands contact you directly to inquire about the application?

A No.

Q Did you provide any information directly to Helping Hands that was not provided to any other applicant?

A No.

MR. KAHN: Okay. Thank you.

THE COURT: Any other interveners wish to inquire?
Mr. Gentile.

Thank you, Mr. Kahn.

REDIRECT EXAMINATION

BY MR. GENTILE:

Q Good morning, Mr. Pupo.

A Good morning, Mr. Gentile.

Q Yesterday when Mr. Bice was questioning you -- do you know what a leading question is; do you know what that means?

1 A Yes.

2 Q Okay. What does it mean?

3 A Basically, a question trying to guide an individual
4 to answer -- to a certain answer.

5 Q Okay. And he -- yesterday you said -- he questioned
6 you with regard to whether or not you talked about GTI and the
7 transaction that was going to occur between Mr. Yemenidjian and
8 his -- one of his companies, Integral Associates and GTI at
9 Hank's, and I want to read to you -- and you basically said
10 that you didn't remember, you didn't think so, okay. That was
11 the essence of what you said yesterday, but he led you. So
12 what I would like to do now --

13 MR. GENTILE: And, Shane, if you will, this is the
14 deposition of Jorge Pupo, pages 70, starting at line 23. Wait,
15 wait, wait. Pages 70 and 71, but unfortunately I'm looking at
16 the rough over here, and I looked at the finished product this
17 morning. So page 70 and 71.

18 (Pause in the proceedings.)

19 BY MR. GENTILE:

20 Q Mr. Pupo, we're going to show you your deposition in
21 a second.

22 (Playing audio-video deposition)

23 Now, with regard to the bars or restaurants at which
24 you met Mr. Yemenidjian, can you tell us what bars and
25 restaurants you met with him at?

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1 A I believe the Elephant Bar. And I think that's the
2 only one -- that's the only one I can remember.

3 Q Well, the Elephant Bar serves food, but it's a bar
4 for the most part. What about Hank's? Do you know what Hank's
5 is? It's a steakhouse over at the Green Valley Ranch.

6 A Ranch, so I've heard, yes, sir.

7 Q Did you ever meet him there?

8 A So I had, I believe, you know, today I believe I did.
9 I couldn't remember that meeting location during the
10 preliminary injunction, but I believe I -- today I as I sit
11 here today, I believe I did.

12 Q Okay. What do you remember now that you didn't
13 remember then? Why don't you describe that meeting in terms of
14 who was present, what was talked about, what was placed on the
15 table by the people who work there; things of that nature.

16 UNIDENTIFIED SPEAKER: Objection to the form of the
17 question.

18 THE COURT: Overruled.

19 MR. BICE: Objection to the form.

20 THE WITNESS: Yes, so it was Amanda Connor and Armen,
21 himself, and I believe he was telling me about the sale of the
22 Integral businesses to GTI.

23 BY MR. GENTILE:

24 Q So you remember about, I'm sorry, I didn't mean to
25 cut you off.

1 A Right. [Indiscernible]. I think it's GTI that
2 bought them or whatever, but he was just telling me about that.

3 (Publishing of audio-video ends.)

4 BY MR. GENTILE:

5 Q Okay. And then later on at your deposition Mr. Bice
6 questioned you about the same subject.

7 Can we have page 212 and 213 queued up. If you give
8 me a second --

9 (Publishing audio-video deposition.)

10 BY MR. GENTILE:

11 Q Well, in other words, merging meetings or discussions
12 that you've had over the course of years and getting the dates
13 on when these discussions [indiscernible] confused; is that
14 possible?

15 A Very much so. I mean [indiscernible].

16 MR. GENTILE: Starting at line 22 on page 212 through
17 line 12 on page 213.

18 MR. BICE: I'm going to object to that, Your Honor.
19 It's incomplete. He's omitting the discussion before line 22.

20 MR. GENTILE: Oh, I don't have a problem with that.

21 THE COURT: So let's move it up.

22 MR. GENTILE: Sure.

23 THE COURT: Thanks.

24 UNIDENTIFIED SPEAKER: Well, where should we start?

25 THE COURT: Mr. Bice, where would you like us to

1 start?

2 MR. GENTILE: Mr. Bice, where would you like us to
3 start?

4 MR. BICE: Well, after where you just stopped. Pick
5 up -- just keep going from where you stopped.

6 THE COURT: From the prior segment?

7 MR. BICE: Yeah. Start on line 7.

8 THE COURT: All right. Shane, if you could go back
9 to the end of the prior segment and then just plan for a little
10 bit.

11 MR. GENTILE: Sure.

12 UNIDENTIFIED SPEAKER: It's going to start on 211,
13 line 20.

14 (Publishing audio-video.)

15 MR. BICE: [Indiscernible] some of these meetings
16 that you had and the subject matters would've been discussed
17 [indiscernible].

18 UNIDENTIFIED SPEAKER: Objection as to form.

19 THE COURT: Overruled.

20 We lost the feed. It's okay.

21 (Publishing audio-video.)

22 UNIDENTIFIED SPEAKER: [Indiscernible] some of these
23 meetings that you had and the subject matters that would have
24 been discussed for [indiscernible?]

25 UNIDENTIFIED SPEAKER: Object as to form.

1 THE COURT: Overruled.

2 THE WITNESS: What do you mean complaining?

3 BY MR. BICE:

4 Q Well, in other words, merging meetings or discussions
5 that you've had over the course of years and getting the dates
6 on when these discussions had confused; is that possible?

7 A Very much so. I mean --

8 Q Okay. I think one of the representations that was
9 made is that, and I think you said that you thought at the time
10 that you had a meeting at Hank's that a transaction with GTI
11 was discussed; do you recall saying that?

12 A Yeah.

13 Q Is it possible that actually there was a discussion
14 about a company known as the MedMen and not GTI?

15 A It's possible. I mean, a lot of discussions about a
16 lot of different things --

17 Q There where a lot of -- is it fair to say that there
18 were a lot of discussions going on about possible mergers and
19 acquisitions and throughout the 2018 time period?

20 A Yes, there was the Canadian [indiscernible.]

21 Q Okay. And did you recall -- are you sure that at the
22 Hank's meeting that you actually talked about GTI, that it ever
23 even came up?

24 A You know, I believe that, you know, was the case for
25 it, you know.

1 Q Okay. Fair enough.

2 (Publishing ends of audio-video.)

3 MR. GENTILE: That's enough.

4 THE COURT: Mr. Bice, is it okay if we stopped there?

5 MR. BICE: Yes, Your Honor. Thank you.

6 THE COURT: You may continue.

7 BY MR. GENTILE:

8 Q You've been in a courtroom a couple of days?

9 A Yes.

10 Q I think you're on your third. When that deposition
11 was taken; you were at your home, weren't you?

12 A Yes.

13 Q You were allowed to get up and go to your bathroom
14 whenever you wanted to and basically you were in the comfort of
15 your own home?

16 A Yes.

17 Q Okay.

18 MR. GENTILE: Okay. Can we have Exhibit 1014 pulled
19 up, please. And I believe that's in evidence. I think
20 Mr. Bice used it yesterday actually.

21 If I may have a moment, I have to overcome a crash.

22 THE COURT: Okay.

23 BY MR. GENTILE:

24 Q Yesterday, Mr. Bice was talking to you, asking you
25 questions with regard to Exhibit 1014 and then pointed out that

1 some of the plaintiffs in this case filed multiple applications
2 as one; remember that?

3 A Yes.

4 Q Okay. Now, you would agree, would you not, that the
5 limitation was on how many -- how many licenses would be
6 awarded with regard to applicants; am I right? Not more than
7 one per jurisdiction?

8 A Per applicant.

9 Q Per applicant, right. But there was nothing to
10 prevent a single entity from filing multiple applications, and
11 if they won on all of them, they'd only get one; am I right?

12 A Yes.

13 Q And so if you had three specific locations, real
14 ones, not post office boxes and you wanted to file -- you
15 wanted to pay 5,000 per application knowing that if you won
16 more than one you were only going to get one, but thinking that
17 three might increase your chances of getting the one, you could
18 do that; right?

19 A Yes, if you want to. If you want to file three
20 applications for the same jurisdiction knowing you're only
21 getting one.

22 MR. GENTILE: Can we go to the very bottom of
23 1014-00001. I don't know if you can do this, Shane, but I'd
24 like to have the last line on that and the first two lines on
25 the next page. Could you highlight lines 38, 39 and 40,

1 please.

2 BY MR. GENTILE:

3 Q Can you see lines 38, 39, and 40 of Exhibit 1004?

4 A Yes.

5 Q So this indicates that GTI Nevada filed three
6 applications for Clark County, Las Vegas in the September 2018
7 license application period; am I right?

8 A I don't know. I'd have to see the header.

9 Q Okay.

10 Let's go up to the top and show him where it was.

11 A Okay. So, yes, it was three applications for Clark
12 County.

13 Q Right. There was nothing wrong with that, was there?

14 A No.

15 Q But if they won two or three, you would only award
16 one; am I right?

17 A Correct.

18 Q Okay. If GTI Nevada had decided that instead of
19 filing three it wanted to create a couple of subsidiaries and
20 file applications with them instead of as GTI Nevada, let's say
21 it had GTI Nevada Henderson, GTI Nevada Tropicana, GTI Nevada
22 Las Vegas, and it filed three applications. They all had the
23 same information. They all had the same owners. They all had
24 the same board of directors. They all had the same officers.
25 Is it your testimony that they would then get three because

1 they split it up into three companies?

2 MR. PRINCE: Objection. Foundation.

3 THE COURT: Overruled.

4 THE WITNESS: So first of all, they couldn't just
5 create subsidiaries for the purpose of the application because
6 you had to have a current license. You had to be currently
7 licensed to have a medical.

8 The second part of your question, yes, because
9 there's a difference between the definition and the application
10 as to applicant versus ownership group.

11 BY MR. GENTILE:

12 Q I see. So that's the way you interpreted it?

13 A Yes.

14 Q Let's go down here to lines 90, 91 and 92. It looks
15 like Marapharm Ventures, Inc., also filed three applications;
16 am I right?

17 A Yes.

18 Q DP Holdings, Inc., filed two; right?

19 A Yes.

20 Q And then go down to 96, 97, Nye Farm Tech LTD filed
21 two?

22 A Yes.

23 Q Okay. So there was nothing wrong with filing more
24 than one. Fidelis filed more than one, others filed more than
25 one. There was nothing wrong with that?

1 A No.

2 Q Okay. Well, Mr. Bice got into the GTI transaction
3 during your examination pretty deeply. The GTI acquisition of
4 Integral; remember him questioning you about that?

5 A Yes.

6 MR. GENTILE: Okay. I have some exhibits I don't
7 know if they're in or not, Your Honor. Can I ask the clerk if
8 they are?

9 THE COURT: What are the numbers, Mr. Gentile?

10 MR. GENTILE: 1692.

11 THE CLERK: That's proposed.

12 MR. GENTILE: I'm sorry?

13 THE CLERK: It's proposed.

14 MR. GENTILE: It's in?

15 THE COURT: No, it is not in.

16 MR. GENTILE: It's not in. Okay. 1820.

17 THE CLERK: That one is not in either.

18 MR. GENTILE: That's also proposed?

19 THE CLERK: It's also proposed.

20 MR. GENTILE: Proposed. Okay. 1750.

21 THE CLERK: 1750?

22 MR. GENTILE: Yes.

23 THE CLERK: It's proposed.

24 MR. GENTILE: It's proposed?

25 THE CLERK: Yes.

1 MR. GENTILE: And 2036.

2 THE CLERK: It's proposed.

3 MR. GENTILE: Proposed.

4 THE CLERK: Yes.

5 MR. GENTILE: Okay. Your Honor, I would submit and
6 move into evidence at this time Exhibit 1692, which was
7 produced by Essence in this matter particularly -- specifically
8 pages 71 -- I mean, I gotta move the whole thing in, I
9 understand that, but the pages that I intend to use are 7133,
10 7135, 36 and 37 and 38, and what they purport to be is the
11 Nevada business registration -- well, it's a cover letter by
12 Amanda Connor dated May 6, 2019, and the Nevada business
13 registration.

14 THE COURT: So let me see if there's an objection.

15 Mr. Bice, is there an objection?

16 MR. BICE: Yes, Your Honor, my objection is this is a
17 7,000 page list that they want to use. This witness has
18 already testified that he saw none of the applications.

19 THE COURT: Okay. So, Mr. Gentile, I don't know how
20 you're going to lay foundation with this witness. Ms. Connor
21 may be an agent, but at this point I don't have enough
22 information to admit the document.

23 MR. GENTILE: Well, it is a statement by an adverse
24 party.

25 THE COURT: Well, it's a statement by an attorney for

1 an adverse party. So I've got a couple of steps --

2 MR. GENTILE: No, not the -- not the pages 713 --

3 THE COURT: It's a 7,000 page --

4 MR. GENTILE: You know, I don't need it through this
5 witness. I will move separately for the introduction of it.

6 THE COURT: Okay. All right.

7 MR. GENTILE: I will move into evidence Exhibit 1820.

8 THE COURT: Is there an objection to 1820?

9 MR. BICE: Yes. I'm looking at --

10 THE COURT: Mr. Bice, you've got to speak up. I know
11 you can talk louder than that.

12 MR. BICE: I'm sorry, Your Honor. I have an
13 objection to this. This is a D.O.T. document. It's about 314
14 pages. I don't know what they're being offered for. I haven't
15 heard any relevancy to them or how they --

16 THE COURT: Mr. Gentile, for what purpose are you
17 offering it?

18 MR. GENTILE: I am offering this for the purpose of
19 establishing the score that was obtained by Essence and
20 particularly the diversity aspect of it and then compare it to
21 GTI's which is coming next so that we can get into the question
22 of how some -- GTI who finished, I think 38th or something like
23 that, could basically leapfrog into getting these new licenses
24 when the law requires that they have to be able to establish
25 that they can -- in order for the transfer to even take place

1 that they have to be able to establish that they can operate at
2 least as well or better, and these documents establish that --
3 if I could read Mr. Miller's handwriting I could do better.

4 THE COURT: Mitch used to say that about me.

5 Mr. Shevorski, it sounds like you have an objection?

6 MR. SHEVORSKI: Judge, I believe those are also --
7 those pages are attorney's eyes only or a vast majority of
8 them, also foundation with respect to this witness since he's
9 never seen them before.

10 MR. GENTILE: I won't know that until I get to show
11 them to him.

12 THE COURT: Well, they're the scoresheets.

13 MR. BICE: Well, 314 pages of --

14 MR. GENTILE: No, I can --

15 MR. BICE: -- cobbled together exhibit by the
16 plaintiffs.

17 MR. GENTILE: I give you the specific ones, and we
18 will rename them. I think we have actually --

19 Haven't we retitled them, Andy? Could you please
20 tell me what the proposed exhibit is. All right.

21 (Pause in the proceedings.)

22 MR. GENTILE: All right. This would be Proposed
23 2152.

24 THE COURT: Okay.

25 MR. GENTILE: And the pages --

1 THE COURT: Have you told Mr. Bice and Mr. Shevorski
2 what pages are in the new proposed exhibit?

3 MR. GENTILE: I can read them right now.

4 THE COURT: Okay.

5 MR. GENTILE: I can show them to them right now.

6 THE COURT: Okay.

7 (Pause in the proceedings.)

8 MR. GENTILE: All right. This would be Proposed
9 2152.

10 THE COURT: Okay.

11 (Pause in the proceedings.)

12 THE COURT: Mr. Bice and Mr. Shevorski, to this new
13 exhibit, do you have an objection?

14 MR. BICE: Yeah.

15 THE COURT: Could you tell me what your objection is,
16 Mr. Bice.

17 MR. BICE: There is no -- this witness already
18 testified he wasn't involved in the grading. These are all
19 grading documents that the witness has never seen before. He
20 has no foundation for testifying about them.

21 MR. SHEVORSKI: We'd also object on the ground that
22 the scoring sheets in particular was the attorney's eyes only
23 and contained confidential information that has not been waived
24 by the applicant.

25 THE COURT: So --

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1 MR. BICE: And I also want to make on the record the
2 an objection it's beyond the scope of redirect. This will --

3 THE COURT: Do you mean cross?

4 MR. BICE: This was -- none of the scoring was
5 discussed --

6 THE COURT: Do you mean cross?

7 MR. BICE: Yes. Recross. My apologies.

8 THE COURT: I'm sorry. I'm trying to keep you on
9 track, Mr. Bice.

10 Mr. Gentile, why don't we do it this way. You are
11 welcome to show the documents to the witness, and then you can
12 ask him a question about them without them being admitted into
13 evidence because I have confidentiality issues related to those
14 documents.

15 MR. GENTILE: Thank you, Your Honor. Now, I take it
16 I have to do that with you closing your eyes?

17 THE COURT: No. You're going to hand them to the
18 witness.

19 MR. GENTILE: Oh, okay. Good.

20 THE COURT: Or I guess you could show them to the
21 witness on the screen if I look away.

22 MR. GENTILE: Whichever the Court prefers.

23 THE COURT: Can we show them on the screen, Shane.

24 All right. I'm going to look away and have another
25 couple of sips of coffee while you and Mr. Puppo have a

1 discussion.

2 MR. GENTILE: Then I would propose, Your Honor, that
3 I be able to go back to the last one and do it the same way.
4 There's no reason not to.

5 THE COURT: You can ask him questions about it
6 without admitting them into evidence as long as he doesn't read
7 from them.

8 MR. GENTILE: That's fine.

9 (Pause in the proceedings.)

10 THE COURT: Is he giving you paper?

11 MR. SHEVORSKI: That's what I am --

12 THE COURT: Ramsey has gloves if you need them.

13 THE WITNESS: Okay. I don't know if he's giving
14 me --

15 MS. WELCH: No, I object, Your Honor, to him being
16 handed paper. It's --

17 THE COURT: We're not handing paper unless the
18 witness asks for it. But we do have a display, and I'm not
19 looking. So this lovely wall is what I'm looking at with the
20 two exit signs in the two doors.

21 MS. WELCH: Thank you, Your Honor.

22 MR. GENTILE: Just make a record change, originally I
23 offered 1692. It has been -- we extracted five pages from it,
24 and it is now Proposed 2149. So that's the one you have to
25 rule on.

1 THE COURT: I am sustaining the objection because of
2 the confidentiality and the nonwaiver. I am allowing you to
3 show the proposed exhibit on the screen to the witness without
4 me looking at it so you can ask the witness questions about it
5 for comparison as you represented of the diversity scores among
6 the various applicants you are concerned about.

7 MR. GENTILE: Thank you.

8 THE COURT: Given the fact he said he wasn't familiar
9 with any of the applications, and hadn't reviewed any of them,
10 it may be a short questioning.

11 BY MR. GENTILE:

12 Q Mr. Pupo, in order to -- on May the 6th of 2019, did
13 you -- did it come to your attention --

14 A I'm sorry. What was the date -- the date?

15 Q May the 6th, 2019.

16 A I'm sorry. I still didn't hear that.

17 Q May 6, 2019.

18 A May 6?

19 Q May.

20 A May. Okay.

21 Q May 6, 2019. All right. Did it come to your
22 attention that -- well, you knew by that time that Essence had
23 won licenses in the December 2018 announcement. Am I right?

24 A Yes.

25 Q All right. And do you recall where they won

1 licenses?

2 A No, not outside of Clark County.

3 Q Okay. At that time was it your understanding that
4 the GTI transaction regarding the ownership of Essence
5 Tropicana, LLC, had concluded?

6 MR. BICE: Objection. Foundation.

7 THE COURT: Overruled.

8 THE WITNESS: So my understanding that a merger -- I
9 don't remember all the entities involved -- was approved,
10 finally approved by the Department sometime in April of 2019.

11 BY MR. GENTILE:

12 Q Right. So by May 6, it was approved; right?

13 A Yes.

14 Q All right. And in order to -- in order to gain
15 approval among the things, and there are many, that have to be
16 done is that the ownership of the entity, the resulting entity
17 has to be disclosed to the State of Nevada; right?

18 A Yes.

19 Q Okay. And you were involved with regard to the GTI
20 Integral acquisition and the results of it?

21 MR. SHEVORSKI: Objection. Foundation.

22 MS. WELCH: Objection.

23 THE COURT: Overruled.

24 THE WITNESS: Only to the extent where once the --
25 Steve's group had done all the legwork, if you will, I reviewed

1 the final packet that was --

2 BY MR. GENTILE:

3 Q The final what, sir?

4 A The final packet.

5 Q The final packet. Okay.

6 MR. GENTILE: Could you show him, please, I suppose
7 it is now 2149-7136.

8 BY MR. GENTILE:

9 Q I'm going to ask if you've ever seen this document.
10 This is for purposes of -- well, let me ask the predicate
11 question. Do you remember every document that you looked at?

12 A No.

13 Q Okay. You would have, as part of that package, there
14 would have been the ownership disclosed of this -- the
15 ownership of Essence Tropicana, LLC, would have been disclosed.
16 Am I right?

17 A Yes.

18 Q Okay. And when that was disclosed, was it disclosed
19 that Integral Associates was a hundred percent owned by GTI
20 Core, LLC?

21 MR. SHEVORSKI: I'm going to object to the extent it
22 calls for attorney-client communications he had with anybody
23 from the Deputy Attorney General's office or that causes him to
24 reveal confidential information of a taxpayer.

25 MR. BICE: Your Honor, I'm also going to object on

1 the grounds of relevancy. This is supposed to be a lawsuit --
2 I know what it's really about, but at least according to the
3 complaint, it's supposed to be a lawsuit about the licensing
4 process in 2018 and how Mr. Ritter's group was somehow cheated
5 as opposed to Mr. Ritter's group using the litigation as a tool
6 to try and harm its competitors.

7 THE COURT: Okay.

8 MR. BICE: This has nothing to do with this --

9 THE COURT: Okay. The objections are overruled;
10 however, the witness is cautioned to not include any
11 communications with counsel, whether they were at the Attorney
12 General's office or with your current counsel.

13 BY MR. GENTILE:

14 Q Do you even remember the question?

15 A No.

16 Q I'm sure you don't. I'm having a hard time. So let
17 me start over.

18 Was it your understanding that Integral Associates
19 owned Essence Tropicana, LLC, after this transaction closed?

20 MR. SHEVORSKI: Same objection.

21 MR. BICE: Objection. Foundation.

22 THE COURT: Overruled.

23 THE WITNESS: Yeah, I don't remember what the final
24 structure was.

25 BY MR. GENTILE:

1 Q If you saw the documents, would that refresh your
2 recollection?

3 A I don't know.

4 Q So it might be what you're saying?

5 A It may.

6 Q Okay.

7 MR. GENTILE: Okay. Your Honor, I'd ask that I be
8 permitted to show the witness three pages, which would be 7136,
9 7137 and -- well, I don't know that that's the way they're
10 renumbered.

11 Shane, how were they renumbered in the new exhibit?

12 TECH SHANE: My apologies right now. We're going to
13 work that -- those three pages of 2149.

14 THE COURT: Thank you.

15 MR. GENTILE: They have the same numbers?

16 TECH SHANE: Yeah.

17 MR. GENTILE: So 2149, pages 7136, 7137 and 7138.

18 BY MR. GENTILE:

19 Q I ask you to take a look at them, Mr. Pupo, before I
20 ask you the next question.

21 THE COURT: And I'm still looking at the lovely wall,
22 the exit signs and the doors.

23 THE WITNESS: Am I just looking at this one page?

24 MR. GENTILE: No. You're going to see three.

25 THE WITNESS: Okay.

1 MR. GENTILE: Just let us know when you're ready for
2 the next.

3 THE WITNESS: Okay.

4 MR. GENTILE: Ready for the next one?

5 (Pause in the proceedings.)

6 BY MR. GENTILE:

7 Q Okay. Does this -- you've seen this before, haven't
8 you?

9 A I don't recall seeing this document.

10 Q All right. Do you now remember that Integral --
11 excuse me GTI Core, LLC, owned a hundred percent of Integral
12 Associates, LLC, after the merger?

13 MR. BICE: Objection, Your Honor. The witness has
14 already testified it didn't refresh his recollection. Counsel
15 is now just trying to read the document in so as to get around
16 the Court's ruling and leave it up on the screen.

17 THE COURT: Overruled.

18 THE WITNESS: Right. That's what that document says,
19 but like I said, I don't remember what the final structure was
20 after the approval.

21 MR. GENTILE: Okay.

22 MR. BICE: So now I'll move to strike the answer
23 because he's testifying based solely on a document that did not
24 refresh his recollection.

25 THE COURT: Overruled.

1 / / /

2 BY MR. GENTILE:

3 Q So are you saying that you have no memory at all of
4 the ownership of Essence Tropicana, LLC, after the merger?

5 A I mean, if I remember, the packet was pretty
6 extensive, or maybe a thousand pages or something like that.
7 And, you know, I -- I did many, many transfers of ownerships.
8 I mean, that's not a significant moment in my life that I would
9 retain someone else's ownership.

10 Q Would you agree that GTI Corp. LLC owned a hundred
11 percent of Integral Associates, LLC, which owned a hundred
12 percent of Essence Tropicana, LLC?

13 MR. BICE: Objection. Foundation.

14 THE COURT: Overruled.

15 But can you give us a time, please.

16 THE WITNESS: Again, I -- I don't know what the final
17 structure --

18 THE COURT: Wait. I'm going to have Mr. Gentile give
19 us a time.

20 THE WITNESS: Oh, I'm sorry.

21 MR. GENTILE: Yes.

22 BY MR. GENTILE:

23 Q Would you agree that as of the merger, and certainly
24 as of May the 6th of 2019, GTI corporation -- actually, GTI
25 Core, C-o-r-e, owned a hundred percent of Integral Associates,

JD Reporting, Inc.

1 and Integral Associates owned a hundred percent of Essence
2 Tropicana, LLC.

3 MR. BICE: Objection.

4 MR. SHEVORSKI: Objection. Compound.

5 MR. BICE: Foundation.

6 THE COURT: Overruled.

7 THE WITNESS: Again, I don't remember what the final
8 structure was at the end of the approval.

9 BY MR. GENTILE:

10 Q Do you remember that there was a GTI Core, LLC?

11 A Yes. That sounds familiar.

12 Q All right. Do you remember that VCP 23, LLC, was the
13 sole member of GTI Core, LLC?

14 MR. BICE: Objection. Foundation.

15 THE WITNESS: No, I don't remember --

16 THE COURT: Overruled.

17 THE WITNESS: -- what the structure was.

18 BY MR. GENTILE:

19 Q Do you remember that the sole member of VCP 23, LLC,
20 was GTI 23, Inc.?

21 MR. BICE: Same objection, Your Honor.

22 THE COURT: Overruled.

23 THE WITNESS: No. I don't -- I don't remember the
24 structure.

25 BY MR. GENTILE:

1 Q Do you remember that the sole member of GTI 23, Inc.,
2 was Green Thumb Industries, Inc.?

3 MR. BICE: Same objection, Your Honor.

4 THE COURT: Overruled.

5 THE WITNESS: Wait. Can you say that again.

6 BY MR. GENTILE:

7 Q Do you remember that the sole member of GTI 23, Inc.,
8 was Green Thumb Industries, Inc.?

9 A No, I don't.

10 Q All right. Do you remember that Armand Yemenidjian
11 was the president?

12 A No, I don't remember.

13 Q Do you know that -- do you remember that Alejandro
14 Yemenidjian was the board -- a board member?

15 MR. SHEVORSKI: Object. Form.

16 THE COURT: Overruled.

17 THE WITNESS: No, I don't remember.

18 BY MR. GENTILE:

19 Q Do you remember that Benjamin Kovler was the chairman
20 of the board, the CEO?

21 MR. SHEVORSKI: Object. Form.

22 THE COURT: Overruled.

23 THE WITNESS: No, I don't remember.

24 BY MR. GENTILE:

25 Q Do you remember that Anthony Georgiadis was a board

1 member and CFO?

2 MR. SHEVORSKI: Object. Form.

3 THE COURT: Overruled.

4 THE WITNESS: No, I don't remember.

5 BY MR. GENTILE:

6 Q Do you know Wendy Berger? Did you ever hear that
7 name?

8 A No, I don't recall that name.

9 Q You do recall the names Alejandro Yemenidjian; right?

10 A Yes.

11 Q And you do recall the names Armand Yemenidjian?

12 A Yes.

13 Q Benjamin Kovler, you recall that name?

14 A No.

15 Q You don't. You remember the name Anthony Georgiadis?

16 A No.

17 Q Okay. Jennifer Dooley, did you ever -- do you
18 remember that name?

19 A No.

20 Q Okay. Are you aware that there were no other
21 officers, directors or owners disclosed to the State at that
22 time?

23 MR. SHEVORSKI: Object to form.

24 THE COURT: Overruled.

25 THE WITNESS: No, I don't remember.

1 / / /

2 BY MR. GENTILE:

3 Q Okay. Mr. Pupo, are you aware that subsequent to the
4 merger, Alicia Abernathy was no longer an officer of any of the
5 Essence or Integral entities?

6 MR. SHEVORSKI: Object. Foundation.

7 MR. BICE: Objection. Foundation and relevance, Your
8 Honor.

9 THE COURT: Overruled.

10 THE WITNESS: No.

11 BY MR. GENTILE:

12 Q Are you aware that Lesley Brousseau was no longer an
13 officer, director, owner or anything else --

14 MR. SHEVORSKI: Object. Foundation.

15 BY MR. GENTILE:

16 Q -- with regard to Essence --

17 MR. BICE: Objection.

18 BY MR. GENTILE:

19 Q -- any of the Integral entities after the acquisition
20 by GTI?

21 THE COURT: Overruled.

22 THE WITNESS: No.

23 BY MR. GENTILE:

24 Q Are you aware that Anna Cohen was no longer an
25 officer, director, or owner or anything else with regard to any

1 of the Integral subsidiaries after the GTI acquisition?

2 MR. SHEVORSKI: Again. Foundation.

3 MR. BICE: Foundation and relevance.

4 THE COURT: Overruled.

5 THE WITNESS: No.

6 BY MR. GENTILE:

7 Q Are you aware that Courtney Lynch was no longer an
8 officer, director or anything else after the -- of Integral or
9 any of its subsidiaries after the acquisition by GTI Core, LLC?

10 MR. SHEVORSKI: Object. Foundation. Compound.

11 THE COURT: Overruled.

12 THE WITNESS: No.

13 BY MR. GENTILE:

14 Q Are you aware that Sequoia Turner was no longer an
15 officer, director or anything else of any of the Integral
16 subsidiaries once Integral was acquired by GTI Core, LLC?

17 MR. SHEVORSKI: Object. Foundation.

18 MR. BICE: Foundation. Relevance.

19 THE COURT: Overruled.

20 THE WITNESS: No.

21 BY MR. GENTILE:

22 Q Did you ever hear the name Jennifer Wilcox?

23 A I believe so.

24 Q Okay. What's your memory of Jennifer Wilcox?

25 A I believe, unless it's a different Jennifer, I think

1 there was a Jennifer that was over compliance.

2 Q Are you aware that Jennifer Wilcox was no longer an
3 officer, director, owner of any of the Integral subsidiaries
4 once Integral was acquired by GTI, LLC?

5 MR. BICE: Objection to the form and foundation, Your
6 Honor.

7 THE COURT: Overruled.

8 THE WITNESS: No.

9 BY MR. GENTILE:

10 Q Are you aware that those women that I just asked you
11 about, and they were all women, were listed as officers of the
12 applicants -- the applications that were submitted by the
13 subsidiaries of Integral in September of 2018, that they were
14 listed as officers at that time?

15 MR. BICE: Objection. Foundation [inaudible].

16 THE COURT: Overruled.

17 THE WITNESS: No.

18 BY MR. GENTILE:

19 Q Are you aware that by October two of them were gone
20 before the applications were even scored?

21 A No.

22 Q And you did testify yesterday in terms of -- maybe it
23 wasn't yesterday. Maybe it was the day before. I don't
24 remember -- about what you had in mind with regard to diversity
25 as it related to directors? Do you remember that?

1 MS. WELCH: Objection. Misstates his testimony.

2 THE COURT: Overruled.

3 THE WITNESS: Not really.

4 BY MR. GENTILE:

5 Q Okay. Well, would you agree, sir, that if someone
6 was given -- if an applicant was given a diversity score and
7 then the thing that got it, the people that earned it, that
8 diversity score, were then gone that that entity wouldn't have
9 gotten that score if it had come later. Am I right?

10 MR. SHEVORSKI: Object. Incomplete hypothetical.

11 THE COURT: Overruled.

12 MR. BICE: Join.

13 THE WITNESS: You know, I believe the scorers were
14 tasked with scoring the application as it was presented, not
15 looking at what could happen in the future. There's no way for
16 them to tell that.

17 BY MR. GENTILE:

18 Q Are you aware of what the diversity score of GTI was?

19 MR. SHEVORSKI: Object. Foundation.

20 THE COURT: Overruled.

21 THE WITNESS: No.

22 BY MR. GENTILE:

23 Q Are you aware that Essence received 14 points for
24 diversity?

25 MR. SHEVORSKI: Object. Foundation.

1 MR. BICE: Objection. Foundation.

2 THE COURT: Overruled.

3 THE WITNESS: No.

4 BY MR. GENTILE:

5 Q So if I understand you correctly, you're not aware
6 that GTI received four points for diversity?

7 MR. BICE: Objection. Foundation, Your Honor. Asked
8 and answered.

9 MR. SHEVORSKI: Join.

10 THE COURT: Overruled.

11 THE WITNESS: No, I don't know what they scored.

12 BY MR. GENTILE:

13 Q You did not work at the Division of Public and
14 Behavioral Health when it was in charge of overseeing the
15 medical marijuana, both the applications, the awards and
16 basically the oversight; am I right?

17 A That's correct.

18 Q Sir, when you were at the Department of Taxation, and
19 you were the deputy director of the Marijuana Enforcement
20 Division, would you agree that there was a process that
21 governed the transfer of interest from one licensee to another?
22 Am I right?

23 A Yes.

24 Q Okay. And at that time, did the Department of
25 Taxation follow the practice that there needed to be an

1 attestation by every officer and board member in the transfer
2 document -- in the transfer applications?

3 MR. SHEVORSKI: I'm going to object to the extent
4 he's getting into confidential information of a taxpayer. I
5 understand this is a yes or no question, but it's getting there
6 where 362.55 would come into play.

7 MR. GENTILE: I'm not going there.

8 THE COURT: So currently he's not there yet.
9 You can answer, but it's yes or no.

10 THE WITNESS: Yes.

11 BY MR. GENTILE:

12 Q And that attestation had to declare that the
13 acquiring entity would build or operate at a standard that
14 meets or exceeds the application criteria for the original
15 applicant; am I right? If it was a conditional license.

16 A Yeah, I don't remember. I was thinking of another
17 attestation.

18 Q Okay. Well, if somebody is trying to transfer a
19 conditional license, the Department of Taxation, Marijuana
20 Enforcement Division required that the person who was getting
21 the license be at least as qualified as the person who was
22 transferring it; right?

23 A Yes.

24 Q And they had to swear to that; right?

25 A I believe so, yes.

1 Q Okay. And we've seen a lot of documents in this
2 case, but we've never seen that attestation with regard to
3 GTI's acquisition of any of the Integral subsidiaries,
4 particularly the conditional licenses. Did you ever see that?

5 MR. BICE: Objection.

6 MR. SHEVORSKI: Object. It calls for confidential
7 information, Your Honor.

8 MR. BICE: [Inaudible.]

9 THE COURT: Overruled. This is a yes or no as to
10 whether he saw an attestation?

11 MR. BICE: I'm objecting to counsel's representation
12 about how we've seen a lot of documents and not that one
13 because --

14 THE COURT: Well, we have seen a lot of documents.

15 MR. BICE: Yeah. Well, we -- okay. In any event,
16 Your Honor, this was specifically addressed during discovery,
17 and we objected to it, and no one -- and no one attempted to
18 obtain it.

19 THE COURT: Okay.

20 MR. BICE: And if Mr. Gentile's office would have
21 participated in the 2.34s we had with counsel on that, he would
22 know that fact.

23 THE COURT: All right. So, Mr. Gentile, why don't
24 you ask him if he's ever seen an attestation. We don't have to
25 have any editorial comment.

1 / / /

2 BY MR. GENTILE:

3 Q Did you ever see an attestation in the GTI
4 transaction with Integral whereby the officers and board
5 members of GTI attested that they would operate -- they would
6 build and operate at standards that met or exceeded the
7 application -- that of Essence?

8 MR. SHEVORSKI: I'm going to object to the extent it
9 calls for an answer of more than yes or no.

10 THE COURT: Overruled. We're on yes or no.

11 THE WITNESS: How about I don't remember.

12 THE COURT: That's good too.

13 THE WITNESS: Thank you, Your Honor.

14 BY MR. GENTILE:

15 Q And finally, yesterday --

16 MR. GENTILE: Can we pull 453D.272, please.

17 BY MR. GENTILE:

18 Q Mr. Bice pulled this up yesterday, and he had
19 paragraph G highlighted. And then he said, oh, no, this is the
20 wrong one. I'll get to that later. And I was waiting, but he
21 never got to it. So I want to pull up G.

22 MR. BICE: Objection to counsel's representation.
23 That's not what I said.

24 THE COURT: Okay. So let's not do editorial comments
25 and just ask the questions.

1 / / /

2 BY MR. GENTILE:

3 Q Do you see sub G?

4 A Yes.

5 Q Okay. You see 453D 272 up on top, the intro
6 language; right?

7 A I'm sorry. Did you say something?

8 Q You see the introductory language up on the top.

9 A Oh.

10 Q There's two parts highlighted.

11 A Yes.

12 Q Okay. Subparagraph G says that these rankings, the
13 ranking in these applications had to consider, had to be based
14 in part on whether the owners, officers, or board members of
15 the proposed marijuana establishment -- that would be the
16 applicant; am I right?

17 A Yes.

18 Q Have direct experience with the operation of a
19 medical marijuana establishment or marijuana establishment, and
20 all applicants had to have that in order to participate in
21 September of '18; right?

22 A Medical marijuana license, yes.

23 Q They had to have medical, or they had to have a
24 recreational; right?

25 A Yes. They had to have been licensed already.

1 Q All right. So they all had experience with the
2 operation of a medical marijuana establishment or a marijuana
3 establishment; right?

4 A Yes, I believe so.

5 Q Okay. In this State, and they all had it in Nevada?

6 A Yes.

7 Q And have demonstrated a record of operating such an
8 establishment in compliance with the laws and regulation of
9 this State for an adequate period of time to demonstrate
10 success; right?

11 A Yes.

12 Q There's no question about that; right? That's what
13 it required.

14 A Yes.

15 Q So if you don't give them access to the compliance
16 record of each and every applicant, how can that possibly be
17 included in the scoring for rankings?

18 A Yeah, I -- I don't know. Again, I don't know how
19 they were instructed to even score compliance or what to look
20 at. I'm not even sure what -- what they all had access to.

21 Q Well, the Judge has heard testimony about that.

22 Now, you would agree, would you not, that there were
23 over 400 applicants; right?

24 A Yes.

25 Q You would also agree that they were all -- none of

1 them were revoked or suspended at the time; right?

2 A I believe -- I believe none of them were, yes.

3 Q I'm sorry, sir.

4 A I believe none of them had been suspended at the time
5 or revoked.

6 Q And so you would agree, sir, that all 432 did not
7 behave exactly the same way? Some had -- in fact, you referred
8 to it yesterday. 15 percent seemed to be most of the problem;
9 right?

10 A Yes.

11 Q And so if we were to -- not us. We don't care. But
12 if the graders were to look at the compliance records of each
13 of those 432 applicants, they would not all be the same, would
14 they?

15 A No.

16 Q And that is what was contemplated by Subsection G,
17 that they would be ranked based on their compliance history?

18 MR. BICE: Objection to the form. Misstates the
19 statute.

20 THE COURT: Overruled.

21 THE WITNESS: Not that they would be ranked just
22 based on compliance, but a factor in the ranking.

23 BY MR. GENTILE:

24 Q Yes. But that it would be a factor. Fair?

25 A Yes.

1 Q Fair to say?

2 A Yes.

3 MR. GENTILE: Okay. Nothing further.

4 THE COURT: Ms. Chattah.

5 Mr. Gentile, can you please wipe down the area?

6 MR. GENTILE: Yes. I'm sorry. I think I just can't
7 wait for this to be over. So I deliberately don't do this.

8 THE COURT: You doing okay, sir?

9 THE WITNESS: Yes, your Honor. Thank you.

10 (Pause in the proceedings.)

11 RE-CROSS-EXAMINATION

12 BY MS. CHATTAH:

13 Q Good morning, Mr. Pupo. How you doing?

14 A Good morning. Fine. Thank you.

15 Q I'm going to follow up on some questions that
16 Mr. Prince and Mr. Bice asked you yesterday. Okay?

17 A Okay.

18 Q Mr. Prince asked you about the process being, I
19 believe the terms he used were a resounding success. Do you
20 recall that?

21 A No.

22 Q No. You don't recall Mr. Prince walking you through
23 the revenue that the State has made --

24 A Oh, yeah.

25 Q -- and the taxation and how much revenue and the job

JD Reporting, Inc.

1 creations and so on and so forth. Remember --

2 A Yeah.

3 Q -- that?

4 A Yes.

5 Q Okay. Do you remember at the end of that he asked
6 you whether this process was a resounding success, and you said
7 yes.

8 A I don't -- I don't recall him saying the process was
9 a resounding success. I think the program as a whole was a
10 resounding success.

11 Q So the -- okay. So you understood his question to
12 mean that the program was a resounding success?

13 A Yes, the marijuana program as a whole, yes.

14 Q Okay. So would you agree that the program and not
15 the process was a resounding success?

16 A No.

17 Q Okay. Well, explain your answer.

18 A I think the Department staff did what was required by
19 the statute and the regulations in putting forth this
20 application. I think they did a good job. I think they did
21 the best job that they could do, especially for it being a
22 first-time effort for the Department of Taxation. Overall,
23 although it may be imperfect, I believe it was a success.

24 Q You believe that the process was a success then?

25 A Yes.

1 Q Okay. You've been involved in this litigation and
2 have actively participated in this litigation; correct?

3 A Yes.

4 Q And do you recall a preliminary injunction hearing
5 back in May 2019?

6 A Yes.

7 Q And you testified at that hearing; correct?

8 A Yes.

9 Q All right. And do you -- have you ever seen the
10 order from that hearing?

11 A Yes.

12 Q Okay. So do you recall this Court finding that --
13 making certain findings of fact and conclusions?

14 THE COURT: So my findings are nothing to do with
15 this litigation. We are not mentioning my findings of fact and
16 conclusions of law. They are not part of the evidence in this
17 proceeding, and it does not matter --

18 MS. CHATTAH: Okay.

19 THE COURT: -- what those include. I have said that
20 for months.

21 MS. CHATTAH: Okay.

22 THE COURT: Keep going. They were preliminary
23 findings that were made based upon the evidence that was
24 available at the time. That is not something to be part of
25 this discussion.

1 MS. CHATTAH: Okay.

2 BY MS. CHATTAH:

3 Q Now, have you -- has anybody ever disputed that the
4 marijuana program is a revenue generator in the State of
5 Nevada?

6 MR. SHEVORSKI: Objection. Foundation.

7 THE COURT: Overruled.

8 THE WITNESS: No, not to my knowledge.

9 BY MS. CHATTAH:

10 Q Okay. And in fact, as we saw yesterday by both what
11 Mr. Gentile and Mr. Prince provided you with and you testified
12 to, that marijuana is quite the revenue generator in the State
13 of Nevada, both for the businesses and on the taxation levels;
14 correct?

15 A Yes.

16 Q Wouldn't the fact that it is such a revenue generator
17 be maybe one of the reasons that it is such a coveted license
18 to have?

19 A Can you repeat that.

20 Q Sure. Would the fact that the marijuana industry --
21 we'll call it the cannabis industry -- is such a revenue
22 generator --

23 It's good for business; right?

24 A Yes.

25 Q It's a good type of business to be in; right?

1 A Sure.

2 Q From a dollars and cents perspective?

3 A You know, some are more successful than others, but
4 like any other business --

5 Q I'm sorry. Some are what?

6 A Some are more successful than others, just like any
7 other business.

8 Q Okay. Would you agree that there's more successful
9 revenue generating retail locations than nonsuccessful?

10 A Yes.

11 Q Okay. Wouldn't that be a factor in the fact that
12 these are such coveted licenses to obtain?

13 MR. SHEVORSKI: Objection. Form.

14 THE COURT: Overruled.

15 THE WITNESS: I don't quite understand your question
16 because a factor, if -- a coveted -- a location -- you know,
17 the location, demographics management, how the business
18 operates, that's a factor in how successful their business is
19 going to be.

20 Q Okay. Now, I'm going to move on to Mr. Bice's line
21 of questioning. Mr. Bice stated yesterday that GTI complied
22 with the regulations regarding monopoly. Do you recall him
23 saying that?

24 MR. BICE: Objection to the form.

25 THE COURT: Overruled.

JD Reporting, Inc.

1 THE WITNESS: Not quite but go ahead. I -- I don't
2 recall.

3 BY MS. CHATTAH:

4 Q You don't recall him. Okay. It's your belief from
5 your testimony yesterday that GTI complied with the regulations
6 regarding monopolies?

7 A Yes.

8 Q Right?

9 A Yes.

10 Q Okay. Now, you recall I asked you yesterday about
11 GTI divesting in RISE and Sparks. Do you recall that?

12 A Yes.

13 Q Okay. And you had stated that you had seen the
14 divestment papers as part of the application that was provided
15 by Ms. Connor; correct?

16 A I believe -- I believe I saw a transaction within the
17 acquisition documents.

18 Q Okay. And do you recall I asked you about the
19 divestment transaction between GTI, and you couldn't name who
20 was the company or what was the company name that purchased
21 that license? Do you recall that?

22 A Yes.

23 Q Okay. As you sit here today, a day has gone by, I
24 don't know if you had an opportunity to review anything or if
25 you did. Do you know the name that purchased that Sparks

1 license from GTI?

2 A No, I don't recall.

3 Q Okay. And you don't remember when that transaction
4 happened either?

5 A No, I don't.

6 Q Okay. And -- but you do know that there was a
7 divestment by GTI in the Sparks license?

8 A Yes.

9 Q Okay. Have you personally ever provided any
10 documentation on this GTI divestment in their Sparks license?

11 A No.

12 Q No. Okay. Would you be surprised if I told you that
13 there is not one document in the whole record of all these
14 thousands of pages that indicate that GTI in fact divested from
15 Sparks?

16 MR. BICE: Objection. Foundation.

17 THE COURT: Overruled.

18 THE WITNESS: No.

19 BY MS. CHATTAH:

20 Q It wouldn't surprise you?

21 A No. I mean, I don't know what documents have been
22 provided or not. So.

23 Q I'm sorry?

24 A I said, no, I don't know what documents have been
25 provided or not for these proceedings.

1 Q So as we sit here today, what we know is that at the
2 time of GTI's acquisition of Essence, they still had an
3 interest in Sparks.

4 A Before the -- we finally approved it, yes, there was
5 an issue with the monopoly provision.

6 Q Okay. But when Mr. Bice asked you that GTI complied
7 with all the monopoly regulations, you said yes.

8 A Yeah.

9 Q How did they comply with the monopoly regulations if
10 they had already had one license and then acquired two more?

11 MR. BICE: Objection. Foundation.

12 THE COURT: Overruled.

13 THE WITNESS: So I believe at the time that they --
14 well, prior to entering into their acquisition, they would
15 have -- they were in compliance with the monopoly provision.
16 You don't have to comply into the monopoly provision until the
17 final structure is determined and all the transfers are done
18 and the Department approves it.

19 BY MS. CHATTAH:

20 Q I'm sorry. I didn't understand your response because
21 of your mask.

22 A So there's two parties to an acquisition. Each one
23 is in compliance with the monopoly provision. As the
24 transactions go and the transfers are processed, the monopoly
25 provision is checked at every step for entity, every

1 individual, at every step that we did the transfers. So as
2 transfers were done, monopoly was -- the monopoly provision was
3 checked to ensure that no individual in that resulting entity
4 or the entity itself was not in violation of the monopoly
5 provision.

6 For example, this transaction is like 32
7 transactions. Well, you don't just -- you just don't start at
8 the top and go straight to the bottom and see what it is. You
9 do this transaction. At the end of this transaction, who were
10 the individuals, and what's the entity. Then you check for a
11 monopoly. You check for the monopoly provision. If at that
12 stage there's an individual or business entity that would be in
13 violation of the monopoly provision, then they would be
14 notified and say this individual cannot go forward in the
15 process until they divest themselves of the ownership.

16 Q And we already established that Essence was awarded
17 two licenses in Washoe; correct?

18 A Yeah. I don't know. Did we establish that?

19 Q Yes.

20 A Yes. I guess.

21 Q Yes?

22 A I don't remember. Yes.

23 Q Okay. And we also established that based on the nine
24 licenses that were allocable in Washoe that that is a violation
25 of the 10 percent rule.

1 MR. BICE: Objection.

2 MS. WELCH: Objection.

3 MR. BICE: Misrepresents the law and the facts.

4 THE COURT: Sustained.

5 Can you rephrase your question, please.

6 MS. CHATTAH: Sure.

7 BY MS. CHATTAH:

8 Q When we went through what's 10 percent of 9, and I
9 said let's round it up to 10?

10 THE COURT: And I let you do math, but not the legal
11 conclusion.

12 MS. CHATTAH: Right.

13 THE COURT: Right.

14 BY MS. CHATTAH:

15 Q We came to the conclusion that based on nine licenses
16 one license was allowed in Washoe County; correct?

17 MR. SHEVORSKI: Object. Legal conclusion.

18 THE COURT: Overruled.

19 THE WITNESS: Yes.

20 BY MS. CHATTAH:

21 Q Okay. And Essence, in fact, got two licenses in
22 Washoe County?

23 A Yeah. Like I said, I don't -- I don't remember how
24 many they got in Washoe County.

25 Q I'm sorry. I can't --

1 A Like I said, I don't remember how many they got in
2 Washoe County.

3 Q You don't recall how many licenses Essence got in
4 Washoe County?

5 A I don't recall how many licenses they got in -- or
6 they were awarded in Washoe County.

7 MS. CHATTAH: Okay. Court's indulgence.

8 I have no further questions. I'll pass the witness
9 and --

10 THE COURT: Ms. Sugden.

11 MS. CHATTAH: -- Ms. Sugden is doing a preliminary
12 hearing. I think she's got some kind of hearing.

13 THE COURT: Oh. Who else wants to go besides
14 Ms. Sugden? Any other plaintiffs?

15 (No audible response.)

16 THE COURT: So we're going to take a short recess for
17 10 minutes. Hopefully she'll be done with her hearing by then.

18 (Proceedings recessed at 9:47 a.m. until 10:05 a.m.)

19 MR. GENTILE: Can we talk, Your Honor?

20 THE COURT: Yes, sir.

21 MR. GENTILE: Just to advise the Court, I've just
22 been advised by Mr. West, who is my IT guy for the last
23 25 years that he did a test and that Zoom -- speed that is
24 available here is not fast enough for Zoom.

25 THE COURT: Really. I'm so surprised by that.

1 MR. GENTILE: Oh. Okay.

2 THE COURT: That was sarcasm.

3 MR. GENTILE: So I don't know what impact that's
4 going to have. We're going to talk about it at lunchtime.

5 THE COURT: There are other options besides Zoom. My
6 son and I discussed this last night when he was trying to
7 figure out how his sister was going to talk to the professor in
8 Pensacola on how she's going to do school.

9 MR. GENTILE: I'd rather take a bar exam than have to
10 deal with technology.

11 THE COURT: All right. Ms. Sugden, you're up.
12 Mr. Pupo is ready for you. He was ready to leave.

13 (Pause in the proceedings)

14 RE-CROSS-EXAMINATION

15 BY MS. SUGDEN:

16 Q Now, Mr. Pupo, I don't have all that fancy stuff that
17 Mr. Prince has, slide shows and -- so I'm going to go off my
18 good old-fashioned notes I tried to write down.

19 When you were testifying -- now, I know you agreed
20 with Mr. Prince that the Nevada industry has had resounding
21 success. Do you recall that?

22 A Yes.

23 Q Is it such a resounding success that there's several
24 multimillion-dollar lawsuits filed resulting in this
25 consolidated action that's set for a nine-week trial?

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1 MR. SHEVORSKI: Objection. Argumentative.

2 THE COURT: Overruled.

3 THE WITNESS: Probably no different than any other
4 industry.

5 BY MS. SUGDEN:

6 Q Now, Mr. Prince also made a point about all the
7 millions of dollars the State has received from the marijuana
8 industry, in fact, over \$100 million obtained in tax revenue;
9 correct?

10 A Yes.

11 Q Is it fair to say that there's so much money at stake
12 that the people will fight vigorously to obtain a right to be a
13 part of this industry?

14 MS. WELCH: Objection to the question.

15 THE COURT: Overruled.

16 THE WITNESS: Yes. I mean, there's a huge interest
17 in obtaining a license.

18 BY MS. SUGDEN:

19 Q Isn't that why Amanda Connor contacted you thousands
20 of times, is to do anything she could to -- possibly to gain an
21 advantage for her clients?

22 MR. KOCH: Objection. Argumentative.

23 THE COURT: Overruled.

24 MS. WELCH: Misstates the testimony.

25 THE WITNESS: No.

1 / / /

2 BY MS. SUGDEN:

3 Q I'm sorry?

4 A No.

5 Q Why not? What was the reason she contacted you?

6 A Day-to-day compliance operations. She had many,
7 many, many clients.

8 Q Now, do you remember earlier when Ms. Chattah was
9 asking you about how many licenses were awarded in Washoe?

10 A Yes.

11 Q And you didn't recall exactly; right? It was six,
12 eight, or nine?

13 A Right. I think we were talking about allocation.

14 Q But you do recall that 53 percent of applications
15 went to cultivators only; is that right?

16 A Yes.

17 Q And what basis -- where'd you get that statistic?

18 A It's compiled by our staff in Carson City at one
19 point.

20 Q Okay. So that includes that whole state, like what
21 we endearingly call the "cow counties," as well?

22 A No. That was for this application period.

23 MS. SUGDEN: Okay. Shane, can you pull up
24 Exhibit 84, which I believe has been admitted.

25 THE COURT: Thank you.

1 MS. SUGDEN: Thank you.

2 BY MS. SUGDEN:

3 Q All right. Mr. Pupo, let's look at the first, Carson
4 City. Of those which ones are cultivators only?

5 A Oh, I don't remember. I don't know by name.

6 MS. SUGDEN: Okay. Can we go to the next section,
7 Shane, on that page. I'm sorry. The one that has people,
8 entities.

9 BY MS. SUGDEN:

10 Q Okay. Can you tell me which of these 35 are
11 cultivators only?

12 A I believe Circle S.

13 Q Okay. Number 8?

14 A Mother Herb.

15 Q That's two.

16 A Players Network. Libra Wellness.

17 Q Anyone else?

18 A I don't know if GreenMart was just a cultivator or
19 not. So there's some that I can remember.

20 Q All right. Any of the ones that received in
21 Henderson cultivators only?

22 A Yeah. I'm not sure if GreenMart was just a
23 cultivator or they had a --

24 MS. SUGDEN: Okay. So potentially Number 5, Help for
25 Life.

1 Okay. Shane, can you go to the next section. Let's
2 just go get the ones 1 through 10 that received.

3 BY MS. SUGDEN:

4 Q Can you look at these and tell me which ones are
5 cultivators only?

6 A Circle S. Maybe Lone Mountain Partners.

7 Q I'm sorry. Which one?

8 A Lone Mountain Partners maybe.

9 MS. SUGDEN: Okay. All right. Shane, will you pull
10 up the next block. Again let's just look at ones that received
11 applications -- I'm sorry, approved.

12 BY MS. SUGDEN:

13 Q Of the top five are those any cultivators only?

14 A Maybe Lone Mountain. I'm not sure.

15 Q Okay. Now, I also heard Mr. Prince say or question
16 you and you agreed with, It was well known location wasn't
17 going to be scored. Is that fair?

18 A Yes.

19 Q On what basis do you make that statement?

20 A Quite a few workshops, meetings that were open to all
21 the licensees and able to participate. We had representatives,
22 attorneys that represent several clients or have several
23 clients in the industry, Governor's Task Force, regulation
24 workshops, several.

25 Q And when you released the second application -- I

1 believe on July 30th; is that correct?

2 A Yes.

3 Q -- how did you guys cull out that change in that
4 second release so everyone would know?

5 A That was not a change.

6 Q It was not a change?

7 A No.

8 Q It's your position that's the same application as was
9 originally released?

10 A No. There was just not a change whether the location
11 was going to be scored or not.

12 Q Was there any change to the language of the
13 application itself?

14 A Yes.

15 Q Okay. Why was that change made?

16 A Clarification purposes.

17 Q Okay. And, again, how did you guys call attention to
18 that change? Because didn't it say at the bottom it was the
19 same version?

20 A Yeah. I don't know.

21 Q Were you responsible for posting that second
22 application?

23 A No.

24 Q Who was?

25 A Steve Gilbert.

1 Q Now, do you recall -- again, I was trying to write it
2 down, so I'm not sure if you said this or Mr. Prince said it
3 and you agreed with it. But you said -- the statement was, If
4 you're going to regulate something, you have to know how it
5 operates. Do you recall agreeing with that?

6 A Yes.

7 Q Okay. So is it fair to say that you know how
8 transfers are regulated? You oversaw that process?

9 A No. I was referring to the say cultivation, how they
10 grow, testing, lab testing. If you're going to regulate
11 something, you try to know as much as possible the industry
12 that you're regulating.

13 Q Okay. But, also, again, were you in charge of
14 transfers?

15 A No.

16 Q You weren't. Who processed transfers of ownerships?

17 A Steve Gilbert's group.

18 Q But didn't you testify that you worked really hard on
19 the GTI transfer?

20 A No. I reviewed the packet.

21 Q You didn't say you worked on it for months?

22 A No. It was several months -- it took several months
23 to approve, yes.

24 Q And why was that?

25 A Very complex.

1 MS. SUGDEN: Okay. Shane, can you pull up -- it's
2 NAC 453D.315(9).

3 IT TECH: .359?

4 MS. SUGDEN: It should be, I'm sorry, .315. I
5 apologize. The mask might have muffled my voice. It's .315.
6 I emailed it to you, too, yesterday. There you go. And then
7 subsection (9), please.

8 BY MS. SUGDEN:

9 Q Mr. Pupo, can you read paragraph (9) to yourself.

10 A Okay.

11 Q Okay. Are you familiar with that provision?

12 A Yes.

13 Q Did you have to rely on that provision when you were
14 working on the GTI transfer you were reviewing?

15 A It is a document that would be part of the transfer
16 packet that I would review.

17 Q Okay. And what I'm reading is on that provision you
18 have to accompany a notarized attestation that declares the
19 prospective owner will build and operate the marijuana
20 establishment at standards that meet or exceed the criteria
21 contained in the original application for the marijuana
22 establishment; correct?

23 A Yes.

24 Q And do you agree that's the law?

25 A Yes.

1 MS. SUGDEN: Okay. Shane, can you go back to
2 Exhibit 84.

3 BY MS. SUGDEN:

4 Q When I look at Exhibit 84, is it fair that Essence,
5 whether it's Essence Henderson, Essence Tropicana, they
6 obtained a Number 1 score in the jurisdictions to which they
7 applied?

8 And you can look at -- yeah, there's the first two,
9 third, Las Vegas, and in North Las Vegas, and in Unincorporated
10 Clark. In every jurisdiction in which they applied they got a
11 Number 1; right?

12 A Yes.

13 Q Now, when GTI acquired Essence it had to declare that
14 it was going to operate and build the marijuana establishment
15 at the same standards contained in the original app, right,
16 which we just went over that provision? Is that accurate?

17 A You said build?

18 Q Under the provision which we just read GTI has to
19 provide an attestation to that effect; right?

20 A Yes.

21 Q Okay. Now, let's look at GTI on this. Where do they
22 score, for instance, in --

23 MS. SUGDEN: Shane, can you go down -- I know it's --
24 keep going -- I want to say 38, 39, 40.

25 BY MS. SUGDEN:

1 Q Correct?

2 A Yes.

3 Q Is it fair to say that that is a lower criteria than
4 Number 1?

5 A Yes.

6 MR. BICE: Object. Form.

7 THE COURT: Overruled.

8 BY MS. SUGDEN:

9 Q I'm sorry.

10 A Yes.

11 Q Okay. And yet GTI attested that they were building
12 at the same criteria as obtained in the original application,
13 which would be Number 1; correct?

14 A I'm sorry?

15 Q GTI submitted an attestation as part of the change of
16 transfer -- ownership that they were going to build -- build
17 and establish their marijuana establishment at the same
18 criteria as the original application; correct?

19 MR. SHEVORSKI: Object to the extent it calls for an
20 answer more than yes or no under 362.55.

21 THE COURT: Overruled.

22 THE WITNESS: Well, I don't know. Because at the
23 time of the application GTI was GTI and Essence was Essence.
24 That merger was not approved until spring of 2019, so I
25 don't -- I don't see how that crosses over on the application

1 period.

2 BY MS. SUGDEN:

3 Q So you don't think GTI has any obligation under the
4 statute, despite their attestation otherwise, that they're
5 going to meet or exceed the criteria contained in the original
6 application?

7 A No. I didn't say that.

8 Q They didn't say that?

9 A I didn't say that.

10 Q I'm sorry. Maybe I misunderstood. What did you
11 mean?

12 A That at the time of the application GTI was on its
13 own standing, as well as Essence. They were not -- the merger
14 or acquisition had not been approved by the Department, so I
15 don't know that there'd be an attestation as it relates to the
16 merger. They -- the attestation would have come at the point
17 that the transfer was approved in 2019.

18 Q Understood. Okay. I'm going to move on. With
19 regard -- I just have a couple more questions,

20 Then I'll be done. You -- I thought I'd heard you
21 testify when Mr. Bice was questioning you that you consulted
22 multiple people when you decided not to issue a civil penalty
23 to Essence. Do you remember that?

24 A Yes.

25 Q Okay. And going to my client, who you issued a

1 \$10,000 fine -- you remember that?

2 A I'm sorry?

3 Q Going back to my client, THC Nevada --

4 A Yes.

5 MR. SHEVORSKI: Object to the extent it calls for
6 362.55 beyond the waiver.

7 THE COURT: For THC?

8 MR. SHEVORSKI: For THC if -- got to be even handed.
9 I want to know the scope of the waiver.

10 MS. SUGDEN: He opened the door on what Mr. Pupo
11 considered when issuing fines. So I certainly want to know
12 what he considered -- do the same thing with my client.

13 THE COURT: With respect to your client?

14 MS. SUGDEN: Yes, just with respect --

15 THE COURT: And your client is prepared to waive any
16 confidentiality related to this?

17 MR. PRINCE: They waived yesterday.

18 THE COURT: Mr. Prince, hold on. I'm talking.

19 MS. SUGDEN: Mr. Puliz is going to be very happy to
20 explain to everybody about that in line today.

21 THE COURT: Thank you.

22 So the objection's overruled with that additional
23 waiver.

24 MR. SHEVORSKI: Thank you, Your Honor.

25 BY MS. SUGDEN:

1 Q Who did you consult with before you decided to issue
2 the \$10,000 fine to THC Nevada for adding a word to a Word
3 document?

4 MR. SHEVORSKI: Object to the extent it calls for
5 attorney-client communication with the Attorney General's
6 Office.

7 THE COURT: To the extent it was someone other than a
8 Deputy Attorney General you may answer.

9 THE WITNESS: I believe that would have been Damon
10 Hernandez.

11 BY MS. SUGDEN:

12 Q Anyone else?

13 A The Deputy Director at the time, Anna Thornley.

14 Q I'm sorry. Who?

15 A The Deputy Director at the time, Anna Thornley.

16 Q And is that it, those two individuals?

17 A And the Director at the time, which would be Deonne
18 Contine.

19 Q So you consulted those three individuals that you
20 recall in determining to issue the \$10,000 fine?

21 A Yes.

22 Q Anything else you considered when doing so?

23 A I don't recall.

24 MS. SUGDEN: Thank you. I have no further questions.

25 THE COURT: Anyone else have any questions for

1 Mr. Pupo?

2 Mr. Bice. Ms. Sugden, thank you for wiping that
3 down.

4 MS. SUGDEN: You're welcome. Thank you for indulging
5 me on the time. I apologize for --

6 THE COURT: It wasn't as long a Mr. Parker's that we
7 dealt with earlier.

8 MS. SUGDEN: It was also a marijuana case.

9 RE-CROSS-EXAMINATION

10 BY MR. BICE:

11 Q Mr. Pupo, do you remember yesterday me asking you
12 about Mr. Ritter being obsessed with his competitors?

13 A "Obsessed" you said?

14 Q Well, that Mr. Ritter was very "focused" might have
15 been my actual word that you agreed with. Do you remember
16 that?

17 A Yes.

18 Q Some people never change. Can we agree?

19 A Yes.

20 MR. BICE: Thank you.

21 THE COURT: Okay. Anything else?

22 (No audible response.)

23 MR. BICE: It looks like, Mr. Pupo, you may leave.
24 Thank you very much for your participation. Have a nice day.
25 And I would leave quickly before they change their minds.

1 Q Do you recall that Helping Hands Wellness Center is a
2 cultivator-only applicant that had won licenses?

3 A Say it again?

4 Q Do you recall that Helping Hands Wellness Center is a
5 cultivator-only applicant that won licenses?

6 A Yeah. I don't remember they were one of them or not.

7 Q Okay.

8 A That they were a cultivator only.

9 Q Okay. And they also have a production license, but
10 they did not have a dispensary. Do you recall that?

11 A Yeah, I believe they didn't.

12 Q Okay. And you testified earlier that you believe
13 Lone Mountain Partners was a cultivator-only applicant; is that
14 correct?

15 A I believe so.

16 Q Okay. And GreenMart of Nevada was a cultivator-only
17 applicant?

18 A I believe so. I'm not totally sure on that.

19 MR. KAHN: Thank you.

20 THE WITNESS: You're welcome.

21 MR. KAHN: Thank you, Your Honor.

22 THE COURT: Anybody else?

23 (No audible response.)

24 MR. BICE: Now, Mr. Pupo. Thank you. Have a nice
25 day. Be well.

1 Next witness.

2 MR. MILLER: Plaintiffs call Greg Smith.

3 THE COURT: Mr. Smith, you can come up. We're wiping
4 down the area for you.

5 MR. SCHWARZ: Your Honor, if you could also give us
6 just a couple minutes to kind of rearrange here.

7 THE COURT: Okay. You need to wipe down your own
8 area, though. Ramsey only does the witness stand.

9 (Pause in the proceedings)

10 THE COURT: So, sir, remain standing. We're going to
11 swear you in. Raise your right hand, please.

12 **GREG SMITH**

13 [having been called as a witness and being first duly sworn,
14 testified as follows:]

15 THE CLERK: Thank you. Please be seated. Please
16 state and spell your name for the record.

17 THE WITNESS: First name Greg, G-r-e-g. Last name's
18 an easy one, too, Smith, S-m-i-t-h.

19 THE COURT: Thank you, sir. And thank you for coming
20 down from up North.

21 THE WITNESS: Thank you.

22 THE COURT: Mr. Miller, you're on.

23 And I'm going to ask you to move your mask up back up
24 over your nose, sir.

25 THE WITNESS: The only problem may happen is fogs up

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1 my glasses.

2 THE COURT: Believe me, I know.

3 THE WITNESS: So if I go like this, let me know.

4 THE COURT: I know. And if you need to move things
5 around, we understand. And as I told the other witness earlier
6 this morning, and you probably observed watching him, sometimes
7 it is difficult to hear speaking through the mask. The lawyers
8 will not be offended if you ask them to repeat. And please
9 don't be offended if they ask you to repeat. Okay?

10 THE WITNESS: Thank you, Your Honor.

11 THE COURT: If you need a break anytime, you let us
12 know.

13 Go on, Mr. Miller.

14 DIRECT EXAMINATION

15 BY MR. MILLER:

16 Q Mr. Smith, I had a hearing aid appointment the day
17 before we went into quarantine, so I'm particularly troubled
18 here. So I couldn't hear much of that. So if we can keep that
19 in mind.

20 Can you describe a little bit, briefly, about your
21 background and experience, and we'll come back to it more
22 depth. But can you just give us a broad overview, please.

23 A Yes, sir. With regard --

24 MR. SCHWARZ: Your Honor --

25 THE COURT: Yes?

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1 MR. SCHWARZ: Your Honor, to try to expedite the
2 process here, especially understanding what I think -- what
3 transpired yesterday with the other witness, expert witness and
4 the length of time that's spent, to try to save maybe 20 to
5 30 minutes, we are willing to stipulate that Mr. Smith is
6 qualified as an expert to testify based upon his expertise on
7 the procurement process from the State of Nevada and the RFP
8 process from the State of Nevada as set forth in NRS
9 Chapter 333.

10 To the extent that Mr. Smith is being offered as an
11 expert on anything beyond that scope we will object and receive
12 the right to test his qualifications.

13 THE COURT: All right. Mr. Miller, are you willing
14 to accept that stipulation given the experience of the witness
15 in the government procurement process for the State of Nevada?

16 MR. MILLER: Well --

17 THE COURT: Not that you can't ask him a few
18 questions but that we don't spend an hour doing it.

19 MR. MILLER: I don't plan to, Your Honor. You know,
20 we'll accept the stipulation on that limited basis. I intend
21 to utilize his opinions in a much broader format and move based
22 on these questions.

23 THE COURT: Well, so lay some additional foundation
24 for the areas that are outside the scope of the stipulation
25 which relate to his experience in the Nevada procurement and

1 RFP process.

2 MR. MILLER: Thank you.

3 BY MR. MILLER:

4 Q Go ahead, Mr. Smith. If you can briefly describe,
5 you know, your general background, including educational and
6 professional experience.

7 A Well, then I won't start where I went to
8 kindergarten. I'll start with in 1998 I was hired at the State
9 of Nevada as purchasing officer. That was part and parcel to
10 some money that was provided to the Purchasing Division by the
11 legislature, the 1997 legislature, to set up a services
12 procurement section that focused specifically on professional
13 services contracts that the State was doing and the process,
14 the selection process, the solicitation process that would be
15 associated with that.

16 I believe in the year 2000 I was promoted to the
17 supervisor of that section and also given the title of Deputy
18 Administrator of the Purchasing Division.

19 In the year 2003 I was asked to be the administrator
20 of the Purchasing Division, and that continued through the end
21 of my employment at the State in the year 2015.

22 Q And let's focus on that specific position. What are
23 the general duties and responsibilities of the Nevada State
24 Purchasing Director?

25 A The administrator, now, it's a division of the

1 Department of Administration, which would have a director. All
2 things -- anything the State would buy, anything from dump
3 trucks to police vehicles for the NHP, those are the easy
4 things, the commodity things that the buyers deal with. I
5 oversaw all of the purchasing of professional services, the
6 RFPs, which when we started were probably 60 a year, that State
7 agencies would use our agency to facilitate.

8 Along with the legislation in 1997 that created the
9 Services Purchasing Section there was also a mandate that any
10 service contract with an expected amount over -- that exceeded
11 a hundred thousand dollars State agencies must come through our
12 agency to facilitate that process. That was probably the major
13 focal point of my oversight and engagement where all the
14 service purchasing contracts -- probably by the time I left
15 those amounted about a hundred a year, hundred different
16 processes a year.

17 And lastly, I oversaw the commodity food program
18 which had warehouses at both ends of the state and delivery of
19 what a lot of people affectionately refer to as the government
20 food programs to various needy organizations throughout the
21 state.

22 Q Okay. And in that role did you have any experience
23 or oversight, did you facilitate any administration of licenses
24 that State agencies -- licensing -- competitive licensing
25 reviews that the State would enter into?

1 A I don't recall any licensing application processes.
2 It's certainly my judgment of the -- it's certainly another
3 selection process. There may have been some. I don't recall
4 any specifically.

5 Q Do you recall whether or not the Department of
6 Administration had any involvement in the 2014 medical
7 marijuana licensing process?

8 A Yes, sir. My recollection of that is that I received
9 a call from -- the governor's chief of staff I believe at the
10 time might have been Mike Willden, who asked me to provide
11 either myself as a resource or one of my top lieutenants as a
12 resource to I believe it was Health & Human Services Behavioral
13 Organization, that they were entering into kind of a new
14 endeavor for the State and they would like some close hand
15 holding, I guess is a good word, and I believe I assigned
16 Kimberly Tartar, who at that time was our Deputy Administrator.
17 If it wasn't Kimberly, it would have been of two other people.
18 But I'm relatively sure that Kimberly was the liaison from our
19 office to that organization in helping set up that information.

20 Q Okay. And I understand that you may not have direct
21 knowledge or experience of how Kimberly would have administered
22 that process, but what generally could have been the role of
23 the Department of Administration in facilitating the oversight
24 of that application process?

25 A Well, the reason I tapped Kimberly, I'm sure it

1 was -- or, if it wasn't her, it would have been one of the
2 other two --

3 MR. SCHWARZ: Objection. Calls for speculation.

4 THE COURT: What?

5 MR. SCHWARZ: Your Honor --

6 THE COURT: You've got to speak up, Mr. Schwarz.

7 MR. SCHWARZ: Your Honor, the question calls for pure
8 speculation.

9 THE COURT: Overruled.

10 THE WITNESS: -- but all three of them, of the
11 individuals that I'm mentioning, worked with me in setting up a
12 three-day class that the State then began to teach to agencies
13 to have individual ambassadors out there, if you will, contract
14 managers that were certified. And so they were the top three
15 who could relate how that process was from 1997 when we kind of
16 initially developed the process, as you might imagine it was a
17 very dynamic process, and through each and every RFP selection
18 that we did we always had a lessons-learned session at the end
19 to try to decide how we might improve the process, what
20 language we might include. That often included members of the
21 Attorney General's Office that we worked, and weakness areas
22 that we would strengthen. And I participated in those pretty
23 closely, as well as Kimberly.

24 Her office was right next to mine. We chatted about
25 things, and I specifically remember the marijuana -- the -- it

1 wasn't recreational at the time, it was the prescription, the
2 medical marijuana. It was just something new and unusual that
3 the State was getting involved in, and so there were quite a
4 few concerns about how that animal, if you will, could be
5 plopped into the template.

6 Q And when you say template what do you mean?

7 A Every agency in the State, and I absolutely respect
8 and admire this, believes that they are doing something so
9 unique that it can't possibly just be entered into a template.
10 And so we took that into concern very early on in developing a
11 template that we felt contained the framework of a fair, level,
12 open selection process that pretty much any subject could be
13 plopped into, if I could use that word, into the template and
14 then modified.

15 There was -- there's no one size fits all that you
16 could ever do for these things, but within that framework we
17 would work with the subject matter experts at the agency to
18 individualize the process to meet their needs but also meet the
19 need of a fair, open, and equitable process for the vendor
20 community.

21 Q Okay. And so in your role you oversaw processes that
22 would be a quantitative review, as well as qualitative review
23 processes; right?

24 A Absolutely. And I think, if I may, one of the ways
25 that I often explain it is if the State were to buy all the

1 items that were in this room, the chairs, the carpet, the
2 seats, so on and so forth, there would be a list of
3 specifications that would be drawn. Each vendor applying would
4 need to meet those specifications to the T and then would apply
5 a price to it that the State would then either agree to or not.
6 That's kind of like grading a math paper. You check and make
7 sure all the specifications are met. Whoever has the lowest
8 price -- your people joke about low bid and so on and so
9 forth -- those are relatively black and white.

10 The RFP process, the selection process for
11 professional services is more like grading an English paper.
12 It's not quite as black and white. There's a little room for
13 subjectivity in there. Hence the grading, the scoring, the
14 individual evaluators, so on and so forth. So that would be
15 more on the qualitative side.

16 Q So do you have experience overseeing processes or
17 facilitating a process for the State where they would have been
18 asked to administrator a numerical and impartially scored
19 competitive process?

20 A Correct. And I would also share at this point for
21 many of the years that I was the head of the Nevada Division of
22 Purchasing I was also the chairman of what's called the Western
23 States Contracting Alliance, which was a organization of 15
24 western states that had banded together to do cooperative
25 procurements.

1 The reason I bring that up is it gave me a real
2 unique insight into how other states approach many of these
3 things. Because in order for us to be a lead state or Utah to
4 be a lead state on a given procurement we'd have to come up
5 with a framework that all of the 15 western states could agree
6 to. That's a little more challenging than you might think,
7 particularly in the legal end of things. But we were able to
8 do it.

9 And it gave me an opportunity to understand that
10 these processes, while they're unique and somewhat different
11 state to state, are all more similar than they are different,
12 far more similar than they are different. That's why we were
13 able to pull that off.

14 Q In addition to the Western States Contracting
15 Association did you belong to any other association?

16 A Yes. I belong to the National Association of State
17 Procurement Officials. That's NASPO. That's kind of the
18 nonprofit organization of each of the state procurement
19 directors or administrators are a member of that. I was on
20 their board of directors for probably 10 or 11 years. I was
21 the president in 2010, and I was the finance chair probably
22 four of those years. Very involved in that organization.

23 Q And with that organization how often did the members
24 meet?

25 A Well, one official meeting each month, kind of a

1 phone conference type of a thing; one annual meeting once a
2 year, a physical conference type of thing; and then another
3 kind of a unique conference that we put on was a marketing
4 conference that we called the Exchange, where all of the
5 procurement directors would get together with all of the
6 interested vendors and host symposiums, break-out sessions of
7 how they could better learn how to respond to our needs and,
8 probably just as importantly, how we could learn to respond to
9 the vendor community's needs.

10 Q And what was the overall mission or objective of
11 those associations in that regard?

12 A It's an educational association. It's a networking
13 opportunity. It was a great vehicle to meet other people,
14 particularly when I was relatively new as an administrator to
15 meet people who had been in the industry for 15, 20, 25,
16 30 years, draw off of some of their experiences, share
17 successes, work hard to not to repeat disasters, and just an
18 exchange of information and learning.

19 And, again, those vendor conferences that we held
20 once a year were incredibly impactful to us to know how to put
21 a document together and give to the vendor community such that
22 they would have the ability to provide us a meaningful
23 equitable response that we could then turn into a contract and
24 award.

25 Q And did you also develop as part of those

1 associations best practices that could be used by other
2 jurisdictions or states?

3 A Absolutely. Absolutely. I would suggest that in the
4 early years, in 1997, '98, '99, we relied heavily on many of
5 the states who were a little bit ahead of Nevada in developing
6 those processes for their own states, and I often use the
7 phrase that plagiarism's a terrible thing in college, but it's
8 kind of the order of the day in public procurement.

9 And I don't mean to be so crass as to say it's as
10 easy as scratching out the State of New Mexico and plopping in
11 the State of Nevada, but learning and replicating a lot of the
12 things that other states said had worked and worked very well
13 for them gave Nevada a great opportunity to get started on its
14 own process.

15 Q And as part of those best practices did you develop a
16 series of standards that would be recommended that
17 jurisdictions would follow in administering a competitive
18 application process?

19 A Certainly. There's another organization that I'll
20 reference called the National Institute of Governmental
21 Procurement that I was involved in that I was a member of,
22 though I didn't really go the level of being on the board or
23 running for president or -- I mean, with the State duties
24 there's only so much opportunity you have for some of these
25 outside organizations.

1 But the National Institute of Governmental
2 Procurement, NIGP, is probably the largest organization in the
3 country, has many cities, counties, school districts,
4 procurement organizations in addition to states, and they
5 really focus on the guiding principles, the best practices,
6 the -- you know, a lot of educational type of here's how you do
7 it and here's why it's done this way types of things for us to
8 draw from and build into our own processes.

9 Q And how long overall did you serve in this role in
10 the State where you were overseeing or administering these
11 types of application processes?

12 A Oh, for myself, personally, I was administrator for
13 twelve of the seventeen years I was there. And the five years
14 that I was a purchasing officer and then the supervisor of that
15 section, that was a very hands-on. I actually did -- as
16 administrator, your general role is oversight of some of the
17 other people, but your initial five years was very hands-on,
18 involved in understanding how to put the process together for
19 our state.

20 Q And as part of that process did you also oversee any
21 component that dealt with appeals of a competitive application
22 process?

23 A I'm glad you brought that up. That was actually one
24 of the areas I was very proud of. During the 12 years that I
25 was administrator we would average one bona fide appeal a year.

1 And what I mean by that, and I won't get too wordy
2 unless you need me to, but the State of Nevada has an
3 interesting process, and it's very unique among other states in
4 that an unsuccessful vendor has to post a bond or other form of
5 security in the amount of 25 percent of the expected amount of
6 the contract that they want to appeal or object to.

7 As you might imagine, that keeps a lot of the
8 frivolous people who simply object to things down. So when I
9 say bona fide appeal, we only have -- we averaged -- there were
10 a couple years we might have had two. There was a couple years
11 we had none. But generally we averaged during those 12 years
12 one appeal per year that would then go to the Hearings and
13 Appeals Division of the Department of Administration in kind of
14 a quasi-judicial setting where the hearings officer. And the
15 vendor would be represented by counsel. We would be
16 represented by the Attorney General's Office, and it would be a
17 three-, four-day, whatever it is, process, and the hearings
18 officer would adjudicate the decision within 30 days.

19 And lastly I would mention that during the 12 years I
20 was the administrator we were upheld and never lost one of
21 those appeals.

22 Q And so what was your role in that appeal process?

23 A Well, my role -- I kind of fancied -- I think one of
24 the reasons I was particularly good at this, at least Governor
25 Guinn told me personally I was, was in facilitating the ability

1 not to get to the appeal, meaning I had within my jurisdiction
2 and my authority the ability to kind of -- and I'll use the
3 word an "administrative appeal," and it wasn't really
4 officially that, but to look at what had gone on, to talk to a
5 vendor, find out what their complaints were, look at what had
6 actually gone on, talk to the people involved, not only the
7 using agency, but in particular our people, our single point of
8 contacts who are named in the process and find out if I thought
9 something was wrong.

10 And if something -- if I felt something was wrong, I
11 didn't really need to go -- them to put up the bond and take it
12 to an appeal and go through all that to have somebody else tell
13 me it was wrong. I had the ability to say, you know what, this
14 wasn't right. We're going to back up the training. We're
15 going to do this correctly. We're going to move forward.

16 Q And you've been retained by not only my office, but
17 other plaintiffs in this case, in order to review the 2018
18 recreational marijuana application process; is that correct?

19 A Yes, sir.

20 Q And following that retention you've consulted with
21 our office; is that correct? You've consulted with various
22 attorneys in this case about the process that was administered?

23 A With you and Mr. Gentile. And I think there was a
24 couple others that I spoke with before I gave my deposition,
25 yes.

1 Q Okay. And you reviewed a number of materials --

2 A Yes.

3 Q -- as part of that; right?

4 A Yes.

5 Q What have you reviewed?

6 A Well, interestingly enough, the first time that you
7 got a hold of me I believe it was May of 2019. It's been quite
8 some time ago. I believe you had asked me to review the
9 document that was released, the recreational marijuana
10 establishment licensing application that was released in 2018
11 and release the document.

12 You had also shared with me at that time some
13 attachments that I had on the computer that were some of the
14 information that was being provided from the Department of
15 Taxation. I apologize. I don't refer to it as D.O.T., because
16 I'm used to that being the Department of Transportation. So I
17 still call it --

18 THE COURT: Some people get screwed up with that
19 here, too.

20 THE WITNESS: So I'll refer to it as the Department
21 of Taxation.

22 I reviewed a lot of those information, and I remember
23 remarking to you probably a week later after I read through the
24 information that I felt that what was down on paper and the
25 instructions being provided to the evaluation committee and, et

1 cetera, I kind of declined the offer to go further because I
2 thought it seemed reasonable to me what was down on paper.

3 We then went forward and I had the opportunity, and I
4 don't remember exactly -- I don't speak a lot of your folks'
5 language, but I believe they were depositions, depositions of
6 several of the individuals involved in this case, and it became
7 apparent to me through my reading and my opinion that what was
8 down on paper and what was expected to occur didn't really pan
9 out that way. And that became a concern of mine. And you and
10 I engaged, and I reviewed more information and kinda gone from
11 there.

12 Q And the review of those materials and your review of
13 the application and applicable regulations, was that consistent
14 with the experience that you had -- your experience in the
15 State, with your employment with the State?

16 MR. SCHWARZ: Your Honor, I object that that question
17 misstates some of the testimony. He inserted some things that
18 the witness has not said that he reviewed.

19 THE COURT: I'm sorry. I can't understand you,
20 Mr. Schwarz. Can you say it again.

21 MR. SCHWARZ: The question that Mr. Miller just asked
22 included some information that he said the witness reviewed
23 that was not included in any of the witness's prior answers.

24 THE COURT: Okay. Overruled.

25 Anything else?

1 MR. BICE: No. I'll let him keep going, Your Honor.
2 I may have an objection in a moment.

3 THE COURT: Okay.

4 THE WITNESS: Yes. The document is remarkably
5 similar as a selection-process document. I realize this is a
6 licensing application process, but it's remarkably similar in
7 its form and function as to what it seeks to do in awarding.
8 And so it was very -- when you use the word "consistent," it
9 was very similar in its consistency to the processes that I
10 oversaw. If I understand the question correctly.

11 BY MR. MILLER:

12 Q When you say "template," is there in fact an RFP
13 template in the State?

14 A There is.

15 Q And how was that developed?

16 A Again I use the word "dynamic." The RFP template
17 that is in existence today is different than the one when I
18 left five years ago, is different than the one that we
19 developed in 1997, 1998.

20 You know, when I use the word "lessons learned," we
21 would often sit in a conference room I'm going to say couple
22 times a year and just put the RFP template up on the screen and
23 go through it line by line by line or section by section and,
24 you know, somebody would say Section 2.3.5, what's that mean;
25 why is that even in there? And somebody else would say, well,

1 that's in there because this happened once, and we realized we
2 needed to be more definitive, and so that's why we need to keep
3 that in there.

4 And there was just as many instances where we put
5 something in there in 1999 and in 2008. We'd look at it again
6 and say, you know, that doesn't need to be in there. It's
7 redundant. It's in the AG section, the independent contractor
8 form that's attached to the back or appended to the back. And
9 let's not be redundant.

10 Or in some cases we'd say, hey, that is so important
11 we don't mind it being in there two or three places. Because
12 if somebody doesn't conform with that, we wanted to be able to
13 say, it's not only here, but it's here and it's here. And so,
14 again, that template -- I use the word "template." I don't know
15 if that's an official word, but that template is designed to
16 facilitate a fair selection process, solicitation process that
17 you can plug just about any type of a subject into, and with
18 some modifications and accommodations make it work.

19 Q And so are State agencies required to use that
20 template?

21 A Yes.

22 Q And are there instances where a State agency may not
23 be required to use that template but may nevertheless use it to
24 guide their process?

25 A Ask that one more time, please.

1 Q Are there instances where a State agency may not be
2 required to use that template as the basis for their
3 competitive review process but may nevertheless use that
4 template in order to guide the administration of the process?

5 A I would suggest that this is one of those instances.
6 I'm not aware that a licensing application process technically
7 falls into an RFP process, but I just go back to 2014 when we
8 were asked to provide some assistance and guidance on assisting
9 Behavioral Health in developing their initial request. And
10 when I read through that, it reads remarkably similar to a
11 request for proposal process.

12 Q And you reviewed both the medical application process
13 and that application that was reviewed in 2014 and the 2018
14 recreational application; is that correct?

15 MR. SHEVORSKI: Object. Form.

16 THE COURT: Overruled.

17 THE WITNESS: Correct.

18 BY MR. MILLER:

19 Q And do you find similarities between both of those
20 documents, the State RFP template?

21 A I do. However, I must say I'm more comfortable with
22 reading the 2014 document. I think it flows better. I think
23 it just -- I'm not a vendor. I didn't prepare a response to
24 this. But having seen responses -- I hate to say I'd use the
25 word I'm "enamored" with the 2014 one, but I think the 2014 one

1 is a solid one and makes sense.

2 Q With respect to the State RFP template, are there
3 best practices that have been identified by the national
4 organizations that you talked about you participate in that
5 have been included in that RFP template?

6 A In the 2014 one?

7 Q Sure. Let's start there.

8 A Well, I just --

9 MR. SCHWARZ: Your Honor, I have to make a couple of
10 objections at this point. I think we're now into the point
11 where Mr. Smith is being asked to start getting into his
12 opinions, and we still have the right to establish whether he
13 has the right to offer the opinions that he's being offered
14 for, number one --

15 THE COURT: So you object -- if you object, you
16 object, and then I rule. Are you ready to object?

17 MR. SCHWARZ: I am ready to object, Your Honor.

18 THE COURT: So what's the objection?

19 MR. SCHWARZ: Your Honor, I do not think that this
20 witness is qualified to offer expert opinions on the
21 recreational marijuana licensing application process.

22 THE COURT: Overruled.

23 MR. SCHWARZ: And I also object in that in asking the
24 witness specifically questions about the form of the
25 application that is beyond the scope of any report that he's

1 offered; that is beyond the scope of any deposition testimony
2 he's given. This is -- these are opinions that are being given
3 for the first time today.

4 THE COURT: The form was not something that was
5 discussed before?

6 MR. SCHWARZ: No.

7 THE COURT: You guys didn't know his department
8 helped the 2014 HHS develop the medical form?

9 MR. BICE: I'd like to voir dire, Your Honor.

10 THE COURT: Sure.

11 MR. BICE: Thank you.

12 THE COURT: Can you wipe down the stand, Mr. Miller,
13 before he comes up.

14 VOIR DIRE EXAMINATION

15 BY MR. BICE:

16 Q Good morning, Mr. Smith.

17 A Good morning, sir.

18 Q Mr. Smith, you were retained to provide certain
19 expert opinions in this case; is that right?

20 A Yes, sir.

21 Q Okay. And you -- the only document you originally
22 received when you were retained by the plaintiffs in this
23 lawsuit was a copy of the 2018 application; correct?

24 A A copy of the 2018 application and then a bunch of
25 associated documents that came along with that in guidance to

1 the evaluators and other information that was associated with
2 their release.

3 Q Do you recall telling us in your deposition that the
4 only document that you originally got in the case was the 2014
5 application -- or 2018 application. My apologies.

6 A Yes. And I assumed that those other documents that
7 came on the computer were associated with that. They just -- I
8 didn't -- because everything came on the computer, I didn't get
9 the actual document. I assumed that the other documents I
10 referenced giving guidance to the evaluation committee and so
11 on and so forth were all a part of that.

12 Q All right. So you got those documents in May of
13 2019?

14 A I believe so, sir.

15 Q Okay. And then you were going to decline to give an
16 expert opinion based on those documents; correct?

17 A Well, when I used the word "decline" --

18 Q Am I correct?

19 THE COURT: That's a yes or no.

20 THE WITNESS: Well, partially.

21 THE COURT: Okay. So you can say, yes, but.

22 THE WITNESS: I sent Ross back an email saying I'm
23 not sure I can help you with this because it looks pretty good
24 or something to that effect. So if that's declined, then
25 that's what that was.

1 / / /

2 BY MR. BICE:

3 Q Well, did you produce that email to us?

4 A Pardon me?

5 Q Did you produce that email to us?

6 A I suppose I could. It would be in my Outlook.

7 Q Okay. So, well, my question to you, sir, was do you
8 recall being required to produce all of your communications
9 with counsel?

10 A And I think I did that.

11 Q Okay. So did you give us that email that you sent to
12 Mr. Miller confirming that this looks pretty good?

13 A I don't know whether I did that or not. I relied on
14 the individual at Ross's office to produce all of the things
15 between us. I didn't actually go in my thing and --

16 Q I gotcha.

17 A Okay.

18 Q Okay. So you assumed that Mr. Miller's office had
19 provided because it was a communication you had with him?

20 A Yes, sir.

21 Q Okay. So let's keep moving, then. You send that
22 email to him, and then you later get -- I want to make sure
23 I've got this right from your deposition. I think you later
24 got three transcripts or partial transcripts from a preliminary
25 injunction hearing. Do you remember that?

1 A Yes, sir.

2 Q Mr. Gilbert; correct? Mr. Pupo?

3 A That was a yes. I just nodded my head.

4 Q I understand. Mr. Gilbert, Mr. Pupo, and Ms.
5 Cronkhite; correct?

6 A I believe those were the three.

7 Q And you skimmed through those; right?

8 A Yes. Yes.

9 Q Okay. And after you skimmed through those, that's
10 when you formed your opinions in this case; correct?

11 A Yes.

12 Q And then you prepared a report; correct?

13 A Well, that's when I -- that's when I formed my
14 opinion that maybe things weren't as -- didn't -- didn't go off
15 as they seemed in the original documents that I read. I then
16 went back and read things a little closer and put a little more
17 effort into it.

18 Q Well, do you recall talking to us in your deposition
19 that you read those transcripts for maybe two to three hours?
20 That was it.

21 A Yes.

22 Q And then you drafted a report; correct?

23 A Well, yes. But when you say it like that, I guess
24 I'm just concerned. What I tried really hard to do was concern
25 myself with sections that sounded like they affected process.

1 A great bit of those reports didn't seem to me to have anything
2 to do with my level of expertise.

3 Q I understand, sir. But I'm just trying to get the
4 chronology down.

5 You spent between two and three hours skimming
6 through that testimony, and then the next thing you started
7 doing was drafting a report. Am I right?

8 A Boy, it seemed to me that there was some more
9 information that was provided before I actually drafted the
10 report.

11 Q Did you produce that information to us?

12 A Oh, I would have for sure.

13 Q You would have?

14 A Yes.

15 Q Okay. So whatever you produced to us is all you've
16 got?

17 A Yes.

18 Q Okay. And then the report was drafted, and you sent
19 that to Mr. Miller; right?

20 A Yes.

21 Q And then you and Mr. Miller spent a lot of time
22 revising it; correct?

23 A I wouldn't say a lot of time. We spent -- there was
24 a phone conversation where we went back and forth for probably
25 an hour or two discussing what was in there. Again, this was

1 my first endeavor at producing an expert report for a court
2 proceeding, mainly talking more about the format and how things
3 should look and developing that. The opinions, the words that
4 went in were mine. It was more about establishing how
5 something like this should look.

6 Q Well, sir, my -- do you dispute that at your
7 deposition you told us that you and Mr. Miller spent, quote,
8 "an awful lot on that call," revising your application -- or
9 your opinions?

10 A If that's what I said, that's what I said. That
11 sounds reasonable. That's what I -- yes.

12 Q Okay. That's what I'm just trying to understand.
13 And then -- so you prepared this report that expresses all of
14 your opinions; correct?

15 A I don't know if it expresses all of my opinions, but
16 I believe it's pretty all encompassing.

17 Q So do you understand that you were supposed to
18 prepare a written document under the rules that expresses all
19 of your opinions and the bases for your opinions?

20 A At that time.

21 Q Yes.

22 A I guess what I'm suggesting is I reserved the right
23 to have other opinions if I read other information.

24 Q Okay. Well, at the time that you prepared your
25 report, you expressed all of your opinions. Yes or no?

1 A I think that's fair. Yes.

2 Q Okay. And you expressed all of your opinions, and
3 you provided us all of the bases for your opinions; correct?

4 A Yes, sir.

5 Q Okay. And at that point in time you had never seen
6 this 2014 application; correct?

7 A I honestly don't know.

8 Q Right. But you didn't produce it to us, did you,
9 this 2014 application?

10 A If I had seen it, it would have been contained in
11 that information that was relayed.

12 Q Okay. So -- and you would agree with me, would you
13 not, that your opinions that you expressed, expressly put down
14 in writing, and that you provided all the bases for do not say
15 anything about the 2014 application? Do you agree with that?

16 A I thought I did mention that the issue with Kimberly
17 and I talking about her involvement in it and her
18 comfortability in coming back to me and saying, you know, I've
19 got this taken care of, it's looking good, and my relationship
20 with that.

21 But, no, I don't believe I read the 2014 report at
22 that time.

23 THE COURT: You mean the application?

24 THE WITNESS: The application. I'm sorry. Thank
25 you.

1 / / /

2 BY MR. BICE:

3 Q Do you recall telling us in your deposition, sir,
4 that actually the 2014 process -- page -- let me -- I think
5 it's 26 of your deposition, that the 2014 process was not an
6 RFP-type process? Do you remember telling us that?

7 A I do.

8 Q Okay. And that's the one that Kimberly was working
9 on; correct?

10 A Yes.

11 Q Okay. And so you expressed all of your opinions in
12 writing and provided them to us and have nothing to do with the
13 2014 application; correct? Am I correct on that, sir?

14 A I don't recall. I honestly don't recall.

15 MR. BICE: All right. Thank you, Your Honor.

16 THE WITNESS: But you obviously have it there in
17 front of you.

18 MR. BICE: Hold on a second.

19 THE COURT: Mr. Prince, would you like to help Mr.
20 Bice?

21 MR. PRINCE: No.

22 MR. BICE: Yes, he --

23 MR. PRINCE: Yes.

24 MR. BICE: I need -- I need assistance.

25 THE COURT: I know. I can tell.

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1 / / /

2 BY MR. BICE:

3 Q You also did a supplemental report; do you remember
4 that?

5 A Yes, sir.

6 Q So -- well, let's actually talk about that for a
7 minute.

8 A That was more recently.

9 Q Do you remember, in the morning of your deposition,
10 you met with Mr. Miller before the deposition --

11 A Yes.

12 Q -- right?

13 A Well, on the phone.

14 Q On the phone?

15 A Yes, sir.

16 Q And do you recall telling us in your deposition that
17 they coached you up --

18 A If I --

19 Q -- during that?

20 A If I used that words (sic), they were accurate. What
21 we did was they just told me, because I'd never done this
22 before, is to pause before I answer, to allow opportunity for
23 somebody to object, and speak clearly, and that kind of thing.

24 In no way did I mean that anybody told me what to
25 say, or how to say it, or say more of this, or less of that.

1 Q Sir --

2 A It was kind of just a coaching session as to what to
3 expect in a video deposition, because I had never done one.

4 Q Sir, don't you recall -- I mean, and if you deny it,
5 just -- that's fine. Do you deny telling us in the deposition
6 that they coached you up to tell you that your -- to make you
7 or have you say that your opinions were preliminary? Do you
8 deny that?

9 A No, I don't deny it. I just simply don't recall,
10 sir.

11 Q Okay. And you -- you emphasize that at your
12 deposition, right, that the opinions that you wrote down were
13 preliminary; is that right?

14 A That may have been part of the instructions that I
15 was provided.

16 Q Okay. And then you did a supplement; right?

17 A Yes.

18 Q And in your supplement, you don't mention anything
19 about the 2014 application or the 2014 application process;
20 right?

21 A Correct.

22 Q Okay.

23 MR. BICE: Our -- Your Honor --

24 THE COURT: When was the -- was this -- wait. Was
25 the supplement done before or after the depo?

1 MR. BICE: After.

2 THE WITNESS: After.

3 THE COURT: Okay. All right, thank you. Mr. Bice,
4 you want to say something else?

5 MR. BICE: No. We will renew our objection about
6 providing any opinions of testimony concerning the 2014
7 application or its processes, as he has no knowledge.

8 THE COURT: Mr. Miller? Well, it's not that he
9 doesn't have no knowledge.

10 He may have no notice.

11 MR. PRINCE: It's not in the report.

12 MR. BICE: Well, but it's not in his report, and
13 we --

14 THE COURT: It's a notice issue?

15 MR. BICE: Yes.

16 THE COURT: Okay. Mr. Miller, do you want to address
17 anything?

18 MR. MILLER: Yes, Your Honor.

19 THE COURT: So, I have an issue of whether the
20 information related to the 24 (sic) application, and the
21 comparison of the 24 application to the one for the 2018
22 process was disclosed as part of his expert testimony. That's
23 my issue. It's not what he believes or what his opinions are,
24 it's a disclosure issue right now.

25 Do you want to have a discussion with me about that?

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CONTINUED DIRECT EXAMINATION

BY MR. MILLER:

Q Mr. Smith, you have a copy of the 2014 medical application?

THE COURT: That's not what I asked you, Mr. Miller. It doesn't involve the witness.

MR. MILLER: I understand.

THE COURT: This is you and me having a discussion.

MR. MILLER: It is Bate-stamped. According to Mr. Smith's testimony, it was provided as part of the supplementary documents that we disclosed as part of his expert report.

THE COURT: After the depo?

MR. MILLER: I'm sorry?

THE COURT: After the deposition?

MR. MILLER: Prior to the depo, at the filing of the initial report.

THE COURT: Is it included in the materials that he provided with the original report?

MR. MILLER: Yes, I believe. We're confirming now, but --

THE COURT: Okay, hold on a second. Let's confirm that.

Mr. Prince, hold on. I'm waiting.

MR. PRINCE: I'm just helping Mr. Bice.

MR. BICE: And I need it.

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1 THE COURT: I said yesterday he was more effective
2 than you were. Are you trying to get me to switch?

3 MR. BICE: There's no question he's more effective
4 than I am, but.

5 THE COURT: Sir, this is an issue about disclosure.
6 Since you've not been involved in litigation before, they've
7 probably not explained all the rules that apply to what has to
8 be disclosed to you, because you're a novice at this, so it's
9 not your fault. Hold on a second.

10 THE WITNESS: Thank you, Your Honor.

11 MR. MILLER: Are you looking for a response from me,
12 Your Honor?

13 THE COURT: Yeah, I'm looking for the --

14 MR. MILLER: Yes, so --

15 THE COURT: -- yes, it was produced, Judge, this is
16 the Bates number --

17 MR. MILLER: Yes, it was --

18 THE COURT: -- this is where it's referred to in the
19 report.

20 MR. MILLER: -- produced -- it was produced as part
21 of Mr. Smith's original report as an exhibit, the Bates number
22 LMPSmith0010 through LMPSmith53. And then LMPSmith54 through
23 87, yep, are the recreational applications. And then LMP88
24 through 94 are selections from the national standards documents
25 that Mr. Smith referenced.

1 THE COURT: All right. So does anybody disagree the
2 2014 application was included in the materials produced with
3 the original report? If you believe it was not actually in
4 there, I need you to tell me before I go to the next question
5 for Mr. Miller.

6 MR. SCHWARZ: Yes, Your Honor, I disagree. What
7 those documents are were after Mr. Smith's report was done, and
8 as we were preparing to depose Mr. Smith, we asked Mr.
9 Miller's office whether it was going to be necessary for us to
10 subpoena Mr. Smith's file, or if those documents would be
11 produced to us without the need for a subpoena.

12 And the documents Bates range that Mr. Miller just
13 references were documents that were then given to us upon our
14 request for documents. So they were not documents that were
15 included with the initial report.

16 MR. BICE: Not only were they not documents --

17 THE COURT: Wait, that's not my question. So they
18 were provided as part of the materials related to the original
19 report?

20 MR. BICE: They were provided --

21 THE COURT: You asked for his file; they gave you
22 those materials?

23 MR. SCHWARZ: That's -- that's accurate; correct?

24 THE COURT: Okay. So, Mr. Miller, is it directly
25 mentioned in any of the report, the original report or the

1 supplemental report?

2 MR. MILLER: I don't believe it's mentioned directly
3 in terms of the -- it is reviewed -- it is mentioned in the
4 context of other materials that were included in the 2018
5 process, including the 2014 process that Quantum Mark had
6 developed, and how it related to that application.

7 THE COURT: Okay. So it wasn't specifically
8 identified?

9 MR. MILLER: I'd have to do a word search, but it may
10 not have been specifically identified as to how the 2018
11 relates to the 2014, other than it was a process that was
12 changed.

13 THE COURT: Okay. Mr. Schwarz?

14 MR. SCHWARZ: Your Honor, adding to what Mr. Miller
15 just said, there are no specific documents referenced in the
16 original report, nor are there any specific documents mentioned
17 in the supplement.

18 THE COURT: Okay. But there were file materials that
19 were produced at your request when you asked for them before
20 the depo, and it was in there?

21 MR. SCHWARZ: The 2014 application was.

22 THE COURT: Okay. Mr. Bice --

23 MR. BICE: Yes.

24 THE COURT: -- do you want to say something else?

25 MR. BICE: Our point here is, Your Honor, is he's now

1 going to purport to offer opinions on a subject matter on an
2 application that we -- it's not in his report. It was -- we
3 were not permitted to examine him on, because he never claimed
4 he was giving any opinions or comparison between applications
5 from 2014 and applications between 2018.

6 THE COURT: So the objection --

7 MR. BICE: There's nothing in his report that
8 suggests that.

9 THE COURT: The objection is sustained. The witness
10 will be limited in his ability to compare the 2018 application
11 to the 2014 application. But that does not limit him from
12 commenting about the licensing application process, which while
13 it does not require the use of the template that was developed
14 by his Department while he was there, and the -- what he
15 believes may or may not have been appropriate to have been done
16 for the 2018 process.

17 MR. MILLER: Just for clarification, Your Honor, in
18 the deposition itself, they questioned him about the
19 development of the 2014 process, and his office's involvement,
20 and the substantive -- get into substantive questions about it.

21 THE COURT: Did he testify about it?

22 MR. MILLER: I'm sorry?

23 THE COURT: Did he give opinions about it?

24 MR. MILLER: He was asked specifically about his
25 involvement in that process.

1 THE COURT: As opposed to the fact that, my office
2 was called by Governor Guinn's Chief of Staff, Mike Willden,
3 and asked if we could help the people at HHS who had this novel
4 thing to do? I mean, did we actually have opinions that were
5 expressed during the depo related to the 2014 application as
6 compared to the 2018 application?

7 MR. MILLER: Your Honor --

8 THE COURT: Not yet, Mr. Schwarz. I'm grilling
9 Mr. Miller.

10 MR. MILLER: I'm not sure those portions are needed.
11 I'd have to go back and look at the transcript, but it
12 certainly --

13 THE COURT: Okay.

14 MR. MILLER: -- was a discussion of the deposition.

15 THE COURT: Well, from a historical perspective, I
16 have absolutely no problem with the witness providing that as
17 part of his historical work that he and his people did at the
18 Department. My only concern is the comparison between the two,
19 given the lack of disclosure, but I'm not sure it matters.
20 That's a different issue.

21 Mr. Schwarz?

22 MR. MILLER: Right.

23 MR. SCHWARZ: To further answer the question, Your
24 Honor, he was not asked questions about any opinions regarding
25 the 2014 form, because we didn't know that he had any. But he

1 was asked repeatedly, especially at the conclusion of the
2 deposition, if he had any opinions that were not set forth in
3 his report, and his answer was repeatedly, no.

4 THE COURT: Okay. Well, I have said what the
5 witness's limitation is. He's not going to compare the 2014
6 application to the 2018 application, but that doesn't mean he
7 can't comment about the 2018 application. And we all know,
8 from a historical perspective, that the Department he oversaw
9 was involved in the development or consultation related to the
10 2014 application process; we're just not going to compare them.

11 Anything else? Okay. Sir, you ready?

12 THE WITNESS: Yes, ma'am.

13 THE COURT: You got that instruction?

14 THE WITNESS: Yes.

15 THE COURT: Okay. Mr. Miller, you're up.

16 MR. MILLER: All right.

17 BY MR. MILLER:

18 Q So let's talk about the 2018 application. As you
19 reviewed the 2018 application, you see components within that
20 application that would have included some of -- some best
21 practices that would have been identified by these national
22 organizations that you discussed?

23 A Yes.

24 Q And can you -- can you walk us through some of those?

25 A Well, and again, I -- I make no opinion on whether or

1 not it was intentionally included that way. But, you know, I
2 think some of the -- the best practices are being clear and
3 concise in providing all information that's going to be needed
4 for a vendor to submit a quality proposal.

5 I also note that there is probably no RFP or
6 selection process anywhere that gets it right the first time
7 during that release. And so there is oftentimes amendments
8 that go along with it, and changes, the state changes.
9 Generally, it happens in relation to the question and answer
10 period.

11 One of the things that I noted in here, I didn't see
12 where there is a single point of contact --

13 Q Sure. We'll get to that --

14 A Okay, okay.

15 Q -- Mr. Smith, in a little bit. Yeah. But, I guess,
16 preliminarily, can you walk us through -- you had mentioned
17 this NIGP best practices document that you had had some
18 involvement in developing.

19 Within that report, you're aware that there are six
20 elements that -- that they recommend?

21 A Yes, sir.

22 Q Okay. I want to walk you through some of those.
23 Element Number 1 says, Policies and procedures should be
24 established being for a -- established for soliciting proposals
25 using an RFP.

1 Can you describe for us a little bit about what's
2 meant there and what the purpose is?

3 MR. SCHWARZ: Your Honor, to the extent that Mr.
4 Miller is reading from the report to direct him as to these
5 points, I'm going to object to the form of the question.

6 THE COURT: Overruled. You can answer.

7 THE WITNESS: Yes. You know, before you put one of
8 these documents out, whether it's 40 pages or 400 pages, there
9 is generally a process that is at least -- and I'll speak with
10 my own personal experience between our office operating as the
11 facilitator of the project, and the using agency, which in this
12 case would be the Department of Taxation as the subject matter
13 expert and the -- and the customer, if you will.

14 There is an ongoing dialogue that can, in some cases,
15 be as short as a couple days; in some cases, it can be a couple
16 months back and forth of -- of defining and refining what
17 exactly is going to go in here, how we're going to handle
18 things. A real well-thought-out process of everybody who needs
19 to understand, understanding what their role is and how we're
20 going to move forward once we release this.

21 That's what I talk about -- or that's what they talk
22 about when policies and procedures being established for
23 soliciting, how this RFP, or how this selection process is
24 going to go.

25 BY MR. MILLER:

1 Q Okay. And we'll come back to this later, but you
2 have generally reviewed a process that was identified in the
3 2014 application process from 2014 that was discussed in your
4 report from Quantum Mark; is that correct?

5 A Could you say that one more time, please?

6 Q You identified in your report a process that had been
7 outlined by a contractor in 2014 named Quantum Mark that
8 generally discussed those policies and procedures as to how the
9 application process would be administered; is that correct?

10 A It's my feeling that the information I received back
11 from my staff is they had a high level of comfort with the work
12 that they had contributed, and Quantum Mark had contributed,
13 and the behavioral health folks had contributed to that
14 document.

15 Q Okay. And Element Number 2 of the NIGP global best
16 practice standards indicates that, The RFP should describe the
17 evaluation criteria and scoring method and methodology.

18 Can you describe a little bit about what that is
19 meant to do?

20 A Correct. Prior to releasing any selection document,
21 it's critical, it's essential that the -- how you're going to
22 score the document -- or the responses, excuse me -- how you're
23 going to score those responses is clear, it's concise, it's
24 understandable.

25 I will also share with you that this part is often

1 the subject of many of the questions in the question and answer
2 period. So again, oftentimes, it's not always done 100 percent
3 accurate, or, at best, the first time you take the feedback
4 from the vendor community, you refine through amendment form
5 any changes or any further clarification you're going to offer.

6 But describing the evaluation criteria and scoring
7 methodology in the document is critical. Vendors have got to
8 know how they're going to be scored.

9 Q Element Number 3, An RFP should detail in a clear and
10 organized manner the conditions, procedures, evaluation
11 criteria, and requirements.

12 Can you describe the intent behind that?

13 A Yeah. Again, it goes back to the fact that -- one of
14 the things that our office often struggled with, and it's just
15 a fact in state government, people should have -- and it often
16 happens in HHS, that deals with a lot of federal funding and
17 money has to be spent by an X number -- or X date.

18 They should have contacted you in October to do this,
19 but they didn't get around to getting to you until January, but
20 they still need to have the contract done by the end of March.

21 This talks about how to make things clear, organized.
22 Conditions, procedures, evaluation requirements,
23 everything's -- you've got to -- we used to use the phrase, "Go
24 slow now so you can go fast later." So this refers to an awful
25 lot of thought, meetings, e-mails back and forth; yes, let's

1 put this, let's not; let's reword this; is there another place
2 where we can grab language from that more accurately describes
3 this?

4 This is a classic "Go slow now so you can go fast
5 later" in putting the work in up front and developing your
6 document so that vendors can move in a more expeditious manner.

7 Q Okay. And Element Number 4 -- and we'll come back to
8 this one in depth as it relates to this application, but, The
9 procurement professional must use sound judgment throughout the
10 solicitation process.

11 What's the intent there?

12 A Well, I think, in general terms -- and this is
13 something we really struggled with in 1997, 1998, and early on
14 when agencies, by the legislature, were forced to use our
15 services. They thought -- and I'll just speak as plainly as I
16 often do.

17 You know, I'm a welfare expert. What are these
18 people in purchasing going to know about how to put a document
19 together that really meets our needs, and uses -- and again, we
20 don't presuppose that we know what it is. You do. We know the
21 process; the fair, and equitable, and legal selection process
22 to walk you through. We absolutely need your help, as the
23 subject matter expert, to plug in all of what you need and all
24 of what you know into the document.

25 And so, using sound judgment, I guess, is another way

1 of saying the procurement professional or the individual who is
2 labeled as the single point of contact in the document, needs
3 to use sound judgment in how to juggle these various balls in
4 the air to provide a successful solution.

5 Q Okay. And Element 5,

6 Once the proposals are opened, the
7 procurement professional must review the
8 proposals against the mandatory requirements
9 stated in the RFP to determine if the
10 proposal is responsive/compliant.

11 A And this goes back to something I know that you folks
12 deal with often, the use of the words "shall," "must," "may."
13 When you use "shall" and "must," it's a mandatory. When the
14 State includes that, that means if somebody doesn't submit a
15 proposal that meets that specification or that guideline, you
16 can't accept it.

17 And so we often have to work with agencies because
18 they get real happy with putting "shall," "must" everywhere,
19 and push back a little bit and say, hey, you know, we can
20 include that language, but just understand, you have no wiggle
21 room when you start using this, because if you take a
22 proposal -- accept a proposal, and grade it, and judge it to be
23 quality, and you want to award, you're going to have four or
24 five other people who've put in proposals that are going to
25 say, hey, they didn't agree to this. So that's -- that's kind

1 of what's talked about there.

2 Q And does that element also include consideration of
3 the fact that if a state mandates that some provision be
4 included as part of the evaluation of the process, that that be
5 included by the agency?

6 A Absolutely.

7 Q Okay. Element Number 6,

8 The evaluation committee should be
9 formed early in the planning process for
10 using an RFP and should play an integral role
11 in the development of evaluation criteria and
12 weights.

13 A Boy, I won't get too wordy here. That's pretty
14 self-explanatory. We learned very early on in some of our
15 earlier processes where we were being pushed hard by the
16 agency, and in some cases, some very politically well-connected
17 people above them, to get a document out on the street, get a
18 document out on the street. Okay, don't worry about that,
19 we'll get the evaluation committee named later at some other
20 time.

21 We learned primarily through our own experiences, but
22 also through others, the evaluation committee must be named
23 before the document is released. There are certain exceptions
24 with when guidance is provided to them, certainly before they
25 read any proposals, any instructions, and things like that.

1 But the people, the individuals who are going to be named must
2 be done prior to the release of the document.

3 Q Okay. In a provision there, it says,

4 The procurement professional applies
5 judgment, experience, professional knowledge,
6 training, and ethics to respond to questions,
7 provide clarification or additional
8 information, manage pre-proposal
9 communications, adjust the procurement
10 timeline, and manage the proposal evaluation
11 process.

12 Now, I understand that's wordy, but can you briefly
13 identify what's the consideration there?

14 A That's key. You are the project manager. I think
15 it's one of the things that I really enjoyed about the job when
16 I was first hired. I was a little bit worried that it was
17 going to be kind of a paper-pusher type of a job; you'd move
18 this stack of paper from this side over to this side, and call
19 it good. And but -- but as a procurement officer at the State,
20 the entry level is a Grade 37, which is a reasonably decent
21 professional level to start out at.

22 And one of the reasons we argued strenuously for
23 that, is because the type of individuals that we wanted to have
24 needed to have the project management skills to manage an
25 agency that really wasn't going to be thrilled with using your

1 services anyway, manage a lot of vendors who are not used to
2 having to deal with you as the coordinator or the single point
3 of contact.

4 They're used to calling the Agency Director, or their
5 friend who's over here, or doing those kinds of things. In a
6 public setting, the transparency, the integrity of the process
7 is absolutely key, and that speaks to that.

8 Q Okay. And are there standards that directly relate
9 to what an agency should do once the application is released,
10 relative to anything that may have happened before in
11 preparation (indiscernible) it.

12 A We used to kind of refer to it as the cone of
13 silence. Once -- prior to the RFP being released, it's
14 actually encouraged that the state agency, the using agency,
15 the customer have numerous conversations back and forth,
16 sometimes structured meetings where vendors can provide
17 information.

18 It's often assumed that the state agency doesn't know
19 everything. They know what they want, but they may not often
20 know the vendor's expertise, the latest state-of-the-art
21 technology. And so it's actually encouraged to gather that
22 information through a variety of ways so it can be included in
23 the document.

24 Once that document is released, whole other ball
25 game. And that's intended so that every vendor has the same

1 opportunity to gather the same information, the same changes,
2 the same language in a consistent and similar manner, which is
3 generally done through an amendment, a written amendment form
4 that everybody gets at the same time.

5 Q Okay. And what is the recommended practice in terms
6 of the flow of communication --

7 A The recommended --

8 Q -- between the applicants and the agency?

9 A In the flow of communications, there's usually, in
10 any solicitation document that I've ever been familiar with --
11 and again, this just isn't the State of Nevada, this is any
12 state in the nation. This is a critical process.

13 This is so that after vendors receive the original
14 solicitation document, generally, two or three weeks goes by,
15 and there's a question and answer period named in there. Gives
16 them an opportunity to digest the document, formulate any
17 questions.

18 The general process -- the generally accepted process
19 is that questions are then submitted back to the single point
20 of contact; in our case, would be a purchasing individual, but
21 it doesn't have to be. If the Agency is facilitating their own
22 process, and as does happen in some cases, they have that
23 individual.

24 That's not an individual who needs to know
25 everything, all-knowing, but it's a coordinating individual who

1 accepts -- say ten vendors submit ten questions each. That's
2 100 questions.

3 They then take a week or two and work with the using
4 Agency and other people, possibly the AG's office if it's a
5 legal question, formulate the State's answers to each of those
6 questions in a generic form so that nobody knows who asked what
7 question, and then release that amendment back to the vendor
8 community for their, you know, digestion.

9 I just can't overstate the importance of this. In my
10 report, that's where I talk about the fatal flaw. In my
11 opinion, not being able to adhere to that principle, that
12 guideline, is just -- it tilts -- it causes the playing field
13 to become unlevel in a manner that, in my opinion, in a public,
14 transparent setting, is unacceptable.

15 Q Related to that,

16 All potential proposer questions and
17 other communications regarding the RFP or
18 application are to be directed to the
19 procurement professional managing the
20 solicitation process to decrease the
21 likelihood of inappropriate sharing of
22 information, the appearance of impropriety,
23 and the potential for a protest.

24 Can you discuss a little bit about the implications
25 of -- of that recommendation?

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1 A It's one of the real challenges in public procurement
2 in a solicitation process, because it's not unusual for a using
3 agency and someone who is relatively of a higher level at a
4 using agency, to get pressure from vendors. And oftentimes,
5 it's vendors that they're already dealing with on another
6 contract that has been awarded.

7 Oftentimes, it's somebody who wants to meet with you
8 under the guise of talking about Contract A, but, hey, while
9 I'm here with you, can we talk about that RFP that you've got
10 out on the street? I've got a couple questions. You know,
11 it's me, we've worked together. And it's a real challenge for
12 the state employee to understand, you know, the complications
13 that that can cause.

14 And it's one of the things initially when we enter
15 into the discussions with a state agency that we really read
16 the riot act to them, and that they've got -- you know, we're
17 obviously not meeting with everybody in your agency, but
18 they've got to understand, while this document is on the
19 street, no talking about that; just decline, just decline.
20 It's must easier than trying to talk about Items 1, 2, and 3,
21 but oh, I can't talk about Item 4. That's possible, but
22 it's -- it's a real challenge.

23 Q Okay. And,

24 The designated procurement professional
25 may consult with the project manager or

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1 subject matter expert to gain information to
2 respond to proposer's technical questions.

3 What's the idea behind that, and how would that flow?

4 A Can you say that one more time, please?

5 Q Sure.

6 The designated procurement professional
7 may consult with the project manager or
8 subject matter expert to gain information to
9 respond to a proposer's technical questions.

10 A That's kind of a key to the accommodation that needs
11 to be made to any agency using the selection process. Again, I
12 referenced earlier that, you know, one of the pushbacks that we
13 received earlier was, you know, why do we got to use you guys?
14 You guys don't know anything about what we do over here in
15 vaccinations or whatever it is.

16 And so the procurement professional needs to realize
17 that out of 25, 30 questions, maybe two or three of them is --
18 is -- is of a procurement nature. Maybe another ten of them
19 have something to do with the legalese that's contained in the
20 Independent Contractor Form appended to the back of the
21 solicitation document.

22 And most of the preponderance of the questions
23 actually have to do with the subject matter expert, or somebody
24 from, in my case, the Health Department.

25 Q Okay.

JD Reporting, Inc.

1 A And so there has to always be a person named, a
2 subject matter expert contact, that the procurement person goes
3 to for the answer of the question.

4 Now, that person at the Department may not know the
5 answer to the question, but they've got to know where in their
6 organization to go get the question, and then respond back to
7 the procurement people.

8 You -- you just can't have a lot of questions and
9 answers, and I'm going to this person, and I've got my answer
10 so I'm not going to -- you get too much of this going on and it
11 just really -- it just really makes the project stink.

12 Q Okay. Issues addenda in response to questions.
13 Changes in the specifications or solicitation, or to extend the
14 timeline for proposal questions.

15 And a subheading, Adjust the solicitation timeline,
16 as needed, to ensure the proposers have adequate time to review
17 and respond to the information provided.

18 A And again, it happens all the time. I -- I think
19 when I first started, I always thought -- used to think of
20 questions and those types of things as being the mark of a -- a
21 particularly -- a selection process that wasn't well thought
22 out.

23 I'll give you an example. If you're working with an
24 Agency like Environmental Protection, they often can't deal
25 with what's in the hole, until they dig the hole. And so it's

1 not unusual at all that you can only put the information in
2 there that you have now, but you reserve the right to provide
3 more information once the hole is dug and more information is
4 known.

5 And so, it's not a flaw to have a question and answer
6 process and address those question and answers. And
7 occasionally, even after that happens, a vendor will come back
8 with a question and say, I know the question and answer process
9 is over now, but we've got this question.

10 The State can certainly, is well within its right to
11 decide that they're going to do another question and answer
12 process. But not just with that one person. Whatever that
13 question is has to be answered so that everybody gets the same
14 information in the same manner at the same time.

15 Q All right. And -- and -- and how -- what is the
16 recommendation for putting that information out there once a
17 question is asked that needs to be distributed to the
18 applicants?

19 A What is the recommendation -- through an amendment
20 form?

21 Q Yes.

22 A Generally, where we have -- and I think every
23 solicitation process, selection process that I'm aware of,
24 nationally, does this through an amendment form.

25 In Nevada's particular case, each vendor has to sign

1 any amendment and return it with their proposal, along with a
2 signed copy of the original solicitation to ensure and attest
3 to the fact that, we had read the entire selection document.
4 We have read and understand questions in Amendment Number one.
5 We've read and understand questions in Amendment Number 2, and
6 here is our proposal. It just kind of ties the whole thing
7 together in a -- in a nice bundle.

8 Q Okay. It says, indicate also there that,
9 You provide public notice of all answers
10 to questions, clarification and changes to
11 provide equal, transparent and timely access,
12 i.e. posting to the entity's website.

13 Will you talk about that recommended process.

14 A Yeah. There -- there -- there's a variety of ways
15 I've seen that done. I know how Nevada used to do it. Again,
16 I left in 2015. It may be done slightly now. It's -- it's one
17 of the principles that's so important, it's constantly being
18 refined by entities as into how to ensure that everybody gets
19 access to the identical information at the same time.

20 We used to do -- you know, we used to just develop a
21 mailing list and -- and people who subscribed to that mailing
22 list would get a copy of -- of the amendment.

23 Then we realized there was many vendors out there --
24 and I'm -- again, I'm speaking in the '90s, the late '90s -- we
25 realized there was many vendors out there who hadn't subscribed

1 to our mailing list. They were interested in possibly
2 submitting a proposal, but they hadn't subscribed to the
3 mailing list. So we got to where we would actually post it
4 right on our website.

5 Then we developed a -- a -- a way for them to
6 actually get an e-mail notification that would take them
7 through a link right to the amendment. And -- and again,
8 there's a variety of ways that the State needs to ensure that
9 everybody received identical information at the same time and
10 in the same manner. It's -- it's -- it's hugely important to
11 the integrity of the process.

12 Q Okay. And Mr. Bice on voir dire started to -- he
13 asked you some questions about the materials that you had
14 reviewed in this case.

15 A Yes, sir.

16 Q You had indicated that when you were first approached
17 by -- by me, you -- you were simply provided with a copy of the
18 recreational marijuana application and perhaps some
19 regulations; is that correct?

20 A Yes, sir.

21 Q And -- and you reviewed those?

22 A Yes.

23 Q Okay. And at that point had you been -- been
24 retained to consult or provide expert testimony on this matter?

25 A My recollection -- my recollection was that I had

1 sent you an e-mail back that -- that somehow or other said
2 something to the effect of, Gee, Ross, I'm not sure I can help
3 you out much with this, because what appears in writing seems
4 reasonable.

5 Q Okay.

6 A Something to that effect.

7 Q And do you recall that it was definitively an e-mail
8 as opposed to a phone conversation?

9 A Oh, honestly, I don't know. It could have been a
10 phone conversation.

11 Q Okay. But in any event, you weren't retained at that
12 point; is that correct?

13 A That's correct.

14 Q Okay. And then at some subsequent point you were
15 re-approached by -- by our office; is that right?

16 A Yes.

17 Q Okay. And that might of been during the injunction
18 hearing that -- that we had been conducting. Does -- does that
19 sound familiar?

20 A I don't know when the injunction hearing was, but my
21 recollection was, it was probably somewhere two, three, maybe
22 even four months after the original.

23 It's -- it's one of the things I struggle with in my
24 recollection of this, in that we started and then there was a
25 big period of nothing, and then we kind of reengaged a little

1 bit, and then -- and more of a period and --

2 Q Okay. And it was at --

3 A -- the time that's gone by.

4 Q And it was at that point that --

5 THE COURT: Welcome to the world of litigation.

6 BY MR. MILLER:

7 Q It was at that point you reviewed transcripts of
8 testimony; is that right?

9 A Yes.

10 Q Okay. And do you recall which transcripts were
11 reviewed?

12 A Steve Gilbert, Kara Cronkhite, and Jorge Pupo. I may
13 have also, if there was a transcript, I recognize the name Ky
14 Plaskon, or Plaskon.

15 Q Uh-huh.

16 A I -- I think that name as -- as well. If I didn't
17 review a transcript of him, he was referred to a number of
18 times in other people's transcripts. I believe those were the
19 names.

20 Q Okay. And you were also provided with the associated
21 exhibits relative to those -- to some of the associated
22 exhibits relative to that testimony; is that right?

23 A Yes, sir.

24 Q Okay. And as part of exhibits, do you recall
25 reviewing the 2014 Quantum Mark process that we spoke of

1 previously?

2 MR. BICE: Objection, foundation. I'm sorry, I'm
3 going to object on this as leading an expert. I understand the
4 Court's tolerance of leading at other times. But this is
5 inconsistent with what he told us in his deposition he looked
6 at.

7 THE COURT: So an you rephrase your question, Mr.
8 Miller, please?

9 MR. MILLER: Well, I can just pull up the exhibit,
10 Your Honor. I think he's familiar with it and has reviewed it.
11 It's --

12 THE COURT: Is it in?

13 MR. MILLER: -- admitted. Exhibit 1780?

14 THE COURT: Is it in evidence?

15 MR. MILLER: It is.

16 THE COURT: Great. Pull it up.

17 MR. BICE: Number one more time?

18 THE COURT: 1780. What page number, Mr. Miller?

19 MR. MILLER: Page 1 is fine.

20 THE COURT: We're on page 1. Can you see that, sir?

21 THE WITNESS: Yes, ma'am.

22 THE COURT: Great.

23 BY MR. MILLER:

24 Q Mr. Smith, do -- do you remember reviewing this as --
25 as part of the -- the preparation for the report?

1 A I must say, I don't specifically recall reviewing, at
2 least the page that's on there. Anything I -- I say in regards
3 to the Quantum Mark, honestly, has more to do with my
4 characterization of, I believe, Kimberly, it could have been
5 one of two other people, remarking to me how -- how confident
6 they were in that project --

7 MR. WILLIAMSON: Objection, Your Honor.
8 (Indiscernible) saying that (indiscernible) is absolutely
9 hearsay.

10 THE COURT: Experts are -- rely on hearsay anytime
11 they want.

12 Keep going.

13 THE WITNESS: And -- and so I -- you know, the -- the
14 exhibits that I was provided, too, boy, there was a long list
15 of them.

16 BY MR. MILLER:

17 Q Okay.

18 A And -- and I -- I -- I can't honestly attest that
19 I've gone through this one --

20 Q Okay. Well, let me pull up Number -- page 4, then
21 the question and answer. Perhaps that was one of the ones that
22 you may recall reviewing.

23 THE COURT: You've got the blue ring of death. Can
24 you read that, sir?

25 THE WITNESS: Yes.

1 THE COURT: Okay.

2 THE WITNESS: Okay.

3 BY MR. MILLER:

4 Q Do you recall that, it being the subject of testimony
5 and -- and a review in preparation of your report?

6 A I recall that this diagram easily illustrates what I
7 would consider to be an appropriate question and answer
8 process.

9 MR. BICE: I'm going to object to the answer, Your
10 Honor. It didn't answer the question.

11 THE COURT: Overruled.

12 MR. MILLER: Okay.

13 BY MR. MILLER:

14 Q Well, I mean, in your report itself, you indicated
15 that Nevada's medical marijuana license application process in
16 2014, as assisted by Quantum Mark, LLC, was sought in this
17 regard, and in many other areas with regard to administering a
18 fair and open selection process.

19 I question why many of those standards weren't
20 implemented in the Department of Taxation's administration of
21 the recreational --

22 THE COURT: You've got to get near a mic.

23 BY MR. MILLER:

24 Q Question --

25 THE COURT: Hold on a second.

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1 MR. MILLER: I'm sorry?

2 THE COURT: I have an objection.

3 MR. BICE: Yeah.

4 MR. MILLER: Yep.

5 MR. WILLIAMSON: Thank you, Your Honor. Again, it's
6 fine to have some lead-in, but he -- he can -- Mr. Miller
7 cannot just read from the report and say, that's your report;
8 right?

9 THE COURT: Right. He has to --

10 MR. WILLIAMSON: The report is hearsay.

11 THE COURT: Absolutely.

12 MR. WILLIAMSON: And he can provide his testimony.

13 THE COURT: He needs to ask the witness his opinion.

14 MR. WILLIAMSON: Thank you.

15 THE COURT: So don't read from the report.

16 MR. MILLER: I understand.

17 THE COURT: Just ask the witness his question.

18 MR. MILLER: All right.

19 BY MR. MILLER:

20 Q What is your opinion --

21 THE COURT: Did you reach an opinion about that
22 process?

23 MR. MILLER: Yes.

24 BY MR. MILLER:

25 Q You -- you reached an opinion relative to the process

1 that was administered and assisted by Quantum Mark --

2 A Yes. And that --

3 Q -- in 2014?

4 A -- that was my recollection, whether it was in an e-
5 mail, although which I don't think it was, or in the report.
6 But I do recall us talking about it.

7 MR. BICE: Well, I'm going to -- I'm going to object.
8 He's now conceding, it's not in the report, but he remembers
9 him talking about it with Mr. Miller.

10 THE COURT: I don't think that's what the witness
11 just said, Mr. Bice.

12 Overruled.

13 MR. BICE: Well --

14 THE COURT: So, sir, could you finish your answer,
15 please?

16 THE WITNESS: Yes, ma'am. I -- I -- I recall making
17 the comment, because I had heard such positive things in my
18 office about our contribution to that original process that it
19 was -- I -- I -- I question why, why develop a whole new
20 process? Why not just, since it was the same subject matter --
21 and I understand, not word-for word, but why not build off of
22 that earlier one that seemed to work so well.

23 BY MR. MILLER:

24 Q Okay. Did you form also an opinion relative to the
25 Department's lack of utilization of a question -- a formal

1 question and answer process?

2 A I -- I believe in my report, I stated quite
3 succinctly, I used the word either "show stopper" or "fatal
4 flaw", or you can use both of them.

5 By -- by doing -- by reviewing the transcripts of the
6 multiple in-person engagements, whether it be lunch, or out for
7 drinks later, or -- or just voluminous phone calls that
8 different parties attested to, there -- it -- it really worried
9 me that there's just no way a reasonable person could conclude,
10 whether it be perception or reality, and it became reality, in
11 my opinion, after I read transcripts where people said, yes, we
12 met. We --

13 I would never have allowed such a thing if I was the
14 individual who was responsible for that procurement. I would
15 never have allowed the things that I -- I read that -- that
16 stated that -- that certain people were getting certain
17 information, even if it was all well-intended.

18 Just trying to be helpful and boy, I found myself in
19 that -- that position many times over my career, of somebody
20 saying, hey, Greg, while I've got you on the phone, can I just
21 ask you real quick about this one thing, and you know, that way
22 I can get going on our response, because it's due tomorrow, or
23 something like that.

24 It -- it just -- it just upsets the level playing
25 field that any selection process is absolutely bound by. And

1 it -- it's a huge concern to me as it relates to this case.

2 Q Okay. Do you -- do you recall in the testimony a
3 discussion of an ultimate amendment that was offered to the
4 application itself that proposed different requirements or
5 sought to find clarification --

6 A Was this --

7 Q -- to the application itself?

8 A And -- and the amendment, was -- was this in
9 regarding the locations, whether or not the proposed locations?

10 Q Do you recall that -- that one -- one version of the
11 application was issued on July 5th, and a subsequent version of
12 the application was released on July 30th with additional
13 clarifications to that application.

14 A I do.

15 Q Yes. And do you recall the details and explanations
16 as to how that was communicated and released?

17 A Well, it -- the best of my recollection, what
18 concerned me about all of this is the many moving parts between
19 Plaskon, Gilbert, Cronkhite and Mr. Pupo.

20 Again, it's -- it's not often expected that the sole
21 point of contact be the all knowing or all revolving person,
22 but they go and get the information and they usually know
23 who -- where this came from.

24 There was just an awful lot of, well, I don't know,
25 she told me. And, I don't know, he told me. And -- I don't

1 know where that came from, and I don't know who authorized to
2 put that in, and there was -- I hate to use the word comical
3 because I realize this isn't funny stuff. But I've never been
4 involved in a -- a successful solicitation process where key
5 individuals couldn't say where certain information came from.

6 The purchasing officers that I've worked with take
7 incredible notes during meetings, and knowing where certain
8 things came from and who authorized this, and who authorized
9 that, and why this information is in there.

10 And it -- and it's key, again, in the transparency of
11 how these documents are developed and how the process is run.
12 And I found time and time again, throughout this one, the
13 reading of those transcripts, they're -- they're -- there was
14 just a -- this kind of a thing. And I'm illustrating -- not
15 me, this --

16 Q And for the record, you're pointing across your body
17 in different ways; is that right?

18 A Yes.

19 Q Okay.

20 THE COURT: This is when we're going to take our
21 lunch recess. I have a CLE I have to go to, unfortunately.

22 So, sir, this is not a requested recess. We are
23 breaking until 1:00 o'clock. I will see you guys then.

24 THE WITNESS: Thank you, Your Honor.

25 MR. BICE: Thank you, Your Honor.

1 (Proceedings recessed at 11:54 a.m. until 12:59 p.m.)

2 THE COURT: Come on up back up, Mr. Smith. See if I
3 can get Mr. Miller to finish up. Are you able to see him okay?

4 THE WITNESS: What's that?

5 THE COURT: Are you able to hear him okay?

6 THE WITNESS: Pretty good.

7 THE COURT: All right. You may proceed, Mr. Miller.

8 MR. MILLER: Thank you.

9 BY MR. MILLER:

10 Q Mr. Smith, in your review of the transcripts and
11 supporting materials, do you recall testimony regarding
12 different versions of the application document circulating
13 simultaneously?

14 A I do.

15 Q Okay. And what is the general standard that you
16 would recommend reference to an application being circulated
17 among applicants?

18 A Well, once again I think it's just paramount that the
19 State -- it's incumbent upon the State to ensure that all
20 information provided to all potential applicants is accurate,
21 identical, consistent, and I think any such occurrence like
22 that just muddies the waters.

23 Q And based upon your review of the transcripts and
24 materials that were provided, do you have an opinion as to what
25 occurred in this instance?

1 A I'm sorry, one more time.

2 Q Do you have an opinion as to the level of the
3 standards that may have been followed in this instance?

4 A Well, in that and other areas it just, I hate to say
5 jumped off the page because again I'm reading these things; I
6 wasn't necessarily listening to the people, but if what I read
7 is exemplary of what occurred, it just further illustrated a
8 level of chaotic behavior that I don't think is conducive to a
9 solid transparent process.

10 MR. SMITH: Okay. Shane, can you pull up
11 Exhibits 1005 and 1006.

12 BY MR. SMITH:

13 Q Mr. Smith, I'll represent to you these are previously
14 admitted exhibits and, in fact, the different versions of the
15 applications with one being released on July 5th and one I
16 believe released a subsequent date on July 30th.

17 I want to draw your attention to at the bottom of the
18 page on both versions you'll see, Version 5.4 and some -- do
19 you see what's on the screen there?

20 A I do.

21 Q And what do you generally notice about that?

22 A Well, I'm looking here, these appear to be the same.
23 Version 5.4 relate -- or 622, 218, Version 5.4, 62218, page 1
24 of 34 are these -- is this the same?

25 Q These are, in fact, two different documents. But if

1 that had not been updated to indicate the potential applicant
2 that they contain different information, what is your opinion
3 about whether or not that would fall within the standards of
4 trying to fairly communicate information to applicants?

5 A Honestly I think I'd just --

6 MR. SHEVORSKI: Objection. Incomplete hypothetical.

7 THE COURT: Overruled.

8 THE WITNESS: I think I just illustrated the
9 confusion. I don't see anywhere here the words revised or
10 amended or something that would easily allow a potential
11 proposer to know this a different document with potentially
12 different information.

13 BY MR. MILLER:

14 Q Okay. And if you were going to circulate a different
15 version of the application, what standard or procedures would
16 you recommend that the agency follow?

17 A Once again, any changes to an originally released
18 document, unless you're going to withdraw the entire document
19 and start over, it needs to be done through the established
20 amendment forum.

21 Q And what is the established amendment forum?

22 A Established amendment forum would be to label it
23 Amendment \$2 or Amendment 3 wherever you're at in the process.
24 Release it to all proposing parties which would indicate
25 exactly where the previous language was, what the new language

1 is. Again attempting to call out easily to anyone who's
2 interested the new information.

3 Q Okay. And do you recall that for this application
4 process anyone that had to apply needed to have already
5 obtained a marijuana license of some type; do you recall that?

6 A I don't recall that.

7 Q Okay. But assuming that to be the case, do you
8 recall testimony and information related to the Department's
9 use of a LISTSERV to communicate information related to the
10 application?

11 A Yes.

12 Q And what do you recall about that?

13 A That's one of the things I was concerned with.
14 Again, I have no knowledge of how the Department of Taxation
15 intended or, in fact, did use their LISTSERV as a communication
16 vehicle. I know how I've seen it used in other state agencies.
17 I know how we used it in purchasing in the Department of
18 Administration. It was more of an informal tool.

19 I'll give you an example. in purchasing where it was
20 a LISTSERV of all purchasing entities throughout the 17
21 counties and the numerous cities of the State. If the City of
22 Elko was going to do a bid for sewer pipes for existence, it
23 might get posted on that as a way of getting the information
24 out to other cities and counties in case they wanted to enjoin
25 on that particular bid or at a minimum use the result in

1 contract.

2 I have never seen -- I'm not saying it couldn't be
3 used this way because I don't know the specifics of how the
4 Department of Taxation used it -- I have never seen it used as
5 a communication tool to facilitate a selection process. I just
6 have never seen a LISTSERV used that way.

7 Q So if you wanted to communicate a potential change to
8 the application to a pool of applicants, how would that
9 typically be done?

10 A Through amendment form. Always.

11 Q And how would you communicate to that pool of
12 potential applicants?

13 A Well, and again that's been the struggle -- maybe
14 struggle is a poor use of word, but that's been the consistent
15 challenge of how to ensure making sure that everybody gets the
16 information, everybody signs off on it. And the way we came up
17 with it was through the amendment form that proposing vendors
18 had to sign and return with their application or in our case
19 with their proposal, thereby attesting that they saw the
20 information. They utilized that new information in their
21 proposal. There was no question because they actually signed
22 the amendment form and returned it.

23 Q Okay. And would you also recommend that it be posted
24 to the agency's website?

25 A Absolutely.

1 Q And would you also recommend that they follow the
2 public notice requirements?

3 A Yes. Because -- yes.

4 Q Posting at public locations?

5 A Absolutely.

6 Q Okay.

7 A And again, I realize that a lot of people say, well,
8 the three public posting places, the library and this and who
9 sees those and whatnot, but we kind of erred on the side of any
10 available option helps get the word out. Just posting it on
11 the LISTSERV and calling it good and hoping that people saw the
12 information, I don't believe facilitates a quality process.

13 Q Okay. And if the Department had sent a version of
14 the revised --

15 THE COURT: Can you put us on mute on the phone,
16 please. Can you put us on mute, please.

17 UNIDENTIFIED SPEAKER: Sorry about that.

18 THE COURT: It's okay. All right. Keep going,
19 Mr. Miller.

20 BY MR. MILLER:

21 Q If the Department had transmitted or disseminated a
22 revised version of the application to a LISTSERV group that did
23 not include all of the potential applicants, do you have an
24 opinion as to how that might be seen in terms of fairness in
25 administering a competitive application process?

1 A It, in fact, would be an indication of unfairness.

2 Q Do you recall testimonies or materials related to the
3 application and information provided the evaluators and
4 inconsistencies that may have been provided them in that
5 respect?

6 A Yes.

7 Q And what do you recall about that?

8 A If I recall, the main deal that I kind of focused on,
9 if I remember correctly, was diversity language, and how that
10 diversity language would, A, there was an issue on how the
11 State defended the inclusion of the diversity language and then
12 B, where that language came from, how it was to be used by the
13 evaluators.

14 Again, it just seemed to be a little bit chaotic.
15 I'm searching for the word -- there seemed to be several moving
16 parts going on about it. I'm not at all sure based on what I
17 read that all of the evaluators had the same understanding of
18 exactly what they were able to be evaluating in that category.

19 Q And do you also recall testimony or exhibits that
20 related to the Department's failure to consider mandatory legal
21 requirements as part of the evaluation process?

22 A Yes. And that goes back to one of the earlier
23 guiding principles from the NIGP organization of ensuring that
24 any and all applicable laws, regulations, administrative codes,
25 et cetera, be included and be adhered to. That's part of the

1 State's job of making sure that information is available.

2 Q Okay. And how would you assess the level of
3 importance in complying with that requirement?

4 A Incredibly important.

5 Q And do you recall specifically testimony and exhibits
6 related to the Department's failure to evaluate an applicant's
7 history of compliance and consideration of that factor in
8 evaluating applications?

9 MR. SHEVORSKI: Objection. Legal conclusion.

10 MR. SMITH: Your Honor, I also have to object to this
11 line of questioning as outside scope of the witness's report
12 and deposition testimony.

13 THE COURT: The compliance issue was not included in
14 the deposition or the report?

15 MR. SMITH: No. It was not. It was in a
16 supplemental report --

17 THE COURT: Mr. Miller, hold on. Mr. Miller.

18 MR. MILLER: We'll read from Mr. Smith's report
19 page 0008 --

20 THE COURT: Is that the supplemental report or the
21 original?

22 MR. MILLER: The original.

23 THE COURT: Okay.

24 MR. MILLER: Where he indicates that in review of the
25 testimony several issues of concern arise throughout including

1 but not limited to. And one of the bullet points, failure to
2 evaluate applicant's history of compliance --

3 THE COURT: Okay.

4 MR. MILLER: -- in consideration of those factors in
5 ranking the applications.

6 THE COURT: Okay. Sounds like it's included
7 originally. So keep going. The objection's overruled.

8 MR. BICE: What was the page of that?

9 MR. MILLER: 8.

10 MR. BICE: Page 8 of his report?

11 THE WITNESS: The last page of the original report,
12 and the last paragraph of the supplemental.

13 MR. MILLER: Yes. It's also in the supplemental.

14 THE COURT: Let's go.

15 THE WITNESS: I specifically recall some language
16 revolving around and again the details of which are tough for
17 me to recant because I'm not a subject matter expert, but there
18 was some discussion and testimony regarding some
19 self-reporting, some under 21-year-old people, I believe it was
20 that were allowed entrance which was a violation.

21 There was also some sales to some under 21 that was
22 involved entrance, and where it is specific to my concern was
23 the fact that it doesn't appear to have been relayed to the
24 evaluators. And if I recall correctly, the justification for
25 that was wanting to encourage self-reporting and not bring the

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1 hammer down on those people for those types of violations, but
2 from my concern is that they are a violation and so there
3 seemed to be some disjointed -- some violations got reported
4 and some didn't.

5 BY MR. MILLER:

6 Q Yeah. And how would that lack of consistency alter
7 the evaluation process in a way that would concern you?

8 A Well, I suppose it's anyone's guess how it altered
9 the ultimate evaluation. Is it a fatal flaw? I don't know. I
10 wouldn't certainly put it in that category, but again, it
11 exhibited a lack of consistent application of information and
12 transfer of information. Haphazard, disjointed are words that
13 come to my mind that certainly don't lend themselves to a
14 quality selection process.

15 Q And do you recall testimony of information in the
16 review of the materials related to changes to the application
17 related or proposed physical location that did not appear to
18 have been consistently communicated to all prospective
19 applicants?

20 A I do. Once again similar to the last one, I'm not --
21 because I'm not a subject matter expert I don't know how -- how
22 critical that information is, but I do know that it appears
23 that some people, from the testimony that I read, that it was
24 clear that some people were under the impression they just had
25 to submit plans, I believe.

1 And other people were under the impression that they
2 had to actually go get a location, a physical location, secure
3 that, and one can only imagine the amount of cost and time
4 that's involved with doing that as opposed to simply submitting
5 a paper drawing.

6 And so once again, I think it's an illustration of
7 different information being provided to different people
8 thereby causing different submittals to be brought back to the
9 State.

10 Q And do you recall information related to confusion or
11 inconsistencies or lack of appropriate protocols regarding
12 scoring criteria and how those should be applied?

13 A You know one of the things that I think early on when
14 I started hearing about a lot of this and I'd heard that the
15 State chose to bring on Manpower employees, that sounded on its
16 surface as a concern.

17 As I reviewed the information and, in fact, even
18 recognized one or two names on there as I remember being State
19 employees who participated in a great many RFP projects from
20 our organization, I became a little more comfortable with what
21 it was they were trying to do; however, there was testimony
22 throughout the different depositions that I read that just
23 seemed to be in conflict with each other of who was providing
24 me information, why they were providing information, where the
25 information was coming from.

1 I don't know these people, but Plaskon or Plakson,
2 Steve Gilbert seemed like they were trying to relay
3 information, but when they were asked, you know, where did you
4 get that information from or why was that important, did you
5 relay it to the evaluators, sometimes the answer was yes,
6 sometimes the answer was I don't know.

7 Again, it may seem like I'm nitpicking here, but
8 those are all things that I think one looks at to ensure the
9 quality of the entire selection process.

10 Q When you look at the quality of the entire selection
11 process, are there statutes that generally apply, not in this
12 context, but to the purchasing division, Chapter 333 that would
13 outline some of those requirements?

14 A Well, this gets into a little bit of, you know, the
15 statutes that are in 333 provide, I think, an overall
16 framework. I think we actually intentionally worded those
17 broad that this is an unusual position for me to be in, to be
18 attacking, if you will, and maybe that's a poor choice of
19 words, but as a State solicitation process I'm usually in the
20 position of helping defend or provide that broad latitude to
21 ensure that something had happened.

22 I don't know that I could actually point to a State
23 statute and say they violated that, if that's what you're
24 asking. I think certainly the framework, the intent of some of
25 those though is in question here.

1 Q Yeah. Are there -- in administration of the
2 purchasing division, are there ethical standards that -- is
3 there a code of ethics that the administration follows?

4 A Well, interestingly enough, the agency has a code of
5 ethics. The actual state involved in this I don't believe
6 there is actually a set of ethics separate for selection
7 processes. It would certainly refer to the ethics statutes,
8 the general state ethics statutes. I'm familiar with them. I
9 don't pretend to be an expert on them.

10 Q Okay. But what do they generally provide?

11 MR. BICE: Objection, Your Honor. Foundation for
12 this witness is --

13 THE COURT: Sustained. Can you rephrase your
14 question.

15 MR. MILLER: Sure.

16 BY MR. MILLER:

17 Q Do you recall general ethical statutes in classes
18 that you taught and in the administration of these processes
19 that you would find generally applicable to the administration?

20 A Well, I think the one that would jumps out that --

21 MR. BICE: Objection, Your Honor.

22 THE COURT: Yes, Mr. Bice.

23 THE WITNESS: Oop, sorry.

24 THE COURT: Yes.

25 MR. BICE: It is beyond the scope of his report. And

1 any opinions that he has offered.

2 THE COURT: Mr. Miller, is this within the scope of
3 the report?

4 MR. MILLER: Yes, it is.

5 THE COURT: Tell me where.

6 MR. MILLER: Number 0008, significant failures to
7 follow appropriate ethical standards through discussions of
8 employment offers during the application period, attending
9 meals or off-site meetings with certain applicants where issues
10 related to applications were discussed and engaging in
11 appropriate communications with selected applicants, these
12 violations are entirely inappropriate and constitute major
13 violations of the process.

14 THE COURT: Mr. Bice.

15 MR. BICE: Yes, Your Honor. So I understand, and on
16 my voir dire of him, I only know that Mr. Miller helped him
17 substantially in drafting a report. The problem is, is that he
18 didn't actually provide any foundation for this opinion or
19 first of all it's not one of his opinions it's just the --

20 THE COURT: Okay. Your objection is overruled. It's
21 within the scope of his report. The issues you are raising can
22 be handled on cross.

23 MR. BICE: All right. Thank you.

24 THE COURT: Keep going, Mr. Miller.

25 / / /

1 BY MR. MILLER:

2 Q Just address it directly. Did you note that there
3 was significant failures to follow ethical standards through
4 discussions of the criteria that you just heard me mention?

5 A Well, the one that jumps out at me, of course, are
6 the meals, the visits to the bar, those kind of things. I'll
7 just very briefly, when I first was hired, one of the projects
8 I worked on was traffic safety, a deal where the proposing
9 vendor brought bicycle helmets filled with muffins for
10 everybody and presented them to the evaluators and presented me
11 one.

12 And again, this is like my third week on the job, and
13 I was admonished by the -- by the administrator at the time for
14 accepting and allowing the evaluation committee to accept those
15 gifts and gratuities, and I made the comment, I said, but geez,
16 you know, they're trying to show how creative they could be
17 with the bicycle helmets that was part of the deal and the
18 muffins and it didn't seem like that big of a deal. And my
19 boss at the time told me where do you draw the line? You know,
20 do you draw the line at muffins? Do you draw the line at a
21 VCR? Do you draw the line at a meal at Adele's. The best
22 place to draw the line is none.

23 THE COURT: Mr. Bice, do you know where Adele's is?

24 MR. BICE: Yes, I do. It's in Carson City, Your
25 Honor.

1 THE COURT: Okay. Thank you. Just wondering.

2 MR. BICE: It has since burned down.

3 THE WITNESS: Yeah, it's not there anymore. The
4 whole building's gone.

5 THE COURT: It's not there anymore.

6 MR. BICE: Right. Burned down.

7 THE WITNESS: But -- and that's what I was referring
8 to there. When I read those things, and again I've seen it,
9 I've lived it. I just, you know, there was a time when I would
10 go out to lunch with a vendor, and I always made sure I paid
11 for both of us to remove that from a deal. But then the boss
12 at the time explained to me, but the perception. The table
13 next to you may be another competing vendor of the one and
14 says, well, I geez, I know why they got the contract because I
15 saw them out.

16 The best place to draw the line is none, and when I
17 saw those discussions -- those kinds of life experiences just
18 came back to me, and it's something that the procurement
19 profession is always mindful of, gifts and gratuities no matter
20 how insignificant they may seem.

21 BY MR. MILLER:

22 Q And you recall reviewing materials related to a score
23 review or a debriefing, as the industry may term it, relative
24 to this application?

25 A Say --

1 Q A score review or an industry debriefing, an
2 opportunity to meet after the application had been scored; do
3 you recall?

4 MR. SCHWARZ: Your Honor, I object to the extent that
5 he's asking about documents, since those aren't referenced in
6 the report.

7 THE COURT: Overruled.

8 THE WITNESS: I do recall that. And that's another
9 thing that our office has struggled with mightily. Many other
10 officers --

11 MR. BICE: I'll object to this. Where is this score
12 review referenced in his report?

13 THE COURT: Mr. Miller, where's it in the report?
14 Post the word score review.

15 MR. MILLER: I don't have it memorized unfortunately.
16 It's the score review. It's something that he generally
17 reviewed as part of the --

18 THE COURT: It's okay.

19 MR. MILLER: -- criteria. I believe there may be a
20 different term of art that's used, not necessarily a score
21 review.

22 THE COURT: So the objection is sustained. If you
23 find it later let me know, and we'll re-hit it.

24 MR. MILLER: Got it.

25 THE COURT: Okay. Keep going.

1 BY MR. MILLER:

2 Q Talk to you about the communications that occurred
3 with selected applicants and the importance of that. Do you
4 recall reading a number of instances of communications with
5 some applicants that may not have been communicated at all?

6 A At numerous times. Numerous times there was a lot of
7 testimony from Ms. Connor. I believe there was a lot of
8 comments from Mr. Pupo in the depositions that corroborated the
9 comments from Ms. Connor of the numerous phone calls, cell
10 phone calls, personal cell phone calls, on the State's
11 telephone calls.

12 A lot of access where it just appeared to me in
13 reading the documents that I read that the other folks in the
14 office, everything went up to Mr. Pupo. Nobody else seemed to
15 do much of anything but make things happen. Everything had to
16 go there for the okay.

17 And again, that's not unusual in State offices when
18 that kind of environment is promoted where the boss is the one
19 who makes all the decisions, but then appoint the boss as the
20 single point of contact and allow the boss to work in that
21 framework of the amendments in answering all the questions in
22 written form.

23 You just don't do it on phone calls, at the bar, at a
24 dinner, at those kinds of things. It's just very problematic.
25 Other vendors, competing vendors look at that and say this is

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1 not a fair selection process.

2 Q Okay. And so with your knowledge of what happened in
3 this process, what opinion do you have as to the ultimate
4 administration of this process in terms of fairness?

5 A That one single thing -- many of these other things
6 we've gone through, I think are flaws in some way, shape or
7 form that taint the process. I don't know that I would
8 necessarily lump any one of them and say stop, reverse course.
9 But that question-and-answer process, that inability to -- to
10 channel all of that information consistently to all of the
11 applicants in my mind is a fatal flaw.

12 Q Okay. And so if other applicants had had access to
13 Mr. Pupo and wasn't entirely dependent upon Amanda Connor
14 contacting Mr. Connor -- Mr. Pupo, if other applicants had had
15 access to him would your opinion change?

16 MR. BICE: Object. Objection to the form of the
17 question and now he's offering yet apparently a new opinion.

18 THE COURT: Overruled.

19 THE WITNESS: My opinion would not change. In fact,
20 my opinion I think that would make it worse. I've often heard
21 that excuse, well, somebody else -- anybody could call me.
22 They've all got my phone number although I don't know that they
23 all had a personal phone. They all had the ability -- the
24 access to call him and some chose to and some didn't.

25 In my mind that just further tilts what should be a

1 level playing field because not everybody is getting access to
2 the same information at the same time.

3 BY MR. MILLER:

4 Q Okay. You heard Mr. Bice earlier suggest that I'd
5 helped you draft this report. How would you characterize my
6 level of involvement and assistance with your report and
7 testimony today?

8 A Well, I'm not going to be disrespectful and say I'm
9 offended; I'm disappointed. We certainly did talk at length
10 about the format because when I originally submitted my draft
11 to you, it was kind of like an English paper paragraph by
12 paragraph by paragraph. You did talk to me about listing my
13 concerns, tying them back to the essentials that we had talked
14 about, drafting a conclusion section. How this would be
15 formatted and where information would go, but I stand by every
16 word that I put in here.

17 Q Okay. So in terms of the substance of this report,
18 is this entirely your work alone?

19 A These were -- these were concerns that I wrote -- I
20 basically drafted this from my notes. As I was writing my
21 notes, then when I went to put this report together I just went
22 back to the notes and tried to formulate in an English-style
23 paper, and you brought up the issue of, you know, here's how
24 these reports generally look. Where you put this, put that,
25 draw it down to a conclusion type of a thing. But they were my

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1 words.

2 Q Okay. In the course of your career, how many
3 challenges or appeals do you think you oversaw or were involved
4 in?

5 A Again, we averaged about one per year. So probably
6 12 what I would say bona fide appeals that went to the hearings
7 and appeals officer. It was not unusual to probably have
8 another four to six a year where someone would call me from an
9 unsuccessful vendor who would call and say, hey, can I come
10 down and talk to you or do you got a minute to -- to talk about
11 this. Here's some issues, and I was -- I was considered, I
12 suppose I know a lot of procurement directors who absolutely
13 would not do that.

14 I always felt it was a part of -- a big part of my
15 job to uphold the State's reputation, and I was always happy to
16 at least give the individual an audience and then decide for
17 myself if that's just a disgruntled person who's unhappy they
18 lost, which happens, or if that person really has an issue that
19 they can share with me that showed the State didn't do what it
20 should have done. And in those -- so that's another 4 to 6 on
21 top of the 12.

22 Q Okay.

23 A And that's per year.

24 Q And I think you indicated that you had never lost an
25 appeal in upholding the processes you ran; is that correct?

1 A The State's position was always upheld during the 12
2 years that I was the administrator.

3 Q Okay. But was that also true of you making
4 determinations that would have required a redo of the process?

5 A Yes.

6 Q How many times did you -- did you ask that a redo be
7 done?

8 A Boy, maybe twice. Maybe twice because as I said
9 earlier, it was generally my position that if I felt a redo
10 was -- was the appropriate course of action, I could order that
11 before going to a appeal. There were a couple times where I
12 went ahead and allowed it to go to an appeal because I was --
13 just wasn't quite sure, and I had folks over here on my staff
14 who were arguing that they had done the right thing. I had a
15 vendor that we were proposing to award to that was positive the
16 right thing had happened, and I just kind of said, hey, let's
17 let the hearings and appeals office go ahead and hear this
18 then.

19 Q Okay. And do you recall both of the instances, I
20 think you said twice; right?

21 A Yeah.

22 Q Both of the instances that where you recommended the
23 redo be done?

24 A I don't recall the specifics involved in it, what
25 those categories were. I know it was extremely rare; that's

1 why I say I believe it was more than once, but I'm sure it
2 wasn't more than twice. Just because it -- it was a situation
3 where I kind of felt it needed to be redone. I didn't go
4 into -- that wasn't the State's position going into the appeal,
5 but I wanted a fresh set of eyes to look at it and give us an
6 opinion, and in both of those cases a redo was -- was -- and
7 that's what we did.

8 Q Okay. And do you recall any redos that related
9 directly to the issue that you've termed in this case a fatal
10 flaw, where information wasn't fairly communicated to all
11 applicants?

12 A No, I don't, not for that reason specifically. In
13 fact, I don't recall that ever really being an issue with our
14 process. That's one of the things, I mean, there were a lot of
15 other areas that were somewhat weak or needed worked on or
16 needed improvement, but that question and answer process was --
17 it's just the bedrock of public procurement. You've got to
18 provide everybody with identical information consistent at the
19 same time, in written form.

20 Q I believe you indicated that you're aware of
21 instances where information may be inadvertently communicated
22 to an applicant that wasn't communicated to all the other
23 applicants; is that right?

24 A I'm sure that's happened, and I'm aware of a few.

25 Q Okay. And what happened in those instances?

1 A Boy, I'm struggling to think of exactly when they may
2 have been. I'm aware of an instance where a well-meaning
3 agency director or administrator was meeting with a vendor who
4 already had one or two existing State contracts with the
5 agency, and they were meeting about those contracts. And the
6 State agency individual called me afterwards and said, Greg,
7 you know, I think I let something slip, you know. He said
8 while he was here can we just talk about this other RFP you got
9 on the street real quick.

10 I can't speak with specificity, but I believe in both
11 of those cases we rewound the clock, and when I say rewound the
12 clock we started over, but in both of those cases I will tell
13 you it was relatively early on and relatively easy to do. We
14 weren't too far down the tracks.

15 Q Okay. In the instances where it did go to a later
16 situation, do you recall any instances or allegations that --
17 that we would put on the same scale or scope as the evidence
18 you've seen in this case?

19 A I don't recall us ever having to do one where we got
20 quite a ways down the tracks, that that was the one single
21 reason that we had to redo it.

22 Q In the course of your career how many times have you
23 advocated for a challenge to the State's process moving
24 forward?

25 A Have I advocated for a challenge?

1 Q Yes.

2 A Oh, gosh. When you say advocated for a challenge,
3 I'm assuming you also include where a vendor presented their
4 case to me and the individual who was handling the procurement
5 and made a case that I agreed with, and I would say it would
6 certainly be less than a half a dozen, probably four or five,
7 something like that.

8 Q So it's fair to say you spent almost the entirety of
9 your career defending the State's actions?

10 A Oh, absolutely. By far the great preponderance of
11 it.

12 Q Okay. And when you assess the gravity of -- what you
13 characterize the fatal flaws in this case in information being
14 communicated to applicants that wasn't fairly communicated to
15 other applicants, how would you assess the gravity of what
16 you've seen in this case relative to the other incidents you
17 saw in your career?

18 A Well, I --

19 MR. BICE: Your Honor, I'm going to object to that.
20 It seems like Mr. Miller is trying to elicit from the witness a
21 conclusion for the Court. The ultimate question the witness is
22 not the Court.

23 THE COURT: Experts are allowed to do that. I don't
24 have to listen to them, but they're allowed to do it.

25 Overruled.

1 You can answer, sir.

2 THE WITNESS: I just -- I just think that this
3 situation is so gray, which is why I didn't have to deal with
4 it very much. It was just -- I'm hesitant to use the word beat
5 into our staff, but our staff was well educated of the severity
6 of violating the question-and-answer period or in any way,
7 shape or form allowing that to happen. It just didn't come up
8 all that often. When it did, as I use the term, it's a fatal
9 flaw. I don't need to look at the six or seven other things.
10 I just, you know, you asked my opinion about it, and I -- I
11 feel that it's impossible when that happens for all prospective
12 proposers to be able to submit quality proposals or
13 applications for the State to consider on the same level
14 playing field.

15 BY MR. MILLER:

16 Q All right. And how would you assess these fatal
17 flaws that occurred in this instance in your opinion relative
18 to the national standards?

19 A Well, again the one -- the question and answer, I
20 mean, it's -- it's the greatest one. It's probably the biggest
21 single one at that point in the process that you can violate
22 that taints or corrupts, I guess is the word I would use, the
23 process.

24 Q And is that unique to Nevada, or do you find this
25 same opinion in other jurisdictions?

1 A Oh, no. Particularly in the Western States
2 contracting alliance where all of the States -- the 15 Western
3 States would get together and do several contracts a year. I
4 mean, it's just -- it's just well-known. I would suggest to
5 you I don't think you could find anyone that, don't take my
6 word for it, but you couldn't find anyone in the public
7 procurement profession who would say different answers given to
8 different people at different times, not a big deal, we can
9 work around it. That just doesn't happen.

10 Q Because this is, in fact, a very big violation --

11 A Yes, sir.

12 MR. MILLER: Thank you. I have no further questions.

13 THE COURT: Thank you. Do any other plaintiffs wish
14 to inquire? No one else is interested in procurement issues.

15 Does the State wish to inquire?

16 MR. SHEVORSKI: We have it in order, Your Honor.

17 THE COURT: You mean you're going to go last?

18 MR. SHEVORSKI: I'm going to go last.

19 THE COURT: All right. Mr. Schwarz.

20 Mr. Miller did not wipe down the lectern.

21 MR. MILLER: Sorry.

22 MR. SCHWARZ: It's okay.

23 THE COURT: That's okay, Mr. Schwarz has you covered.

24 MR. SCHWARZ: I've forgotten myself more than once
25 already.

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CROSS-EXAMINATION

BY MR. SCHWARZ:

Q Mr. Smith, you may not recognize me this go round with the mask on, but my name's Joel Schwarz. I actually was one of the people that took your deposition in this case.

Mr. Miller -- I'm going to jump around a little bit and then focus on some areas. But Mr. Miller asked you some questions towards the end of your testimony with him about the preparation of your report in this matter, and I just want to ask a couple of follow-ups about that.

In the process of drafting and editing your report, was it ever suggested to you that you should cite to specific testimony that you were basing your analysis -- analysis and opinions upon?

A No.

Q You would agree with me that there aren't any citations to specific testimony in your report or your supplement?

A Correct. May I add that's something I've learned. Now, that being through this process to this time, my notes transferring onto here, I -- I've learned that.

MR. SCHWARZ: Your Honor, I move to strike that last part as not responsive.

THE COURT: Denied.

/ / /

1 BY MR. SCHWARZ:

2 Q Mr. Smith, a few questions about the 2014 medical
3 marijuana licensing process since you've offered some testimony
4 on that issue. Were you aware that contractors were used in
5 the 2014 medical marijuana licensing application process?

6 A Yes.

7 Q Okay. Do you know whether there was litigation about
8 that process in the State of Nevada?

9 A I do not.

10 Q Okay. I believe you testified that the Department of
11 Administration employee that was involved in the 2014 medical
12 application process was Kimberly Tarter; is that correct?

13 A That's my recollection.

14 Q Okay. And did you -- you didn't consult with
15 Ms. Tarter in preparing your opinions in this case; is that
16 correct?

17 A I did not.

18 Q Okay. I think you've testified to this, but just to
19 be sure, you agree that the process for a privileged license
20 application is different than the process for a public
21 procurement?

22 A I'm not quite sure how to answer that. I absolutely
23 recognize that a licensing application process is different --
24 what you're attempting to do is different than a request for
25 proposal process. I draw the similarities in the fact that

1 you're providing information to proposing vendors and
2 ultimately selecting some or possibly all of those vendors
3 whatever they chose based on that information drawing that
4 similarity.

5 Q Thank you. So I believe you already testified in
6 response to at least one question from Mr. Miller, Nevada's
7 procurement process, that's governed by NRS Chapter 333;
8 correct?

9 A Correct, sir.

10 Q And then there's a corresponding Nevada
11 Administrative Code Section 333 as well; correct?

12 A Yes.

13 Q Okay. And in your time with the Department of
14 Administration it didn't follow any procurement process that
15 varied from NRS Chapter 333; did it?

16 A Say that one more time, please.

17 Q In your time with the Department of Administration,
18 the RFP process that it followed at all times was consistent
19 with NRS Chapter 333; correct?

20 A Correct.

21 Q It didn't come up with its own variance on the
22 process that wasn't something that was codified in the statute;
23 correct?

24 A Correct.

25 Q Similarly, you adhered to the administrative code

1 regulations that pertained to the RFP process as well; correct?

2 A Yes, sir.

3 Q Okay. So, for example, you've talked today about the
4 single contact best practice; correct?

5 A Yes.

6 Q Okay. The single contact best practice is actually
7 codified, isn't it?

8 A I believe it is.

9 Q Okay. And that single contact rule that's codified
10 for the procurement process actually prohibits contact with
11 somebody other than the designated point of contact; correct?

12 A That's right.

13 Q Okay. Now, have you reviewed the licensing
14 application statutes for the -- for cannabis?

15 A No.

16 Q Okay. So fair to say you don't know whether there's
17 any codification of a single contact requirement?

18 A Correct.

19 Q Okay. NRS Chapter 333 sets forth specifically how
20 notices for a proposed RFP process are to issue; correct?

21 A Yes.

22 Q Okay. It sets forth how requests for bids or
23 proposals are to be advertised; correct?

24 A Yes.

25 Q It sets forth what specifically is to be in the

1 advertisement?

2 A Yes.

3 Q It sets forth the procedure for evaluation of bids
4 and proposals; correct?

5 A Yes.

6 Q It specifies -- depending upon the specific type of
7 application that's being submitted for procurement, it
8 specifies which State personnel are to be involved in the
9 evaluation process; correct?

10 A Yes.

11 Q And it sets forth an appeal process?

12 A Yes.

13 Q All codified?

14 A Yes, sir.

15 Q Okay. You earlier talked about a bond requirement
16 for appeals?

17 A Yes.

18 Q That's statutory also, isn't it?

19 A Yes, sir.

20 Q Okay. You understand, and I think you talked about
21 this already, that the 2018 recreational marijuana application
22 process was open only to already existing licensees; correct?

23 A Yes.

24 Q Okay. Now, do you know if there were meetings with
25 licensees before the application form was released initially?

1 A I don't know.

2 Q Okay. Do you have any knowledge as to how the
3 application form was developed?

4 A No.

5 Q Fair to say then, that you don't have any knowledge
6 as to whether any of the unsuccessful applicants that are the
7 plaintiffs in this case on whom you -- on whose behalf you're
8 testifying today were involved in developing the industry
9 forms?

10 A I don't know.

11 Q Okay. Mr. Miller showed you two -- well, the cover
12 sheet of two different versions of the 2018 application?

13 A Yes.

14 Q Do you recall that?

15 A Yes.

16 Q Okay. Do you have any evidence that the second
17 version of the application form was not provided to all
18 potential applicants?

19 A I do not.

20 Q I think you testified, I just want to make sure I
21 heard you clearly. You don't have any knowledge of how
22 specifically the Department of Taxation used its LISTSERV?

23 A I don't.

24 Q Okay. Okay. So now I want to try to get into some
25 specifics. You talked about in your original report -- well,

1 let's -- let's take a step back.

2 You prepared an original report in this matter that
3 was disclosed in January of this year; do you recall that?

4 A Yes, sir.

5 Q Okay. And that was based upon review of the 2018
6 application form; correct?

7 A Correct.

8 Q Okay. Do you know whether it was the first or the
9 second version?

10 A I believe it was the first, but I'm not positive.

11 Q Okay. And you had reviewed some testimony from the
12 evidentiary hearing that took place in 2019; correct?

13 A Yes.

14 Q Okay. And specifically you had reviewed hearing
15 testimony from Ky Plaskon, Steve Gilbert, Jorge Pupo, Kara
16 Cronkhite and Deonne Contine; right?

17 A Yes.

18 Q Okay.

19 A I believe there was another name in there too, but I
20 thought the individual was more of an IT person, and it didn't
21 appear to me that that information was very related to the
22 process.

23 Q Okay. So didn't review testimony from any of the
24 applicants from that hearing?

25 A No.

1 Q Correct?

2 A No.

3 Q Okay.

4 A Correct.

5 Q And at that time you didn't have any deposition
6 testimony either; correct?

7 A Correct.

8 Q Okay. And in your report and today you've talked
9 about a generally that you have concerns about information
10 being shared with some applicants but not with all applicants;
11 correct?

12 A Yes.

13 Q Okay. So what specific instances are you referring
14 to as to information being shared with some applicants but not
15 all applicants?

16 A The information that I referred to is the information
17 that appears -- I shouldn't, maybe I shouldn't use the word
18 appears, that could potentially have been shared at the
19 lunches, at the dinners, on the numerous phone calls. The
20 number of phone calls between, I think it's Ms. Connor and
21 Mr. Pupo is just -- and again, I understand that there's other
22 relationships going on there; that's the one I think that just
23 stood out as plain as the nose on my face as ripe for problems.

24 Q Okay. And my question was more specific, and I'll
25 ask it again. What specific information was given to some

IN THE SUPREME COURT OF THE STATE OF NEVADA

IN RE: D.O.T. LITIGATION

TGIG, LLC; NEVADA HOLISITIC
MEDICINE, LLC; GBS NEVADA
PARTNERS, LLC; FIDELIS HOLDINGS,
LLC; GRAVITAS NEVADA, LLC;
NEVADA PURE, LLC; MEDIFARM, LLC;
MEDIFARM IV LLC; THC NEVADA, LLC;
HERBAL CHOICE, INC.; RED EARTH LLC;
NEVCANN LLC, GREEN THERAPEUTICS
LLC; AND GREAN LEAF FARMS
HOLDINGS LLC,

Appellants,

vs.

THE STATE OF NEVADA, ON RELATION
OF ITS DEPARTMENT OF TAXATION,

Respondent.

Supreme Court Case No.: 82014

District Court Case No.: A787004

PLAINTIFFS' JOINT APPENDIX

VOLUME 310 OF 343

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TABLE OF CONTENT

Chronological by Date Filed¹

TAB#	Document	Vol.	Date	Pages
1	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/10/2018	000001-000012
2	FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/18/2018	000013-000025
3	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/19/2018	000026-000036
4	COMPLAINT	1	1/4/2019	000037-000053
5	COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	1	1/4/2019	000054-000078
6	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	1/16/2019	000079-000092
7	ANSWER TO PLAINTIFFS' FIRST AMENDED COMPLAINT AND COUNTERCLAIM	1	3/15/2019	000093-000107
8	MOTION FOR PRELIMINARY INJUNCTION	2	3/18/2019	000108-000217
9	PLAINTIFFS' COUNTER-DEFENDANTS' ANSWER TO COUNTERCLAIM	2	4/5/2019	000218-000223
10	ANSWER TO AMENDED COMPLAINT	2	4/10/2019	000224-000236
11	DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	2	4/16/2019	000237-000251
12	CLEAR RIVER, LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	2	5/7/2019	000252-000269
13	OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION	3 thru 4	5/9/2019	000270-000531
14	APPENDIX OF EXHIBITS TO NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO SERENITY WELLNESS CENTER, LLC AND RELATED	5 thru 7	5/9/2019	000532-000941

¹ Pursuant to NRAP 30(c)(1), “[t]ranscripts that are included in the appendix shall be placed in chronological order by date of the hearing or trial.” Accordingly, the controlling date for the placement of a transcript in this appendix is the hearing date, not the date the transcript was filed with the district court.

	PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION			
15	NEVADA ORGANIC REMIDIES, LLC'S OPPOSITION TO SERENITY WELLNESS CENTER, LLC AND RELATED PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION	8	5/9/2019	000942-000974
16	DEFENDANT IN INTERVENTION'S OPPOSITION TO PLAINTIFFS' APPLICATION FOR A TEMPORARY RESTRAINING ORDER	8	5/10/2019	000975-001024
17	DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' FIRST AMENDED COMPLAINT	8	5/16/2019	001025-001037
18	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	8	5/16/2019	001038-001041
19	ANSWER TO COMPLAINT	8	5/20/2019	001042-001053
20	PLAINTIFFS' OMNIBUS REPLY IN SUPPORT OF MOTION FOR PRELIMINARY INJUNCTION	8	5/22/2019	001054-001067
21	INTERVENING DEFENDANTS' JOINDER AND SUPPLEMENTAL BRIEFING IN SUPPORT OF THE STATE OF NEVADA'S AND NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION; AND LONE MOUNTAIN PARTNERS, LLC'S OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION OR FOR WRIT OF MANDAMUS	9	5/23/2019	001068-001133
22	EVIDENTIARY HEARING - DAY 1	10 thru 11	5/24/2019	001134-001368
23	EVIDENTIARY HEARING - DAY 2 VOLUME I OF II	12	5/28/2019	001369-001459
24	EVIDENTIARY HEARING - DAY 2 VOLUME II	13	5/28/2019	001460-001565
25	EVIDENTIARY HEARING - DAY 3 VOLUME I OF II	14	5/29/2019	001566-001663

26	EVIDENTIARY HEARING - DAY 3 VOLUME II	15	5/29/2019	001664-001807
27	EVIDENTIARY HEARING - DAY 4	16 thru 17	5/30/2019	001808-002050
28	EVIDENTIARY HEARING - DAY 5 VOLUME I OF II	18	5/31/2019	002051-002113
29	EVIDENTIARY HEARING - DAY 5 VOLUME II	19 thru 20	5/31/2019	002114-002333
30	LONE MOUNTAIN PARTNERS, LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	21	6/5/2019	002334-002344
31	EVIDENTIARY HEARING - DAY 6	22 thru 23	6/10/2019	002345-002569
32	EVIDENTIARY HEARING - DAY 7	24 thru 25	6/11/2019	002570-002822
33	DEFENDANTS' ANSWER TO PLAINTIFFS' COMPLAINT WITH COUNTERCLAIM	26	6/14/2019	002823-002846
34	EVIDENTIARY HEARING - DAY 8 VOLUME I OF II	26	6/18/2019	002847-002958
35	EVIDENTIARY HEARING - DAY 8 VOLUME II	27	6/18/2019	002959-003092
36	EVIDENTIARY HEARING - DAY 9 VOLUME I OF II	28	6/19/2019	003093-003215
37	EVIDENTIARY HEARING - DAY 9 VOLUME II	29	6/19/2019	003216-003348
38	EVIDENTIARY HEARING - DAY 10 VOLUME I OF II	30	6/20/2019	003349-003464
39	EVIDENTIARY HEARING - DAY 10 VOLUME II	31	6/20/2019	003465-003622
40	INTERVENOR DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' SECOND AMENDED COMPLAINT	31	6/24/2019	003623-003639
41	INTERVENOR DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFF'S COMPLAINT	32	7/3/2019	003640-003652
42	FIRST AMENDED COMPLAINT	32	7/3/2019	003653-003670
43	EVIDENTIARY HEARING - DAY 11	32	7/5/2019	003671-003774

44	EVIDENTIARY HEARING - DAY 12	33	7/10/2019	003775-003949
45	CORRECTED FIRST AMENDED COMPLAINT.	34	7/11/2019	003950-003967
46	EVIDENTIARY HEARING - DAY 13 VOLUME I OF II	34	7/11/2019	003968-004105
47	EVIDENTIARY HEARING - DAY 13 VOLUME II	35	7/11/2019	004106-004227
48	PLAINTIFFS-COUNTER DEFENDANTS' ANSWER TO COUNTERCLAIM	35	7/12/2019	004228-004236
49	EVIDENTIARY HEARING - DAY 14	36	7/12/2019	004237-004413
50	ANSWER TO CORRECTED FIRST AMENDED COMPLAINT	37	7/15/2019	004414-004425
51	EVIDENTIARY HEARING - DAY 15	37	7/15/2019	004426-004500
52	EVIDENTIARY HEARING - DAY 15 VOLUME II	38	7/15/2019	004501-004679
53	GREENMART OF NEVADA NLC LLC'S ANSWER TO PLAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/17/2019	004680-004694
54	LONE MOUNTAIN PARTNERS, LLC'S ANSWER TO LAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/22/2019	004695-004705
55	CLEAR RIVER, LLC'S ANSWER TO PLAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/26/2019	004706-004723
56	EVIDENTIARY HEARING - DAY 16	39	7/28/2019	004724-004828
57	EVIDENTIARY HEARING - DAY 17 VOLUME I OF II	40	8/13/2019	004829-004935
58	EVIDENTIARY HEARING - DAY 17 VOLUME II	41	8/13/2019	004936-005027
59	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	41	8/14/2019	005028-005030
60	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	41	8/14/2019	005031-005033
61	EVIDENTIARY HEARING - DAY 18	42 thru 43	8/14/2019	005034-005222
62	EVIDENTIARY HEARING - DAY 19	44	8/15/2019	005223-005301
63	EVIDENTIARY HEARING - DAY 20	45	8/16/2019	005302-005468

64	FINDINGS OF FACT AND CONCLUSIONS OF LAW GRANTING PRELIMINARY INJUNCTION	46	8/23/2019	005469-005492
65	HEARING ON OBJECTIONS TO STATE'S RESPONSE, NEVADA WELLNESS CENTER'S MOTION RE COMPLIANCE RE PHYSICAL ADDRESS, AND BOND AMOUNT SETTING	46	8/29/2019	005493-005565
66	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	46	9/5/2019	005566-005592
67	FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/6/2019	005593-005698
68	DEFENDANT-RESPONDENT'S GOOD CHEMISTRY NEVADA, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/27/2019	005699-005707
69	D LUX, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/27/2019	005708-005715
70	FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	47	9/29/2019	005716-005731
71	ANSWER TO COMPLAINT	47	10/1/2019	005732-005758
72	DEFENDANT RURAL REMEDIES, LLC ANSWER TO FIRST AMENDED COMPLAINT	47	10/1/2019	005759-005760
73	DEFENDANTS MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S ANSWER	48	10/3/2019	005761-005795
74	APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	48	10/10/2019	005796-005906
75	DEFENDANT-INTERVENOR CLEAR RIVER, LLC'S ORDER DENYING IT'S MOTION FOR PARTIAL SUMMARY JUDGEMENT ON THE PETITION FOR JUDICIAL REVIEW CAUSE OF ACTION	48	11/7/2019	005907-005912

76	ANSWER TO FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	48	11/8/2019	005913-005921
77	ERRATA TO ANSWER TO FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	48	11/8/2019	005922-005930
78	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI MANDAMUS, AND PROHIBITION	49	11/12/2019	005931-005937
79	ANSWER TO FIRST AMENDED COMPLAINT GRAVITAS NEVADA LTD	49	11/12/2019	005938-005942
80	ORDER DENYING 1) ORGANIC REMEDIES, LLC'S MOTION TO DISSOLVE PRELIMINARY INJUNCTION AND TO STAY PRELIMINARY INJUNCTION PENDING APPEAL AND 2) LONE MOUNTAIN PARTNERS, LLC'S	49	11/19/2019	005943-005949
81	AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	11/21/2019	005950-006004
82	EUPHORIA WELLNESS, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	49	11/21/2019	006005-006011
83	NOTICE OF ENTRY OF ORDER DENYING MM DEVELOPMENT COMPANY, INC.'S AND LIVFREE WELLNESS, LLC'S MOTION TO ALTER OR AMEND FINDINGS OF FACT AND CONCLUSION OF LAW,	49	11/22/2019	006012-006015
84	ORDER DENYING MM DEVELOPMENT COMPANY, INC. 'S AND LIVFREE WELLNESS LLC'S MOTION TO ALTER AMEND FINDINGS OF FACT AND CONCLUSION OF LAW	49	11/22/2019	006016-006017
85	BUSINESS COURT ORDER	49	11/25/2019	006018-006022

86	ORDER GRANTING MOTION FOR LEAVE TO FILE SECOND AMENDED COMPLAINT IN CASE NO. A-786962	49	11/26/2019	006023-006024
87	TGIG SECOND AMENDED COMPLAINT	49	11/26/2019	006025-006047
88	REPLY IN SUPPORT OF AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	12/6/2019	006048-006057
89	HEARING ON APPLICATION OF NEVADA ORGANIC REMEDIES FOR WRIT OF MANDAMUS TO COMPEL STATE TO MOVE IT TO TIER 2 OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	12/9/2019	006058-006068
90	LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	49	12/10/2019	006069-006081
91	NOTICE OF HEARING	49	12/13/2019	006082-006087
92	DEFENDANT'S ANSWER TO DH FLAMINGO INC'S ET AL., FIRST AMENDED COMPLAINT	50	12/16/2019	006088-006105
93	DEFENDANT'S ANSWER TO DH FLAMINGO INC'S ET AL., FIRST AMENDED COMPLAINT	50	12/16/2019	006106-006123
94	PLAINTIFFS' OPPOSITION TO LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	50	12/20/2019	006124-006206
95	OPPOSITION TO HELPING HANDS WELLNESS CTR, INC.'S APPLICATION FOR WRIT OF MANDAMUS	50	12/27/2019	006207-006259
96	ORDER DENYING MOTION FOR STAY AND GRANTING IN PART MOTION TO EXPEDITE	50	12/30/2019	006260-006262
97	ORDER DENYING THE DEPARTMENT OF TAXATION OBJECTION TO DISCOVERY COMMISSIONER'S REPORT AND RECOMMENDATIONS	51	12/31/2019	006263-006263
98	NOTICE OF ENTRY OF ORDER	51	1/3/2020	006264-006271

99	GREENMART OF NEVADA NLV LLC'S ANSWER TO D.H. FLAMINGO PLAINTIFFS' FIRST AMENDED COMPLAINT	51	1/6/2020	006272-006295
100	NV WELLNESS CENTER, LLC'S MOTION TO COMPEL ON AN ORDER SHORTENING TIME	51	1/8/2020	006296-006358
101	LONE MOUNTAIN PARTNERS, LLC'S REPLY IN SUPPORT OF MOTION TO DISMISS SECOND AMENDED COMPLAINT	51	1/8/2020	006359-006368
102	OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL	52	1/10/2020	006369-006439
103	ESSENCE ENTITIES' ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	52	1/14/2020	006440-006468
104	NOTICE OF ENTRY OF ORDER	52	1/14/2020	006469-006474
105	ORDER DENYING NEVADA ORGANIC REMEDIES, LLC'S AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC	52	1/14/2020	006475-006477
106	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO FIRST AMENDED COMPALINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	52	1/21/2020	006478-006504
107	ERRATA TO DECLARATION OF ALFRED TERTERYAN IN SUPPORT OF HELPING HANDS WELLNESS CENTER, INC.'S APPLICATION FOR WRIT OF MANDAMUS	52	1/24/2020	006505-006506
108	AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/28/2020	006507-006542
109	DEPARTMENT OF TAXATION'S ANSWER TO PLAINTIFF SERENITY PARTIES' SECOND AMENDED COMPLAINT	53	1/28/2020	006543-006559
110	DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/28/2020	006560-006588

111	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/29/2020	006589-006609
112	HEARING ON OBJECTIONS TO SUBPOENAS DUCES TECUM, MOTIONS FOR PROTECTIVE ORDERS, APPLICATION OF FOR WRIT OF MANDAMUS, MOTION FOR SETTING SETTLEMENT CONFERENCE, AND MOTION TO REDACT AND SEAL EXHIBITS 4 AND 5	53	1/31/2020	006610-006657
113	ANSWER TO D.H. FLAMINGO PARTIES' FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/5/2020	006658-006697
114	FINDINGS OF FACT AND CONCLUSIONS OF LAW GRANTING PRELIMINARY INJUNCTION	54	2/7/2020	006698-006722
115	DEFENDANT-RESPONDENT NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/7/2020	006723-006752
116	DEFENDANT-RESPONDENT STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/7/2020	006753-006781
117	SECOND AMENDED COMPLAINT	54	2/11/2020	006782-006805
118	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO THE SERENITY PLAINTIFFS' SECOND AMENDED COMPLAINT	54	2/12/2020	006806-006814
119	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO ETW PLAINTIFFS' THIRD AMENDED COMPLAINT	54	2/12/2020	006815-006822

120	GREENMART OF NEVADA NLV LLC'S ANSWER TO ETW MANAGEMENT GROUP LLC, GLOBAL HARMONY LLC, GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, HERBAL CHOICE INC., JUST QUALITY LLC, LIBRA WELLNESS CENTER, LLC, ROMBOUGH REAL ESTATE INC. DBA MOTHER HERB, NEVCANN LLC, RED EARTH LLC, THC NEVADA LLC, ZION GARDENS LLC AND MMOF VEGAS RETAIL, INC.'S THIRD AMENDED COMPLAINT	55	2/12/2020	006823-006841
121	ANSWER TO D.H. FLAMINGO PLAINTIFFS' FIRST AMENDED COMPLAINT AND PETITION FOR REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/12/2020	006842-006853
122	CPCM HOLDINGS, LLC D/B/A THRIVE CANNABIS MARKETPLACE'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/13/2020	006854-006867
123	ANSWER TO SERENITY PLAINTIFFS' SECOND AMENDED COMPLAINT	55	2/14/2020	006868-006876
124	CIRCLE S FARMS LLC'S ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/18/2020	006877-006884
125	ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION	55	2/18/2020	006885-006910
126	GREENMART OF NEVADA NLV LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/18/2020	006911-006921
127	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION	55	2/18/2020	006922-006935
128	ORDER GRANTING IN PART AND DENYING IN PART THE DEPARTMENT OF TAXATION'S MOTIONS FOR PROTECTIVE ORDER ON ORDER SHORTENING TIME	55	2/19/2020	006936-006941

129	CIRCLE S FARMS LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/20/2020	006942-006949
130	NOTICE OF FILING OF EMERGENCY PETITION FOR WRIT OF MANDAMUS OR PROHIBITION UNDER NRAP 21(a)6)	55	2/21/2020	006950-006951
131	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND/OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/25/2020	006952-006958
132	GREENMART OF NEVADA NLV LLC'S ANSWER TO QUALCAN LLC'S SECOND AMENDED COMPLAINT	55	2/25/2020	006959-006970
133	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/26/2020	006971-006983
134	GREENMART OF NEVADA NLV LLC'S MOTION TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/28/2020	006984-006987
135	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC ANSWER TO NATURAL MEDICINE, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	2/28/2020	006988-007000
136	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT/RESPONDENT STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND/OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	2/28/2020	007001-007012

137	GREENMART OF NEVADA NLV LLC'S ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	3/6/2020	007013-007024
138	GREENMART OF NEVADA NLV LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	3/6/2020	007025-007036
139	QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	56	3/13/2020	007037-007057
140	PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL GREENMART OF NEVADA, LLC TO PRODUCE KENNETH LEE AND HAE LEE FOR DEPOSITION ON ORDER SHORTENING TIME	56	3/16/2020	007058-007074
141	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL GREENMART TO ALSO PRODUCE KENNETH LEE AND HAE LEE FOR DEPOSITION	56	3/18/2020	007075-007080
142	NEVADA WELLNESS CENTER, LLC'S JOINDER TO ETW PLAINTIFFS' MOTION TO COMPEL PRIVILEGE LOGS	56	3/20/2020	007081-007083
143	NEVADA WELLNESS CENTER, LLC'S JOINDER TO ETW PLAINTIFFS' MOTION TO COMPEL	56	3/20/2020	007084-007086
144	GREENMART OF NEVADA NLV LLC'S RESPONSE IN OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	56	3/23/2020	007087-007095
145	CLEAR RIVER, LLC'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS ON ORDER SHORTENING TIME	56	3/27/2020	007096-007099
146	NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO QUALCAN'S PETITION FOR WRIT OF MANDAMUS	56	3/27/2020	007100-007143
147	PLAINTIFF NEVADA WELLNESS CENTER, LLC'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	57	3/27/2020	007144-007175
148	DEPARTMENT OF TAXATION'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	57	3/27/2020	007176-007182

149	THE ESSENCE ENTITIES' OPPOSITION TO ETW PLAINTIFFS' 1) MOTION TO COMPEL AND 2) MOTION TO COMPEL PRIVILEGE LOGS	57	3/27/2020	007183-007293
150	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF'S MOTION TO COMPEL PRIVILEGE LOGS AND COUNTER MOTION FOR SANCTIONS PURSUANT TO NRCP 37	57	3/30/2020	007294-007310
151	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF'S MOTION TO COMPEL SUPPLEMENTAL RESPONSES	58	3/30/2020	007311-007329
152	ORDER DENYING DEFENDANT JORGE PUPO'S MOTION TO DISMISS	58	3/30/2020	007330-007332
153	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO ETW PLAINTIFFS' MOTION TO COMPEL PRIVILEGE LOGS	58	4/3/2020	007333-007336
154	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO ETW PLAINTIFFS' MOTION TO COMPEL	58	4/3/2020	007337-007346
155	DEPARTMENT OF TAXATION'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/8/2020	007347-007360
156	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/8/2020	007361-007373
157	CIRCLE S FARMS LLC'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/9/2020	007374-007381
158	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE ADDITIONAL DOCUMENTS ON ORDER SHORTENING TIME	58	4/9/2020	007382-007395

159	NOTICE OF ENTRY OF ORDER DENYING MM DEVELOPMENT COMPANY, INC.'S MOTION TO STRIKE AND-OR DISMISS D.H. FLAMINGO, INC.'S COUNTERCLAIM	58	4/9/2020	007396-007400
160	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S MOTION TO DISMISS 1) NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS;(2) STRIVE WELLNESS' COMPLAINT; (3) RURAL REMEDIES AMENDED COMPLAINT; (4) QUALCAN'S AMENDED COMPLAINT; (5) HIGH SIERRA HOLISTICS COMPLAINT AND (6) NATURAL MEDICINE'S COMPLAINT FOR FAILING TO COMPLY WITH NRS 233B.130(2)(D)	59 thru 60	4/14/2020	007401-007717
161	DEFENDANT PUPO'S ANSWER TO RURAL REMEDIES' AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	61	4/14/2020	007718-007730
162	THRIVE'S SUPPLEMENTAL BRIEF IN SUPPORT OF OPPOSITION TO ETW MANAGEMENT GROUP LLC; ET AL.'S MOTION TO COMPEL	61	4/14/2020	007731-007792
163	MINUTE ORDER CLEAR RIVER'S REQUEST FOR OST ON MOTION TO DISMISS	61	4/15/2020	007793-007793
164	DEPARTMENT OF TAXATION'S ANSWER TO ETW MANAGEMENT GROUP LLC PARTIES' THIRD AMENDED COMPLAINT	61	4/20/2020	007794-007810
165	DEPARTMENT OF TAXATION'S ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	61	4/20/2020	007811-007845
166	DEPARTMENT OF TAXATION'S ANSWER TO QUALCAN'S SECOND A MENDED COMPLAINT	61	4/20/2020	007846-007862
167	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO ETW PLAINTIFFS' THIRD AMENDED COMPLAINT	62	4/21/2020	007863-007893

168	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	62	4/21/2020	007894-007913
169	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO TGIG PLAINTIFFS' SECOND AMENDED COMPLAINT	62	4/21/2020	007914-007935
170	ORDER GRANTING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE ADDITIONAL DOCUMENTS ON ORDER SHORTENING TIME	62	4/21/2020	007936-007939
171	ORDER DENYING LONE MOUNTAIN PARTNER'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	62	5/5/2020	007940-007941
172	DEPARTMENT OF TAXATION'S INDEX OF EXHIBITS IN SUPPORT OF ITS OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN DEPARTMENT OF TAXATION'S ANSWER TO SECOND AMENDED COMPLAINT	63 thru 64	5/11/2020	007942-008232
173	DEPARTMENT OF TAXATION'S OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN DEPARTMENT OF TAXATION'S ANSWER TO SECOND AMENDED COMPLAINT	65	5/11/2020	008233-008241
174	DEPARTMENT OF TAXATION'S NOTICE OF SUPPLEMENTAL AUTHORITY	65	5/12/2020	008242-008252
175	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	65	5/21/2020	008253-008302
176	HEARING ON MOTIONS FOR SUMMARY JUDGMENT OR WRIT OF MANDAMUS AND MOTION TO EXTEND TIME FOR BRIEFING	65	5/22/2020	008303-008354

177	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	65	5/26/2020	008355-008375
178	PURE TONIC CONCENTRATES LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	65	5/29/2020	008376-008379
179	RURAL REMEDIES, LLC'S ANSWER TO DEFENDANT-RESPONDENT NATURAL MEDICINE'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	65	6/3/2020	008380-008393
180	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO NATURAL MEDICINE'S LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	65	6/4/2020	008394-008401
181	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	66	6/4/2020	008402-008409
182	ORDER DENYING D.H. FLAMINGO, INC. AND SURTERRA HOLDINGS, INC.'S MOTION FOR SUMMARY JUDGMENT AGAINST MM DEVELOPMENT COMPANY, INC.	66	6/5/2020	008410-008413
183	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO DEFENDANT-RESPONDENT NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRIT OF CERTIORARI, MANDAMUS, AND PROHIBITION	66	6/5/2020	008414-008435
184	TGIG, LLC, NEVADA HOLISTIC MEDICINE, LLC, GBS NEVADA PARTNERS, FIDELIS HOLDINGS, LLC, GRAVITAS NEVADA, NEVADA PURE, LLC, MEDIFARM, LLC, AND MEDIFARM IV'S ANSWER TO NATURAL MEDICINE	66	6/10/2020	008436-008454

185	PLAINTIFF'S DECLARATION & POA-F2018-01430	67 thru 74	6/12/2020	008455-009889
186	PLAINTIFF'S NOTICE OF FILING RECORD ON REVIEW	75	6/12/2020	009890-009933
187	PLAINTIFF'S DKT 148-1 INDEX OF EXHIBITS - 1	76 thru 77	6/12/2020	009934-010291
188	PLAINTIFF'S DKT 148-1 INDEX OF EXHIBITS - 2	78 thru 79	6/12/2020	010292-010595
189	PLAINTIFF'S RECORD PART 1	80 thru 81	6/12/2020	010596-010937
190	PLAINTIFF'S RECORD PART 2	82 thru 83	6/12/2020	010938-011275
191	PLAINTIFF'S RECORD PART 3	84 thru 85	6/12/2020	011276-011613
192	PLAINTIFF'S RECORD PART 4	86 thru 87	6/12/2020	011614-011951
193	PLAINTIFF'S RECORD PART 5	88	6/12/2020	011952-012104
194	PLAINTIFF'S RECORD PART 6	89	6/12/2020	012105-012258
195	PLAINTIFF'S RECORD PART 7	90	6/12/2020	012259-012413
196	PLAINTIFF'S RECORD PART 8	91	6/12/2020	012414-012569
197	PLAINTIFF'S RECORD PART 9	92	6/12/2020	012570-012723
198	PLAINTIFF'S RECORD PART 10	93	6/12/2020	012724-012878
199	PLAINTIFF'S RECORD PART 11	94	6/12/2020	012879-013032
200	PLAINTIFF'S RECORD PART 12	95	6/12/2020	013033-013187
201	PLAINTIFF'S RECORD PART 13	96	6/12/2020	013188-013341

202	PLAINTIFF'S RECORD PART 14	97	6/12/2020	013342-013496
203	PLAINTIFF'S RECORD PART 15	98 thru 99	6/12/2020	013497-013774
204	PLAINTIFF'S RECORD PART 16	100 thru 101	6/12/2020	013775-014052
205	PLAINTIFF'S RECORD PART 17	102 thru 103	6/12/2020	014053-014330
206	PLAINTIFF'S RECORD PART 18	104 thru 105	6/12/2020	014331-014608
207	PLAINTIFF'S RECORD PART 18	106 thru 107	6/12/2020	014609-014886
208	PLAINTIFF'S RECORD PART 19	108 thru 111	6/12/2020	014887-015426
209	PLAINTIFF'S RECORD PART 20	112 thru 115	6/12/2020	015427-015966
210	PLAINTIFF'S RECORD PART 21	116 thru 119	6/12/2020	015967-016506
211	PLAINTIFF'S RECORD PART 22	120 thru 123	6/12/2020	016507-017048
212	PLAINTIFF'S RECORD PART 24	124 thru 131	6/12/2020	017049-018484
213	PLAINTIFF'S RECORD PART 25	132 thru 134	6/12/2020	018485-018844
214	PLAINTIFF'S RECORD PART 26	135 thru 136	6/12/2020	018845-019202
215	PLAINTIFF'S RECORD PART 27	137 thru 144	6/12/2020	019203-020637

216	PLAINTIFF'S RECORD PART 28	145 thru 147	6/12/2020	020638-020999
217	PLAINTIFF'S RECORD PART 29	148 thru 149	6/12/2020	021000-021357
218	PLAINTIFF'S RECORD PART 30	150 thru 157	6/12/2020	021358-022621
219	PLAINTIFF'S RECORD PART 31	158 thru 159	6/12/2020	022622-022979
220	PLAINTIFF'S RECORD PART 32	160 thru 167	6/12/2020	022980-024414
221	PLAINTIFF'S RECORD PART 33	168 thru 169	6/12/2020	024415-024718
222	PLAINTIFF'S RECORD PART 35	170 thru 177	6/12/2020	024719-026153
223	PLAINTIFF'S RECORD PART 37	178	6/12/2020	026154-026256
224	PLAINTIFF'S RECORD PART 39	179 thru 181	6/12/2020	026257-026669
225	PLAINTIFF'S RECORD PART 40	182 thru 183	6/12/2020	026670-026934
226	PLAINTIFF'S RECORD PART 41	184 thru 186	6/12/2020	026935-027347
227	PLAINTIFF'S RECORD PART 42	187 thru 188	6/12/2020	027348-027612
228	PLAINTIFF'S RECORD PART 43	189 thru 191	6/12/2020	027613-028025
229	PLAINTIFF'S RECORD PART 44	192 thru 193	6/12/2020	028026-028290

230	PLAINTIFF'S RECORD PART 45	194 thru 196	6/12/2020	028291-028703
231	PLAINTIFF'S RECORD PART 46	197 thru 198	6/12/2020	028704-028968
232	PLAINTIFF'S RECORD PART 47	199 thru 201	6/12/2020	028969-029451
233	PLAINTIFF'S RECORD PART 48	202 thru 204	6/12/2020	029452-029934
234	PLAINTIFF'S RECORD PART 49	205 thru 207	6/12/2020	029935-030346
235	PLAINTIFF'S RECORD PART 50	208 thru 210	6/12/2020	030347-030758
236	PLAINTIFF'S RECORD PART 51	211 thru 213	6/12/2020	030759-031170
237	PLAINTIFF'S RECORD PART 52	214 thru 216	6/12/2020	031171-031582
238	PLAINTIFF'S RECORD PART 54	217 thru 219	6/12/2020	031583-031994
239	PLAINTIFF'S RECORD PART 55	220 thru 222	6/12/2020	031995-032406
240	PLAINTIFF'S RECORD PART 56	223 thru 225	6/12/2020	032407-032818
241	PLAINTIFF'S RECORD PARTY 57	226 thru 228	6/12/2020	032819-033230
242	PLAINTIFF'S RECORD PART 58	229 thru 231	6/12/2020	033231-033642
243	PLAINTIFF'S RECORD PART 59	232	6/12/2020	033643-033801
244	PLAINTIFF'S RECORD PART 60	233	6/12/2020	033802-033877

245	PLAINTIFF'S RECORD PART 61	234 thru 235	6/12/2020	033878-034143
246	PLAINTIFF'S RECORD PART 62	236 thru 237	6/12/2020	034144-034409
247	PLAINTIFF'S RECORD PART 63	238 thru 239	6/12/2020	034410-034675
248	PLAINTIFF'S RECORD PART 64	240 thru 241	6/12/2020	034676-034943
249	PLAINTIFF'S RECORD PART 65	242 thru 245	6/12/2020	034944-035512
250	PLAINTIFF'S RECORD PART 66	246 thru 248	6/12/2020	035513-035919
251	PLAINTIFF'S RECORD PART 67	249 thru 251	6/12/2020	035920-036326
252	PLAINTIFF'S RECORD PART 68	252 thru 254	6/12/2020	036327-036733
253	PLAINTIFF'S RECORD PART 69	255 thru 257	6/12/2020	036734-037140
254	PLAINTIFF'S RECORD PART 70	258 thru 260	6/12/2020	037141-037547
255	PLAINTIFF'S RECORD PART 71	261 thru 263	6/12/2020	037548-037954
256	PLAINTIFF'S RECORD PART 72	264 thru 266	6/12/2020	037955-038415
257	PLAINTIFF'S RECORD PART 73	267 thru 269	6/12/2020	038416-038867
258	NOTICE OF ENTRY OF ORDER ON PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN JORGE	270	6/23/2020	038868-038871

	PUPPO'S ANSWER TO SECOND AMENDED COMPLAINT			
259	SUPPLEMENT TO RECORD ON REVIEW IN ACCORDANCE WITH THE NEVADA ADMINISTRATIVE PROCEDURE ACT	270	6/26/2020	038872-038947
260	MOTION TO VOLUNTARILY DISMISS MMOF VEGAS RETAIL, INC. AND REQUEST TO RELEASE MMOF VEGAS RETAIL, INC.'S BOND FUNDS ON AN ORDER SHORTENING TIME	271	6/29/2020	038948-039114
261	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	6/29/2020	039115-039135
262	WELLNESS CONNECTION OF NEVADA, LLC'S ANSWER TO PLAINTIFF NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	6/29/2020	039136-039152
263	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO QUALCAN, LLC'S SECOND AMENDED COMPLAINT	272	7/1/2020	039153-039164
264	ESSENCE ENTITIES' ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	272	7/8/2020	039165-039193
265	ESSENCE ENTITIES' ANSWER TO THIRD AMENDED COMPLAINT	272	7/8/2020	039194-039210
266	ESSENCE ENTITIES' ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	7/8/2020	039211-039223
267	ESSENCE ENTITIES' ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	272	7/8/2020	039224-039235
268	ESSENCE ENTITIES' ANSWER TO SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	7/8/2020	039236-039265

269	ESSENCE ENTITIES' ANSWER QUALCAN, LLC'S SECOND AMENDED COMPLAINT	272	7/8/2020	039266-039284
270	ESSENCE ENTITIES' ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/8/2020	039285-039299
271	ESSENCE ENTITIES' ANSWER TO THE TGIG PARTIES' SECOND AMENDED COMPLAINT	273	7/8/2020	039300-039313
272	ESSENCE ENTITIES' ANSWER TO COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/8/2020	039314-039323
273	HIGH SIERRA HOLISTICS, LLC'S JOINDER TO ETW MANAGEMENT GROUP LLC'S ANSWERS	273	7/8/2020	039324-039325
274	GREENMART OF NEVADA NLV LLC'S JOINDER TO MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC., AND LIVFREE WELLNESS, LLC ON AN ORDER SHORTENING TIME	273	7/8/2020	039326-039327
275	MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC ON AN ORDER SHORTENING TIME	273	7/8/2020	039328-039381
276	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	273	7/9/2020	039382-039411
277	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO HIGH SIERRA HOLISTICS COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/9/2020	039412-039421
278	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO MM DEVELOPMENT COMPANY, INC., & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/9/2020	039422-039434
279	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	273	7/9/2020	039435-039445

280	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	274	7/9/2020	039446-039478
281	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO QUALCANN, LLC'S SECOND AMENDED COMPLAINT	274	7/9/2020	039479-039496
282	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT	274	7/9/2020	039497-039509
283	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO TGIG PARTIES' SECOND AMENDED COMPLAINT	274	7/9/2020	039510-039523
284	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO THIRD AMENDED COMPLAINT	274	7/9/2020	039524-039539
285	OPPOSITION TO MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC ON AN ORDER SHORTENING TIME	274	7/9/2020	039540-039575
286	MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRARECORD EVIDENCE AT THE HEARING OF JUDICIAL REVIEW and TO ENLARGE TIME FOR FILING OPENING BRIEF	275	7/9/2020	039576-039735
287	DEFENDANT IN INTRVENTION, CLEAR RIVER, LLC'S ANSWER TO HIGH SIERRA HOLISTICS, LLC COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	275	7/10/2020	039736-039750
288	DEFENDANT-INTERVENOR NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO TGIG PARTIES' SECOND AMENDED COMPLAINT	276	7/10/2020	039751-039759
289	NEVADA ORGANIC REMEDIES, LLC'S ANSWER NEVADA WELLNESS CENTER, LLC'S AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039760-039772

290	DEFENDANT-INTERVENOR NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO CLARK NATURAL MEDICINE ET AL.'S FIRST AMENDED COMPLAINT	276	7/10/2020	039773-039789
291	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO ETW MANAGEMENT GROUP, LLC ET AL.'S THIRD AMENDED THIRD AMENDED COMPLAINT	276	7/10/2020	039790-039804
292	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO HIGH SIERRA HOLISTIC'S COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039805-039815
293	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039816-039829
294	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO QUALCAN, LLC.'S SECOND AMENDED COMPLAINT	276	7/10/2020	039830-039844
295	NEVADA ORGANIC REMEDIES, LLC'S ANSWER RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039845-039859
296	FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER GRANTING IN PART AND DENYING IN PART MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS (1)	276	7/11/2020	039860-039862
297	FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER GRANTING IN PART AND DENYING IN PART MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS (2)	276	7/11/2020	039863-039865
298	ORDER GRANTING CLEAR RIVER, LLC'S MOTION TO RECONSIDER THE COURT'S ORDER GRANTING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE JOHN KOCER AND NORTON ARBELAEZ FOR DEPOSITION ON ORDER SHORTENING TIME	276	7/11/2020	039866-039868

299	EVIDENTIARY HEARING ON CASE -ENDING SANCTIONS - DAY 1	277 thru 278	7/13/2020	039869-040216
300	EVIDENTIARY HEARING ON CASE -ENDING SANCTIONS - DAY 2	279	7/14/2020	040217-040263
301	MOTION FOR PROTECTIVE ORDER ON ORDER SHORTENING TIME	279	7/15/2020	040264-040323
302	BENCH TRIAL - DAY 1	280 thru 281	7/17/2020	040324-040663
303	BENCH TRIAL - DAY 2	282 thru 283	7/20/2020	040664-041020
304	BENCH TRIAL - DAY 3	284 thru 285	7/21/2020	041021-041330
305	PLAINTIFFS' OPENING BRIEF IN SUPPORT OF PETITION FOR JUDICIAL REVIEW	286	7/22/2020	041331-041363
306	BENCH TRIAL - DAY 4	287 thru 288	7/22/2020	041364-041703
307	DEPARTMENT OF TAXATION'S OPPOSITION TO TGIG'S MOTION TO SUPPLEMENT THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE; AND TO ENLARGE TIME FOR FILING OPENING BRIEF	289	7/23/2020	041704-041732
308	THC NEVADA, LLC'S JOINDER TO PLAINTIFF TGIG, LLC ET AL'S OPENING BRIEF IN SUPPORT OF PETITION FOR JUDICIAL REVIEW	289	7/23/2020	041733-041735
309	BENCH TRIAL - DAY 5	290 thru 291	7/23/2020	041736-042068
310	CIRCLE S FARMS LLC'S JOINDER TO CLEAR RIVER, LLC AND DEPARTMENT OF TAXATION'S OPPOSITIONS TO PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINIST	292	7/24/2020	042069-042071
311	THE ESSENCE ENTITIES' JOINDER TO DEPARTMENT OF TAXATION'S OPPOSITION	292	7/24/2020	042072-042074

	TO TGIG'S MOTION TO SUPPLEMENT THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE AND TO ENLARGE TIME FOR FILING OPENING BRIEF			
312	BENCH TRIAL - DAY 6	293 thru 294	7/24/2020	042075-042381
313	BENCH TRIAL - DAY 7	295 thru 296	7/27/2020	042382-042639
314	EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	297	7/28/2020	042640-042670
315	BENCH TRIAL - DAY 8	298 thru 299	7/28/2020	042671-042934
316	BENCH TRIAL - DAY 9 VOLUME I	300 thru 301	7/29/2020	042935-043186
317	THRIVE'S JOINDER TO PLAINTIFFS' OPPOSITION TO THC NEVADA LLC'S AND HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER FOR PRELIMINARY INJUNCTION ON AN ORDER SHORTENING TIME	302	7/30/2020	043187-043190
318	GREENMART OF NEVADA NLV LLC'S JOINDER TO PLAINTIFFS' OPPOSITION TO THE THC NEVADA LLC'S AND HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER FOR PRELIMINARY INJUNCTION ON AN ORDER SHORTENING TIME AND DECLARATION OF ALINA M. SHELL	302	7/30/2020	043191-043195
319	JOINDER TO THC NEVADA, LLC and HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	302	7/30/2020	043196-043209
320	BENCH TRIAL - DAY 10	303 thru 304	7/30/2020	043210-043450

321	BENCH TRIAL - DAY 11	305	7/31/2020	043451-043567
322	EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	306	7/31/2020	043568-043639
323	NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE ON AN ORDER SHORTENING TIME	306	8/3/2020	043640-043708
324	BENCH TRIAL - DAY 12	307 thru 308	8/3/2020	043709-043965
325	BENCH TRIAL - DAY 13	309 thru 310	8/4/2020	043966-044315
326	BENCH TRIAL - DAY 14	311 thru 313	8/5/2020	044316-044687
327	BENCH TRIAL - DAY 15	314 thru 316	8/6/2020	044688-045065
328	REPLY TO THE DOT'S AND CLEAR RIVER, LLC'S OPPOSITIONS TO PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS	317	8/7/2020	045066-045084
329	BENCH TRIAL - DAY 16	318 thru 319	8/10/2020	045085-045316
330	DEPARTMENT OF TAXATION'S NOTICE OF REMOVING ENTITITES FROM TIER 3	320	8/11/2020	045317-045332
331	BENCH TRIAL - DAY 17	321 thru 323	8/11/2020	045333-045697
332	MOTION TO PRECLUDE APPLICATION OF THE EQUITABLE MAXIM OF UNCLEAR HANDS AGAIN ST THE TGIG PLAINTIFFS	324	8/11/2020	045698-045711
333	BENCH TRIAL - DAY 18	325	8/12/2020	045712-045877

334	OPPOSITION TO MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	325	8/14/2020	045878-045882
335	JOINDER TO THC NEVADA, LLC AND HERBAL CHOICE, INC'S MOTION TO STRIKE DEPARTMENT OF TAXATION NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	325	8/14/2020	045883-045888
336	THC NEVADA, LLC AND HERBAL CHOICE, INC.'S JOINDER TO TGIG PLAINTIFFS' PROPOSED SUPPLEMENTAL FINDINGS OF FACT AND CONCLUSIONS OF LAW BASED UPON PARTIAL SUBSTITUTION OF THE NEVADA CANNABIS COMPLIANCE BOARD AS A PARTY DEFENDANT IN THESE CONSOLIDATED MATTERS	326	8/14/2020	045889-045891
337	DEPARTMENT OF TAXATION'S OPPOSITION TO THC NEVADA, LLC AND HERBAL CHOICE, INC.'S MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING	326	8/15/2020	045892-045899
338	ORDER REGARDING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION FOR SUMMARY JUDGMENT ON FIRST CLAIM FOR RELIEF	326	8/15/2020	045900-045905
339	THC NEVADA, LLC AND HERBAL CHOICE, INC.'S REPLY TO NEVADA ORGANIC REMEDIES' OPPOSITION TO MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	326	8/15/2020	045906-045917
340	HELPING HANDS WELLNESS CENTER, INC.'S REPLY IN SUPPORT OF MOTION TO MODIFY OR DISSOLVE THE PRELIMINARY INJUNCTION1	326	8/16/2020	045918-045932
341	NOTICE OF ENTRY OF ORDER	326	8/17/2020	045933-045939
342	BENCH TRIAL - DAY 19	327 thru 328	8/17/2020	045940-046223

343	BENCH TRIAL - DAY 20	329	8/18/2020	046224-046355
344	TRIAL EXHIBIT 1005	329	8/18/2020	046356-046389
345	TRIAL EXHIBIT 1006	330	8/18/2020	046390-046423
346	TRIAL EXHIBIT 1135	330	8/18/2020	046424-046445
347	TRIAL EXHIBIT 1302	330	8/18/2020	046446-046448
348	TRIAL EXHIBIT 2157	330	8/18/2020	046449-046502
349	TRIAL EXHIBIT 2158	330	8/18/2020	046503-046548
350	TRIAL EXHIBIT 3291	331	8/18/2020	046549-046564
351	JOINDER TO THC NEVADA, LLC and HERBAL CHOICE, INC.'S MOTION TO RENEW JOINDER TO TGIG'S COUNTERMOTION FOR ORDER DISPENSING WITH THE BOND REQUIREMENT FOR PURPOSES OF THE PRELIMINARY	331	8/28/2020	046565-046567
352	ORDER DENYING TGIG PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE AT THE HEARING OF JUDICIAL REVIEW; AND TO ENLARGE TIME FOR FILING OPENING BRIEF	331	8/28/2020	046568-046572
353	MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC FINAL PRETRIAL CONFERENCE	331	9/3/2020	046573-046666
354	BENCH TRIAL - PHASE 1	332	9/8/2020	046667-046776
355	TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/10/2020	046777-046812

356	PLAINTIFFS GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, NEVCANN LLC AND RED EARTH LLC'S JOINDER TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/14/2020	046813-046815
357	RURAL REMEDIES, LLC'S JOINDER IN TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT AND CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/15/2020	046816-046817
358	FINDINGS OF FACT, CONCLUSION OF LAW AND PERMANENT INJUNCTION	332	9/16/2020	046818-046829
359	NOTICE OF ENTRY OF JUDGMENT (1)	333	9/22/2020	046830-046844
360	NOTICE OF ENTRY OF JUDGMENT (2)	333	9/22/2020	046845-046877
361	DEPARTMENT OF TAXATION'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW, AND PERMANENT INJUNCTION	333	9/24/2020	046878-046921
362	THE ESSENCE ENTITIES' LIMITED OPPOSITION TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	9/24/2020	046922-046924
363	GREENMART OF NEVADA NLV LLC'S JOINDER TO DEPARTMENT OF TAXATION'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW, AND PERMANENT INJUNCTION	333	9/24/2020	046925-046926
364	HELPING HANDS WELLNESS CENTER, INC.'S OPPOSITION TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	9/24/2020	046927-046931
365	CLARK NATURAL MEDICINAL SOLUTIONS LLC, NYE NATURAL MEDICINAL SOLUTIONS LLC CLARK NMSD LLC AND INYO FINE CANNABIS DISPENSARY L.L.C.'S JOINDER TO NEVADA WELLNESS CENTER'S MOTION TO AND PERMANENT INJUNCTION	333	9/24/2020	046932-046933

366	WELLNESS CONNECTION OF NEVADA, LLC'S RESPONSE TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION AND COUNTERMOTION TO CLARIFY AND-OR FOR ADDITIONAL FINDINGS	333	9/24/2020	046934-046940
367	CIRCLE S FARMS LLC'S JOINDER TO OPPOSITIONS TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	10/1/2020	046941-046943
368	MOTION FOR ORDER TO SHOW CAUSE	333	10/16/2020	046944-046965
369	ORDER TO SHOW CAUSE	334	10/18/2020	046966-046999
370	PLAINTIFFS GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, NEVCANN LLC AND RED EARTH LLC'S JOINDER TO TGIG PLAINTIFFS' MOTION FOR ORDER TO SHOW CAUSE	334	10/21/2020	047000-047002
371	NOTICE OF APPEAL	335 thru 339	10/23/2020	047003-047862
372	NOTICE OF ENTRY OF ORDER	340	10/27/2020	047863-047882
373	INDEX OF EXHIBITS IN SUPPORT OF DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	341 thru 342	10/30/2020	047883-048130
374	DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	343	10/30/2020	048131-048141
375	GREENMART OF NEVADA NLV LLC'S JOINDER TO DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	343	11/2/2020	048142-048143

TABLE OF CONTENT

Alphabetical by Document Name

TAB#	Document	Vol.	Date	Pages
81	AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	11/21/2019	005950-006004
108	AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/28/2020	006507-006542
10	ANSWER TO AMENDED COMPLAINT	2	4/10/2019	000224-000236
19	ANSWER TO COMPLAINT	8	5/20/2019	001042-001053
71	ANSWER TO COMPLAINT	47	10/1/2019	005732-005758
50	ANSWER TO CORRECTED FIRST AMENDED COMPLAINT	37	7/15/2019	004414-004425
113	ANSWER TO D.H. FLAMINGO PARTIES' FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/5/2020	006658-006697
121	ANSWER TO D.H. FLAMINGO PLAINTIFFS' FIRST AMENDED COMPLAINT AND PETITION FOR REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/12/2020	006842-006853
76	ANSWER TO FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	48	11/8/2019	005913-005921
79	ANSWER TO FIRST AMENDED COMPLAINT GRAVITAS NEVADA LTD	49	11/12/2019	005938-005942
7	ANSWER TO PLAINTIFFS' FIRST AMENDED COMPLAINT AND COUNTERCLAIM	1	3/15/2019	000093-000107
125	ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION	55	2/18/2020	006885-006910
123	ANSWER TO SERENITY PLAINTIFFS' SECOND AMENDED COMPLAINT	55	2/14/2020	006868-006876
14	APPENDIX OF EXHIBITS TO NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO SERENITY WELLNESS CENTER, LLC AND RELATED PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION	5 thru 7	5/9/2019	000532-000941

74	APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	48	10/10/2019	005796-005906
302	BENCH TRIAL - DAY 1	280 thru 281	7/17/2020	040324-040663
320	BENCH TRIAL - DAY 10	303 thru 304	7/30/2020	043210-043450
321	BENCH TRIAL - DAY 11	305	7/31/2020	043451-043567
324	BENCH TRIAL - DAY 12	307 thru 308	8/3/2020	043709-043965
325	BENCH TRIAL - DAY 13	309 thru 310	8/4/2020	043966-044315
326	BENCH TRIAL - DAY 14	311 thru 313	8/5/2020	044316-044687
327	BENCH TRIAL - DAY 15	314 thru 316	8/6/2020	044688-045065
329	BENCH TRIAL - DAY 16	318 thru 319	8/10/2020	045085-045316
331	BENCH TRIAL - DAY 17	321 thru 323	8/11/2020	045333-045697
333	BENCH TRIAL - DAY 18	325	8/12/2020	045712-045877
342	BENCH TRIAL - DAY 19	327 thru 328	8/17/2020	045940-046223
303	BENCH TRIAL - DAY 2	282 thru 283	7/20/2020	040664-041020
343	BENCH TRIAL - DAY 20	329	8/18/2020	046224-046355

304	BENCH TRIAL - DAY 3	284 thru 285	7/21/2020	041021-041330
306	BENCH TRIAL - DAY 4	287 thru 288	7/22/2020	041364-041703
309	BENCH TRIAL - DAY 5	290 thru 291	7/23/2020	041736-042068
312	BENCH TRIAL - DAY 6	293 thru 294	7/24/2020	042075-042381
313	BENCH TRIAL - DAY 7	295 thru 296	7/27/2020	042382-042639
315	BENCH TRIAL - DAY 8	298 thru 299	7/28/2020	042671-042934
316	BENCH TRIAL - DAY 9 VOLUME I	300 thru 301	7/29/2020	042935-043186
354	BENCH TRIAL - PHASE 1	332	9/8/2020	046667-046776
85	BUSINESS COURT ORDER	49	11/25/2019	006018-006022
157	CIRCLE S FARMS LLC'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/9/2020	007374-007381
124	CIRCLE S FARMS LLC'S ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/18/2020	006877-006884
129	CIRCLE S FARMS LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/20/2020	006942-006949
310	CIRCLE S FARMS LLC'S JOINDER TO CLEAR RIVER, LLC AND DEPARTMENT OF TAXATION'S OPPOSITIONS TO PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINIST	292	7/24/2020	042069-042071

367	CIRCLE S FARMS LLC'S JOINDER TO OPPOSITIONS TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	10/1/2020	046941-046943
365	CLARK NATURAL MEDICINAL SOLUTIONS LLC, NYE NATURAL MEDICINAL SOLUTIONS LLC CLARK NMSD LLC AND INYO FINE CANNABIS DISPENSARY L.L.C.'S JOINDER TO NEVADA WELLNESS CENTER'S MOTION TO AND PERMANENT INJUNCTION	333	9/24/2020	046932-046933
12	CLEAR RIVER, LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	2	5/7/2019	000252-000269
55	CLEAR RIVER, LLC'S ANSWER TO PLAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/26/2019	004706-004723
158	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE ADDITIONAL DOCUMENTS ON ORDER SHORTENING TIME	58	4/9/2020	007382-007395
150	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF'S MOTION TO COMPEL PRIVILEGE LOGS AND COUNTER MOTION FOR SANCTIONS PURSUANT TO NRCP 37	57	3/30/2020	007294-007310
151	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF'S MOTION TO COMPEL SUPPLEMENTAL RESPONSES	58	3/30/2020	007311-007329
145	CLEAR RIVER, LLC'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS ON ORDER SHORTENING TIME	56	3/27/2020	007096-007099
4	COMPLAINT	1	1/4/2019	000037-000053
5	COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	1	1/4/2019	000054-000078
1	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/10/2018	000001-000012
3	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/19/2018	000026-000036
6	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	1/16/2019	000079-000092
66	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	46	9/5/2019	005566-005592

45	CORRECTED FIRST AMENDED COMPLAINT.	34	7/11/2019	003950-003967
122	CPCM HOLDINGS, LLC D/B/A THRIVE CANNABIS MARKETPLACE'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/13/2020	006854-006867
183	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO DEFENDANT-RESPONDENT NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRIT OF CERTIORRI. MANDAMUS, AND PROHIBITION	66	6/5/2020	008414-008435
263	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO QUALCAN, LLC'S SECOND AMENDED COMPLAINT	272	7/1/2020	039153-039164
261	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	6/29/2020	039115-039135
106	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO FIRST AMENDED COMPALINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	52	1/21/2020	006478-006504
69	D LUX, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/27/2019	005708-005715
119	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO ETW PLAINTIFFS' THIRD AMENDED COMPLAINT	54	2/12/2020	006815-006822
78	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI MANDAMUS, AND PROHIBITION	49	11/12/2019	005931-005937
131	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND/OR	55	2/25/2020	006952-006958

	WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION			
118	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO THE SERENITY PLAINTIFFS' SECOND AMENDED COMPLAINT	54	2/12/2020	006806-006814
11	DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	2	4/16/2019	000237-000251
17	DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' FIRST AMENDED COMPLAINT	8	5/16/2019	001025-001037
177	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	65	5/26/2020	008355-008375
168	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	62	4/21/2020	007894-007913
167	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO ETW PLAINTIFFS' THIRD AMENDED COMPLAINT	62	4/21/2020	007863-007893
175	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	65	5/21/2020	008253-008302
169	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO TGIG PLAINTIFFS' SECOND AMENDED COMPLAINT	62	4/21/2020	007914-007935
160	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S MOTION TO DISMISS 1) NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS;(2) STRIVE WELLNESS' COMPLAINT; (3) RURAL REMEDIES AMENDED COMPLAINT; (4) QUALCAN'S AMENDED COMPLAINT; (5) HIGH SIERRA HOLISTICS	59 thru 60	4/14/2020	007401-007717

	COMPLAINT AND (6) NATURAL MEDICINE'S COMPLAINT FOR FAILING TO COMPLY WITH NRS 233B.130(2)(D)			
16	DEFENDANT IN INTERVENTION'S OPPOSITION TO PLAINTIFFS' APPLICATION FOR A TEMPORARY RESTRAINING ORDER	8	5/10/2019	000975-001024
287	DEFENDANT IN INTRVENTION, CLEAR RIVER, LLC'S ANSWER TO HIGH SIERRA HOLISTICS, LLC COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	275	7/10/2020	039736-039750
161	DEFENDANT PUPO'S ANSWER TO RURAL REMEDIES' AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	61	4/14/2020	007718-007730
72	DEFENDANT RURAL REMEDIES, LLC ANSWER TO FIRST AMENDED COMPLAINT	47	10/1/2019	005759-005760
110	DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/28/2020	006560-006588
92	DEFENDANT'S ANSWER TO DH FLAMINGO INC'S ET AL., FIRST AMENDED COMPLAINT	50	12/16/2019	006088-006105
75	DEFENDANT-INTERVENOR CLEAR RIVER, LLC'S ORDER DENYING IT'S MOTION FOR PARTIAL SUMMARY JUDGEMENT ON THE PETITION FOR JUDICIAL REVIEW CAUSE OF ACTION	48	11/7/2019	005907-005912
290	DEFENDANT-INTERVENOR NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO CLARK NATURAL MEDICINE ET AL.'S FIRST AMENDED COMPLAINT	276	7/10/2020	039773-039789
288	DEFENDANT-INTERVENOR NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO TGIG PARTIES' SECOND AMENDED COMPLAINT	276	7/10/2020	039751-039759
115	DEFENDANT-RESPONDENT NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/7/2020	006723-006752

116	DEFENDANT-RESPONDENT STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/7/2020	006753-006781
68	DEFENDANT-RESPONDENT'S GOOD CHEMISTRY NEVADA, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/27/2019	005699-005707
93	DEFENDANT'S ANSWER TO DH FLAMINGO INC'S ET AL., FIRST AMENDED COMPLAINT	50	12/16/2019	006106-006123
33	DEFENDANTS' ANSWER TO PLAINTIFFS' COMPLAINT WITH COUNTERCLAIM	26	6/14/2019	002823-002846
73	DEFENDANTS MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S ANSWER	48	10/3/2019	005761-005795
374	DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	343	10/30/2020	048131-048141
164	DEPARTMENT OF TAXATION'S ANSWER TO ETW MANAGEMENT GROUP LLC PARTIES' THIRD AMENDED COMPLAINT	61	4/20/2020	007794-007810
165	DEPARTMENT OF TAXATION'S ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	61	4/20/2020	007811-007845
109	DEPARTMENT OF TAXATION'S ANSWER TO PLAINTIFF SERENITY PARTIES' SECOND AMENDED COMPLAINT	53	1/28/2020	006543-006559
166	DEPARTMENT OF TAXATION'S ANSWER TO QUALCAN'S SECOND A MENDED COMPLAINT	61	4/20/2020	007846-007862
155	DEPARTMENT OF TAXATION'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/8/2020	007347-007360
172	DEPARTMENT OF TAXATION'S INDEX OF EXHIBITS IN SUPPORT OF ITS OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN DEPARTMENT OF TAXATION'S ANSWER TO SECOND AMENDED COMPLAINT	63 thru 64	5/11/2020	007942-008232

330	DEPARTMENT OF TAXATION'S NOTICE OF REMOVING ENTITITES FROM TIER 3	320	8/11/2020	045317-045332
174	DEPARTMENT OF TAXATION'S NOTICE OF SUPPLEMENTAL AUTHORITY	65	5/12/2020	008242-008252
173	DEPARTMENT OF TAXATION'S OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN DEPARTMENT OF TAXATION'S ANSWER TO SECOND AMENDED COMPLAINT	65	5/11/2020	008233-008241
148	DEPARTMENT OF TAXATION'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	57	3/27/2020	007176-007182
307	DEPARTMENT OF TAXATION'S OPPOSITION TO TGIG'S MOTION TO SUPPLEMENT THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE; AND TO ENLARGE TIME FOR FILING OPENING BRIEF	289	7/23/2020	041704-041732
337	DEPARTMENT OF TAXATION'S OPPOSITION TO THC NEVADA, LLC AND HERBAL CHOICE, INC.'S MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING	326	8/15/2020	045892-045899
361	DEPARTMENT OF TAXATION'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW, AND PERMANENT INJUNCTION	333	9/24/2020	046878-046921
77	ERRATA TO ANSWER TO FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	48	11/8/2019	005922-005930
107	ERRATA TO DECLARATION OF ALFRED TERTERYAN IN SUPPORT OF HELPING HANDS WELLNESS CENTER, INC.'S APPLICATION FOR WRIT OF MANDAMUS	52	1/24/2020	006505-006506
269	ESSENCE ENTITIES' ANSWER QUALCAN, LLC'S SECOND AMENDED COMPLAINT	272	7/8/2020	039266-039284
272	ESSENCE ENTITIES' ANSWER TO COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/8/2020	039314-039323
103	ESSENCE ENTITIES' ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	52	1/14/2020	006440-006468

264	ESSENCE ENTITIES' ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	272	7/8/2020	039165-039193
266	ESSENCE ENTITIES' ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	7/8/2020	039211-039223
267	ESSENCE ENTITIES' ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	272	7/8/2020	039224-039235
270	ESSENCE ENTITIES' ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/8/2020	039285-039299
268	ESSENCE ENTITIES' ANSWER TO SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	7/8/2020	039236-039265
271	ESSENCE ENTITIES' ANSWER TO THE TGIG PARTIES' SECOND AMENDED COMPLAINT	273	7/8/2020	039300-039313
265	ESSENCE ENTITIES' ANSWER TO THIRD AMENDED COMPLAINT	272	7/8/2020	039194-039210
82	EUPHORIA WELLNESS, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	49	11/21/2019	006005-006011
22	EVIDENTIARY HEARING - DAY 1	10 thru 11	5/24/2019	001134-001368
38	EVIDENTIARY HEARING - DAY 10 VOLUME I OF II	30	6/20/2019	003349-003464
39	EVIDENTIARY HEARING - DAY 10 VOLUME II	31	6/20/2019	003465-003622
43	EVIDENTIARY HEARING - DAY 11	32	7/5/2019	003671-003774
44	EVIDENTIARY HEARING - DAY 12	33	7/10/2019	003775-003949
46	EVIDENTIARY HEARING - DAY 13 VOLUME I OF II	34	7/11/2019	003968-004105
47	EVIDENTIARY HEARING - DAY 13 VOLUME II	35	7/11/2019	004106-004227
49	EVIDENTIARY HEARING - DAY 14	36	7/12/2019	004237-004413

51	EVIDENTIARY HEARING - DAY 15	37	7/15/2019	004426-004500
52	EVIDENTIARY HEARING - DAY 15 VOLUME II	38	7/15/2019	004501-004679
56	EVIDENTIARY HEARING - DAY 16	39	7/28/2019	004724-004828
57	EVIDENTIARY HEARING - DAY 17 VOLUME I OF II	40	8/13/2019	004829-004935
58	EVIDENTIARY HEARING - DAY 17 VOLUME II	41	8/13/2019	004936-005027
61	EVIDENTIARY HEARING - DAY 18	42 thru 43	8/14/2019	005034-005222
62	EVIDENTIARY HEARING - DAY 19	44	8/15/2019	005223-005301
23	EVIDENTIARY HEARING - DAY 2 VOLUME I OF II	12	5/28/2019	001369-001459
24	EVIDENTIARY HEARING - DAY 2 VOLUME II	13	5/28/2019	001460-001565
63	EVIDENTIARY HEARING - DAY 20	45	8/16/2019	005302-005468
25	EVIDENTIARY HEARING - DAY 3 VOLUME I OF II	14	5/29/2019	001566-001663
26	EVIDENTIARY HEARING - DAY 3 VOLUME II	15	5/29/2019	001664-001807
27	EVIDENTIARY HEARING - DAY 4	16 thru 17	5/30/2019	001808-002050
28	EVIDENTIARY HEARING - DAY 5 VOLUME I OF II	18	5/31/2019	002051-002113
29	EVIDENTIARY HEARING - DAY 5 VOLUME II	19 thru 20	5/31/2019	002114-002333
31	EVIDENTIARY HEARING - DAY 6	22 thru 23	6/10/2019	002345-002569
32	EVIDENTIARY HEARING - DAY 7	24 thru 25	6/11/2019	002570-002822
34	EVIDENTIARY HEARING - DAY 8 VOLUME I OF II	26	6/18/2019	002847-002958
35	EVIDENTIARY HEARING - DAY 8 VOLUME II	27	6/18/2019	002959-003092
36	EVIDENTIARY HEARING - DAY 9 VOLUME I OF II	28	6/19/2019	003093-003215

37	EVIDENTIARY HEARING - DAY 9 VOLUME II	29	6/19/2019	003216-003348
299	EVIDENTIARY HEARING ON CASE -ENDING SANCTIONS - DAY 1	277 thru 278	7/13/2020	039869-040216
300	EVIDENTIARY HEARING ON CASE -ENDING SANCTIONS - DAY 2	279	7/14/2020	040217-040263
314	EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	297	7/28/2020	042640-042670
322	EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	306	7/31/2020	043568-043639
64	FINDINGS OF FACT AND CONCLUSIONS OF LAW GRANTING PRELIMINARY INJUNCTION	46	8/23/2019	005469-005492
114	FINDINGS OF FACT AND CONCLUSIONS OF LAW GRANTING PRELIMINARY INJUNCTION	54	2/7/2020	006698-006722
358	FINDINGS OF FACT, CONCLUSION OF LAW AND PERMANENT INJUNCTION	332	9/16/2020	046818-046829
296	FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER GRANTING IN PART AND DENYING IN PART MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS (1)	276	7/11/2020	039860-039862
297	FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER GRANTING IN PART AND DENYING IN PART MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS (2)	276	7/11/2020	039863-039865
42	FIRST AMENDED COMPLAINT	32	7/3/2019	003653-003670
67	FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/6/2019	005593-005698
2	FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/18/2018	000013-000025
70	FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	47	9/29/2019	005716-005731

53	GREENMART OF NEVADA NLC LLC'S ANSWER TO PLAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/17/2019	004680-004694
126	GREENMART OF NEVADA NLV LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/18/2020	006911-006921
120	GREENMART OF NEVADA NLV LLC'S ANSWER TO ETW MANAGEMENT GROUP LLC, GLOBAL HARMONY LLC, GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, HERBAL CHOICE INC., JUST QUALITY LLC, LIBRA WELLNESS CENTER, LLC, ROMBOUGH REAL ESTATE INC. DBA MOTHER HERB, NEVCANN LLC, RED EARTH LLC, THC NEVADA LLC, ZION GARDENS LLC AND MMOF VEGAS RETAIL, INC.'S THIRD AMENDED COMPLAINT	55	2/12/2020	006823-006841
137	GREENMART OF NEVADA NLV LLC'S ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	3/6/2020	007013-007024
132	GREENMART OF NEVADA NLV LLC'S ANSWER TO QUALCAN LLC'S SECOND AMENDED COMPLAINT	55	2/25/2020	006959-006970
138	GREENMART OF NEVADA NLV LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	3/6/2020	007025-007036
375	GREENMART OF NEVADA NLV LLC'S JOINDER TO DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	343	11/2/2020	048142-048143
363	GREENMART OF NEVADA NLV LLC'S JOINDER TO DEPARTMENT OF TAXATION'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW, AND PERMANENT INJUNCTION	333	9/24/2020	046925-046926

274	GREENMART OF NEVADA NLV LLC'S JOINDER TO MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC., AND LIVFREE WELLNESS, LLC ON AN ORDER SHORTENING TIME	273	7/8/2020	039326-039327
318	GREENMART OF NEVADA NLV LLC'S JOINDER TO PLAINTIFFS' OPPOSITION TO THE THC NEVADA LLC'S AND HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER FOR PRELIMINARY INJUNCTION ON AN ORDER SHORTENING TIME AND DECLARATION OF ALINA M. SHELL	302	7/30/2020	043191-043195
134	GREENMART OF NEVADA NLV LLC'S MOTION TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/28/2020	006984-006987
154	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO ETW PLAINTIFFS' MOTION TO COMPEL	58	4/3/2020	007337-007346
153	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO ETW PLAINTIFFS' MOTION TO COMPEL PRIVILEGE LOGS	58	4/3/2020	007333-007336
141	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL GREENMART TO ALSO PRODUCE KENNETH LEE AND HAE LEE FOR DEPOSITION	56	3/18/2020	007075-007080
144	GREENMART OF NEVADA NLV LLC'S RESPONSE IN OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	56	3/23/2020	007087-007095
99	GREENMART OF NEVADA NLV LLC'S ANSWER TO D.H. FLAMINGO PLAINTIFFS' FIRST AMENDED COMPLAINT	51	1/6/2020	006272-006295
89	HEARING ON APPLICATION OF NEVADA ORGANIC REMEDIES FOR WRIT OF MANDAMUS TO COMPEL STATE TO MOVE IT TO TIER 2 OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	12/9/2019	006058-006068
176	HEARING ON MOTIONS FOR SUMMARY JUDGMENT OR WRIT OF MANDAMUS AND MOTION TO EXTEND TIME FOR BRIEFING	65	5/22/2020	008303-008354

65	HEARING ON OBJECTIONS TO STATE'S RESPONSE, NEVADA WELLNESS CENTER'S MOTION RE COMPLIANCE RE PHYSICAL ADDRESS, AND BOND AMOUNT SETTING	46	8/29/2019	005493-005565
112	HEARING ON OBJECTIONS TO SUBPOENAS DUCES TECUM, MOTIONS FOR PROTECTIVE ORDERS, APPLICATION OF FOR WRIT OF MANDAMUS, MOTION FOR SETTING SETTLEMENT CONFERENCE, AND MOTION TO REDACT AND SEAL EXHIBITS 4 AND 5	53	1/31/2020	006610-006657
276	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	273	7/9/2020	039382-039411
277	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO HIGH SIERRA HOLISTICS COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/9/2020	039412-039421
278	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO MM DEVELOPMENT COMPANY, INC., & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/9/2020	039422-039434
279	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	273	7/9/2020	039435-039445
280	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	274	7/9/2020	039446-039478
281	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO QUALCANN, LLC'S SECOND AMENDED COMPLAINT	274	7/9/2020	039479-039496
282	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT	274	7/9/2020	039497-039509
283	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO TGIG PARTIES' SECOND AMENDED COMPLAINT	274	7/9/2020	039510-039523

284	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO THIRD AMENDED COMPLAINT	274	7/9/2020	039524-039539
364	HELPING HANDS WELLNESS CENTER, INC.'S OPPOSITION TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	9/24/2020	046927-046931
340	HELPING HANDS WELLNESS CENTER, INC.'S REPLY IN SUPPORT OF MOTION TO MODIFY OR DISSOLVE THE PRELIMINARY INJUNCTION1	326	8/16/2020	045918-045932
273	HIGH SIERRA HOLISTICS, LLC'S JOINDER TO ETW MANAGEMENT GROUP LLC'S ANSWERS	273	7/8/2020	039324-039325
373	INDEX OF EXHIBITS IN SUPPORT OF DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	341 thru 342	10/30/2020	047883-048130
21	INTERVENING DEFENDANTS' JOINDER AND SUPPLEMENTAL BRIEFING IN SUPPORT OF THE STATE OF NEVADA'S AND NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION; AND LONE MOUNTAIN PARTNERS, LLC'S OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION OR FOR WRIT OF MANDAMUS	9	5/23/2019	001068-001133
41	INTERVENOR DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFF'S COMPLAINT	32	7/3/2019	003640-003652
40	INTERVENOR DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' SECOND AMENDED COMPLAINT	31	6/24/2019	003623-003639
319	JOINDER TO THC NEVADA, LLC and HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	302	7/30/2020	043196-043209
351	JOINDER TO THC NEVADA, LLC and HERBAL CHOICE, INC.'S MOTION TO RENEW JOINDER TO TGIG'S COUNTERMOTION FOR ORDER DISPENSING WITH THE BOND REQUIREMENT FOR PURPOSES OF THE PRELIMINARY	331	8/28/2020	046565-046567

335	JOINDER TO THC NEVADA, LLC AND HERBAL CHOICE, INC'S MOTION TO STRIKE DEPARTMENT OF TAXATION NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	325	8/14/2020	045883-045888
54	LONE MOUNTAIN PARTNERS, LLC'S ANSWER TO LAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/22/2019	004695-004705
30	LONE MOUNTAIN PARTNERS, LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	21	6/5/2019	002334-002344
90	LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	49	12/10/2019	006069-006081
101	LONE MOUNTAIN PARTNERS, LLC'S REPLY IN SUPPORT OF MOTION TO DISMISS SECOND AMENDED COMPLAINT	51	1/8/2020	006359-006368
163	MINUTE ORDER CLEAR RIVER'S REQUEST FOR OST ON MOTION TO DISMISS	61	4/15/2020	007793-007793
135	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC ANSWER TO NATURAL MEDICINE, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	2/28/2020	006988-007000
127	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION	55	2/18/2020	006922-006935
111	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/29/2020	006589-006609
286	MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRARECORD EVIDENCE AT THE HEARING OF JUDICIAL REVIEW and TO ENLARGE TIME FOR FILING OPENING BRIEF	275	7/9/2020	039576-039735
368	MOTION FOR ORDER TO SHOW CAUSE	333	10/16/2020	046944-046965
8	MOTION FOR PRELIMINARY INJUNCTION	2	3/18/2019	000108-000217
301	MOTION FOR PROTECTIVE ORDER ON ORDER SHORTENING TIME	279	7/15/2020	040264-040323

275	MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC ON AN ORDER SHORTENING TIME	273	7/8/2020	039328-039381
353	MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC FINAL PRETRIAL CONFERENCE	331	9/3/2020	046573-046666
332	MOTION TO PRECLUDE APPLICATION OF THE EQUITABLE MAXIM OF UNCLEAN HANDS AGAIN ST THE TGIG PLAINTIFFS	324	8/11/2020	045698-045711
260	MOTION TO VOLUNTARILY DISMISS MMOV VEGAS RETAIL, INC. AND REQUEST TO RELEASE MMOV VEGAS RETAIL, INC.'S BOND FUNDS ON AN ORDER SHORTENING TIME	271	6/29/2020	038948-039114
289	NEVADA ORGANIC REMEDIES, LLC'S ANSWER NEVADA WELLNESS CENTER, LLC'S AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039760-039772
295	NEVADA ORGANIC REMEDIES, LLC'S ANSWER RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039845-039859
291	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO ETW MANAGEMENT GROUP, LLC ET AL.'S THIRD AMENDED THIRD AMENDED COMPLAINT	276	7/10/2020	039790-039804
292	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO HIGH SIERRA HOLISTIC'S COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039805-039815
293	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039816-039829
180	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO NATURAL MEDICINE'S LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	65	6/4/2020	008394-008401
294	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO QUALCAN, LLC.'S SECOND AMENDED COMPLAINT	276	7/10/2020	039830-039844

181	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	66	6/4/2020	008402-008409
146	NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO QUALCAN'S PETITION FOR WRIT OF MANDAMUS	56	3/27/2020	007100-007143
15	NEVADA ORGANIC REMIDIES, LLC'S OPPOSITION TO SERENITY WELLNESS CENTER, LLC AND RELATED PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION	8	5/9/2019	000942-000974
136	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT/RESPONDENT STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND/OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	2/28/2020	007001-007012
156	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/8/2020	007361-007373
133	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/26/2020	006971-006983
143	NEVADA WELLNESS CENTER, LLC'S JOINDER TO ETW PLAINTIFFS' MOTION TO COMPEL	56	3/20/2020	007084-007086
142	NEVADA WELLNESS CENTER, LLC'S JOINDER TO ETW PLAINTIFFS' MOTION TO COMPEL PRIVILEGE LOGS	56	3/20/2020	007081-007083
323	NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE ON AN ORDER SHORTENING TIME	306	8/3/2020	043640-043708
371	NOTICE OF APPEAL	335 thru 339	10/23/2020	047003-047862
359	NOTICE OF ENTRY OF JUDGMENT (1)	333	9/22/2020	046830-046844
360	NOTICE OF ENTRY OF JUDGMENT (2)	333	9/22/2020	046845-046877
98	NOTICE OF ENTRY OF ORDER	51	1/3/2020	006264-006271
104	NOTICE OF ENTRY OF ORDER	52	1/14/2020	006469-006474

341	NOTICE OF ENTRY OF ORDER	326	8/17/2020	045933-045939
372	NOTICE OF ENTRY OF ORDER	340	10/27/2020	047863-047882
159	NOTICE OF ENTRY OF ORDER DENYING MM DEVELOPMENT COMPANY, INC.'S MOTION TO STRIKE AND-OR DISMISS D.H. FLAMINGO, INC.'S COUNTERCLAIM	58	4/9/2020	007396-007400
83	NOTICE OF ENTRY OF ORDER DENYING MM DEVELOPMENT COMPANY, INC.'S AND LIVFREE WELLNESS, LLC'S MOTION TO ALTER OR AMEND FINDINGS OF FACT AND CONCLUSION OF LAW,	49	11/22/2019	006012-006015
258	NOTICE OF ENTRY OF ORDER ON PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN JORGE PUPO'S ANSWER TO SECOND AMENDED COMPLAINT	270	6/23/2020	038868-038871
130	NOTICE OF FILING OF EMERGENCY PETITION FOR WRIT OF MANDAMUS OR PROHIBITION UNDER NRAP 21(a)6)	55	2/21/2020	006950-006951
91	NOTICE OF HEARING	49	12/13/2019	006082-006087
100	NV WELLNESS CENTER, LLC'S MOTION TO COMPEL ON AN ORDER SHORTENING TIME	51	1/8/2020	006296-006358
95	OPPOSITION TO HELPING HANDS WELLNESS CTR, INC.'S APPLICATION FOR WRIT OF MANDAMUS	50	12/27/2019	006207-006259
13	OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION	3 thru 4	5/9/2019	000270-000531
285	OPPOSITION TO MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC ON AN ORDER SHORTENING TIME	274	7/9/2020	039540-039575
334	OPPOSITION TO MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	325	8/14/2020	045878-045882
102	OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL	52	1/10/2020	006369-006439

80	ORDER DENYING 1) ORGANIC REMEDIES, LLC'S MOTION TO DISSOLVE PRELIMINARY INJUNCTION AND TO STAY PRELIMINARY INJUNCTION PENDING APPEAL AND 2) LONE MOUNTAIN PARTNERS, LLC'S	49	11/19/2019	005943-005949
182	ORDER DENYING D.H. FLAMINGO, INC. AND SURTERRA HOLDINGS, INC.'S MOTION FOR SUMMARY JUDGMENT AGAINST MM DEVELOPMENT COMPANY, INC.	66	6/5/2020	008410-008413
152	ORDER DENYING DEFENDANT JORGE PUPO'S MOTION TO DISMISS	58	3/30/2020	007330-007332
171	ORDER DENYING LONE MOUNTAIN PARTNER'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	62	5/5/2020	007940-007941
84	ORDER DENYING MM DEVELOPMENT COMPANY, INC. 'S AND LIVFREE WELLNESS LLC'S MOTION TO ALTER AMEND FINDINGS OF FACT AND CONCLUSION OF LAW	49	11/22/2019	006016-006017
96	ORDER DENYING MOTION FOR STAY AND GRANTING IN PART MOTION TO EXPEDITE	50	12/30/2019	006260-006262
105	ORDER DENYING NEVADA ORGANIC REMEDIES, LLC'S AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC	52	1/14/2020	006475-006477
352	ORDER DENYING TGIG PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE AT THE HEARING OF JUDICIAL REVIEW; AND TO ENLARGE TIME FOR FILING OPENING BRIEF	331	8/28/2020	046568-046572
97	ORDER DENYING THE DEPARTMENT OF TAXATION OBJECTION TO DISCOVERY COMMISSIONER'S REPORT AND RECOMMENDATIONS	51	12/31/2019	006263-006263
298	ORDER GRANTING CLEAR RIVER, LLC'S MOTION TO RECONSIDER THE COURT'S ORDER GRANTING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE	276	7/11/2020	039866-039868

	JOHN KOCER AND NORTON ARBELAEZ FOR DEPOSITION ON ORDER SHORTENING TIME			
18	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	8	5/16/2019	001038-001041
59	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	41	8/14/2019	005028-005030
60	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	41	8/14/2019	005031-005033
128	ORDER GRANTING IN PART AND DENYING IN PART THE DEPARTMENT OF TAXATION'S MOTIONS FOR PROTECTIVE ORDER ON ORDER SHORTENING TIME	55	2/19/2020	006936-006941
86	ORDER GRANTING MOTION FOR LEAVE TO FILE SECOND AMENDED COMPLAINT IN CASE NO. A-786962	49	11/26/2019	006023-006024
170	ORDER GRANTING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE ADDITIONAL DOCUMENTS ON ORDER SHORTENING TIME	62	4/21/2020	007936-007939
338	ORDER REGARDING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION FOR SUMMARY JUDGMENT ON FIRST CLAIM FOR RELIEF	326	8/15/2020	045900-045905
369	ORDER TO SHOW CAUSE	334	10/18/2020	046966-046999
140	PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL GREENMART OF NEVADA, LLC TO PRODUCE KENNETH LEE AND HAE LEE FOR DEPOSITION ON ORDER SHORTENING TIME	56	3/16/2020	007058-007074
147	PLAINTIFF NEVADA WELLNESS CENTER, LLC'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	57	3/27/2020	007144-007175
243	PLAINTIFF'S RECORD PART 59	232	6/12/2020	033643-033801
9	PLAINTIFFS' COUNTER-DEFENDANTS' ANSWER TO COUNTERCLAIM	2	4/5/2019	000218-000223

185	PLAINTIFF'S DECLARATION & POA-F2018-01430	67 thru 74	6/12/2020	008455-009889
187	PLAINTIFF'S DKT 148-1 INDEX OF EXHIBITS - 1	76 thru 77	6/12/2020	009934-010291
188	PLAINTIFF'S DKT 148-1 INDEX OF EXHIBITS - 2	78 thru 79	6/12/2020	010292-010595
370	PLAINTIFFS GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, NEVCANN LLC AND RED EARTH LLC'S JOINDER TO TGIG PLAINTIFFS' MOTION FOR ORDER TO SHOW CAUSE	334	10/21/2020	047000-047002
356	PLAINTIFFS GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, NEVCANN LLC AND RED EARTH LLC'S JOINDER TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/14/2020	046813-046815
186	PLAINTIFF'S NOTICE OF FILING RECORD ON REVIEW	75	6/12/2020	009890-009933
20	PLAINTIFFS' OMNIBUS REPLY IN SUPPORT OF MOTION FOR PRELIMINARY INJUNCTION	8	5/22/2019	001054-001067
305	PLAINTIFFS' OPENING BRIEF IN SUPPORT OF PETITION FOR JUDICIAL REVIEW	286	7/22/2020	041331-041363
94	PLAINTIFFS' OPPOSITION TO LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	50	12/20/2019	006124-006206
189	PLAINTIFF'S RECORD PART 1	80 thru 81	6/12/2020	010596-010937
198	PLAINTIFF'S RECORD PART 10	93	6/12/2020	012724-012878
199	PLAINTIFF'S RECORD PART 11	94	6/12/2020	012879-013032
200	PLAINTIFF'S RECORD PART 12	95	6/12/2020	013033-013187
201	PLAINTIFF'S RECORD PART 13	96	6/12/2020	013188-013341
202	PLAINTIFF'S RECORD PART 14	97	6/12/2020	013342-013496

203	PLAINTIFF'S RECORD PART 15	98 thru 99	6/12/2020	013497-013774
204	PLAINTIFF'S RECORD PART 16	100 thru 101	6/12/2020	013775-014052
205	PLAINTIFF'S RECORD PART 17	102 thru 103	6/12/2020	014053-014330
206	PLAINTIFF'S RECORD PART 18	104 thru 105	6/12/2020	014331-014608
207	PLAINTIFF'S RECORD PART 18	106 thru 107	6/12/2020	014609-014886
208	PLAINTIFF'S RECORD PART 19	108 thru 111	6/12/2020	014887-015426
190	PLAINTIFF'S RECORD PART 2	82 thru 83	6/12/2020	010938-011275
209	PLAINTIFF'S RECORD PART 20	112 thru 115	6/12/2020	015427-015966
210	PLAINTIFF'S RECORD PART 21	116 thru 119	6/12/2020	015967-016506
211	PLAINTIFF'S RECORD PART 22	120 thru 123	6/12/2020	016507-017048
212	PLAINTIFF'S RECORD PART 24	124 thru 131	6/12/2020	017049-018484
213	PLAINTIFF'S RECORD PART 25	132 thru 134	6/12/2020	018485-018844
214	PLAINTIFF'S RECORD PART 26	135 thru 136	6/12/2020	018845-019202
215	PLAINTIFF'S RECORD PART 27	137 thru 144	6/12/2020	019203-020637

216	PLAINTIFF'S RECORD PART 28	145 thru 147	6/12/2020	020638-020999
217	PLAINTIFF'S RECORD PART 29	148 thru 149	6/12/2020	021000-021357
191	PLAINTIFF'S RECORD PART 3	84 thru 85	6/12/2020	011276-011613
218	PLAINTIFF'S RECORD PART 30	150 thru 157	6/12/2020	021358-022621
219	PLAINTIFF'S RECORD PART 31	158 thru 159	6/12/2020	022622-022979
220	PLAINTIFF'S RECORD PART 32	160 thru 167	6/12/2020	022980-024414
221	PLAINTIFF'S RECORD PART 33	168 thru 169	6/12/2020	024415-024718
222	PLAINTIFF'S RECORD PART 35	170 thru 177	6/12/2020	024719-026153
223	PLAINTIFF'S RECORD PART 37	178	6/12/2020	026154-026256
224	PLAINTIFF'S RECORD PART 39	179 thru 181	6/12/2020	026257-026669
192	PLAINTIFF'S RECORD PART 4	86 thru 87	6/12/2020	011614-011951
225	PLAINTIFF'S RECORD PART 40	182 thru 183	6/12/2020	026670-026934
226	PLAINTIFF'S RECORD PART 41	184 thru 186	6/12/2020	026935-027347
227	PLAINTIFF'S RECORD PART 42	187 thru 188	6/12/2020	027348-027612

228	PLAINTIFF'S RECORD PART 43	189 thru 191	6/12/2020	027613-028025
229	PLAINTIFF'S RECORD PART 44	192 thru 193	6/12/2020	028026-028290
230	PLAINTIFF'S RECORD PART 45	194 thru 196	6/12/2020	028291-028703
231	PLAINTIFF'S RECORD PART 46	197 thru 198	6/12/2020	028704-028968
232	PLAINTIFF'S RECORD PART 47	199 thru 201	6/12/2020	028969-029451
233	PLAINTIFF'S RECORD PART 48	202 thru 204	6/12/2020	029452-029934
234	PLAINTIFF'S RECORD PART 49	205 thru 207	6/12/2020	029935-030346
193	PLAINTIFF'S RECORD PART 5	88	6/12/2020	011952-012104
235	PLAINTIFF'S RECORD PART 50	208 thru 210	6/12/2020	030347-030758
236	PLAINTIFF'S RECORD PART 51	211 thru 213	6/12/2020	030759-031170
237	PLAINTIFF'S RECORD PART 52	214 thru 216	6/12/2020	031171-031582
238	PLAINTIFF'S RECORD PART 54	217 thru 219	6/12/2020	031583-031994
239	PLAINTIFF'S RECORD PART 55	220 thru 222	6/12/2020	031995-032406
240	PLAINTIFF'S RECORD PART 56	223 thru 225	6/12/2020	032407-032818

242	PLAINTIFF'S RECORD PART 58	229 thru 231	6/12/2020	033231-033642
194	PLAINTIFF'S RECORD PART 6	89	6/12/2020	012105-012258
244	PLAINTIFF'S RECORD PART 60	233	6/12/2020	033802-033877
245	PLAINTIFF'S RECORD PART 61	234 thru 235	6/12/2020	033878-034143
246	PLAINTIFF'S RECORD PART 62	236 thru 237	6/12/2020	034144-034409
247	PLAINTIFF'S RECORD PART 63	238 thru 239	6/12/2020	034410-034675
248	PLAINTIFF'S RECORD PART 64	240 thru 241	6/12/2020	034676-034943
249	PLAINTIFF'S RECORD PART 65	242 thru 245	6/12/2020	034944-035512
250	PLAINTIFF'S RECORD PART 66	246 thru 248	6/12/2020	035513-035919
251	PLAINTIFF'S RECORD PART 67	249 thru 251	6/12/2020	035920-036326
252	PLAINTIFF'S RECORD PART 68	252 thru 254	6/12/2020	036327-036733
253	PLAINTIFF'S RECORD PART 69	255 thru 257	6/12/2020	036734-037140
195	PLAINTIFF'S RECORD PART 7	90	6/12/2020	012259-012413
254	PLAINTIFF'S RECORD PART 70	258 thru 260	6/12/2020	037141-037547
255	PLAINTIFF'S RECORD PART 71	261 thru 263	6/12/2020	037548-037954

256	PLAINTIFF'S RECORD PART 72	264 thru 266	6/12/2020	037955-038415
257	PLAINTIFF'S RECORD PART 73	267 thru 269	6/12/2020	038416-038867
196	PLAINTIFF'S RECORD PART 8	91	6/12/2020	012414-012569
197	PLAINTIFF'S RECORD PART 9	92	6/12/2020	012570-012723
241	PLAINTIFF'S RECORD PARTY 57	226 thru 228	6/12/2020	032819-033230
48	PLAINTIFFS-COUNTER DEFENDANTS' ANSWER TO COUNTERCLAIM	35	7/12/2019	004228-004236
178	PURE TONIC CONCENTRATES LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	65	5/29/2020	008376-008379
139	QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	56	3/13/2020	007037-007057
88	REPLY IN SUPPORT OF AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	12/6/2019	006048-006057
328	REPLY TO THE DOT'S AND CLEAR RIVER, LLC'S OPPOSITIONS TO PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS	317	8/7/2020	045066-045084
179	RURAL REMEDIES, LLC'S ANSWER TO DEFENDANT-RESPONDENT NATURAL MEDICINE'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORI, MANDAMUS AND PROHIBITION	65	6/3/2020	008380-008393
357	RURAL REMEDIES, LLC'S JOINDER IN TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT AND CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/15/2020	046816-046817

117	SECOND AMENDED COMPLAINT	54	2/11/2020	006782-006805
376	SHOW CAUSE HEARING	343	11/2/2020	048144-048281
259	SUPPLEMENT TO RECORD ON REVIEW IN ACCORDANCE WITH THE NEVADA ADMINISTRATIVE PROCEDURE ACT	270	6/26/2020	038872-038947
355	TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/10/2020	046777-046812
87	TGIG SECOND AMENDED COMPLAINT	49	11/26/2019	006025-006047
184	TGIG, LLC, NEVADA HOLISTIC MEDICINE, LLC, GBS NEVADA PARTNERS, FIDELIS HOLDINGS, LLC, GRAVITAS NEVADA, NEVADA PURE, LLC, MEDIFARM, LLC, AND MEDIFARM IV'S ANSWER TO NATURAL MEDICINE	66	6/10/2020	008436-008454
336	THC NEVADA, LLC AND HERBAL CHOICE, INC.'S JOINDER TO TGIG PLAINTIFFS' PROPOSED SUPPLEMENTAL FINDINGS OF FACT AND CONCLUSIONS OF LAW BASED UPON PARTIAL SUBSTITUTION OF THE NEVADA CANNABIS COMPLIANCE BOARD AS A PARTY DEFENDANT IN THESE CONSOLIDATED MATTERS	326	8/14/2020	045889-045891
339	THC NEVADA, LLC AND HERBAL CHOICE, INC.'S REPLY TO NEVADA ORGANIC REMEDIES' OPPOSITION TO MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	326	8/15/2020	045906-045917
308	THC NEVADA, LLC'S JOINDER TO PLAINTIFF TGIG, LLC ET AL'S OPENING BRIEF IN SUPPORT OF PETITION FOR JUDICIAL REVIEW	289	7/23/2020	041733-041735
311	THE ESSENCE ENTITIES' JOINDER TO DEPARTMENT OF TAXATION'S OPPOSITION TO TGIG'S MOTION TO SUPPLEMENT THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE AND TO ENLARGE TIME FOR FILING OPENING BRIEF	292	7/24/2020	042072-042074
362	THE ESSENCE ENTITIES' LIMITED OPPOSITION TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	9/24/2020	046922-046924

149	THE ESSENCE ENTITIES' OPPOSITION TO ETW PLAINTIFFS' 1) MOTION TO COMPEL AND 2) MOTION TO COMPEL PRIVILEGE LOGS	57	3/27/2020	007183-007293
317	THRIVE'S JOINDER TO PLAINTIFFS' OPPOSITION TO THC NEVADA LLC'S AND HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER FOR PRELIMINARY INJUNCTION ON AN ORDER SHORTENING TIME	302	7/30/2020	043187-043190
162	THRIVE'S SUPPLEMENTAL BRIEF IN SUPPORT OF OPPOSITION TO ETW MANAGEMENT GROUP LLC; ET AL.'S MOTION TO COMPEL	61	4/14/2020	007731-007792
344	TRIAL EXHIBIT 1005	329	8/18/2020	046356-046389
345	TRIAL EXHIBIT 1006	330	8/18/2020	046390-046423
346	TRIAL EXHIBIT 1135	330	8/18/2020	046424-046445
347	TRIAL EXHIBIT 1302	330	8/18/2020	046446-046448
348	TRIAL EXHIBIT 2157	330	8/18/2020	046449-046502
349	TRIAL EXHIBIT 2158	330	8/18/2020	046503-046548
350	TRIAL EXHIBIT 3291	331	8/18/2020	046549-046564
262	WELLNESS CONNECTION OF NEVADA, LLC'S ANSWER TO PLAINTIFF NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	6/29/2020	039136-039152
366	WELLNESS CONNECTION OF NEVADA, LLC'S RESPONSE TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION AND COUNTERMOTION TO CLARIFY AND-OR FOR ADDITIONAL FINDINGS	333	9/24/2020	046934-046940

1 Q And I want to show you another calendar entry from
2 the D.O.T. It's 1768 for the record.

3 MR. PRINCE: Brendan, Bate Number 8, July 19th.

4 BY MR. PRINCE:

5 Q There's a few things we'll cover there. Let's look
6 at on July 19th at 10:30 there's a TGIG tour of their
7 cultivation facility with Michelle Courtney. Who's Michelle
8 Courtney?

9 A Staff member.

10 Q Okay. Would you have gone -- would you have gone
11 with Ms. Courtney on that visit that day?

12 A No. I -- she may be the one that put that
13 appointment on the calendar.

14 Q Okay. And then it shows you had a dinner meeting
15 that night with -- on the D.O.T. calendar with Amanda Connor;
16 correct?

17 A Yeah, I don't think I went to that though.

18 Q You don't think you did?

19 A No, I don't.

20 Q Okay. That's fine.

21 MR. PRINCE: Let's go -- Brendan, let's go to the
22 17th since we're on that page, July 17th.

23 BY MR. PRINCE:

24 Q And I'm looking at the 2:00 p.m. entry meeting
25 regarding THC symbol. Is that a THC symbol or is that a

1 meeting with THC the licensee?

2 A No, it's a symbol for -- THC symbol for product.

3 Q Got it. Okay. Now, during your tenure as the Deputy
4 Director, you also had many meetings in bars and/or restaurants
5 with Mr. Ritter; correct?

6 A Yes.

7 Q Right. And it would be accurate to say that you had
8 quite a few meetings outside of the office, go to the bar,
9 restaurant, anywhere else for that matter with Mr. Ritter;
10 correct?

11 A Yes.

12 Q It would be even accurate to say that you had a dozen
13 or more meetings with Mr. Ritter at bars or restaurants over
14 the years?

15 A I believe so, yes.

16 Q Okay. And I'm showing you slide 26. This is a
17 portion of the testimony of Demetri Kouretas who was the
18 30(b) (6) witness for TGIG, and we asked him, Well, you say
19 that's the first time you've heard about these meals, but
20 you're also aware that meals that John Ritter had with Jorge
21 Pupo?

22 Answer, that's correct.

23 He's confirming that you had a number of lunches
24 and/or dinners with Mr. Ritter; so he was aware of it; right?

25 A Apparently.

1 Q According to him; right?

2 A Right.

3 Q Now, Mr. Kouretas also testified that prior to the
4 applications coming out that you and Mr. Ritter met to discuss
5 an issue that he had with the retail application; do you
6 remember that meeting?

7 A Say it again.

8 Q Sure. Mr. Kouretas has testified that prior to the
9 applications coming out on July 6th, 2018, that you and
10 Mr. Ritter had a discussion about a concern or issue he was
11 gonna have -- he had. Do you remember such a meeting?

12 MR. GENTILE: I object to the form of the question.
13 Mr. Kouretas has not testified (inaudible).

14 THE COURT: Overruled.

15 MR. PRINCE: Go ahead.

16 THE WITNESS: I'm not sure.

17 MR. PRINCE: Brendan, go to page 209 of the Kouretas'
18 deposition, lines 19 through 25. Okay. Brendan, are you
19 there, 209, starting at lines 10 through 25. Okay.

20 BY MR. PRINCE:

21 Q The question is, talking about just a meeting with
22 you and Mr. Ritter, and he's talking about right before the
23 applications came out. It said, Mr. Ritter had a meeting with
24 Mr. Pupo, explained the situation that Mr. Pupo wasn't aware
25 of. He goes, Oh, actually you're correct; that would not be

1 fair for all the applicants if the way it was set up you could
2 have the best score and win every single jurisdiction and every
3 single license that you applied for. Do you see that?

4 A Yes.

5 Q And was he talking about the antimonopoly issues
6 that -- when you had that meeting before the applications came
7 out?

8 A Yeah, I don't -- I don't remember. I'm trying to
9 think. I think -- I think we did have a discussion of the
10 possibility of a high score sweeping licenses, yes.

11 Q Okay. I'm going to turn --

12 MR. PRINCE: Let's go to page 212 of Mr. Kouretas's
13 deposition, Brendan, lines 11 through 24. And then we're going
14 to go to 213 after that. 212, 11 through 24.

15 BY MR. PRINCE:

16 Q They're still talking about this lunch that you had
17 with -- where Mr. Kouretas is talking about the lunch that you
18 had with Mr. Ritter just before the applications came out. And
19 starting at line 11. So Mr. Pupo and Mr. Ritter had this
20 lunch. Mr. Ritter explained what you just identified.

21 Answer, that is correct.

22 Explain the situation where that actually would not
23 be fair and that's maybe a situation you should look at that if
24 a person scored a hundred -- let's say they applied for 10 in
25 the county, they're going to get all 10.

1 Question, and how could they apply for 10 in the
2 county because at that time there was no restriction on how
3 many licenses you could apply for.

4 And so Mr. Pupo said, well, that's not -- he agreed
5 that wasn't fair. Yeah, he looked at it and said that doesn't
6 seem like that's fair to anybody.

7 Do you see that?

8 A Yes.

9 Q Okay.

10 MR. PRINCE: And going on to page 213, Brendan, lines
11 1 through 10. 1 through 21 actually. Okay. Yeah, 1 through
12 21. Okay.

13 BY MR. PRINCE:

14 Q And he says, Yeah, that was the end of the
15 conversation? That's correct.

16 And then this is what he goes on to say, And so what
17 happened after that?

18 Then when the applications came out, I believe, I saw
19 a couple spots in red where it says you may apply or each
20 applicant may apply only or win one award in each jurisdiction
21 unless there wasn't a sufficient amount of licenses awarded
22 then you could win another.

23 Okay, in a couple different areas of the application.
24 And I take it you were in support of that?

25 Yes.

1 And it's your belief that it was actually
2 Mr. Ritter's contact with Mr. Pupo that results into that
3 language being inserted into the application?

4 I would say it was probably myself and Mr. Ritter and
5 sharing it Mr. Pupo.

6 Do you see that?

7 A Yes.

8 Q Did your conversations with Mr. Ritter and
9 Mr. Kouretas result in a change to the application?

10 A No, I wouldn't say it directly resulted the
11 conversation. It -- like any other item or concern brought by
12 a potential or a licensee, you know, I looked into it and
13 started reviewing the wording of the regulation and ran several
14 scenarios of how things could turn out, discussed it with some
15 people, looked around the regulations to see how we could make
16 it -- make sure that it was a fair process that everyone had a
17 fair or the best chance -- a fair chance at obtaining licenses
18 and especially in the most coveted jurisdictions.

19 Q Right. And the way in the application itself it's an
20 applicant can only be awarded one license in each jurisdiction;
21 correct?

22 A Yes.

23 Q Right. Now, just using Thrive for a moment. They
24 actually had two licensees apply, Commerce Park, which had its
25 own medical and rec licenses; correct?

1 A Correct.

2 Q So they're eligible to apply; correct?

3 A Yes.

4 Q Similarly, Cheyenne Medical, they held a recreational
5 as well as a medical license; correct? So they could
6 separately apply -- that entity could separately apply?

7 A Yes.

8 Q So therefore that's why when they were awarded both
9 licenses for Commerce Park and Cheyenne Medical it was
10 consistent with the regulation and consistent with the
11 application itself; correct?

12 A Yes. The application defines applicant as an entity
13 so.

14 Q Right. And in this case there was two separate
15 entities while common ownership two separate entities applied;
16 right?

17 A Yes.

18 Q That's what made them eligible for more than one
19 license in Clark County?

20 A Yes.

21 Q Okay. All right. I want to show you another
22 calendar entry.

23 MR. PRINCE: Go back to 1768, Brendan, Bate
24 Number 15, please. September the 6th. 12:00 p.m.

25 / / /

1 BY MR. PRINCE:

2 Q September the 6th, 12:00 p.m, do you see that? It
3 says lunch with JR, Mojarra Loca?

4 A Yeah.

5 Q That -- JR is John Ritter; correct?

6 A Mojarra.

7 Q Mojarra. My wife is Cuban, so she would kill me for
8 that.

9 And so anyway that's you having lunch with
10 Mr. Ritter; correct?

11 A Yes.

12 Q And that is 14 days before the applications were due;
13 correct?

14 A Yes.

15 Q What did you discuss regarding the application at
16 this lunch?

17 A Nothing.

18 Q What's that?

19 A Nothing.

20 Q Nothing. Is he just someone you had a in addition to
21 a business relationship, but someone you were personal with as
22 well?

23 A Yes, I thought so.

24 Q Now I want to show you Exhibit 1513.

25 MR. PRINCE: I'm moving for the admission of

1 Exhibit 1513.

2 THE COURT: Any objection to 1513?

3 MR. GENTILE: I need to see it first. I looked at
4 it, I didn't --

5 THE COURT: I'm looking at the wall, Mr. Gentile.

6 MR. PRINCE: It's the Demetri notes of the meetings.

7 MR. GENTILE: No objection.

8 THE COURT: It'll be admitted.

9 (Exhibit No. 1513 admitted.)

10 MR. PRINCE: Okay.

11 BY MR. PRINCE:

12 Q And just for context, Mr. Pupo, I'm giving you
13 Demetri Kouretas prepared this memo or this document in
14 connection with his deposition as the representative of TGIG,
15 okay. This is his handwriting.

16 A Okay.

17 Q Okay. It says on February 1st, 2018, la Mojarra
18 you had lunch with Mr. Ritter. Do you see that?

19 A Yes.

20 Q Do you remember what you discussed at that meeting?

21 A No.

22 Q It says you had another meeting at Valley View on
23 February 22nd, 2018. Valley View is that one of their
24 production or grow facilities?

25 A Yes.

1 Q Okay. What would you have discussed at that meeting?

2 A I don't remember.

3 Q Right. And it's fair to say that if Mr. Ritter
4 called you, you would pretty much take his call any time he
5 called; right?

6 A Sure.

7 Q Or call him right back?

8 A Yes.

9 Q Okay. It said you had a call with him on March
10 27th, 2018. Do you know what that call was about?

11 A No.

12 Q Right. You had a lunch with him again on March --
13 excuse me, April 26th, 2018, at La Mojarra Loca again. What
14 did you discuss at that meeting?

15 A I don't know.

16 Q Okay. And there was a lunch that we just talked
17 about on September the 6th, 2018, again with Mr. Ritter 14 days
18 before the applications were due. Is it your testimony, sir,
19 that you did not give him any information which would give him
20 an unfair advantage with regard to the application process in
21 2018?

22 A That's correct.

23 Q Right. Because he didn't win; right?

24 A Right.

25 Q He was -- is there anybody more politically connected

1 in the process than Mr. Ritter to your knowledge?

2 MR. GENTILE: Objection.

3 THE WITNESS: I don't know.

4 THE COURT: Overruled.

5 BY MR. PRINCE:

6 Q Okay. He could call you anytime; right?

7 A Yes.

8 Q You would meet him any -- when it was -- when you
9 were available if he wanted that; right?

10 A Yes.

11 Q You would discuss the industry regulations, the
12 applications, application process, you discussed that all with
13 him; right?

14 A Yes.

15 Q He was represented by Amanda Connor; right?

16 A Yes. Yes.

17 Q And he still didn't get a license?

18 A Correct.

19 Q But he was the ultimate insider, wasn't he?

20 A Yes.

21 Q Now, I want to go back to your calendar --

22 MR. PRINCE: You know, this might be a time -- okay,
23 to take a break. I would like to use the rest room if I could,
24 or I'm gonna --

25 THE COURT: All right. We'll take a short recess.

1 Mr. Prince, for all of the deposition transcripts
2 that you were using under Rule 30 for any purpose because
3 they're depositions of a party, I need you to provide the originals
4 in an electronic format to Dulce needing to be published.

5 MR. PRINCE: We will today. We will.

6 THE COURT: Okay.

7 MR. PRINCE: Thank you.

8 THE CLERK: I already have Mr. Pupo's.

9 THE COURT: We already have Mr. Pupo's.

10 Is that the only one that you've received?

11 THE CLERK: No, there's some more I need. But
12 Shane's on it.

13 THE COURT: I need a list.

14 MR. PRINCE: I need to show -- I didn't show his
15 deposition today, but we will get that to you.

16 THE COURT: No, we did his yesterday.

17 MR. PRINCE: Yeah, Mr. Kouretas's deposition I'll
18 send to you. I referenced Mr. Ritter's.

19 THE COURT: Mr. Ritter's is from the preliminary
20 injunction hearing; we don't have to publish that.

21 MR. PRINCE: Very good.

22 THE CLERK: And Mr. --

23 MR. PRINCE: And THC, I'll send you the THC depositions.

24 THE COURT: All right. Dulce says that was the right
25 answers.

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1 (Proceedings recessed 2:16 p.m. to 2:28 p.m.)

2 THE COURT: All right, let's go.

3 MR. PRINCE: Ready?

4 THE COURT: I am.

5 MR. PRINCE: Very good.

6 THE COURT: And Mr. Pupo, again, if you need a break
7 at any time, you let us know, okay?

8 THE WITNESS: Yes, ma'am.

9 THE COURT: You're up, Mr. Prince. Come on, let's
10 get finished.

11 MR. PRINCE: Your Honor, thank you.

12 We're going back to, for the record, Exhibit 1768,
13 Bate number 2. Just start there, Brendan. There's an entry on
14 Thursday, June 7th. And it's a speaking engagement for the
15 Las Vegas Medical Marijuana Luncheon.

16 BY MR. PRINCE:

17 Q The parenthesis says,

18 They are interested in dual licensing,
19 the licensing process, and they would like to
20 know that Taxation is being fair with
21 licensing at Lawry's.

22 Do you see that?

23 A Yes.

24 Q Did you speak at that luncheon?

25 A Yes.

1 Q Okay. And was that one of the ways that you and the
2 Department made yourself available to members of the industry
3 to -- you know, they can ask you questions and interact with
4 you?

5 A Yes.

6 Q Okay. Did you feel you were being informative?

7 A Yes.

8 Q Very good. And obviously, you knew in the summer
9 of -- June of 2018, the application process was just on the
10 horizon, correct?

11 A Yes.

12 Q Was the medical marijuana licensees, were they
13 concerned about whether -- how they would be treated during the
14 retail application process?

15 A Yes, some.

16 Q Did you ask -- answer their questions to the extent
17 that you could and were able to do so?

18 A Yes.

19 Q Very good.

20 MR. PRINCE: Let's look on, Brendan, 1768, Bate
21 number 3, please. June 11 -- Monday, June 11th. Okay.

22 BY MR. PRINCE:

23 Q Monday, June 11th, you're having a meeting with Chad
24 Christiansen. Do you see that?

25 A Yes.

1 Q And who is he affiliated with?

2 A Fidelis.

3 Q Right. And Mr. Christiansen didn't have any problem
4 getting a lunch meeting with you, did he?

5 A No.

6 Q Did he have your cell phone number?

7 A Yes.

8 Q Did he ask you questions about compliance and other
9 regulatory matters?

10 A Yes.

11 Q Did he ask you questions about the upcoming
12 applications that you could answer?

13 A Yes.

14 Q Okay. Was that you being accessible, sir?

15 A Yes.

16 Q Very good. Now, if you look at -- do you know a Scot
17 Rutledge?

18 A Yes.

19 Q Who is he?

20 A He's with Argentum Partners, I believe.

21 Q He's with who?

22 A Argentum.

23 Q Okay. Is he another licensee?

24 A I believe he's a licensee now.

25 Q Yeah. Okay, and let's look at Tuesday, June 12th.

1 At 10:00 a.m., it looks like you had a meeting with Scot
2 Rutledge regarding Argentum?

3 A Yes.

4 Q Was he a licensee in June of 2018?

5 A I don't believe so.

6 Q You do, or don't?

7 A I don't.

8 Q Okay. Was he asking you questions about how to
9 become a licensee, the process, and the licensing process?

10 A No.

11 Q What was he asking you about?

12 A He had represented licensees on different issues.
13 June of -- I'm thinking this was a vending -- so-called vending
14 machine --

15 Q Okay.

16 A -- called Anna --

17 Q Okay.

18 A -- to dispense marijuana products.

19 Q Even though we're talking about the license -- the
20 application process in the summer of 2018, the day-to-day
21 regulatory and compliance process in terms of man hours far
22 outweighed the application process itself; wouldn't you agree?

23 A Oh, for sure. Yes.

24 Q Right. And let's look at Thursday, June 14th.

25 There's a meeting at 10:00 a.m. with John Mueller of Acres. Do

1 you see that?

2 A Yes.

3 Q You know Mr. Mueller; right?

4 A Yes.

5 Q And he had your cell phone number, and he could text
6 you; correct?

7 A Yes.

8 Q And you also met that same day with Neal Tomlinson,
9 who is a lawyer representing a number of licensees; correct?

10 A Yes.

11 Q Okay. And so is that you making yourself available
12 to people within the industry?

13 A Yes.

14 Q Going on to Acres for a moment. Acres didn't win the
15 retail application license in September 2018, did they?

16 A No.

17 MR. PRINCE: Let's go to -- since Fidelis is a party
18 to the case, let's go to 1768-009, Brendan. July 23rd.

19 BY MR. PRINCE:

20 Q Do you see that? You had another luncheon with Mr.
21 Christiansen, do you see that, for Fidelis?

22 A Yes.

23 Q Was he asking you questions about compliance and the
24 application process?

25 A I don't remember if he asked anything about the

1 application. Compliance issues, yes.

2 Q Okay. And did you think it was reasonable and
3 appropriate for you to meet with licensees if they had
4 questions regarding ongoing regulatory and compliance issues?

5 A Yes.

6 Q Because sometimes there's interpretational issues
7 that the Department has versus what a licensee and maybe their
8 counsel have; right?

9 A Correct.

10 Q And sometimes you have to work together to solve or
11 come up with a reasonable solution; isn't that fair?

12 A Yes.

13 MR. PRINCE: Thursday, July 26th, Brendan.

14 BY MR. PRINCE:

15 Q You had a meeting with an attorney by the name of
16 Melissa Waite. Who is that?

17 A I don't remember who she represented, but she's an
18 attorney that does -- that works marijuana issues.

19 Q Okay. Is she kind of a lawyer representing certain
20 licensees on compliance and regulatory matters?

21 A Yes.

22 Q Okay. Let's look at your calendar entry for July
23 13th, 2018.

24 MR. PRINCE: 1768-009, Brendan. Excuse me. It's
25 actually 7, yeah.

1 BY MR. PRINCE:

2 Q It looks like you had a tour of a facility with -- of
3 Solace with Tax Commissioner Kelesis; do you see that?

4 A Yes.

5 Q Okay. Was Solace -- were they an applicant in the
6 2018?

7 A I don't remember. I don't know.

8 Q Okay. Why would you have been touring with a member
9 of the Tax Commission, a facility?

10 A Tax Commission -- some Tax Commission members wanted
11 to get a better understanding of operations if -- especially if
12 things were going to come to them regarding marijuana issues.

13 Q Okay. Now, on October 11th, 2018, you had a tour
14 with Commissioner Ann Bersi.

15 MR. PRINCE: Brendan, 1768, Bate number 20.

16 BY MR. PRINCE:

17 Q There, you toured with Commissioner Bersi the Tryke
18 facility on Western. Do you see that?

19 A Yes.

20 Q And Tryke wasn't a successful applicant in 2018;
21 correct?

22 A Correct.

23 Q Also go to Friday, October the 12th. You did a tour
24 with Director Melanie Young of the Renaissance facility. Do
25 you see that?

1 A Yes.

2 Q They weren't successful either in the 2018 process,
3 were they?

4 A That's not an applicant.

5 Q Oh. Who is Renaissance?

6 A Renaissance is a property that we were looking at to
7 move the Division out of the --

8 Q Oh, okay.

9 A -- Grant Sawyer Building.

10 Q So it had nothing to do with any applicant either
11 way?

12 A No.

13 Q Okay. If you could look at 1768, Bate number 21,
14 October 17th, 2018. You had a meeting at 11:00 a.m., with
15 Dr. Nicola Spirtos. Are you familiar with Dr. Spirtos?

16 A Yes.

17 Q And he's with D.H. Flamingo, the apothecary; right?

18 A Yes.

19 Q Right. He was not successful in the application in
20 2018, even though you had a meeting with him; correct?

21 A Correct.

22 MR. PRINCE: Now, with regard to Exhibit number 4001,
23 Your Honor, I'm moving for the admission. There are certain
24 text messages regarding Mr. Pupo, and others included.

25 THE COURT: Any objection to 4001?

1 MR. GENTILE: No, Your Honor.

2 MR. PRINCE: Very good.

3 THE COURT: It'll be admitted.

4 (Exhibit Number(s) 4001 admitted.)

5 MR. PRINCE: If we look at -- Brendan, let's just
6 bring -- I'm just going to use the slide, 116 through 118.
7 We'll just go through those, since we used those in the opening
8 statement. I'm going to use those demonstratively.

9 THE COURT: That's fine.

10 MR. PRINCE: It'll be 4001, 57 through 59.

11 THE COURT: And we marked those as the -- is it one
12 group, or three?

13 MR. PRINCE: 4001 is a complete exhibit. This is
14 just certain pages of that exhibit.

15 THE COURT: So we're going to mark the three slides
16 as D --

17 THE CLERK: 8.

18 THE COURT: -- is it 8, 9, and 10?

19 MR. PRINCE: Okay.

20 THE CLERK: Okay. We can.

21 BY MR. PRINCE:

22 Q And this is from Acres, who actually won the -- the
23 Ely license round in -- in December of 2018, and he's asking
24 you questions about advertising, and texting you on your
25 personal cell phone. Do you see that?

JD Reporting, Inc.

1 A Yes.

2 Q And was that common for licensees like Mr. Mueller to
3 text you and ask you questions regarding compliance and
4 regulatory issues?

5 A Yes.

6 Q Okay.

7 MR. PRINCE: And if you'd go to the next one, 117,
8 Brendan. Or, excuse me, go to 118.

9 BY MR. PRINCE:

10 Q And it says here from Mr. Mueller, January 30th,
11 2019, it says, If I have any favors left over there, could you
12 push through -- it says something -- some type of transfer of
13 ownership.

14 Do you see that?

15 A Yes.

16 Q And even though he used the word "favor", I mean, I
17 guess he's just really asking you, can you look at that and
18 give him some assistance; right?

19 A Yes.

20 Q Right. You didn't -- did you -- did you -- because
21 he used the word "favor", did you think he was trying to gain
22 some unfair influence over you?

23 A No.

24 Q Right. It was just more, hey, I know you're busy;
25 can you do me a favor and -- and when you have time, look at

1 this issue for me?

2 A Yeah. I think he just used that because I was on him
3 a lot --

4 Q Right.

5 A -- about things.

6 Q You also -- with regard to -- I want to talk about
7 GBS Nevada Partners, also one of the other plaintiffs
8 represented by Mr. Gentile's law firm, okay?

9 A Yes.

10 Q And Mr. Miller. You know Jim Hammer over there;
11 correct?

12 A Yes.

13 Q And you've also had phone conversations with
14 Mr. Hammer; correct

15 A Yes.

16 Q And regarding, what, transfers of ownership?

17 A Yes.

18 Q Among other things?

19 A Yes.

20 Q And you also know somebody else associated with GBS
21 Nevada Partners, Michael Brown; correct?

22 A Yes.

23 Q And how long have you known Michael Brown?

24 A Over 20 years.

25 Q Is he a close friend of yours?

1 A He's like a brother to me.

2 Q Like a brother to you? Okay. And Mr. Brown, is he
3 an owner, officer, or board member of GBS Nevada Partners?

4 A No.

5 Q Okay. What's his affiliation?

6 A None. He was part of the application for this retail
7 licensing round.

8 Q Well, who -- who is he affiliated with?

9 A He's not.

10 Q Oh, I'm sorry.

11 A He's not involved in the industry at all.

12 Q He was not involved in the industry?

13 A No.

14 Q Oh, I thought he was involved with GBS Partners in
15 some way.

16 A He was -- he was part of the application that was
17 submitted for this round of -- of retail licenses.

18 Q For which applicant?

19 A For GBS.

20 Q Okay. So he was included in their application;
21 right?

22 A Yes.

23 Q Identified as what, a key personnel of some kind?

24 A I don't know.

25 Q Okay. Anyway, even though he is like a brother to

1 you, and you knew Mr. Hammer, that didn't get the GBS Partners
2 a license, did it?

3 A No.

4 Q Okay. In fact, in 2018, there were many
5 conversations between the Department and licensees regarding
6 changes or transfers of ownership; correct?

7 A Yes.

8 Q After recreational became legal in July of 2017,
9 there was lots of ownership and organizational changes that
10 needed to be approved by the Department; correct?

11 A Yes. I mean, that's constant.

12 Q That's just common in the industry, process those all
13 the time; correct?

14 A All the time, yes.

15 Q Did many licensees reach out and ask the Department
16 questions, or at least to try to give the Department a heads-up
17 that this was forthcoming, and to get some guidance about how
18 they could best go about the transfer?

19 A Yes.

20 Q Okay. You also texted with Aaron McCrary of Zion
21 Gardens; isn't that true?

22 A Yes.

23 Q And that was a cultivator; correct?

24 A Yes.

25 Q And they're a plaintiff in this case, and they would

1 talk to you about compliance-related matters; correct?

2 A Yes.

3 Q And he would -- they would call you and text you on
4 your cell phone?

5 A Yes.

6 Q Personal cell phone; right?

7 A Yes.

8 Q You also texted -- you were shown earlier text
9 communication between Nick Puliz and yourself; right?

10 A Yes.

11 Q Now, there were a number of questions asked of you
12 from counsel for Herbal Choice; okay?

13 MR. PRINCE: And look at -- let's look at exhibit --
14 Brendan, let's use -- it's part of Exhibit 4001, for the
15 record, Bate numbers 120 through 129, but let's go to Slides
16 106 to start.

17 THE COURT: And then those slides we'll mark as --

18 MR. PRINCE: Great.

19 THE COURT: -- the next demonstratives in order.

20 BY MR. PRINCE:

21 Q And you know Norberto Madrigal; correct?

22 A Yes.

23 Q And not only was he a licensee, but you also got to
24 know him personally; correct?

25 A Yes.

1 Q You'd text with him about a wide variety of things,
2 including cars, restaurants, personal matters?

3 A Yes.

4 Q Right. And even though you -- he had access to you,
5 he could call you and text with you, he didn't get a license,
6 did he?

7 A Correct.

8 Q Okay. Because you weren't involved in the grading or
9 evaluation process; isn't that true?

10 A Yes.

11 Q And, in fact, you were kept at a distance and
12 maintained your distance from the entire evaluation process;
13 right?

14 A Yes.

15 Q You had no input at all with the evaluators; did you?

16 A None.

17 Q With regard to others, you also knew an attorney by
18 the name of Alicia Ashcraft; correct?

19 A Yes.

20 Q She represented many licensees; correct?

21 A Yes.

22 Q And you had frequent communications with her;
23 correct?

24 A Yes.

25 Q You also dealt with an attorney by the name of Adam

1 Fulton; correct?

2 A Yes.

3 Q And you had meetings with Adam Fulton; correct?

4 A Yes.

5 Q So it's not just Ms. Connor you're having meetings
6 with, it's many -- it's other lawyers as well?

7 A Yes.

8 Q And points of contact designated by the company as
9 required by the regulations?

10 A Yes.

11 Q You've also met with Attorney Maggie McLetchie;
12 correct?

13 A Yes.

14 Q Okay. And you know she represents GreenMart in this
15 case?

16 A Yes.

17 Q Do you know that?

18 A Yes.

19 Q And she represented many others; correct?

20 A Yes.

21 Q Right. Now, I want to now turn to -- after the
22 results came out, Mr. Ritter called you the day the results
23 came out; correct?

24 A Yes.

25 Q And Mr. Ritter told you that he was shocked that he

1 didn't win; right?

2 A Yes.

3 Q And he asked if you had anything to do with the
4 scoring, and he even asked you, can you do anything, didn't he?

5 A Yes. Or -- or --

6 Q You told him that you --

7 A -- or he said, couldn't you have done something, or
8 can you do something?

9 Q Right. He asks, could you do something, or can you
10 do something, or something to that effect; correct?

11 A Yes.

12 Q And you told him you were sorry, but there's nothing
13 you could do; correct?

14 A Correct.

15 Q Even for the ultimate insider, there's nothing you
16 could do; right?

17 A Correct. I --

18 Q The grades were in, and that was done?

19 A Yes.

20 Q Right. You not only -- you didn't change the score
21 for TGIG, did you?

22 A No.

23 Q In fact, you have no power to change the scores after
24 the results are in for any applicant, including TGIG; right?

25 A That's correct.

1 Q And Mr. Ritter was not the only losing applicant to
2 call you after the results were released; correct?

3 A I'm sorry?

4 Q Mr. Ritter was not the only applicant who didn't win
5 who called you after the results were released; correct?

6 A No.

7 Q There were other people who called you, expressing
8 their disappointment?

9 A Yes.

10 Q Including Dr. Spirtos; correct?

11 A Yes.

12 Q Right. And he was very loud and very threatening;
13 correct?

14 A Yes.

15 Q And you couldn't change the results for him either;
16 could you?

17 A Correct.

18 Q Now, I want to talk about the grading process for a
19 minute, okay?

20 A Okay.

21 Q I know you were not involved in that, but you do
22 agree that the grading was supposed to be done in an impartial
23 and an unbiased manner; correct?

24 A Yes.

25 Q There was an identified section and a nonidentified

1 section for a reason; correct?

2 A Yes.

3 Q And they wanted to maintain the anonymity of -- in
4 the nonidentified section to the greatest extent possible so
5 there wouldn't be unfair bias or favoritism; correct?

6 A Yes.

7 Q And, in fact, the D.O.T. hired manpower graders to
8 prevent any potential bias that might occur if the D.O.T.
9 Staff graded the applications themselves; correct?

10 A Yes.

11 Q That was the primary reason for hiring an outside
12 entity to handle the grading; correct?

13 A I believe so, yes.

14 Q Right.

15 THE COURT: So I'm going to stop you there. So if
16 that's true, sir, tell me why, for the Ely applications, the
17 Department had Department employees do the review and grading?

18 THE WITNESS: So, Your Honor, it -- it was a factor
19 in -- in this -- in this application process, due to the sheer
20 number of licenses. So it -- it was a factor. I don't know if
21 it was the primary factor. Another factor would be the lack of
22 resources of employees to --

23 THE COURT: So that was the real reason, it was a
24 lack of resources?

25 THE WITNESS: That was a reason.

1 THE COURT: Okay.

2 THE WITNESS: Yeah.

3 THE COURT: Thanks.

4 MR. PRINCE: Right. Brendan, can you put the Ely
5 results up? I don't have the exhibit.

6 BY MR. PRINCE:

7 Q In fact, I'm showing you the results for Ely. There
8 were six applicants; do you see that?

9 A Yes.

10 Q Right. And for the retail round in September, there
11 were 462 applicants?

12 A Yes.

13 Q So, in addition, they had to be ranked impartially
14 according to a certain scoring system; correct?

15 A Yes.

16 THE COURT: Is it in?

17 BY MR. PRINCE:

18 Q And in addition, they had to be essentially done --

19 THE CLERK: It's not in.

20 BY MR. PRINCE:

21 Q -- in 90 days?

22 THE COURT: Mr. Prince, it's not in. Mr. Prince,
23 it's not in evidence.

24 MR. PRINCE: What's not?

25 THE COURT: Would you like to offer it?

1 MR. PRINCE: I would, yes. What's -- oh, I'm sorry.
2 I thought --

3 THE CLERK: 4199.

4 THE COURT: Any objection to 4199?

5 MR. GENTILE: No.

6 MR. BICE: No.

7 THE COURT: It will be admitted.

8 (Exhibit Number(s) 4199 admitted.)

9 MR. PRINCE: I thought -- I guess I thought it was
10 in. Thank you, Judge.

11 THE COURT: No, it's Dulce.

12 MR. PRINCE: Thank you, Dulce.

13 BY MR. PRINCE:

14 Q And anyway --

15 THE COURT: Okay, now put it back up.

16 BY MR. PRINCE:

17 Q So just comparing the level of man effort that was
18 necessary to grade six medical applications versus 462 retail
19 applications, there's no way the Department could have achieved
20 all that and done it in 90 days with its own staff members;
21 right?

22 A Correct.

23 Q Right.

24 MR. PRINCE: If you could, Brendan, bring Slide 172,
25 please. It's another section of testimony from Mr. Ritter.

1 BY MR. PRINCE:

2 Q The question we -- that was asked of Mr. Ritter, at
3 the time, it had come to his attention that inspectors were
4 never spoken to by the graders, and he said that they were not.

5 That's by design; correct? The evaluator should
6 never call the inspectors, the people who go to the facilities
7 on a day-to-day basis and inspect; correct?

8 A Correct.

9 MR. PRINCE: So let's show the next slide, Brendan.

10 THE CLERK: That will be D12.

11 THE COURT: And that's D12.

12 MR. PRINCE: 175.

13 THE CLERK: And then this is D13.

14 MR. PRINCE: Okay.

15 BY MR. PRINCE:

16 Q And this is what he said is,

17 After the licenses were awarded, we had
18 two inspectors come by our cultivation
19 facility. They asked us whether or not -- or
20 how many licenses we had gotten and we said
21 none. They said, well, we can't believe
22 that. You guys are always operating right,
23 and we don't have any problems with you. And
24 we said, well, I hope you told the Department
25 that, that you told the scorers that. And

1 they said, we had no contact whatsoever with
2 the scorers. They never asked us for any
3 kind of feedback.

4 Do you see that, Mr. Pupo?

5 A Yes.

6 MR. PRINCE: I want to go on to the next slide,
7 Brendan. Oh, that's fine. In any -- in any event -- that's
8 not this one, Brendan. You can take that down.

9 BY MR. PRINCE:

10 Q By design, the inspectors should have never had any
11 contact with the graders; correct?

12 A Correct.

13 Q So when Mr. Ritter wanted and expected that the
14 graders would have contact with inspectors, that's precisely
15 what the Department was trying to prevent so there's no unfair
16 influence or bias; correct?

17 A Yes.

18 Q Okay. Now, with regard to texting and communicating
19 with Amanda Connor, would you agree that the -- the vast
20 majority of the contact you had with her related to day-to-day
21 regulatory and compliance matters?

22 A Yes.

23 Q And other than approving the application itself, you
24 essentially played no role in the application process or the
25 scoring, that's all left to the other team; right?

1 A Correct.

2 Q So when Ms. Connor's texting you about, you know, can
3 a dispensary accept a delivery over \$25,000, or an advertising
4 issue, that's an example of day-to-day compliance issues;
5 right?

6 A Yes.

7 Q Same with the hand washing sink?

8 A Yes.

9 Q And even during the application process, don't you
10 agree that Ms. Connor, on behalf of her 100-plus licensees, she
11 had a direct need to communicate, as the designated point of
12 contact with the Department, daily?

13 A I'm sorry, can you repeat that?

14 Q Sure. That even during the application process, Ms.
15 Connor had reason to contact the Department, including
16 yourself, on a day-to-day basis for her clients regarding
17 regulatory and compliance issues?

18 A Yes.

19 Q So therefore, it wasn't strange, nor unusual that she
20 would contact you or speak with you; correct?

21 A Correct.

22 Q It could be ownership issues, it could be how to
23 handle like a hand washing sink, or even something as
24 advertising; right?

25 A Yes.

1 Q With respect to -- you had one or two meetings where
2 Mitch Britten on behalf of Thrive was present; correct?

3 A Yes.

4 Q And Mitch Britten didn't have regular contact with
5 you, did he?

6 A No.

7 Q You don't have a close relationship with him, do you?

8 A No.

9 Q And not all of Amanda Connor's clients won a license
10 in the 2018 recreational; correct?

11 A Correct.

12 Q And there was some evidence that's already been
13 admitted in the case, 1516-106, regarding TGIG's -- their own
14 compliance issues. They are assessed a civil penalty for an
15 advertising problem in two thousand -- April of 2018.

16 MR. PRINCE: Go ahead, Brendan.

17 BY MR. PRINCE:

18 Q That did not disqualify TGIG, did it, from filing an
19 application in September?

20 A No.

21 Q As long as the licensee was in good standing and had
22 resolved all of their outstanding Notices of Deficiency or
23 compliance matters, they were eligible to apply; correct?

24 A Yes.

25 Q And talking about compliance for a moment, the

1 graders, to your knowledge, they weren't asked to evaluate past
2 compliance history; correct?

3 A I'm sorry, repeat that.

4 Q The evaluators, in 2018, they weren't asked to
5 evaluate or score past compliance history; correct?

6 A Yeah, again, I'm not sure how they were instructed.

7 Q Very good. But nevertheless, generally speaking, it
8 would be hard to compare compliance if you're a cultivator
9 with, say, very -- with a new operation versus someone who's
10 been in the business, a retail dispensary, been in business for
11 a while? There's just going to be a different compliance
12 comparison; correct?

13 A Yes, there could be.

14 Q It'd be kind of apples and oranges; right?

15 A To a certain extent, yes.

16 Q Right. Now, when an applicant sought clarification
17 from you or your department, that -- that's appropriate, right,
18 getting clarifications?

19 A I believe so, yes.

20 Q All right.

21 MR. PRINCE: Let's go to Slide 126, Brendan.

22 THE COURT: This will be the next in order
23 demonstrative.

24 MR. PRINCE: That's fine.

25 THE CLERK: It'll be 14.

1 BY MR. PRINCE:

2 Q I'm showing you a -- the testimony of Demetri
3 Kouretas, who is the CEO of TGIG and a 30(b)(6) witness.

4 And the question was, And you don't think there was
5 anything wrong about getting clarifications, do you?

6 And he said, Getting clarifications? No.

7 You agree with that, don't you?

8 A Yes.

9 Q And anybody else could have asked Mr. Pupo the same
10 question if they had a question, and you assume he would have
11 given them the same answer; correct?

12 Answer, That is correct.

13 Do you agree with that?

14 A Yes.

15 Q If people asked you a question about the application,
16 to the extent you could, would you answer it?

17 A Yes, to the extent I could.

18 Q Say it again.

19 A Yes, to the extent I could.

20 Q Right.

21 MR. PRINCE: Now, Brendan, go to Slide 145.

22 THE CLERK: It'll be 15.

23 THE COURT: Thank you, Dulce.

24 BY MR. PRINCE:

25 Q And before I ask you this, just because Ms. Connor

1 spoke with you regularly, that did not mean that she got access
2 to information that others could not; do you agree with that?

3 A Yes.

4 Q This is Mr. Kouretas: But one of the reasons that
5 you, again, you hired Ms. Connor is because of her expertise,
6 and it is your contention that she got information that she
7 wasn't allowed to have?

8 No. I believe the information she received, others
9 could have received it as well.

10 Do you agree with that?

11 A Yes.

12 Q If she -- Ms. Connor asked you questions directly;
13 correct?

14 A Yes.

15 Q Sometimes you'd tell her, I couldn't answer?

16 A Yes.

17 Q So you didn't know. And most of the time, she knew
18 the answer, or you were just providing confirmation; isn't that
19 true?

20 A Yes.

21 Q And she probably was annoying at times, because she
22 probably contacted you so much on behalf of her clients; right?

23 A Yes, so --

24 Q Right. Now, I want to show you another slide.

25 MR. PRINCE: Slide 147, Brendan.

1 THE CLERK: 26D.

2 BY MR. PRINCE:

3 Q Again, from testimony from Mr. Kouretas. And the
4 question is, There's no information that Ms. Connor had that
5 others could not have acquired had they merely asked.

6 Do you see that?

7 A Yes, I see that.

8 Q It says, Yeah, I don't believe she had any
9 information others could not have obtained if they tried.

10 Do you see that?

11 A Yes.

12 Q Do you agree with that as it relates to you?

13 A Yes.

14 Q Do you agree with that as it relates to the
15 Department?

16 A Yes.

17 Q Did you as a -- try to function as a group, meaning
18 you, Mr. Gilbert, the Director or the Chief Deputy, so that you
19 were providing consistent responses on questions?

20 A Yes, to the best of our ability.

21 Q Very good. All right. I want to ask about location,
22 okay?

23 A Okay.

24 Q Don't you agree that location was never going to be
25 scored; correct?

1 A Correct.

2 Q That was well known, wasn't it?

3 A I believe so, yes.

4 Q Now, it sounds like you've done a lot of reading.

5 I'm sure you've read the Governor's Task Force Report; right?

6 A Yes.

7 Q Right.

8 A It's been a while.

9 Q Understand.

10 MR. PRINCE: One second, Your Honor. Sorry. Okay.

11 I want to look at Exhibit Number 3000, which has been admitted,
12 to my knowledge. Bate number 29, Brendan.

13 THE COURT: Dulce said, yes.

14 MR. PRINCE: Thank you.

15 BY MR. PRINCE:

16 Q And I want to look at where it says, "The application
17 process."

18 Do you see that?

19 A Yes.

20 MR. PRINCE: Okay, Brendan. And among other things
21 -- where it says -- the second sentence, Brendan, for the
22 Department of Taxation.

23 THE WITNESS: Okay.

24 BY MR. PRINCE:

25 Q It says,

1 The Department of Taxation should rank
2 the applicants based on the applicant's
3 qualifications without respect to the planned
4 location of their business.

5 Do you see that?

6 A Yes.

7 Q That's what the industry wanted; correct?

8 A Yes.

9 Q And that's what you understood coming out of the Task
10 Force and the working groups; correct?

11 A Yes.

12 Q And Mr. Ritter was actually one of the -- he chaired
13 that working group?

14 A Yes.

15 Q And you spoke to Mr. Ritter yourself that location
16 was not going to be scored; correct?

17 A Yes.

18 Q So he was very knowledgeable about that; right?

19 A Yes.

20 Q Now, go down to the rating criteria on applicants,
21 same page.

22 And then it says,

23 The Task Force recommends that the
24 impartial, numerically scored process used by
25 the medical marijuana program be revised for

1 retail marijuana stores to remove
2 consideration of location, and focus only on
3 the applicant qualifications for operation of
4 a marijuana establishment.

5 Do you see that?

6 A Yes.

7 Q That's what you recall; correct?

8 A Yes.

9 Q And that's what Mr. Ritter recommended for the
10 industry, didn't he?

11 A Yes.

12 Q And many people understood that; correct?

13 A Yes.

14 Q There was no secret that that was to be removed;
15 correct?

16 A Correct.

17 Q Now, I want to show you another e-mail.

18 MR. PRINCE: It's 1863, Bate number 5, Brendan.

19 BY MR. PRINCE:

20 Q And it's, again, from Mr. Cristalli on behalf of his
21 law firm, Gentile, Cristalli, and Miller.

22 MR. GENTILE: I object to that. He's doing it on
23 behalf of Qualcan.

24 MR. PRINCE: That's from your law firm.

25 MR. GENTILE: No, Qualcan is not my law firm.

1 MR. PRINCE: G-S-G-C --

2 MR. GENTILE: His client is Qualcan. I object to the
3 form of that question.

4 THE COURT: Can you revise it and use the e-mail
5 address for Mr. Cristalli?

6 MR. PRINCE: Oh, I sure can.

7 THE COURT: Thank you.

8 MR. PRINCE: I -- you're welcome. I sure can.

9 BY MR. PRINCE:

10 Q I'm sending -- showing you an e-mail from an M.
11 Cristalli at GCMASLAW.com. Do you see that, sir?

12 A Yes.

13 Q And you understood that Mr. Cristalli is a lawyer who
14 works with Ross Miller?

15 A Yes.

16 Q And Mr. Gentile?

17 A Yes.

18 Q And they're asking you a question regarding the
19 locations?

20 THE COURT: "He", not "they".

21 MR. PRINCE: He.

22 THE COURT: He.

23 BY MR. PRINCE:

24 Q Mr. Cristalli is asking you a question on behalf of
25 Qualcan about locations. Do you see that? Do you remember

1 receiving this e-mail?

2 A No, I see that. I -- I don't remember receiving the
3 e-mail out of the thousands, but --

4 Q Right. Do you know if he responded or not?

5 A I don't remember.

6 Q Nevertheless --

7 A I -- I'm sure --

8 Q -- whether he responded --

9 A -- I would have.

10 Q I'm sorry?

11 A I -- you know, I -- in the normal course of business,
12 I would have responded to that, yes.

13 Q Right. You would have told them that location is not
14 being scored, you just need a physical address; right?

15 A Yes.

16 Q Right. Because that was no secret, was it?

17 A No secret, yes.

18 Q Got it. Because you understood that all of the
19 licenses would be conditional, subject to all of the applicable
20 local zoning, land use, use permit approvals would have to be
21 in place before the Department would issue a final inspection;
22 right?

23 A That's correct.

24 Q Okay. And would authorize the opening of a
25 dispensary; correct?

1 A Correct.

2 Q Okay. So some licensees, they put an actual -- they
3 -- they secured a location; right?

4 A Yes.

5 Q Some didn't. Some just used an -- an address,
6 including a P.O. Box; right?

7 A Yes.

8 Q And nobody was either better off or worse off because
9 of that; agreed? Because there was no scores?

10 A Right. It had no affect on the scoring.

11 Q Right. No one got an -- no one was put ahead and no
12 one was put behind. It was -- it was a neutral issue; right?

13 A Yes.

14 Q From a scoring standpoint?

15 A From a scoring standpoint, yes.

16 Q Right. Let's look at Mr. Ritter's testimony from
17 Day 1.

18 MR. PRINCE: Slide 57, Brendan.

19 BY MR. PRINCE:

20 Q And this is a question of Mr. Ritter: I think based
21 on your testimony last Friday, you stated that the proposed
22 locations of the addresses that TGIG submitted were actually
23 P.O. Boxes or UPS stores. So those were the proposed
24 locations.

25 Answer, That's correct.

1 And so it's your understanding that, as stated here,
2 the actual specific location would not be part of the scoring
3 process. That would be up later for the local jurisdictions to
4 work with the ranked applicants to find a spot?

5 Answer, Yes. That's what came out of this process.
6 That's the -- the Task Force process; right?

7 A Yes.

8 Q That's what came out of it?

9 A Yes.

10 Q And then, in turn, the regulation, 453D.272, there's
11 no scoring for location; correct?

12 A Yes.

13 Q Now --

14 THE COURT: I don't need the transcript, but we need
15 the slide.

16 THE CLERK: Oh, that's D17 --

17 MR. PRINCE: Is it --

18 THE CLERK: -- for that slide.

19 MR. PRINCE: Okay. I want to -- Your Honor, I want
20 to -- is Exhibit 1135 in, Dulce?

21 THE CLERK: Let me check.

22 MR. PRINCE: I think it is, but.

23 THE CLERK: It is.

24 MR. PRINCE: I'm sorry?

25 THE CLERK: It is.

1 MR. PRINCE: Thank you. Brendan, 1135, Bate number
2 4. If you can just highlight -- just go down through 1
3 through -- you can go 1 through 14, that's fine. Actually, 1
4 through -- 1 through 19.

5 BY MR. PRINCE:

6 Q Okay. Mr. Pupo, do you see the -- can you see it on
7 the monitor okay?

8 A Yes.

9 Q What we're going to do is, let's look at number 10.
10 Let's just start with that.

11 Circle S Farms. Do you know Circle S Farms?

12 A Yes.

13 Q Who are they?

14 A I believe, if I remember correctly, they have a --
15 they were just a cultivator, didn't have a dispensary, and it's
16 owned by three women, I believe.

17 Q Right. And one of the cultivators who won a license;
18 right?

19 A Yes.

20 Q And their -- their address was TBD, to be determined;
21 correct?

22 A Apparently, yes.

23 Q Right. So they didn't even identify any address, let
24 alone a proposed location, and still won?

25 A Yes.

1 Q Right. And do you see down there, MM Development,
2 number 12, Mr. Kemp's client?

3 A Yes.

4 Q They also had TBD; correct?

5 A Yes.

6 Q So obviously, certain applicants, they clearly knew
7 that location was not going to be scored; correct?

8 A Correct.

9 Q Some people knew more about the process than others;
10 correct?

11 A Sure. Some participated more in the process and --
12 than others.

13 Q And I think you said in your deposition that,
14 When a licensee is operating in a highly
15 regulated industry, they have a
16 responsibility and obligation to attend
17 meetings, give their input, get input, so
18 they can gain a better understanding of the
19 statutes and regulations.

20 A I believe that, yes.

21 Q And so just because -- I'm just going to tell you,
22 Essence, Cheyenne Medical, TGIG, N -- NOR, they all used the
23 same physical address with a different P.O. Box number.

24 That didn't give anybody an advantage or a
25 disadvantage, did it?

1 A Correct.

2 Q With regard to the application itself, what I
3 understand is you gave final approval on the application;
4 correct?

5 A Yes.

6 Q And you were not involved in the 2014 medical
7 marijuana application process; correct?

8 A Correct.

9 Q And by design, including coming out of the working
10 groups from the Task Force, they wanted to model the retail
11 application after the medical marijuana program application;
12 correct?

13 A Correct.

14 Q With just some slight modification?

15 A Yes.

16 Q Right. That's what the industry wanted; correct?

17 A Correct.

18 Q That's what Mr. Ritter wanted; correct?

19 A Correct.

20 Q I want to talk about the -- the retail application
21 regarding compliance for a moment.

22 While past compliance was not going to be scored, the
23 application itself was a test of compliance about how you're
24 going to operate in the future, and that's what the evaluators
25 were asked to score; correct?

1 A Yes.

2 Q Your plans, your operating procedures, security,
3 advertising, your metric system, how to -- you know, all of
4 those identification checks, that's all part of the test of
5 compliance, the application itself put the applicants to?

6 A Yes, that's correct.

7 Q Okay. And with regard to deficiencies, I want to see
8 if you agree with Mr. Ritter in this respect.

9 MR. PRINCE: Let's -- Brendan, let's look at his
10 testimony, the Day 1 testimony on pages 187 -- I don't know if
11 we have a slide on it or not. I thought we did. But 187,
12 lines 21 through 188:2.

13 BY MR. PRINCE:

14 Q This is Mr. Ritter's testimony with regard to
15 compliance:

16 So a cultivation, a production in two dispensaries
17 have been criticism-free as far as the regulators are
18 concerned?

19 Yeah. I think we've had our share of deficiencies,
20 just like most operators, but they've been relatively minor.
21 We responded to them quickly and we were able to fix any
22 deficiencies that the inspectors may have found.

23 Do you -- do you agree with that?

24 A Yes.

25 Q Just because you've had deficiencies in the past

1 doesn't mean you're disqualified; correct?

2 A Correct.

3 Q Right. If you're in -- if you're in good standing,
4 the Department allowed you to go forward, because your license
5 was in good standing and even if there's a deficiency that's
6 been resolved, that's already a matter that's in the past;
7 correct?

8 A Yes.

9 Q And been accepted by the Department as an acceptable
10 resolution?

11 A Correct.

12 THE CLERK: (Indiscernible.)

13 THE COURT: Good luck figuring it out when he sends
14 them to you.

15 THE CLERK: Yes.

16 BY MR. PRINCE:

17 Q You also spoke --

18 MR. PRINCE: Is that his name? Oh, sorry.

19 BY MR. PRINCE:

20 Q The person -- one person you spoke with in regulating
21 was a person by the name of Ramsey Dadis; correct?

22 A I -- I've spoken to him, yes.

23 Q Do you remember a Ramsey Dadis?

24 A Yeah. Yeah.

25 Q On behalf of the Libra Wellness?

1 A Yes.

2 Q Okay.

3 MR. PRINCE: And I want to -- if -- I want to move
4 for the admission of Exhibit 339, Your Honor.

5 THE COURT: 339?

6 MR. PRINCE: Produced by the ETW plaintiffs.

7 THE COURT: 339?

8 MR. PRINCE: Yes.

9 THE CLERK: That's too low.

10 THE COURT: Any objections?

11 MR. GENTILE: 339?

12 THE COURT: We think the number is too low. But,
13 okay.

14 THE CLERK: Is it --

15 MR. PRINCE: Oh, no, 3339. I'm sorry.

16 THE CLERK: Okay.

17 THE COURT: Okay.

18 THE CLERK: Thank you.

19 MR. PRINCE: Now, we've got it.

20 THE COURT: Three 3s and a 9.

21 MR. PRINCE: Three 3s and a 9.

22 THE COURT: Any objection to three 3s and a 9?

23 MR. GENTILE: Can we just have a moment, please?

24 THE COURT: You may.

25 MR. GENTILE: 3339.

1 (Pause in the proceedings.)

2 MS. LEVIN: Your Honor, unless --

3 THE COURT: Did I hear a no objection?

4 MR. GENTILE: Your Honor, I'm having -- I see this.
5 It's a letter from the Department of Taxation, and Mr. Pupo,
6 for that matter. But I see no relevance to it for this case.

7 MR. PRINCE: Well --

8 THE COURT: Wait, hold on. For what purpose are you
9 offering it, Mr. Prince?

10 MR. PRINCE: Oh, good.

11 THE COURT: That's my --

12 MR. PRINCE: It's a -- it's --

13 THE COURT: -- standard line when there's this kind
14 of objection.

15 MR. PRINCE: Understand.

16 THE COURT: Yeah, okay.

17 MR. PRINCE: It's -- one of the issues they've
18 repeatedly brought up is --

19 THE COURT: Well, then tell me what the purpose is.

20 MR. PRINCE: To establish a history of past
21 compliance problem, but -- but did not disqualify an applicant
22 -- an applicant, because they've talked frequently about
23 Essence -- or excuse me -- Essence and NOR with a self-
24 reported violation. This goes to another applicant's violation
25 that did not disqualify them from the application process.

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1 THE COURT: So the problem is, I have a
2 confidentiality issue related to disciplinary proceedings. And
3 that's a separate issue from whether it's relevant or not.

4 So what is the State's position?

5 MR. SHEVORSKI: The State's position is, we object.
6 It's confidential, Your Honor.

7 THE COURT: You've got to say it louder, Mr.
8 Shevorski. The mic is by Ms. Levin.

9 MR. SHEVORSKI: The State objects. 362.55, Your
10 Honor.

11 MR. PRINCE: Well --

12 MR. BICE: Well, Your Honor, I want to be heard on
13 this because --

14 THE COURT: I'm -- I'm listening, Mr. Bice.

15 MR. BICE: Thank you.

16 THE COURT: Stand next to the mic by Ms. Welch.

17 MR. BICE: And as the Court will recall, the State --
18 my -- when I raised this objection, the State had produced it.

19 The same is true here. These documents have been
20 produced in the case.

21 THE COURT: So is this produced as a result of an
22 order or was this part of the original production that was made
23 without an order from me?

24 MR. PRINCE: It was by --

25 THE COURT: That was what -- that was the issue we

1 had --

2 MR. BICE: It was by --

3 THE COURT: -- before.

4 MR. PRINCE: It was by ETW themselves. They -- they
5 produced it.

6 MR. BICE: Correct.

7 MR. PRINCE: The litigant produced it.

8 THE COURT: The litigant produced it.

9 MR. PRINCE: The litigant produced it, not the State.

10 THE COURT: I'm looking for Mr. Bult.

11 MR. SHEVORSKI: That's what I'm looking for as well.

12 UNIDENTIFIED SPEAKER: Hold on a second.

13 THE COURT: Hold on. We're sending somebody to get
14 him out of the hallway. He might be involved in the mediation,
15 which is going on, on the fringes of our trial.

16 MR. PRINCE: If you want to go get him I can move on
17 to another area and come back.

18 THE COURT: That would be lovely, Mr. Prince.

19 MR. PRINCE: Very good. Well, this one hasn't been
20 waived, so let's -- let's do this one.

21 MR. GENTILE: But, Your Honor, it has never been the
22 position, certainly of my clients. I can't speak for other
23 plaintiffs. It has never been the position that the compliance
24 record should disqualify somebody.

25 The position has been it disqualified them from

1 applying.

2 The position has always been that it was mandated to
3 be considered and it was not.

4 THE COURT: I understand, Mr. -- I knew that was your
5 position.

6 MR. GENTILE: Okay.

7 THE COURT: Okay. So we're moving to a new subject,
8 and we'll come back to it if we find Mr. Bult.

9 MR. PRINCE: Okay.

10 BY MR. PRINCE:

11 Q Mr. Pupo --

12 MR. PRINCE: I want to move for the -- well, the
13 admission of Exhibit 1260. That relates to THC Nevada, and
14 they just waived their confidentiality relating to their
15 discipline.

16 THE COURT: Well, but not as to all discipline, only
17 as to the particular \$10,000 --

18 MR. PRINCE: I agree. That's what I'm talking about.

19 THE COURT: Well, I don't know that.

20 MR. PRINCE: That's --

21 THE COURT: I'll know it in a minute.

22 MR. PRINCE: It's relating to their civil penalty for
23 forgery.

24 THE COURT: The North Las Vegas --

25 MR. PRINCE: Yes.

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1 THE COURT: -- permit. Ms. Sugden, any further
2 objection?

3 MS. SUGDEN: I object to the statement of forgery.
4 It says, misrepresentation.

5 MR. PRINCE: Oh, okay.

6 THE COURT: But with respect to the issue, it is the
7 same issue that's previously been discussed and waived.

8 MS. SUGDEN: Yes.

9 THE COURT: So for that --

10 MS. SUGDEN: I know.

11 THE COURT: -- purpose, it will be admitted,
12 understanding there is a contested issue related to whether or
13 not there actually was a forgery.

14 MR. PRINCE: Okay.

15 THE COURT: How's that?

16 MR. PRINCE: Good enough.

17 MR. GENTILE: Is it limited in terms of its
18 admissibility?

19 MR. PRINCE: Well --

20 MR. GENTILE: It has nothing to do with my case.

21 THE COURT: Mr. Gentile, I'm not limiting one
22 plaintiff's stuff to another. If I did that, I would never be
23 able to figure out what the record was when I make a decision
24 in this case.

25 Okay, go.

1 MR. PRINCE: Very good. Brendan, 1260-003.

2 BY MR. PRINCE:

3 Q And this is a letter from the State to the THC Nevada
4 who was a cultivator at the time. And in bold there, in the
5 second full paragraph,

6 On July 13th, the licensee -- meaning
7 THC -- submitted altered, false or misleading
8 documentation to the Department in relation
9 to its application for a marijuana
10 distributor's license. The applicant
11 submitted an altered zoning approval letter
12 from the City of North Las Vegas.

13 Do you see that?

14 A Yes.

15 Q And they are fined \$10,000 for that; correct?

16 A Yes.

17 Q And notwithstanding that, they were still allowed to
18 apply; correct?

19 A Yes.

20 Q Because they must -- they paid the civil penalty?

21 A Yes.

22 Q So just because you've had deficiencies, and if
23 they've resolved, even if it's a serious one, people were still
24 eligible in September of 2018, if they were in good standing at
25 that time to make the application; correct?

1 A Correct.

2 Q And different deficiencies have different level of
3 gravity; some are minor, some are big; right? And it's hard to
4 -- it's not always easy to compare apples to oranges; correct?

5 A Correct.

6 Q Right. But it was important and what was graded, it
7 was how compliant, prospectively, meaning in the future, an
8 applicant was going to be with their dispensary, that's what
9 the graders were focused on as it relates to compliance, to
10 your knowledge; correct?

11 A Yeah. To my knowledge, I mean, that's what they were
12 looking at.

13 Q Right. Okay. Do you remember because of certain
14 issues that Libra Wellness was having, that they actually
15 voluntarily shut down their operations because of a problem,
16 without discussing what the problem was; do you remember that?
17 During the application period.

18 MR. SHEVORSKI: I'm going to object, to the extent
19 that it calls for any confidential information he may have
20 learned in his investigation pursuant to 362.55.

21 THE COURT: The question is limited solely to whether
22 there was a voluntary shutdown of operations. That would not
23 go into the disciplinary process. I will caution the witness
24 to limit his response to the question as it is framed.

25 MR. SHEVORSKI: Fair.

1 THE WITNESS: So yes, they voluntarily shut down.

2 BY MR. PRINCE:

3 Q Yeah. In response to problems identified by the
4 Department, without being specific; correct?

5 A Yes.

6 Q Okay.

7 THE COURT: Mr. Prince, I -- you need to go away from
8 this area --

9 MR. PRINCE: I am.

10 THE COURT: -- once you hit the --

11 MR. PRINCE: Well --

12 THE COURT: -- voluntary shutdown.

13 MR. PRINCE: Understood.

14 BY MR. PRINCE:

15 Q Going to the application -- I'm almost done, Mr.
16 Pupo, so thank you for your patience.

17 With respect to the application and who could apply,
18 remember, Mr. -- the -- they showed you the scoring sheet and
19 it says, per Jorge, that -- the two Essence entities and the
20 two Thrive entities were going to be awarded the two
21 unconditional Clarks?

22 A Yes.

23 Q Okay. And you agree that Cheyenne Medical and
24 Commerce Park as individual licensees had the right to apply in
25 the same jurisdiction for a license; correct?

1 A Yes.

2 Q Because even though they have common ownership, they
3 were a separate entity; correct?

4 A Correct.

5 Q And when you made that determination -- without
6 telling me what you did -- you communicated with your team but
7 you also communicated -- and that's a "yes" or "no" on this --
8 you communicated with your DAG Mr. Werbicky; correct?

9 MR. SHEVORSKI: Object to the extent it calls for
10 attorney/client privileged information, Your Honor.

11 THE COURT: He testified about it yesterday, so.

12 MR. PRINCE: And I'm just asking "yes" or "no".

13 THE WITNESS: Yes.

14 THE COURT: I think it's the --

15 MR. SHEVORSKI: "Yes" or "no"; right?

16 THE COURT: -- the -- the fact of the communication,
17 the single communication is okay, but not any content that Mr.
18 Werbicky disclosed to you.

19 MR. PRINCE: That's right.

20 THE WITNESS: Yes.

21 BY MR. PRINCE:

22 Q Okay. I'm showing you a -- an e-mail from a Tia
23 Dietz on behalf of LivFree.

24 You know who LivFree is; right?

25 A Yes.

1 Q They're represented by Will Kemp, and you know Will
2 Kemp; right?

3 A Yes.

4 Q Okay. And it's Exhibit No. 3156. It's an e-mail in
5 August of 2018, during the application process.

6 THE CLERK: That's in.

7 THE COURT: Is it admitted?

8 THE CLERK: It's in.

9 THE COURT: Okay.

10 MR. PRINCE: Very good.

11 BY MR. PRINCE:

12 Q And --

13 MR. PRINCE: Let me get to it myself. Let's go to
14 003.

15 All right. Brendan, just -- yeah.

16 BY MR. PRINCE:

17 Q This is on behalf of Ms. Dietz, on behalf of LivFree.
18 To -- this is actually using the dedicated e-mail line; okay?

19 A Yes.

20 Q And Marijuana Nevada, that's the dedicated e-mail to
21 the Department that Ky Plaskon would typically respond on
22 behalf of the Department; correct?

23 A Yes.

24 Q It says,

25 I hope this e-mail finds you well. I

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1 have a question regarding the applications in
2 each jurisdiction. If an ownership group has
3 one owner that has ownership in two different
4 marijuana entities and both those entities
5 are interested in applying in the same
6 jurisdiction, would that be allowed if it
7 still meets the monopoly provision? I
8 understand the application states --

9 And it has the -- in red letters. Do you see that so
10 far?

11 A Yes.

12 Q So I guess the question is, is the entity considered
13 the applicant or is the owner?

14 It could be interpreted that the applicant would be
15 the entity, meaning, the situation above, the entity with an
16 owner who is also part of a different entity would be allowed
17 to apply to be considered for a license.

18 Do you see that so far?

19 A Yes.

20 Q Okay.

21 MR. PRINCE: And then if we go to 002, Brendan.

22 BY MR. PRINCE:

23 Q It says, By Ky Plakson, August 14, 2018, during the
24 application period the entity is the applicant.

25 Do you see that?

1 A Yes.

2 Q So even before the scoring, before the applications
3 were submitted, the Department took the position that each
4 entity was the applicant, not the ownership group; correct?

5 A Yes, as defined in the application.

6 Q Right. Because it was owner, group of owners, or
7 entity; correct?

8 A In -- for the --

9 Q Application; right? So --

10 A I believe it said entity or individual.

11 Q Got it. Okay. But the entity, not the ownership
12 group, it's the entity that holds the license that's eligible
13 to make the application; correct?

14 A Correct.

15 Q That's what enabled both Commerce Park, Cheyenne
16 Medical to submit two separate applications in the same
17 jurisdiction and be successful for both?

18 A Yes.

19 Q Same thing for the Essence entities?

20 A Yes.

21 Q And when this issue came up, not only did you have a
22 discussion with the DAG Werbicky, you also discussed it with
23 Steve Gilbert; correct?

24 A Yes.

25 Q Okay. And he agreed with you; right?

1 A Yes.

2 Q Okay. I'm going to show you a quote. I'm almost
3 done, Mr. Pupo. I'm going to show you a quote from Mr. Ritter.
4 I'm going to -- let's see if you agree.

5 MR. PRINCE: Slide 15, Brendan. It's a statement
6 from a Task Force Meeting Minutes.

7 THE CLERK: That'll be D19.

8 MR. PRINCE: Very good.

9 BY MR. PRINCE:

10 Q Mr. Ritter, the insider --

11 THE COURT: So are the Minutes admitted?

12 MR. PRINCE: Three -- I'm sorry?

13 THE COURT: Is 3003 admitted?

14 MR. PRINCE: Yeah.

15 THE CLERK: Yeah, it is admitted.

16 THE COURT: Okay. Thank you.

17 MR. PRINCE: Very good. If you -- do you -- and if
18 you need me to send this to you as a demonstrative, I will.

19 THE COURT: You will need to.

20 BY MR. PRINCE:

21 Q It says, We are proud that Nevada is the most highly
22 regulated State.

23 Do you agree with Mr. Ritter's position that -- that
24 as it relates to recreational and medical marijuana, that
25 Nevada is the most regulated State in the country?

1 A Yes.

2 Q Okay. In 2017, do you agree that Nevada became the
3 fifth State to legalize recreational marijuana?

4 A Yes.

5 Q Would you agree that it has been an overwhelming
6 financial success for our State?

7 A Yes.

8 Q And the Department would regularly release
9 information regarding the performance of the industry to the
10 public in terms of the tax revenue generated; correct?

11 A Yes.

12 MR. PRINCE: And I'm looking -- or I want to move for
13 the admission of Exhibit 4204.

14 THE COURT: Any objection to 4204?

15 MR. GENTILE: Just a moment, please. Just a moment.

16 THE COURT: I will look away.

17 MR. PRINCE: Go ahead and put it up so he can see it.
18 4204 is a big one.

19 (Pause in the proceedings.)

20 MR. GENTILE: Are there multiple pages?

21 MR. PRINCE: Yeah.

22 (Pause in the proceedings.)

23 MR. GENTILE: No objection.

24 THE COURT: It will be admitted.

25 (Exhibit Number(s) 4204 admitted.)

1 MR. PRINCE: All right.

2 BY MR. PRINCE:

3 Q And this is a statement from the Department, from I
4 think Mr. Young (sic), the Director at the time, talking about
5 just how strong the -- the industry has been; right --

6 A Right. It's from Mr. --

7 Q -- and the revenues collected?

8 A -- Mr. Anderson --

9 Q I'm sorry?

10 A -- was the Director at the time.

11 Q Say it again.

12 A Mr. Anderson was the Director --

13 Q Mr. Anderson. I'm sorry.

14 A -- at the time.

15 Q I said Mr. Young. I apologize.

16 A Uh-huh.

17 Q And that's how the Department would promote itself
18 and talk about, marijuana tax revenues for the fiscal year,
19 just a partial year, was almost \$50 million, right, that first
20 year alone?

21 A Yes.

22 Q The first part -- part of the fiscal year.

23 MR. PRINCE: All right. 42 -- I want to move for the
24 admission of 4205, also a pronouncement by the Department of
25 Taxation.

1 THE COURT: Hold on. We're checking. Any objection
2 to 42-005?

3 MR. GENTILE: (Inaudible), Your Honor.

4 THE CLERK: It was previously moved by Mr.
5 Gutierrez, and -- and then you sustained the objection. I
6 forgot who objected to it.

7 THE COURT: So I've already sustained an objection on
8 this earlier today.

9 MR. PRINCE: Because it didn't have the foundation.
10 Now, I have someone from -- a D.O.T. personal --

11 THE COURT: That's right. It was a different
12 witness. Thank you, Mr. Prince, for reminding me.

13 MR. GENTILE: I believe it's -- it's hearsay.

14 MR. PRINCE: It's actually a notice --

15 THE COURT: It's a Department record.

16 MR. PRINCE: Right. Correct.

17 MR. GENTILE: Doesn't make it not hearsay. It's got
18 to be an official business associate.

19 MR. PRINCE: Oh, I'm --

20 THE COURT: Overruled. It's admitted. It's not
21 hearsay. It's a statement by the Defendant, the State of
22 Nevada, Department of Taxation.

23 (Exhibit Number(s) 4205 admitted.)

24 MR. PRINCE: Okay.

25 MR. GENTILE: They're not adverse to me.

1 THE COURT: Yeah, they are adverse to you. You sued
2 them.

3 MR. GENTILE: But -- but, Your Honor, it's not being
4 admitted against them. They are adverse to me, but it can only
5 be admitted against them. It's got to be a party -- an adverse
6 party. They are an Intervenor trying to get this in.

7 THE COURT: Overruled.

8 MR. PRINCE: Very good.

9 THE COURT: Okay. Let's keep going.

10 MR. PRINCE: Very good.

11 BY MR. PRINCE:

12 Q And in this Notice, the State of Nevada -- let me lay
13 a little foundation just for this, for a second.

14 A Okay.

15 Q Was it the custom and practice of the Department to
16 publish regularly, revenue announcements from marijuana sales?

17 A Yes.

18 Q Was that part of keeping the public informed as part
19 of the marijuana enforcement decision about the performance of
20 the industry and the revenues collected by the -- by the State,
21 in connection with cannabis sales?

22 A Yes.

23 Q And would this be a notification -- just for our
24 record, in case I -- we -- I ever need this -- a notification
25 that was developed in the ordinary course of business for the

1 Department of Taxation to announce the performance of the tax
2 and revenue from this industry?

3 A Yes.

4 Q Okay. Very good. Now, it said here, it says,
5 With June's marijuana figures now on the
6 books, Nevada's closed out the first full
7 year of adult sales with marijuana tax
8 collections totaling 69.8 million for the
9 fiscal year, about 140 percent of what the
10 State expected to bring in.

11 Do you see that?

12 A Yes.

13 Q And that only -- not only generated tax revenue for
14 schools, but also for the Rainy Day Fund, as you understood it;
15 correct?

16 A Yes.

17 Q All right.

18 MR. PRINCE: 4206. I'm going to move for the
19 admission of 4206. It's another announcement by the State,
20 dated November 28th, 2018, consistent with 4204 and 4205.

21 THE COURT: Mr. Gentile, same objections?

22 MR. GENTILE: Same objections.

23 THE COURT: Same ruling.

24 MR. PRINCE: Okay. Thank you.

25 THE COURT: It'll be admitted.

JD Reporting, Inc.

1 (Exhibit Number(s) 4206 admitted.)

2 BY MR. PRINCE:

3 Q 4206. And Department published on November 28th,
4 2018, that actually -- we -- the State continued to collect
5 more money than even the previous year relating to the
6 recreational sale of marijuana; correct?

7 A Yes.

8 Q Did you take pride in the fact that the industry was
9 growing and the State was receiving these revenues?

10 A Yes.

11 MR. PRINCE: Let's look at 4207. It's another
12 pronouncement by the State dated November -- excuse me --
13 December 31st, 2018.

14 THE COURT: Mr. Gentile, same objections?

15 MR. GENTILE: Same objections.

16 THE COURT: Same ruling.

17 (Exhibit Number(s) 4207 admitted.)

18 MR. PRINCE: Very good.

19 BY MR. PRINCE:

20 Q Okay. This is another announcement by Bill Anderson,
21 the Executive Director of the Nevada Department of Taxation,
22 that -- that, Revenue collections from Nevada's marijuana tax
23 have generated 31.72 million in the first four months of the
24 fiscal year.

25 Do you see that? The new fiscal year of 2018, 2019.

1 A Yes.

2 Q All right. So even at -- through the end of the
3 year, the industry was thriving and growing; correct?

4 A Correct.

5 Q Now --

6 MR. PRINCE: Exhibit No. 4202, Brendan.

7 THE CLERK: And that's proposed.

8 MR. PRINCE: This is not admitted, so I'm going to --
9 I'm going to lay the foundation now.

10 THE COURT: Okay. I'm going to look away.

11 MR. PRINCE: First, is there any objection to it,
12 first? I'll move for the admission and see if there's an
13 objection.

14 THE COURT: He needs to look at it first before he'll
15 answer that question. I know this from prior experience.

16 MR. PRINCE: Got it.

17 MR. GENTILE: Yeah, this -- this one is -- it's a
18 question of essentially authentication. Anything can say
19 "State of Nevada" on it. It doesn't mean that the State of
20 Nevada created it.

21 MR. PRINCE: Well, all the objections to
22 authentication are waived because they never objected to this
23 when we disclosed it under Rule 16.1, so there is none. But I
24 intend to lay the foundation through Mr. Pupo.

25 THE COURT: Who produced it?

1 MR. PRINCE: It's from the State of Nevada.

2 MR. GENTILE: Your Honor, I don't see a D.O.T. --
3 maybe it's on --

4 MR. PRINCE: I produced it from their site.

5 THE COURT: That's not a state production, Mr.
6 Prince.

7 MR. PRINCE: I produced it. It's from the State.
8 Let me just -- I'll lay the foundation with Mr.

9 Pupo.

10 THE COURT: Okay. Good.

11 BY MR. PRINCE:

12 Q Mr. Pupo --

13 MS. SUGDEN: Your Honor --

14 THE COURT: Wait.

15 MS. SUGDEN: Your Honor, I'd also like to object on
16 relevance.

17 THE COURT: Okay. I'm going to let Mr. Prince try
18 and lay the foundation, then we'll see what happens.

19 BY MR. PRINCE:

20 Q Mr. Pupo, do you recognize this document?

21 A I've seen --

22 Q It can -- we can blow it up a little. If you need to
23 have it enhanced, we can do that for you.

24 A Yeah, I -- I've seen a chart like this before, yes.

25 Q Does the State of Nevada each month throughout a

1 fiscal year, document the sales, the -- as well as the taxes
2 and fees collected from marijuana and cannabis?

3 A I'm sorry. Can you say that again?

4 Q Sure. Does the State of Nevada, Department of
5 Taxation, publish records to the -- made available to the
6 public on fees and taxes and other sales collected relating to
7 marijuana in the State of Nevada?

8 A Yes.

9 Q Do they comprehensively compile those documents and
10 make those publically available?

11 A Yes.

12 Q Does this appear to be the fees and taxes, as well as
13 revenue collected by the State of Nevada related to marijuana
14 sales for the 2019 fiscal year?

15 A Yes.

16 Q Okay. Does this appear to be a document prepared by
17 the State of Nevada, Department of Taxation, related to
18 cannabis sales, as well as fees and taxes collected?

19 A Yes.

20 Q Okay.

21 MR. PRINCE: Your Honor, I'll move for the admission
22 of 4002.

23 THE COURT: Mr. Gentile?

24 MR. GENTILE: Not worth objecting to.

25 THE COURT: Ms. Sugden, you had a relevance issue.

1 Anything else?

2 MS. SUGDEN: Yeah, relevance.

3 THE COURT: Objection's overruled. It'll be
4 admitted.

5 (Exhibit Number(s) 4202 admitted.)

6 MR. PRINCE: Very good.

7 BY MR. PRINCE:

8 Q And the point I'm making with this, Mr. Pupo, is by
9 my calculation it's just a summary. The State collected in
10 2019 for the fiscal year, in excess of \$109 million from taxes
11 and fees from this industry. Do you recall that?

12 A Yes.

13 Q Okay. And now the -- the marijuana industry is now
14 second behind gaming in terms of tax revenue generation for our
15 State; correct?

16 A I believe so, yes.

17 Q And opening these dispensaries is critical for -- to
18 continue to grow the industry, as well as create revenue for
19 our State in terms of taxes, for our schools and our Rainy Day
20 Fund; right?

21 A Yes.

22 MR. PRINCE: Okay. Let me just check my notes, Your
23 Honor. I'm almost done.

24 THE COURT: Okay.

25 MR. PRINCE: Your Honor, thank you. I have no

1 additional questions. I'll pass the witness.

2 THE COURT: Thank you.

3 The next Intervenor who would like to examine?

4 Mr. Bice.

5 Mr. Prince, will you please wipe down the lectern for
6 Mr. Bice.

7 MR. PRINCE: I sure will.

8 THE COURT: Thank you.

9 MR. PRINCE: Well, hang -- you know, before I do
10 that, let me just get some guidance here from counsel.

11 (Pause in the proceedings.)

12 MS. WELCH: Your Honor, could I ask whether or not my
13 client needs a break?

14 THE COURT: He can take a break anytime he asks me.
15 Do you want a break, sir?

16 THE WITNESS: Yes, sir.

17 THE COURT: Great.

18 THE WITNESS: Thank you.

19 THE COURT: We'll take a ten-minute recess.

20 (Proceedings recessed at 3:36 p.m. until 3:40 p.m.)

21 THE COURT: Mr. Pupo, I have an estimate of 30
22 minutes from Mr. Bice. We're going to see if we can hold him
23 to it.

24 THE WITNESS: All right.

25 THE COURT: Okay, Mr. Bice, you're up. I'm counting.

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1 MR. BICE: Thank you.

2 CROSS-EXAMINATION

3 BY MR. BICE:

4 Q Good afternoon, Mr. Pupo.

5 A Good afternoon.

6 Q Mr. Pupo, I want to start -- because you've answered
7 a lot of questions, I'm going to just try to jump around a
8 little bit and clear up some points.

9 So when you were at the Department of Tax, before
10 marijuana moved from Behavioral Science over, I assume you had
11 a fairly full plate at that point in time?

12 A Yes.

13 Q Did you get rid of anything, or was marijuana just
14 added to your already existing plate?

15 A Well, prior to becoming director it was added. And
16 then becoming -- once I became deputy director, I maintained
17 the excise section.

18 Q All right. And so when it moved over from Behavioral
19 Health to the Department of Tax, the employees that were
20 handling marijuana moved over, at least some of them; correct?

21 A Yes.

22 Q Do you remember how many of them moved over and were
23 now reporting to you?

24 A About probably 20 --

25 Q Okay.

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1 A -- 20 additional at the time. At that time I was
2 overseeing the revenue compliance section, and I was overseeing
3 175 employees.

4 Q And of the highest ranking person that moved over,
5 was that Steve Gilbert?

6 A Yes.

7 Q The person that was above Steve Gilbert at Behavioral
8 Health did not move over; correct? And that's Chad Westom?

9 A Correct.

10 Q And Mr. Westom, do you remember what his role was?

11 A He was the administrator.

12 Q Okay. And Mr. Westom, do you know whether he left
13 the division?

14 A Yes.

15 Q Do you know when he left the division?

16 A I don't.

17 Q Okay. Now, you've already testified that you weren't
18 involved in the scoring, and you had left that to Mr. Gilbert
19 and his team. Did I hear that correctly?

20 A Yes.

21 Q All right. Did you even know the graders?

22 A No.

23 Q Could you even identify them in a lineup?

24 A No.

25 THE COURT: It depends how good your lineup was,

1 Mr. Bice.

2 MR. BICE: Perhaps.

3 BY MR. BICE:

4 Q So what percentage of your time -- let's deal with
5 the 2018 time frame. What percentage of your time in 2018 was
6 actually involved in marijuana regulation generally? Can you
7 estimate?

8 A Probably 90 percent.

9 Q Okay. And what percentage of your time was related
10 to the application process?

11 A 5 percent maybe.

12 Q Okay. Now, one of the things I think you were asked
13 yesterday by Mr. Gentile was is that if we had an image of your
14 phone we could see all the people that texted you. Do you
15 recall him asking you that?

16 A Yes.

17 Q Okay. Well, would you agree with me that if we had
18 an image of Mr. Ritter's phone we could see if Mr. Ritter --
19 how often he texted you; correct?

20 A Yes.

21 Q If we had an image of Chad Christensen's phone, we
22 could see how often Mr. Christensen may have texted you;
23 correct?

24 A Yes.

25 Q Because all those people did text you; didn't they?

1 A Yes.

2 Q And they had your phone number; right?

3 A Yes.

4 Q Another topic that Mr. Gentile said or raised with
5 you yesterday, he made a statement, and I want to make sure
6 because I don't think it was consistent with what you said at
7 the preliminary injunction hearing. Do you recall a statement
8 Mr. Gentile made yesterday about Mr. Yemenidjian supposedly
9 offering you a job?

10 A Yes.

11 Q Mr. Yemenidjian did not offer you a job, did he?

12 A No. I mean, there may have been an off-the-cuff
13 deal, if you leave the Department, you know.

14 Q Do you --

15 A There was no offer, anything that I would take
16 serious anyway.

17 Q Do you remember an individual -- do you remember
18 coming to Mr. Yemenidjian about an individual named Al Fasano?

19 A Yes.

20 Q Do you know who Al Fasano is?

21 A Yes.

22 Q Who is he?

23 A He's an owner of or part owner of -- I believe it's
24 Relief.

25 Q Okay. Relief. That's one of the licensees; correct?

1 A Yes.

2 Q And do you remember Mr. Al Fasano being the one who
3 raised with you the prospect of, Mr. Pupo, if you ever wanted
4 to leave the Department you should come and give me a call?

5 A Yes.

6 Q Okay. And that actually happened to you quite a bit,
7 did it not?

8 A Yes.

9 Q Now, you also -- and I believe it was Mr. Prince that
10 raised this. Your friend Michael Brown, he's like a brother to
11 you; correct?

12 A Yes.

13 Q And you indicated he wasn't in the cannabis business?

14 A No.

15 Q And you've known him for years. He was actually, as
16 I recall, maybe my memory is not right, but he was in that
17 condom business with you years ago; is that right?

18 A Yes.

19 Q Okay. Did you know that GBS Nevada, though, said
20 that he was a current employee of theirs?

21 A No, I did not know that.

22 MR. BICE: Brian, would you pull up Joint Exhibit 18.

23 THE COURT: Is that admitted?

24 THE CLERK: Yes, Judge.

25 THE COURT: Okay. Thank you.

1 MR. BICE: It's joint, Your Honor, so yeah.

2 THE COURT: I'm just making sure because I have a
3 high level of paranoia.

4 MR. BICE: I understand.

5 BY MR. BICE:

6 Q So I'd like to show you Joint Exhibit 18. And if you
7 look at the bottom you'll see Michael Brown, Director of
8 Marketing and Brand Strategies.

9 A Okay.

10 Q Now, GBS Nevada is, again, one of the TGIG parties
11 represented by Mr. Gentile. Mr. Brown actually never worked
12 for them, did he?

13 A Yeah, I don't know what the arrangement was.

14 Q Well, look at Footnote Number 2 here, and it says,
15 Pursuant to a discussion with the deputy director.

16 Would that be you?

17 A Yes.

18 Q And confirming letter dated September 18, Green Light
19 District Holdings was never admitted as a member.

20 Do you see that?

21 A Yes.

22 Q And a notice of transfer of interest is being
23 submitted to transfer 30 percent of the proposed ownership to
24 Green Light District Holdings back to the other owners.

25 Do you see that?

1 A Yes.

2 Q Now, this is -- again, this is part of their
3 application. Did you know that?

4 A No.

5 Q So at the time that they applied, their ownership
6 didn't actually line up with what they had told -- they had on
7 file with the Department. Did you know that?

8 A No.

9 MR. BICE: So, Brian, now go to page -- Joint Exhibit
10 18, 199, please.

11 BY MR. BICE:

12 Q So you see here it lists Michael Brown as an owner,
13 officer and board member on this form. I shouldn't say --
14 that's what it describes him as.

15 But if you go to the description it says, Michael
16 Brown is currently the director of marketing.

17 Do you see that?

18 A Yes.

19 Q He actually was never the director of marketing, as
20 far as you know; was he?

21 A As far as I know.

22 Q And you know him very well, do you not?

23 A Yes.

24 Q Did you know how he got his ownership stake or his, I
25 guess, proposed ownership stake in this company?

1 A No.

2 Q This is the company that's owned by Jim Hammer;
3 correct?

4 A Yes.

5 Q All right. Let's go to --

6 MR. BICE: You can take that down, Brian.

7 BY MR. BICE:

8 Q So another subject matter that was raised to you
9 yesterday was -- there were some questions about the need to
10 disclose all officers, directors and board members by
11 Mr. Gentile. Do you recall that?

12 A Yes.

13 Q And I thought I heard you make a statement about the
14 officers who needed to be disclosed were the ones listed by the
15 Secretary of State. Did I hear you correctly?

16 A No. I think the question was who I would consider an
17 officer.

18 Q Who would be considered an officer?

19 A Right. I believe that's what the question was.

20 Q Okay. Well, let's look at --

21 MR. BICE: Brian, if you would pull up NRS
22 Chapter 78.130.

23 BY MR. BICE:

24 Q So, Mr. Pupo, I don't know if you've ever seen this
25 statute before, but what it says is -- this is a provision of

1 the Nevada corporate statute, and it says, Every corporation
2 must have a president, a secretary and a treasurer or the
3 equivalent thereof.

4 Do you see that?

5 A Yes.

6 Q Okay. And then it also goes on to say, Every
7 corporation may also have such officers and agents as may be
8 deemed necessary.

9 Do you see that?

10 A Yes.

11 Q So were you aware that under Nevada law a corporation
12 doesn't have to have a CFO?

13 A No.

14 Q All right. It doesn't have to have a COO, either.
15 Did you know that?

16 A No.

17 Q But you would agree with me that those are pretty
18 important positions; right?

19 A Yes.

20 Q And if someone has a chief financial officer or a
21 chief operating officer, that's something that a marijuana
22 licensee would have to disclose to the State; correct?

23 A Yes.

24 Q And they'd have to put them on their application?

25 A Yes.

1 Q And you were not involved -- I think you testified
2 you were not involved in the diversity scoring, as that was
3 actually handled by Mr. Gilbert and his team; correct?

4 A Right. I wasn't involved in any of the scoring.

5 Q And you don't know how they actually scored it;
6 correct?

7 A No.

8 Q And you don't know how they -- what positions they
9 considered in the scoring; correct?

10 A Correct.

11 Q So now I want to turn briefly to what I'll call
12 TGIG's favorite subject matter, and that's compliance.

13 MR. BICE: So let's pull up -- Brian, let's pull up
14 NAC 453D.272, and go to sub (g), Brian.

15 Maybe I have the wrong one, Brian. Scroll down. No.
16 Scroll down more. Other direction. I think I have the wrong
17 one. I'll come back.

18 Let's go to Exhibit 104 -- or 1004.

19 BY MR. BICE:

20 Q This is -- you were shown this earlier. And again,
21 if you take a look at -- it says, All applicants are required
22 to be in compliance with the following.

23 Do you see that?

24 A Yes.

25 Q Okay. And again, it was Mr. Gilbert and his team who

1 would assess compliance in terms of who could apply for the --
2 or who was in compliance so as to be able to apply; correct?

3 A Correct.

4 Q Okay. And one of the things that he specifically
5 says here at the bottom one it says, Plans of correction are
6 complete and on time or are in the process -- or are in
7 progress within the required 10 business days.

8 Do you see that?

9 A Yes.

10 Q And so that was one of the means by which people were
11 checking to make sure that people were in compliance; correct?

12 A Yes.

13 MR. BICE: Let's go to Exhibit 1427, Brian. An oldie
14 but a goody. So go down, Brian -- yes, the bottom one on this
15 first page.

16 BY MR. BICE:

17 Q All right. This is an email -- this is about the
18 sales to people under the age of 21 that was talked about
19 extensively yesterday. Do you recall that, Mr. Pupo?

20 A Yes.

21 MR. BICE: Okay. And, Brian, go to the next page, if
22 you would.

23 BY MR. BICE:

24 Q All right. So this is an email from --
25 Can you tell me who Mr. Hernandez is?

1 A He's the chief compliance officer investigator for
2 the Marijuana Enforcement Division.

3 Q Got it. And he had people that reported to him;
4 correct?

5 A Yes.

6 Q All right. And one of those people that reported to
7 him was an individual named Rino Tenorio; correct?

8 A Yes.

9 Q And you know Mr. Tenorio, don't you?

10 A Yes.

11 Q And he would be -- he was one of the inspectors;
12 right?

13 A Auditor.

14 Q An auditor?

15 A Yes.

16 Q Okay. And did you ever tell anyone that Mr. Tenorio
17 was a nut and made stuff up?

18 A I'm sorry?

19 Q Did you ever tell anyone that Mr. Tenorio was a nut
20 and made stuff up?

21 A I don't recall that.

22 Q Okay. Is he still employed by the D.O.T., to your
23 knowledge?

24 A I don't know.

25 Q I'm sorry?

1 A I don't know.

2 Q All right. Well, if you take a look at this email
3 here that Mr. Hernandez sent, he would have gotten this
4 information from Mr. Tenorio; correct?

5 A Uh, yes. Rino or Terrence --

6 Q Or Terrence Whittier?

7 A -- or both.

8 Q Or both. Right?

9 A Yes.

10 Q So when this issue arose, this self-reporting by the
11 Essence entities, you discussed it with your deputy director,
12 Mr. Gilbert, correct, your chief deputy?

13 A No. I mean -- can you restate that. Start --

14 Q Sure. When this issue arose --

15 A Okay.

16 Q -- okay, you discussed it with your chief deputy,
17 Mr. Gilbert; correct?

18 A No. He's not the chief deputy.

19 Q I'm sorry?

20 A He's not the chief deputy.

21 Q Okay. My apologies. Can you tell me -- you
22 discussed it with Mr. Gilbert. Am I correct?

23 A I would have brought it up to Mr. Gilbert, yes.

24 Q Okay. You would have also discussed it with --
25 again, just yes or no. You would have discussed it with the

1 deputy attorney general; correct?

2 A Yes.

3 Q And you also recall telling us in your deposition
4 that you actually discussed it with the director of the
5 Department of Tax?

6 A Yes.

7 Q And everyone was in agreement with the planned course
8 of action that you decided to pursue; correct?

9 A There were no objections. Yes.

10 Q And that was because this was self-reported you
11 considered it to be the highest form of compliance and good
12 faith by the licensee that you wanted to encourage; correct?

13 A Yes.

14 Q And, in fact, this was not a unilateral decision by
15 you, was it?

16 A No.

17 Q Everyone was in agreement with it; correct?

18 A Yes.

19 Q Now, it's been suggested that --

20 MR. BICE: I don't believe it's in this email. So
21 you can take that down, Brian.

22 BY MR. BICE:

23 Q But it's been suggested that there was some attempt
24 to cover up something by removing something from a log. You're
25 aware of that?

1 A Yes.

2 Q And you're aware that Mr. Tenorio is the one who made
3 that statement?

4 A No.

5 Q You're not aware of that?

6 A No.

7 Q Okay. It's not true, is it, that there was an
8 attempt to conceal something by removing it from a log?

9 A That is not true.

10 Q Okay. Tell the Court what actually happened with the
11 log.

12 A So the division held two logs, an open case log and a
13 closed log. When the situation arose, we were looking at --
14 you know, I looked at the resources, that they self-reported,
15 that I was working on getting the minor compliance program up
16 and running. So I looked at the incident reports.

17 They were going to submit the plan of corrections. I
18 asked Kara Cronkhite to give the plan of corrections to the
19 auditors and inspectors, and if they were okay with it that
20 they were to issue the approval letter. And if not, which is
21 the part that everyone seems to miss in that email, it says "or
22 not," then they're to give a directive plan of correction if
23 they don't agree with it.

24 I had it removed from the open investigation log
25 because we were not going to actively investigate that and send

1 additional resources because they had provided the plan of
2 correction. They had taken -- they had terminated people and
3 taken other actions to resolve the issue. So at that point --
4 because I would get a report every week of the open cases that
5 the division was working on, and so I told them take it off
6 that log and put it on the closed log.

7 Q And that was the ordinary course; correct?

8 A Yes.

9 Q Every time that there is a statement of deficiency --
10 I'm sorry, a plan of correction that is accepted, the item from
11 the open investigation log is removed, and it's put on the
12 closed investigation log; correct?

13 A Yes.

14 Q And so if somebody made a statement that this was an
15 attempt to cover up something, they were lying, weren't they?

16 A Yes.

17 Q Okay. Because you handled it in the ordinary course
18 just like everybody else's statements of deficiencies?

19 A Yes.

20 MR. BICE: Now, Brian, pull that exhibit back up for
21 a moment, if you would, 1427. And go -- yeah, go to that email
22 right there.

23 BY MR. BICE:

24 Q So, you know, there's some statements in here, and
25 Mr. Gentile has been kind enough to play them up for us with

1 all the witnesses. So I want to just make sure I understand
2 them.

3 It says that at this point, do you see this, they're
4 looking at a Category 2B violation? Do you see that?

5 A Yes.

6 Q Now, if that were true and the Department actually
7 made that determination, my client would have been entitled to
8 a hearing to contest that, wouldn't they?

9 A Yes.

10 Q They would have been entitled to confront Mr. Tenorio
11 about statements he made, wouldn't have they?

12 A Yes.

13 Q They would have been entitled to cross-examine him;
14 correct?

15 A Yes.

16 Q And they would have been entitled to produce or show
17 him documents that he wasn't telling the truth; correct?

18 A Yes.

19 Q How many sales to minors has TGIG -- or to people
20 under the age of 21 has TGIG had?

21 MR. SHEVORSKI: Objection. Confidential, Your Honor.
22 360.255.

23 THE COURT: Sustained.

24 BY MR. BICE:

25 Q Well, has TGIG ever self-reported any?

1 MR. SHEVORSKI: Objection. Confidential. 360.255.

2 THE COURT: Sustained.

3 BY MR. BICE:

4 Q You can claim to have a good compliance record as
5 long as you just don't tell anybody; right?

6 MR. SHEVORSKI: Objection. Confidential.

7 THE COURT: Overruled.

8 THE WITNESS: Yes, I guess so.

9 MR. SHEVORSKI: Trigger, Your Honor.

10 THE COURT: It's okay.

11 BY MR. BICE:

12 Q How about -- how many sales to minors has another
13 TGIG party Medifarm have?

14 MR. SHEVORSKI: Objection. Confidential. 360.255.

15 THE COURT: Sustained.

16 BY MR. BICE:

17 Q Are you aware of any supposed self-reporting about
18 sales to -- underage sales by Medifarm?

19 MR. SHEVORSKI: Objection. Confidential. 360.255.

20 THE COURT: Sustained.

21 BY MR. BICE:

22 Q Is it illegal in the state of Nevada to employ
23 someone under the age of 21 at a marijuana facility?

24 A Yes.

25 Q Would you consider employing someone under the age of

1 21 to be a serious violation?

2 A Yes.

3 Q Well, let's talk, then, about another of the TGIG
4 parties, somebody called Nevada Pure. Do you know who that is?

5 A Yes.

6 Q Who are the principals of Nevada Pure? Do you
7 recall?

8 A I don't recall.

9 Q Okay. Do you know an individual named Gary Rexroad?
10 Have you ever heard of him before?

11 A It doesn't sound familiar.

12 Q Do you recall him being the money man behind Nevada
13 Pure?

14 A I don't remember.

15 Q Well, if it came to light that Mr. Rexroad had taken
16 over a million dollars and granted an undisclosed ownership to
17 the entity, would that be a violation of Nevada law?

18 A Can you repeat that.

19 Q Sure. If it came to light that Mr. Rexroad had taken
20 over a million dollars in and given an ownership interest to
21 two undisclosed individuals, would that be a violation of
22 Nevada law?

23 A Yes.

24 Q Did Mr. Rexroad -- had that ever been self-reported
25 to the State, to your knowledge?

1 MR. SHEVORSKI: Objection. Confidential. 360.255.

2 THE COURT: Sustained.

3 BY MR. BICE:

4 Q So unlike -- can we agree, Mr. Pupo, that, unlike
5 others, the Essence parties actually self-reported; right?

6 A Yes.

7 Q And that was deemed to be the highest form of
8 compliance that the State could expect; correct?

9 A Yes. In my opinion, yes.

10 Q You would agree with me that in any business mistakes
11 are going to be made, and the goal is to own them and deal with
12 them; correct?

13 A Correct.

14 Q It's not to hide them and then only get caught in
15 litigation; right?

16 A Correct.

17 Q Now, another area where Mr. Gentile spent a lot of
18 time yesterday was on this GTI transaction. Do you recall
19 that?

20 A Yes.

21 Q Okay. So we heard in your examination from
22 Mr. Prince today that it was actually Mr. Ritter who wanted to
23 make sure that he could limit or I guess was approaching you
24 about making sure that there was a limitation on the number of
25 licenses that people could win in any jurisdiction; correct?

1 A Yes.

2 Q And he obviously wasn't planning on winning in every
3 jurisdiction, was he?

4 A I don't know.

5 Q Well, Mr. Ritter, as it's come to light, met with you
6 quite a bit, fair?

7 A Yes.

8 Q Okay. And he -- Mr. Ritter was focused on his
9 competitors, wasn't he? It's a fair statement, isn't it?

10 A Uh, I would say yes.

11 Q Okay. And do you recall in 2018, the year 2018, and
12 all the things that you had going on, there were a lot of
13 discussions and a lot of scuttlebutt about mergers and
14 acquisitions in the cannabis industry?

15 A Oh, yes. Yes, very much so.

16 Q All right. Do you remember -- and I don't know, I
17 heard this term and if it was associated with you or not, but
18 I've heard it before. It's called the Canadian invasion.

19 A Yes.

20 Q Do you recall hearing it?

21 A Yes.

22 Q Okay. There was an inundation in the Nevada industry
23 of potential people coming into the state; correct?

24 A Yes.

25 Q All right. And this is still a relatively small

1 industry; is that fair?

2 A Yes.

3 Q And would you agree that gossip and rumor is rampant?

4 A Very much so.

5 Q And people are fairly often trying to find out
6 information about their competitors, aren't they?

7 A Yes.

8 Q So let's talk about this GTI transaction because --
9 do you remember at your deposition acknowledging -- and this
10 is -- by the way, when I say this, I'm reminding you about your
11 deposition, not as a criticism, but just as a reminder that you
12 told us it's been -- there was so much going on you don't
13 remember when this issue about GTI first came to your
14 attention?

15 A Yes.

16 Q All right. I know that people have tried to say to
17 you that, oh, it was in July of 2018, but you testified in your
18 deposition that you really couldn't remember when it first came
19 up; right?

20 A Right. I'm not sure.

21 Q All right. So if Amanda Connor told the Court that
22 the GTI transaction didn't come up until September of 2018,
23 would you have any reason to doubt that?

24 A No.

25 Q All right. Well, let's look at -- because actually

1 somebody in this case did produce their text messages.

2 MR. BICE: Let's pull up Exhibit 1587 -- or 89,
3 Brian, and let's go to 007, page 007.

4 BY MR. BICE:

5 Q So if you take a look here on Entry 55. When I said
6 somebody produced them, this is Mr. Yemenidjian's text messages
7 with you.

8 Do you see here this is on November the 13th, and
9 Mr. Yemenidjian sends you a press release.

10 A Okay.

11 Q Okay. Do you recall receiving this?

12 A No.

13 Q Okay. So this November 13. But do you deny that he
14 sent you a press release?

15 A No.

16 Q Okay. Did you -- and do you recall telling us at
17 your deposition that getting this press release is the first
18 time you had confirmation about a possible deal between GTI and
19 Integral?

20 A Yes.

21 Q All right. You didn't ask him to send you any
22 additional documents; correct?

23 A Correct.

24 Q Because the transaction or a proposed or possible
25 transaction doesn't have any legal effect until the State

1 actually approves it; correct?

2 A That's correct.

3 Q So they can wish and dream all they want about a
4 sale, but it cannot happen until the State -- the Department of
5 Tax gives its okay?

6 A That's correct.

7 Q Now, Mr. Yemenidjian also in his deposition that was
8 given to the Court or presented to the Court testified that he
9 first informed you about the GTI discussions on or around
10 September 20 of 2018. Do you have any reason to doubt that?

11 A No.

12 Q Well, let's look at another group of text messages.
13 MR. BICE: Brian, let's go to page 15 of these text
14 messages.

15 BY MR. BICE:

16 Q So if you look at these dates, this is around
17 September 18. Mr. Yemenidjian had asked to meet with you, and
18 around the 18th it looks like you were feeling ill. And he
19 made the statement about you need to go get some chicken soup.

20 A Yes.

21 Q All right?

22 A Yes.

23 Q So you ultimately didn't meet with him until, I
24 believe, the 20th. Okay?

25 A Okay.

1 Q And I don't remember if it was at Barcelona or at the
2 Elephant Bar where you met him. I think it was Barcelona.

3 MR. BICE: Brian, could you scroll down further. The
4 next page, Brian. My apologies.

5 BY MR. BICE:

6 Q Oh. Firefly. See, I wasn't even right. I couldn't
7 even get those other two right.

8 And do you recall then meeting with Mr. Yemenidjian
9 around the 20th?

10 A Yes.

11 Q Do you recall him telling you that he was going to
12 potentially be entering into a nonbinding letter of intent with
13 GTI?

14 A Can you say that again.

15 Q Do you recall him telling you that he was going to be
16 entering into a nonbinding letter of intent with GTI to try and
17 negotiate a deal?

18 A Yeah. I remember a conversation, you know, that he
19 told me that. I just can't -- some of these places get all
20 mixed up --

21 Q Sure.

22 A -- as far as location.

23 Q Understood. All right. And did he need to give you
24 a copy of that letter of intent?

25 A No.

1 Q Okay. And was he -- did you ever ask for one?

2 A No.

3 Q All right. Now, do you also recall telling us at
4 your deposition that in all these times that you either met
5 with or you had discussions with Mr. Yemenidjian they were not
6 about the application or the application process, but what they
7 were about was potential transactions that he was exploring in
8 the industry?

9 A Yes.

10 Q Now, Amanda Connor has testified also before you, and
11 Amanda Connor testified that she actually came and met you on
12 December the 7th to alert you about they were going to be
13 submitting a large volume of documents for the GTI transaction.
14 Does that sound about right?

15 A Yes.

16 Q Now, Ms. Connor lives in Henderson; is that right?

17 A Yes.

18 Q And do you recall Ms. Connor asking you to regularly
19 meet her over in that part of town because she didn't want to
20 come to your offices?

21 A Yes.

22 Q And is that because she had two smallish children,
23 and she didn't want to have to trudge all the way to your
24 office?

25 A Yes.

1 Q So when you finally did meet with her, do you recall
2 her describing to you the transaction?

3 A Yes.

4 Q Would you call it simple?

5 A Not by a long shot.

6 Q Do you recall approximately how many interrelated
7 transactions there were?

8 A There were about 32 transfers.

9 Q And is that why she wanted to give you a preview,
10 because they had to go in a certain sequence?

11 A Yes, that and she knew that my staff was going to
12 have questions or difficulty understanding the transaction.

13 Q Okay.

14 A So she wanted to make sure I was clear on it. So if
15 my staff had questions, I would be able to answer them.

16 Q And who on your staff would have been I guess in
17 charge?

18 A That would be Steve Gilbert's group.

19 Q Okay. And so the State then -- Amanda Connor has
20 testified that I believe it was on December the 10th is when
21 the documents were actually sent, all the transaction
22 documents. And those would have been handed to Mr. Gilbert to
23 supervise; is that fair?

24 A They would have been sent to Steve Gilbert's group in
25 Carson City.

1 Q Okay. And they would review those documents;
2 correct?

3 A Yes.

4 Q And they would ask for additional information if they
5 needed it; correct?

6 A Yes.

7 Q And if they needed additional documentation, it would
8 be provided; correct?

9 A Yes.

10 Q Because if it wasn't provided, the transaction wasn't
11 going to get approved; is that fair?

12 A Correct.

13 MR. BICE: Okay. So, Brian, let's go to Exhibit 1584
14 again. Now go to page 889 and 90. These are Ms. Connor's text
15 messages. It's already in evidence, I believe.

16 THE COURT: 1584?

17 THE CLERK: 84 or 89?

18 THE COURT: 1584.

19 MR. BICE: 1584.

20 THE CLERK: That one -- I don't think it is.

21 THE COURT: I think it was admitted with Ms. Connor
22 when she was here, but I may be wrong. Let me check my notes.

23 MR. BICE: We believe it was already admitted, Your
24 Honor. Maybe I'm wrong.

25 THE COURT: Anybody object to Ms. Connor's text

1 messages, 1584?

2 MR. GENTILE: No objection.

3 THE COURT: It will be admitted if they weren't
4 previously.

5 THE COURT: Anybody object to Ms. Connor's text
6 messages, 1584?

7 MR. GENTILE: No objection.

8 THE COURT: They'll be admitted if they weren't
9 previously.

10 (Exhibit Number(s) 1584 admitted.)

11 BY MR. BICE:

12 Q Okay. So here's what I'd like to point out to you
13 here. So you see this is in April of 2019. So if in December
14 of 2018, December the 10th is when Ms. Connor said she sent the
15 transaction documents, okay?

16 A Yes.

17 Q It was, as you testified I think earlier today to the
18 Court, it was a lot of time devoted to reviewing and approving
19 that GTI transaction; correct?

20 A Yes.

21 Q Okay. So now we're here in April, and you'll see
22 here April you say to her --

23 MR. BICE: Brian, go to the next page. Now scroll
24 back, see, because I can't follow you. Here.

25 / / /

1 BY MR. BICE:

2 Q Look at --

3 MR. BICE: Right there, Brian. Pause.

4 BY MR. BICE:

5 Q Look at NAC 453B.315(9): I need this for the GTI
6 merger. Do you see that?

7 A Yes.

8 Q Okay. So this is April the 20th?

9 MR. BICE: Scroll, Brian. No, other way. Thank you,
10 sir. Sorry.

11 BY MR. BICE:

12 Q And Ms. Connor responds, We've provided that signed
13 by Armen.

14 MR. BICE: Keep scrolling.

15 BY MR. BICE:

16 Q And you respond, I can -- or she responds: I can
17 resend it if you want.

18 And you respond: Okay. I haven't seen it I will ask
19 for it from staff. Do you see that?

20 A Yes.

21 Q Okay. So the transaction obviously hadn't been
22 approved by the Department by that point in time; correct?

23 A Correct.

24 Q So at some point after this in April, the month of
25 April, the transaction gets approved. Do you recall that?

1 A Yes.

2 Q Okay.

3 A It was sometime in April.

4 Q And if the State hadn't approved this transaction and
5 hadn't decided that they had done everything appropriately and
6 that it didn't comply with the law, it couldn't have been
7 approved; correct?

8 A Correct.

9 Q And you had a Deputy Attorney General that was also
10 involved in this transaction; correct?

11 UNIDENTIFIED SPEAKER: He needs a yes or no.

12 BY MR. BICE:

13 Q I just -- just yes or no.

14 A Yes.

15 Q Okay. And Mr. Gilbert and his team; correct?

16 A Yes.

17 Q This was not a decision of Jorge Pupo; correct?

18 A Correct.

19 Q Now, let's talk about this -- this big monopoly that
20 apparently is controlling the cannabis business in Washoe
21 County. That was facetious.

22 THE COURT: Oh, was it?

23 MR. BICE: Yes.

24 THE COURT: The record -- you know, the record,
25 Mr. Bice, does not always get your sarcasm nor my sarcasm, so

1 we need to be careful.

2 MR. BICE: Well, I heard so much about it this
3 morning, Your Honor, that I couldn't resist. So my apologies.
4 I was being facetious.

5 THE COURT: All right.

6 BY MR. BICE:

7 Q The transaction, again, as you testified, the
8 transaction was approved because they sold that entity up in
9 Washoe County; right?

10 A Yes.

11 Q Because, in fact, your team flagged this monopoly
12 provision and said they had to comply with it; correct?

13 A Yes.

14 Q And they did comply with it; right?

15 A Yes.

16 Q And had they not complied with it, the transaction
17 wouldn't have closed?

18 A Correct.

19 Q Everything was resolved to the D.O.T.'s satisfaction;
20 correct?

21 A Yes.

22 MR. BICE: So now, Brian, I like to go lastly to
23 Exhibit 2016.

24 I don't believe this is in evidence, but it's very
25 similar to one that is, but I want to use this one as well. Is

1 there any objection?

2 THE COURT: Anybody have an objection to it?

3 MR. GENTILE: I need to see. What is the exhibit?

4 MR. BICE: It's 2016, Dominic.

5 THE COURT: 2016.

6 MR. GENTILE: How is it different from the other one?

7 MR. BICE: It's got some additional red on it.

8 THE COURT: So not just the red that says per Jorge.

9 MR. GENTILE: Oh, yeah, okay. No objection.

10 THE COURT: Be admitted.

11 (Exhibit Number(s) 2016 admitted.)

12 MR. BICE: Okay. Thank you.

13 BY MR. BICE:

14 Q So you look at this one. This one also has the red
15 up there, per Jorge?

16 MR. BICE: But I'd like to go down, Brian, lower.

17 BY MR. BICE:

18 Q So you see these licenses to Commerce Park, Cheyenne
19 Medical, Essence Trop and Essence Henderson? They're all in
20 red. Do you see that?

21 A Yes.

22 Q Okay. Now, I think yesterday you testified that you
23 saw one of these with lines drawn through those names?

24 A Yes.

25 Q All right. Because I don't think I've seen that.

1 Where there's lines drawn through them or were they just in
2 red? That's what I guess I'm trying to figure out.

3 A Right. My recollection is I had seen a sheet that
4 had one of the names for each entity crossed out.

5 Q Okay. But this version here has all four of them
6 highlighted in red; correct?

7 A Yes.

8 Q Okay. Now, just again, and Mr. Prince talked --
9 touched on this. I don't need to go into it. This was -- this
10 is exactly one of the issues that John Ritter had tried to
11 persuade the Department on, isn't it?

12 A Yes.

13 Q And in fact, as Mr. Prince walked you through, the
14 Department had allowed MM Development and Natural Medicine, who
15 also share common ownership, overlapping ownership, to
16 similarly apply; correct?

17 A Yeah. I don't know if they did or not.

18 Q This wasn't an interpretation just for Essence or
19 just for Thrive, was it?

20 A Correct.

21 MR. BICE: Well, let's go to Exhibit 1014, Brian.
22 And go, Brian, if you would, down, next page. No, next page.
23 Keep going. Keep going. And keep going. Next page. Oh,
24 right there. Hold on a second.

25 / / /

1 BY MR. BICE:

2 Q So you see this is the Clark County unincorporated.
3 Do you see that, Mr. Pupo?

4 A Yes.

5 Q All right. The green are the winning licenses;
6 right?

7 MR. BICE: Now go to the next page, Brian. Keep
8 scrolling. Yes.

9 BY MR. BICE:

10 Q So you see --

11 MR. BICE: Pause.

12 BY MR. BICE:

13 Q You see all right there at 32 and 33, Natural
14 Medicine, also NuVeda was allowed to apply for multiple
15 licenses. Do you see that?

16 A Yes.

17 Q Okay. Do you also see Fidelis Holdings, two of
18 Mr. Gentile's clients also applied for multiple licenses in the
19 same jurisdiction; correct?

20 A Yes. Yes.

21 Q Was there any special interpretation of your
22 regulations for Essence or Thrive on this issue?

23 A No.

24 MR. BICE: Thank you. Pass the witness.

25 THE COURT: Mr. Bice, can you wipe it down while

1 Mr. Koch is coming up.

2 MR. BICE: I will. Yep.

3 THE COURT: Sir, I have a question that will not take
4 long since Mr. Bice is going to wash down the witness -- the
5 lectern.

6 Mr. Gilbert testified that from a compliance
7 perspective the Department's evaluation was that if you weren't
8 suspended you were okay to apply. Were you involved in that
9 decision, or do you know about that decision?

10 THE WITNESS: Your Honor, I did not know that's what
11 they were looking at.

12 THE COURT: Okay. Thank you.

13 THE WITNESS: Uh-huh.

14 MR. KOCH: Brian, put up 84. Thank you.

15 CROSS-EXAMINATION

16 BY MR. KOCH:

17 Q It's the same exhibit we looked at. I had it down as
18 84. This is the list of successful applicants.

19 MR. KOCH: Go to page 7.

20 BY MR. KOCH:

21 Q And there's a lot of talk about the Washoe County,
22 the great conspiracy, I guess that Mr. Bice talked about. If
23 we look at the bottom, Washoe County, Sparks, and Ms. Chattah
24 you remember asked you a lot of questions about monopoly
25 considerations there. You remember those questions that she

1 asked you?

2 A Yes.

3 Q Her client is Herbal Choice. Do you see Herbal
4 Choice anywhere on the list here, applicants for Washoe County
5 Sparks?

6 A No.

7 Q Who's Number 2 there?

8 A NOR.

9 Q NOR. And Nevada Organic Remedies, that's my client,
10 The Source. They're the Number 2 applicant in Sparks; is that
11 right?

12 A Yes.

13 Q And so if Essence Henderson were somehow disqualified
14 based upon the monopoly consideration, presumably Nevada
15 Organic Remedies would have received that license; is that
16 right?

17 A Presumably, yes.

18 Q What's that?

19 A Presumably, yes.

20 Q Okay. Did Nevada Organic Remedies ever complain to
21 the Department while you were there about not getting a license
22 in Sparks because of a monopoly concern?

23 A No.

24 Q Let me ask you about that monopoly concern, and
25 that's found in NAC 453D.272.

1 MR. KOCH: If we could pull that up, Brian.

2 BY MR. KOCH:

3 Q Now, you're familiar with that section of the
4 regulations; right?

5 A Yes.

6 Q If we go down to Section 5, I believe is where the
7 monopoly provision is.

8 All right. So to prevent monopolistic practices, the
9 Department will ensure that it has specific these 10 percent
10 limits. You're familiar with those; right?

11 A Yes.

12 Q Were those in the ballot question, that monopolistic
13 practices limitation?

14 A I don't believe so.

15 Q Don't believe so?

16 A I don't -- I don't remember.

17 Q Well, I think you're right. I don't think there's
18 any reference to monopolistic practice and the 10 percent cap
19 in there. Do you know why the Department came up with this
20 regulation to be included in the NAC interpreting?

21 A This came from 453A.

22 Q 453A under the medical; is that right?

23 A Yes.

24 Q So even though it wasn't in the ballot question, the
25 Department comments, task force, all that lead up to the

1 regulation decided that this monopolistic practice limitation
2 would be a good idea?

3 A Right. We're looking for consistency between the
4 medical regs and the retail regs as much as you could.

5 Q Right. You tried to be consistent with respect to
6 monopolies, with respect to other issues for regulating
7 applicants and establishments?

8 A Yes.

9 Q Very good. In this determination here about the more
10 than 10 percent, do you know how that was come up with? Was
11 there any consideration of having more than 20 percent or more
12 than 5 percent, anything like that?

13 A No, I don't know. I think that came from, I believe,
14 the initial bill when medical was created.

15 Q Okay. So it came from medical. Was there any
16 dissent in your -- during the task force, any sort of
17 disapproval of this kind of a provision?

18 A No.

19 Q All right. So it was adopted, considered.

20 And do you think the Department made a good-faith
21 effort to consider this and whether it would be applicable and
22 hopeful for the regulation of recreational marijuana?

23 A Yes.

24 Q Is the Department arbitrary and just sort of throwing
25 out a number, picking 10 percent for this monopoly cap?

1 A No.

2 Q And that issue, there's been a lot of talk about this
3 limit of one license per jurisdiction. Now, was that in the
4 ballot question?

5 A No.

6 Q Was that in the regulations?

7 A No.

8 Q Was that something that was come up with at a later
9 point in time?

10 A Yes.

11 Q And that was per the request of people in the
12 industry such as -- his name has been said many times,
13 Mr. Ritter. That was at the request of people like Mr. Ritter;
14 is that right?

15 A There were discussions all around, yes.

16 Q Because that would be a more fair way of allocating
17 the licenses; is that right?

18 A Yes.

19 Q And if there weren't a cap of one license per
20 jurisdiction, there could have been a possibility of having
21 actually many more licenses. For example, Nevada Organic
22 Remedies could rank Number 2, could have applied for seven
23 licenses in Clark County. And so long as it didn't exceed the
24 10 percent cap, it could have gotten all those licenses; right?

25 A Right. I think I figured at one point that all

1 licenses would end up going to, like, five entities.

2 Q Right. And so this was a way that the Department,
3 you as the deputy director decided this would be a way to more
4 fairly allocate the licenses to make sure that more people had
5 a chance to get those licenses; right?

6 A Yes.

7 Q And you believe that that was an appropriate decision
8 that was made?

9 A Yes.

10 Q Was that an arbitrary decision, just came up with it
11 out of the blue, or was it something you thought through?

12 A It was thought of and discussed thoroughly.

13 Q Very good. There was some discussion about sort of
14 access to you, and I won't go back through that. I think
15 Mr. Prince went through most of the individuals who actually
16 talked to you about issues.

17 I did want to raise though a little bit of a follow
18 up because THC was one of the applicants that I think was
19 established, spoke to you about potentially a job. If you ever
20 left, look me up, maybe you'll get a job. Do you remember
21 that?

22 A Yeah. I don't recall them or Nick ever saying
23 anything.

24 Q Okay. Nick Puliz, you know who that is?

25 A Yes.

1 Q Okay. And if we could pull up -- Mr. Prince showed
2 you I believe it was page 74.

3 MR. KOCH: Brian, do you have 74 and 75 from the THC
4 deposition.

5 BY MR. KOCH:

6 Q And so on 74, Mr. Prince showed you, he kind of went
7 down to the bottom there about the conversation with Nick:

8 That was before the applications were submitted.

9 Answer, Yes.

10 And he stopped there. I want to make sure we get the
11 rest of this.

12 And so he asked, Do you know exactly when, what month
13 at least, Mr. Puliz?

14 Allen Puliz says, I don't know. I don't remember.
15 It's a little while ago, but it was before the applications.

16 And let's back up. Before the applications were
17 submitted; right?

18 Answer, Submitted, yes.

19 Question, Did you have the applications in hand at
20 that point? Do you know?

21 Answer, Possibly right around that time.

22 So is it true that discussions Mr. Puliz had, if any,
23 about a potential job offer was the time that applications were
24 issued, but not yet submitted?

25 A I don't -- I don't think so. I'm not sure of the

1 timing. I remember the meeting, and I don't remember Nick
2 offering anything.

3 Q Well, you did -- there was some talk about deleted
4 messages. I think Mr. Gentile talked a lot about messages
5 between you and Armen, and maybe those aren't available anymore
6 because the phone wasn't available.

7 The same would be true for messages that you may have
8 had with Mr. Puliz in the same time period; correct, if they're
9 not available to you now? Those same messages would not be
10 available to you now just in the same way that your message
11 with Armen Yemenidjian would be; right?

12 A Correct.

13 Q And the same with Mr. Ritter, anybody else who would
14 have contact with that at that time, any of those
15 communications, you don't have those available --

16 A Correct.

17 Q -- available to you today; right?

18 Okay. And, Mr. Ritter, by December 5th, 2018, that
19 was the date that these scores were released or the rankings;
20 is that right?

21 A Yes.

22 Q And Mr. Ritter called you on that date before they
23 were actually released; is that right?

24 A Can you say that again.

25 Q Mr. Ritter called you before the scores were actually

1 released to the public; is that right?

2 A No, I don't believe so.

3 Q What's that?

4 A I don't think so.

5 Q Okay.

6 A He --

7 Q On that date, December 5th, 2018, did he call you?

8 A He called me.

9 Q Right. And you notified him that he -- his
10 establishments would not rank high enough to receive a license;
11 correct?

12 A No. He called me because he was in shock that he had
13 not received a license. So he had received notification
14 already.

15 Q Okay. So after he received notification, he asked
16 you if you could do anything about it; right?

17 A Right.

18 Q And even though it was -- I think you testified
19 earlier you thought it was a good operation, but that's just
20 the way the chips fall was your response to him?

21 A Yeah. I was apologetic. I was, like, sorry, but
22 that's just the way the chips fell. I mean, there's nothing I
23 can do about it.

24 Q Mr. Ritter upset?

25 A I would say he was upset, disappointed.

1 Q After December 5th, 2018, when you told Mr. Ritter
2 you couldn't do anything about it, did Mr. Ritter ever call you
3 back --

4 A No.

5 Q -- after that time period?

6 A No.

7 Q And once he found out he didn't get any licenses, his
8 communication with you stopped; is that right?

9 A Yes.

10 Q And prior to that time was he calling you pretty
11 regularly?

12 A Yes.

13 Q One last -- well, actually one quick one in one more
14 area.

15 Community, there were some questions about community.
16 You were asked about you live in Silverado Ranch, that kind of
17 thing.

18 The Department do anything to actually do a specific
19 demographic survey block by block? If you put a dispensary
20 here, what does the demographic look like, and how is that
21 going to be affected by the dispensary?

22 A No.

23 Q Do you think that that would have been a project that
24 could have been completed within the time frame that the
25 Department had to complete its scoring?

1 A No, not within the 90 days. No.

2 Q All right. And was there ever any expectation that a
3 block by block, which neighborhood the dispensary was in would
4 somehow result in different scores for applicants?

5 A No.

6 Q In the community even itself, you were asked about
7 North Las Vegas versus Silverado Ranch. Did the Department try
8 to make a specific determination of how an application would
9 affect North Las Vegas as a city versus Henderson in those
10 scores?

11 A No, I don't believe so.

12 Q Okay. Was there any definition of community in the
13 statute that you were aware of?

14 A Not that I'm aware of.

15 Q Okay. The last topic is the timing of background
16 checks.

17 Now, in order to apply in 2018 for a recreational
18 license, an applicant already had to have a medical
19 establishment, a medical license; correct?

20 A Yes.

21 Q Okay. And the Early Start Program, when did that
22 start? When did that begin?

23 A That -- shoot. I want to say we didn't have much
24 time at all. So it was -- we were just coming out of session.
25 So I want to say probably April, March, April. Or we were in

1 session. Yeah. So it was the early part there was talk about
2 it already, and --

3 Q Of which year are we talking about?

4 A -- so let me think about this for a second. It's --
5 I know the ballot initiative passed, and actually the ballot
6 initiative was giving us a year to do regulations. And then
7 the request came to move it up six months. So, you know --

8 Q Would it have been 2017?

9 A So it would be 2017.

10 Q Okay. And so an applicant that applied to be able to
11 open under the Early Start Program, could actually sell
12 marijuana recreational basis in 2017; is that right?

13 A Say that again.

14 Q An applicant could begin selling recreational
15 marijuana if approved at the beginning of 2017?

16 A In July of 2017.

17 Q Okay. And the Department endeavored to conduct
18 background checks of those applicants for those establishments
19 in 2017?

20 A I'm sorry?

21 Q Did the Department conduct background checks of those
22 applicants in 2017 in order for them to be able to participate
23 in Early Start?

24 A I don't believe so. I think those people that
25 applied had already -- had already been background checked and

1 had valid background checks on file.

2 Q Right. And I think that's maybe my question is, did
3 you conduct a new background checks just because they're
4 opening recreationally in 2017?

5 A No.

6 Q So if they had background checks and they continued
7 under the same structure, you did not conduct new background
8 checks; is that right?

9 A Correct.

10 Q What about in 2018 when the State had the application
11 process in September 2018? Did you conduct background checks
12 of all applicants at the time they submitted their application?

13 A No.

14 Q When -- there was a lot of discussion about the
15 Essence or GTI, talking about potential letter of intent or a
16 transaction coming up in November or September, whenever that
17 time frame was. Did the Department go out and background check
18 the potential owners of the acquiring company at that time?

19 A No.

20 Q Okay. And the applicants who were successful,
21 between September 2018 and December 2018 -- let me scratch that
22 successful part. All applicants, did you conduct background
23 checks between the time an application was submitted and before
24 a conditional license decision was made?

25 A The background checks were conducted before a license

1 was issued.

2 Q Before a final license was issued or the conditional
3 license?

4 A I believe it's conditional.

5 Q Okay. So did the Department conduct background
6 checks of all applicants, whether successful or unsuccessful
7 during that 90-day period?

8 A No.

9 Q Okay. So did it ever conduct background checks of
10 unsuccessful applicants in that 90-day period?

11 A No.

12 Q If a conditional license was awarded, when would the
13 Department actually conduct background checks of the owners,
14 officers, and board members?

15 A You know, I'm not sure. Steve Gilbert's group
16 handled that.

17 Q Okay. Well, let me ask you this question. If the
18 Department had conducted background checks of owners, officers
19 and board members prior to the applications being submitted and
20 in the application the applicant decided, well, maybe I need to
21 add an advisory board to -- for whatever purpose that may
22 serve, those advisory board members, if they hadn't been part
23 of the ownership before, would not have been background checked
24 at the time of the application, would they?

25 A No, I don't believe so. I don't think so.

1 Q Okay. And so the advisory board members would still
2 be considered as part of the application even though they had
3 not been background checked at that time; right?

4 A Be part of the application?

5 Q If they were listed on the application, they would
6 still be considered as part of the application even though they
7 had not been background checked; correct?

8 A Right. I believe that they'll be part -- part of the
9 application that would be looked at.

10 Q Right. And so when a conditional license was
11 awarded, the advisory board members who had not been background
12 checked before, would the Department then check them after
13 that?

14 A Yes.

15 Q Okay. So at some point in time the background check
16 would be completed, just not at the time of the application; is
17 that right?

18 A Yes.

19 Q Very good. And this -- when it comes to the question
20 of public safety, because that's been one of the considerations
21 with respect to the operation of the marijuana industry in this
22 State; right? That's a -- that's a concern the Department has?

23 A Yes.

24 Q For existing operators, in 2018, prior to the
25 application period, do you believe that different rules were

1 applied to existing operators than were applied to applicants
2 in September of 2018 with respect to public safety?

3 A No.

4 Q The standards were the same?

5 A Yes.

6 MR. KOCH: Very good. Thank you. No further
7 questions.

8 THE COURT: Thank you.

9 Ladies and gentlemen, we're going to break for the
10 days since it's 4:42.

11 How many intervenors still have questions, and how
12 much longer you got?

13 MR. ROSE: Your Honor, I probably have 5 to
14 10 minutes.

15 THE COURT: Okay.

16 MS. SHELL: Your Honor, I don't have any questions
17 for Mr. Pupo, but I did have a housekeeping matter.

18 THE COURT: I'm happy to do a housekeeping matter.
19 Is your motion off? Did you work it out with Mr. Parker?

20 MS. SHELL: I did, and I was hoping Mr. Parker would
21 be here to join in my representation, but Mr. Parker and I
22 discussed that I would withdraw my supplement with -- without
23 prejudice.

24 THE COURT: Okay.

25 MS. SHELL: And that he would withdraw his motion.

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1 THE COURT: So based upon that representation, we'll
2 take the motion off calendar tomorrow morning.

3 MS. SHELL: Thank you, Your Honor.

4 THE COURT: All right. After I have Mr. Rose, about
5 15 minutes, how much you got, Mr. Gentile?

6 MR. GENTILE: 15 to 30.

7 THE COURT: So an hour.

8 Ms. Chattah?

9 MS. CHATTAH: 30 to 45 just [inaudible].

10 THE COURT: Okay. So, sir, we start at 8:30. Can
11 you come at that time?

12 THE WITNESS: Yes. Yes, Your Honor.

13 THE COURT: All right. We'll see you then, and we'll
14 have you out of here in the morning. I can't make a guarantee
15 as to what time in the morning, but it will be morning.

16 THE WITNESS: Okay. Thank you.

17 (Proceedings recessed for the evening at 4:42 p.m.)

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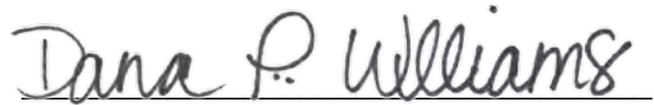
CERTIFICATION

I CERTIFY THAT THE FOREGOING IS A CORRECT TRANSCRIPT FROM THE AUDIO-VISUAL RECORDING OF THE PROCEEDINGS IN THE ABOVE-ENTITLED MATTER.

AFFIRMATION

I AFFIRM THAT THIS TRANSCRIPT DOES NOT CONTAIN THE SOCIAL SECURITY OR TAX IDENTIFICATION NUMBER OF ANY PERSON OR ENTITY.

DANA L. WILLIAMS
LAS VEGAS, NEVADA 89183

A handwritten signature in cursive script that reads "Dana L. Williams". The signature is written in black ink and is positioned above a horizontal line.

DANA L. WILLIAMS, TRANSCRIBER

08/04/2020

DATE

BY MR. BICE: [32]
258/3 260/3 263/5
264/11 265/7 265/23
267/19 268/16 268/23
271/22 273/23 274/24
275/3 275/11 275/16
275/21 277/3 280/4
281/15 282/5 286/11
287/1 287/4 287/11
287/15 288/12 289/6
290/13 290/17 292/1
292/9 292/12
BY MR. GENTILE: [21]
12/4 24/16 28/16 34/16
35/6 36/11 37/4 39/13
43/10 43/23 44/2 44/9
46/24 47/8 47/18 49/14
52/20 52/24 53/5 54/22
96/6
BY MR. GUTIERREZ: [7]
69/19 70/16 74/5
74/13 77/21 80/10
80/17
BY MR. HONE: [2]
63/6 69/5
BY MR. KOCH: [4]
293/16 293/20 295/2
299/5
BY MR. PRINCE: [70]
150/3 151/10 160/1
160/18 162/18 163/7
164/19 165/5 166/2
167/9 168/21 176/24
178/13 179/6 180/4
180/23 182/20 183/15
184/13 187/1 188/11
190/5 192/16 193/22
196/19 197/14 198/1
198/16 200/21 201/9
205/20 211/6 211/17
211/20 212/13 212/16
213/1 213/15 214/9
216/17 218/1 218/24
220/2 221/15 221/24
223/19 224/9 224/23
226/19 228/5 231/13
232/16 232/19 237/10
239/2 241/2 241/14
242/21 243/11 243/16
244/22 246/9 246/20
248/2 250/11 252/2
252/19 254/11 254/19
256/7
BY MR. SHEVORSKI: [1]
93/4
BY MR. SMITH: [2]
81/20 86/10
BY MR. WILLIAMSON: [1]
90/5
BY MS. CHATTAH: [31]
60/15 61/9 61/17
62/1 62/11 100/8
100/19 101/23 104/11
105/10 105/19 108/20
110/2 114/1 114/15
116/6 116/21 117/20
118/8 118/21 119/1

120/20 121/11 121/22
122/6 123/4 124/2
125/22 126/6 127/5
129/16
BY MS. SUGDEN: [9]
131/19 134/4 135/5
139/10 142/15 143/22
144/7 144/11 144/16
I.T. TECH: [1] 11/5
MR. BICE: [67] 110/15
110/21 110/24 111/2
111/4 111/8 111/14
111/16 111/24 113/13
113/18 114/11 115/23
124/14 124/18 131/5
146/13 146/18 146/22
146/25 147/2 147/4
147/15 147/19 147/21
149/18 212/6 235/12
235/15 235/17 236/2
236/6 258/1 260/2
262/22 263/1 263/4
264/9 265/6 265/21
267/13 268/13 268/21
271/20 273/20 280/2
281/13 282/3 285/13
285/19 285/23 286/23
287/3 287/9 287/14
288/23 289/2 289/22
290/4 290/7 290/12
290/16 291/21 292/7
292/11 292/24 293/2
MR. DZARNOSKI: [1]
5/20
MR. GENTILE: [100]
8/2 8/4 8/8 8/21 9/6
9/17 10/3 10/6 10/13
10/15 11/1 24/3 24/15
27/7 27/12 27/15 27/20
28/1 34/14 34/25 35/4
39/8 39/12 43/25 46/12
46/18 46/20 46/22
47/17 49/8 52/22 54/20
60/3 60/5 60/9 76/18
76/22 77/5 80/2 96/1
96/23 97/2 97/4 97/10
97/13 97/18 97/21
97/23 98/1 98/4 112/1
112/6 112/12 113/1
113/5 148/22 149/4
161/10 161/13 161/16
161/22 161/24 162/1
162/12 182/12 188/3
188/7 190/2 200/1
212/5 223/22 223/25
224/2 233/11 233/23
233/25 234/4 236/21
237/6 238/17 238/20
247/15 247/20 247/23
249/3 249/13 249/17
249/25 250/3 251/22
252/15 253/17 254/2
255/24 286/2 286/7
290/3 290/6 290/9
309/6
MR. GUTIERREZ: [14]
70/14 73/17 73/20
74/11 76/14 77/9 77/14
77/17 79/17 79/21 80/4

80/9 80/16 81/14
MR. HONE: [3] 63/4
68/23 69/12
MR. KOCH: [5] 293/14
293/19 295/1 299/3
308/6
MR. PARKER: [4]
145/14 145/22 146/10
146/12
MR. PRINCE: [186] 5/5
5/7 5/13 5/17 6/8 6/11
6/21 9/19 62/8 116/10
116/13 125/5 125/11
125/15 125/17 147/11
147/22 148/2 149/19
149/24 151/5 159/25
160/14 160/16 161/6
161/11 161/17 161/21
161/23 161/25 162/5
162/9 162/16 162/21
162/24 163/1 163/3
164/9 164/11 164/15
165/3 165/23 167/8
168/18 176/21 178/10
179/5 180/3 180/21
182/15 182/17 183/12
184/10 186/23 187/25
188/6 188/10 190/22
191/5 191/7 191/14
191/17 191/21 191/23
192/3 192/5 192/11
193/20 196/17 197/13
197/24 198/15 199/22
200/2 200/5 200/10
200/13 200/19 201/7
205/13 205/18 211/4
211/24 212/1 212/9
212/12 212/24 213/9
213/12 213/14 214/6
216/16 217/21 217/24
218/21 219/25 221/10
221/14 221/20 223/18
223/24 224/1 224/6
224/8 224/21 226/18
227/17 227/19 227/22
227/24 228/1 231/9
232/18 233/3 233/6
233/8 233/15 233/19
233/21 234/7 234/10
234/12 234/15 234/17
234/20 235/11 235/24
236/4 236/7 236/9
236/16 236/19 237/9
237/12 237/18 237/20
237/22 237/25 238/5
238/14 238/16 238/19
239/1 241/9 241/11
241/13 242/12 242/19
243/10 243/13 244/21
246/5 246/8 246/12
246/14 246/17 247/12
247/17 247/21 248/1
248/23 249/9 249/14
249/16 249/19 249/24
250/8 250/10 251/18
251/24 252/11 252/18
253/6 253/8 253/11
253/16 253/21 254/1
254/4 254/7 255/21

256/6 256/22 256/25
257/7 257/9
MR. ROSE: [1] 308/13
MR. SHEVORSKI: [51]
6/20 6/22 6/25 7/2 7/5
7/7 7/9 7/12 7/17 7/20
7/23 7/25 9/3 9/13
10/25 27/9 36/18 43/2
47/5 59/12 62/22 74/2
76/24 80/1 90/1 93/2
95/15 95/22 95/24 96/2
98/13 98/17 98/20 99/3
99/9 99/11 149/13
235/5 235/9 236/11
240/18 240/25 242/9
242/15 274/21 275/1
275/6 275/9 275/14
275/19 277/1
MR. SMITH: [4] 27/10
27/18 52/7 89/20
MS. CHATTAH: [40]
61/7 61/16 61/22 62/10
62/14 62/19 63/3
100/18 101/13 101/17
101/20 101/22 108/14
108/16 108/18 112/4
112/9 112/15 112/21
112/25 113/23 113/25
117/16 118/6 123/25
124/9 124/11 124/23
125/2 125/13 125/20
126/1 126/5 126/17
127/2 127/4 131/6
131/8 131/11 309/9
MS. LEVIN: [19]
103/22 105/9 105/12
118/20 118/23 120/4
121/21 121/24 122/20
124/13 139/2 143/17
144/1 144/9 144/14
144/24 146/2 146/5
234/2
MS. SHELL: [6] 6/2 6/4
6/6 6/9 6/14 6/16
MS. SUGDEN: [22]
131/13 131/15 133/16
133/19 133/21 133/25
134/21 135/3 139/9
142/5 142/8 144/6
145/2 145/4 145/7
145/9 238/3 238/8
238/10 254/13 254/15
256/2
MS. WELCH: [3] 121/7
145/25 257/12
TECH SHANE: [1]
124/5
THE CLERK: [48]
11/12 34/21 39/11 44/6
44/8 46/14 46/16 49/12
53/3 79/19 100/1 124/4
124/6 163/5 164/10
164/12 191/8 191/11
191/22 200/17 200/20
211/19 212/3 213/10
213/13 217/25 218/22
220/1 227/16 227/18
227/21 227/23 227/25
232/12 232/15 233/9

233/14 233/16 233/18
243/6 243/8 246/7
246/15 249/4 253/7
262/24 285/17 285/20
THE COURT: [418]
THE WITNESS: [58]
11/14 11/23 28/2 36/9
36/20 43/4 43/16 47/7
52/9 59/14 68/25 70/15
74/19 86/8 95/16 98/9
99/20 100/3 104/3
105/18 109/25 114/13
116/1 116/17 116/19
118/25 120/15 121/10
122/4 122/24 126/25
129/14 134/3 139/6
142/12 144/3 144/5
151/6 151/8 160/15
182/16 190/3 192/8
210/18 210/25 211/2
221/23 241/1 242/13
242/20 257/16 257/18
257/24 275/8 293/10
293/13 309/12 309/16
UNIDENTIFIED
SPEAKER: [16] 46/17
63/1 73/22 73/25 74/18
129/12 131/2 134/24
134/25 141/25 142/9
160/13 161/19 164/14
236/12 288/11

\$

\$1,600 [1] 38/18
\$10,000 [9] 141/20
142/12 143/14 143/23
143/25 144/8 144/13
237/17 239/15
\$109 [1] 256/10
\$110 [1] 19/24
\$165,000 [1] 20/2
\$195 [2] 19/19 19/19
\$2,400 [1] 38/16
\$25,000 [1] 215/3
\$285 [1] 19/20
\$3.2 [1] 50/9
\$410 [1] 19/11
\$425 [1] 19/11
\$450 [1] 41/22
\$50 [1] 248/19

'

'17 [2] 40/9 46/1
'18 [3] 40/12 42/4 46/1
'19 [5] 40/12 42/4 46/2
54/8 76/10
'20 [2] 54/7 76/10

0

001 [1] 164/11
002 [1] 244/21
003 [2] 239/1 243/14
005 [1] 249/2
007 [2] 280/3 280/3
0084 [1] 117/16
009 [2] 196/18 197/24
08/04/2020 [1] 310/18

1
1,300 [1] 17/11
1,800 [2] 33/9 33/10
10 [18] 21/3 50/23 62/7
62/12 75/20 99/13
123/21 143/23 166/1
167/8 182/19 183/24
183/25 184/1 184/11
200/18 228/9 268/7
10 minutes [1] 308/14
10 percent [15] 101/5
106/1 119/17 119/19
120/1 120/24 123/10
130/15 130/17 131/1
295/9 295/18 296/10
296/25 297/24
10,000 [1] 13/24
10-day [1] 165/8
100 [2] 16/15 173/6
100,000 [1] 88/12
100-plus [1] 215/10
1004 [4] 136/21 140/25
141/6 267/18
1014 [1] 291/21
104 [1] 267/18
106 [2] 205/16 216/13
10:00 [8] 5/11 5/19
6/17 6/25 8/9 178/15
195/1 195/25
10:30 there's [1] 180/6
10th [3] 165/6 284/20
286/14
11 [4] 183/13 183/14
183/19 193/21
1135 [2] 227/20 228/1
116 [1] 200/6
117 [1] 201/7
118 [2] 200/6 201/8
11:00 [2] 7/15 199/14
11:08 a.m [1] 99/16
11:16 a.m [1] 99/16
11:56 a.m [1] 126/22
11th [4] 178/12 193/21
193/23 198/13
12 [1] 229/2
120 [1] 205/15
126 [3] 48/21 48/24
217/21
1260 [1] 237/13
1260-003 [1] 239/1
129 [1] 205/15
12:00 [1] 187/2
12:00 p.m [1] 186/24
12:58 [1] 126/22
12th [2] 194/25 198/23
13 [2] 1/13 280/13
13th [3] 197/23 239/6
280/8
14 [5] 187/12 189/17
217/25 228/3 244/23
140 [1] 251/9
1427 [2] 268/13 273/21
145 [1] 218/21
147 [1] 219/25
14th [1] 195/24
15 [10] 12/12 17/24
19/2 75/20 186/24
218/22 246/5 281/13

309/5 309/6
15 percent [2] 172/3
172/7
1513 [4] 187/24 188/1
188/2 188/9
1516-106 [1] 216/13
1538 [4] 133/17 133/25
134/23 135/2
1584 [7] 285/13 285/16
285/18 285/19 286/1
286/6 286/10
1587 [1] 280/2
16 [2] 26/15 29/11
16 percent [1] 55/16
16.1 [1] 253/23
17 [4] 41/8 42/5 128/16
128/19
172 [1] 212/24
175 [2] 213/12 259/3
1768 [8] 178/11 179/5
180/2 186/23 192/12
193/20 198/15 199/13
1768-009 [2] 196/18
197/24
17th [4] 160/20 180/22
180/22 199/14
18 [7] 161/22 166/1
262/22 263/6 263/18
264/10 281/17
18001 [1] 164/9
18002 [1] 161/21
1863 [8] 161/8 161/9
161/16 161/17 161/23
162/15 164/11 223/18
1863002 [1] 161/21
1868 [2] 123/25 124/12
187 [2] 231/10 231/11
188:2 [1] 231/12
18th [1] 281/18
19 [3] 53/9 182/18
228/4
1976 [1] 13/7
1980 [1] 13/9
1981 [1] 12/14
1988 [1] 12/15
199 [1] 264/10
19th [2] 180/3 180/6
1:00 [3] 7/23 7/24
126/19
1:30 [1] 8/18
1st [5] 19/12 63/8
159/7 165/8 188/17

2
20 [12] 62/2 62/7 62/12
125/23 126/11 126/13
130/11 198/15 202/24
258/24 259/1 281/10
20 percent [1] 296/11
20.9 [1] 88/6
2002 [1] 14/3
2009 [5] 20/23 21/8
22/2 22/9 22/17
2010 [1] 17/15
2014 [6] 40/8 139/12
139/19 139/25 140/12
230/6
2016 [4] 289/23 290/4
290/5 290/11

2017 [19] 72/2 72/8
72/16 150/9 151/1
158/8 159/3 159/7
159/8 204/8 247/2
304/8 304/9 304/12
304/15 304/16 304/19
304/22 305/4
2018 [101] 17/2 31/21
32/10 32/24 35/20
38/17 40/9 49/16 50/14
62/3 65/19 65/23 76/10
77/23 77/25 78/5 78/15
78/22 79/3 79/5 85/22
85/24 86/19 93/16 94/8
94/15 94/19 95/11 96/7
97/12 107/4 114/9
114/19 114/21 115/6
115/10 116/22 134/11
135/11 136/16 136/19
137/10 140/7 140/12
159/12 163/13 165/6
166/15 167/5 167/11
167/23 168/5 172/22
182/9 188/17 188/23
189/10 189/13 189/17
189/21 193/9 195/4
195/20 196/15 197/23
198/6 198/13 198/20
199/2 199/14 199/20
200/23 204/4 216/10
216/15 217/4 239/24
243/5 244/23 251/20
252/4 252/13 252/25
260/5 260/5 278/11
278/11 279/17 279/22
281/10 286/14 300/18
301/7 302/1 303/17
305/10 305/11 305/21
305/21 307/24 308/2
2018,by [1] 50/11
2019 [30] 15/14 18/14
18/23 29/23 31/22 32/9
33/22 36/21 37/1 38/18
41/6 43/24 44/3 44/14
45/3 48/2 54/7 55/15
55/18 57/2 57/4 73/16
110/16 113/14 176/25
201/11 252/25 255/14
256/10 286/13
2020 [21] 1/12 5/1
29/12 29/15 48/2 54/7
55/14 55/15 55/16
56/24 57/1 57/3 73/7
73/9 73/16 74/6 74/14
74/21 74/24 75/2
310/18
2021 [1] 56/24
2022 [9] 41/4 42/6
65/23 72/21 72/25 73/1
73/1 73/4 73/7
2023 [1] 47/25
209 [2] 182/17 182/19
20th [3] 281/24 282/9
287/8
21 [11] 32/10 88/7
88/13 184/11 184/12
199/13 231/12 268/18
274/20 275/23 276/1
212 [2] 183/12 183/14

213 [2] 183/14 184/10
224 [1] 168/20
22nd [1] 188/23
23 [1] 179/5
234 [2] 36/3 36/5
236 [1] 159/25
237 [1] 162/17
238 [1] 160/17
23rd [1] 196/18
24 [3] 17/3 183/13
183/14
24 percent [1] 97/17
247 [1] 152/23
25 [6] 16/8 29/15 30/5
53/14 182/18 182/19
26 [5] 56/24 57/3 57/17
57/24 181/16
26D [1] 220/1
26th [2] 189/13 197/13
272 [1] 101/20
27th [1] 189/10
28 [1] 14/19
280E [1] 22/5
28th [2] 251/20 252/3
29 [2] 165/25 221/12
29th [1] 179/7
2:00 p.m [1] 180/24
2:16 [1] 192/1
2:28 [1] 192/1
2B [1] 274/4

3
30 [10] 22/12 165/24
168/18 181/18 191/2
218/3 257/21 263/23
309/6 309/9
300 [1] 41/20
3000 [1] 221/11
3003 [1] 246/13
30th [1] 201/10
31.72 [1] 252/23
3156 [1] 243/4
31st [1] 252/13
32 [2] 284/8 292/13
33 [2] 176/21 292/13
3339 [2] 233/15 233/25
339 [4] 233/4 233/5
233/7 233/11
347 [1] 65/15
35 [2] 22/12 167/8
35,000 [1] 41/16
360.255 [5] 274/22
275/1 275/14 275/19
277/1
362.55 [2] 235/9
240/20
3:36 [1] 257/20
3:40 [1] 257/20
3rd [1] 163/12
3s [3] 233/20 233/21
233/22

4
40 [2] 16/7 23/6
400 [1] 168/1
4001 [6] 199/22 199/25
200/4 200/10 200/13
205/14
4002 [1] 255/22

41 [1] 26/17
4190 [1] 96/25
4194 [8] 73/18 73/19
73/21 73/23 74/4 74/6
96/23 97/6
4199 [3] 212/3 212/4
212/8
42 [2] 33/21 248/23
42-005 [1] 249/2
4201 [4] 76/15 76/16
76/17 76/23
4202 [2] 253/6 256/5
4204 [5] 247/13 247/14
247/18 247/25 251/20
4205 [6] 79/18 79/22
79/23 248/24 249/23
251/20
4206 [4] 251/18 251/19
252/1 252/3
4207 [2] 252/11 252/17
45 [1] 309/9
45-day [1] 165/7
453.272 [1] 101/4
453A [5] 102/25 104/14
105/25 295/21 295/22
453B.315 [1] 287/5
453D.272 [5] 61/4 62/6
227/10 267/14 294/25
462 [2] 211/11 212/18
4:42 [1] 308/10
4:42 p.m [1] 309/17

5
5 percent [1] 296/12
529 million [1] 77/25
53 percent [1] 166/22
55 [1] 280/5
57 [2] 200/10 226/18
58.2 [1] 74/15
59 [1] 200/10
5th [6] 96/7 134/10
135/7 300/18 301/7
302/1

6
600 [5] 33/14 65/11
65/13 71/10 75/21
60s [1] 21/25
61 [6] 35/19 47/2 47/4
75/11 75/17 76/3
639 [1] 32/8
65 [1] 65/19
69.8 [1] 251/8
6th [4] 182/9 186/24
187/2 189/17

7
70 [1] 33/9
70s [1] 21/25
74 [4] 168/18 299/2
299/3 299/6
75 [2] 151/22 299/3
76 [1] 54/7
78.130 [1] 265/22
7th [2] 192/14 283/12

8
8 or [1] 123/21
80 [2] 151/22 170/15

8	182/21 182/22 183/5 183/16 183/17 189/10 189/17 193/13 194/8 194/11 195/8 195/11 195/19 196/23 196/25 200/24 202/5 202/6 204/17 204/18 205/1 206/1 209/18 215/2 216/25 218/5 218/15 220/21 222/18 224/25 229/9 230/20 230/23 234/22 237/18 242/11 248/4 248/18 250/19 251/9 258/24 261/8 261/18 265/9 265/13 268/17 268/18 274/11 275/12 275/17 276/3 277/24 278/13 279/6 279/8 279/10 279/13 280/18 281/3 281/9 281/19 283/6 283/7 283/12 283/14 284/8 288/19 289/2 293/9 293/21 293/22 293/24 294/21 294/24 296/9 297/2 298/13 298/16 298/19 299/7 299/23 300/3 300/4 301/16 301/23 302/2 302/15 302/16 303/6 304/1 304/3 304/4 305/10 305/14 305/15 309/4 above [4] 97/22 244/15 259/7 310/4 ABOVE-ENTITLED [1] 310/4 abreast [1] 169/25 absolutely [6] 10/13 23/10 69/10 71/19 113/20 146/16 ABV [3] 14/16 14/20 17/3 accent [1] 39/19 accept [3] 136/22 137/12 215/3 acceptable [3] 58/18 138/25 232/9 accepted [4] 34/5 41/12 232/9 273/10 access [15] 34/12 39/21 40/1 54/15 91/5 91/11 91/15 160/5 160/22 162/6 164/1 164/2 206/4 219/1 298/14 accessible [5] 58/24 157/5 157/21 170/8 194/14 according [4] 103/3 168/9 182/1 211/14 account [4] 56/8 56/11 56/13 56/14 Accountancy [1] 21/11 accountant [1] 12/6 Accountants [1] 13/17 Accounting [1] 17/1 Accredited [2] 13/15 14/16 accurate [3] 114/10	181/7 181/12 accused [1] 21/5 achieved [1] 212/19 acknowledging [1] 279/9 acquire [1] 119/14 acquired [2] 128/13 220/5 acquiring [1] 305/18 acquisition [15] 44/5 114/9 115/9 119/9 121/1 123/9 123/18 123/19 128/3 128/5 128/20 128/20 128/21 128/21 130/5 acquisitions [5] 28/8 44/17 45/10 45/20 278/14 Acres [4] 195/25 196/14 196/14 200/22 Act [1] 21/4 action [3] 8/12 100/10 271/8 actions [1] 273/3 active [1] 14/23 actively [1] 272/25 activity [3] 107/8 138/6 138/9 actual [4] 79/2 156/6 226/2 227/2 actuality [1] 166/21 actually [68] 20/25 30/1 41/15 48/10 48/24 48/25 54/25 55/13 55/14 55/21 71/1 87/7 88/17 92/7 93/24 94/7 125/13 130/12 134/21 139/14 151/17 154/20 156/17 161/2 166/7 168/14 179/21 182/25 183/22 184/11 185/1 185/24 197/25 200/22 222/12 226/22 228/3 238/13 240/14 243/18 249/14 252/4 260/6 262/6 262/15 263/11 264/6 264/19 267/3 267/5 271/4 272/10 274/6 277/5 277/22 279/25 281/1 283/11 284/21 297/21 298/15 300/23 300/25 302/13 302/18 304/5 304/11 306/13 ADAM [3] 2/2 206/25 207/3 add [4] 42/17 43/5 76/5 306/21 added [5] 48/2 49/20 64/18 258/14 258/15 adding [2] 64/15 64/19 addition [9] 13/14 26/18 35/25 57/24 154/18 158/10 187/20 211/13 211/18 additional [48] 24/5 24/7 25/2 42/15 42/17 42/17 47/1 47/2 47/4 48/1 48/6 48/15 50/19	50/20 50/23 52/3 52/12 52/14 54/15 57/11 68/13 68/25 69/3 75/24 76/5 79/9 80/7 82/10 82/19 84/17 87/2 91/10 91/24 91/25 94/2 94/10 94/21 94/25 96/17 96/18 148/25 257/1 259/1 273/1 280/22 285/4 285/7 290/7 address [10] 8/2 10/3 119/25 148/15 224/5 225/14 226/5 228/20 228/23 229/23 addresses [1] 226/22 adjourn [1] 8/12 adjunct [2] 14/5 14/8 adjustment [1] 46/25 administering [1] 104/14 administers [1] 151/12 administrator [1] 259/11 administrators [2] 104/24 104/25 admissibility [1] 238/18 admission [11] 27/22 161/7 187/25 199/23 233/4 237/13 247/13 248/24 251/19 253/12 255/21 admit [6] 27/20 27/21 76/16 79/21 124/23 134/21 admitted [49] 3/20 27/6 34/23 73/24 74/3 74/4 96/25 124/8 125/6 135/1 135/2 136/22 162/14 162/15 178/11 188/8 188/9 200/3 200/4 212/7 212/8 216/13 221/11 238/11 243/7 246/11 246/13 246/15 247/24 247/25 249/20 249/23 250/4 250/5 251/25 252/1 252/17 253/8 256/4 256/5 262/23 263/19 285/21 285/23 286/3 286/8 286/10 290/10 290/11 adopted [2] 166/6 296/19 adult [2] 39/21 251/7 advance [1] 135/7 advantage [3] 164/5 189/20 229/24 adverse [4] 249/25 250/1 250/4 250/5 adversely [1] 42/25 advertising [7] 171/21 171/22 200/24 215/3 215/24 216/15 231/3 advice [1] 159/17 advise [2] 34/18 122/16 advised [1] 76/19 advising [1] 122/18	advisor [1] 21/2 advisory [4] 306/21 306/22 307/1 307/11 Advocate [1] 18/4 affect [2] 226/10 303/9 affected [3] 42/25 84/10 302/21 affiliated [2] 194/1 203/8 affiliation [1] 203/5 AFFIRM [1] 310/9 AFFIRMATION [1] 310/7 after [34] 8/10 8/11 9/20 18/21 21/17 56/12 112/17 113/17 122/17 122/19 123/18 136/16 159/7 164/20 164/20 166/4 174/13 178/14 179/8 183/14 184/17 204/8 207/21 208/23 209/2 209/5 213/17 230/11 287/24 301/15 302/1 302/5 307/12 309/4 afternoon [5] 8/19 60/16 131/20 258/4 258/5 afterwards [2] 98/23 99/7 AG [1] 120/13 AG's [2] 103/24 104/15 again [39] 8/10 55/6 85/11 85/17 86/3 91/14 102/10 108/14 114/7 120/5 140/24 141/6 144/17 166/4 167/6 169/20 182/7 189/12 189/13 189/17 192/6 217/6 218/18 219/5 220/3 223/20 248/11 255/3 263/10 264/2 267/20 267/25 270/25 282/14 285/14 289/7 291/8 300/24 304/13 against [3] 38/4 250/4 250/5 age [4] 268/18 274/20 275/23 275/25 agenda [6] 8/4 8/8 8/11 8/25 9/6 9/8 agents [1] 266/7 ago [8] 17/18 21/3 28/23 34/1 48/1 53/13 262/17 299/15 agree [40] 63/13 64/6 64/11 64/22 69/6 78/22 82/4 88/16 89/3 90/25 91/5 92/11 92/22 170/7 173/24 195/22 209/22 214/19 215/10 218/7 218/13 219/2 219/10 220/12 220/14 220/24 231/8 231/23 237/18 241/23 246/4 246/23 247/2 247/5 260/17 266/17 272/23 277/4 277/10 279/3 agreed [5] 143/13
9	90 [5] 211/21 212/20 260/8 285/14 303/1 90 percent [1] 170/15 90-day [2] 306/7 306/10 9:45 [2] 7/14 7/23			
A	a.m [8] 5/1 6/17 99/16 99/16 126/22 195/1 195/25 199/14 Aaron [1] 204/20 abetting [1] 21/6 ability [2] 51/3 220/20 able [15] 9/9 27/8 36/23 50/24 52/3 52/5 57/13 127/12 193/17 231/21 238/23 268/2 284/15 304/10 304/22 about [217] 9/8 9/9 9/15 14/13 16/23 17/18 18/4 19/19 20/2 20/5 20/5 20/5 20/6 21/12 22/21 22/23 24/19 25/16 26/6 28/4 38/16 38/18 38/19 38/21 41/20 42/13 48/21 50/5 50/9 64/5 64/21 65/4 68/6 70/1 75/10 76/2 83/1 88/12 93/9 103/22 105/7 109/15 109/16 110/6 110/7 111/9 112/23 112/24 113/21 114/22 115/4 115/18 116/13 119/3 119/4 119/9 119/12 119/18 119/19 119/22 120/1 120/12 120/14 120/19 120/21 120/22 120/23 120/23 122/3 122/22 127/7 127/8 127/22 127/23 128/24 129/1 130/3 130/7 132/15 133/22 135/14 137/1 137/21 140/11 140/18 141/1 141/23 150/6 150/13 152/1 153/4 154/9 155/21 155/25 156/12 156/18 157/1 158/21 159/11 159/11 164/20 165/12 165/20 166/7 166/13 167/6 167/22 169/6 169/7 171/7 171/19 171/21 172/16 172/22 173/3 174/9 176/12 177/1 179/8 181/19 182/10			

A	270/2 274/1 278/12 278/16 278/25 279/16 279/21 279/25 280/21 281/3 281/21 282/19 282/23 283/3 283/4 283/23 284/21 289/5 290/19 290/25 291/5 292/5 292/13 295/8 295/25 296/19 297/15 297/24 297/25 303/2 303/24 305/12 305/22 306/6 309/4 309/13 allegedly [1] 142/20 Allen [4] 135/15 136/10 165/25 299/14 allocable [4] 106/2 119/17 126/11 130/13 allocate [1] 298/4 allocated [5] 61/18 62/2 123/20 130/11 130/13 allocating [1] 297/16 allotments [1] 72/4 allow [3] 33/10 108/11 148/18 allowed [10] 34/4 59/6 119/13 219/7 232/4 239/17 244/6 244/16 291/14 292/14 allows [3] 45/16 45/17 148/13 almost [7] 33/14 65/13 159/2 241/15 246/2 248/19 256/23 alone [2] 228/24 248/20 along [3] 50/18 105/24 121/23 aloud [1] 38/15 already [29] 8/14 10/18 22/11 29/17 50/23 50/25 52/2 86/8 86/12 86/15 86/16 86/18 148/16 153/16 173/7 191/8 191/9 216/12 232/6 249/7 258/14 259/17 285/15 285/23 301/14 303/18 304/2 304/25 304/25 also [79] 2/20 13/10 13/19 14/11 15/8 17/3 17/14 34/4 37/1 37/23 40/14 41/19 42/22 44/21 48/1 75/24 76/6 89/4 90/12 91/5 104/5 104/13 105/3 108/25 120/8 148/24 150/13 153/12 154/23 155/5 155/14 155/16 156/21 157/12 157/21 158/11 159/13 162/9 170/17 170/23 172/21 176/15 181/4 181/20 182/3 196/8 198/23 202/6 202/7 202/13 202/20 204/20 205/8 205/23 206/17 206/25 207/11 229/4 232/17 242/7 244/16 245/22 248/24	251/14 254/15 262/9 266/6 266/7 270/24 271/3 281/7 283/3 283/10 288/9 290/14 291/15 292/14 292/17 292/18 altered [2] 239/7 239/11 although [1] 5/22 always [13] 14/13 24/23 37/22 152/22 153/5 153/9 157/17 157/17 157/19 213/22 237/2 240/4 288/25 am [18] 8/13 13/19 13/22 16/25 24/3 29/7 69/14 84/23 88/2 97/10 112/18 125/13 148/24 176/8 176/9 192/4 241/9 270/22 Amanda [26] 72/12 109/5 109/14 115/8 115/19 122/5 122/7 122/15 122/18 122/18 128/15 160/21 163/25 172/25 173/19 175/16 175/21 179/15 180/15 190/15 214/19 216/9 279/21 283/10 283/11 284/19 American [5] 13/16 13/22 14/18 15/1 15/3 among [4] 83/20 173/2 202/18 221/20 amount [4] 83/9 96/20 171/17 184/21 AMY [2] 2/8 131/20 analogous [1] 14/18 analysis [9] 25/13 25/14 26/3 31/18 46/3 46/5 70/14 75/11 80/22 analyst [3] 13/19 19/18 22/11 analysts [2] 13/20 31/4 Analytics [1] 40/3 analyze [1] 53/7 Anderson [5] 105/4 248/8 248/12 248/13 252/20 animal [1] 54/5 Ann [2] 21/24 198/14 Anna [1] 195/16 announce [1] 251/1 announced [2] 119/8 134/14 announcement [2] 251/19 252/20 announcements [1] 250/16 annoying [1] 219/21 annual [2] 15/10 15/13 anonymity [1] 210/3 Anos [1] 136/7 another [36] 34/10 68/16 68/21 69/7 69/14 83/12 85/5 87/25 104/20 110/7 149/5 152/17 164/20 179/9 180/1 184/22 186/21	188/22 194/23 196/20 210/21 212/25 219/24 223/17 234/24 236/17 238/22 251/19 252/11 252/20 261/4 265/8 275/12 276/3 277/17 281/12 answer [40] 40/11 43/3 47/6 52/8 98/17 98/19 98/20 105/17 115/25 116/18 121/9 139/5 140/14 142/11 144/4 156/4 159/10 159/14 166/7 167/13 167/16 171/4 172/21 177/3 181/22 183/21 193/16 194/12 218/11 218/12 218/16 219/15 219/18 226/25 227/5 253/15 284/15 299/9 299/18 299/21 answered [4] 140/4 140/5 140/15 258/6 answers [2] 28/3 191/25 Anthony [1] 106/12 antimonopoly [1] 183/5 antitrust [1] 102/21 any [172] 5/3 10/20 10/23 11/24 13/13 14/14 14/14 14/23 18/17 24/10 24/24 25/16 25/18 26/7 26/7 32/13 32/16 33/2 42/8 42/24 48/24 54/4 57/11 57/25 60/10 62/20 63/25 66/5 66/7 66/9 66/14 66/23 66/24 67/22 67/24 67/25 68/3 68/7 68/9 68/12 71/3 72/24 73/6 73/21 73/23 75/1 75/1 75/1 75/11 76/2 76/17 78/8 78/25 78/25 79/23 81/10 81/15 84/10 85/17 85/18 86/24 87/3 89/17 90/18 90/19 93/15 93/18 102/20 103/13 103/13 103/17 105/7 105/7 105/11 105/14 106/7 106/10 107/14 109/4 109/8 109/19 113/10 114/9 115/8 116/20 119/8 119/12 119/22 120/5 120/8 120/12 120/16 121/6 122/22 124/12 129/9 129/17 129/24 129/25 132/9 134/13 134/23 135/6 135/22 136/18 138/25 140/17 142/3 143/20 144/22 145/24 148/5 159/14 161/9 165/21 166/4 166/10 173/13 175/20 178/1 185/11 188/2 189/4 189/19 190/8 191/2 192/7 194/3 199/10	199/25 201/11 208/24 210/8 212/4 213/23 214/2 214/7 214/7 214/10 220/8 228/23 231/21 233/10 233/22 238/1 240/19 242/17 247/14 249/1 253/11 267/4 274/25 275/17 277/10 277/25 279/23 280/21 280/25 281/10 290/1 292/21 295/18 296/11 296/15 296/16 299/22 300/14 302/7 303/2 303/12 308/16 310/10 anybody [18] 20/19 59/6 62/16 69/1 98/6 103/19 106/23 165/14 175/19 184/6 189/25 218/9 229/24 275/5 285/25 286/5 290/2 300/13 anymore [2] 45/7 300/5 anyone [13] 89/23 95/17 133/2 133/10 133/12 135/11 145/11 149/2 149/11 168/22 174/1 269/16 269/19 anything [35] 5/6 14/22 16/20 17/6 22/14 29/25 91/2 93/2 98/2 103/20 111/5 119/18 121/23 122/19 125/8 143/7 146/24 147/20 148/21 149/7 166/5 196/25 208/3 208/4 218/5 253/18 256/1 258/13 261/15 296/12 298/23 300/2 301/16 302/2 302/18 anytime [2] 190/6 257/14 anyway [5] 169/17 187/9 203/25 212/14 261/16 anywhere [4] 33/12 58/17 181/9 294/4 apart [1] 173/13 apologetic [1] 301/21 apologies [3] 270/21 282/4 289/3 apologize [4] 35/4 86/17 90/11 248/15 apostrophe [1] 88/22 apothecary [1] 199/17 apparently [3] 181/25 228/22 288/20 appear [2] 255/12 255/16 appearance [1] 20/3 APPEARANCES [1] 1/19 appears [5] 53/22 54/23 55/20 74/25 97/12 appendix [1] 26/15 append [2] 217/14 240/4
----------	--	--	--	---

<p>A</p> <p>applicable [2] 225/19 296/21</p> <p>applicant [33] 83/14 83/21 84/17 85/4 85/5 87/5 141/17 184/20 185/20 186/12 198/5 198/20 199/4 199/10 203/18 208/24 209/1 209/4 217/16 223/3 234/21 234/22 239/10 240/8 244/13 244/14 244/24 245/4 294/10 303/18 304/10 304/14 306/20</p> <p>applicant's [2] 222/2 234/24</p> <p>applicants [43] 83/7 84/9 84/16 85/2 85/14 85/19 85/23 86/8 86/12 86/15 86/16 137/21 159/13 160/5 160/6 161/2 166/23 167/22 168/1 168/4 178/23 183/1 211/8 211/11 222/2 222/20 227/4 229/6 231/5 267/21 293/18 294/4 296/7 298/18 303/4 304/18 304/22 305/12 305/20 305/22 306/6 306/10 308/1</p> <p>applicants' [1] 138/20</p> <p>application [103] 78/5 78/12 88/21 135/12 136/19 136/23 137/13 137/18 137/19 138/13 138/21 139/21 140/1 141/11 141/18 143/11 158/21 158/23 159/11 160/9 161/3 163/15 163/20 165/8 165/12 167/5 167/12 167/18 167/23 168/13 169/2 172/22 173/13 178/15 179/1 179/8 182/5 184/23 185/3 185/9 185/19 186/11 186/12 187/15 189/20 190/12 193/9 193/14 195/20 195/22 196/15 196/24 197/1 199/19 203/6 203/16 203/20 210/19 214/23 214/24 215/9 215/14 216/19 218/15 221/16 230/2 230/3 230/7 230/11 230/11 230/20 230/23 231/5 234/25 239/9 239/25 240/17 241/15 241/17 243/5 244/8 244/24 245/5 245/9 245/13 260/10 264/3 266/24 283/6 283/6 303/8 305/10 305/12 305/23 306/20 306/24 307/2 307/4 307/5 307/6 307/9 307/16 307/25</p>	<p>applications [30] 17/10 126/13 160/11 164/2 164/22 169/8 179/8 182/4 182/9 182/23 183/6 183/18 184/18 187/12 189/18 190/12 194/12 210/9 210/16 212/18 212/19 244/1 245/2 245/16 299/8 299/15 299/16 299/19 299/23 306/19</p> <p>applied [14] 63/14 86/4 95/6 147/5 183/3 183/24 186/15 264/5 292/18 297/22 304/10 304/25 308/1 308/1</p> <p>apply [20] 138/3 184/1 184/3 184/19 184/20 185/24 186/2 186/6 186/6 216/23 239/18 241/17 241/24 244/17 268/1 268/2 291/16 292/14 293/8 303/17</p> <p>applying [3] 166/9 237/1 244/5</p> <p>appointment [1] 180/13</p> <p>appraisal [7] 12/25 15/5 15/7 16/17 17/1 25/21 67/5</p> <p>appraisal-related [1] 16/17</p> <p>appraised [3] 23/8 67/1 67/2</p> <p>appraiser [2] 13/22 30/13</p> <p>appraisers [4] 13/23 14/12 15/1 15/4</p> <p>appreciate [3] 131/15 136/4 163/16</p> <p>approach [6] 25/23 25/23 25/23 31/16 47/10 131/13</p> <p>approaches [1] 25/24</p> <p>approaching [1] 277/23</p> <p>appropriate [8] 18/16 25/25 104/16 148/17 171/17 197/3 217/17 298/7</p> <p>appropriately [1] 288/5</p> <p>approval [5] 112/17 147/7 230/3 239/11 272/20</p> <p>approvals [1] 225/20</p> <p>approve [1] 149/9</p> <p>approved [15] 28/25 82/13 82/15 82/19 89/12 123/3 145/21 204/10 285/11 287/22 287/25 288/4 288/7 289/8 304/15</p> <p>approves [1] 281/1</p> <p>approving [2] 214/23 286/18</p> <p>approximately [5] 16/12 134/8 136/15 170/15 284/6</p> <p>April [22] 54/19 54/24</p>	<p>55/4 55/13 55/15 55/16 55/19 56/24 57/3 57/4 57/16 189/13 216/15 286/13 286/21 286/22 287/8 287/24 287/25 288/3 303/25 303/25</p> <p>Arbiter [1] 18/5</p> <p>arbitrary [2] 296/24 298/10</p> <p>Arbor [1] 21/24</p> <p>ArcView [3] 41/2 75/6 80/24</p> <p>are [134] 5/3 5/14 10/21 11/4 13/2 13/14 14/23 16/15 16/16 18/3 18/24 19/3 20/2 24/24 25/20 25/25 26/6 26/17 34/19 34/20 34/25 35/21 36/5 40/2 40/19 40/19 40/19 43/6 46/14 48/16 50/7 50/7 50/18 51/7 51/7 51/8 55/8 55/10 55/13 58/9 58/11 58/12 59/2 59/7 59/18 59/24 60/19 63/13 64/6 71/15 71/17 72/20 82/10 84/22 86/3 86/4 86/11 87/25 88/1 88/7 89/14 91/23 92/1 93/25 94/2 94/11 95/4 96/9 96/18 101/4 102/24 104/17 111/5 111/12 111/21 119/13 126/20 127/2 131/22 132/6 132/9 136/12 137/3 137/21 137/24 138/2 139/24 140/5 141/8 141/20 141/24 143/6 146/14 146/16 146/19 148/5 160/5 160/12 163/16 164/24 172/11 182/18 192/18 199/15 199/23 208/24 213/22 216/14 228/13 231/17 234/8 239/15 240/3 240/3 244/5 246/11 246/21 247/20 250/1 250/4 250/6 253/22 266/17 267/21 268/5 268/6 268/6 275/17 276/6 277/11 279/5 285/14 292/5 304/3</p> <p>area [11] 19/3 30/12 89/22 102/7 102/11 157/21 160/8 236/17 241/8 277/17 302/14</p> <p>areas [9] 17/7 148/10 151/19 151/24 152/19 153/12 155/7 157/20 184/23</p> <p>aren't [3] 158/18 279/6 300/5</p> <p>Argentum [3] 194/20 194/22 195/2</p> <p>arguably [1] 33/23</p> <p>Armand [1] 109/12</p> <p>Armen [3] 287/13 300/5 300/11</p> <p>arose [3] 270/10</p>	<p>270/14 272/13</p> <p>around [13] 53/8 56/2 164/25 167/5 168/14 185/15 258/7 281/9 281/16 281/18 282/9 297/15 299/21</p> <p>arrangement [2] 145/15 263/13</p> <p>article [3] 74/6 74/9 115/4</p> <p>articles [7] 26/7 26/16 28/6 28/21 30/2 30/3 75/2</p> <p>articulated [1] 20/17</p> <p>as [233] 7/2 7/2 10/3 11/10 11/11 11/16 12/18 13/2 15/22 15/25 17/20 17/21 20/17 20/22 21/2 22/11 25/4 25/10 26/14 27/5 28/15 28/19 29/22 29/23 30/5 31/1 31/3 34/6 34/20 34/23 35/16 36/12 38/10 39/6 39/10 39/18 40/3 40/16 40/16 40/18 40/20 40/20 41/23 41/24 43/24 44/3 45/22 45/23 45/23 46/8 46/14 47/1 47/25 50/2 51/14 52/5 53/12 54/11 54/11 54/18 54/19 54/24 55/3 56/8 56/10 57/24 58/1 58/4 58/5 58/10 58/17 58/18 58/24 58/24 63/17 63/20 66/4 66/12 67/3 67/21 67/21 68/9 71/1 73/16 75/25 76/9 78/8 85/9 85/24 86/18 87/15 89/13 91/18 91/18 93/6 95/14 96/20 99/24 99/25 106/5 107/10 107/15 108/5 109/5 110/10 111/8 111/8 113/2 113/14 113/14 117/4 120/9 124/19 129/10 129/19 130/1 136/15 143/20 146/19 148/4 148/14 149/5 149/20 149/20 150/15 151/7 151/14 151/14 153/13 156/4 156/4 156/4 156/16 157/5 157/5 157/12 158/7 159/10 166/13 167/17 169/18 169/21 169/23 169/23 170/4 170/4 171/7 173/5 173/9 173/15 173/17 173/17 176/15 177/6 177/6 181/3 186/5 186/5 186/12 187/21 188/14 200/11 200/16 203/23 205/17 207/6 207/8 215/11 215/23 216/21 216/21 219/9 220/12 220/14 220/17 220/17 227/1 231/17 231/17 232/9 235/17 235/21 236/11 237/16</p>	<p>237/17 240/9 240/24 241/24 245/5 246/18 246/24 250/18 251/14 255/1 255/1 255/12 255/12 255/18 255/18 256/18 256/18 262/15 263/19 264/12 264/14 264/19 264/20 264/21 264/21 266/7 267/2 268/2 275/4 275/5 278/5 279/11 279/11 282/22 282/22 286/17 289/7 289/25 291/13 293/17 296/4 296/4 297/12 297/23 298/3 303/9 307/2 307/6 309/15</p> <p>ASA [1] 14/2</p> <p>Ashcraft [1] 206/18</p> <p>aside [1] 88/15</p> <p>ask [43] 8/17 10/9 11/21 15/24 19/6 20/9 20/10 20/11 24/23 26/21 26/25 27/7 31/17 34/17 44/10 125/14 125/15 125/18 133/9 134/2 136/25 138/12 148/25 156/15 156/17 167/7 167/17 171/7 193/3 193/16 194/8 194/11 201/3 204/15 218/25 220/21 257/12 280/21 283/1 285/4 287/18 294/24 306/17</p> <p>asked [38] 18/8 73/4 73/6 78/13 100/24 115/18 127/6 130/10 133/10 140/5 143/20 149/3 149/6 165/20 181/18 196/25 205/11 208/3 208/4 213/2 213/19 214/2 217/1 217/4 218/9 218/15 219/12 220/5 230/25 260/12 272/18 281/17 293/24 294/1 299/12 301/15 302/16 303/6</p> <p>asking [25] 25/2 27/20 90/22 91/8 122/2 128/24 129/1 130/21 147/15 147/15 147/17 167/22 167/24 173/16 173/16 195/8 195/11 196/23 200/23 201/17 224/18 224/24 242/12 260/15 283/18</p> <p>asks [2] 208/9 257/14</p> <p>aspect [1] 152/17</p> <p>aspects [3] 152/14 169/19 169/22</p> <p>assert [1] 111/11</p> <p>asserted [1] 111/6</p> <p>assertion [2] 27/12 162/2</p> <p>assess [2] 64/25 268/1</p> <p>assessed [1] 216/14</p> <p>asset [3] 23/25 25/23 107/24</p> <p>assignment [3] 24/24</p>
--	---	---	---	---

<p>A</p> <p>assignment... [2] 26/1 26/18</p> <p>assistance [2] 159/19 201/18</p> <p>assisting [1] 126/21</p> <p>associate [1] 249/18</p> <p>associated [5] 154/24 161/3 172/21 202/20 278/17</p> <p>Association [6] 13/20 14/18 15/19 155/19 156/1 170/14</p> <p>Associations [1] 16/16</p> <p>assume [2] 218/10 258/10</p> <p>assumes [1] 118/23</p> <p>assuming [3] 30/12 102/14 123/5</p> <p>astute [1] 51/8</p> <p>at [275] 5/11 5/19 6/17 7/14 7/15 7/23 7/23 7/24 8/9 8/17 8/18 9/15 10/24 11/7 14/6 15/13 15/18 16/13 18/12 19/20 19/24 21/7 22/12 24/7 25/8 25/22 27/16 27/24 28/2 28/4 28/5 28/6 28/7 28/11 28/19 28/21 28/24 29/1 29/3 29/22 30/13 30/17 31/2 31/14 31/14 31/21 31/25 32/1 35/9 35/16 35/21 36/20 36/20 36/25 38/6 40/23 41/17 42/21 53/11 53/16 53/18 53/18 55/9 56/1 56/19 56/23 56/23 57/13 58/21 59/4 63/13 64/16 65/3 67/22 67/25 70/11 70/24 72/9 72/22 72/24 73/6 73/15 75/1 75/4 76/2 76/4 76/10 76/20 77/3 79/2 79/2 79/25 80/22 80/24 80/25 83/11 87/16 91/1 97/9 99/16 100/16 101/15 104/3 106/23 107/10 108/18 112/3 114/2 115/19 115/21 116/2 116/20 116/22 117/7 124/3 124/14 124/16 124/25 125/1 125/3 125/4 125/7 125/8 125/9 126/19 126/22 128/7 132/13 135/17 135/21 136/5 136/8 136/10 136/24 138/12 139/16 140/2 140/5 140/25 144/18 145/16 148/25 150/7 150/14 150/20 150/23 152/4 152/21 152/23 154/15 161/12 164/4 166/8 168/18 168/19 168/22 172/13 175/13 177/2 178/10 178/15 178/25 179/5 180/6</p>	<p>180/6 180/24 181/13 182/19 183/19 183/23 184/2 184/5 185/17 187/15 188/3 188/5 188/20 188/22 189/1 189/13 189/14 192/7 192/21 192/24 194/16 194/25 195/1 195/24 195/25 197/22 199/6 199/13 199/14 200/5 201/17 201/25 203/11 204/16 205/13 205/13 206/11 206/15 213/2 219/21 221/11 221/16 224/11 226/16 228/9 231/9 239/4 239/24 240/12 248/4 248/10 248/14 252/11 253/2 253/14 257/20 258/9 258/11 258/20 259/1 259/1 259/7 261/6 263/7 263/14 264/5 265/20 267/21 268/5 270/2 272/13 272/14 272/16 273/3 274/3 274/4 275/23 279/9 279/25 280/16 281/12 281/16 282/1 282/1 283/3 287/2 287/5 287/24 290/14 292/13 293/11 293/17 293/23 297/8 297/13 297/25 299/13 299/19 300/14 303/24 304/15 305/12 307/9 307/15 307/16 309/10 309/11 309/17</p> <p>attempt [6] 30/6 47/21 53/16 271/23 272/8 273/15</p> <p>attempted [1] 53/11</p> <p>attend [5] 155/14 155/18 170/13 171/3 229/16</p> <p>attendance [1] 8/16</p> <p>attended [2] 166/4 170/17</p> <p>attention [3] 167/4 213/3 279/14</p> <p>attentive [1] 153/9</p> <p>attestation [1] 12/20</p> <p>attorney [17] 103/4 103/23 104/6 105/3 105/13 120/6 122/23 149/5 149/6 197/15 197/18 206/17 206/25 207/11 242/10 271/1 288/9</p> <p>attorney-client [3] 103/23 105/13 120/6</p> <p>attorney/client [1] 242/10</p> <p>attorneys [6] 11/18 17/17 105/15 128/17 128/19 163/19</p> <p>attracting [1] 83/12</p> <p>attributes [1] 93/11</p> <p>audible [2] 24/13 167/1</p> <p>audience [1] 16/13</p>	<p>AUDIO [1] 310/4</p> <p>AUDIO-VISUAL [1] 310/4</p> <p>auditor [2] 269/13 269/14</p> <p>auditors [2] 153/24 272/19</p> <p>audits [3] 151/14 171/11 171/14</p> <p>AUGUST [11] 1/12 5/1 19/12 37/22 53/15 53/15 114/23 114/25 115/1 243/5 244/23</p> <p>August-September [1] 37/22</p> <p>authentication [2] 253/18 253/22</p> <p>author [3] 16/25 17/9 17/14</p> <p>authored [2] 137/5 137/7</p> <p>authorize [1] 225/24</p> <p>authorized [2] 34/3 39/21</p> <p>auto [3] 23/5 31/6 31/7</p> <p>available [24] 25/9 28/3 64/11 64/13 98/21 133/2 140/12 156/14 157/1 157/19 157/21 159/10 159/13 190/9 193/2 196/11 255/5 255/10 300/5 300/6 300/9 300/10 300/15 300/17</p> <p>average [2] 48/23 49/4</p> <p>avoid [2] 20/19 105/8</p> <p>award [2] 50/16 184/20</p> <p>awarded [15] 63/14 83/11 85/4 85/5 85/6 108/21 126/8 136/18 184/21 185/20 186/8 213/17 241/20 306/12 307/11</p> <p>awards [2] 14/21 134/14</p> <p>aware [23] 86/3 86/5 86/11 86/13 87/25 88/1 88/7 132/6 132/9 139/24 140/5 141/20 143/6 181/20 181/24 182/24 266/11 271/25 272/2 272/5 275/17 303/13 303/14</p> <p>awareness [2] 51/4 51/15</p> <p>away [13] 30/21 43/9 69/2 79/24 85/10 87/3 92/5 124/15 125/1 133/23 241/7 247/16 253/10</p> <p>axis [2] 40/8 50/19</p>	<p>95/18 102/19 108/13 141/6 145/18 149/11 150/4 160/16 186/23 189/7 190/21 192/12 212/15 236/17 237/8 263/24 267/17 273/20 286/24 298/14 299/16 302/3</p> <p>backfilling [1] 92/1</p> <p>background [23] 13/4 102/20 303/15 304/18 304/21 304/25 305/1 305/3 305/6 305/7 305/11 305/17 305/22 305/25 306/5 306/9 306/13 306/18 306/23 307/3 307/7 307/11 307/15</p> <p>balance [1] 37/15</p> <p>ballot [5] 295/12 295/24 297/4 304/5 304/5</p> <p>balls [1] 55/10</p> <p>bankrupt [1] 56/20</p> <p>bankruptcy [1] 17/25</p> <p>bar [7] 14/18 15/14 15/19 16/16 18/13 181/8 282/2</p> <p>Barcelona [2] 282/1 282/2</p> <p>bars [3] 55/11 181/4 181/13</p> <p>base [3] 41/6 94/13 159/6</p> <p>based [19] 13/21 17/4 30/12 33/19 42/19 53/8 53/18 58/1 62/6 69/8 94/20 95/13 145/16 146/6 167/7 222/2 226/20 294/14 309/1</p> <p>basic [1] 94/17</p> <p>basically [7] 103/2 106/1 108/10 119/16 122/11 135/18 152/9</p> <p>basis [11] 19/1 26/19 48/3 87/5 87/11 87/17 96/13 173/10 213/7 215/16 304/12</p> <p>Bate [13] 164/11 178/11 179/5 180/3 186/23 192/13 193/20 198/15 199/13 205/15 221/12 223/18 228/1</p> <p>BDS [1] 40/3</p> <p>be [286] 5/14 7/20 8/1 9/1 9/9 9/21 10/15 11/12 11/18 11/19 15/2 16/11 18/15 19/23 19/24 21/5 23/11 23/12 23/12 25/19 27/7 31/9 31/9 31/24 34/5 34/12 34/24 35/11 36/6 36/23 40/16 41/25 42/25 43/5 44/6 45/9 45/9 45/18 46/13 46/23 48/23 48/25 49/1 49/3 49/5 49/5 50/24 52/5 52/5 52/9 52/12 52/13 52/15 53/4 53/9 54/23 57/6</p>	<p>57/16 58/17 62/7 63/21 64/17 65/23 67/6 67/7 67/10 68/7 68/17 68/19 69/4 71/25 73/1 73/2 73/4 74/3 74/25 75/15 75/20 75/23 76/3 76/19 78/6 78/25 82/10 82/21 83/10 83/11 84/10 84/18 84/20 84/22 86/25 89/15 91/20 92/9 94/1 94/4 94/5 95/7 95/13 96/19 98/20 98/22 98/23 98/24 99/1 99/3 99/5 99/6 100/1 101/11 102/10 102/10 103/7 108/7 108/21 109/6 111/13 111/17 112/19 113/18 113/19 114/24 117/2 120/18 122/13 123/3 127/12 130/15 130/19 130/24 135/1 136/1 137/21 139/1 140/3 140/3 140/15 141/11 141/11 141/17 145/18 146/8 147/24 148/25 149/17 149/19 153/9 154/15 155/7 156/12 156/19 157/18 158/3 158/20 159/12 160/6 160/10 162/14 162/22 163/5 163/15 164/5 164/23 164/23 164/24 169/3 171/13 171/13 171/16 171/19 171/21 172/2 172/2 172/8 172/9 175/23 180/12 181/7 181/12 182/25 183/23 185/20 188/8 190/22 191/4 193/13 200/3 200/10 204/10 209/22 210/5 210/21 211/13 211/18 212/7 213/10 215/22 215/22 217/8 217/11 217/13 217/14 217/22 217/25 218/22 220/24 222/16 222/25 223/14 225/19 225/20 227/2 227/3 228/20 229/7 230/22 235/12 236/14 236/18 237/3 238/11 238/22 240/8 241/20 244/6 244/14 244/14 244/16 244/17 245/17 246/7 247/24 249/18 250/5 250/5 250/23 251/25 255/12 255/16 256/3 263/16 265/14 265/18 266/7 267/22 268/2 269/11 271/11 276/1 276/17 276/21 277/7 277/11 282/12 282/15 283/12 284/15 284/18 285/8 285/22 286/3 286/8 289/1 290/10 295/20 296/2 296/5 296/21 297/16 298/3 300/7 300/9 300/11 302/21</p>
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B	198/8 216/12 217/10 217/10 221/8 221/11 231/17 231/20 232/6 232/9 235/19 236/19 236/21 236/23 236/25 237/2 238/7 247/5 248/5 261/12 271/19 271/23 273/25 274/7 274/10 274/13 274/16 276/24 279/12 284/16 284/22 284/24 287/21 288/6 297/2 297/12 297/20 302/23 302/24 304/8 304/25 306/22 306/23 307/3 307/7 307/11 307/20	289/4 306/19 belief [1] 185/1 believe [92] 9/6 14/2 14/3 24/7 49/9 52/22 64/6 65/14 65/22 67/5 84/4 87/21 95/7 106/13 106/15 106/17 107/2 107/5 107/13 108/8 114/6 114/8 116/2 116/2 117/1 117/1 122/4 123/13 123/23 126/12 127/15 127/15 127/24 128/2 128/6 132/1 132/11 132/23 133/14 135/15 136/6 136/21 137/8 139/11 139/19 141/2 142/18 143/2 147/2 147/4 158/17 166/24 177/24 181/15 184/18 194/20 194/24 195/5 210/13 213/21 217/19 219/8 220/8 221/3 228/14 228/16 229/20 245/10 249/13 256/16 261/23 262/9 265/19 271/20 281/24 284/20 285/15 285/23 289/24 295/6 295/14 295/15 296/13 298/7 299/2 301/2 303/11 304/24 306/4 306/25 307/8 307/25 believed [2] 160/23 166/18 below [2] 55/10 138/16 BENCH [1] 1/13 beneficial [1] 69/4 Benjamin [1] 106/14 Berger [1] 106/16 Bersi [2] 198/14 198/17 besides [1] 151/4 best [12] 10/15 11/22 20/19 31/11 70/25 122/10 136/2 172/2 183/2 185/17 204/18 220/20 bet [1] 45/15 better [12] 10/8 55/21 60/24 60/25 71/6 100/20 110/19 127/12 158/12 198/11 226/8 229/18 between [16] 37/3 37/15 48/2 65/23 128/5 140/22 151/21 167/10 175/20 204/5 205/9 280/18 296/3 300/5 305/21 305/23 beyond [2] 14/24 18/17 bias [10] 112/12 113/3 113/6 113/7 113/10 113/14 166/19 210/5 210/8 214/16 BICE [18] 2/11 3/17 113/12 113/21 146/21 147/14 147/25 149/20 235/14 257/4 257/6 257/22 257/25 260/1	288/25 292/25 293/4 293/22 bid [1] 44/24 big [11] 22/18 30/1 37/13 55/24 56/4 56/5 64/20 171/22 240/3 247/18 288/19 bill [3] 105/4 252/20 296/14 billed [1] 19/15 billing [3] 19/8 19/10 19/14 billion [11] 31/24 32/13 32/14 32/15 32/16 32/18 33/19 40/24 41/3 42/6 47/24 bills [1] 19/5 bit [10] 36/20 38/7 60/25 90/21 100/25 127/22 258/8 262/6 278/6 298/17 black [7] 64/3 64/14 64/23 65/1 65/5 91/6 91/23 blend [1] 116/4 blew [1] 56/10 blindners [1] 31/4 block [7] 84/21 84/25 85/3 302/19 302/19 303/3 303/3 blow [1] 254/22 blue [2] 55/10 298/11 board [19] 5/10 5/22 6/17 10/18 15/9 21/11 99/10 99/11 147/14 149/10 203/3 264/13 265/10 306/14 306/19 306/21 306/22 307/1 307/11 bold [1] 239/4 book [7] 16/25 17/12 17/14 17/16 18/19 18/20 20/4 books [1] 251/6 both [6] 186/8 244/4 245/15 245/17 270/7 270/8 bottom [9] 8/15 101/15 124/3 125/3 263/7 268/5 268/14 293/23 299/7 bought [2] 18/19 42/21 box [3] 140/21 226/6 229/23 Boxes [1] 226/23 brand [7] 51/4 51/9 51/12 51/15 52/17 154/19 263/8 brand-new [1] 154/19 branding [3] 48/14 51/13 67/19 Brandon [3] 73/17 74/12 76/14 brands [1] 51/7 BRASTER [1] 2/11 break [9] 9/15 11/24 126/15 190/23 192/6 257/13 257/14 257/15 308/9	Brenda [2] 17/2 19/20 Brendan [55] 79/17 159/25 160/17 161/6 161/21 161/21 162/17 163/3 164/9 164/16 165/3 165/23 165/25 167/8 168/19 176/21 178/11 179/5 180/3 180/21 182/17 182/18 183/13 184/10 186/23 192/13 193/20 196/18 197/13 197/24 198/15 200/5 201/8 205/14 211/4 212/24 213/9 214/7 214/8 216/16 217/21 218/21 219/25 221/12 221/20 221/21 223/18 226/18 228/1 231/9 239/1 243/15 244/21 246/5 253/6 Brian [28] 262/22 264/9 265/6 265/21 267/13 267/14 267/15 268/13 268/14 268/21 271/21 273/20 280/3 281/13 282/3 282/4 285/13 286/23 287/3 287/9 289/22 290/16 291/21 291/22 292/7 293/14 295/1 299/3 brief [2] 18/12 98/15 briefly [1] 267/11 bring [6] 145/17 162/17 171/10 200/6 212/24 251/10 Britten [3] 5/9 216/2 216/4 broadcast [1] 99/5 broader [1] 31/8 BRODY [1] 2/18 broke [4] 127/6 130/10 brother [4] 203/1 203/2 203/25 262/10 brought [6] 115/21 116/2 121/2 185/11 234/18 270/23 Brown [8] 202/21 202/23 203/2 262/10 263/7 263/11 264/12 264/16 bud [1] 91/18 budget [1] 78/19 build [6] 22/3 22/9 51/3 51/4 51/15 52/17 building [4] 41/15 56/10 67/9 199/9 built [2] 30/20 30/23 bullet [2] 137/24 138/1 BULT [3] 2/2 236/10 237/8 burdens [3] 59/15 59/16 59/16 busier [1] 78/25 business [69] 12/10 12/24 13/16 13/23 14/7 14/7 14/12 14/17 14/25 15/3 15/7 18/18 20/13 21/14 21/23 22/3 22/3 22/13 23/24 24/17
----------	---	--	--	---

<p>B</p> <p>business... [49] 24/20 24/22 24/23 25/9 25/15 25/16 25/18 25/21 30/12 30/14 30/17 30/21 30/25 31/1 31/3 31/3 31/14 37/9 38/5 41/2 41/11 41/11 41/13 41/17 42/22 43/9 52/2 53/19 67/16 75/6 80/24 81/11 96/20 110/25 111/4 165/7 176/19 187/21 217/10 217/10 222/4 225/11 249/18 250/25 262/13 262/17 268/7 277/10 288/20</p> <p>business's [1] 30/11</p> <p>businesses [11] 13/3 20/6 20/17 22/6 23/9 30/4 42/10 42/10 67/2 67/3 155/10</p> <p>busy [3] 78/23 163/16 201/24</p> <p>but [232] 5/10 5/18 5/25 6/6 6/11 8/15 9/4 10/8 10/21 14/13 16/6 16/18 18/3 18/18 18/23 20/6 20/22 22/22 23/3 24/19 25/1 27/5 27/25 29/22 30/23 30/25 33/4 33/7 34/8 34/10 34/12 34/24 35/15 35/24 37/14 38/6 38/9 38/15 38/21 39/25 40/10 41/10 41/11 41/14 41/17 41/19 41/22 42/22 42/24 43/8 43/11 48/1 48/5 48/23 48/25 50/8 52/3 52/16 53/13 54/5 54/9 54/11 54/18 55/4 56/4 56/11 56/14 56/17 57/15 58/6 58/19 58/23 59/2 62/5 64/5 64/19 65/2 65/3 67/14 67/21 68/15 73/14 75/4 76/6 76/7 76/9 79/8 82/4 82/12 82/15 82/22 84/24 85/10 87/3 87/5 87/16 88/3 88/21 89/3 89/17 90/21 91/19 91/20 92/5 92/8 92/14 94/5 94/13 94/16 94/18 95/1 95/8 95/12 95/22 96/13 97/13 98/24 103/25 105/16 107/11 108/24 109/13 110/25 111/5 111/12 111/22 112/2 112/19 112/22 113/2 113/10 114/24 115/2 115/14 116/3 116/22 120/13 120/21 122/11 129/17 130/22 133/16 136/10 136/12 138/19 139/21 140/16 145/18 147/9 147/25 148/5 148/22 149/8 149/20 150/16 151/18 152/8 154/3 154/20</p>	<p>155/16 158/11 158/22 159/18 161/24 164/24 167/13 167/25 168/10 168/25 169/11 170/9 173/1 175/10 175/16 177/15 181/19 187/21 190/19 191/11 191/15 197/17 205/15 205/23 208/12 209/21 217/7 219/4 225/3 227/14 227/22 231/11 231/20 233/12 234/6 234/21 234/21 236/21 237/16 238/6 240/6 242/6 242/17 245/11 250/3 250/3 250/4 251/14 253/23 262/16 264/15 265/25 266/17 268/14 271/23 278/17 279/11 279/17 280/13 281/4 283/6 285/22 289/24 289/25 290/16 291/5 299/15 299/24 301/19 301/21 308/17 308/21 309/15</p> <p>buy [9] 18/20 21/1 34/8 34/10 42/20 58/22 59/25 64/13 91/17</p> <p>buyers [1] 66/22</p> <p>buying [5] 13/2 21/14 21/18 23/21 46/1</p> <p>C</p> <p>calculation [2] 85/17 256/9</p> <p>calculations [1] 78/8</p> <p>calendar [8] 178/14 180/1 180/13 180/15 186/22 190/21 197/22 309/2</p> <p>California [16] 23/17 23/19 33/5 33/6 33/9 38/1 43/18 45/19 53/22 53/25 54/1 54/3 54/14 54/16 54/17 54/24</p> <p>California's [1] 54/10</p> <p>call [29] 21/11 25/13 63/11 105/12 106/8 107/24 109/12 109/15 109/16 122/20 138/13 139/16 156/15 156/17 156/17 189/4 189/7 189/9 189/10 190/6 205/3 206/5 209/2 213/6 262/4 267/11 284/4 301/7 302/2</p> <p>called [35] 11/10 12/11 13/15 13/15 14/7 14/16 14/19 16/25 17/9 17/14 17/16 20/25 21/9 40/3 41/14 41/20 49/15 97/11 99/24 139/7 175/7 175/12 189/4 189/5 195/13 195/16 207/22 209/5 209/7 276/4 278/18 300/22 300/25 301/8 301/12</p> <p>calling [2] 108/18 302/10</p>	<p>calls [10] 121/24 131/2 139/2 143/17 144/1 144/14 144/24 168/4 240/19 242/9</p> <p>came [31] 17/18 30/20 33/21 49/18 103/1 135/17 153/19 155/5 169/2 172/3 172/7 182/23 183/6 183/18 184/18 207/22 207/23 227/5 227/8 245/21 276/15 276/19 279/13 279/18 283/11 295/19 295/21 296/13 296/15 298/10 304/7</p> <p>can [157] 6/15 7/9 8/24 11/8 11/16 16/22 21/5 22/13 22/14 22/14 25/2 25/9 33/11 34/8 34/10 35/15 38/3 38/14 38/15 39/8 39/14 40/14 41/21 43/25 45/1 47/6 47/19 49/8 49/24 50/5 52/8 54/9 56/19 56/21 58/10 58/23 60/22 60/23 61/7 61/7 61/22 62/22 69/13 69/22 69/22 69/23 70/5 74/11 77/2 77/19 79/24 80/8 80/18 81/18 83/11 89/21 91/9 91/19 91/21 92/9 93/1 99/4 100/12 100/16 100/17 101/13 102/3 104/24 105/17 106/1 107/17 108/14 112/23 115/25 117/16 117/18 117/18 121/9 123/25 124/22 124/25 125/6 125/8 125/14 125/18 131/10 132/19 133/21 134/8 134/20 135/4 136/2 137/15 139/5 140/22 141/16 141/17 145/8 147/25 156/15 161/10 161/14 161/15 161/19 164/21 169/20 172/8 172/15 172/15 174/1 185/20 193/3 200/20 201/17 201/25 208/4 208/8 208/9 211/4 214/8 215/2 215/13 224/4 224/6 224/8 228/2 228/3 228/6 229/18 233/23 236/16 247/17 250/4 253/18 254/22 254/22 254/23 255/3 257/14 257/22 260/6 265/6 268/25 270/13 270/21 271/21 275/4 276/18 277/4 281/3 282/14 287/16 287/16 292/25 300/24 301/23 309/10</p> <p>can't [28] 10/23 11/21 14/3 18/22 34/9 37/11 38/14 50/6 58/21 62/5 67/25 68/15 69/1 69/3 77/15 91/18 92/9 104/12 114/7 117/18</p>	<p>130/17 130/22 177/14 213/21 236/22 282/19 286/24 309/14</p> <p>Canada [1] 44/12</p> <p>Canadian [2] 44/16 278/18</p> <p>canceled [1] 41/16</p> <p>cannabis [107] 5/10 5/22 6/17 10/18 15/18 16/23 16/25 20/5 20/6 20/6 20/13 20/16 20/23 21/5 21/13 21/23 22/6 22/9 22/13 22/18 22/24 22/24 23/2 23/9 23/24 24/5 24/18 26/20 28/5 28/14 29/2 30/4 30/8 31/19 32/5 32/5 32/8 32/17 33/6 33/10 33/12 33/16 34/4 34/10 34/12 35/9 35/10 35/16 36/6 36/12 37/21 40/1 40/5 41/17 41/19 41/21 42/10 42/21 44/5 44/11 44/14 44/17 44/19 44/24 44/24 45/1 45/2 45/6 45/10 45/25 47/13 47/22 51/8 51/14 51/17 53/10 54/15 58/6 58/14 58/16 59/3 59/21 66/18 66/22 74/7 78/23 79/8 81/7 87/13 88/18 88/18 90/22 90/25 92/16 103/9 147/14 149/9 154/2 155/21 173/20 177/18 250/21 255/2 255/18 262/13 278/14 288/20</p> <p>cannibalistic [2] 94/23 95/3</p> <p>cannibalization [5] 68/17 83/10 93/5 93/23 94/6</p> <p>cannibalize [10] 42/22 48/17 68/14 68/16 76/6 88/20 92/18 93/7 93/12 94/11</p> <p>cannibalizing [1] 94/2</p> <p>cannot [3] 10/6 10/10 281/4</p> <p>cap [8] 70/6 70/18 70/23 71/9 295/18 296/25 297/19 297/24</p> <p>capabilities [1] 67/14</p> <p>capacity [2] 64/11 132/17</p> <p>capital [2] 28/9 67/11</p> <p>caps [2] 71/15 71/17</p> <p>card [3] 18/18 34/7 34/9</p> <p>cards [1] 34/4</p> <p>careful [1] 289/1</p> <p>cars [1] 206/2</p> <p>Carson [3] 140/16 140/18 284/25</p> <p>case [33] 1/5 15/25 19/14 19/15 20/1 24/9 31/16 45/18 60/19 65/2 69/25 82/17 90/16 110/17 111/6 129/10</p>	<p>129/15 146/9 157/17 166/4 172/24 186/14 196/18 204/25 207/15 216/13 234/6 235/20 238/20 238/24 250/24 272/12 280/1</p> <p>cases [2] 18/6 273/4</p> <p>category [2] 97/22 274/4</p> <p>caught [1] 277/14</p> <p>caused [1] 82/17</p> <p>caution [5] 103/22 105/12 120/5 120/8 240/23</p> <p>CBD [1] 23/2</p> <p>CCB [1] 9/4</p> <p>cell [8] 132/21 133/1 133/7 194/6 196/5 200/25 205/4 205/6</p> <p>Central [1] 23/17</p> <p>CEO [3] 21/10 175/12 218/3</p> <p>certain [15] 9/22 82/5 102/7 102/11 152/13 171/8 172/16 197/19 199/23 200/14 211/14 217/15 229/6 240/13 284/10</p> <p>certainly [4] 7/12 8/16 111/20 236/22</p> <p>certainty [1] 130/16</p> <p>certificates [2] 138/2 141/8</p> <p>CERTIFICATION [1] 309/18</p> <p>certified [5] 12/6 13/17 13/19 13/20 19/18</p> <p>CERTIFY [1] 310/3</p> <p>CFO [1] 266/12</p> <p>Chad [3] 193/23 259/8 260/21</p> <p>chain [1] 101/13</p> <p>chair [6] 15/2 15/2 15/3 15/8 15/10 44/22</p> <p>chaired [1] 222/12</p> <p>challenge [1] 81/10</p> <p>chance [8] 52/17 85/9 166/10 166/15 167/2 185/17 185/17 298/5</p> <p>chances [1] 149/21</p> <p>change [6] 32/3 57/20 185/9 208/20 208/23 209/15</p> <p>changed [6] 30/6 30/7 30/8 30/9 30/9 34/2</p> <p>changes [3] 37/18 204/6 204/9</p> <p>changing [1] 37/1</p> <p>channel [1] 91/12</p> <p>channels [5] 58/14 59/2 91/13 91/22 91/25</p> <p>Chapter [1] 265/22</p> <p>Chapter 78.130 [1] 265/22</p> <p>charge [2] 38/3 284/17</p> <p>charged [1] 36/23</p> <p>chart [10] 39/24 44/21 46/12 49/20 50/8 53/18 54/25 97/9 97/13</p>
---	---	--	---	--

C	CLARK [14] 1/2 5/1 17/2 19/20 33/22 36/3 36/5 37/17 69/6 69/7 87/12 186/19 292/2 297/23 Clarks [1] 241/21 classify [1] 144/12 clean [2] 60/6 90/10 clear [2] 258/8 284/14 clearly [2] 112/12 229/6 click [1] 31/10 client [19] 20/23 20/24 22/2 103/23 105/13 109/5 120/6 142/3 142/6 142/9 148/14 159/6 224/2 229/2 242/10 257/13 274/7 294/3 294/9 clients [12] 20/15 21/5 22/10 22/24 122/16 122/19 160/21 215/16 216/9 219/22 236/22 292/18 close [2] 202/25 216/7 closed [5] 251/6 272/13 273/6 273/12 289/17 closely [2] 25/15 25/17 closest [1] 179/16 co [3] 16/25 17/9 17/14 co-author [3] 16/25 17/9 17/14 Coalition [1] 155/21 cocktail [1] 125/9 coincidence [1] 49/3 collaborate [1] 104/4 colleague [1] 17/4 colleagues [1] 66/17 collect [2] 26/3 252/4 collected [10] 78/15 89/4 92/19 248/7 250/20 255/2 255/6 255/13 255/18 256/9 collection [1] 152/14 collections [3] 157/23 251/8 252/22 college [3] 14/6 14/9 22/1 Colorado [30] 12/7 12/8 15/14 17/24 18/6 21/10 21/16 33/3 33/13 33/14 34/7 34/10 36/24 40/1 40/15 43/19 45/19 51/6 53/22 55/9 59/5 65/11 70/9 70/19 70/24 71/7 71/11 71/23 95/2 178/1 combined [3] 50/1 50/6 50/8 come [33] 7/23 9/4 10/10 10/19 21/24 25/14 33/19 34/9 41/24 45/13 56/5 56/17 62/25 69/14 102/23 107/6 110/19 177/18 192/9 197/11 198/12 213/3 213/18 236/17 237/8 262/4 267/17 278/5	279/22 283/20 296/10 297/8 309/11 comes [7] 8/10 14/22 37/23 37/25 38/1 51/5 307/19 comfort [1] 135/18 coming [16] 5/4 9/25 27/19 29/4 43/7 157/16 160/16 182/4 182/9 222/9 230/9 261/18 278/23 293/1 303/24 305/16 command [1] 84/3 comment [11] 7/3 7/4 7/8 7/10 8/9 8/11 9/1 9/10 51/5 99/5 99/6 commentary [1] 116/13 comments [4] 98/24 135/22 169/15 295/25 Commerce [5] 185/24 186/9 241/24 245/15 290/18 Commission [4] 7/13 198/9 198/10 198/10 commissioned [2] 72/2 72/15 Commissioner [3] 198/3 198/14 198/17 commissioners [2] 99/8 177/14 commit [1] 22/16 committee [3] 14/25 15/3 15/6 committees [1] 15/10 common [5] 186/15 201/2 204/12 242/2 291/15 communicate [1] 215/11 communicated [3] 242/6 242/7 242/8 communicating [1] 214/18 communication [9] 158/22 167/14 170/25 175/20 175/24 205/9 242/16 242/17 302/8 communications [12] 105/13 109/4 112/23 120/6 120/12 122/2 122/23 134/16 162/6 173/2 206/22 300/15 community [5] 55/25 302/15 302/15 303/6 303/12 companies [3] 44/16 44/20 50/18 company [12] 40/3 44/13 49/16 67/11 67/13 67/16 102/11 144/21 207/8 264/25 265/2 305/18 company's [1] 163/15 comparable [1] 69/7 compare [5] 33/1 36/16 53/22 217/8 240/4 compared [13] 36/13	38/10 39/6 39/18 43/17 54/4 55/3 57/24 58/2 58/11 65/8 87/23 96/20 compares [2] 65/5 73/16 comparing [1] 212/17 comparison [2] 88/11 217/12 compensated [1] 18/25 Compensation [1] 17/15 competing [2] 38/4 96/19 competition [6] 36/14 93/16 94/9 94/15 95/11 136/1 competitive [1] 160/4 competitor [1] 56/20 competitors [6] 52/4 84/2 110/17 110/21 278/9 279/6 compile [1] 255/9 complain [1] 294/20 complaint [2] 28/3 28/4 complete [5] 10/7 148/12 200/13 268/6 302/25 completed [2] 302/24 307/16 completion [1] 27/18 compliance [64] 5/22 6/17 10/18 12/20 22/4 22/19 59/16 107/8 132/20 137/22 141/11 147/14 149/9 151/14 151/18 152/11 152/17 153/16 157/25 158/24 169/4 170/5 171/8 172/19 173/11 174/2 194/8 195/21 196/23 197/1 197/4 197/20 201/3 205/1 214/21 215/4 215/17 216/14 216/23 216/25 217/2 217/5 217/8 217/11 230/21 230/22 230/23 231/5 231/15 234/21 236/23 240/9 259/2 267/12 267/22 268/1 268/2 268/11 269/1 271/11 272/15 275/4 277/8 293/6 compliance-related [1] 205/1 compliant [6] 172/2 172/3 172/8 172/9 172/11 240/7 complicated [1] 37/8 complied [1] 289/16 comply [4] 59/21 288/6 289/12 289/14 component [1] 50/25 compounded [2] 41/8 42/5 comprehensive [1] 158/11 comprehensively [1]	255/9 conceal [1] 272/8 concept [1] 17/8 concern [8] 25/5 77/7 119/16 182/10 185/11 294/22 294/24 307/22 concerned [4] 21/11 166/14 193/13 231/18 concerns [5] 111/9 119/12 119/22 120/1 135/23 conclude [1] 47/10 conclusion [5] 41/24 72/19 76/5 90/19 131/3 conditional [16] 35/20 35/23 42/15 48/16 50/16 93/18 93/25 96/7 117/25 118/12 225/19 305/24 306/2 306/4 306/12 307/10 condom [1] 262/17 conduct [14] 26/7 31/18 109/5 113/15 138/6 304/17 304/21 305/3 305/7 305/11 305/22 306/5 306/9 306/13 conducted [2] 305/25 306/18 Conference [1] 15/11 confidential [18] 109/20 109/24 111/13 111/18 120/5 120/9 121/24 122/21 144/25 160/24 235/6 240/19 274/21 275/1 275/6 275/14 275/19 277/1 confidentiality [8] 111/10 111/11 141/24 142/3 142/10 143/17 235/2 237/14 confirm [2] 62/5 80/23 confirmation [2] 219/18 280/18 confirmed [1] 143/4 confirming [2] 181/23 263/18 confront [1] 274/10 confusion [1] 86/17 connected [1] 189/25 connection [2] 188/14 250/21 Connor [35] 72/12 72/12 72/13 109/5 109/9 115/9 128/15 159/6 164/1 173/1 173/5 173/19 175/16 175/21 178/7 179/15 180/15 190/15 207/5 214/19 215/10 215/15 218/25 219/5 219/12 220/4 279/21 283/10 283/11 283/16 283/18 284/19 285/21 286/14 287/12 Connor's [6] 160/21 215/2 216/9 285/14 285/25 286/5 consider [5] 75/6
----------	--	---	---	--

<p>C</p> <p>consider... [4] 173/19 265/16 275/25 296/21</p> <p>consideration [4] 166/5 223/2 294/14 296/11</p> <p>considerations [2] 293/25 307/20</p> <p>considered [10] 26/16 237/3 244/12 244/17 265/18 267/9 271/11 296/19 307/2 307/6</p> <p>considering [4] 47/22 113/6 113/7 166/9</p> <p>consistency [1] 296/3</p> <p>consistent [7] 57/16 186/10 186/10 220/19 251/20 261/6 296/5</p> <p>conspiracy [1] 293/22</p> <p>constant [1] 204/11</p> <p>constantly [1] 110/18</p> <p>construct [1] 49/20</p> <p>consult [2] 22/3 104/15</p> <p>consumers [5] 51/8 64/12 66/10 66/14 91/15</p> <p>contact [21] 113/21 121/13 121/18 131/24 133/8 139/25 173/6 173/9 173/15 175/17 185/2 207/8 214/1 214/11 214/14 214/20 215/12 215/15 215/20 216/4 300/14</p> <p>contacted [3] 18/9 18/21 219/22</p> <p>contacts [7] 113/7 113/8 113/8 113/9 113/14 113/16 113/19</p> <p>CONTAIN [1] 310/9</p> <p>contained [1] 41/10</p> <p>content [2] 24/12 242/17</p> <p>contention [1] 219/6</p> <p>contents [1] 109/23</p> <p>contest [1] 274/8</p> <p>contested [1] 238/12</p> <p>context [2] 30/18 188/12</p> <p>Contine [5] 105/3 105/21 136/5 166/8 179/21</p> <p>continuation [1] 160/19</p> <p>continue [10] 13/10 26/19 32/11 35/5 43/15 47/23 58/6 113/16 116/16 256/18</p> <p>continued [7] 32/1 32/3 40/6 44/15 45/4 252/4 305/6</p> <p>continuing [13] 13/10 13/25 14/11 16/13 16/14 16/16 24/21 54/11 57/7 57/15 58/3 58/4 113/15</p> <p>contract [4] 107/25 109/23 110/8 114/5</p>	<p>control [2] 102/6 102/11</p> <p>Controlled [1] 21/4</p> <p>controlling [1] 288/20</p> <p>conversation [16] 18/17 109/14 117/4 119/3 120/9 122/5 122/7 122/9 122/18 145/25 146/3 169/7 184/15 185/11 282/18 299/7</p> <p>conversations [16] 103/5 105/6 105/14 111/12 114/2 115/8 115/11 115/12 119/6 119/8 145/23 172/25 173/1 185/8 202/13 204/5</p> <p>convert [1] 45/21</p> <p>COO [1] 266/14</p> <p>cooling [1] 169/16</p> <p>copy [2] 162/25 282/24</p> <p>corporate [3] 13/9 106/24 266/1</p> <p>corporation [4] 102/10 266/1 266/7 266/11</p> <p>correct [342]</p> <p>corrected [1] 130/12</p> <p>correction [4] 268/5 272/22 273/2 273/10</p> <p>corrections [2] 272/17 272/18</p> <p>correctly [7] 35/19 48/20 49/25 57/19 228/14 259/19 265/15</p> <p>correspondence [1] 135/8</p> <p>corrupt [1] 97/18</p> <p>cosmetic [1] 177/6</p> <p>cost [3] 78/4 78/9 78/10</p> <p>costs [2] 41/22 59/18</p> <p>could [108] 5/20 8/13 9/21 12/16 19/25 27/23 34/14 39/10 42/5 50/20 53/12 57/6 57/14 60/7 61/23 67/10 73/17 75/20 76/14 77/5 79/17 91/19 94/4 96/23 103/19 104/4 105/20 111/17 112/10 118/6 125/9 134/2 135/14 136/24 139/6 140/5 147/12 147/13 154/8 155/8 157/18 159/15 159/16 159/18 164/16 171/13 171/13 171/16 171/19 171/21 178/10 183/1 184/1 184/3 184/22 185/14 185/15 186/5 186/6 190/6 190/23 193/17 194/12 196/5 199/13 201/11 204/18 206/5 208/9 208/13 208/16 209/16 212/19 212/24 215/22 215/22 217/13 218/9 218/16 218/17 218/19 219/2 219/9 220/5</p>	<p>220/9 241/17 244/14 257/12 259/23 260/14 260/18 260/22 268/1 277/8 277/23 277/25 282/3 295/1 296/4 297/20 297/22 297/22 297/24 299/1 301/16 302/24 304/11 304/14</p> <p>couldn't [12] 58/22 73/3 97/19 159/17 208/7 209/15 219/15 279/18 282/6 288/6 289/3 302/2</p> <p>counsel [7] 146/7 147/8 161/3 165/20 197/8 205/12 257/10</p> <p>count [2] 16/6 35/14</p> <p>counties [2] 35/15 35/16</p> <p>counting [1] 257/25</p> <p>countless [1] 154/6</p> <p>country [2] 154/21 246/25</p> <p>county [39] 1/2 5/1 33/23 36/3 36/5 37/16 37/17 61/19 62/3 65/15 69/6 69/7 87/12 106/2 107/12 108/8 118/2 118/3 118/13 118/14 119/17 123/20 123/22 125/23 126/8 126/12 127/21 130/11 130/25 183/25 184/2 186/19 288/21 289/9 292/2 293/21 293/23 294/4 297/23</p> <p>couple [10] 60/20 77/4 81/23 90/10 96/14 135/16 137/1 167/16 184/19 184/23</p> <p>course [16] 14/7 16/14 26/7 39/1 58/10 105/2 107/8 109/5 113/15 113/19 142/4 225/11 250/25 271/7 273/7 273/17</p> <p>court [29] 1/2 1/11 1/24 8/17 10/9 16/2 16/3 16/22 17/20 17/25 17/25 24/8 26/12 32/4 34/18 34/20 39/14 96/12 111/9 113/2 160/20 163/4 173/7 235/17 272/10 279/21 281/8 281/8 286/18</p> <p>Court's [1] 113/1</p> <p>Courtney [3] 180/7 180/8 180/11</p> <p>cours [2] 17/19 17/24</p> <p>cover [4] 148/9 180/5 271/24 273/15</p> <p>coveted [1] 185/18</p> <p>COVID [20] 29/24 30/2 30/3 30/7 32/2 53/9 53/13 53/13 53/17 54/1 56/1 56/16 56/18 58/11 58/14 58/24 63/15 63/21 91/8 92/8</p> <p>COVID-19 [1] 53/9</p>	<p>CPA [13] 12/11 12/14 12/19 12/20 13/11 13/14 13/18 16/16 17/3 20/23 20/25 21/2 21/12</p> <p>CPAs [1] 21/10</p> <p>CRAIG [1] 2/7</p> <p>Cram [1] 19/17</p> <p>create [5] 29/10 75/12 75/13 75/18 256/18</p> <p>created [11] 21/15 34/17 35/7 35/17 39/14 57/12 79/9 124/19 124/20 253/20 296/14</p> <p>creates [2] 88/23 88/24</p> <p>credential [3] 13/23 14/2 14/17</p> <p>credentials [3] 13/11 13/15 17/4</p> <p>credits [1] 151/15</p> <p>criminal [1] 138/6</p> <p>Cristalli [12] 163/9 163/10 163/20 164/17 164/21 165/7 223/20 223/21 224/5 224/11 224/13 224/24</p> <p>criteria [2] 160/23 222/20</p> <p>critical [2] 163/25 256/17</p> <p>criticism [2] 231/17 279/11</p> <p>criticism-free [1] 231/17</p> <p>Cronkhite [5] 10/7 105/5 145/16 153/22 272/18</p> <p>cross [27] 3/6 3/7 3/8 3/9 3/10 3/11 3/14 3/15 3/16 3/17 3/18 60/14 63/5 69/18 81/19 90/4 93/3 100/7 131/18 148/6 148/12 148/18 149/1 150/2 258/2 274/13 293/15</p> <p>cross-examination [26] 3/6 3/7 3/8 3/9 3/10 3/11 3/14 3/15 3/16 3/17 3/18 60/14 63/5 69/18 81/19 90/4 93/3 100/7 131/18 148/6 148/12 148/18 149/1 150/2 258/2 293/15</p> <p>cross-examine [1] 274/13</p> <p>crossed [1] 291/4</p> <p>Cuban [1] 187/7</p> <p>cuff [2] 169/15 261/12</p> <p>cultivate [1] 37/11</p> <p>cultivated [1] 37/16</p> <p>cultivation [13] 23/12 23/14 23/20 35/13 35/24 132/5 154/9 155/7 169/22 178/16 180/7 213/18 231/16</p> <p>cultivator [7] 156/15 166/14 174/24 204/23 217/8 228/15 239/4</p> <p>cultivators [6] 37/3 135/16 135/20 166/18</p>	<p>166/23 228/17</p> <p>curbside [4] 58/16 58/23 59/7 91/25</p> <p>current [13] 48/17 52/14 68/14 68/19 69/3 69/4 82/11 94/12 94/23 135/21 138/2 141/8 262/20</p> <p>currently [3] 33/7 33/8 264/16</p> <p>curve [1] 154/16</p> <p>custom [1] 250/15</p> <p>cut [2] 21/22 53/18</p> <p>cutting [1] 64/23</p> <p>CVA [1] 17/3</p> <hr/> <p>D</p> <p>D.H [1] 199/17</p> <p>D.O.T [9] 1/6 132/14 180/2 180/15 210/7 210/8 249/10 254/2 269/22</p> <p>D.O.T's [1] 289/19</p> <p>D1 [3] 34/23 34/24 35/5</p> <p>D12 [2] 213/10 213/11</p> <p>D13 [1] 213/13</p> <p>D17 [1] 227/16</p> <p>D19 [1] 246/7</p> <p>D2 [1] 39/10</p> <p>D3 [2] 44/6 44/7</p> <p>D4 [3] 46/13 46/23 47/16</p> <p>D5 [1] 49/13</p> <p>D6 [2] 53/3 53/4</p> <p>D7 [1] 163/5</p> <p>Dadis [2] 232/21 232/23</p> <p>DAG [2] 242/8 245/22</p> <p>DAGs [1] 105/16</p> <p>daily [11] 26/19 41/2 41/11 41/11 41/13 41/17 53/20 75/6 80/24 107/8 215/12</p> <p>damages [1] 13/1</p> <p>DANA [2] 310/12 310/16</p> <p>Daniels [1] 14/6</p> <p>data [13] 28/18 28/20 40/4 41/18 41/20 41/23 47/21 49/17 57/11 72/23 72/24 73/6 73/14</p> <p>date [18] 18/23 24/24 25/3 29/21 44/15 53/12 56/8 56/11 56/13 124/21 124/21 134/13 164/23 179/10 300/19 300/22 301/7 310/19</p> <p>dated [8] 26/15 29/11 29/15 74/6 137/10 251/20 252/12 263/18</p> <p>dates [2] 164/24 281/16</p> <p>daughter [1] 59/5</p> <p>DAVID [1] 2/15</p> <p>day [42] 1/13 5/14 7/15 7/17 9/23 10/2 56/3 98/8 134/14 154/6 158/24 158/24 158/24 158/24 164/20 165/4</p>
--	---	---	---	---

D	deficiencies [7] 231/7 231/19 231/22 231/25 239/22 240/2 273/18	248/24 249/15 249/22 250/15 251/1 252/3 252/21 255/4 255/17 258/9 258/19 261/13 262/4 264/7 271/5 274/6 281/4 287/22 291/11 291/14 294/21 295/9 295/19 295/25 296/20 296/24 298/2 302/18 302/25 303/7 304/17 304/21 305/17 306/5 306/13 306/18 307/12 307/22	develop [1] 157/14 developed [1] 250/25 developing [1] 154/2 development [3] 154/25 229/1 291/14 devil [1] 48/8 devil's [2] 84/5 85/12 devoted [2] 19/16 286/18 DIANE [1] 2/20 did [212] 15/13 15/15 15/16 18/20 20/8 20/12 22/15 26/6 29/10 29/13 29/16 31/16 31/18 32/4 32/18 33/1 33/17 33/20 35/8 35/21 38/9 39/1 39/2 40/21 40/22 41/24 42/8 42/8 43/13 46/5 46/25 46/25 47/9 47/10 47/11 50/20 52/21 52/21 52/25 53/1 53/6 53/7 55/21 55/21 66/4 66/7 66/8 66/9 66/24 67/23 70/22 71/22 75/1 75/11 76/2 76/9 81/9 82/20 84/13 84/14 86/1 86/20 87/10 87/10 90/15 90/18 102/23 103/16 103/17 107/6 108/21 114/2 115/3 115/8 118/22 119/8 119/12 119/18 121/18 122/15 122/25 123/12 123/13 127/15 128/15 132/13 132/23 132/24 133/5 135/22 143/7 148/2 150/17 151/3 151/19 154/1 154/23 155/2 155/5 155/6 155/14 155/18 156/3 156/3 156/6 156/21 157/4 157/8 159/21 163/19 165/15 165/17 165/17 167/2 167/17 172/14 172/18 172/21 177/10 177/17 177/17 177/23 177/24 177/25 178/22 179/17 180/18 183/9 185/8 187/15 189/14 189/19 191/16 192/24 193/6 193/16 194/4 194/6 194/8 194/11 196/15 197/2 198/23 201/20 201/20 201/21 204/2 204/15 206/6 206/15 208/21 216/5 216/18 216/18 219/1 220/17 229/25 231/11 234/3 234/21 234/25 238/22 242/6 245/21 252/8 258/13 259/8 259/19 259/21 260/25 261/11 261/11 262/7 262/19 262/21 263/12 264/3 264/7 264/24 265/15 266/15 269/16 269/19 276/24 280/1 280/16 282/23	283/1 284/1 289/14 291/17 293/10 294/20 298/17 299/19 300/3 301/7 302/2 303/7 303/21 303/22 304/21 305/2 305/7 305/11 305/17 305/22 306/5 306/9 308/17 308/19 308/20 didn't [85] 21/12 29/18 29/19 29/21 33/20 35/14 40/9 44/10 50/12 52/11 55/5 63/8 66/14 66/21 66/23 67/21 67/22 67/25 68/3 75/5 76/4 76/4 76/7 78/8 84/9 85/17 86/1 86/18 86/24 87/3 87/16 95/10 95/22 102/18 119/22 126/2 135/16 143/24 148/13 149/22 152/9 160/21 164/2 164/6 165/14 165/15 166/9 168/15 172/5 175/3 178/8 179/17 179/17 188/4 189/23 190/17 191/14 194/3 196/14 201/20 204/1 206/5 208/1 208/4 208/20 209/4 216/4 219/17 223/10 226/5 228/15 228/23 229/24 249/9 260/25 264/6 279/22 280/21 281/23 283/19 283/23 288/6 297/23 302/7 303/23 Dietz [2] 242/23 243/17 differences [1] 140/10 different [25] 15/24 43/4 54/23 86/14 105/2 107/18 107/21 113/20 140/8 144/3 152/3 154/9 176/18 184/23 195/12 217/11 229/23 240/2 240/2 244/3 244/16 249/11 290/6 303/4 307/25 differentiation [2] 83/19 83/23 differently [2] 20/9 31/17 difficult [3] 11/18 71/10 116/19 difficulty [2] 71/13 284/12 diligence [3] 21/17 66/21 66/23 dilute [4] 82/1 84/21 84/23 84/24 diluted [1] 84/18 dilution [7] 82/17 83/10 83/15 83/24 84/16 85/7 85/13 dilutive [5] 82/7 82/11 82/22 83/1 83/7 dinner [4] 115/18 115/22 116/22 180/14 diners [1] 181/24 direct [5] 3/5 12/3
day... [26] 165/7 165/8 171/8 171/8 173/10 173/10 178/19 180/11 195/20 195/20 196/8 207/22 213/7 213/7 214/20 214/20 215/4 215/4 215/16 215/16 226/17 231/10 251/14 256/19 306/7 306/10	define [2] 87/10 87/11 defined [1] 245/5 defines [1] 186/12 definitely [2] 31/14 108/24 definition [1] 303/12 degree [13] 13/5 13/6 59/14 76/6 76/7 83/25 88/19 88/20 91/4 92/17 92/18 92/23 94/11 deleted [1] 300/3 deliberative [1] 120/9 delivery [13] 58/14 58/16 58/16 58/21 58/23 59/2 91/12 91/13 91/22 91/25 91/25 169/23 215/3 demand [4] 35/10 88/23 88/24 92/2 Demetri [6] 175/9 175/10 181/17 188/6 188/13 218/2 demographic [2] 302/19 302/20 demonstrate [1] 162/5 demonstrative [8] 34/19 34/24 34/25 162/20 162/21 162/22 217/23 246/18 demonstratively [1] 200/8 demonstratives [1] 205/19 denied [2] 116/11 116/14 DENNIS [1] 2/16 dental [1] 23/5 Denver [5] 14/6 14/9 22/8 33/16 65/15 deny [1] 280/13 Deonne [7] 105/3 105/21 105/22 105/23 136/5 166/8 167/11 department [101] 28/20 32/9 49/19 72/3 72/11 72/15 75/4 78/24 79/9 80/5 80/12 80/19 103/19 103/25 104/8 104/23 120/10 139/7 139/15 139/20 150/10 153/10 153/20 157/16 157/19 160/22 162/7 168/24 170/7 173/10 175/20 175/25 176/4 177/25 193/2 197/7 204/5 204/10 204/15 204/16 210/17 210/17 212/19 213/24 214/15 215/12 215/15 217/17 220/15 221/22 222/1 225/21 232/4 232/9 234/5 239/8 241/4 243/21 243/22 245/3 247/8 248/3 248/17	depend [1] 83/9 dependent [5] 34/13 52/9 52/13 68/17 83/10 depending [3] 75/19 93/10 93/13 depends [1] 259/25 depo [1] 107/11 depos [2] 191/3 191/23 deposition [27] 10/10 16/3 16/11 63/8 64/5 64/21 87/15 152/21 152/24 156/25 166/1 174/13 182/18 183/13 188/14 191/1 191/15 191/17 229/13 271/3 279/9 279/11 279/18 280/17 281/7 283/4 299/4 DEPT [1] 1/5 deputy [27] 104/5 104/7 104/17 104/22 150/9 150/21 150/23 150/25 151/7 158/7 169/18 169/21 171/7 173/16 174/14 181/3 220/18 258/16 263/15 270/11 270/12 270/16 270/18 270/20 271/1 288/9 298/3 describe [1] 12/18 described [4] 83/8 153/13 159/6 178/7 describes [1] 264/14 describing [2] 85/14 284/2 description [1] 264/15 design [3] 213/5 214/10 230/9 designate [1] 36/2 designated [3] 175/17 207/8 215/11 designations [2] 13/13 13/15 detail [1] 150/19 details [8] 48/8 84/5 84/10 85/12 113/3 113/10 114/7 117/6 determination [4] 242/5 274/7 296/9 303/8 determine [6] 25/25 43/13 84/5 84/10 85/17 87/6 determined [2] 45/24	228/20 develop [1] 157/14 developed [1] 250/25 developing [1] 154/2 development [3] 154/25 229/1 291/14 devil [1] 48/8 devil's [2] 84/5 85/12 devoted [2] 19/16 286/18 DIANE [1] 2/20 did [212] 15/13 15/15 15/16 18/20 20/8 20/12 22/15 26/6 29/10 29/13 29/16 31/16 31/18 32/4 32/18 33/1 33/17 33/20 35/8 35/21 38/9 39/1 39/2 40/21 40/22 41/24 42/8 42/8 43/13 46/5 46/25 46/25 47/9 47/10 47/11 50/20 52/21 52/21 52/25 53/1 53/6 53/7 55/21 55/21 66/4 66/7 66/8 66/9 66/24 67/23 70/22 71/22 75/1 75/11 76/2 76/9 81/9 82/20 84/13 84/14 86/1 86/20 87/10 87/10 90/15 90/18 102/23 103/16 103/17 107/6 108/21 114/2 115/3 115/8 118/22 119/8 119/12 119/18 121/18 122/15 122/25 123/12 123/13 127/15 128/15 132/13 132/23 132/24 133/5 135/22 143/7 148/2 150/17 151/3 151/19 154/1 154/23 155/2 155/5 155/6 155/14 155/18 156/3 156/3 156/6 156/21 157/4 157/8 159/21 163/19 165/15 165/17 165/17 167/2 167/17 172/14 172/18 172/21 177/10 177/17 177/17 177/23 177/24 177/25 178/22 179/17 180/18 183/9 185/8 187/15 189/14 189/19 191/16 192/24 193/6 193/16 194/4 194/6 194/8 194/11 196/15 197/2 198/23 201/20 201/20 201/21 204/2 204/15 206/6 206/15 208/21 216/5 216/18 216/18 219/1 220/17 229/25 231/11 234/3 234/21 234/25 238/22 242/6 245/21 252/8 258/13 259/8 259/19 259/21 260/25 261/11 261/11 262/7 262/19 262/21 263/12 264/3 264/7 264/24 265/15 266/15 269/16 269/19 276/24 280/1 280/16 282/23	

D	281/9 283/5 297/15 299/22	divestiture [1] 122/3 divestment [6] 127/7 127/9 127/13 128/18 129/1 130/4	73/13 73/23 73/25 77/6 77/6 78/7 78/25 81/12 82/14 82/14 84/21 85/21 85/25 86/21 88/10 88/10 88/10 88/24 93/22 94/16 95/5 95/12 102/13 103/24 106/13 106/15 106/17 106/21 107/23 108/4 108/23 109/7 109/8 109/10 109/10 109/14 109/18 109/19 109/19 110/14 114/13 114/13 115/5 115/7 115/11 115/14 117/3 117/6 117/13 117/14 120/12 122/11 122/22 123/21 123/23 124/7 124/9 124/20 124/20 126/12 126/12 128/12 129/3 129/3 129/5 129/14 129/17 129/21 129/23 129/24 129/25 130/2 130/14 130/16 132/8 132/11 132/25 132/25 135/9 136/9 136/12 136/17 136/17 139/6 140/9 140/17 141/5 141/13 142/25 143/16 143/24 144/4 148/5 148/17 155/22 162/2 167/24 168/16 169/10 173/23 175/9 175/10 177/6 177/24 178/20 180/17 180/18 180/19 183/8 183/8 189/2 189/15 190/3 191/20 195/5 195/6 195/7 196/25 197/17 198/7 198/7 203/24 210/20 211/5 213/23 215/9 216/7 218/4 218/7 220/8 220/24 225/2 225/5 227/14 231/10 237/19 254/2 259/16 261/6 263/13 265/24 267/5 267/8 269/9 269/21 269/24 270/1 271/20 272/23 275/5 276/8 276/14 278/4 278/16 279/12 282/1 285/20 289/24 290/25 291/9 291/17 295/14 295/15 295/16 295/16 295/17 296/13 298/22 299/14 299/14 299/25 299/25 300/1 300/15 301/2 301/4 303/11 304/24 306/25 306/25 308/16	241/15 246/3 256/23 288/5 Dooley [1] 106/20 doors [1] 77/4 dots [1] 54/6 double [1] 72/20 doubled [2] 159/2 159/7 doubling [1] 65/23 doubt [2] 279/23 281/10 dovetails [1] 35/8 down [50] 6/7 37/23 38/2 48/4 51/7 55/3 56/10 60/7 61/23 62/17 62/18 69/13 81/18 84/5 89/21 93/1 95/20 96/13 96/14 97/6 97/15 98/11 98/13 99/19 101/15 130/22 131/10 145/8 164/16 170/11 214/8 222/20 228/2 229/1 240/15 241/1 257/5 265/6 267/15 267/16 268/14 271/21 282/3 290/16 291/22 292/25 293/4 293/17 295/6 299/7 downturn [2] 44/13 92/8 downward [4] 45/2 54/2 54/3 57/7 dozen [1] 181/12 DPBH [3] 103/2 103/4 105/4 Dr [2] 199/15 209/10 Dr. [1] 199/15 Dr. Nicola [1] 199/15 dramatically [2] 30/7 32/3 drawn [3] 63/21 290/23 291/1 dream [1] 281/3 drive [2] 67/15 97/18 driven [1] 39/5 drives [2] 37/23 38/2 drop [11] 48/9 55/18 56/24 57/15 57/16 64/8 64/16 64/18 64/19 64/22 84/6 dropped [3] 38/21 40/15 73/13 dropping [3] 38/9 38/11 55/13 dual [1] 192/18 due [8] 21/17 63/21 66/21 66/23 92/8 187/12 189/18 210/19 Dulce [11] 34/19 34/23 39/10 44/7 191/4 191/24 212/11 212/12 218/23 221/13 227/20 duly [2] 11/10 99/24 during [20] 62/3 64/5 64/21 98/23 99/6 120/17 132/13 158/23 160/2 166/22 168/13 181/3 193/13 215/9 215/14 240/17 243/5
direct... [3] 75/22 148/18 215/11	dispensaries [40] 21/19 23/11 23/13 33/11 33/14 34/5 35/13 36/4 39/6 42/18 42/19 43/19 48/10 50/20 64/7 64/13 64/15 64/17 65/8 65/12 65/15 65/19 66/17 67/22 68/1 71/11 84/6 85/3 86/18 87/22 91/11 91/14 96/9 96/18 96/19 155/8 169/23 170/15 231/16 256/17	divides [1] 48/21 division [17] 138/13 143/15 150/6 150/11 151/4 151/9 151/12 151/21 151/25 153/16 158/3 199/7 259/13 259/15 269/2 272/12 273/5	73/13 73/23 73/25 77/6 77/6 78/7 78/25 81/12 82/14 82/14 84/21 85/21 85/25 86/21 88/10 88/10 88/10 88/24 93/22 94/16 95/5 95/12 102/13 103/24 106/13 106/15 106/17 106/21 107/23 108/4 108/23 109/7 109/8 109/10 109/10 109/14 109/18 109/19 109/19 110/14 114/13 114/13 115/5 115/7 115/11 115/14 117/3 117/6 117/13 117/14 120/12 122/11 122/22 123/21 123/23 124/7 124/9 124/20 124/20 126/12 126/12 128/12 129/3 129/3 129/5 129/14 129/17 129/21 129/23 129/24 129/25 130/2 130/14 130/16 132/8 132/11 132/25 132/25 135/9 136/9 136/12 136/17 136/17 139/6 140/9 140/17 141/5 141/13 142/25 143/16 143/24 144/4 148/5 148/17 155/22 162/2 167/24 168/16 169/10 173/23 175/9 175/10 177/6 177/24 178/20 180/17 180/18 180/19 183/8 183/8 189/2 189/15 190/3 191/20 195/5 195/6 195/7 196/25 197/17 198/7 198/7 203/24 210/20 211/5 213/23 215/9 216/7 218/4 218/7 220/8 220/24 225/2 225/5 227/14 231/10 237/19 254/2 259/16 261/6 263/13 265/24 267/5 267/8 269/9 269/21 269/24 270/1 271/20 272/23 275/5 276/8 276/14 278/4 278/16 279/12 282/1 285/20 289/24 290/25 291/9 291/17 295/14 295/15 295/16 295/16 295/17 296/13 298/22 299/14 299/14 299/25 299/25 300/1 300/15 301/2 301/4 303/11 304/24 306/25 306/25 308/16	
directive [2] 108/19 272/22	dispensary [63] 21/1 21/15 23/20 34/1 35/25 42/10 46/7 47/2 48/2 48/3 48/18 49/16 49/19 50/7 52/11 58/10 58/22 59/6 66/24 67/23 67/24 68/3 69/7 69/8 75/12 75/16 75/17 75/19 75/23 84/20 86/12 91/10 97/11 107/5 108/8 110/5 121/4 122/14 123/1 127/18 127/21 127/23 128/4 132/10 132/11 135/11 135/16 135/21 136/19 155/19 166/15 166/19 170/14 175/1 177/5 215/3 217/10 225/25 228/15 240/8 302/19 302/21 303/3	document [17] 26/21 50/2 77/13 80/3 80/8 107/24 124/21 134/1 136/25 137/3 137/16 138/11 153/8 188/13 254/20 255/1 255/16	73/13 73/23 73/25 77/6 77/6 78/7 78/25 81/12 82/14 82/14 84/21 85/21 85/25 86/21 88/10 88/10 88/10 88/24 93/22 94/16 95/5 95/12 102/13 103/24 106/13 106/15 106/17 106/21 107/23 108/4 108/23 109/7 109/8 109/10 109/10 109/14 109/18 109/19 109/19 110/14 114/13 114/13 115/5 115/7 115/11 115/14 117/3 117/6 117/13 117/14 120/12 122/11 122/22 123/21 123/23 124/7 124/9 124/20 124/20 126/12 126/12 128/12 129/3 129/3 129/5 129/14 129/17 129/21 129/23 129/24 129/25 130/2 130/14 130/16 132/8 132/11 132/25 132/25 135/9 136/9 136/12 136/17 136/17 139/6 140/9 140/17 141/5 141/13 142/25 143/16 143/24 144/4 148/5 148/17 155/22 162/2 167/24 168/16 169/10 173/23 175/9 175/10 177/6 177/24 178/20 180/17 180/18 180/19 183/8 183/8 189/2 189/15 190/3 191/20 195/5 195/6 195/7 196/25 197/17 198/7 198/7 203/24 210/20 211/5 213/23 215/9 216/7 218/4 218/7 220/8 220/24 225/2 225/5 227/14 231/10 237/19 254/2 259/16 261/6 263/13 265/24 267/5 267/8 269/9 269/21 269/24 270/1 271/20 272/23 275/5 276/8 276/14 278/4 278/16 279/12 282/1 285/20 289/24 290/25 291/9 291/17 295/14 295/15 295/16 295/16 295/17 296/13 298/22 299/14 299/14 299/25 299/25 300/1 300/15 301/2 301/4 303/11 304/24 306/25 306/25 308/16	
director [35] 104/5 104/7 104/23 135/17 136/5 150/10 150/24 150/25 151/7 157/18 158/8 169/18 169/21 170/11 170/20 171/7 173/16 174/14 179/21 181/4 198/24 220/18 248/4 248/10 248/12 252/21 258/15 258/16 263/7 263/15 264/16 264/19 270/11 271/4 298/3	dispense [1] 195/18 displaced [1] 34/11 display [1] 133/24 dispute [1] 88/10 disqualified [3] 232/1 236/25 294/13 disqualify [4] 216/18 234/21 234/25 236/24 disrupt [3] 47/2 48/17 82/1 disruption [2] 37/2 38/5 disseminated [1] 140/19 dissent [1] 296/16 dissolution [2] 23/21 88/15 distance [2] 206/11 206/12 distribution [1] 169/23 distributor's [3] 142/19 143/3 239/10 district [6] 1/2 1/11 17/24 78/19 263/19 263/24 dive [1] 101/1 diverse [1] 28/12 diversity [1] 267/2 divest [7] 108/10 109/3 121/3 121/6 121/14 121/20 123/12 divested [3] 123/5 123/14 123/17 divesting [1] 130/7	documentation [4] 129/9 129/25 239/8 285/7 documents [11] 27/4 114/5 235/19 255/9 274/17 280/22 283/13 284/21 284/22 285/1 286/15 does [41] 12/16 12/17 24/6 25/17 35/19 35/23 35/24 36/8 36/12 39/17 39/18 48/19 48/19 49/15 53/20 54/25 55/10 55/24 57/25 61/10 62/21 70/12 91/12 102/6 117/23 118/11 126/4 126/7 134/5 144/12 151/12 167/21 197/18 254/25 255/4 255/12 255/16 283/14 288/25 302/20 310/9 doesn't [24] 10/8 25/19 36/2 57/20 64/15 64/19 67/15 82/15 82/16 91/6 111/5 113/3 123/2 124/21 126/10 179/12 184/5 232/1 249/17 253/19 266/12 266/14 276/11 280/25 doing [14] 12/13 16/7 16/19 21/17 23/2 26/7 36/25 39/1 50/11 80/21 87/9 91/21 103/2 223/22 dollar [2] 31/24 33/19 dollars [15] 22/5 22/22 32/13 32/14 32/18 40/25 41/3 42/6 45/12 45/24 47/24 50/3 51/24 276/16 276/20 dominant [1] 51/1 DOMINIC [2] 2/4 290/4 don't [205] 6/6 6/21 7/17 8/14 10/16 17/23 18/16 20/10 27/2 27/5 27/25 33/10 40/11 42/12 46/11 56/14 58/5 59/15 59/16 59/21 59/22 70/10 71/25 73/1	73/13 73/23 73/25 77/6 77/6 78/7 78/25 81/12 82/14 82/14 84/21 85/21 85/25 86/21 88/10 88/10 88/10 88/24 93/22 94/16 95/5 95/12 102/13 103/24 106/13 106/15 106/17 106/21 107/23 108/4 108/23 109/7 109/8 109/10 109/10 109/14 109/18 109/19 109/19 110/14 114/13 114/13 115/5 115/7 115/11 115/14 117/3 117/6 117/13 117/14 120/12 122/11 122/22 123/21 123/23 124/7 124/9 124/20 124/20 126/12 126/12 128/12 129/3 129/3 129/5 129/14 129/17 129/21 129/23 129/24 129/25 130/2 130/14 130/16 132/8 132/11 132/25 132/25 135/9 136/9 136/12 136/17 136/17 139/6 140/9 140/17 141/5 141/13 142/25 143/16 143/24 144/4 148/5 148/17 155/22 162/2 167/24 168/16 169/10 173/23 175/9 175/10 177/6 177/24 178/20 180/17 180/18 180/19 183/8 183/8 189/2 189/15 190/3 191/20 195/5 195/6 195/7 196/25 197/17 198/7 198/7 203/24 210/20 211/5 213/23 215/9 216/7 218/4 218/7 220/8 220/24 225/2 225/5 227/14 231/10 237/19 254/2 259/16 261/6 263/13 265/24 267/5 267/8 269/9 269/21 269/24 270/1 271/20 272/23 275/5 276/8 276/14 278/4 278/16 279/12 282/1 285/20 289/24 290/25 291/9 291/17 295/14 295/15 295/16 295/16 295/17 296/13 298/22 299/14 299/14 299/25 299/25 300/1 300/15 301/2 301/4 303/11 304/24 306/25 306/25 308/16 done [35] 11/7 16/7 19/7 20/19 20/24 23/16 26/13 26/24 29/17 33/4 33/4 45/10 46/3 66/16 79/12 79/14 95/1 95/1 95/2 95/2 95/4 95/5 102/16 144/18 148/16 208/7 208/18 209/22 211/18 212/20 221/4	
direction [2] 43/7 267/16	dispensary [63] 21/1 21/15 23/20 34/1 35/25 42/10 46/7 47/2 48/2 48/3 48/18 49/16 49/19 50/7 52/11 58/10 58/22 59/6 66/24 67/23 67/24 68/3 69/7 69/8 75/12 75/16 75/17 75/19 75/23 84/20 86/12 91/10 97/11 107/5 108/8 110/5 121/4 122/14 123/1 127/18 127/21 127/23 128/4 132/10 132/11 135/11 135/16 135/21 136/19 155/19 166/15 166/19 170/14 175/1 177/5 215/3 217/10 225/25 228/15 240/8 302/19 302/21 303/3	document [17] 26/21 50/2 77/13 80/3 80/8 107/24 124/21 134/1 136/25 137/3 137/16 138/11 153/8 188/13 254/20 255/1 255/16	73/13 73/23 73/25 77/6 77/6 78/7 78/25 81/12 82/14 82/14 84/21 85/21 85/25 86/21 88/10 88/10 88/10 88/24 93/22 94/16 95/5 95/12 102/13 103/24 106/13 106/15 106/17 106/21 107/23 108/4 108/23 109/7 109/8 109/10 109/10 109/14 109/18 109/19 109/19 110/14 114/13 114/13 115/5 115/7 115/11 115/14 117/3 117/6 117/13 117/14 120/12 122/11 122/22 123/21 123/23 124/7 124/9 124/20 124/20 126/12 126/12 128/12 129/3 129/3 129/5 129/14 129/17 129/21 129/23 129/24 129/25 130/2 130/14 130/16 132/8 132/11 132/25 132/25 135/9 136/9 136/12 136/17 136/17 139/6 140/9 140/17 141/5 141/13 142/25 143/16 143/24 144/4 148/5 148/17 155/22 162/2 167/24 168/16 169/10 173/23 175/9 175/10 177/6 177/24 178/20 180/17 180/18 180/19 183/8 183/8 189/2 189/15 190/3 191/20 195/5 195/6 195/7 196/25 197/17 198/7 198/7 203/24 210/20 211/5 213/23 215/9 216/7 218/4 218/7 220/8 220/24 225/2 225/5 227/14 231/10 237/19 254/2 259/16 261/6 263/13 265/24 267/5 267/8 269/9 269/21 269/24 270/1 271/20 272/23 275/5 276/8 276/14 278/4 278/16 279/12 282/1 285/20 289/24 290/25 291/9 291/17 295/14 295/15 295/16 295/16 295/17 296/13 298/22 299/14 299/14 299/25 299/25 300/1 300/15 301/2 301/4 303/11 304/24 306/25 306/25 308/16	
directive [2] 108/19 272/22	dispensary [63] 21/1 21/15 23/20 34/1 35/25 42/10 46/7 47/2 48/2 48/3 48/18 49/16 49/19 50/7 52/11 58/10 58/22 59/6 66/24 67/23 67/24 68/3 69/7 69/8 75/12 75/16 75/17 75/19 75/23 84/20 86/12 91/10 97/11 107/5 108/8 110/5 121/4 122/14 123/1 127/18 127/21 127/23 128/4 132/10 132/11 135/11 135/16 135/21 136/19 155/19 166/15 166/19 170/14 175/1 177/5 215/3 217/10 225/25 228/15 240/8 302/19 302/21 303/3	document [17] 26/21 50/2 77/13 80/3 80/8 107/24 124/21 134/1 136/25 137/3 137/16 138/11 153/8 188/13 254/20 255/1 255/16	73/13 73/23 73/25 77/6 77/6 78/7 78/25 81/12 82/14 82/14 84/21 85/21 85/25 86/21 88/10 88/10 88/10 88/24 93/22 94/16 95/5 95/12 102/13 103/24 106/13 106/15 106/17 106/21 107/23 108/4 108/23 109/7 109/8 109/10 109/10 109/14 109/18 109/19 109/19 110/14 114/13 114/13 115/5 115/7 115/11 115/14 117/3 117/6 117/13 117/14 120/12 122/11 122/22 123/21 123/23 124/7 124/9 124/20 124/20 126/12 126/12 128/12 129/3 129/3 129/5 129/14 129/17 129/21 129/23 129/24 129/25 130/2 130/14 130/16 132/8 132/11 132/25	

D	eligible [5] 186/2 186/18 216/23 239/24 245/12 eliminate [1] 71/1 ELIZABETH [1] 1/11 Elko [1] 87/15 else [29] 9/11 14/22 25/2 37/12 51/25 62/16 89/23 91/2 95/17 98/2 98/6 122/19 133/13 135/11 142/4 145/11 146/24 147/20 148/4 148/21 149/7 149/11 149/11 151/3 181/9 202/20 218/9 256/1 300/13 else's [2] 142/24 273/18 elsewhere [1] 36/13 Ely [4] 200/23 210/16 211/4 211/7 email [10] 140/2 140/21 163/9 165/4 268/17 268/24 270/2 271/20 272/21 273/21 emailed [3] 34/23 140/13 162/25 emails [3] 161/17 167/16 168/4 emerald [1] 38/2 emergency [1] 9/25 Emerging [1] 15/17 emphasis [1] 22/9 emphasize [1] 20/15 emphasized [1] 48/15 emphasizes [1] 84/8 employ [1] 275/22 employed [3] 139/14 139/15 269/22 employee [1] 262/20 employees [6] 12/12 168/24 210/17 210/22 258/19 259/3 employing [1] 275/25 employment [3] 103/14 132/13 168/23 enabled [1] 245/15 encourage [1] 271/12 end [11] 28/24 29/21 29/23 36/21 43/24 44/3 110/9 168/20 184/14 253/2 298/1 endeavored [1] 304/17 ended [3] 21/18 21/19 77/25 ending [1] 110/9 enforcement [10] 143/15 150/6 150/11 151/4 151/25 153/12 153/16 158/3 250/19 269/2 engaged [7] 15/25 16/6 16/8 18/23 23/10 26/5 36/6 engagement [4] 18/24 22/18 23/17 192/14 enhanced [1] 254/23 enough [4] 77/17 238/16 273/25 301/10	ensure [3] 144/22 160/8 295/9 entails [1] 151/18 entering [2] 282/12 282/16 entertainment [3] 150/17 151/13 157/22 entertainment-related [1] 157/22 entire [4] 27/19 78/12 154/21 206/12 entities [10] 50/12 186/15 186/15 241/19 241/20 244/4 244/4 245/19 270/11 298/1 entitled [10] 104/1 137/12 146/14 146/16 146/19 274/7 274/10 274/13 274/16 310/4 entity [25] 25/3 49/21 50/12 110/7 110/9 142/22 176/6 186/6 186/12 210/12 242/3 244/12 244/15 244/15 244/16 244/24 245/4 245/7 245/10 245/11 245/12 276/17 289/8 291/4 310/10 entry [8] 178/12 178/14 180/1 180/24 186/22 192/13 197/22 280/5 EPA [1] 18/1 equal [1] 147/5 equity [2] 25/18 45/3 equivalent [1] 266/3 ERIC [2] 2/13 63/7 especially [2] 185/18 198/11 ESQ [32] 2/2 2/2 2/3 2/3 2/4 2/4 2/5 2/5 2/6 2/6 2/7 2/7 2/8 2/10 2/10 2/11 2/11 2/12 2/12 2/13 2/13 2/14 2/14 2/15 2/15 2/16 2/16 2/17 2/17 2/18 2/18 2/20 Essence [44] 49/24 50/13 50/22 50/24 100/25 106/5 107/15 108/21 114/3 114/9 115/4 115/9 115/21 116/24 117/1 117/7 117/10 117/24 118/12 118/14 118/19 119/4 119/8 119/14 121/1 123/9 128/5 128/22 130/5 130/24 146/13 229/22 234/23 234/23 241/19 245/19 270/11 277/5 290/19 290/19 291/18 292/22 294/13 305/15 essentially [7] 48/21 51/16 100/25 152/22 211/18 214/24 253/18 establish [2] 113/3 234/20 established [2] 51/6 298/19	establishment [2] 223/4 303/19 establishments [3] 296/7 301/10 304/18 estate [2] 13/3 23/22 estimate [4] 42/3 42/7 257/21 260/7 estimated [1] 47/25 estimation [1] 65/22 ETW [2] 233/6 236/4 evaluate [6] 56/19 58/13 113/9 160/10 217/1 217/5 evaluated [2] 23/8 43/18 evaluating [1] 30/14 evaluation [5] 23/24 68/1 206/9 206/12 293/7 evaluator [1] 213/5 evaluators [3] 206/15 217/4 230/24 even [46] 5/9 19/25 24/18 32/2 33/5 33/13 39/15 40/15 50/16 57/19 83/15 84/15 125/9 130/17 148/23 152/21 158/23 159/11 179/15 181/12 195/19 199/20 201/16 203/25 206/4 208/4 208/15 215/9 215/14 215/23 228/23 232/5 239/23 242/2 245/2 252/5 253/2 259/21 259/23 282/6 282/7 295/24 301/18 303/6 307/2 307/6 evening [1] 309/17 event [1] 214/7 events [1] 100/16 eventually [2] 45/13 113/9 ever [32] 10/11 15/25 16/20 24/19 59/8 74/9 89/1 106/12 109/4 115/3 119/3 119/12 119/18 123/12 168/23 169/11 177/25 250/24 262/3 265/24 269/16 269/19 274/25 276/10 276/24 283/1 294/20 298/19 298/22 302/2 303/2 306/9 every [11] 13/10 19/13 41/15 158/15 183/2 183/2 266/1 266/6 273/4 273/9 278/2 everybody [3] 140/4 140/14 273/18 everybody's [1] 58/20 everyone [6] 157/12 160/22 185/16 271/7 271/17 272/21 everything [6] 59/7 63/3 152/4 172/8 288/5 289/19 evidence [7] 26/22 97/24 118/23 211/23	216/12 285/15 289/24 evolve [1] 39/23 evolved [2] 31/21 58/15 exact [4] 14/3 17/23 40/11 116/20 exactly [6] 114/18 141/15 145/22 149/24 291/10 299/12 examination [34] 3/5 3/6 3/7 3/8 3/9 3/10 3/11 3/12 3/14 3/15 3/16 3/17 3/18 11/17 12/3 60/14 63/5 69/18 81/19 90/4 93/3 96/5 100/7 131/18 148/6 148/9 148/12 148/18 148/23 149/1 150/2 258/2 277/21 293/15 examine [11] 60/11 81/16 89/24 95/17 145/12 146/14 146/16 146/18 146/20 257/3 274/13 examined [1] 148/7 examiner [1] 149/16 example [17] 16/23 31/2 34/7 36/2 38/2 45/11 49/24 50/13 50/22 65/11 83/17 84/19 88/6 88/11 170/13 215/4 297/21 examples [1] 16/22 exceed [1] 297/23 exceeding [2] 119/20 120/1 Excellent [3] 100/22 101/12 101/22 except [1] 9/10 excess [1] 256/10 excise [7] 151/8 151/12 151/21 152/8 152/10 157/21 258/17 exclusive [1] 23/3 excuse [9] 83/22 91/10 121/13 164/11 189/13 197/24 201/8 234/23 252/12 executing [2] 104/10 104/14 executive [8] 104/5 104/7 104/22 104/23 105/2 157/18 170/20 252/21 exemptions [1] 151/17 exercise [3] 81/4 81/5 81/7 exhibit [63] 27/8 34/19 61/22 73/17 73/18 74/4 74/6 76/15 77/24 79/18 79/22 124/24 133/17 133/18 133/19 134/17 135/2 136/21 140/24 141/6 161/7 162/15 164/14 164/15 178/10 187/24 188/1 188/9 192/12 199/22 200/4 200/13 200/14 205/13 205/14 211/5 212/8
----------	--	--	--	--

E	92/21 94/1 105/12 112/22 148/23 152/13 153/18 159/14 159/16 193/16 210/4 217/15 218/16 218/17 218/19 240/18 242/9 externally [1] 37/21 extra [1] 144/22 extraction [2] 23/16 23/18 extreme [1] 33/23 exuberance [2] 44/23 45/9	131/22 137/3 199/15 276/11 295/3 295/10 familiarize [2] 154/19 155/15 family [2] 9/24 17/17 family's [1] 30/25 far [8] 67/21 195/21 231/17 244/10 244/18 264/20 264/21 282/22 Farms [2] 228/11 228/11 Fasano [3] 261/18 261/20 262/2 fascinating [2] 58/13 59/3 fast [4] 30/19 30/22 54/11 54/18 fast-food [2] 30/19 30/22 faster [1] 33/2 father [1] 135/15 favor [4] 166/19 201/16 201/21 201/25 favorite [1] 267/12 favorites [1] 210/5 favors [1] 201/11 February [8] 54/13 54/19 55/4 55/20 55/21 74/24 188/17 188/23 federal [2] 17/25 44/23 fee [2] 141/13 151/15 feedback [1] 214/3 feel [7] 21/23 66/20 71/2 148/5 148/17 171/24 193/6 feeling [1] 281/18 feels [1] 70/25 fees [11] 20/2 78/15 78/19 89/6 138/2 141/8 255/2 255/6 255/12 255/18 256/11 fell [1] 301/22 felt [3] 104/16 135/19 153/1 few [8] 31/24 43/19 87/22 90/9 102/19 110/11 180/5 181/8 Fidelis [4] 194/2 196/17 196/21 292/17 field [4] 103/10 160/8 165/15 178/23 fielded [1] 168/4 fifth [1] 247/3 figure [8] 22/3 22/4 22/15 48/8 57/8 75/8 238/23 291/2 figured [1] 297/25 figures [1] 251/5 figuring [1] 232/13 file [2] 264/7 305/1 filing [2] 166/5 216/18 fill [1] 58/6 filling [1] 167/17 film [1] 151/15 final [12] 93/6 93/17 93/18 93/23 94/8 94/20 95/10 113/14 168/12 225/21 230/3 306/2 finalized [1] 123/2	finally [1] 284/1 Finance [1] 13/9 financial [8] 12/20 12/21 12/25 14/10 17/9 17/17 247/6 266/20 find [8] 32/4 33/17 75/3 75/5 99/13 227/4 237/8 279/5 finds [1] 243/25 fine [21] 6/12 6/12 6/22 9/17 9/19 101/25 125/4 141/10 141/13 141/14 141/15 141/17 141/21 141/23 143/25 144/13 180/20 200/9 214/7 217/24 228/3 fined [2] 142/12 239/15 fines [2] 143/14 144/8 finished [3] 18/14 116/18 192/10 fire [1] 56/20 Firefly [1] 282/6 firm [19] 12/11 12/14 12/16 12/18 12/19 12/19 12/23 14/10 19/2 20/23 20/24 21/12 23/6 72/12 163/9 202/8 223/21 223/24 223/25 first [51] 11/10 18/9 20/10 20/22 22/17 24/23 28/25 29/20 30/6 31/1 31/22 32/12 32/18 32/22 32/24 33/25 34/14 35/7 37/8 43/9 47/10 56/3 58/21 62/22 62/25 70/10 80/23 99/24 101/3 114/8 114/16 130/7 138/1 148/7 149/16 150/21 176/3 181/19 188/3 248/19 248/22 251/6 252/23 253/11 253/12 253/14 268/15 279/13 279/18 280/17 281/9 first-year [1] 80/23 fiscal [15] 32/8 32/9 32/10 42/4 47/25 48/2 77/25 248/18 248/22 251/9 252/24 252/25 255/1 255/14 256/10 fit [3] 39/18 40/10 40/13 five [6] 22/22 35/1 50/5 85/5 178/14 298/1 five years [1] 22/22 fix [3] 127/11 148/15 231/21 fixed [2] 71/8 82/5 flagged [1] 289/11 Flamingo [1] 199/17 flip [1] 45/13 Flipping [1] 138/11 Florida [2] 45/12 45/13 Florida's [1] 45/11 flower [4] 36/21 38/16 38/17 38/17 focus [4] 12/23 15/6 81/24 223/2 focused [8] 35/11	58/20 87/12 150/15 172/25 172/25 240/9 278/8 folks [2] 25/19 40/19 follow [9] 9/15 60/20 60/20 81/23 106/4 110/12 122/24 286/24 298/17 follow-up [4] 9/15 60/20 81/23 106/4 follow-ups [1] 110/12 followed [2] 103/2 119/10 following [5] 67/6 137/22 149/2 165/4 267/22 follows [3] 11/11 44/12 99/25 food [2] 30/19 30/22 football [1] 85/11 footnote [2] 72/9 263/14 force [11] 154/24 174/17 174/20 221/5 222/10 222/23 227/6 230/10 246/6 295/25 296/16 FOREGOING [1] 310/3 Forensic [1] 15/10 forensics [1] 12/25 forge [1] 142/23 forged [5] 142/13 142/17 142/20 142/22 142/23 forgery [3] 237/23 238/3 238/13 forgot [2] 95/20 249/6 form [12] 36/18 39/2 43/2 47/1 47/5 59/12 115/23 182/12 224/3 264/13 271/11 277/7 format [1] 191/4 former [2] 44/22 168/23 formulating [1] 47/11 forthcoming [1] 204/17 forward [2] 22/10 232/4 found [3] 231/22 294/25 302/7 foundation [14] 77/12 80/7 114/11 124/13 124/19 124/22 129/12 139/3 249/9 250/13 253/9 253/24 254/8 254/18 four [12] 17/12 19/19 21/19 35/1 35/1 50/3 84/22 84/24 134/1 137/24 252/23 291/5 four-page [1] 134/1 fourth [1] 17/11 fragment [1] 105/20 frame [5] 134/9 164/22 260/5 302/24 305/17 framed [1] 240/24 frames [2] 115/14 137/18
F	face [1] 92/8 facetious [2] 288/21 289/4 facilities [11] 23/13 23/14 35/24 156/23 156/23 176/10 176/13 177/11 179/22 188/24 213/6 facility [15] 23/17 23/20 151/15 178/16 178/19 178/22 179/9 179/21 180/7 198/2 198/9 198/18 198/24 213/19 275/23 fact [24] 23/8 66/23 74/20 82/8 82/17 84/15 87/5 96/8 138/19 139/14 158/18 159/2 176/2 176/9 204/4 206/11 208/23 210/7 211/7 242/16 252/8 271/14 289/11 291/13 Factbook [4] 41/2 41/14 41/20 53/21 factor [9] 36/13 43/21 75/20 160/4 160/7 210/18 210/20 210/21 210/21 facts [3] 94/13 95/8 118/23 failure [1] 149/9 fair [36] 65/24 68/2 68/8 77/17 93/8 135/19 135/25 137/10 138/24 140/7 143/10 148/17 154/15 156/19 158/3 158/5 159/21 166/14 167/2 183/1 183/23 184/5 184/6 185/16 185/17 185/17 189/3 192/20 197/11 240/25 278/6 278/9 279/1 284/23 285/11 297/16 fairly [3] 258/11 279/5 298/4 fairness [1] 168/1 faith [2] 271/12 296/20 fall [8] 18/23 37/19 114/18 114/22 150/9 158/8 159/8 301/20 false [2] 143/12 239/7 Fame [3] 14/16 14/19 14/20 familiar [8] 101/4 101/9			

<p>F</p> <p>free [1] 231/17</p> <p>freely [1] 91/18</p> <p>freeway [1] 153/7</p> <p>frequent [3] 170/25 175/24 206/22</p> <p>frequently [2] 171/7 234/22</p> <p>Friday [12] 5/10 5/11 5/15 5/19 5/22 6/14 6/17 6/24 9/24 10/16 198/23 226/21</p> <p>friend [5] 95/23 95/24 98/13 202/25 262/10</p> <p>fringes [1] 236/15</p> <p>front [5] 28/24 29/9 70/3 112/5 173/7</p> <p>full [9] 16/7 21/24 32/22 32/24 42/4 152/10 239/5 251/6 258/11</p> <p>full-time [2] 16/7 152/10</p> <p>Fulton [2] 207/1 207/3</p> <p>function [1] 220/17</p> <p>functioned [2] 154/3 155/10</p> <p>Fund [2] 251/14 256/20</p> <p>fundamental [1] 24/8</p> <p>further [10] 18/16 62/15 69/12 89/20 119/8 131/8 150/19 238/1 282/3 308/6</p> <p>future [5] 25/10 44/25 73/2 230/24 240/7</p>	<p>76/3 247/10 251/13 252/23</p> <p>generation [1] 256/14</p> <p>GENTILE [37] 2/4 3/5 3/12 5/23 8/6 8/23 35/3 60/13 76/21 79/25 91/8 95/18 95/19 95/21 95/23 96/4 98/11 100/24 111/22 112/10 163/9 188/5 223/21 224/16 238/21 251/21 252/14 255/23 260/13 261/4 261/8 263/11 265/11 273/25 277/17 300/4 309/5</p> <p>Gentile's [3] 106/4 202/8 292/18</p> <p>gentlemen [1] 308/9</p> <p>geographic [1] 30/11</p> <p>geographically [1] 30/12</p> <p>geographicwise [1] 31/8</p> <p>Georgiadis [1] 106/12</p> <p>Germany [1] 154/13</p> <p>get [71] 6/5 9/13 21/8 22/6 22/13 24/7 32/13 32/15 32/16 33/11 42/6 52/3 52/11 57/14 57/14 82/20 85/8 86/1 89/16 90/12 97/8 98/15 101/13 103/5 109/2 110/8 111/10 112/8 117/16 122/13 130/22 133/7 135/18 135/19 140/14 149/24 152/4 154/9 155/6 156/8 169/19 169/21 172/15 179/13 179/17 183/25 190/17 191/15 192/10 198/11 204/1 204/17 206/5 229/17 236/13 236/16 243/13 250/6 257/10 258/13 273/4 277/14 281/19 282/7 282/19 285/11 288/25 298/5 298/20 299/10 302/7</p> <p>gets [3] 85/8 89/13 287/25</p> <p>getting [10] 10/8 19/13 96/1 194/4 217/18 218/5 218/6 272/15 280/17 294/21</p> <p>Gilbert [30] 105/5 107/15 108/5 109/3 114/3 119/7 119/9 119/13 119/22 119/25 120/7 120/13 120/15 129/8 140/23 153/19 220/18 245/23 259/5 259/7 259/18 267/3 267/25 270/12 270/17 270/22 270/23 284/22 288/15 293/6</p> <p>Gilbert's [5] 108/9 137/8 284/18 284/24 306/15</p> <p>give [24] 8/17 16/22</p>	<p>24/4 102/8 133/10 136/25 137/15 149/22 159/14 159/17 161/13 165/14 172/14 189/19 189/19 201/18 204/16 229/17 229/24 262/4 272/18 272/22 282/23 284/9</p> <p>given [12] 8/15 18/17 41/6 42/3 48/24 147/10 153/1 160/5 160/6 218/11 276/20 281/8</p> <p>gives [3] 31/11 58/25 281/5</p> <p>giving [8] 26/6 26/8 135/23 143/12 144/8 165/7 188/12 304/6</p> <p>glad [1] 18/8</p> <p>gleaned [1] 103/9</p> <p>Glenn [1] 106/18</p> <p>Global [1] 43/25</p> <p>glossed [1] 97/5</p> <p>go [112] 9/4 11/8 12/2 25/12 25/20 26/25 31/9 31/11 43/6 48/4 49/10 51/12 55/17 58/22 58/23 61/23 61/24 62/22 62/24 72/1 74/11 78/19 91/9 91/10 91/17 91/21 95/17 97/8 98/12 101/16 101/21 101/22 102/15 110/3 117/19 118/6 122/14 136/21 142/5 150/4 156/21 160/17 164/9 164/16 164/18 165/3 168/12 175/21 176/21 178/11 178/21 180/21 180/21 181/8 182/15 182/17 183/12 183/14 186/23 190/21 192/2 196/17 196/18 198/23 200/7 201/7 201/8 204/18 205/15 213/6 214/6 216/16 217/21 218/21 222/20 228/2 228/3 232/4 236/16 238/25 240/23 241/7 243/13 244/21 247/17 264/9 264/15 265/5 267/14 267/18 268/13 268/14 268/21 273/21 273/21 280/3 281/13 281/19 284/10 285/13 285/14 286/23 289/22 290/16 291/9 291/21 291/22 292/7 293/19 295/6 298/14 305/17</p> <p>goal [1] 277/11</p> <p>goals [1] 158/10</p> <p>goes [13] 24/2 24/17 24/20 24/22 25/3 40/8 53/19 56/20 93/6 182/25 184/16 234/24 266/6</p> <p>going [149] 5/14 5/24 5/25 5/25 7/1 7/11 7/20 8/13 8/23 9/1 9/9 10/2 10/17 10/20 20/11 24/3</p>	<p>25/5 29/20 34/17 34/22 37/5 37/18 43/5 43/6 43/9 48/9 51/19 52/6 52/9 52/12 52/13 53/9 55/14 57/23 58/6 61/24 62/24 64/16 68/18 69/14 69/15 76/19 79/24 81/24 82/22 83/1 84/3 84/21 84/22 84/23 84/24 84/25 87/15 89/15 91/21 92/8 97/7 97/7 97/16 99/1 100/15 100/25 106/3 106/5 108/13 110/15 113/2 113/8 113/18 113/19 113/22 116/3 116/12 117/2 122/13 124/15 124/23 133/23 136/1 137/17 138/12 141/6 142/5 142/23 146/2 146/18 148/3 148/24 149/21 154/10 156/12 157/11 157/13 161/12 167/6 167/6 179/13 183/11 183/13 183/25 184/10 192/12 196/14 198/12 200/6 200/8 200/15 210/15 217/11 220/24 222/16 228/9 229/7 229/21 230/22 230/24 236/15 240/8 240/18 241/15 241/20 246/2 246/3 246/4 250/9 251/18 253/8 253/9 253/10 254/17 257/22 258/7 272/17 272/25 277/11 278/12 279/12 282/11 282/15 283/12 284/11 285/11 291/23 291/23 291/23 293/4 298/1 302/21 308/9</p> <p>gold [1] 45/25</p> <p>gone [15] 40/16 43/8 51/11 92/14 93/16 93/18 93/23 94/8 94/20 95/10 96/8 96/13 96/14 180/10 180/10</p> <p>gonna [4] 84/20 85/9 182/11 190/24</p> <p>GONZALEZ [1] 1/11</p> <p>good [64] 11/5 22/8 22/17 37/15 51/5 51/11 59/19 60/16 63/7 69/20 69/21 81/21 81/22 90/6 90/8 92/7 99/18 100/9 100/11 126/15 127/3 131/20 162/16 162/24 164/12 174/9 191/21 192/5 193/8 193/19 194/16 200/2 216/21 217/7 220/21 232/3 232/5 232/13 234/10 236/19 238/16 239/1 239/24 243/10 246/8 246/17 250/8 250/10 251/4 252/18 254/10 256/6 258/4 258/5 259/25 271/11 275/4</p>	<p>296/2 296/9 296/20 298/13 301/19 307/19 308/6</p> <p>good-faith [1] 296/20</p> <p>goody [1] 268/14</p> <p>gossip [1] 279/3</p> <p>got [41] 6/4 6/5 8/6 13/7 23/16 56/4 60/20 63/3 77/3 82/15 82/19 85/10 90/2 98/11 102/1 102/20 111/22 121/20 139/7 153/17 158/2 170/20 172/13 174/13 181/3 205/23 219/1 219/6 225/18 226/11 233/19 235/7 245/11 249/17 250/5 253/16 264/24 269/3 290/7 308/12 309/5</p> <p>gotten [3] 213/20 270/3 297/24</p> <p>Governor's [3] 154/24 174/17 221/5</p> <p>grade [1] 212/18</p> <p>graded [2] 210/9 240/6</p> <p>graders [7] 210/7 213/4 214/11 214/14 217/1 240/9 259/21</p> <p>grades [1] 208/18</p> <p>grading [5] 206/8 209/18 209/22 210/12 210/17</p> <p>Graduate [1] 14/6</p> <p>GRAF [1] 2/12</p> <p>gram [1] 36/21</p> <p>Grant [1] 199/9</p> <p>granted [15] 13/16 14/2 28/7 42/14 48/16 69/1 82/10 82/20 93/10 94/11 94/22 94/25 117/8 117/10 276/16</p> <p>granting [2] 42/15 69/3</p> <p>graph [4] 39/19 47/12 47/15 74/24</p> <p>graphic [8] 34/15 34/17 39/8 39/14 39/15 47/19 48/19 49/17</p> <p>graphically [1] 47/21</p> <p>grateful [1] 176/6</p> <p>gravitate [2] 42/11 42/12</p> <p>gravitates [1] 83/18</p> <p>gravity [1] 240/3</p> <p>gray [1] 103/18</p> <p>great [7] 45/11 59/14 70/17 126/18 205/18 257/17 293/22</p> <p>greatest [1] 210/4</p> <p>green [3] 263/18 263/24 292/5</p> <p>GreenMart [1] 207/14</p> <p>Greenspan [1] 44/22</p> <p>grew [2] 21/24 30/19</p> <p>grips [2] 56/5 56/17</p> <p>ground [1] 157/11</p> <p>group [19] 18/5 18/5 102/5 102/6 137/8 137/9 155/1 155/3 200/12 220/17 222/13</p>
<p>G</p> <p>G-S-G-C [1] 224/1</p> <p>gain [4] 26/19 84/25 201/21 229/18</p> <p>gained [1] 40/18</p> <p>GAMBLE [1] 2/12</p> <p>gaming [1] 256/14</p> <p>gaps [1] 58/7</p> <p>Gardens [1] 204/21</p> <p>Gary [1] 276/9</p> <p>gather [1] 53/7</p> <p>gathering [1] 40/4</p> <p>gave [7] 21/3 24/21 110/12 152/23 164/1 164/2 230/3</p> <p>Gazette [1] 115/3</p> <p>GBS [8] 202/7 202/20 203/3 203/14 203/19 204/1 262/19 263/10</p> <p>GCMASLAW.com [1] 224/11</p> <p>general [12] 12/16 17/7 18/4 25/20 31/18 75/10 78/22 80/21 140/13 143/19 271/1 288/9</p> <p>General's [2] 103/4 122/23</p> <p>generally [10] 29/23 56/19 64/7 66/16 66/20 70/24 72/6 87/2 217/7 260/6</p> <p>generated [5] 31/20</p>	<p>296/2 296/9 296/20 298/13 301/19 307/19 308/6</p> <p>good-faith [1] 296/20</p> <p>goody [1] 268/14</p> <p>gossip [1] 279/3</p> <p>got [41] 6/4 6/5 8/6 13/7 23/16 56/4 60/20 63/3 77/3 82/15 82/19 85/10 90/2 98/11 102/1 102/20 111/22 121/20 139/7 153/17 158/2 170/20 172/13 174/13 181/3 205/23 219/1 219/6 225/18 226/11 233/19 235/7 245/11 249/17 250/5 253/16 264/24 269/3 290/7 308/12 309/5</p> <p>gotten [3] 213/20 270/3 297/24</p> <p>Governor's [3] 154/24 174/17 221/5</p> <p>grade [1] 212/18</p> <p>graded [2] 210/9 240/6</p> <p>graders [7] 210/7 213/4 214/11 214/14 217/1 240/9 259/21</p> <p>grades [1] 208/18</p> <p>grading [5] 206/8 209/18 209/22 210/12 210/17</p> <p>Graduate [1] 14/6</p> <p>GRAF [1] 2/12</p> <p>gram [1] 36/21</p> <p>Grant [1] 199/9</p> <p>granted [15] 13/16 14/2 28/7 42/14 48/16 69/1 82/10 82/20 93/10 94/11 94/22 94/25 117/8 117/10 276/16</p> <p>granting [2] 42/15 69/3</p> <p>graph [4] 39/19 47/12 47/15 74/24</p> <p>graphic [8] 34/15 34/17 39/8 39/14 39/15 47/19 48/19 49/17</p> <p>graphically [1] 47/21</p> <p>grateful [1] 176/6</p> <p>gravitate [2] 42/11 42/12</p> <p>gravitates [1] 83/18</p> <p>gravity [1] 240/3</p> <p>gray [1] 103/18</p> <p>great [7] 45/11 59/14 70/17 126/18 205/18 257/17 293/22</p> <p>greatest [1] 210/4</p> <p>green [3] 263/18 263/24 292/5</p> <p>GreenMart [1] 207/14</p> <p>Greenspan [1] 44/22</p> <p>grew [2] 21/24 30/19</p> <p>grips [2] 56/5 56/17</p> <p>ground [1] 157/11</p> <p>group [19] 18/5 18/5 102/5 102/6 137/8 137/9 155/1 155/3 200/12 220/17 222/13</p>	<p>296/2 296/9 296/20 298/13 301/19 307/19 308/6</p> <p>good-faith [1] 296/20</p> <p>goody [1] 268/14</p> <p>gossip [1] 279/3</p> <p>got [41] 6/4 6/5 8/6 13/7 23/16 56/4 60/20 63/3 77/3 82/15 82/19 85/10 90/2 98/11 102/1 102/20 111/22 121/20 139/7 153/17 158/2 170/20 172/13 174/13 181/3 205/23 219/1 219/6 225/18 226/11 233/19 235/7 245/11 249/17 250/5 253/16 264/24 269/3 290/7 308/12 309/5</p> <p>gotten [3] 213/20 270/3 297/24</p> <p>Governor's [3] 154/24 174/17 221/5</p> <p>grade [1] 212/18</p> <p>graded [2] 210/9 240/6</p> <p>graders [7] 210/7 213/4 214/11 214/14 217/1 240/9 259/21</p> <p>grades [1] 208/18</p> <p>grading [5] 206/8 209/18 209/22 210/12 210/17</p> <p>Graduate [1] 14/6</p> <p>GRAF [1] 2/12</p> <p>gram [1] 36/21</p> <p>Grant [1] 199/9</p> <p>granted [15] 13/16 14/2 28/7 42/14 48/16 69/1 82/10 82/20 93/10 94/11 94/22 94/25 117/8 117/10 276/16</p> <p>granting [2] 42/15 69/3</p> <p>graph [4] 39/19 47/12 47/15 74/24</p> <p>graphic [8] 34/15 34/17 39/8 39/14 39/15 47/19 48/19 49/17</p> <p>graphically [1] 47/21</p> <p>grateful [1] 176/6</p> <p>gravitate [2] 42/11 42/12</p> <p>gravitates [1] 83/18</p> <p>gravity [1] 240/3</p> <p>gray [1] 103/18</p> <p>great [7] 45/11 59/14 70/17 126/18 205/18 257/17 293/22</p> <p>greatest [1] 210/4</p> <p>green [3] 263/18 263/24 292/5</p> <p>GreenMart [1] 207/14</p> <p>Greenspan [1] 44/22</p> <p>grew [2] 21/24 30/19</p> <p>grips [2] 56/5 56/17</p> <p>ground [1] 157/11</p> <p>group [19] 18/5 18/5 102/5 102/6 137/8 137/9 155/1 155/3 200/12 220/17 222/13</p>	<p>296/2 296/9 296/20 298/13 301/19 307/19 308/6</p> <p>good-faith [1] 296/20</p> <p>goody [1] 268/14</p> <p>gossip [1] 279/3</p> <p>got [41] 6/4 6/5 8/6 13/7 23/16 56/4 60/20 63/3 77/3 82/15 82/19 85/10 90/2 98/11 102/1 102/20 111/22 121/20 139/7 153/17 158/2 170/20 172/13 174/13 181/3 205/23 219/1 219/6 225/18 226/11 233/19 235/7 245/11 249/17 250/5 253/16 264/24 269/3 290/7 308/12 309/5</p> <p>gotten [3] 213/20 270/3 297/24</p> <p>Governor's [3] 154/24 174/17 221/5</p> <p>grade [1] 212/18</p> <p>graded [2] 210/9 240/6</p> <p>graders [7] 210/7 213/4 214/11 214/14 217/1 240/9 259/21</p> <p>grades [1] 208/18</p> <p>grading [5] 206/8 209/18 209/22 210/12 210/17</p> <p>Graduate [1] 14/6</p> <p>GRAF [1] 2/12</p> <p>gram [1] 36/21</p> <p>Grant [1] 199/9</p> <p>granted [15] 13/16 14/2 28/7 42/14 48/16 69/1 82/10 82/20 93/10 94/11 94/22 94/25 117/8 117/10 276/16</p> <p>granting [2] 42/15 69/3</p> <p>graph [4] 39/19 47/12 47/15 74/24</p> <p>graphic [8] 34/15 34/17 39/8 39/14 39/15 47/19 48/19 49/17</p> <p>graphically [1] 47/21</p> <p>grateful [1] 176/6</p> <p>gravitate [2] 42/11 42/12</p> <p>gravitates [1] 83/18</p> <p>gravity [1] 240/3</p> <p>gray [1] 103/18</p> <p>great [7] 45/11 59/14 70/17 126/18 205/18 257/17 293/22</p> <p>greatest [1] 210/4</p> <p>green [3] 263/18 263/24 292/5</p> <p>GreenMart [1] 207/14</p> <p>Greenspan [1] 44/22</p> <p>grew [2] 21/24 30/19</p> <p>grips [2] 56/5 56/17</p> <p>ground [1] 157/11</p> <p>group [19] 18/5 18/5 102/5 102/6 137/8 137/9 155/1 155/3 200/12 220/17 222/13</p>	<p>296/2 296/9 296/20 298/13 301/19 307/19 308/6</p> <p>good-faith [1] 296/20</p> <p>goody [1] 268/14</p> <p>gossip [1] 279/3</p> <p>got [41] 6/4 6/5 8/6 13/7 23/16 56/4 60/20 63/3 77/3 82/15 82/19 85/10 90/2 98/11 102/1 102/20 111/22 121/20 139/7 153/17 158/2 170/20 172/13 174/13 181/3 205/23 219/1 219/6 225/18 226/11 233/19 235/7 245/11 249/17 250/5 253/16 264/24 269/3 290/7 308/12 309/5</p> <p>gotten [3] 213/20 270/3 297/24</p> <p>Governor's [3] 154/24 174/17 221/5</p> <p>grade [1] 212/18</p> <p>graded [2] 210/9 240/6</p> <p>graders [7] 210/7 213/4 214/11 214/14 217/1 240/9 259/21</p> <p>grades [1] 208/18</p> <p>grading [5] 206/8 209/18 209/22 210/12 210/17</p> <p>Graduate [1] 14/6</p> <p>GRAF [1] 2/12</p> <p>gram [1] 36/21</p> <p>Grant [1] 199/9</p> <p>granted [15] 13/16 14/2 28/7 42/14 48/16 69/1 82/10 82/20 93/10</p>

<p>G</p> <p>group... [8] 244/2 245/4 245/6 245/12 281/12 284/18 284/24 306/15</p> <p>groups [6] 154/24 155/15 172/21 174/19 222/10 230/10</p> <p>Grove [1] 177/1</p> <p>grow [12] 21/20 37/10 42/24 43/15 47/23 54/11 58/4 59/21 157/14 158/12 188/24 256/18</p> <p>growing [11] 31/24 51/24 54/11 54/12 54/13 54/18 54/18 59/17 96/18 252/9 253/3</p> <p>grown [3] 31/22 37/21 59/20</p> <p>growth [12] 39/2 39/5 39/9 41/5 41/8 42/3 42/6 44/25 54/10 55/14 92/12 171/25</p> <p>GTI [40] 100/24 106/4 106/7 106/23 106/24 107/3 107/15 108/24 109/3 109/12 109/16 109/21 114/3 114/9 115/4 115/9 115/21 117/4 119/7 119/13 123/5 123/12 127/8 128/7 128/18 130/1 130/5 130/7 277/18 279/8 279/13 279/22 280/18 281/9 282/13 282/16 283/13 286/19 287/5 305/15</p> <p>GTI's [9] 118/19 119/4 121/1 127/7 128/5 128/21 129/1 129/10 130/3</p> <p>guarantee [1] 309/14</p> <p>guaranteed [1] 82/5</p> <p>guess [21] 9/22 31/13 32/20 73/2 91/8 94/1 115/2 124/18 125/5 147/22 148/15 150/23 201/17 212/9 244/12 264/25 275/8 277/23 284/16 291/2 293/22</p> <p>guidance [8] 103/20 138/14 138/21 157/6 159/14 173/17 204/17 257/10</p> <p>guide [5] 17/1 17/17 148/8 148/8 172/18</p> <p>guiding [1] 26/2</p> <p>Gustafson [3] 12/12 12/15 12/17</p> <p>GUTIERREZ [9] 2/13 3/8 69/16 69/24 70/13 77/12 81/18 90/22 249/5</p> <p>guys [5] 10/21 121/19 124/15 126/19 213/22</p>	<p>H</p> <p>had [228] 6/9 9/24 14/1 18/12 18/14 18/22 19/21 20/24 22/11 22/17 28/7 28/23 29/17 30/19 31/21 31/22 31/23 33/6 33/7 35/12 41/16 43/13 43/16 44/3 45/24 47/3 49/17 49/22 49/25 50/3 50/6 50/6 50/12 50/23 51/11 53/20 55/25 58/23 61/3 74/15 74/15 74/23 85/2 86/4 86/8 86/12 86/15 86/16 86/17 91/13 103/3 103/12 103/12 103/17 103/25 104/3 104/5 104/7 104/9 104/13 104/13 104/13 105/2 105/3 105/4 106/8 107/3 107/5 107/6 109/11 109/12 110/4 110/6 110/7 110/9 111/9 112/22 115/11 115/12 115/13 115/14 116/3 116/14 117/7 118/14 120/7 122/2 122/23 127/13 127/15 130/11 132/21 134/16 134/16 135/6 136/4 141/10 145/22 146/3 150/14 153/19 153/22 157/6 162/5 165/12 165/20 169/1 173/2 174/10 174/22 174/24 175/1 175/3 179/1 180/14 181/4 181/7 181/12 181/20 181/23 182/5 182/10 182/11 182/23 183/6 183/16 183/18 183/19 185/16 185/24 185/24 187/20 188/18 188/22 189/9 189/12 195/1 195/12 196/5 196/20 197/3 197/15 198/2 198/13 199/10 199/14 199/20 202/13 206/4 206/15 206/22 207/3 208/3 210/17 211/13 211/18 213/3 213/17 213/20 214/1 214/10 214/20 215/11 215/15 216/1 216/21 218/10 220/4 220/5 220/8 226/10 229/4 231/19 231/25 235/18 236/1 239/22 241/24 255/25 258/10 259/18 260/13 260/17 260/21 261/2 264/6 264/6 269/3 272/24 273/1 273/2 273/2 274/20 276/15 276/19 276/24 278/12 280/18 281/17 283/5 283/22 284/10 284/15 288/5 288/9 289/12 289/16 291/3 291/4</p>	<p>291/10 291/14 293/17 298/4 299/22 300/8 301/12 301/13 302/25 303/18 304/25 304/25 305/1 305/6 305/10 306/18 307/2 307/7 307/11</p> <p>hadn't [4] 287/21 288/4 288/5 306/22</p> <p>half [9] 23/1 32/13 32/14 32/15 32/16 32/18 33/18 37/1 50/3</p> <p>Hall [3] 14/16 14/19 14/20</p> <p>hallway [1] 236/14</p> <p>Hammer [4] 202/10 202/14 204/1 265/2</p> <p>hand [5] 99/22 163/8 215/7 215/23 299/19</p> <p>handed [1] 284/22</p> <p>handle [3] 128/15 210/12 215/23</p> <p>handled [4] 140/16 267/3 273/17 306/16</p> <p>handling [1] 258/20</p> <p>handwriting [1] 188/15</p> <p>hang [3] 22/15 125/5 257/9</p> <p>Hank's [3] 115/19 115/22 116/22</p> <p>happen [7] 8/13 42/9 94/24 122/19 148/13 148/19 281/4</p> <p>happened [6] 40/17 45/22 56/12 184/17 262/6 272/10</p> <p>happening [11] 28/6 28/9 28/9 28/22 54/14 55/7 56/23 79/3 79/5 91/24 157/10</p> <p>happens [6] 37/12 37/24 116/9 116/13 145/20 254/18</p> <p>happy [1] 308/18</p> <p>hard [9] 11/18 11/19 75/7 96/14 149/22 152/3 173/23 217/8 240/3</p> <p>harder [1] 91/10</p> <p>Harvard [1] 154/12</p> <p>harvest [2] 37/20 37/22</p> <p>has [83] 9/6 12/12 12/15 19/11 19/14 22/22 24/18 30/7 30/8 30/8 30/9 31/25 32/16 33/6 33/14 37/9 37/19 40/18 44/14 44/23 45/3 48/16 51/10 51/17 53/25 54/1 54/13 57/21 58/20 61/4 65/11 65/15 70/24 71/12 71/12 73/12 73/12 83/21 87/19 87/21 88/6 88/12 93/11 94/22 95/3 95/5 102/6 102/11 112/9 113/7 136/22 142/3 143/20 149/13 168/25 174/7 182/8 182/13 197/7 221/11 236/21</p>	<p>236/23 236/25 237/2 238/20 244/2 244/3 244/9 247/5 248/5 266/20 273/25 274/19 274/20 274/25 275/12 283/10 284/19 290/14 291/5 295/9 297/12 307/22</p> <p>hasn't [6] 5/25 45/1 45/22 64/16 158/16 236/19</p> <p>have [349]</p> <p>haven't [9] 5/18 5/23 16/6 59/6 88/14 92/2 95/1 168/25 287/18</p> <p>having [23] 8/16 11/10 16/11 19/21 71/13 99/24 105/6 107/14 108/24 109/8 126/13 154/8 158/10 164/1 171/12 175/24 187/9 193/23 207/5 234/4 240/14 296/11 297/20</p> <p>HAWKINS [1] 1/24</p> <p>he [190] 5/25 8/24 95/24 111/9 111/16 112/22 116/3 120/3 120/17 120/18 120/21 121/2 125/8 132/23 133/21 143/20 146/2 151/3 156/14 163/12 164/4 164/5 168/25 169/2 174/16 174/19 174/22 174/24 175/1 175/3 175/3 175/5 175/7 175/12 175/14 175/14 175/15 176/18 178/5 178/6 178/7 178/8 179/13 179/15 179/17 179/17 179/17 179/20 181/24 182/5 182/10 182/11 182/25 183/5 184/4 184/5 184/14 184/16 187/20 189/4 189/23 189/25 190/6 190/9 190/15 190/17 190/19 190/19 194/1 194/4 194/6 194/8 194/11 194/19 194/23 195/4 195/8 195/11 195/12 196/5 196/5 196/23 196/25 199/19 201/16 201/21 201/21 202/2 202/25 203/2 203/6 203/8 203/12 203/14 203/16 203/16 203/20 203/25 205/3 205/23 206/4 206/5 206/5 206/6 207/25 207/25 208/3 208/4 208/4 208/7 208/9 209/12 213/4 213/16 216/5 218/6 218/10 222/12 222/18 223/10 224/20 224/21 224/22 225/4 225/8 232/13 236/14 240/19 242/11 245/25 247/17 253/14 257/14 257/14</p>	<p>259/11 259/12 259/15 260/19 261/5 261/11 261/22 262/13 262/15 262/16 262/20 263/12 264/19 264/20 264/24 268/4 269/3 269/11 269/11 269/22 270/3 274/11 274/17 277/23 278/2 278/3 278/8 278/9 280/13 281/8 281/18 282/11 282/15 282/18 282/23 283/1 283/7 288/11 299/6 299/10 299/12 301/6 301/7 301/8 301/9 301/12 301/12 301/12 301/13 301/15 301/15 301/25 302/7 302/7 302/10 308/25</p> <p>he'll [3] 160/3 160/7 253/14</p> <p>he's [26] 6/19 9/24 9/25 147/25 163/25 164/12 175/9 175/12 179/15 181/23 182/22 194/20 194/21 194/24 199/17 200/23 201/17 203/1 203/9 203/11 223/22 261/23 262/10 269/1 270/18 270/20</p> <p>head [5] 45/18 117/12 117/14 174/19 177/15</p> <p>headed [1] 12/18</p> <p>heads [1] 204/16</p> <p>heads-up [1] 204/16</p> <p>health [5] 9/25 9/25 153/20 258/19 259/8</p> <p>hear [14] 11/21 18/6 60/22 69/22 69/22 73/3 100/12 104/12 114/7 121/16 172/5 234/3 259/19 265/15</p> <p>heard [19] 5/12 5/18 5/21 5/22 5/23 24/18 89/1 90/11 100/16 138/19 144/17 181/19 235/12 265/13 276/10 277/21 278/17 278/18 289/2</p> <p>hearing [12] 5/11 18/4 93/21 98/23 99/6 107/10 113/17 166/22 191/20 261/7 274/8 278/20</p> <p>hearings [1] 18/2</p> <p>hearsay [9] 27/9 27/10 80/2 80/14 162/2 162/11 249/13 249/17 249/21</p> <p>heavily [1] 156/11</p> <p>held [5] 25/15 25/17 160/24 186/4 272/12</p> <p>help [7] 21/1 47/12 155/15 156/11 156/18 157/13 172/18</p> <p>helped [5] 22/2 104/1 176/3 176/12 176/18</p> <p>helpful [1] 163/15</p> <p>helping [1] 92/5</p>
--	---	---	---	---

H	206/1 208/6 208/12 209/15 216/7 232/22 236/14 236/16 257/22 260/15 262/15 264/14 264/22 269/3 269/7 274/13 274/17 276/10 276/12 280/21 281/23 282/2 282/11 282/15 301/9 301/20 hired [2] 210/7 219/5 hiring [1] 210/11 his [47] 19/19 21/2 21/18 22/3 22/3 24/11 24/12 27/14 88/3 88/14 121/7 125/10 125/24 132/24 133/21 135/15 136/11 156/14 176/6 176/10 179/22 188/14 188/15 189/4 191/14 191/16 203/5 213/3 223/20 224/2 231/9 232/18 240/20 240/24 259/10 259/19 264/24 264/24 267/3 267/25 278/8 281/7 288/15 297/12 301/9 302/7 308/25 history [6] 25/10 102/18 102/18 217/2 217/5 234/20 hit [3] 58/4 152/4 241/10 hold [7] 127/11 234/8 236/12 236/13 249/1 257/22 291/24 holder [9] 68/7 68/9 68/12 68/20 69/4 69/9 82/4 83/13 166/15 holders [7] 66/5 68/19 82/2 93/13 93/13 94/12 94/23 Holdings [3] 263/19 263/24 292/17 holds [1] 245/12 Holland [1] 154/13 home [5] 11/8 58/16 58/20 58/23 91/25 HONE [5] 2/13 3/7 62/25 63/7 69/17 Honor [81] 5/8 5/20 6/2 6/6 6/16 8/22 10/25 24/3 27/10 60/5 62/23 68/23 74/2 76/16 76/18 76/25 77/5 77/6 77/9 77/18 79/21 80/4 89/20 90/1 99/20 110/15 110/19 111/14 111/19 113/13 113/13 120/4 124/13 124/19 126/25 131/13 133/16 142/6 144/24 145/2 145/5 145/14 146/13 147/11 148/22 149/14 161/7 162/2 192/11 199/23 200/1 210/18 221/10 227/19 233/4 234/2 234/4 235/6 235/10 235/12 236/21 242/10 249/3 250/3 254/2	254/13 254/15 255/21 256/23 256/25 257/12 263/1 274/21 275/9 285/24 289/3 293/10 308/13 308/16 309/3 309/12 HONORABLE [1] 1/11 honors [1] 14/14 hope [4] 24/7 113/21 213/24 243/25 hoped [1] 45/24 hopeful [2] 8/16 296/22 hoping [3] 45/21 57/14 308/20 horizon [1] 193/10 horizontal [2] 40/8 50/19 Hotel [1] 13/6 hour [5] 7/12 19/19 19/20 19/24 309/7 hourly [3] 19/1 19/4 19/19 hours [4] 13/24 154/5 154/6 195/21 house [1] 149/24 housekeeping [3] 5/8 308/17 308/18 how [144] 6/23 7/1 7/11 12/13 14/1 16/5 16/12 16/22 17/19 17/19 18/24 19/6 19/25 21/21 22/4 22/21 22/23 25/9 27/17 28/12 29/2 31/7 31/15 31/21 31/22 31/25 32/1 33/19 34/2 35/8 36/16 38/12 39/20 40/2 40/5 47/10 47/10 47/20 48/9 48/16 50/10 50/21 52/12 53/1 56/5 57/10 58/10 58/15 59/4 59/20 61/18 63/18 63/24 65/4 68/6 68/11 69/1 69/4 75/11 75/13 75/17 76/2 76/8 78/4 78/10 78/19 80/22 80/25 82/15 82/19 82/20 83/11 84/1 84/2 84/10 84/21 85/25 86/24 87/10 91/9 107/6 108/21 112/24 113/8 122/9 123/20 125/6 126/3 126/7 133/7 140/19 143/14 148/8 148/8 151/19 151/23 151/23 152/1 153/4 154/3 154/11 155/9 155/21 155/25 160/9 169/6 176/12 176/13 177/18 178/1 184/1 184/2 185/14 185/15 193/13 195/8 202/23 204/17 213/20 215/22 217/6 230/23 231/3 240/7 248/5 248/17 258/22 259/25 260/19 260/22 264/24 267/5 267/8 274/19 275/12 275/12 284/6 290/6	296/10 302/20 303/8 308/11 308/11 309/5 How's [2] 9/16 238/15 HSU [1] 2/14 huge [3] 33/7 48/16 54/4 Hughes [1] 104/19 huh [6] 7/25 60/18 101/8 177/9 248/16 293/13 Hum [1] 66/11 hundred [3] 88/6 172/6 183/24 hundreds [5] 16/8 16/9 154/5 173/2 175/23 hurricane [4] 56/10 56/12 56/14 56/18 hypothesis [1] 94/7 hypothetical [1] 52/7	161/15 164/10 167/6 169/20 172/5 180/24 181/16 182/16 183/8 183/11 187/25 188/5 188/12 190/24 195/13 199/23 200/6 200/8 203/10 209/3 210/15 211/7 212/1 215/13 217/3 217/6 218/2 221/5 224/10 225/7 225/10 227/24 229/21 233/15 234/4 235/14 235/14 236/10 236/11 237/18 238/21 240/18 241/15 242/12 242/22 246/2 246/2 246/3 246/4 246/12 247/12 248/9 248/13 249/19 251/18 253/8 253/9 253/10 254/17 255/3 256/8 256/23 257/25 258/7 263/2 269/18 269/25 270/19 273/10 279/10 279/20 285/24 291/2 299/25 303/14 304/20 306/15 308/18 I've [44] 6/9 12/14 14/21 15/8 15/9 15/10 15/11 16/7 16/7 16/8 16/18 17/2 17/12 17/16 17/23 17/24 17/25 17/25 18/1 20/17 21/24 30/1 30/2 60/19 85/10 94/21 95/1 95/2 95/2 95/4 100/16 106/8 111/22 137/4 138/19 145/14 145/22 153/7 232/22 249/7 254/21 254/24 278/18 290/25 idea [2] 17/8 296/2 identification [3] 165/24 231/4 310/10 identified [9] 26/17 132/13 140/12 140/24 141/7 183/20 203/23 209/25 241/3 identify [3] 53/12 228/23 259/23 if [286] 5/25 8/18 8/24 8/25 9/1 9/9 9/11 10/9 10/11 10/19 11/2 11/20 11/24 27/4 27/23 27/23 32/8 34/7 35/18 36/16 39/10 39/15 40/10 42/13 42/13 42/17 42/17 45/15 46/18 48/1 48/5 48/19 49/3 49/25 50/13 50/18 50/25 51/21 51/23 51/23 51/24 52/2 52/2 52/10 56/8 56/10 56/11 56/19 56/20 56/20 57/11 57/19 57/20 57/25 58/7 59/24 60/7 62/2 64/6 64/10 64/12 64/18 72/1 73/6 73/17 74/11 76/5 76/14 78/5 79/17 80/24 81/12 82/10 82/15 82/16 82/16 82/19
----------	---	--	---	---

<p>I if... [209] 82/25 83/17 83/21 84/19 84/20 84/20 84/20 84/22 84/22 85/4 85/8 85/10 85/10 88/5 88/11 88/24 89/8 89/11 90/11 90/22 91/8 91/13 91/16 91/24 93/6 93/15 93/22 93/25 94/3 94/10 94/18 95/5 95/5 95/13 96/7 99/5 99/21 103/17 103/25 104/3 105/20 107/9 107/24 108/6 109/19 111/10 113/1 114/6 115/11 115/13 115/13 115/14 119/13 120/2 120/16 122/2 122/14 122/25 123/17 124/25 125/6 129/9 130/10 130/14 130/24 132/21 133/8 133/21 134/1 134/8 134/22 135/6 136/18 139/7 140/13 140/17 141/10 142/2 142/23 145/18 145/20 146/8 146/15 146/18 148/9 149/8 149/22 154/10 162/1 164/16 169/4 169/11 171/16 172/14 173/2 173/9 175/9 175/14 175/15 175/19 177/6 178/8 178/10 178/21 183/1 183/23 189/3 190/9 190/23 192/6 194/16 196/25 197/3 198/11 198/11 199/13 200/5 201/7 201/11 208/3 210/8 210/15 210/20 212/24 217/8 218/10 218/15 219/12 220/9 225/4 228/2 228/14 231/8 231/10 232/3 232/3 232/5 233/3 236/16 237/8 238/22 239/22 239/23 239/24 244/2 244/6 244/21 246/4 246/17 246/17 253/12 254/22 257/22 260/13 260/17 260/18 260/21 261/13 262/3 263/6 264/15 265/21 265/24 266/20 267/21 268/21 270/2 272/19 272/20 272/22 273/14 273/21 274/6 276/15 276/19 278/17 279/21 280/5 281/16 282/1 284/14 285/4 285/7 285/10 286/3 286/8 286/13 287/17 288/4 291/17 291/22 293/7 293/22 294/13 295/1 295/6 297/19 298/19 299/1 299/22 300/8 301/16 302/19 304/15 305/6 306/12 306/17</p>	<p>306/22 307/5 ill [1] 2/5 ill [1] 281/18 illegal [3] 138/6 138/8 275/22 illicit [6] 20/18 37/12 37/24 38/1 38/4 92/6 image [3] 260/13 260/18 260/21 imbalance [1] 37/3 impact [21] 22/5 22/6 24/5 29/24 30/2 30/3 37/24 42/14 48/16 53/9 53/17 56/15 56/18 56/19 57/23 57/25 58/14 63/21 64/22 67/17 68/12 impacted [3] 52/12 68/7 86/25 impartial [2] 209/22 222/24 impartially [1] 211/13 implement [1] 70/23 implemented [1] 79/10 importance [1] 147/9 important [15] 26/22 29/2 51/13 52/18 67/6 67/7 134/13 155/12 157/9 157/15 160/4 160/7 170/4 240/6 266/18 in [778] in-person [1] 167/10 inactive [1] 20/25 inaudible [7] 6/4 46/17 141/25 160/13 182/13 249/3 309/9 inbox [3] 140/23 140/24 140/25 INC [1] 1/25 inception [2] 17/12 39/25 incident [1] 272/16 incidents [1] 144/22 include [4] 35/23 35/24 36/8 113/3 included [5] 110/7 117/4 199/24 203/20 295/20 including [10] 35/12 156/23 173/20 175/25 206/2 208/24 209/10 215/15 226/6 230/9 income [2] 25/23 59/22 incomplete [1] 52/7 increase [18] 32/10 40/6 42/20 48/11 50/24 51/2 51/19 68/20 69/1 88/17 88/19 89/3 91/14 92/15 92/17 92/19 92/21 92/22 increased [1] 54/25 increases [1] 89/4 increasing [1] 51/21 incredible [1] 58/15 incredibly [1] 173/23 index [3] 44/1 44/12 45/2 indicated [4] 19/2</p>	<p>28/19 67/6 262/13 indication [2] 25/10 25/17 indirect [1] 75/24 Indirectly [1] 151/21 indiscernible [2] 73/25 232/12 individual [11] 19/17 21/18 110/5 110/13 110/13 241/24 245/10 261/17 261/18 269/7 276/9 individual's [1] 110/14 individuals [2] 276/21 298/15 indoor [1] 23/15 inducted [1] 14/20 industry [84] 16/24 16/25 22/25 26/18 28/14 29/2 31/24 34/13 34/13 36/6 39/3 40/5 41/19 41/21 41/23 51/14 52/19 53/10 79/2 79/6 92/12 92/16 95/13 102/12 113/19 133/3 154/3 154/19 155/3 155/14 155/16 156/12 156/18 157/9 157/13 157/14 157/14 158/6 158/11 159/2 159/7 165/12 169/19 169/22 170/1 171/4 171/6 171/24 172/2 172/4 172/7 172/13 173/21 174/16 176/4 176/12 176/16 177/19 179/16 190/11 193/2 196/12 203/11 203/12 204/12 222/7 223/10 229/15 230/16 247/9 248/5 250/20 251/2 252/8 253/3 256/11 256/13 256/18 278/14 278/22 279/1 283/8 297/12 307/21 industry's [2] 92/8 157/15 infancy [1] 158/7 inferences [1] 113/8 influence [2] 201/22 214/16 informally [1] 169/13 information [35] 25/9 26/2 28/4 49/22 53/7 75/3 75/5 103/23 121/25 122/21 129/4 129/17 137/21 140/19 141/3 142/6 142/16 143/11 143/12 143/18 144/25 160/6 163/14 189/19 219/2 219/6 219/8 220/4 220/9 240/19 242/10 247/9 270/4 279/6 285/4 informative [1] 193/6 informed [3] 66/21 250/18 281/9 infusions [1] 28/9 inherited [1] 159/8</p>	<p>initial [9] 26/14 29/11 32/12 38/6 39/1 39/4 53/17 171/25 296/14 initially [1] 119/7 initiative [2] 304/5 304/6 injunction [4] 113/17 176/23 191/20 261/7 input [3] 206/15 229/17 229/17 inquire [1] 62/21 inquired [1] 140/20 inquiry [3] 10/18 62/21 87/6 inserted [1] 185/3 inside [1] 59/6 insider [3] 190/19 208/15 246/10 inspect [1] 213/7 inspection [1] 225/21 inspections [2] 171/11 171/13 inspectors [9] 153/24 213/3 213/6 213/18 214/10 214/14 231/22 269/11 272/19 instance [2] 67/21 152/4 instances [1] 144/8 Institute [1] 13/17 Institutional [1] 13/7 institutions [1] 14/14 Instruct [1] 105/13 instructed [2] 121/5 217/6 instruction [1] 160/6 instructions [1] 160/9 insurance [1] 151/14 Integral [2] 106/4 280/19 intellectual [2] 12/25 15/7 intend [1] 253/24 intensive [1] 87/6 intent [6] 136/22 137/12 282/12 282/16 282/24 305/15 interact [1] 193/3 interest [7] 24/22 25/4 108/11 110/9 177/16 263/22 276/20 interested [2] 192/18 244/5 interesting [6] 30/24 31/7 34/2 35/14 41/13 54/4 interests [3] 44/17 107/3 107/7 interfere [3] 110/24 110/24 111/4 interference [1] 89/17 interferes [1] 89/8 intermediary [1] 115/13 Internet [2] 28/8 31/11 Internet-related [1] 28/8 interpretation [3] 103/6 291/18 292/21</p>	<p>interpretational [1] 197/6 interpreted [1] 244/14 interpreting [1] 295/20 interrelated [1] 284/6 intervener [1] 81/15 interveners [1] 89/23 Intervenor [3] 69/14 250/6 257/3 interveners [3] 149/11 149/16 308/11 into [43] 14/20 19/13 21/1 21/14 24/2 24/17 24/20 24/22 25/3 25/12 25/20 26/25 27/2 27/5 35/8 36/13 45/22 46/1 47/11 47/20 56/8 56/11 56/13 56/14 58/10 58/22 64/23 91/9 91/10 91/17 96/8 106/3 111/10 112/10 155/5 185/2 185/3 185/12 240/23 278/23 282/12 282/16 291/9 introduce [1] 133/17 inundation [1] 278/22 invasion [1] 278/18 investigate [2] 55/5 272/25 investigation [5] 26/8 240/20 272/24 273/11 273/12 investigator [1] 269/1 involve [2] 16/10 23/24 involved [33] 9/20 9/20 15/9 17/12 20/12 20/19 20/22 21/22 25/11 28/23 59/18 110/10 128/7 128/17 139/21 152/12 169/19 169/22 178/7 203/11 203/12 203/14 206/8 209/21 230/6 236/14 259/18 260/6 267/1 267/2 267/4 288/10 293/8 involving [3] 153/11 153/12 161/17 irrational [2] 44/23 45/8 irrelevant [1] 112/18 is [519] isn't [12] 39/15 48/9 53/13 85/14 152/8 168/7 197/11 204/21 206/9 219/18 278/9 291/11 issuance [4] 65/18 81/25 88/16 141/20 issue [39] 8/9 10/1 25/5 37/13 56/4 56/5 63/14 82/8 82/20 82/23 88/15 88/16 108/1 108/2 109/13 120/10 120/17 171/22 182/5 182/10 202/1 215/4 225/21 226/12 235/2 235/3 235/25 238/6 238/7 238/12 245/21 255/25 270/10 270/14</p>
--	--	--	--	---

I
issue... [5] 272/20
273/3 279/13 292/22
297/2
issued [12] 26/14
35/12 35/20 63/18 71/2
71/12 93/15 126/13
143/4 299/24 306/1
306/2
issues [39] 5/3 9/25
15/18 22/24 23/4 25/7
101/1 112/18 132/20
148/15 148/15 150/18
152/7 152/11 152/11
157/22 157/25 158/25
171/9 171/10 171/11
172/19 183/5 195/12
197/1 197/4 197/6
197/18 198/12 201/4
215/4 215/17 215/22
216/14 234/17 240/14
291/10 296/6 298/16
issuing [3] 71/8 71/8
143/15
it [693]
It'd [2] 44/6 217/14
It'll [9] 135/1 162/14
188/8 200/3 200/10
217/25 218/22 251/25
256/3
it's [224] 7/3 7/20 9/11
17/11 17/11 18/5 19/7
23/3 23/3 23/6 23/24
27/6 27/12 27/18 27/19
30/12 30/13 31/6 32/2
32/2 33/7 33/23 34/23
34/23 34/23 34/25
35/13 37/7 40/10 40/14
43/4 43/4 45/8 45/9
46/15 48/7 49/15 51/21
52/14 53/14 53/14 54/3
54/3 54/4 54/5 54/11
54/13 54/17 54/18
54/18 55/24 56/6 56/24
57/17 58/6 58/13 58/15
58/24 59/2 59/4 59/14
61/15 62/20 64/10
64/12 68/18 73/24
74/18 75/7 77/3 77/3
77/10 78/2 80/2 80/5
81/11 83/14 83/16
83/25 83/25 84/15
85/16 87/2 87/5 87/19
89/13 89/14 89/15 91/4
92/5 93/20 94/10 94/16
94/16 94/18 95/5 97/18
97/23 100/13 100/14
101/25 106/22 108/17
109/24 109/25 110/16
111/7 112/19 113/18
113/20 116/1 116/19
117/18 123/2 124/6
125/6 132/1 133/25
136/22 136/24 137/10
137/12 137/17 138/24
148/12 148/17 149/5
150/1 152/3 157/9
157/12 157/12 157/12

158/15 160/16 162/2
162/3 162/10 162/10
164/16 166/3 171/11
171/11 172/11 178/14
179/20 180/2 181/2
185/1 185/19 188/6
189/3 192/14 197/24
205/14 207/5 207/6
207/6 211/19 211/22
211/23 212/11 212/25
221/8 223/18 223/20
227/1 228/15 234/5
234/12 234/12 234/17
235/3 235/6 237/22
239/23 240/3 240/4
242/14 243/4 243/4
243/8 245/12 246/5
248/6 249/13 249/13
249/14 249/15 249/17
249/20 249/20 249/21
250/3 250/5 251/19
252/11 253/17 254/1
254/3 254/7 256/9
261/23 263/1 271/19
271/20 271/23 272/7
273/11 275/10 277/14
278/5 278/9 278/18
279/12 285/15 289/24
290/4 290/7 293/17
299/15 304/4 306/4
308/10
item [3] 26/15 185/11
273/10
items [2] 26/17 141/7
its [22] 17/11 30/11
32/18 37/14 38/19
67/17 68/20 68/21
88/23 88/24 93/10
93/11 135/11 152/10
158/7 171/24 185/24
212/20 238/17 239/9
281/5 302/25
itself [17] 23/19 54/5
123/5 123/12 123/19
154/3 155/16 156/18
185/19 186/11 195/22
214/23 230/2 230/23
231/5 248/17 303/6

J
J-o-r-g-e [1] 100/3
JAG [2] 18/2 18/3
JAMES [1] 2/6
January [23] 26/15
29/11 29/17 29/18 30/7
32/6 40/8 40/21 40/22
41/9 41/24 46/5 46/8
47/9 54/6 54/7 54/12
54/19 55/3 72/22 74/24
97/12 201/10
January 2018 [1] 97/12
JARED [1] 2/14
JD [1] 1/25
JENNIFER [2] 2/11
106/20
jeopardize [1] 21/12
Jeremy [1] 88/1
Jersey [1] 17/5
JILL [2] 1/24 112/7

Jim [2] 202/10 265/2
job [10] 152/10 168/14
169/4 169/9 169/12
261/9 261/11 298/19
298/20 299/23
jobs [7] 75/10 75/11
75/13 75/18 75/21
75/22 75/24
Joe [1] 69/24
John [7] 17/10 174/13
176/2 181/20 187/5
195/25 291/10
join [1] 308/21
joint [5] 61/22 262/22
263/1 263/6 264/9
JORDAN [1] 2/17
Jorge [12] 2/20 99/23
100/3 166/8 167/11
169/1 169/1 181/20
241/19 288/17 290/8
290/15
JOSEPH [1] 2/13
Journal [1] 115/3
JR [2] 187/3 187/5
JUDGE [20] 1/11 9/20
10/19 18/4 24/18 39/11
39/12 43/16 62/15
100/18 113/23 124/23
125/20 126/17 126/20
131/6 149/25 161/14
212/10 262/24
Judge Togliatti [2]
9/20 126/20
judges [2] 17/17 18/6
judgment [2] 81/10
81/11
judicial [2] 18/5 18/6
July [27] 18/13 40/9
74/6 114/9 114/22
114/24 115/9 115/11
116/22 136/16 137/10
159/3 159/7 160/20
165/8 178/12 180/3
180/6 180/22 182/9
196/18 197/13 197/22
204/8 239/6 279/17
304/16
July 2017 [1] 159/3
July 6 [1] 137/10
jump [1] 258/7
June [13] 57/15 63/7
75/2 77/25 192/14
193/9 193/21 193/21
193/23 194/25 195/4
195/13 195/24
June's [1] 251/5
jurisdiction [20] 20/20
23/21 34/2 34/3 45/16
55/8 70/25 71/3 183/2
184/20 185/20 241/25
244/2 244/6 245/17
277/25 278/3 292/19
297/3 297/20
jurisdictions [10]
17/19 17/20 34/5 36/17
65/9 87/23 94/24 95/14
185/18 227/3
just [127] 5/7 5/8 5/13
5/13 6/4 6/13 9/23 10/1

17/16 17/18 19/11
22/15 23/16 23/17
24/21 26/18 27/14
27/15 28/12 30/18 31/1
35/2 37/7 37/18 39/24
40/5 40/19 42/13 45/2
45/24 50/10 51/3 54/5
54/15 57/24 58/19 60/3
60/20 66/16 68/24 75/7
75/10 77/5 77/24 80/21
81/2 81/23 84/8 87/12
89/13 90/9 90/9 97/3
101/24 103/4 104/4
105/22 107/8 111/9
111/18 112/4 113/13
116/4 117/3 118/7
119/10 120/4 121/12
122/24 124/13 124/19
125/2 132/13 133/21
134/2 139/16 140/2
140/11 145/2 147/12
147/15 148/2 152/4
153/11 153/12 154/6
154/13 158/2 160/13
162/19 167/5 169/3
170/9 173/1 178/21
179/12 179/20 182/21
183/18 183/20 185/23
187/20 188/12 189/16
192/13 193/9 200/5
200/6 200/7 200/14
201/17 201/24 202/2
204/12 207/5 212/17
217/11 218/25 219/18
225/14 226/5 228/2
228/2 228/10 228/15
229/21 229/21 230/14
231/20 231/25 233/23
237/14 239/22 242/12
243/15 247/15 247/15
248/5 248/19 250/13
250/23 254/8 256/9
256/22 257/10 258/7
258/13 263/2 270/25
273/18 274/1 275/5
279/11 282/19 288/13
288/13 290/8 291/1
291/8 291/18 291/19
296/24 298/10 300/10
301/19 301/22 303/24
305/3 307/16 309/9

K
KAHN [1] 2/14
Kara [2] 10/7 272/18
Karalin [1] 105/5
keep [20] 6/20 10/20
19/1 19/4 21/1 61/24
97/7 97/7 97/16 113/22
116/12 143/24 157/9
170/1 250/9 287/14
291/23 291/23 291/23
292/7
keeping [1] 250/18
Kelesis [1] 198/3
KEMP [3] 2/4 243/1
243/2
Kemp's [1] 229/2
kept [3] 16/6 169/25

206/11
key [1] 203/23
kicking [1] 80/22
kill [1] 187/7
kind [57] 5/7 7/20
12/18 21/17 21/22 22/8
23/3 23/4 25/8 25/9
25/25 28/11 28/21
30/24 31/2 31/4 31/8
31/24 34/11 37/2 39/23
40/13 40/21 40/22 41/5
50/10 51/15 52/13
52/15 53/16 74/18
80/23 80/25 81/1 97/4
100/23 103/9 103/18
103/18 103/21 113/20
150/4 151/25 152/8
158/21 166/10 167/4
176/16 197/19 203/23
214/3 217/14 234/13
273/25 296/17 299/6
302/16
kindness [1] 96/2
KIRILL [1] 2/15
knew [18] 56/10 56/16
107/3 107/11 130/7
169/16 174/16 174/19
174/22 179/16 193/8
204/1 206/17 219/17
229/6 229/9 237/4
284/11
knock [1] 51/7
know [244] 6/6 6/11
6/15 8/13 8/14 8/15
8/16 9/22 10/10 10/16
11/25 17/23 18/3 19/21
19/25 19/25 21/4 21/22
24/19 25/3 25/17 30/18
31/3 31/5 31/6 31/8
31/9 31/14 33/3 33/13
35/14 36/3 40/11 40/11
40/17 42/12 49/5 50/22
51/9 53/1 54/17 55/3
55/6 55/19 56/6 56/6
56/12 56/18 56/23 58/5
58/20 59/1 59/9 59/17
59/20 66/16 70/25 73/1
75/21 77/22 78/7 78/14
78/18 78/25 81/12
82/14 84/21 84/22
84/23 85/21 86/21
87/14 88/10 88/24
90/15 93/15 93/22 94/3
94/22 95/5 95/10 95/12
97/23 100/15 100/16
101/3 103/24 104/2
104/4 104/13 104/15
106/21 107/6 109/19
109/19 115/11 115/12
115/14 116/1 116/3
116/8 116/19 118/17
118/22 120/12 120/13
122/22 123/1 124/9
124/20 124/20 126/3
126/21 128/12 129/3
129/6 129/9 129/14
129/21 131/24 132/3
132/21 135/9 135/18
135/24 135/25 136/1

K	lab [1] 155/1	262/4	235/8	65/19 70/6 70/18 71/1
know... [117] 136/17	labeled [1] 44/21	leaving [1] 169/3	Libra [2] 232/25 240/14	71/2 71/5 71/6 71/8
136/18 137/5 137/7	labs [2] 36/8 36/9	lectern [7] 60/8 69/13	license [109] 13/11	71/13 71/14 71/15
138/24 139/6 139/11	lack [4] 91/5 158/12	89/22 95/20 98/11	20/25 21/12 23/11	71/17 75/12 75/15
140/9 140/17 140/18	210/21 210/24	257/5 293/5	23/12 23/12 24/7 28/24	75/16 75/17 75/24 76/3
141/3 141/5 142/24	Lacks [1] 129/12	lecture [1] 15/13	29/22 34/1 44/5 45/16	76/5 76/7 78/11 81/3
143/16 143/24 147/3	Ladies [1] 308/9	lecturing [1] 16/17	48/3 48/4 52/3 52/12	81/7 82/1 82/9 82/10
148/8 151/24 154/2	laid [1] 77/13	led [1] 105/23	52/14 66/5 66/24 68/7	82/11 82/12 82/19
154/11 155/6 155/22	Lake [1] 13/21	left [7] 47/24 201/11	68/9 68/11 68/12 68/13	82/20 82/23 85/2 86/4
157/10 157/11 157/13	land [1] 225/20	214/25 259/12 259/15	68/16 68/16 68/18	86/9 86/15 86/16 87/1
157/16 160/14 160/23	landscape [1] 28/12	259/18 298/20	68/19 68/20 68/25 69/2	87/2 88/6 88/12 88/17
162/3 167/24 169/6	language [2] 103/1	legal [17] 16/13 20/16	69/3 69/3 69/4 69/7	89/4 89/8 89/12 89/13
171/10 171/11 172/1	185/3	25/5 37/9 39/21 59/3	69/8 69/9 69/25 72/3	89/14 92/15 93/15
174/13 175/9 175/10	lap [1] 152/9	62/8 64/11 65/5 65/24	79/14 81/5 81/9 82/2	93/18 93/25 94/7 94/11
177/6 178/8 185/12	large [5] 18/5 42/22	88/18 120/10 131/2	82/4 83/11 83/12 84/17	94/14 94/19 94/21
189/10 189/15 190/3	44/19 54/17 283/13	159/4 159/17 204/8	85/4 85/6 85/8 86/1	94/25 94/25 95/10 96/8
190/22 192/7 192/20	larger [2] 51/23 51/25	280/25	87/4 89/6 90/19 90/22	106/2 107/3 107/7
193/3 194/16 196/3	LAS [13] 4/10 142/13	legalize [1] 247/3	90/25 93/6 93/10 93/12	108/21 112/18 117/8
198/7 201/24 202/10	143/1 143/4 143/7	legalized [1] 32/17	93/13 94/12 94/23	117/11 118/14 119/17
202/20 203/24 205/21	143/8 155/25 192/15	legislature [3] 82/8	109/3 110/5 117/25	123/20 126/3 126/8
205/24 207/14 207/17	237/24 239/12 303/7	82/13 82/18	118/12 121/19 128/8	126/13 130/11 130/12
209/21 210/20 215/2	303/9 310/12	legitimate [2] 20/12	130/19 130/23 132/7	130/25 132/3 132/10
219/17 225/4 225/11	Las Vegas [1] 192/15	21/23	132/11 142/19 143/3	135/17 136/19 137/13
228/11 231/3 231/10	last [14] 7/1 7/2 11/14	less [8] 7/12 7/12	166/15 174/22 174/24	138/1 141/7 183/10
237/19 237/21 238/10	16/8 22/21 41/16 49/9	52/17 55/15 55/16	175/1 183/3 185/20	184/3 184/21 185/17
242/24 243/1 253/15	55/21 57/10 57/25	57/24 59/24 71/5	186/5 186/19 190/17	185/25 186/9 203/17
257/9 259/12 259/15	96/14 226/21 302/13	let [32] 8/24 9/4 9/13	195/19 196/15 200/23	210/20 213/17 213/20
259/21 261/13 261/20	303/15	9/14 10/17 11/24 15/24	204/2 206/5 216/9	225/19 277/25 290/18
262/19 262/21 263/13	lastly [1] 289/22	20/9 21/8 31/17 46/18	228/17 232/4 239/10	292/5 292/15 292/18
264/3 264/7 264/20	late [4] 114/18 114/22	76/18 76/21 97/7	241/25 244/17 245/12	297/17 297/21 297/23
264/21 264/22 264/24	114/25 115/1	110/11 127/11 140/1	294/15 294/21 297/3	297/24 298/1 298/4
265/24 266/15 267/5	later [3] 97/24 227/3	149/24 192/7 227/21	297/19 301/10 301/13	298/5 302/7
267/8 269/9 269/24	297/8	228/23 243/13 250/12	303/18 303/19 305/24	licensing [12] 20/21
270/1 272/14 273/24	latter [1] 37/1	254/8 254/17 256/22	305/25 306/2 306/3	33/8 78/14 78/15 78/19
276/4 276/9 278/4	launching [1] 79/7	257/10 285/22 294/24	306/12 307/10	103/16 152/10 192/18
278/16 279/16 282/18	law [16] 14/9 14/10	304/4 305/21 306/17	licensed [5] 12/6 12/14	192/19 192/21 195/9
288/24 291/17 293/9	17/17 72/12 88/22	let's [67] 8/20 12/2	20/20 21/15 35/16	203/7
293/10 295/19 296/10	88/22 89/1 163/9 202/8	24/17 46/12 50/22	licensee [24] 46/6 46/7	licensure [1] 62/3
296/13 298/24 299/12	223/21 223/24 223/25	53/25 54/20 55/9 55/17	52/11 93/8 93/14	life [1] 30/1
299/14 299/20 304/5	266/11 276/17 276/22	93/7 105/22 109/15	111/17 121/13 121/18	light [5] 263/18 263/24
304/7 306/15	288/6	113/21 124/3 139/15	122/3 143/21 175/21	276/15 276/19 278/5
knowable [4] 56/2 56/7	lawful [1] 82/25	162/17 164/9 168/18	181/1 185/12 194/23	like [90] 5/16 8/17 9/10
56/9 56/16	Lawry's [1] 192/21	176/21 180/5 180/21	194/24 195/4 195/9	10/2 10/3 20/14 20/14
knowledge [11] 26/19	lawsuit [1] 166/5	180/21 183/12 183/24	197/7 205/23 216/21	21/21 21/23 22/14
58/1 94/20 154/2 190/1	lawyer [4] 170/23	192/2 192/9 193/20	229/14 239/6 266/22	25/20 27/3 37/16 37/17
217/1 221/12 240/10	196/9 197/19 224/13	194/25 195/24 196/17	271/12	37/18 37/22 43/18
240/11 269/23 276/25	lawyers [4] 14/18	196/18 197/22 200/5	licensees [32] 51/3	45/11 45/19 51/14 56/6
knowledgeable [3]	23/23 173/20 207/6	205/13 205/14 205/15	155/6 155/16 156/4	56/24 66/20 70/25 71/2
173/20 174/2 222/18	lay [7] 80/8 124/22	213/9 217/21 226/16	156/6 156/8 156/17	72/9 89/12 89/13 91/16
known [8] 56/2 56/6	250/12 253/9 253/24	228/9 228/10 231/9	157/2 157/5 158/23	91/25 100/22 100/23
56/9 56/16 153/7	254/8 254/18	231/9 236/20 236/20	159/11 170/9 172/10	101/3 101/9 104/15
202/23 221/2 262/15	lead [1] 295/25	243/13 246/4 250/9	172/14 172/18 172/22	107/22 111/18 123/21
knows [2] 8/14 157/12	leaders [1] 174/5	252/11 260/4 265/5	173/3 173/6 185/24	125/1 125/2 126/23
KOCH [3] 2/15 3/18	leadership [3] 14/10	265/20 267/13 267/13	193/12 195/12 196/9	133/16 134/21 136/21
293/1	15/6 15/12	267/18 268/13 276/3	197/3 197/20 201/2	140/2 140/21 143/20
Kouretas [12] 175/9	learn [5] 10/9 70/22	279/8 279/25 280/2	204/5 204/15 206/20	147/9 150/18 150/18
175/10 181/17 182/3	114/8 176/12 176/18	280/3 281/12 281/13	215/10 226/2 241/24	153/1 155/9 156/14
182/8 182/13 183/17	learned [7] 70/8 71/23	285/13 288/19 291/21	261/25	161/6 166/9 166/18
185/9 188/13 218/3	130/3 166/21 174/12	299/16	licenses [145] 20/8	169/14 175/19 176/13
219/4 220/3	176/15 240/20	letter [13] 142/13	24/6 28/7 35/12 35/20	177/5 177/13 184/6
Kouretas' [1] 182/17	learning [3] 70/18	142/18 143/1 143/3	35/23 35/24 35/25 36/1	185/11 190/23 192/19
Kouretas's [2] 183/12	154/16 156/16	234/5 239/3 239/11	36/3 36/5 42/14 42/15	195/1 198/2 201/2
191/17	least [17] 8/17 21/7	263/18 272/20 282/12	42/17 42/23 43/14 45/6	203/1 203/2 203/25
Kovler [1] 106/14	24/8 35/16 53/18 56/19	282/16 282/24 305/15	45/12 45/13 45/17	211/25 215/23 221/4
Ky [5] 118/17 119/3	58/21 59/4 64/16 70/24	letters [1] 244/9	45/21 45/21 45/22 47/2	231/20 254/15 254/24
140/22 243/21 244/23	72/22 108/18 116/2	level [7] 112/24 135/18	47/2 47/3 48/16 50/12	257/3 262/10 263/6
L	136/10 204/16 258/20	153/2 160/8 212/17	50/17 50/19 50/19	273/18 281/18 286/12
	299/13	240/2 263/3	50/23 52/14 55/7 61/18	289/22 290/16 296/12
la [2] 188/17 189/13	leave [3] 135/4 261/13	LEVIN [3] 2/10 146/1	62/3 62/7 63/13 63/18	297/13 298/1 301/21

L	128/18 129/2 129/11 129/22 130/1 130/4 220/21 220/24 222/4 222/15 223/2 225/13 226/3 227/2 227/11 228/24 229/7 282/22 locations [13] 35/21 39/7 42/23 48/2 48/18 50/1 50/2 50/7 94/3 224/19 224/25 226/22 226/24 log [10] 271/24 272/8 272/11 272/12 272/13 272/24 273/6 273/6 273/11 273/12 logistics [1] 117/3 logs [1] 272/12 Lone [2] 62/22 62/24 long [23] 6/23 7/1 7/2 7/11 9/11 12/13 14/1 16/19 20/23 27/17 28/23 31/13 33/6 53/13 53/14 57/10 149/5 202/23 216/21 275/5 284/5 293/4 297/23 long-time [1] 20/23 long-winded [1] 31/13 longer [2] 9/12 308/12 look [86] 10/2 27/24 30/17 31/2 31/14 31/14 31/25 32/1 53/11 53/16 55/9 56/23 56/23 67/22 67/25 75/1 76/2 76/10 79/24 79/25 87/6 87/16 97/9 103/19 121/18 124/3 124/14 124/15 124/16 124/25 125/1 125/1 125/3 125/7 125/8 125/9 133/23 134/2 136/24 138/12 140/5 161/12 161/15 161/16 166/9 168/18 176/13 178/10 179/5 180/5 183/23 193/20 194/16 194/25 195/24 197/22 199/13 200/5 201/17 201/25 205/13 205/13 221/11 221/16 226/16 228/9 231/9 247/16 252/11 253/10 253/14 263/7 263/14 265/20 267/21 270/2 279/25 280/5 281/12 281/16 287/2 287/5 290/14 293/23 298/20 302/20 looked [31] 28/2 28/4 28/5 28/6 28/7 28/19 28/21 29/1 29/3 31/21 36/20 57/11 57/13 65/3 72/24 73/6 75/4 76/4 79/2 140/2 140/25 155/9 177/5 184/5 185/12 185/15 188/3 272/14 272/16 293/17 307/9 looking [31] 25/8 25/22 28/11 29/22 35/9 51/9 70/11 72/9 73/15	76/20 77/2 77/3 80/22 80/25 97/14 97/14 112/2 125/4 161/15 169/12 180/24 188/5 199/6 236/10 236/11 240/12 247/12 272/13 274/4 293/11 296/3 looks [7] 30/13 54/24 63/4 72/9 195/1 198/2 281/8 lose [1] 87/7 losers [1] 49/6 losing [1] 209/1 lost [3] 13/1 38/19 160/13 lot [58] 12/21 12/24 14/5 14/11 15/12 16/17 18/2 22/4 23/2 23/19 28/4 28/5 28/8 28/11 28/19 28/21 30/25 31/8 33/4 33/4 33/8 37/2 37/18 37/21 37/22 37/25 38/5 41/18 41/22 44/16 44/18 45/10 45/20 45/25 55/6 59/18 87/14 91/20 93/11 104/4 105/25 136/1 152/7 154/9 154/13 157/10 202/3 221/4 258/7 277/17 278/12 278/13 286/18 293/21 293/24 297/2 300/4 305/14 lots [1] 204/9 loud [3] 6/8 6/13 209/12 louder [1] 235/7 lovely [2] 98/8 236/18 low [2] 233/9 233/12 lower [8] 49/1 49/5 57/3 59/10 59/14 59/25 91/23 290/16 luck [1] 232/13 lunch [14] 9/15 126/16 127/6 130/10 183/16 183/17 183/20 187/3 187/9 187/16 188/18 189/12 189/16 194/4 luncheon [3] 192/15 192/24 196/20 luncheons [3] 155/14 155/18 172/13 lunches [1] 181/23 lying [1] 273/15	305/24 Madrigal [1] 205/21 magazine [1] 41/19 Maggie [1] 207/11 mail [13] 138/16 153/8 164/17 223/17 224/4 224/10 225/1 225/3 242/22 243/4 243/18 243/20 243/25 mainly [1] 109/12 maintain [1] 210/3 maintained [2] 206/12 258/16 majority [2] 172/10 214/20 make [36] 9/23 10/17 15/16 24/6 24/19 27/8 35/2 40/21 42/8 44/25 62/21 70/11 80/14 90/10 91/14 147/22 148/3 155/6 157/21 185/15 185/16 238/23 239/25 245/13 249/17 255/10 261/5 265/13 268/11 274/1 277/23 284/14 298/4 299/10 303/8 309/14 makes [6] 11/17 11/20 37/7 81/12 91/10 169/17 making [12] 16/2 31/23 71/5 145/19 157/1 157/4 159/10 171/16 196/11 256/8 263/2 277/24 man [3] 195/21 212/17 276/12 management [5] 13/7 14/10 25/11 48/14 67/14 manager [1] 139/19 manages [1] 59/5 managing [1] 12/11 mandate [1] 108/18 mandated [1] 237/2 manifestly [1] 148/11 manner [1] 209/23 manpower [1] 210/7 many [58] 14/10 15/23 16/1 16/5 16/12 16/16 17/19 17/19 23/13 36/4 58/10 60/1 61/18 63/18 71/2 71/6 71/8 71/13 71/13 75/11 75/13 75/17 91/9 108/21 112/24 113/8 115/15 115/16 116/4 116/4 123/20 126/3 126/7 143/14 151/19 155/2 161/2 168/4 172/24 173/2 176/10 176/18 181/4 184/3 204/4 204/15 206/20 207/6 207/19 213/20 223/12 258/22 274/19 275/12 284/6 297/12 297/21 308/11 map [4] 34/15 35/11 35/17 35/18	maps [1] 28/7 March [12] 54/18 54/25 55/3 55/13 55/14 55/15 55/18 56/3 56/17 189/9 189/12 303/25 marijuana [89] 21/25 28/25 34/8 39/3 41/2 41/11 41/11 41/13 41/17 41/25 46/6 53/19 59/10 59/19 63/25 64/7 64/10 64/18 65/24 66/10 66/15 67/2 72/20 72/25 73/7 74/15 74/21 75/5 77/10 77/23 78/5 78/16 79/6 80/5 80/24 133/2 137/13 138/17 150/5 150/10 150/16 151/4 151/21 151/25 153/11 153/15 154/21 154/25 155/25 158/3 176/4 176/19 192/15 193/12 195/18 197/18 198/12 222/25 223/1 223/4 230/7 230/11 239/9 243/20 244/4 246/24 247/3 248/18 250/16 250/19 251/5 251/7 252/6 252/22 255/2 255/7 255/13 256/13 258/10 258/13 258/20 260/6 266/21 269/2 275/23 296/22 304/12 304/15 307/21 mark [5] 2/3 34/22 39/10 200/15 205/17 marked [2] 34/21 200/11 market [161] 20/18 23/19 24/5 24/6 25/18 25/19 25/23 26/3 28/10 28/12 28/13 28/22 29/22 30/8 30/11 30/13 30/18 31/2 31/5 31/8 31/15 31/15 31/19 31/21 33/7 35/10 36/13 36/14 37/2 37/12 37/14 37/23 37/24 37/25 38/2 38/4 40/19 40/20 42/9 42/20 42/24 42/25 43/13 43/14 43/20 43/21 44/11 45/17 45/23 47/3 47/23 48/5 48/6 48/11 48/25 50/25 51/1 51/2 51/19 51/24 52/6 52/15 52/17 54/4 54/4 54/18 57/20 57/21 58/1 58/1 58/2 58/3 58/4 58/12 59/1 59/1 59/9 59/11 61/4 62/7 63/25 64/3 64/14 64/23 65/1 65/5 65/5 66/2 66/19 67/21 68/1 68/4 68/7 68/9 68/12 68/14 68/20 68/21 68/22 68/22 68/23 70/14 76/6 78/23 80/22 80/25 81/24 82/1 82/5 83/12 83/15 83/17 83/22 83/22 83/24 84/2 84/6
----------	--	---	--	--

M	147/8 163/12 164/24 165/6 166/14 167/13 168/9 176/25 180/12 184/19 184/20 231/22 233/24 240/19 260/22 261/12 266/7 266/7 285/22 300/7 306/21 maybe [31] 7/12 8/14 8/18 9/12 9/20 16/15 21/10 43/7 47/12 51/10 75/20 75/21 85/11 91/16 91/16 97/23 113/17 123/23 151/22 167/16 183/23 197/7 254/3 260/11 262/16 267/15 285/24 298/20 300/5 305/2 306/20 MBA [1] 13/8 McCarran [2] 29/4 33/21 McCrary [1] 204/20 McDonald's [10] 30/20 30/21 30/23 31/1 43/5 43/6 43/8 43/8 43/9 64/19 McLetchie [1] 207/11 me [106] 5/6 5/24 6/1 6/18 6/20 9/4 9/13 11/7 15/24 18/21 19/18 20/9 21/1 21/2 21/3 21/8 27/3 27/23 27/25 29/10 31/17 33/15 46/18 60/22 63/13 64/6 64/11 69/6 69/22 69/22 76/18 82/4 82/15 83/22 91/10 92/11 94/1 97/7 100/12 101/9 102/3 102/8 110/11 114/6 118/25 119/7 119/24 120/19 121/2 121/13 122/9 127/11 127/22 130/12 134/8 135/14 135/17 137/15 137/15 139/8 140/1 149/24 161/13 164/5 164/11 167/24 169/7 187/7 189/13 197/24 201/8 201/25 202/1 203/1 210/16 227/21 234/19 234/23 235/23 242/6 243/13 246/18 249/12 249/25 250/4 250/12 252/12 254/8 256/22 257/10 257/14 260/17 262/4 266/17 268/25 270/21 277/10 282/19 285/22 294/24 298/20 301/8 301/12 304/4 305/21 306/17 meals [2] 181/19 181/20 mean [31] 9/19 10/12 18/3 37/6 57/1 64/16 85/1 91/4 96/9 96/17 104/22 119/10 130/20 152/3 153/3 153/7 158/22 159/17 169/14 173/9 178/22 179/12 201/16 204/11 219/1	232/1 240/11 253/19 261/12 270/13 301/22 meaning [5] 163/14 220/17 239/6 240/7 244/15 means [4] 51/25 102/9 175/19 268/10 meantime [1] 89/17 measure [2] 56/21 158/15 measures [2] 121/6 122/17 measuring [1] 22/22 mediation [1] 236/14 medical [47] 28/24 28/25 34/1 34/3 34/4 34/5 34/6 34/7 34/8 34/9 34/10 40/14 40/18 40/19 45/12 45/15 45/16 45/17 45/21 45/21 102/25 103/1 103/16 104/10 104/14 155/25 185/25 186/4 186/5 186/9 192/15 193/12 212/18 222/25 229/22 230/6 230/11 241/23 245/16 246/24 290/19 295/22 296/4 296/14 296/15 303/18 303/19 Medicine [2] 291/14 292/14 Medifarm [2] 275/13 275/18 Medley [1] 21/9 meet [8] 106/12 164/4 190/8 197/3 281/17 281/23 283/19 284/1 meeting [46] 5/19 5/22 6/17 6/23 7/21 9/21 15/13 15/19 18/13 106/7 116/20 126/20 135/10 136/5 136/8 136/10 136/15 163/13 163/19 164/20 164/21 166/4 166/8 167/11 180/14 180/24 181/1 182/6 182/11 182/21 182/23 183/6 188/20 188/22 189/1 189/14 193/23 194/4 195/1 195/25 197/15 199/14 199/20 246/6 282/8 300/1 meetings [17] 116/4 155/14 155/18 156/6 165/21 167/10 170/13 171/3 172/14 181/4 181/8 181/13 188/6 207/3 207/5 216/1 229/17 meets [2] 147/14 244/7 Melanie [2] 105/4 198/24 Melissa [1] 197/16 member [8] 14/24 165/11 174/16 180/9 198/8 203/3 263/19 264/13	members [13] 14/20 104/9 106/7 170/9 193/2 198/10 212/20 265/10 306/14 306/19 306/22 307/1 307/11 memo [1] 188/13 memory [8] 27/5 27/24 38/15 61/10 125/10 126/4 167/21 262/16 mentioned [7] 38/8 47/25 53/20 93/5 104/20 104/24 136/4 merely [3] 14/24 85/13 220/5 merger [2] 108/6 287/6 mergers [1] 278/13 message [1] 300/10 messages [13] 135/7 199/24 280/1 280/6 281/12 281/14 285/15 286/1 286/6 300/4 300/4 300/7 300/9 met [13] 15/20 63/7 106/8 106/10 106/22 161/2 182/4 196/8 207/11 278/5 282/2 283/4 283/11 methodologies [2] 25/22 26/1 methods [1] 25/24 METRC [1] 171/19 metric [1] 231/3 metropolitan [1] 33/16 Mexico [1] 95/3 mic [11] 6/5 110/19 111/1 111/23 111/25 112/2 112/5 112/9 112/11 235/8 235/16 Michael [9] 163/9 163/17 163/19 202/21 202/23 262/10 263/7 264/12 264/15 Michelle [2] 180/7 180/7 Michigan [5] 13/5 13/8 20/10 20/10 21/24 middle [6] 44/14 45/3 137/20 138/12 164/17 179/7 might [17] 18/15 42/25 48/10 48/25 49/1 56/14 68/20 68/21 83/14 83/23 84/10 84/16 86/25 91/19 190/22 210/8 236/14 mighty [1] 6/11 MIKHAYLOV [1] 2/15 miles [1] 33/15 MILLER [11] 2/5 160/2 160/3 163/10 163/14 163/20 163/25 164/1 202/10 223/21 224/14 Miller's [1] 160/19 million [12] 32/8 33/21 50/3 50/9 74/15 77/25 248/19 251/8 252/23 256/10 276/16 276/20 millions [1] 45/12 mind [4] 14/22 46/20	46/21 46/22 mining [1] 151/13 minor [4] 138/8 231/20 240/3 272/15 minors [4] 144/12 144/18 274/19 275/12 minus [1] 130/15 minute [6] 48/1 101/24 136/25 209/19 237/21 257/19 minutes [6] 99/13 246/6 246/11 257/22 308/14 309/5 MIPs [1] 23/12 misheard [1] 90/11 misleading [1] 239/7 misnomer [1] 33/11 misrepresentation [1] 238/4 misrepresenting [1] 143/10 miss [1] 272/21 missed [3] 112/15 144/23 150/22 missing [1] 121/15 misstated [1] 57/1 Misstates [2] 121/7 131/5 mistakes [6] 70/8 70/22 71/7 71/22 71/25 277/10 misunderstood [1] 18/8 Mitch [3] 5/9 216/2 216/4 mixed [1] 282/20 MM [2] 229/1 291/14 model [2] 67/16 230/10 Models [1] 17/10 moderated [2] 31/25 32/1 modification [1] 230/14 Mojarra [5] 187/3 187/6 187/7 188/17 189/13 moment [15] 60/3 76/18 77/5 134/17 145/2 150/5 161/13 185/23 196/14 216/25 230/21 233/23 247/15 247/15 273/21 Monday [3] 179/7 193/21 193/23 money [6] 44/5 45/20 58/5 59/25 252/5 276/12 monitor [1] 228/7 monopolies [5] 102/24 103/8 103/13 105/7 296/6 monopolistic [9] 102/4 102/24 103/8 103/13 105/7 295/8 295/12 295/18 296/1 monopoly [20] 101/6 102/8 103/18 108/1 108/2 108/5 109/13 120/18 121/4 122/13
----------	--	---	---	---

M	49/15 60/13 62/25 63/7 69/11 69/16 69/17 70/13 74/1 76/20 77/12 93/1 99/18 136/24 145/15 177/8 182/13 191/22 192/6 192/9 194/3 196/3 196/20 199/24 201/2 201/10 202/8 202/10 203/2 204/1 207/22 207/25 209/1 209/4 211/22 211/22 212/25 213/2 214/4 214/13 218/9 219/4 220/3 220/18 222/12 222/15 223/9 223/20 224/5 224/13 224/16 224/24 226/16 226/20 228/6 229/2 230/18 231/8 231/14 234/5 234/9 235/7 235/14 236/10 236/18 237/4 237/8 237/11 238/21 241/7 241/15 241/18 242/8 242/17 246/3 246/3 246/10 246/23 248/4 248/6 248/8 248/12 248/13 248/15 249/4 249/12 251/21 252/14 253/24 254/5 254/8 254/12 254/17 254/20 255/23 256/8 257/4 257/5 257/6 257/21 257/22 257/25 258/4 258/6 259/10 259/12 259/18 260/13 260/18 260/18 260/22 261/4 261/8 261/8 261/11 261/18 262/2 262/3 262/9 263/11 263/11 265/24 267/3 267/25 268/19 268/25 269/9 269/16 269/19 270/3 270/4 270/12 272/2 274/10 276/15 276/19 276/24 277/4 277/22 278/5 278/8 280/6	146/18 146/21 147/14 147/25 148/6 148/14 148/23 149/8 149/17 149/18 149/20 149/23 150/4 153/19 156/9 156/11 156/17 160/2 160/3 160/19 161/18 162/4 163/25 164/1 164/17 164/17 164/21 165/7 176/9 176/22 176/25 177/11 178/3 178/24 181/5 181/9 181/13 181/24 182/3 182/4 182/8 182/10 182/22 182/23 182/24 182/24 183/12 183/17 183/18 183/19 183/19 183/20 184/4 185/2 185/2 185/4 185/5 185/8 185/9 187/10 188/5 188/12 188/18 189/3 189/17 190/1 191/1 191/8 191/9 191/17 191/18 191/19 202/14 260/1 265/11 270/17 270/22 270/23 273/25 277/17 277/22 280/9 281/7 281/17 282/8 283/5 284/22 288/15 288/25 291/8 291/13 292/3 292/18 292/25 293/1 293/4 293/6 293/22 297/13 297/13 298/15 299/1 299/6 299/13 299/22 300/4 300/8 300/13 300/18 300/22 300/25 301/24 302/1 302/2 308/17 308/19 308/20 308/21 309/4 309/5	182/8 183/17 185/9 Mr. Kouretas's [2] 183/12 191/17 Mr. Miller [3] 160/2 163/25 164/1 Mr. Miller's [1] 160/19 Mr. Parker [7] 145/13 146/6 146/18 149/8 308/19 308/20 308/21 Mr. Parker's [3] 146/2 148/14 148/23 Mr. Plaskon [3] 119/4 119/18 119/21 Mr. Prince [14] 6/10 116/14 125/16 149/17 149/18 149/23 162/4 191/1 277/22 291/8 291/13 298/15 299/1 299/6 Mr. Puliz [9] 132/12 132/21 133/12 134/6 134/16 135/7 299/13 299/22 300/8 Mr. Pupo [21] 98/15 99/14 100/9 126/23 127/6 131/20 135/6 145/16 148/6 150/4 161/18 164/17 182/24 182/24 183/19 184/4 185/2 185/5 188/12 292/3 308/17 Mr. Pupo's [2] 191/8 191/9 Mr. Ritter [34] 156/9 156/11 156/17 176/9 176/22 176/25 178/3 181/5 181/9 181/13 181/24 182/4 182/10 182/22 182/23 183/18 183/19 183/20 185/4 185/8 187/10 188/18 189/3 189/17 190/1 297/13 297/13 300/13 300/18 300/22 300/25 301/24 302/1 302/2 Mr. Ritter's [5] 177/11 178/24 185/2 191/18 191/19 Mr. Rose [1] 309/4 Mr. Ross [1] 160/3 Mr. Seigneur [9] 24/4 77/22 78/22 80/11 80/18 81/3 81/21 90/6 98/5 Mr. Shevovski [5] 89/25 92/25 95/20 98/14 146/5 Mr. Smith [4] 81/17 86/6 89/21 92/14 Mr. Steve [1] 120/6 Mr. Williams [1] 90/3 Mr. Yemenidjian [6] 115/19 280/9 281/7 281/17 282/8 283/5 Ms [30] 3/6 3/14 3/15 6/5 9/6 62/17 111/1 125/18 145/6 145/16 173/5 178/7 207/5 215/2 215/10 215/14	218/25 219/5 219/12 220/4 235/8 235/16 238/1 243/17 255/25 283/16 283/18 285/14 285/21 285/25 Ms. [22] 99/18 100/6 109/9 110/23 131/12 142/2 145/15 145/24 146/1 153/22 159/6 170/23 180/11 286/5 286/14 287/12 293/23 308/16 308/20 308/25 309/3 309/8 Ms. Chattah [3] 100/6 293/23 309/8 Ms. Connor [4] 109/9 159/6 286/14 287/12 Ms. Connor's [1] 286/5 Ms. Courtney [1] 180/11 Ms. Cronkhite [1] 153/22 Ms. Durette [1] 170/23 Ms. Levin [1] 146/1 MS. SHELL [4] 308/16 308/20 308/25 309/3 Ms. Sugden [2] 131/12 142/2 Ms. Welch [4] 99/18 110/23 145/15 145/24 much [43] 11/17 19/25 21/7 22/21 22/23 25/1 38/12 40/20 45/5 45/6 48/9 49/5 49/5 51/8 52/12 59/22 64/18 75/7 76/8 78/4 78/10 84/1 84/2 85/9 86/1 103/5 133/11 151/18 151/23 152/1 152/25 154/17 177/6 189/4 219/22 278/15 279/4 279/12 289/2 296/4 303/23 308/12 309/5 Mueller [4] 195/25 196/3 201/2 201/10 multiple [5] 50/12 94/24 247/20 292/14 292/18 municipalities [2] 33/9 33/10 must [2] 239/20 266/2 mutually [1] 23/3 my [107] 7/10 9/3 10/7 13/11 13/12 14/2 17/2 18/14 18/18 18/18 18/20 18/21 19/2 19/20 20/2 20/2 20/25 21/7 21/9 21/12 21/12 21/13 21/25 23/1 26/14 30/1 30/19 30/21 30/25 38/13 43/16 46/8 53/9 56/1 59/5 60/16 68/13 69/24 70/10 77/7 85/13 87/2 87/15 89/14 90/6 93/20 94/10 94/21 95/24 97/18 98/12 98/13 100/3 100/9 108/6 109/11 109/13
----------	--	---	--	--

M	225/14 227/14 227/14 241/7 246/18 246/19 250/24 254/22 265/9 281/19 282/23 287/5 289/1 290/3 291/9 306/20 needed [10] 121/16 139/1 148/9 157/6 175/14 175/15 204/10 265/14 285/5 285/7 needing [1] 191/4 needs [6] 10/19 23/22 25/19 253/14 257/13 288/11 negative [2] 55/14 113/7 negatively [1] 86/25 negotiate [1] 282/17 neighbor [2] 21/1 21/19 neighborhood [5] 31/10 57/17 87/17 87/17 303/3 Neither [1] 165/17 Netherlands [1] 154/13 neutral [1] 226/12 NEVADA [169] 1/2 5/1 15/14 15/19 18/13 24/5 28/4 28/6 28/10 28/12 28/12 28/20 28/22 28/23 28/24 29/1 30/10 31/18 31/23 32/6 33/18 33/20 33/22 34/3 34/6 34/11 34/13 34/15 35/9 35/16 36/12 36/17 36/23 37/14 37/18 38/1 38/6 38/9 38/24 39/15 39/18 40/7 40/9 40/18 40/23 40/24 41/3 42/1 42/5 42/11 43/20 46/6 47/13 47/22 49/16 49/19 50/2 51/15 53/10 53/23 55/17 56/23 58/14 58/19 58/20 61/12 63/18 63/24 64/7 65/1 65/5 65/8 65/18 65/24 66/5 66/15 66/24 67/22 68/7 70/6 70/8 70/14 70/18 70/18 70/22 71/8 71/22 72/2 72/20 72/25 73/7 74/15 74/21 75/2 75/12 75/18 77/10 78/4 78/23 79/3 79/6 80/5 81/3 87/20 87/22 88/11 88/12 88/18 91/15 93/16 95/1 95/12 97/8 97/11 97/22 107/3 107/7 131/21 131/25 132/3 133/13 135/10 136/18 141/21 154/20 155/18 155/21 159/4 165/24 168/19 170/5 170/14 177/16 202/7 202/21 203/3 237/13 239/3 243/20 246/21 246/25 247/2 249/22 250/12 252/21 253/19 253/20 254/1 254/25 255/4 255/7	255/13 255/17 262/19 263/10 266/1 266/11 275/22 276/4 276/6 276/12 276/17 276/22 278/22 294/9 294/14 294/20 297/21 310/12 Nevada's [6] 39/3 76/10 77/22 92/16 251/6 252/22 never [24] 6/9 46/20 46/21 46/22 90/18 103/12 106/8 106/10 106/22 120/16 120/21 169/15 213/4 213/6 214/2 214/10 220/24 236/21 236/23 238/22 253/22 263/11 263/19 264/19 nevertheless [2] 217/7 225/6 new [32] 17/5 42/21 43/14 46/15 68/11 74/7 75/11 76/3 79/10 81/25 82/12 84/20 85/3 86/25 88/16 89/4 92/15 93/6 93/10 93/14 94/14 95/2 154/19 154/20 155/5 157/9 157/12 217/9 237/7 252/25 305/3 305/7 newly [1] 21/15 newly-created [1] 21/15 news [2] 28/21 94/1 next [26] 1/19 39/8 49/8 49/11 69/14 72/1 81/15 85/11 98/12 145/11 162/22 164/8 201/7 205/19 213/9 214/6 217/22 235/16 257/3 268/21 282/4 286/23 291/22 291/22 291/23 292/7 nice [1] 101/11 Nick [14] 11/4 132/1 132/12 135/15 135/15 136/11 168/25 169/3 169/7 205/9 298/22 298/24 299/7 300/1 Nicola [1] 199/15 night [1] 180/15 nights [2] 153/3 154/6 nine [1] 130/12 no [248] 1/5 1/5 6/21 7/6 7/7 7/8 7/8 8/15 9/9 10/25 11/1 11/20 24/13 27/12 27/15 35/16 39/16 42/2 43/4 44/10 58/11 61/5 62/15 63/19 64/1 64/25 65/2 65/6 66/1 66/3 66/6 66/11 66/12 66/13 66/25 68/11 69/12 73/22 74/2 74/10 76/24 78/13 78/17 78/21 80/1 82/4 82/25 83/6 83/25 84/12 84/13 85/16 86/20 87/12 87/18 88/8 89/20 90/17 91/2 93/20 94/13	95/7 95/8 98/4 101/15 101/18 101/25 102/22 103/15 104/22 106/1 106/11 106/13 106/19 107/1 109/10 112/6 114/13 114/24 117/13 117/15 119/5 119/10 119/15 119/15 119/16 119/21 119/24 120/3 121/10 123/16 123/19 124/11 126/9 126/11 128/9 128/10 128/11 128/14 128/20 129/4 129/5 129/18 129/23 131/8 133/6 134/24 134/25 135/9 136/14 138/5 145/25 147/17 147/18 149/13 150/23 155/22 157/17 161/11 161/22 161/22 161/22 162/15 164/7 167/1 167/10 169/10 169/17 174/4 178/4 178/25 180/12 180/19 181/2 184/2 185/10 188/7 188/9 188/21 189/11 191/11 191/16 194/5 195/10 196/16 199/12 200/1 201/23 203/4 203/13 204/3 206/15 208/22 208/23 209/6 212/5 212/6 212/11 212/19 214/1 214/15 214/24 216/6 216/8 216/20 218/6 219/8 220/4 223/14 223/25 225/2 225/16 225/17 226/9 226/10 226/11 226/11 226/11 227/11 233/15 234/3 234/6 242/7 242/12 242/15 243/4 247/23 253/6 256/25 259/22 259/24 261/12 261/15 262/14 262/21 264/4 264/8 265/1 265/16 266/13 266/16 267/7 267/15 270/13 270/18 270/25 271/9 271/16 272/4 272/6 279/24 280/12 280/15 281/11 282/25 283/2 286/2 286/7 287/9 288/11 288/13 290/9 291/22 292/23 294/6 294/23 296/13 296/18 297/1 297/5 297/7 301/2 301/12 302/4 302/6 302/22 303/1 303/1 303/5 303/11 305/5 305/13 305/19 306/8 306/11 306/25 308/3 308/6 nobody [2] 149/11 226/8 nonbinding [2] 282/12 282/16 noncannabis [1] 17/6 none [4] 203/6 206/16 213/21 253/23	nonidentified [2] 209/25 210/4 nor [6] 215/19 229/22 234/23 288/25 294/8 294/9 Norberto [1] 205/21 normal [3] 119/10 122/24 225/11 North [9] 142/13 143/1 143/4 143/7 143/8 237/24 239/12 303/7 303/9 not [294] 5/14 5/21 7/2 7/20 8/13 9/8 20/5 20/20 22/22 23/3 24/6 24/11 24/18 25/17 26/21 27/6 27/12 27/19 27/19 27/20 34/23 35/19 35/23 39/24 40/10 40/19 40/20 42/2 43/17 44/18 45/7 45/25 46/12 46/23 47/1 48/24 50/8 50/20 54/11 54/18 58/7 58/19 58/24 61/15 61/20 63/17 63/20 63/24 64/1 65/2 65/4 66/4 66/7 66/8 66/9 67/24 68/6 69/7 75/9 76/19 76/20 77/2 78/13 80/14 83/15 83/24 83/25 84/7 84/13 84/14 84/24 85/2 85/9 85/16 86/1 86/20 87/14 87/20 87/21 88/3 88/4 89/2 89/14 89/16 91/16 91/20 92/2 93/2 93/20 93/23 94/5 94/6 94/18 94/20 95/7 96/13 96/18 97/13 98/4 98/24 98/24 101/18 102/19 103/21 103/22 105/14 108/18 109/24 109/25 110/1 110/16 112/19 113/6 113/10 113/10 114/18 117/7 118/23 119/5 119/24 120/2 120/5 120/8 121/4 123/9 124/23 125/4 125/6 125/11 126/12 128/7 128/24 132/6 132/9 132/15 133/16 134/6 135/20 136/7 136/20 138/13 138/24 139/12 141/3 143/4 143/6 143/9 143/20 144/22 145/16 145/19 145/21 146/21 147/5 147/8 147/15 148/16 148/22 149/8 149/20 153/11 154/2 154/19 155/15 155/23 155/24 158/2 158/10 161/12 161/15 162/8 162/11 166/9 166/14 168/9 170/9 172/11 173/2 175/10 178/5 178/6 178/25 179/20 182/13 182/16 182/25 183/22 184/4 189/19 199/4 199/19
----------	--	---	---	--

N
not... [103] 203/9
 203/11 203/12 205/23
 207/5 208/20 209/1
 209/4 209/21 211/19
 211/22 211/23 211/24
 213/4 213/19 214/8
 216/9 216/18 217/6
 219/1 219/2 220/5
 220/9 222/16 223/25
 224/20 225/4 225/13
 227/2 229/7 230/6
 230/22 231/11 234/21
 234/25 235/3 236/9
 237/3 237/16 238/13
 238/21 240/4 240/22
 242/17 245/4 245/11
 245/21 249/17 249/20
 249/25 250/3 251/13
 253/8 254/5 255/24
 257/12 259/8 261/11
 262/7 262/16 262/21
 264/22 267/1 267/2
 270/18 270/20 271/14
 272/5 272/7 272/9
 272/20 272/22 272/25
 277/14 278/17 279/11
 279/20 283/5 284/5
 288/17 288/25 289/16
 290/8 291/17 293/3
 293/10 294/21 299/24
 299/25 300/9 300/9
 301/10 301/13 303/1
 303/14 305/7 306/15
 306/23 307/3 307/7
 307/11 307/16 310/9
note [1] 35/14
noted [2] 65/11 65/14
notes [3] 188/6 256/22
 285/22
nothing [13] 33/15
 118/25 119/2 127/24
 179/1 187/17 187/19
 187/20 199/10 208/12
 208/15 238/20 301/22
notice [9] 136/22
 137/12 137/17 138/24
 140/21 165/7 249/14
 250/12 263/22
Notices [1] 216/22
notification [4] 250/23
 250/24 301/13 301/15
notified [1] 301/9
noting [2] 36/21 40/14
notwithstanding [1]
 239/17
November [15] 49/16
 49/19 49/22 50/4 50/11
 50/13 85/22 85/24
 86/19 251/20 252/3
 252/12 280/8 280/13
 305/16
now [141] 5/10 9/20
 9/22 18/11 20/4 22/18
 26/6 31/8 31/10 35/18
 39/15 45/6 50/13 51/9
 52/21 55/9 55/17 56/22
 58/9 58/23 62/2 62/6

66/4 70/17 72/19 78/4
 78/22 90/21 91/8 91/18
 102/17 104/17 105/6
 106/3 107/2 107/6
 107/14 108/21 109/2
 109/15 115/3 115/8
 115/18 117/10 118/17
 119/18 126/3 127/11
 130/10 130/17 133/1
 134/16 137/20 138/8
 139/11 139/24 140/6
 141/6 142/2 143/14
 144/17 144/21 153/15
 154/23 156/12 156/25
 158/6 158/21 159/10
 159/23 160/17 164/8
 165/19 167/4 167/4
 169/18 170/13 172/24
 173/5 174/9 176/21
 179/20 181/3 182/3
 185/23 187/24 190/21
 194/16 194/24 198/13
 199/22 205/11 207/21
 207/21 209/18 212/15
 214/18 217/16 218/21
 219/24 221/4 222/20
 223/17 227/13 233/19
 249/10 251/4 251/5
 253/5 253/9 256/13
 256/13 258/23 259/17
 260/12 262/9 263/10
 264/2 264/9 267/11
 271/19 273/20 274/6
 277/17 281/7 283/3
 283/10 283/16 285/14
 286/21 286/23 288/19
 289/22 290/22 291/8
 292/7 295/3 297/3
 300/9 300/10 303/17
nowhere [1] 36/4
NRS [1] 265/21
nuances [1] 29/1
number [70] 17/23
 33/19 35/15 35/15 39/6
 65/7 74/4 76/22 78/2
 78/13 84/23 84/25
 89/11 117/21 118/9
 132/22 133/1 133/7
 135/2 138/5 139/7
 154/12 161/8 164/11
 172/14 172/15 175/3
 177/3 178/11 178/11
 179/5 179/24 180/3
 181/23 186/24 192/13
 193/21 194/6 196/5
 196/9 198/15 199/13
 199/22 200/4 205/11
 210/20 212/8 221/11
 221/12 223/18 228/1
 228/9 229/2 229/23
 233/12 247/25 249/23
 252/1 252/17 256/5
 261/2 263/14 277/24
 286/10 290/11 294/7
 294/10 296/25 297/22
 310/10
number 001 [1] 164/11
Number 1 [2] 117/21
 118/9

Number 15 [1] 186/24
Number 1768 [1]
 178/11
Number 1863 [1] 161/8
Number 2 [3] 294/7
 294/10 297/22
Number 23 [1] 179/5
Number 3 [1] 138/5
Number 5 [2] 84/23
 84/25
Number 7 [1] 178/11
Number 8 [1] 180/3
number to [1] 172/14
numbers [9] 40/2
 46/11 50/7 70/10 73/14
 94/16 96/14 143/24
 205/15
numerical [1] 91/9
numerically [1] 222/24
numerous [2] 156/21
 174/19
nut [2] 269/17 269/19
NuVeda [1] 292/14
Nye [1] 37/16

O
o'clock [4] 5/11 5/19
 6/25 178/15
oath [1] 126/24
object [16] 27/18 36/18
 43/2 59/12 110/15
 146/14 182/12 223/22
 224/2 235/5 238/3
 240/18 242/9 254/15
 285/25 286/5
objected [3] 79/20
 249/6 253/22
objecting [2] 148/22
 255/24
objection [72] 24/10
 27/9 27/10 27/21 47/5
 52/7 62/8 73/21 73/22
 73/23 76/17 76/24
 79/23 80/1 80/15 111/7
 111/8 112/16 114/11
 115/23 118/20 120/4
 121/7 121/21 121/24
 122/20 124/12 124/18
 125/6 129/12 131/2
 131/5 134/22 134/23
 134/24 139/2 142/1
 143/17 144/1 144/9
 144/14 144/24 145/24
 161/9 188/2 188/7
 190/2 199/25 212/4
 233/22 234/3 234/14
 235/18 238/2 247/14
 247/23 249/1 249/5
 249/7 253/11 253/13
 274/21 275/1 275/6
 275/14 275/19 277/1
 286/2 286/7 290/1
 290/2 290/9
Objection's [1] 256/3
objections [7] 233/10
 251/21 251/22 252/14
 252/15 253/21 271/9
objective [1] 81/12
objects [1] 235/9

obligation [1] 229/16
observation [1] 71/4
observations [1] 42/8
obtained [2] 50/22
 220/9
obtaining [1] 185/17
obvious [1] 35/10
obviously [10] 33/3
 87/14 116/24 117/7
 148/5 158/6 193/8
 229/6 278/2 287/21
occupation [1] 12/5
occur [4] 82/22 83/1
 113/16 210/8
occurred [1] 43/14
occurs [1] 82/7
October [6] 114/25
 115/1 179/7 198/13
 198/23 199/14
off [25] 7/16 7/18 31/4
 40/16 73/13 73/14
 77/19 80/23 89/15
 117/11 117/14 127/16
 127/16 131/17 134/20
 153/7 169/15 169/16
 177/14 226/8 226/8
 261/12 273/5 308/19
 309/2
off-and [1] 73/14
offer [10] 27/21 63/17
 63/20 63/24 65/4 94/6
 211/25 261/11 261/15
 299/23
offered [4] 10/19 162/3
 162/9 168/14
offering [5] 162/1
 169/9 234/9 261/9
 300/2
offers [1] 168/23
office [7] 103/4 103/25
 104/15 122/23 140/16
 181/8 283/24
officer [9] 169/4 170/5
 203/3 264/13 265/17
 265/18 266/20 266/21
 269/1
officers [5] 265/10
 265/14 266/7 306/14
 306/18
offices [1] 283/20
official [1] 249/18
officially [3] 5/18 5/21
 5/23
often [7] 23/10 132/13
 132/15 156/3 260/19
 260/22 279/5
oh [41] 16/15 28/1
 62/19 73/9 77/6 96/25
 111/2 112/7 112/9
 117/18 121/13 126/1
 144/5 153/5 154/17
 160/23 161/13 164/10
 164/12 177/3 182/25
 195/23 199/5 199/8
 203/10 203/14 212/1
 214/7 224/6 227/16
 232/18 233/15 234/10
 238/5 249/19 278/15
 279/17 282/6 288/22

290/9 291/23
okay [472]
old [1] 91/21
older [2] 88/7 88/13
oldie [1] 268/13
on [319]
once [10] 25/7 39/20
 69/25 119/7 123/1
 152/5 159/11 241/10
 258/16 302/7
one [132] 7/2 9/9 13/15
 14/15 14/19 15/4 22/2
 29/17 34/22 46/12
 46/15 48/9 48/24 49/4
 51/11 52/22 53/18
 60/19 68/20 70/5 70/17
 71/7 81/25 84/6 84/23
 85/4 85/6 85/6 85/8
 90/2 90/12 93/12
 101/18 105/23 106/1
 106/8 107/19 107/23
 108/1 108/8 108/24
 109/12 110/23 113/13
 120/22 124/7 124/7
 124/18 128/16 130/19
 130/23 138/6 141/7
 144/4 145/2 152/14
 152/21 156/8 158/10
 166/3 167/21 168/10
 168/12 169/1 169/16
 169/25 173/19 174/5
 174/12 176/3 178/8
 179/16 180/12 184/20
 185/20 186/18 188/23
 191/10 193/1 200/11
 201/7 202/7 214/8
 216/1 219/4 221/10
 222/12 226/11 226/11
 226/12 228/17 232/20
 234/17 236/19 236/20
 238/21 239/23 244/3
 247/18 253/17 260/12
 261/25 262/2 263/10
 267/15 267/17 268/4
 268/5 268/10 268/14
 269/6 269/11 272/2
 283/1 285/20 289/25
 289/25 290/6 290/14
 290/14 290/23 291/4
 291/10 297/3 297/19
 297/25 298/18 302/13
 302/13 302/13 302/13
 307/20
one-year [1] 169/16
ones [2] 84/7 265/14
ongoing [2] 158/23
 197/4
online [1] 91/19
only [29] 5/8 7/4 9/1
 9/23 35/21 45/16 49/22
 96/13 130/3 154/2
 154/20 155/16 158/10
 169/5 179/20 184/20
 185/20 191/10 205/23
 208/20 209/1 209/4
 223/2 237/16 245/21
 250/4 251/13 251/13
 277/14
open [7] 50/20 137/18

<p>O</p> <p>open... [5] 272/12 272/24 273/4 273/11 304/11</p> <p>opening [6] 160/3 160/20 200/7 225/24 256/17 305/4</p> <p>opens [1] 148/23</p> <p>operate [3] 12/10 176/13 230/24</p> <p>operated [1] 107/11</p> <p>operates [1] 154/11</p> <p>operating [7] 52/11 94/1 94/3 213/22 229/14 231/2 266/21</p> <p>operation [7] 96/9 155/8 177/16 217/9 223/3 301/19 307/21</p> <p>operational [1] 35/21</p> <p>operations [7] 21/20 69/8 86/13 177/7 198/11 240/15 240/22</p> <p>operator [1] 51/17</p> <p>operators [6] 42/10 83/18 96/17 231/20 307/24 308/1</p> <p>opines [2] 88/5 88/12</p> <p>opinion [35] 16/11 17/22 21/7 24/4 25/14 26/8 39/2 39/4 40/22 41/10 41/10 43/16 47/1 47/12 47/20 52/5 62/8 63/17 63/20 63/24 65/4 66/1 68/11 68/13 71/9 81/2 87/2 87/19 94/6 94/10 94/13 102/23 137/16 138/8 277/9</p> <p>opinions [7] 24/11 24/12 70/1 70/6 70/17 80/20 81/25</p> <p>opportunities [2] 22/7 51/16</p> <p>opportunity [4] 22/18 58/25 61/3 148/14</p> <p>opposed [2] 89/14 117/4</p> <p>or [239] 7/15 11/21 13/15 14/14 16/3 16/11 16/13 16/16 17/7 21/12 22/24 23/1 23/13 23/20 24/22 25/4 25/5 26/7 32/20 35/1 36/21 39/21 40/15 43/14 45/23 47/1 48/17 51/10 52/6 54/1 59/10 59/21 66/24 68/4 68/22 69/14 75/1 82/1 82/5 82/25 83/6 83/10 83/22 83/25 84/23 85/5 88/7 88/13 89/16 93/12 93/23 94/2 94/6 94/20 99/9 101/9 102/7 102/11 102/20 102/24 103/13 103/20 104/14 106/1 107/10 107/25 107/25 108/6 108/7 108/19 113/10 113/14 115/13 116/2 118/6 119/3 119/19 119/19</p>	<p>120/16 120/23 121/3 123/21 123/23 127/16 130/15 132/6 132/9 133/12 134/6 135/10 135/18 135/20 136/7 136/16 138/6 138/14 138/20 138/25 139/15 140/13 141/3 141/24 142/22 143/6 145/15 145/16 148/9 148/15 149/12 150/21 153/8 155/7 157/6 159/2 159/17 164/20 165/21 166/5 168/14 168/22 168/23 171/11 171/12 175/9 176/15 178/1 178/1 178/8 180/25 181/4 181/13 181/13 181/24 182/10 184/19 184/20 185/11 185/12 185/17 188/13 188/24 189/7 190/24 195/6 197/10 200/12 201/8 203/3 204/6 204/16 206/8 208/5 208/5 208/7 208/7 208/9 208/10 210/5 213/19 213/19 214/16 214/24 215/3 215/20 215/23 216/1 216/22 217/5 217/17 219/18 220/18 225/4 226/8 226/23 229/24 231/11 234/23 235/3 235/22 238/12 239/7 242/7 242/12 242/15 244/13 245/6 245/10 247/12 257/12 258/13 261/4 261/23 264/24 266/2 266/20 267/18 268/2 268/6 268/6 270/5 270/6 270/7 270/8 270/25 272/21 274/16 274/19 277/23 278/17 280/2 280/24 280/24 281/8 281/9 282/1 283/5 283/6 284/12 285/17 287/16 288/11 288/13 291/1 291/17 291/18 292/22 293/9 296/11 298/11 298/22 300/19 303/25 305/15 305/15 305/16 306/2 306/6 310/10 310/10</p> <p>orange [2] 54/6 55/10</p> <p>oranges [2] 217/14 240/4</p> <p>order [17] 49/11 91/19 108/11 108/11 121/4 125/24 138/3 141/11 149/25 157/14 162/23 205/19 217/22 235/22 235/23 303/17 304/22</p> <p>ordinary [3] 250/25 273/7 273/17</p> <p>Oregon [12] 33/5 36/24 38/1 40/1 40/15 43/18 70/8 70/19 71/12 71/23 88/6 95/2</p>	<p>Organic [4] 294/9 294/15 294/20 297/21</p> <p>organization [2] 40/4 41/14</p> <p>organizational [1] 204/9</p> <p>organizations [4] 14/23 15/5 16/17 155/15</p> <p>original [2] 53/9 235/22</p> <p>originally [1] 59/14</p> <p>originals [1] 191/3</p> <p>other [99] 12/23 13/11 14/11 14/12 14/21 17/21 19/16 22/7 22/10 23/5 30/23 33/1 33/20 34/4 35/25 36/17 36/25 36/25 37/19 38/7 39/6 43/8 43/17 47/11 48/10 51/3 54/4 55/7 60/10 62/20 64/17 65/8 68/12 71/22 72/23 75/1 79/1 81/15 83/20 87/13 87/23 93/11 93/13 94/22 95/14 103/16 103/25 104/9 105/25 107/25 112/19 119/6 121/5 121/6 121/13 122/17 127/24 135/6 135/16 143/14 144/22 147/8 148/10 150/14 151/16 151/24 151/24 151/24 152/11 153/12 154/7 157/20 160/20 169/11 170/9 172/7 172/13 177/14 177/15 177/17 178/1 185/11 194/8 202/7 202/18 207/6 209/7 214/23 214/25 221/20 236/22 255/6 263/24 267/16 273/3 282/7 287/9 290/6 296/6</p> <p>others [19] 19/3 33/2 48/11 136/12 148/15 156/4 156/4 162/5 163/25 199/24 206/17 207/19 219/2 219/8 220/5 220/9 229/9 229/12 277/5</p> <p>otherwise [2] 105/17 147/12</p> <p>ought [1] 21/11</p> <p>ounce [1] 36/22</p> <p>our [55] 5/14 9/23 10/2 10/19 11/2 12/23 19/1 19/5 20/15 20/15 20/19 20/23 21/22 22/18 23/5 23/6 23/19 24/9 30/8 32/11 34/24 38/6 39/4 56/12 73/15 76/4 78/3 80/21 110/17 110/21 110/24 110/25 111/4 111/11 119/15 145/25 147/13 148/8 158/12 164/24 167/17 170/16 177/10 177/18 177/21 213/18 220/20 231/19</p>	<p>236/15 247/6 250/23 256/14 256/19 256/19 256/19</p> <p>ourselves [1] 22/16</p> <p>out [71] 10/1 17/18 19/5 21/2 21/18 22/3 22/4 22/15 23/22 34/9 37/25 44/18 44/19 45/1 48/8 48/24 50/21 54/16 57/8 57/12 59/24 75/7 75/8 78/5 78/10 78/20 90/12 118/18 122/25 136/1 138/25 145/14 158/24 164/2 167/17 169/2 172/14 177/4 177/18 178/1 182/4 182/9 182/23 183/7 183/18 184/18 185/14 199/7 204/15 207/22 207/23 222/9 225/3 227/5 227/8 230/9 232/13 236/14 238/23 251/6 279/5 286/12 291/2 291/4 296/25 298/11 302/7 303/24 305/17 308/19 309/14</p> <p>outcome [1] 8/14</p> <p>outdoor [1] 23/14</p> <p>outlet [1] 48/7</p> <p>outlets [2] 48/6 51/18</p> <p>outside [3] 13/1 181/8 210/11</p> <p>outstanding [2] 141/17 216/22</p> <p>outweighed [1] 195/22</p> <p>over [43] 17/11 21/3 22/21 32/10 40/5 50/3 54/20 54/25 55/4 55/12 71/1 77/3 92/14 97/5 97/15 102/13 104/7 105/2 105/24 108/8 114/7 122/13 150/10 150/13 153/7 153/19 158/7 168/1 181/13 201/11 201/22 202/10 202/24 215/3 258/10 258/18 258/20 258/22 259/4 259/8 276/16 276/20 283/19</p> <p>overall [8] 23/6 23/7 28/11 42/24 48/5 88/17 89/3 92/15</p> <p>overlapping [1] 291/15</p> <p>overnight [1] 159/3</p> <p>overruled [20] 36/19 43/3 47/6 52/8 59/13 114/12 115/24 118/24 120/11 121/8 122/1 129/13 139/4 143/19 182/14 190/4 249/20 250/7 256/3 275/7</p> <p>oversee [1] 12/22</p> <p>overseeing [2] 259/2 259/2</p> <p>overture [1] 169/12</p> <p>overview [1] 24/4</p> <p>overwhelming [1] 247/5</p> <p>own [9] 88/23 88/24</p>	<p>152/10 154/18 154/18 185/25 212/20 216/13 277/11</p> <p>owned [3] 30/19 228/16 265/2</p> <p>owner [9] 101/16 203/3 244/3 244/13 244/16 245/6 261/23 261/23 264/12</p> <p>owners [6] 166/19 245/6 263/24 305/18 306/13 306/18</p> <p>ownership [35] 25/12 67/13 67/14 67/14 79/12 102/6 109/11 109/23 114/4 115/17 119/11 120/17 121/3 122/12 122/25 186/15 201/13 202/16 204/6 204/9 215/22 242/2 244/2 244/3 245/4 245/11 263/23 264/5 264/24 264/25 276/16 276/20 291/15 291/15 306/23</p> <hr/> <p>P</p> <p>P-u-l-i-z [1] 165/25</p> <p>P-u-p-o [1] 100/4</p> <p>p.m [9] 126/22 180/24 186/24 187/2 192/1 192/1 257/20 257/20 309/17</p> <p>P.O [3] 226/6 226/23 229/23</p> <p>packet [1] 136/2</p> <p>page [43] 1/19 46/11 61/23 70/5 70/10 70/11 70/12 72/1 74/11 74/14 123/25 125/3 134/1 136/24 137/20 138/11 138/12 140/25 141/7 161/24 165/25 167/8 168/18 168/20 180/22 182/17 183/12 184/10 222/21 264/9 268/15 268/21 280/3 281/13 282/4 285/14 286/23 291/22 291/22 291/23 292/7 293/19 299/2</p> <p>page 1 [1] 141/7</p> <p>page 3 [2] 123/25 125/3</p> <p>page 7 [1] 293/19</p> <p>page 74 [1] 299/2</p> <p>pages [7] 17/11 41/20 117/17 134/2 200/14 231/10 247/20</p> <p>pages 6 and 1 [1] 117/17</p> <p>paid [5] 20/1 138/2 141/8 141/11 239/20</p> <p>Paiutes [1] 170/19</p> <p>pandemic [1] 29/24</p> <p>panned [1] 45/1</p> <p>papers [1] 154/12</p> <p>paragraph [1] 239/5</p> <p>paranoia [1] 263/3</p> <p>paraprofessional [1] 19/23</p>
--	--	---	--	--

P	287/3 292/11	132/15 137/18 137/19	Plaskon [6] 118/18	16/10 25/11 28/14 39/3
parenthesis [1] 192/17	pay [3] 22/4 59/21	169/17 179/8 240/17	119/4 119/18 119/21	39/23 42/20 42/22 51/1
parents [1] 30/19	59/22	244/24 300/8 302/5	140/22 243/21	83/12 88/17 89/9 89/10
parents' [1] 30/21	paying [3] 45/5 45/6	306/7 306/10 307/25	plate [2] 258/11 258/14	92/15 93/11 113/7
Park [5] 185/24 186/9	171/16	permit [3] 113/2	play [4] 23/4 48/24	120/23 185/12 210/8
241/24 245/15 290/18	peeked [1] 77/24	225/20 238/1	50/21 273/25	278/23 283/7 299/23
PARKER [8] 2/5	peer [1] 13/24	permitted [1] 17/21	played [1] 214/24	305/15 305/18
145/13 146/6 146/18	pen [1] 131/17	person [13] 19/13	player [1] 51/1	potentially [13] 5/9
149/8 308/19 308/20	penalty [3] 216/14	19/16 103/17 106/8	players [2] 84/22	48/17 51/2 52/16 55/7
308/21	237/22 239/20	106/10 167/10 183/24	128/12	64/9 69/2 84/23 89/15
Parker's [3] 146/2	pending [3] 145/17	232/20 232/20 232/21	playing [4] 54/15 160/8	141/19 148/15 282/12
148/14 148/23	147/6 147/10	259/4 259/7 310/10	165/14 178/23	298/19
part [51] 12/23 12/23	people [85] 6/20 12/19	person's [2] 68/16	pleadings [1] 28/2	pound [2] 38/16 38/18
14/13 21/25 22/18	12/22 13/2 15/5 15/6	102/5	please [39] 11/3 11/12	power [1] 208/23
26/14 30/1 30/13 33/14	19/2 22/13 31/23 33/11	personal [5] 187/21	11/12 27/5 27/24 34/15	PowerPoint [1] 34/21
37/7 37/19 42/4 46/8	40/16 41/16 41/22	200/25 205/6 206/2	39/9 44/1 44/7 49/9	practically [1] 16/8
54/13 66/4 66/12 67/3	42/20 43/6 44/19 44/24	249/10	52/23 55/9 55/17 60/7	practice [10] 22/19
76/9 81/11 81/12 92/1	45/9 45/24 45/25 51/7	personally [3] 23/1	61/8 61/23 69/13 73/24	22/21 93/24 94/19
102/25 109/22 123/19	56/2 56/3 58/5 58/7	103/17 205/24	81/18 93/1 96/24 97/6	103/8 103/13 157/4
139/12 155/1 156/16	58/10 59/20 59/24	personnel [1] 203/23	97/7 97/8 100/1 100/1	250/15 295/18 296/1
160/21 203/6 203/16	75/20 75/23 85/10 88/7	persons [1] 102/5	101/14 117/17 124/1	practices [7] 23/5
205/14 227/2 231/4	88/12 91/9 91/16 91/19	perspective [1] 293/7	125/19 159/25 161/13	102/4 102/24 105/8
235/22 244/16 248/22	91/20 99/4 103/25	persuade [1] 291/11	186/24 193/21 212/25	154/9 295/8 295/13
248/22 250/18 250/18	105/11 112/23 133/7	PETER [1] 2/3	233/23 247/15 257/5	pre [4] 29/24 58/24
261/23 264/2 272/21	135/20 140/19 151/19	phase [2] 79/7 171/25	264/10	63/14 85/2
283/19 304/1 305/22	154/1 155/2 160/21	phenomenon [1] 85/13	plus [3] 130/15 168/1	pre-COVID [1] 58/24
306/22 307/2 307/4	160/22 169/11 171/6	phone [23] 9/13 22/15	215/10	pre-existing [1] 85/2
307/6 307/8 307/8	173/20 175/23 176/3	106/8 109/15 109/16	podium [1] 5/4	preceded [1] 50/16
part-year [1] 42/4	177/4 177/10 177/12	132/21 133/1 133/7	point [34] 32/11 34/12	precisely [3] 55/2 84/8
partial [2] 8/10 248/19	177/15 177/17 179/16	167/15 167/16 172/14	35/17 85/13 91/1	214/14
participate [3] 9/10	185/15 196/12 209/7	175/3 194/6 196/5	103/17 114/2 117/7	preclude [1] 149/2
154/23 304/22	213/6 218/15 223/12	200/25 202/13 205/4	131/24 138/1 139/16	precluding [1] 145/20
participated [1] 229/11	229/9 239/23 260/14	205/6 260/14 260/18	139/25 145/16 148/25	preCOVID [1] 29/24
particular [22] 19/7	260/25 268/10 268/11	260/21 261/2 300/6	152/22 155/6 168/13	precursor [1] 30/5
23/11 23/21 26/1 26/18	268/18 269/3 269/6	phonetic [1] 136/8	173/6 173/9 175/16	prediction [2] 40/21
29/22 30/17 55/8 55/8	273/2 274/19 277/25	phrased [2] 20/14	175/17 177/2 215/11	41/1
63/25 66/24 67/24 68/3	278/23 279/5 279/16	176/15	256/8 258/11 273/3	prefer [1] 91/20
68/9 71/3 87/4 94/4	297/11 297/13 298/4	physical [2] 225/14	274/3 286/12 287/22	preferential [2] 179/13
94/16 95/1 116/20	304/24	229/23	287/24 297/9 297/25	179/17
143/20 237/17	per [14] 46/6 46/6 48/3	pick [2] 22/10 63/1	299/20 307/15	prejudice [1] 308/23
particularly [3] 33/22	48/3 48/7 87/5 88/6	picking [1] 296/25	points [3] 137/24 207/8	preliminary [6] 107/10
43/21 95/12	88/12 241/19 290/8	pinpoint [1] 116/19	258/8	113/16 166/22 176/23
parties [6] 9/22 10/20	290/15 297/3 297/11	pitfalls [1] 154/8	Policy [1] 13/9	191/19 261/7
146/14 263/10 276/4	297/19	place [6] 22/8 35/8	politically [1] 189/25	premise [3] 24/25 25/6
277/5	percent [44] 23/6	108/7 126/15 153/17	population [3] 28/13	29/21
partly [1] 45/8	32/10 33/9 41/8 42/5	225/21	35/11 71/11	premium [1] 151/14
partner [3] 12/11 17/2	54/7 55/15 55/16 56/24	places [5] 9/1 20/18	portion [2] 176/22	preorder [1] 59/7
19/20	57/3 57/17 57/24 62/7	37/16 37/17 282/19	181/17	preparation [2] 53/1
partners [7] 21/9	62/12 82/5 97/17 101/5	plaintiff [9] 3/3 11/5	portions [1] 78/18	53/6
194/20 202/7 202/21	106/1 119/17 119/19	90/15 146/19 148/14	position [11] 146/23	prepare [1] 148/9
203/3 203/14 204/1	120/1 120/24 123/10	148/24 162/10 162/12	171/8 235/4 235/5	prepared [5] 72/7
party [6] 148/4 191/3	130/15 130/17 131/1	204/25	236/22 236/23 236/25	72/10 94/5 188/13
196/17 250/5 250/6	166/22 170/15 172/1	plaintiff's [1] 238/22	237/2 237/5 245/3	255/16
275/13	172/3 172/6 172/7	plaintiffs [16] 2/2	246/23	preparing [1] 163/15
pass [7] 60/5 81/14	172/8 251/9 260/8	60/10 60/19 62/20	positions [2] 266/18	present [2] 2/20 216/2
103/21 131/8 145/5	260/11 263/23 295/9	87/25 100/10 133/17	267/8	presentation [4] 15/16
257/1 292/24	295/18 296/10 296/11	133/25 145/11 147/5	possesses [1] 132/4	15/17 16/2 16/13
passed [1] 304/5	296/12 296/25 297/24	148/7 148/16 166/3	possibilities [1]	presented [2] 140/4
past [8] 25/10 103/2	percentage [5] 96/13	202/7 233/6 236/23	119/19	281/8
217/1 217/5 230/22	172/11 260/4 260/5	plaintiffs' [1] 68/1	possibility [2] 183/10	presently [1] 66/2
231/25 232/6 234/20	260/9	Plakson [1] 244/23	297/20	preserve [1] 10/12
patience [1] 241/16	percentagewise [1]	plan [8] 5/13 8/1 165/7	possible [10] 8/12	president [1] 266/2
Patrick's [1] 56/3	97/15	272/17 272/18 272/22	83/14 83/16 84/15	press [3] 280/9 280/14
Paul [1] 136/7	performance [3] 247/9	273/1 273/10	108/1 108/2 136/2	280/17
pause [13] 21/3 60/4	250/19 251/1	planned [2] 222/3	210/4 280/18 280/24	pressure [1] 45/2
60/12 77/1 99/17	perhaps [5] 17/7 47/19	271/7	possibly [3] 91/16	presumably [3] 294/14
124/10 124/17 234/1	53/25 109/5 260/2	planning [4] 13/3	133/14 299/21	294/17 294/19
247/19 247/22 257/11	period [17] 40/5 57/7	23/22 164/24 278/2	pot [1] 45/25	pretty [9] 48/7 57/6
	57/10 58/22 96/22	plans [2] 231/2 268/5	potential [24] 8/10	103/5 133/11 151/18

<p>P</p> <p>pretty... [4] 152/25 189/4 266/17 302/10</p> <p>prevent [3] 210/8 214/15 295/8</p> <p>preview [2] 148/13 284/9</p> <p>previous [3] 42/24 103/14 252/5</p> <p>previously [5] 90/13 238/7 249/4 286/4 286/9</p> <p>price [12] 37/23 38/3 38/5 38/9 38/21 59/9 59/25 64/7 64/16 64/18 64/20 64/22</p> <p>prices [3] 36/21 36/22 38/6</p> <p>pricing [3] 36/12 36/20 37/18</p> <p>pride [2] 170/8 252/8</p> <p>primarily [4] 19/3 39/5 44/12 87/12</p> <p>primary [2] 210/11 210/21</p> <p>PRINCE [28] 2/16 3/16 5/3 6/10 116/14 125/16 149/17 149/18 149/23 162/4 191/1 192/9 211/22 211/22 234/9 236/18 241/7 249/12 254/6 254/17 257/5 262/9 277/22 291/8 291/13 298/15 299/1 299/6</p> <p>principals [1] 276/6</p> <p>printout [1] 49/18</p> <p>prior [24] 14/8 32/5 32/6 43/14 45/19 55/4 55/12 65/18 73/13 95/3 95/13 96/10 96/22 103/12 107/3 136/16 146/9 182/3 182/8 253/15 258/15 302/10 306/19 307/24</p> <p>private [1] 18/1</p> <p>privilege [1] 10/19</p> <p>privileged [4] 103/23 105/13 120/6 242/10</p> <p>privy [1] 148/5</p> <p>probably [20] 14/15 14/17 17/23 22/12 48/15 77/15 109/24 109/25 110/1 114/4 114/24 151/22 178/20 185/4 219/21 219/22 258/24 260/8 303/25 308/13</p> <p>problem [9] 6/9 71/12 122/12 194/3 216/15 234/21 235/1 240/15 240/16</p> <p>problems [4] 33/8 154/7 213/23 241/3</p> <p>procedures [2] 122/25 231/2</p> <p>proceed [4] 24/14 113/23 127/1 147/16</p>	<p>proceedings [18] 1/8 60/4 60/12 77/1 99/16 99/17 124/10 124/17 126/22 192/1 234/1 235/2 247/19 247/22 257/11 257/20 309/17 310/4</p> <p>process [70] 11/17 62/3 78/5 78/12 78/16 82/23 82/25 110/18 110/22 119/11 120/9 120/17 135/12 136/19 138/21 139/12 139/22 139/24 139/25 140/1 140/7 140/11 141/12 141/18 158/21 158/23 160/5 165/12 167/23 168/14 172/22 173/13 179/1 185/16 189/20 190/1 190/12 192/19 193/9 193/14 195/9 195/9 195/20 195/21 195/22 196/24 199/2 204/12 206/9 206/12 209/18 210/19 214/24 215/9 215/14 221/17 222/24 227/3 227/5 227/6 229/9 229/11 230/7 234/25 240/23 243/5 260/10 268/6 283/6 305/11</p> <p>processed [1] 37/10</p> <p>processes [1] 154/10</p> <p>processing [2] 23/13 35/25</p> <p>produce [5] 41/14 72/3 75/24 274/16 280/1</p> <p>produced [13] 64/19 233/6 235/18 235/20 235/21 236/5 236/7 236/8 236/9 253/25 254/4 254/7 280/6</p> <p>produces [1] 15/11</p> <p>product [18] 13/24 36/23 37/10 37/11 37/22 37/25 38/3 51/17 58/22 59/20 59/25 83/19 83/23 91/6 91/15 91/17 152/12 181/2</p> <p>production [7] 132/7 155/7 174/22 188/24 231/16 235/22 254/5</p> <p>products [5] 83/18 83/22 151/16 151/16 195/18</p> <p>profession [1] 67/3</p> <p>professional [9] 13/13 15/8 19/16 20/15 21/13 71/4 81/10 81/11 102/18</p> <p>professor [2] 14/6 14/8</p> <p>proffer [1] 24/3</p> <p>proffered [1] 94/7</p> <p>profits [1] 13/1</p> <p>program [5] 222/25 230/11 272/15 303/21 304/11</p> <p>programs [1] 154/7</p> <p>progress [1] 268/7</p>	<p>project [5] 6/15 26/5 48/20 100/16 302/23</p> <p>projected [2] 32/11 41/3</p> <p>projecting [1] 72/23</p> <p>projections [2] 31/23 80/24</p> <p>prominent [1] 21/7</p> <p>promote [1] 248/17</p> <p>promoting [1] 158/11</p> <p>pronouncement [2] 248/24 252/12</p> <p>proper [1] 22/4</p> <p>properly [4] 20/20 21/15 59/19 143/2</p> <p>property [3] 12/25 15/7 199/6</p> <p>proposed [17] 73/18 79/19 93/24 124/4 124/5 124/6 124/7 133/18 133/19 164/10 226/21 226/23 228/24 253/7 263/23 264/25 280/24</p> <p>prospect [1] 262/3</p> <p>prospective [1] 159/13</p> <p>prospectively [1] 240/7</p> <p>protocol [1] 148/17</p> <p>proud [2] 158/18 246/21</p> <p>proudest [1] 14/15</p> <p>proved [1] 45/18</p> <p>proven [1] 64/17</p> <p>provide [7] 11/6 12/17 84/9 84/13 84/14 159/18 191/3</p> <p>provided [11] 49/18 109/4 129/10 129/15 130/25 139/25 163/14 273/1 285/8 285/10 287/12</p> <p>providing [4] 18/10 24/11 219/18 220/19</p> <p>provision [10] 61/4 101/6 101/13 108/1 120/18 244/7 265/25 289/12 295/7 296/17</p> <p>public [24] 7/8 7/8 8/9 8/11 9/1 12/6 13/17 25/18 25/19 44/11 44/13 44/16 45/23 51/17 99/5 141/4 153/20 157/19 247/10 250/18 255/6 301/1 307/20 308/2</p> <p>publically [1] 255/10</p> <p>publication [1] 41/12</p> <p>publicly [1] 44/19</p> <p>publish [7] 41/18 41/18 41/20 133/5 191/20 250/16 255/5</p> <p>published [10] 9/7 16/20 17/1 17/6 17/10 17/15 17/16 28/5 191/4 252/3</p> <p>publishing [1] 140/17</p> <p>Puliz [17] 132/1 132/12 132/12 132/21 133/12</p>	<p>134/6 134/16 135/7 136/11 136/11 165/25 205/9 298/24 299/13 299/14 299/22 300/8</p> <p>pull [17] 61/7 61/22 76/14 79/17 86/6 96/23 108/14 123/25 153/7 262/22 265/21 267/13 267/13 273/20 280/2 295/1 299/1</p> <p>pulled [1] 105/24</p> <p>pulse [2] 157/9 170/1</p> <p>Pupo [52] 2/20 98/15 99/14 99/18 99/23 100/3 100/9 126/23 127/6 131/20 135/6 136/24 145/16 148/6 150/4 161/18 164/17 166/8 169/1 177/1 181/21 182/24 182/24 183/19 184/4 185/2 185/5 188/12 192/6 199/24 214/4 218/9 228/6 234/5 237/11 241/16 246/3 253/24 254/9 254/12 254/20 256/8 257/21 258/4 258/6 262/3 265/24 268/19 277/4 288/17 292/3 308/17</p> <p>Pupo's [2] 191/8 191/9</p> <p>purchase [7] 107/25 108/7 118/18 118/19 119/4 119/7 123/1</p> <p>purchased [2] 66/18 129/21</p> <p>purchasing [2] 114/3 115/4</p> <p>Pure [3] 276/4 276/6 276/13</p> <p>purely [1] 34/23</p> <p>purportedly [1] 122/18</p> <p>purpose [9] 39/19 80/20 112/20 162/4 191/2 234/8 234/19 238/11 306/21</p> <p>purposes [5] 16/2 34/24 112/19 130/21 141/18</p> <p>pursuant [6] 93/15 94/8 94/14 95/11 240/20 263/15</p> <p>pursue [2] 143/9 271/8</p> <p>pursuing [1] 40/20</p> <p>push [1] 201/12</p> <p>put [25] 30/18 34/14 39/8 43/25 46/12 47/12 52/23 76/21 79/24 136/2 136/2 161/19 180/12 211/4 212/15 226/2 226/11 226/12 231/5 247/17 266/24 273/6 273/11 293/14 302/19</p> <p>PUZEY [1] 2/6</p>	<p>165/15 223/23 223/25 224/2 224/25</p> <p>qualifications [3] 24/11 222/3 223/3</p> <p>qualified [2] 17/20 17/24</p> <p>qualitative [2] 25/13 80/21</p> <p>quality [4] 38/17 59/20 83/18 83/22</p> <p>quantification [1] 86/24</p> <p>quantify [5] 76/8 78/13 86/18 87/3 92/9</p> <p>quantitative [2] 25/13 80/22</p> <p>QuantumMark [1] 105/24</p> <p>quarter [1] 36/22</p> <p>question [60] 15/24 18/9 20/11 42/13 43/12 44/10 58/8 79/8 82/21 83/25 85/25 98/6 103/18 103/20 125/14 125/15 125/18 131/6 140/13 140/14 142/11 143/19 145/16 156/3 165/12 165/20 167/7 167/10 168/22 169/6 176/25 182/12 182/21 184/1 213/2 218/4 218/10 218/10 218/15 220/4 224/3 224/18 224/24 226/20 240/21 240/24 244/1 244/12 253/15 253/18 265/16 265/19 293/3 295/12 295/24 297/4 299/19 305/2 306/17 307/19</p> <p>questioning [2] 98/25 113/3</p> <p>questions [72] 25/2 25/12 60/20 62/15 69/12 81/23 89/20 90/9 98/21 98/22 100/23 104/3 106/4 110/4 110/6 110/7 110/10 115/14 127/7 131/8 137/1 138/16 138/20 138/25 140/15 140/22 141/4 148/5 148/8 148/25 149/3 149/6 149/13 156/15 156/18 157/6 159/11 159/14 167/17 167/22 167/25 171/4 171/7 171/19 171/21 172/21 172/24 173/16 193/3 193/16 194/8 194/11 195/8 196/23 197/4 200/24 201/3 204/16 205/11 219/12 220/19 257/1 258/7 265/9 284/12 284/15 293/24 293/25 302/15 308/7 308/11 308/16</p> <p>quick [3] 76/21 169/1 302/13</p> <p>quickest [2] 32/12</p>
---	--	--	--	---

Q	173/10 173/15 210/1 210/11 210/23 210/25 215/15 279/23 281/10	record [25] 11/13 24/19 26/24 26/25 27/3 27/6 34/24 35/3 100/2 142/2 145/19 146/25 147/21 147/22 148/4 180/2 192/12 205/15 236/24 238/23 249/15 250/24 275/4 288/24 288/24	216/13 224/18 230/21 244/1 247/9	111/8 113/2 234/6 254/16 255/25 256/2
quickest... [1] 32/15	reasonable [4] 17/14 42/7 197/2 197/11	RECORDED [1] 1/24	regardless [1] 82/22	relevant [6] 50/8 87/10 110/16 112/19 112/19 235/3
quickly [6] 33/18 45/22 54/13 58/15 90/1 231/21	reasons [2] 148/17 219/4	RECORDER [1] 1/24	region [2] 102/7 102/12	reliable [5] 25/17 75/3 75/6 75/8 80/25
quite [3] 181/8 262/6 278/6	reassigned [1] 89/16	RECORDING [1] 310/4	regs [2] 296/4 296/4	relied [3] 41/1 104/25 156/11
quote [2] 246/2 246/3	rec [1] 185/25	records [1] 255/5	regular [1] 216/4	Relief [2] 261/24 261/25
quoted [1] 38/13	recall [78] 49/25 61/18 70/20 71/25 72/5 73/14 82/14 90/21 90/24 105/6 106/7 107/14 109/14 114/13 114/16 115/5 115/7 117/3 117/11 117/14 119/5 123/14 123/17 126/12 127/13 129/24 129/25 129/25 130/2 130/11 132/17 133/12 134/9 134/15 135/6 135/10 135/14 135/23 135/24 136/7 136/9 136/10 136/15 141/23 143/14 144/8 144/18 165/21 167/24 168/16 169/9 223/7 235/17 256/11 260/15 261/7 262/16 265/11 268/19 269/21 271/3 276/7 276/8 276/12 277/18 278/11 278/20 280/11 280/16 282/8 282/11 282/15 283/3 283/18 284/1 284/6 287/25 298/22	recreational [31] 32/17 33/6 33/10 33/16 34/8 34/12 39/21 40/1 40/9 40/16 40/18 40/20 45/14 45/17 45/22 54/15 78/15 79/6 79/8 154/21 159/3 186/4 204/8 216/10 246/24 247/3 252/6 296/22 303/17 304/12 304/14	regularly [5] 219/1 247/8 250/16 283/18 302/11	remember [70] 14/3 18/22 33/25 38/13 50/6 107/9 107/24 108/23 108/24 109/7 109/8 109/10 109/16 110/14 115/19 117/6 122/11 123/21 123/23 127/7 127/22 129/3 129/5 129/23 130/14 132/8 132/25 136/12 136/17 142/25 152/23 168/10 177/14 177/24 178/20 182/6 182/11 183/8 188/20 189/2 196/25 197/17 198/7 224/25 225/2 225/5 228/14 232/23 240/13 240/16 241/18 258/22 259/10 261/17 261/17 262/2 276/14 278/16 279/9 279/13 279/18 282/1 282/18 293/24 293/25 295/16 298/20 299/14 300/1 300/1
R	recalled [1] 146/9	recreationally [1] 305/4	regulate [4] 63/25 71/10 154/10 177/18	religious [1] 151/17
Rainy [2] 251/14 256/19	recalling [1] 145/20	red [8] 184/19 244/9 290/7 290/8 290/14 290/20 291/2 291/6	regulated [17] 20/16 36/6 37/9 37/25 39/21 39/25 58/2 59/3 59/11 59/19 64/13 91/6 91/15 113/19 229/15 246/22 246/25	rely [2] 25/10 154/1
raise [3] 5/4 99/21 298/17	receive [2] 135/25 301/10	Redirect [2] 3/12 96/5	regulation [9] 101/4 158/11 185/13 186/10 227/10 260/6 295/20 296/1 296/22	remain [1] 99/21
raised [6] 19/11 235/18 261/4 262/3 262/10 265/8	received [12] 13/9 14/14 14/21 50/19 117/25 191/10 219/8 219/9 294/15 301/13 301/13 301/15	redo [1] 78/12	regulations [16] 79/10 103/1 104/10 105/23 105/24 135/19 154/25 166/6 185/15 190/11 207/9 229/19 292/22 295/4 297/6 304/6	Remedies [4] 294/9 294/15 294/20 297/22
rampant [1] 279/3	receiving [4] 225/1 225/2 252/9 280/11	redone [1] 78/6	regulator [1] 170/4	remember [70] 14/3 18/22 33/25 38/13 50/6 107/9 107/24 108/23 108/24 109/7 109/8 109/10 109/16 110/14 115/19 117/6 122/11 123/21 123/23 127/7 127/22 129/3 129/5 129/23 130/14 132/8 132/25 136/12 136/17 142/25 152/23 168/10 177/14 177/24 178/20 182/6 182/11 183/8 188/20 189/2 196/25 197/17 198/7 224/25 225/2 225/5 228/14 232/23 240/13 240/16 241/18 258/22 259/10 261/17 261/17 262/2 276/14 278/16 279/9 279/13 279/18 282/1 282/18 293/24 293/25 295/16 298/20 299/14 300/1 300/1
Ramsey [3] 126/21 232/21 232/23	recently [2] 17/16 30/3 7/23 9/11 9/12 98/15 99/13 190/25 257/19	reduce [1] 89/9	regulatory [12] 158/24 171/8 172/19 173/11 174/2 194/9 195/21 197/4 197/20 201/4 214/21 215/17	remind [2] 126/23 164/22
ran [2] 131/17 185/13	recess [9] 5/25 7/14 7/23 9/11 9/12 98/15 99/13 190/25 257/19	refer [1] 106/5	regulators [3] 63/18 177/17 231/17	reminder [1] 279/11
Ranch [2] 302/16 303/7	recessed [5] 99/16 126/22 192/1 257/20 309/17	reference [2] 101/11 295/18	reissu[e] [1] 78/11	reminding [2] 249/12 279/10
range [1] 19/14	recognition [1] 52/18	referenced [3] 72/17 78/3 191/18	relate [2] 13/12 161/17	remove [1] 223/1
rank [5] 117/21 118/9 222/1 297/22 301/10	recognize [3] 51/10 147/9 254/20	referring [3] 85/3 104/17 104/21	related [21] 16/9 16/17 16/23 17/7 18/1 18/2 19/6 22/24 26/17 28/8 28/20 44/17 65/2 157/22 205/1 214/20 235/2 238/12 255/13 255/17 260/9	removed [3] 223/14 272/24 273/11
raise [3] 5/4 99/21 298/17	recognized [3] 15/4 41/12 41/23	refresh [12] 27/4 27/24 38/14 38/15 61/10 125/10 125/24 126/4 126/7 133/21 134/5 167/21	relates [9] 136/16 150/15 162/6 173/5 220/12 220/14 237/13 240/9 246/24	removing [2] 271/24 272/8
raised [6] 19/11 235/18 261/4 262/3 262/10 265/8	recollection [13] 18/15 18/21 38/14 108/6 116/1 122/10 125/11 125/13 125/25 126/7 133/22 134/5 291/3	referring [3] 85/3 104/17 104/21	relating [5] 17/7 237/14 237/22 252/5 255/6	Renaissance [3] 198/24 199/5 199/6
rampant [1] 279/3	recommendation [2] 7/22 72/7	reg [3] 61/15 108/15 108/16	relation [5] 28/14 43/20 68/19 84/1 239/8	Reno [3] 87/14 115/3 118/3
Ramsey [3] 126/21 232/21 232/23	recommended [2] 51/10 223/9	regard [28] 8/9 18/9 18/24 20/4 24/4 24/8 26/5 32/5 39/2 40/7 40/23 41/25 42/9 44/4 46/6 66/23 67/5 135/11 138/5 138/23 189/20 199/22 202/6 206/17 214/18 230/2 231/7 231/14	relationship [3] 174/9 187/21 216/7	repeat [5] 5/20 11/21 215/13 217/3 276/18
ran [2] 131/17 185/13	recommends [1] 222/23	regarding [33] 100/24 100/24 110/4 114/3 115/9 118/18 120/16 120/25 127/20 138/20 142/18 157/22 158/24 163/20 168/13 169/22 173/11 174/2 180/25 187/15 195/2 197/4 198/12 199/24 201/3 202/16 204/5 215/16	relative [2] 50/10 51/23	repeatedly [1] 234/18
Ranch [2] 302/16 303/7			relatively [6] 39/6 43/19 59/2 87/22 231/20 278/25	replaced [1] 92/2
range [1] 19/14			release [5] 80/12 247/8 280/9 280/14 280/17	recall [41] 19/23 20/18 26/14 26/14 27/19 27/20 29/6 29/7 29/9 29/10 29/11 29/11 29/14 29/16 29/18 30/7 32/7 32/12 38/7 38/13 39/20 46/5 46/8 46/11 53/9 65/14 70/3 70/5 70/11 71/24 72/1 72/17 72/19 78/3 78/3 80/13 80/20 88/3 88/14 221/5
rank [5] 117/21 118/9 222/1 297/22 301/10			released [8] 159/12 164/23 178/15 209/2 209/5 300/19 300/23 301/1	
ranked [2] 211/13 227/4			relevance [7] 111/7	
ranking [1] 259/4				
rankings [1] 300/19				
rarely [1] 119/21				
rate [7] 19/8 19/10 19/19 41/5 41/8 42/6 54/10				
rates [2] 19/4 19/14				
rating [1] 222/20				
RE [1] 1/6				
reach [7] 33/18 39/23 40/24 41/3 42/5 138/25 204/15				
reached [3] 33/2 146/8 147/7				
reaching [1] 47/24				
read [18] 26/25 27/2 27/5 27/25 38/15 39/17 70/12 88/3 98/23 99/6 99/8 101/24 154/8 154/11 154/11 159/23 162/19 221/5				
readily [3] 64/11 64/12 133/1				
reading [6] 62/6 138/23 154/7 154/13 154/18 221/4				
ready [2] 127/2 192/3				
real [2] 76/21 210/23				
reality [2] 168/7 173/1				
realize [2] 56/4 149/20				
really [19] 11/19 29/23 33/3 34/1 36/2 48/15 51/7 51/13 52/18 59/20 85/2 98/4 102/19 109/13 113/6 130/19 169/15 201/17 279/18				
reason [18] 5/9 10/20 10/23 10/25 11/20 42/2 89/11 95/7 134/13				

R	225/4 225/8 225/12 231/21	26/12 27/4 61/3 114/5 134/17 210/17 285/1	212/23 213/22 214/25 215/5 215/24 217/14 217/16 217/17 217/20 218/20 219/22 219/24 220/21 221/5 221/7 222/18 225/4 225/13 225/14 225/16 225/22 226/3 226/6 226/10 226/11 226/12 226/16 227/6 228/17 228/18 228/23 229/1 230/16 232/3 240/3 240/6 240/13 241/24 242/15 242/19 242/24 243/2 243/15 245/6 245/9 245/25 248/1 248/5 248/6 248/19 248/23 249/11 249/16 251/17 253/2 256/20 257/24 258/18 259/21 261/2 262/16 262/17 265/5 265/19 266/14 266/18 267/4 268/17 268/24 269/6 269/12 270/2 270/8 273/22 275/5 277/5 277/15 278/16 278/25 279/16 279/19 279/20 279/21 279/25 280/21 281/21 282/6 282/7 282/23 283/3 283/14 283/16 287/3 289/5 289/9 289/14 290/25 291/3 291/24 292/5 292/6 292/13 294/11 294/16 295/4 295/8 295/10 295/17 295/22 296/3 296/5 296/19 297/14 297/17 297/24 297/25 298/2 298/5 299/17 299/21 300/11 300/17 300/20 300/23 301/1 301/9 301/16 301/17 302/8 303/2 304/12 305/2 305/8 307/3 307/8 307/10 307/17 307/22 309/4 309/13	277/22 278/5 278/8 291/10 297/13 297/13 300/13 300/18 300/22 300/25 301/24 302/1 302/2 Ritter's [9] 177/11 178/24 185/2 191/18 191/19 226/16 231/14 246/23 260/18 rock [1] 85/10 rock-star [1] 85/10 Rod [1] 21/8 Rognier [2] 72/10 72/11 role [9] 139/18 150/13 151/20 152/15 152/17 153/17 155/6 214/24 259/10 roles [2] 150/6 152/2 RONALD [2] 11/9 11/14 room [4] 21/4 39/5 92/11 190/23 ROSE [2] 2/16 309/4 ROSS [6] 2/5 160/3 163/13 163/14 163/20 224/14 Roughly [1] 65/25 round [6] 126/13 166/16 200/23 203/7 203/17 211/10 rows [1] 102/19 rule [10] 119/19 120/1 120/24 121/4 122/13 123/10 131/1 160/10 191/2 253/23 Rule 30 [1] 191/2 ruled [1] 111/9 rules [3] 59/21 160/7 307/25 ruling [3] 113/1 251/23 252/16 RULIS [1] 2/6 rumor [1] 279/3 run [2] 22/17 97/6 running [3] 98/16 160/4 272/16 RUSTY [1] 2/12 Rutledge [2] 194/17 195/2 Ryan [2] 19/17 19/18
report... [1] 273/4 reported [10] 40/3 50/2 234/24 269/3 269/6 271/10 272/14 274/25 276/24 277/5 reporting [6] 1/25 12/21 144/18 258/23 270/10 275/17 reports [3] 19/21 144/21 272/16 represent [6] 39/17 49/15 60/17 69/24 100/10 131/21 representation [3] 146/7 308/21 309/1 representative [1] 188/14 represented [11] 115/13 170/14 179/15 190/15 195/12 197/17 202/8 206/20 207/19 243/1 263/11 representing [2] 196/9 197/19 represents [2] 145/25 207/14 reputation [1] 22/11 request [5] 114/17 116/15 297/11 297/13 304/7 require [1] 144/12 required [6] 41/6 137/21 138/3 207/9 267/21 268/7 requirements [2] 160/9 160/10 requires [6] 13/17 13/18 13/18 13/23 81/10 81/11 research [11] 8/24 9/15 26/7 26/16 28/8 33/17 35/22 39/2 53/11 154/12 154/19 researching [1] 33/25 resend [1] 287/17 reserve [2] 44/23 148/24 residential [1] 66/9 resist [1] 289/3 resolution [2] 9/21 232/10 resolve [1] 273/3 resolved [4] 216/22 232/6 239/23 289/19 resounding [1] 158/15 resources [4] 210/22 210/24 272/14 273/1 respect [12] 94/14 94/19 120/10 216/1 222/3 231/8 238/6 241/17 296/5 296/6 307/21 308/2 respected [2] 40/4 41/19 respond [5] 59/4 153/8 243/21 287/16 287/18 responded [5] 138/20	responsds [2] 287/12 287/16 response [9] 24/13 108/9 135/22 141/4 143/7 167/1 240/24 241/3 301/20 responses [2] 140/17 220/19 responsibilities [3] 150/7 150/14 151/2 responsibility [4] 150/15 153/2 157/20 229/16 responsible [1] 151/8 responsive [3] 153/9 165/4 165/11 rest [4] 10/6 50/8 190/23 299/11 restate [1] 270/13 restated [1] 41/10 restaurant [3] 13/6 30/25 181/9 restaurants [5] 30/20 30/22 181/4 181/13 206/2 resting [1] 146/9 restriction [1] 184/2 restrictions [3] 58/9 58/11 91/9 result [4] 70/18 185/9 235/21 303/4 resulted [1] 185/10 results [10] 10/8 185/2 207/22 207/22 208/24 209/2 209/5 209/15 211/5 211/7 retail [22] 23/11 75/17 78/5 93/16 94/8 126/13 135/16 154/25 158/6 166/15 182/5 193/14 196/15 203/6 203/17 211/10 212/18 217/10 223/1 230/10 230/20 296/4 retailed [1] 37/17 retailers [2] 37/3 38/3 retain [1] 52/5 retained [1] 87/25 retainers [1] 19/6 retired [1] 18/6 returns [1] 20/24 revenue [28] 23/7 31/19 31/22 46/6 47/23 48/6 50/1 50/4 50/8 76/3 76/10 77/11 77/23 80/5 80/12 80/19 139/19 152/14 157/15 247/10 250/16 251/2 251/13 252/22 255/13 256/14 256/18 259/2 revenues [17] 28/5 40/3 48/3 50/11 57/13 57/14 57/15 73/16 75/4 80/23 89/10 89/18 93/7 248/7 248/18 250/20 252/9 review [9] 13/24 26/6	reviewed [5] 27/3 27/5 27/23 80/11 80/19 reviewing [3] 19/21 185/13 286/18 revise [1] 224/4 revised [1] 222/25 Rexroad [4] 276/9 276/15 276/19 276/24 Riana [2] 170/21 170/25 Rich [1] 90/6 RICHARD [1] 2/18 RICK [1] 2/14 rid [2] 122/13 258/13 right [307] 9/18 10/15 11/2 12/2 18/14 24/10 26/12 29/13 36/12 36/16 39/17 47/9 48/21 48/23 49/25 50/6 50/15 55/2 55/22 56/22 57/22 61/1 62/4 62/20 62/24 70/11 82/5 85/24 87/23 88/21 88/22 89/5 91/22 96/10 96/15 96/21 97/6 97/22 98/2 99/11 99/22 100/20 100/22 101/3 101/5 101/18 102/3 104/3 107/12 107/13 108/17 112/5 112/16 116/17 117/6 118/5 120/15 121/17 126/5 126/14 126/18 127/11 129/20 130/17 130/19 130/20 133/23 148/24 149/7 150/1 151/5 151/6 152/5 152/6 153/11 153/19 153/20 154/18 154/23 156/13 156/25 158/18 159/6 159/8 159/19 159/23 163/8 163/22 164/5 164/8 164/18 165/14 165/19 166/19 166/23 167/2 167/5 167/13 168/2 169/12 169/14 170/2 171/13 171/25 173/17 174/5 174/5 175/1 175/16 175/17 176/9 176/16 179/4 179/21 179/24 179/24 181/7 181/24 182/1 182/2 182/22 185/19 185/23 186/14 186/16 186/21 189/3 189/5 189/7 189/12 189/23 189/23 189/24 190/6 190/9 190/13 190/15 190/25 191/24 191/24 192/2 194/3 195/24 196/3 197/8 199/17 199/19 201/18 201/20 201/24 202/4 203/21 205/6 205/9 206/4 206/13 207/21 208/1 208/9 208/16 208/20 208/24 209/12 210/14 211/4 211/10 212/21	right-hand [1] 163/8 rights [1] 111/11 Rino [2] 269/7 270/5 rise [3] 32/11 107/11 120/25 risk [1] 56/13 Ritter [59] 156/9 156/11 156/17 174/13 176/2 176/9 176/22 176/25 177/8 178/3 181/5 181/9 181/13 181/20 181/24 182/4 182/10 182/22 182/23 183/18 183/19 183/20 185/4 185/8 187/5 187/10 188/18 189/3 189/17 190/1 207/22 207/25 209/1 209/4 212/25 213/2 214/13 222/12 222/15 223/9 226/20 230/18 231/8 246/3 246/10 260/18	
S			S-e-i-g-n-e-u-r [1] 11/15 safe [2] 103/7 130/24 safely [1] 98/10 safety [2] 307/20 308/2 said [51] 18/15 20/22 20/25 21/8 21/10 29/20 55/25 70/17 72/11 73/4 74/20 81/6 84/8 86/14 86/14 97/14 104/15 110/13 126/2 130/12 142/23 143/2 147/18 152/21 169/5 169/11 178/15 182/23 184/4 184/5 189/9 208/7 213/4 213/16 213/20	

<p>S said... [16] 213/21 213/24 214/1 218/6 221/13 229/13 245/10 248/15 251/4 261/4 261/6 262/19 280/5 286/14 289/12 297/12 Saint [1] 56/2 sale [15] 77/23 107/15 117/4 117/5 127/20 127/23 128/4 128/8 129/10 129/10 138/8 154/21 154/25 252/6 281/4 sales [59] 31/19 32/5 32/6 32/8 32/13 32/15 32/16 34/6 40/2 40/23 40/24 42/1 47/13 47/23 48/11 48/17 48/20 49/16 49/19 49/20 49/21 50/4 50/11 54/6 54/7 54/24 55/4 55/13 55/13 59/7 65/24 72/20 72/24 73/1 73/4 73/7 74/15 74/21 74/23 75/2 80/19 92/5 96/13 97/12 97/22 144/12 144/17 250/16 250/21 251/7 255/1 255/6 255/14 255/18 268/18 274/19 275/12 275/18 275/18 Salt [1] 13/21 same [51] 17/4 23/4 33/13 38/17 38/17 40/13 46/14 51/12 51/12 55/12 55/18 59/10 59/15 59/16 71/12 78/3 95/14 105/9 140/11 144/24 160/5 160/6 164/14 164/15 196/8 215/7 218/9 218/11 222/21 229/23 235/19 238/7 241/25 244/5 245/16 245/19 251/21 251/22 251/23 252/14 252/15 252/16 292/19 293/17 300/7 300/8 300/9 300/10 300/13 305/7 308/4 sarcasm [2] 288/25 288/25 satisfaction [1] 289/19 saturation [5] 43/13 43/17 66/1 70/2 87/20 saw [10] 42/2 97/4 114/16 120/17 127/19 127/24 128/2 128/4 184/18 290/23 Sawyer [1] 199/9 say [72] 6/13 11/20 18/3 20/17 23/1 23/6 30/5 30/6 31/1 31/4 31/13 38/21 46/3 50/22 68/15 81/9 90/11 91/19 91/20 93/7 102/6 103/7 105/22 114/18 114/24 117/23 118/11 122/4 122/15 126/2 130/24</p>	<p>137/10 140/7 140/9 143/10 148/2 151/22 152/3 154/15 159/12 164/6 169/14 169/20 172/1 172/15 181/7 181/12 181/18 182/7 183/24 184/16 185/4 185/10 189/3 217/9 218/18 235/7 248/11 253/18 255/3 264/13 266/6 278/10 279/10 279/16 282/14 286/22 300/24 301/25 303/23 303/25 304/13 Say's [3] 88/21 88/22 89/1 saying [13] 5/9 11/19 22/13 33/2 36/4 43/1 49/2 57/3 85/25 114/13 143/1 172/10 298/22 says [48] 8/4 8/8 8/11 8/12 70/14 118/3 125/23 134/10 138/13 138/16 140/21 160/3 163/12 165/6 168/25 179/9 184/14 184/19 187/3 188/17 188/22 191/24 192/17 201/10 201/11 201/12 220/8 221/16 221/21 221/25 222/22 238/4 241/19 243/24 244/23 246/21 251/4 263/14 264/15 265/25 266/1 267/21 268/5 268/5 272/21 274/3 290/8 299/14 scale [1] 50/10 scenarios [1] 185/14 scheduled [1] 9/24 schedules [1] 164/25 scheduling [1] 5/8 scholarships [1] 151/15 school [1] 78/19 schools [2] 251/14 256/19 Science [1] 258/10 scope [2] 75/20 149/6 score [6] 160/10 183/2 183/10 208/20 217/5 230/25 scored [8] 183/24 220/25 222/16 222/24 225/14 229/7 230/22 267/5 scorers [2] 213/25 214/2 scores [6] 208/23 226/9 300/19 300/25 303/4 303/10 scoring [15] 208/4 211/14 214/25 226/10 226/14 226/15 227/2 227/11 241/18 245/2 259/18 267/2 267/4 267/9 302/25 Scot [2] 194/16 195/1 scratch [1] 305/21 screen [6] 76/20 77/19</p>	<p>96/23 133/24 134/20 161/20 screened [1] 101/10 scroll [5] 267/15 267/16 282/3 286/23 287/9 scrolling [2] 287/14 292/8 scuttlebutt [1] 278/13 seated [2] 11/12 100/1 second [20] 30/23 32/20 32/21 43/5 43/8 49/9 49/25 56/3 64/19 88/16 110/11 140/25 221/10 221/21 236/12 239/5 250/13 256/14 291/24 304/4 secret [3] 223/14 225/16 225/17 secretary [2] 265/15 266/2 section [10] 101/14 164/17 209/25 210/1 210/4 212/25 258/17 259/2 295/3 295/6 Section 5 [2] 101/14 295/6 sector [2] 23/2 26/20 secured [1] 226/3 security [2] 231/2 310/10 see [133] 1/19 8/24 8/25 18/8 35/15 40/7 40/14 45/1 49/8 49/24 50/5 54/9 57/11 59/3 59/5 61/11 69/1 74/7 74/16 74/21 76/18 77/6 77/6 97/7 97/18 115/3 117/18 117/21 118/9 125/23 126/19 127/15 133/21 137/20 137/22 138/6 138/12 154/8 157/10 160/11 160/15 160/24 161/10 161/22 163/10 163/17 164/25 165/9 166/11 167/19 177/8 177/18 178/1 178/17 179/10 183/3 184/7 185/6 185/15 187/2 188/3 188/18 192/22 193/24 196/1 196/20 196/21 198/3 198/18 198/25 200/25 201/14 211/8 214/4 220/6 220/7 220/10 221/18 222/5 223/5 224/11 224/25 225/2 228/6 228/6 229/1 231/7 234/4 234/6 239/13 244/9 244/18 244/25 246/4 247/17 251/11 252/25 253/12 254/2 254/18 257/22 260/14 260/18 260/22 263/7 263/20 263/25 264/12 264/17 266/4 266/9 267/23 268/8 274/3 274/4 280/8 282/6 286/13 286/21</p>	<p>286/24 287/6 287/19 290/3 290/18 290/20 292/2 292/3 292/10 292/13 292/15 292/17 294/3 309/13 seeing [5] 115/7 129/24 129/25 130/2 177/16 seeking [2] 138/13 173/16 seem [2] 184/6 254/24 seemed [1] 80/25 seems [5] 8/25 9/10 40/16 82/21 272/21 seen [12] 42/3 51/6 74/9 88/14 94/21 94/24 137/4 254/21 265/24 287/18 290/25 291/3 SEIGNEUR [18] 11/9 11/14 12/5 12/11 12/15 12/17 24/4 49/15 63/7 69/11 77/22 78/22 80/11 80/18 81/3 81/21 90/6 98/5 seizures [2] 152/11 152/12 self [11] 144/18 144/21 154/6 234/23 270/10 271/10 272/14 274/25 275/17 276/24 277/5 self-reported [5] 271/10 272/14 274/25 276/24 277/5 self-reporting [3] 144/18 270/10 275/17 self-reports [1] 144/21 self-teaching [1] 154/6 sell [2] 51/17 304/11 selling [9] 13/2 38/16 38/17 59/18 59/19 116/3 127/16 130/1 304/14 send [11] 19/5 29/10 140/22 153/8 153/8 163/3 191/18 191/23 246/18 272/25 280/21 sending [2] 224/10 236/13 sends [2] 232/13 280/9 senior [2] 13/22 14/2 Senk [1] 106/18 sense [3] 11/21 14/24 169/17 sent [7] 114/4 118/18 270/3 280/14 284/21 284/24 286/14 sentence [2] 110/12 221/21 separate [6] 173/13 186/14 186/15 235/3 242/3 245/16 separated [1] 78/20 separately [2] 186/6 186/6 September [29] 15/2 15/2 37/22 93/16 94/8 94/15 94/19 95/11 114/25 115/1 165/9 167/5 167/11 167/23</p>	<p>186/24 187/2 189/17 196/15 211/10 216/19 239/24 263/18 279/22 281/10 281/17 305/11 305/16 305/21 308/2 September 2018 [7] 93/16 94/8 94/15 94/19 95/11 305/11 305/21 sequence [1] 284/10 series [1] 118/18 serious [6] 8/21 143/11 143/12 239/23 261/16 276/1 seriously [1] 169/15 serve [4] 30/18 37/14 48/6 306/22 served [1] 43/20 serves [3] 31/3 31/15 31/15 services [5] 12/17 12/24 13/12 15/11 22/20 session [2] 303/24 304/1 sessions [1] 156/4 set [2] 166/7 183/1 setting [2] 18/7 88/15 settlement [5] 8/10 145/17 147/6 147/10 149/9 settlement's [1] 145/21 seven [4] 50/7 85/5 85/8 297/22 several [7] 93/5 103/3 115/17 143/16 151/12 151/13 185/13 sexy [1] 45/9 Shane [12] 34/14 39/8 49/8 52/23 54/21 61/7 61/22 108/14 117/16 118/6 123/25 135/4 Shane's [1] 191/12 share [65] 24/6 30/11 30/13 36/14 42/9 42/25 47/3 48/11 49/1 49/5 49/5 50/25 51/2 51/19 51/23 51/25 52/1 52/6 52/17 57/20 61/4 62/7 67/22 68/1 68/4 68/7 68/12 68/14 68/22 68/23 69/2 81/24 82/1 82/5 83/12 83/15 83/18 83/22 83/24 84/2 84/7 84/16 84/25 85/7 85/9 85/18 85/21 85/23 86/1 86/18 86/21 86/25 87/3 87/7 87/10 87/13 100/24 101/5 119/13 119/15 119/19 120/1 120/16 231/19 291/15 shareholder [1] 23/22 shares [1] 84/6 sharing [1] 185/5 she [46] 10/8 10/9 10/19 19/21 21/10 44/10 104/1 115/12 115/13 128/16 131/17 165/20 173/5 173/9 173/15 175/19 175/23</p>
--	--	--	--	--

<p>S</p> <p>she... [29] 180/12 187/7 197/17 197/19 206/20 207/14 207/19 215/10 215/19 219/1 219/6 219/6 219/8 219/12 219/17 219/21 219/21 220/8 283/11 283/19 283/22 283/23 284/9 284/11 284/14 285/22 286/14 287/16 293/25</p> <p>She'd [1] 122/16</p> <p>she's [11] 9/20 9/22 10/7 17/3 122/2 125/11 173/6 173/6 173/23 174/5 197/17</p> <p>sheer [1] 210/19</p> <p>sheet [2] 241/18 291/3</p> <p>SHELL [6] 2/17 6/5 308/16 308/20 308/25 309/3</p> <p>Shelley [1] 104/19</p> <p>SHEVORSKI [16] 2/10 3/11 5/24 6/18 8/14 8/24 9/14 10/17 74/1 89/25 92/25 95/20 98/14 145/15 146/5 235/8</p> <p>ship [1] 37/11</p> <p>shock [1] 301/12</p> <p>shocked [2] 95/13 207/25</p> <p>shoot [1] 303/23</p> <p>shop [2] 51/11 91/21</p> <p>short [3] 110/12 132/15 190/25</p> <p>shot [3] 135/19 135/25 284/5</p> <p>should [20] 7/14 7/15 25/4 25/6 56/13 63/18 63/21 63/25 105/8 109/6 110/20 127/12 158/20 176/13 183/23 213/5 214/10 222/1 236/24 262/4</p> <p>shouldn't [3] 46/3 164/4 264/13</p> <p>show [23] 47/21 48/1 49/21 50/2 54/6 55/20 73/17 73/23 133/16 159/23 165/19 180/1 186/21 187/24 191/14 191/14 213/9 219/24 223/17 246/2 246/3 263/6 274/16</p> <p>showed [6] 50/10 73/6 177/4 241/18 299/1 299/6</p> <p>showing [11] 39/24 40/5 47/22 53/17 55/18 126/3 181/16 211/7 218/2 224/10 242/22</p> <p>shown [5] 73/12 75/2 96/12 205/8 267/20</p> <p>shows [11] 35/12 44/12 45/2 54/5 54/9 54/17 56/25 57/6 57/15</p>	<p>112/12 180/14</p> <p>shrink [1] 52/6</p> <p>shut [2] 240/15 241/1</p> <p>shutdown [2] 240/22 241/12</p> <p>shuttling [1] 126/21</p> <p>sic [1] 248/4</p> <p>side [7] 21/23 30/24 37/9 59/3 89/23 104/14 163/8</p> <p>sides [2] 10/22 176/18</p> <p>SIGAL [4] 2/2 60/16 62/17 100/9</p> <p>signed [2] 142/25 287/12</p> <p>significant [5] 19/17 29/23 39/5 44/13 74/20</p> <p>significantly [6] 30/9 30/9 36/22 44/24 140/8 140/9</p> <p>signifies [1] 34/18</p> <p>signing [1] 142/24</p> <p>signs [1] 77/4</p> <p>Silverado [2] 302/16 303/7</p> <p>similar [2] 95/4 289/25</p> <p>similarly [2] 186/4 291/16</p> <p>simple [2] 48/7 284/4</p> <p>simply [1] 82/7</p> <p>since [14] 5/4 12/14 12/15 17/12 22/17 32/2 54/1 57/12 168/13 180/22 196/17 200/7 293/4 308/10</p> <p>single [4] 139/25 183/2 183/3 242/17</p> <p>sink [2] 215/7 215/23</p> <p>sir [32] 11/16 27/3 27/23 36/8 43/13 43/22 43/24 46/9 60/16 69/20 83/4 85/1 86/3 86/5 89/1 98/8 100/5 122/22 150/4 156/19 158/4 160/25 163/17 189/18 194/14 210/16 224/11 257/15 257/16 287/10 293/3 309/10</p> <p>sit [2] 129/19 147/13</p> <p>site [2] 66/16 254/4</p> <p>sitting [2] 10/24 102/19</p> <p>situation [6] 52/10 182/24 183/22 183/23 244/15 272/13</p> <p>six [4] 85/5 211/8 212/18 304/7</p> <p>size [4] 57/20 64/25 67/9 75/19</p> <p>skipping [2] 105/16 149/8</p> <p>SLATER [1] 2/7</p> <p>slide [19] 49/8 52/23 162/17 163/2 176/21 181/16 200/6 212/24 213/9 214/6 217/21 218/21 219/24 219/25 226/18 227/15 227/18 231/11 246/5</p> <p>slides [3] 200/15</p>	<p>205/15 205/17</p> <p>slight [1] 230/14</p> <p>slow [1] 33/7</p> <p>small [7] 39/6 43/5 65/8 71/14 117/18 172/11 278/25</p> <p>smaller [3] 52/1 52/17 96/19</p> <p>smellish [1] 283/22</p> <p>small [1] 103/21</p> <p>SMITH [7] 2/7 2/17 3/9 81/17 86/6 89/21 92/14</p> <p>so [416]</p> <p>so-called [1] 195/13</p> <p>social [2] 100/16 310/9</p> <p>societies [1] 14/14</p> <p>Society [4] 13/22 15/1 15/4 21/10</p> <p>Solace [2] 198/3 198/5</p> <p>sold [9] 37/10 37/10 44/19 92/1 110/6 116/25 117/2 127/15 289/8</p> <p>sole [1] 174/16</p> <p>solely [2] 150/15 240/21</p> <p>sold [1] 42/3</p> <p>solution [1] 197/11</p> <p>solve [1] 197/10</p> <p>some [107] 8/24 9/14 9/21 9/24 11/20 13/14 16/15 16/22 19/21 19/23 23/3 28/17 29/1 38/4 39/20 39/22 43/6 45/23 48/10 48/25 49/1 50/12 50/12 50/18 50/20 50/25 51/5 53/11 53/19 57/7 63/21 76/6 76/7 77/12 84/15 84/25 86/11 86/16 88/19 88/19 89/11 91/4 91/19 92/17 92/18 92/23 93/25 94/11 94/22 96/7 100/23 104/3 106/3 107/23 110/4 110/8 110/9 115/12 124/13 124/22 127/6 137/21 140/10 145/22 153/18 157/6 159/17 159/18 159/19 166/18 167/13 173/1 177/2 177/15 185/14 191/11 193/15 198/10 201/12 201/18 201/22 203/15 203/23 204/17 216/12 226/2 226/5 226/5 229/9 229/11 230/14 240/3 240/3 257/10 258/8 258/20 265/9 271/23 273/24 281/19 282/19 287/24 290/7 298/13 300/3 302/15 307/15</p> <p>somebody [16] 51/21 51/25 52/2 85/8 86/1 91/17 94/3 97/6 120/7 202/20 236/13 236/24 273/14 276/4 280/1 280/6</p> <p>somebody's [1] 57/20</p>	<p>somehow [2] 294/13 303/4</p> <p>someone [15] 21/13 21/14 24/6 138/23 141/10 142/23 142/24 178/20 187/20 187/21 217/9 249/10 266/20 275/23 275/25</p> <p>something [28] 9/11 11/20 41/14 56/7 97/4 126/4 127/20 142/4 142/23 145/20 148/4 148/13 154/11 158/2 201/12 208/7 208/8 208/9 208/10 208/10 215/23 266/21 271/24 271/24 272/8 273/15 297/8 298/11</p> <p>sometime [4] 18/21 18/23 56/16 288/3</p> <p>sometimes [5] 114/7 152/4 197/6 197/10 219/15</p> <p>somewhere [1] 37/12</p> <p>son [3] 136/11 167/17 168/25</p> <p>soon [1] 169/3</p> <p>sorry [54] 5/5 8/7 19/9 35/2 44/7 44/11 61/16 61/24 62/19 73/3 73/8 83/4 84/4 104/12 108/16 114/20 117/19 118/7 126/1 127/19 128/1 131/17 137/6 139/15 140/13 142/21 144/5 150/21 164/10 164/12 169/20 172/5 203/10 208/12 209/3 212/1 215/13 217/3 221/10 225/10 227/24 232/18 233/15 246/12 248/9 248/13 255/3 269/18 269/25 270/19 273/10 287/10 301/21 304/20</p> <p>sort [9] 29/5 88/21 110/8 154/3 158/22 177/15 296/16 296/24 298/13</p> <p>sought [2] 52/3 217/16</p> <p>sound [3] 62/4 276/11 283/14</p> <p>sounds [4] 5/16 89/12 89/13 221/4</p> <p>soup [1] 281/19</p> <p>source [10] 41/23 50/5 50/9 53/19 53/20 77/6 77/7 80/3 157/15 294/10</p> <p>sources [3] 28/17 47/25 75/7</p> <p>Sparks [24] 107/11 108/25 109/4 118/7 118/13 121/19 123/6 123/12 123/15 123/17 127/7 128/4 128/8 128/18 129/2 129/11 129/21 130/1 130/4 130/8 293/23 294/5</p>	<p>294/10 294/22</p> <p>speak [14] 6/8 6/20 100/15 100/17 112/1 112/3 112/10 135/17 139/7 157/1 173/10 192/24 215/20 236/22</p> <p>speaking [4] 11/16 18/14 192/14 217/7</p> <p>special [2] 160/22 292/21</p> <p>specific [11] 17/7 23/8 66/21 68/11 71/25 109/14 227/2 241/4 295/9 302/18 303/8</p> <p>specifically [6] 67/2 82/14 107/19 167/24 168/9 268/4</p> <p>specifics [6] 52/10 52/13 68/18 111/10 122/11 143/20</p> <p>speculation [1] 139/2</p> <p>speculative [9] 81/4 81/5 81/7 81/9 81/13 90/23 91/1 91/2 91/4</p> <p>spell [2] 11/13 100/2 spend [4] 10/16 22/23 44/5 58/6</p> <p>spent [6] 15/12 28/11 151/23 152/1 154/5 277/17</p> <p>sphere [2] 103/9 103/9</p> <p>Spiritos [3] 199/15 199/15 209/10</p> <p>spoke [6] 119/21 219/1 222/15 232/17 232/20 298/19</p> <p>spoken [2] 213/4 232/22</p> <p>spot [2] 49/4 227/4</p> <p>spot-on [1] 49/4</p> <p>spots [1] 184/19</p> <p>spring [1] 159/12</p> <p>stabilized [1] 40/15</p> <p>Stacey [1] 17/3</p> <p>stadium [1] 85/11</p> <p>staff [14] 103/4 104/9 104/13 153/9 153/11 153/12 170/9 180/9 210/9 212/20 284/11 284/15 284/16 287/19</p> <p>stage [1] 54/16</p> <p>stages [1] 56/1</p> <p>stake [2] 264/24 264/25</p> <p>stakeholders [1] 47/3</p> <p>stand [3] 111/1 131/10 235/16</p> <p>standard [5] 24/25 25/4 29/21 147/4 234/13</p> <p>standards [2] 15/9 308/4</p> <p>standing [6] 21/13 99/21 216/21 232/3 232/5 239/24</p> <p>standpoint [6] 22/19 22/20 158/7 170/8 226/14 226/15</p> <p>star [1] 85/10</p>
---	---	---	--	--

<p>S</p> <p>start [24] 7/15 8/18 10/23 16/23 25/2 25/8 25/22 25/24 33/8 40/9 45/18 51/15 53/25 150/5 192/13 205/16 228/10 258/6 270/13 303/21 303/22 304/11 304/23 309/10</p> <p>started [11] 22/6 22/10 22/10 22/12 35/9 45/3 56/4 150/21 154/5 158/2 185/13</p> <p>starting [10] 51/7 71/5 71/6 81/1 116/4 150/7 159/3 168/19 182/19 183/19</p> <p>starts [3] 26/2 40/8 51/14</p> <p>state [110] 5/24 6/19 10/1 11/13 12/7 13/5 15/19 18/12 20/10 21/11 28/14 32/12 32/12 32/13 32/15 32/16 33/5 34/3 34/3 34/9 34/10 34/15 36/24 37/9 37/11 40/2 40/22 43/18 45/14 53/23 55/2 55/8 62/2 62/21 69/15 71/11 72/20 76/24 77/10 78/4 78/10 80/1 80/5 89/5 89/10 92/20 100/2 133/5 139/16 140/4 140/14 142/2 149/12 149/13 153/2 154/20 157/16 158/13 159/4 162/1 169/3 170/5 170/16 175/17 177/10 177/18 177/21 178/1 235/9 235/17 235/18 236/9 239/3 246/22 246/25 247/3 247/6 249/21 250/12 250/20 251/10 251/19 252/4 252/9 252/12 253/19 253/19 254/1 254/5 254/7 254/25 255/4 255/7 255/13 255/17 256/9 256/15 256/19 265/15 266/22 275/22 276/25 277/8 278/23 280/25 281/4 284/19 288/4 305/10 307/22</p> <p>state's [4] 78/18 154/7 235/4 235/5</p> <p>stated [4] 80/11 119/16 226/21 227/1</p> <p>statement [23] 81/8 156/19 158/4 158/5 159/24 160/2 160/3 160/20 162/19 166/3 200/8 238/3 246/5 248/3 249/21 261/5 261/7 265/13 272/3 273/9 273/14 278/9 281/19</p> <p>statements [6] 7/8</p>	<p>12/21 162/8 273/18 273/24 274/11</p> <p>states [9] 23/14 33/1 33/20 37/19 70/19 70/22 71/16 177/18 244/8</p> <p>statewide [1] 87/11</p> <p>static [1] 158/22</p> <p>statistics [1] 29/3</p> <p>stats [1] 80/12</p> <p>statute [12] 61/10 61/15 80/6 103/3 108/13 109/20 111/18 131/5 169/16 265/25 266/1 303/13</p> <p>statutes [3] 103/1 154/7 229/19</p> <p>statutory [1] 61/3</p> <p>stay [1] 111/22</p> <p>stealing [1] 44/22</p> <p>steam [1] 40/18</p> <p>steep [1] 154/16</p> <p>STEPHANIE [1] 2/7</p> <p>steps [1] 144/22</p> <p>Steve [17] 105/4 107/15 108/5 109/13 119/13 119/22 119/25 120/6 129/8 137/8 140/23 245/23 259/5 259/7 284/18 284/24 306/15</p> <p>Steve's [1] 137/8</p> <p>STEVEN [1] 2/10</p> <p>still [25] 21/5 21/6 23/4 54/13 56/4 56/17 57/8 57/17 59/1 92/11 94/10 126/24 176/8 176/9 183/16 190/17 228/24 239/17 239/23 244/7 269/22 278/25 307/1 307/6 308/11</p> <p>stimulate [1] 34/6</p> <p>stock [4] 43/25 44/14 44/17 45/2</p> <p>stocks [3] 44/11 44/24 45/6</p> <p>stole [1] 30/21</p> <p>stop [4] 110/11 147/12 166/5 210/15</p> <p>stopped [2] 299/10 302/8</p> <p>store [1] 91/17</p> <p>stores [3] 64/10 223/1 226/23</p> <p>story [1] 21/21</p> <p>straight [1] 117/4</p> <p>strange [1] 215/19</p> <p>Strategies [1] 263/8</p> <p>strike [3] 113/2 116/10 129/25</p> <p>strikes [1] 56/18</p> <p>strong [1] 248/5</p> <p>structure [3] 25/12 67/11 305/7</p> <p>studied [2] 94/4 94/5</p> <p>studies [2] 75/1 95/3</p> <p>study [4] 72/3 72/16 76/9 95/1</p> <p>stuff [3] 238/22 269/17</p>	<p>269/20</p> <p>Sturm [1] 14/9</p> <p>sub [1] 267/14</p> <p>subject [7] 93/20 110/16 111/17 225/19 237/7 265/8 267/12</p> <p>subjective [1] 81/12</p> <p>submission [1] 164/23</p> <p>submit [4] 134/1 140/3 245/16 272/17</p> <p>submitted [17] 99/2 167/12 169/8 179/9 203/17 226/22 239/7 239/11 245/3 263/23 299/8 299/17 299/18 299/24 305/12 305/23 306/19</p> <p>submitting [2] 142/13 283/13</p> <p>subscribe [1] 41/21</p> <p>Subsection [1] 101/20</p> <p>Subsection 5 [1] 101/20</p> <p>substance [2] 21/4 134/15</p> <p>substantive [1] 18/17</p> <p>success [3] 33/18 158/16 247/6</p> <p>successful [14] 83/6 84/15 84/17 85/4 85/5 166/23 198/20 199/2 199/19 245/17 293/18 305/20 305/22 306/6</p> <p>such [4] 20/8 182/11 266/7 297/12</p> <p>sued [1] 250/1</p> <p>suffer [2] 48/11 52/16</p> <p>sufficient [1] 184/21</p> <p>SUGDEN [9] 2/8 3/15 9/6 131/12 131/20 142/2 145/6 238/1 255/25</p> <p>suggested [2] 271/19 271/23</p> <p>summarize [1] 81/2</p> <p>summary [3] 77/10 137/15 256/9</p> <p>summation [2] 93/8 98/1</p> <p>summer [8] 15/19 114/18 114/22 159/12 164/25 168/5 193/8 195/20</p> <p>supervise [2] 151/19 284/23</p> <p>supervised [1] 129/6</p> <p>supplement [9] 29/15 30/6 46/25 52/21 52/25 53/1 53/6 73/15 308/22</p> <p>supplemental [2] 29/14 29/16</p> <p>supplemented [1] 29/7</p> <p>supply [2] 88/22 88/24</p> <p>support [3] 12/24 18/10 184/24</p> <p>supposed [5] 110/8 140/3 140/3 209/22 275/17</p> <p>supposedly [1] 261/8</p>	<p>sure [48] 9/23 22/14 58/7 70/11 76/1 79/8 79/11 89/2 89/19 90/10 92/4 94/18 102/19 139/9 153/3 154/17 155/11 171/16 172/17 182/8 182/16 185/16 189/6 195/23 215/14 217/6 221/5 224/6 224/8 225/7 229/11 255/4 257/7 261/5 263/2 268/11 270/14 274/1 276/19 277/23 277/24 279/20 282/21 284/14 298/4 299/10 299/25 306/15</p> <p>surprise [3] 82/15 82/16 118/17</p> <p>surprises [2] 118/25 119/2</p> <p>survey [1] 302/19</p> <p>suspended [1] 293/8</p> <p>sustained [17] 27/22 62/9 80/15 112/17 131/4 142/1 144/2 144/10 144/15 145/1 249/5 249/7 274/23 275/2 275/15 275/20 277/2</p> <p>swear [1] 11/2</p> <p>sweeping [1] 183/10</p> <p>sworn [2] 11/10 99/24</p> <p>symbol [4] 180/25 180/25 181/2 181/2</p> <p>synonymously [1] 39/22</p> <p>system [2] 211/14 231/3</p>	<p>119/18 150/6 157/1 167/6 172/15 174/9 202/6 205/1 209/18 230/20 248/18 276/3 279/8 288/19 293/21 297/2 300/3 304/1</p> <p>talked [20] 20/5 21/9 64/5 66/17 67/1 104/9 104/13 120/13 140/11 150/13 158/21 166/7 177/1 189/16 234/22 268/18 291/8 293/22 298/16 300/4</p> <p>talking [19] 18/4 25/16 42/13 83/1 93/8 106/24 141/1 166/13 182/21 182/22 183/5 183/16 183/17 195/19 216/25 237/18 248/4 304/3 305/15</p> <p>task [11] 154/24 174/17 174/20 221/5 222/9 222/23 227/6 230/10 246/6 295/25 296/16</p> <p>taught [1] 14/9</p> <p>tax [48] 7/13 12/20 20/24 20/24 22/5 22/19 28/4 28/20 31/19 31/22 32/9 40/3 49/19 50/2 57/13 57/14 57/15 59/15 73/16 75/4 75/4 80/5 80/19 80/19 89/10 89/18 139/15 139/19 151/13 151/13 151/14 177/14 198/3 198/9 198/10 198/10 247/10 248/18 251/1 251/7 251/13 252/22 256/14 258/9 258/19 271/5 281/5 310/10</p> <p>tax-related [1] 28/20</p> <p>tax.state.nv.us [1] 138/17</p> <p>taxable [4] 76/2 76/10 77/10 77/23</p> <p>Taxation [20] 28/20 78/24 79/9 80/12 139/20 150/10 157/17 162/7 168/24 170/7 192/20 221/22 222/1 234/5 248/25 249/22 251/1 252/21 255/5 255/17</p> <p>taxes [13] 59/22 59/22 89/4 92/19 150/17 151/13 171/17 255/1 255/6 255/12 255/18 256/10 256/19</p> <p>TBD [2] 228/20 229/4</p> <p>teach [2] 14/4 14/7</p> <p>teaching [4] 14/5 14/21 16/18 154/6</p> <p>team [12] 20/15 153/16 153/24 157/5 178/24 214/25 242/6 259/19 267/3 267/25 288/15 289/11</p> <p>tech [1] 23/16</p>
--	--	--	--	---

T	144/17 152/23 165/24 166/22 167/6 168/19 176/22 181/17 189/18 212/25 218/2 220/3 226/16 226/21 231/10 231/10 231/14	212/10 212/12 218/23 221/14 224/7 228/1 233/18 235/15 241/16 246/16 249/12 251/24 256/25 257/2 257/8 257/18 258/1 262/25 287/9 290/12 292/24 293/12 293/14 308/6 308/8 309/3 309/16	305/2 307/20 307/22 307/22	152/7 154/5 165/3 180/14 183/13 184/16 184/18 184/22 205/17 213/13 222/22 227/10 234/19 244/21 249/5 254/18 258/16 266/6 272/22 276/3 277/14 282/8 284/19 304/6 307/12 309/13
teeth [1] 21/22	testing [7] 13/18 13/25 35/13 35/24 36/9 59/16 59/17	thanksgiving [1] 163/22	THC [29] 131/21 131/22 131/25 132/3 133/13 135/10 136/18 141/21 165/20 165/21 165/24 166/3 167/21 167/24 168/9 168/13 168/19 168/22 180/25 180/25 181/1 181/2 191/23 191/23 237/13 239/3 239/7 298/18 299/3	THEODORE [1] 2/5
telephonic [1] 18/22	text [18] 135/6 167/17 175/14 196/5 199/24 201/3 205/3 205/8 206/1 206/5 260/25 280/1 280/6 281/12 281/13 285/14 285/25 286/5	Thanks [2] 145/10 211/3	THC's [1] 167/6	theory [6] 24/9 93/5 93/23 94/17 94/18 95/5
tell [37] 5/6 5/24 6/18 11/8 11/16 12/16 21/21 26/12 27/3 27/23 32/4 39/14 54/25 55/10 77/2 104/25 107/17 109/18 120/18 121/14 121/18 127/22 134/8 135/14 137/15 160/3 160/7 210/16 219/15 229/21 234/19 268/25 269/16 269/19 270/21 272/10 275/5	texted [9] 133/14 134/6 134/9 175/5 204/20 205/8 260/14 260/19 260/22	that [1296]	their [66] 11/22 14/19 31/8 38/4 39/23 41/2 48/11 48/25 50/1 50/25 51/3 51/17 51/19 52/4 52/5 52/15 59/2 59/7 80/5 83/11 84/2 85/21 86/18 86/21 86/24 91/17 98/22 109/3 110/8 117/8 121/3 128/8 128/18 129/2 129/10 130/4 135/23 161/2 163/20 163/22 172/2 175/16 180/6 188/23 193/16 197/7 203/20 209/8 216/13 216/22 222/4 228/20 228/20 229/17 237/14 237/14 237/22 240/8 240/15 254/4 264/2 264/5 266/24 279/6 280/1 305/12	there [179] 5/3 5/21 6/12 6/12 6/16 6/23 6/25 8/4 8/8 8/15 9/21 14/7 15/16 18/16 19/2 19/23 21/6 24/10 26/15 27/15 33/4 34/25 36/3 36/5 37/2 37/17 37/18 39/4 43/16 43/17 43/19 44/13 48/1 49/10 52/23 57/24 58/9 58/9 58/11 58/12 64/6 64/18 65/19 65/23 71/15 71/17 74/20 75/7 79/10 79/12 79/14 84/22 87/19 87/21 91/20 91/22 92/11 96/1 96/9 96/10 98/21 98/22 98/24 98/24 99/3 99/5 101/15 101/21 101/22 103/19 105/25 113/15 114/8 115/12 116/3 119/15 120/15 126/3 127/20 128/16 128/18 136/2 136/12 137/24 140/2 140/9 140/11 140/12 140/15 147/6 153/16 153/17 154/5 164/18 164/18 166/13 166/18 166/19 167/13 168/1 169/14 169/14 174/1 177/4 178/1 178/16 178/22 180/5 182/19 184/2 184/21 186/14 189/16 189/25 192/13 198/17 199/23 201/11 202/10 204/4 204/9 205/11 209/7 209/25 210/5 210/15 211/7 211/10 216/12 217/13 218/4 223/14 226/9 229/1 238/12 238/13 239/4 240/22 247/20 253/11 253/23 261/12 261/15 265/9 271/9 271/23 272/7 273/9 273/22 277/24 278/12 278/22 279/12 284/7 284/8 287/3 290/1 290/15 291/24 292/13 292/21 293/25 294/7 294/21 295/19 296/11 296/15 297/15 297/19 297/20 298/13 299/7 299/10 300/3 302/15 303/2 303/12 304/1 305/14
telling [10] 135/24 135/24 164/4 242/6 271/3 274/17 280/16 282/11 282/15 283/3	texting [4] 133/12 200/24 214/18 215/2	that's [177] 9/17 9/19 10/1 14/16 14/22 15/6 16/23 17/10 19/6 19/16 19/18 20/20 21/6 21/21 25/5 29/23 29/24 30/1 31/13 31/19 32/1 32/9 34/11 37/13 40/4 40/17 41/20 43/20 45/18 48/5 49/9 52/9 53/14 55/2 58/19 58/19 59/20 63/23 71/4 72/18 72/22 72/23 74/23 75/22 77/7 77/17 78/19 81/8 82/15 82/19 82/21 86/14 86/23 87/13 87/21 88/21 88/25 90/20 91/3 97/13 97/23 101/14 101/18 101/25 103/5 112/7 113/18 115/2 121/15 121/15 124/4 124/5 124/7 124/8 125/4 126/12 128/24 132/15 142/5 147/6 150/9 151/18 157/10 157/17 158/2 158/5 159/5 159/7 162/12 163/22 166/25 169/4 180/20 181/19 181/22 183/23 184/4 184/6 184/15 186/8 186/18 187/9 189/22 199/4 200/9 204/11 204/12 208/25 210/16 213/5 213/11 214/7 214/7 214/14 214/25 215/4 216/12 217/17 217/24 222/7 222/9 223/7 223/9 223/24 225/23 226/25 227/5 227/6 227/8 227/16 228/3 230/16 230/18 230/24 231/4 231/6 232/5 232/6 232/6 233/9 234/11 235/3 236/11 237/18 237/20 238/7 240/8 240/11 242/7 242/19 243/6 243/20 245/12 245/15 248/17 249/11 253/7 254/5 259/8 261/25 264/14 265/2 265/19 266/21 267/12 281/2 281/6 291/2 293/10 294/9 294/25 301/19 301/22	their [66] 11/22 14/19 31/8 38/4 39/23 41/2 48/11 48/25 50/1 50/25 51/3 51/17 51/19 52/4 52/5 52/15 59/2 59/7 80/5 83/11 84/2 85/21 86/18 86/21 86/24 91/17 98/22 109/3 110/8 117/8 121/3 128/8 128/18 129/2 129/10 130/4 135/23 161/2 163/20 163/22 172/2 175/16 180/6 188/23 193/16 197/7 203/20 209/8 216/13 216/22 222/4 228/20 228/20 229/17 237/14 237/14 237/22 240/8 240/15 254/4 264/2 264/5 266/24 279/6 280/1 305/12	there [179] 5/3 5/21 6/12 6/12 6/16 6/23 6/25 8/4 8/8 8/15 9/21 14/7 15/16 18/16 19/2 19/23 21/6 24/10 26/15 27/15 33/4 34/25 36/3 36/5 37/2 37/17 37/18 39/4 43/16 43/17 43/19 44/13 48/1 49/10 52/23 57/24 58/9 58/9 58/11 58/12 64/6 64/18 65/19 65/23 71/15 71/17 74/20 75/7 79/10 79/12 79/14 84/22 87/19 87/21 91/20 91/22 92/11 96/1 96/9 96/10 98/21 98/22 98/24 98/24 99/3 99/5 101/15 101/21 101/22 103/19 105/25 113/15 114/8 115/12 116/3 119/15 120/15 126/3 127/20 128/16 128/18 136/2 136/12 137/24 140/2 140/9 140/11 140/12 140/15 147/6 153/16 153/17 154/5 164/18 164/18 166/13 166/18 166/19 167/13 168/1 169/14 169/14 174/1 177/4 178/1 178/16 178/22 180/5 182/19 184/2 184/21 186/14 189/16 189/25 192/13 198/17 199/23 201/11 202/10 204/4 204/9 205/11 209/7 209/25 210/5 210/15 211/7 211/10 216/12 217/13 218/4 223/14 226/9 229/1 238/12 238/13 239/4 240/22 247/20 253/11 253/23 261/12 261/15 265/9 271/9 271/23 272/7 273/9 273/22 277/24 278/12 278/22 279/12 284/7 284/8 287/3 290/1 290/15 291/24 292/13 292/21 293/25 294/7 294/21 295/19 296/11 296/15 297/15 297/19 297/20 298/13 299/7 299/10 300/3 302/15 303/2 303/12 304/1 305/14
tender [1] 91/18	texts [3] 118/18 133/22 168/4	that'd [1] 73/2	THC's [1] 167/6	theory [6] 24/9 93/5 93/23 94/17 94/18 95/5
Tenorio [7] 269/7 269/9 269/16 269/19 270/4 272/2 274/10	TGIG [24] 156/9 156/23 165/17 174/10 175/12 175/25 178/16 178/22 179/9 180/6 181/18 188/14 208/21 208/24 216/18 218/3 226/22 229/22 263/10 274/19 274/20 274/25 275/13 276/3	That'll [1] 246/7	their [66] 11/22 14/19 31/8 38/4 39/23 41/2 48/11 48/25 50/1 50/25 51/3 51/17 51/19 52/4 52/5 52/15 59/2 59/7 80/5 83/11 84/2 85/21 86/18 86/21 86/24 91/17 98/22 109/3 110/8 117/8 121/3 128/8 128/18 129/2 129/10 130/4 135/23 161/2 163/20 163/22 172/2 175/16 180/6 188/23 193/16 197/7 203/20 209/8 216/13 216/22 222/4 228/20 228/20 229/17 237/14 237/14 237/22 240/8 240/15 254/4 264/2 264/5 266/24 279/6 280/1 305/12	there [179] 5/3 5/21 6/12 6/12 6/16 6/23 6/25 8/4 8/8 8/15 9/21 14/7 15/16 18/16 19/2 19/23 21/6 24/10 26/15 27/15 33/4 34/25 36/3 36/5 37/2 37/17 37/18 39/4 43/16 43/17 43/19 44/13 48/1 49/10 52/23 57/24 58/9 58/9 58/11 58/12 64/6 64/18 65/19 65/23 71/15 71/17 74/20 75/7 79/10 79/12 79/14 84/22 87/19 87/21 91/20 91/22 92/11 96/1 96/9 96/10 98/21 98/22 98/24 98/24 99/3 99/5 101/15 101/21 101/22 103/19 105/25 113/15 114/8 115/12 116/3 119/15 120/15 126/3 127/20 128/16 128/18 136/2 136/12 137/24 140/2 140/9 140/11 140/12 140/15 147/6 153/16 153/17 154/5 164/18 164/18 166/13 166/18 166/19 167/13 168/1 169/14 169/14 174/1 177/4 178/1 178/16 178/22 180/5 182/19 184/2 184/21 186/14 189/16 189/25 192/13 198/17 199/23 201/11 202/10 204/4 204/9 205/11 209/7 209/25 210/5 210/15 211/7 211/10 216/12 217/13 218/4 223/14 226/9 229/1 238/12 238/13 239/4 240/22 247/20 253/11 253/23 261/12 261/15 265/9 271/9 271/23 272/7 273/9 273/22 277/24 278/12 278/22 279/12 284/7 284/8 287/3 290/1 290/15 291/24 292/13 292/21 293/25 294/7 294/21 295/19 296/11 296/15 297/15 297/19 297/20 298/13 299/7 299/10 300/3 302/15 303/2 303/12 304/1 305/14
tens [1] 45/11	TGIG's [3] 178/19 216/13 267/12	that's [177] 9/17 9/19 10/1 14/16 14/22 15/6 16/23 17/10 19/6 19/16 19/18 20/20 21/6 21/21 25/5 29/23 29/24 30/1 31/13 31/19 32/1 32/9 34/11 37/13 40/4 40/17 41/20 43/20 45/18 48/5 49/9 52/9 53/14 55/2 58/19 58/19 59/20 63/23 71/4 72/18 72/22 72/23 74/23 75/22 77/7 77/17 78/19 81/8 82/15 82/19 82/21 86/14 86/23 87/13 87/21 88/21 88/25 90/20 91/3 97/13 97/23 101/14 101/18 101/25 103/5 112/7 113/18 115/2 121/15 121/15 124/4 124/5 124/7 124/8 125/4 126/12 128/24 132/15 142/5 147/6 150/9 151/18 157/10 157/17 158/2 158/5 159/5 159/7 162/12 163/22 166/25 169/4 180/20 181/19 181/22 183/23 184/4 184/6 184/15 186/8 186/18 187/9 189/22 199/4 200/9 204/11 204/12 208/25 210/16 213/5 213/11 214/7 214/7 214/14 214/25 215/4 216/12 217/17 217/24 222/7 222/9 223/7 223/9 223/24 225/23 226/25 227/5 227/6 227/8 227/16 228/3 230/16 230/18 230/24 231/4 231/6 232/5 232/6 232/6 233/9 234/11 235/3 236/11 237/18 237/20 238/7 240/8 240/11 242/7 242/19 243/6 243/20 245/12 245/15 248/17 249/11 253/7 254/5 259/8 261/25 264/14 265/2 265/19 266/21 267/12 281/2 281/6 291/2 293/10 294/9 294/25 301/19 301/22	theirs [2] 11/6 262/20	there [179] 5/3 5/21 6/12 6/12 6/16 6/23 6/25 8/4 8/8 8/15 9/21 14/7 15/16 18/16 19/2 19/23 21/6 24/10 26/15 27/15 33/4 34/25 36/3 36/5 37/2 37/17 37/18 39/4 43/16 43/17 43/19 44/13 48/1 49/10 52/23 57/24 58/9 58/9 58/11 58/12 64/6 64/18 65/19 65/23 71/15 71/17 74/20 75/7 79/10 79/12 79/14 84/22 87/19 87/21 91/20 91/22 92/11 96/1 96/9 96/10 98/21 98/22 98/24 98/24 99/3 99/5 101/15 101/21 101/22 103/19 105/25 113/15 114/8 115/12 116/3 119/15 120/15 126/3 127/20 128/16 128/18 136/2 136/12 137/24 140/2 140/9 140/11 140/12 140/15 147/6 153/16 153/17 154/5 164/18 164/18 166/13 166/18 166/19 167/13 168/1 169/14 169/14 174/1 177/4 178/1 178/16 178/22 180/5 182/19 184/2 184/21 186/14 189/16 189/25 192/13 198/17 199/23 201/11 202/10 204/4 204/9 205/11 209/7 209/25 210/5 210/15 211/7 211/10 216/12 217/13 218/4 223/14 226/9 229/1 238/12 238/13 239/4 240/22 247/20 253/11 253/23 261/12 261/15 265/9 271/9 271/23 272/7 273/9 273/22 277/24 278/12 278/22 279/12 284/7 284/8 287/3 290/1 290/15 291/24 292/13 292/21 293/25 294/7 294/21 295/19 296/11 296/15 297/15 297/19 297/20 298/13 299/7 299/10 300/3 302/15 303/2 303/12 304/1 305/14
tentative [2] 164/22 164/24	than [50] 7/13 24/18 25/1 31/9 33/2 34/8 36/24 38/7 43/4 51/2 51/2 54/23 55/15 55/16 55/21 57/3 59/8 59/10 64/13 71/6 74/23 78/25 86/14 87/14 91/2 96/10 103/16 105/25 119/6 119/16 121/5 121/13 127/24 143/23 147/24 147/25 151/24 159/3 173/6 174/2 186/18 190/1 214/23 229/9 229/12 252/5 296/10 296/11 296/12 308/1	that's [177] 9/17 9/19 10/1 14/16 14/22 15/6 16/23 17/10 19/6 19/16 19/18 20/20 21/6 21/21 25/5 29/23 29/24 30/1 31/13 31/19 32/1 32/9 34/11 37/13 40/4 40/17 41/20 43/20 45/18 48/5 49/9 52/9 53/14 55/2 58/19 58/19 59/20 63/23 71/4 72/18 72/22 72/23 74/23 75/22 77/7 77/17 78/19 81/8 82/15 82/19 82/21 86/14 86/23 87/13 87/21 88/21 88/25 90/20 91/3 97/13 97/23 101/14 101/18 101/25 103/5 112/7 113/18 115/2 121/15 121/15 124/4 124/5 124/7 124/8 125/4 126/12 128/24 132/15 142/5 147/6 150/9 151/18 157/10 157/17 158/2 158/5 159/5 159/7 162/12 163/22 166/25 169/4 180/20 181/19 181/22 183/23 184/4 184/6 184/15 186/8 186/18 187/9 189/22 199/4 200/9 204/11 204/12 208/25 210/16 213/5 213/11 214/7 214/7 214/14 214/25 215/4 216/12 217/17 217/24 222/7 222/9 223/7 223/9 223/24 225/23 226/25 227/5 227/6 227/8 227/16 228/3 230/16 230/18 230/24 231/4 231/6 232/5 232/6 232/6 233/9 234/11 235/3 236/11 237/18 237/20 238/7 240/8 240/11 242/7 242/19 243/6 243/20 245/12 245/15 248/17 249/11 253/7 254/5 259/8 261/25 264/14 265/2 265/19 266/21 267/12 281/2 281/6 291/2 293/10 294/9 294/25 301/19 301/22	them [59] 11/19 11/21 16/16 34/20 35/1 51/1 51/10 105/6 106/8 106/9 106/10 107/23 115/13 121/14 121/18 135/23 135/24 135/24 143/5 145/17 150/18 155/23 155/24 159/14 163/22 168/9 169/9 177/3 177/23 179/24 186/18 198/12 218/11 225/13 231/21 232/14 234/25 236/25	

<p>T</p> <p>there'll [1] 98/20</p> <p>there's [68] 5/10 10/11 16/10 25/1 26/16 27/12 33/9 33/15 35/15 36/3 37/21 37/25 38/5 42/18 43/5 43/19 45/10 51/1 54/9 54/10 55/19 55/19 55/24 56/20 57/11 59/18 64/10 66/1 75/7 87/14 87/22 94/3 112/5 113/19 122/12 134/22 136/1 137/20 140/21 144/22 149/8 152/3 159/18 163/8 169/16 175/20 180/5 180/6 191/11 192/13 195/25 197/6 208/12 208/15 212/19 214/15 217/11 220/4 227/10 232/5 234/13 253/12 273/24 291/1 293/21 295/17 297/2 301/22</p> <p>therefore [5] 36/13 89/9 162/10 186/8 215/19</p> <p>thereof [1] 266/3</p> <p>these [33] 16/18 29/25 35/20 40/2 43/14 50/18 65/18 75/11 76/3 104/10 105/11 112/17 118/25 151/24 151/24 155/9 160/9 164/1 171/3 172/13 181/19 235/19 252/9 256/17 281/13 281/16 282/19 283/4 285/14 290/18 290/23 295/9 300/19</p> <p>they [260] 7/9 11/20 11/21 30/18 30/20 30/23 33/7 34/4 36/24 37/15 38/7 39/20 41/14 41/15 41/16 41/16 41/18 41/18 41/19 44/25 45/5 46/1 48/16 49/25 50/3 50/6 50/20 50/23 51/9 51/12 51/18 52/5 52/16 52/16 52/17 59/6 59/15 59/15 59/15 59/22 59/24 59/25 66/18 70/25 71/1 71/2 71/12 72/15 75/15 76/19 82/15 83/11 83/23 84/1 84/10 84/13 84/14 86/3 86/3 86/4 86/4 87/7 89/11 89/16 92/17 92/18 92/19 92/21 92/22 93/7 93/20 93/22 94/2 107/5 107/6 107/11 107/24 108/10 110/10 110/10 111/10 117/25 119/13 121/6 121/14 122/13 122/14 122/25 123/13 123/14 123/17 127/15 127/16 132/6 132/9 132/11 133/8 135/18 135/19 135/25 136/2 136/12</p>	<p>136/20 138/24 139/6 139/7 140/17 140/23 141/24 142/12 143/1 143/2 143/4 143/8 145/17 146/8 154/7 161/17 165/15 165/17 166/14 166/14 167/2 167/22 168/10 168/14 168/15 169/5 169/12 170/14 171/6 171/11 172/8 172/15 176/13 177/4 178/1 183/24 184/1 185/23 186/4 186/5 186/8 192/18 192/19 193/3 193/12 193/13 196/15 197/3 198/5 199/2 199/3 204/18 204/25 205/3 210/3 211/13 211/18 213/4 213/19 213/21 214/1 214/2 216/14 216/23 217/1 217/4 217/6 218/10 220/5 220/9 224/20 226/2 226/2 226/3 228/13 228/14 228/15 228/23 229/4 229/6 229/15 229/18 229/22 230/10 236/4 236/4 237/14 239/15 239/17 239/20 239/20 239/24 240/11 240/14 241/1 241/18 242/2 242/2 250/1 250/4 250/6 253/22 255/9 260/25 261/2 264/5 264/6 264/6 267/5 267/8 267/8 272/14 272/17 272/19 272/20 272/23 273/1 273/2 273/2 273/15 273/15 274/8 274/10 274/11 274/13 274/16 279/6 281/3 281/3 283/5 283/6 283/12 284/10 284/24 285/1 285/4 285/4 285/7 286/3 286/8 288/5 289/8 289/12 289/14 289/16 291/1 291/17 293/11 300/22 305/6 305/6 305/12 306/22 306/24 307/2 307/5 307/5 307/6</p> <p>they'd [5] 108/7 121/3 133/9 171/10 266/24</p> <p>they'll [2] 286/8 307/8</p> <p>they're [34] 11/19 20/20 38/3 42/19 43/7 45/7 50/25 51/9 51/23 51/25 52/12 59/1 70/25 70/25 71/13 84/2 93/13 116/4 122/12 166/13 183/16 183/25 186/2 191/3 204/25 224/18 243/1 249/25 272/22 274/3 290/19 294/10 300/8 305/3</p> <p>they've [11] 51/10 51/11 51/11 59/8 71/2</p>	<p>71/2 73/13 231/20 234/17 234/22 239/23</p> <p>thing [13] 13/3 32/2 33/13 55/18 58/21 90/12 101/3 154/4 159/21 168/12 169/5 245/19 302/17</p> <p>things [38] 13/1 15/12 22/5 23/5 23/23 24/23 25/20 26/4 26/17 29/4 29/21 30/6 34/2 55/7 56/21 83/20 83/21 84/1 90/10 148/23 150/16 150/18 152/3 152/12 159/18 159/18 171/12 174/12 180/5 185/14 198/12 202/5 202/18 206/1 221/20 260/12 268/4 278/12</p> <p>think [101] 7/14 7/15 7/17 12/20 14/19 14/22 15/17 18/13 18/16 20/2 26/22 35/1 35/13 40/12 40/17 41/21 42/2 45/8 45/23 45/24 48/7 50/6 55/25 56/2 57/1 57/23 60/23 63/3 67/5 69/4 70/24 71/4 71/12 82/20 83/9 83/17 90/21 92/8 111/20 123/19 126/11 128/16 130/17 132/25 135/15 138/24 141/13 141/14 150/14 152/21 156/25 159/21 166/21 172/3 172/6 174/1 176/2 177/1 180/17 180/18 183/9 183/9 183/9 197/2 201/21 202/2 218/4 226/20 227/22 229/13 231/19 233/12 242/14 248/4 260/12 261/6 265/16 267/1 267/16 282/2 285/20 285/21 286/17 290/22 290/25 295/17 295/17 296/13 296/20 297/25 298/14 298/18 299/25 300/4 301/4 301/18 302/23 304/4 304/24 305/2 306/25</p> <p>thinking [3] 44/25 45/11 195/13</p> <p>third [3] 23/6 38/19 38/22</p> <p>this [311]</p> <p>thorough [1] 63/4</p> <p>thoroughly [1] 298/12</p> <p>those [94] 16/15 23/22 23/23 24/11 25/7 25/20 25/24 26/4 33/10 39/22 40/6 42/18 44/16 44/18 45/17 45/21 46/14 48/3 48/24 50/7 56/21 59/21 59/22 63/1 63/21 70/22 71/15 75/23 83/21 84/1 84/10 86/17 89/13 91/24 92/1 96/7 98/23 101/1 104/25 107/17 109/4 119/6 119/25</p>	<p>121/23 122/2 126/20 134/2 134/15 141/4 148/17 151/18 151/19 152/12 152/19 154/1 156/8 157/23 167/15 167/25 173/1 178/3 200/7 200/7 200/8 200/11 204/12 205/17 226/23 231/4 244/4 255/9 255/10 260/25 266/17 269/6 282/7 284/22 285/1 290/23 293/25 295/10 295/12 297/24 298/5 300/5 300/9 300/14 300/15 303/9 304/18 304/18 304/21 304/24 306/22</p> <p>though [20] 33/14 54/24 113/21 139/24 146/23 148/24 179/15 180/17 195/19 199/20 201/16 203/25 206/4 242/2 262/19 295/24 298/17 301/18 307/2 307/6</p> <p>thought [22] 9/3 39/4 40/23 40/24 41/25 42/7 42/9 46/1 58/17 66/18 72/22 90/10 187/23 203/14 212/2 212/9 212/9 231/11 265/13 298/11 298/12 301/19</p> <p>thousand [2] 88/6 216/15</p> <p>thousands [2] 173/2 225/3</p> <p>threatening [1] 209/12</p> <p>three [16] 15/4 24/23 25/7 29/20 49/25 50/1 50/7 56/12 88/12 200/12 200/15 228/16 233/20 233/21 233/22 246/12</p> <p>thrive [9] 58/3 69/24 148/3 158/12 185/23 216/2 241/20 291/19 292/22</p> <p>thriving [2] 20/18 253/3</p> <p>through [46] 7/9 11/17 20/2 26/25 29/4 33/21 40/8 101/24 102/17 107/8 122/9 122/14 134/2 140/18 166/1 167/8 168/19 171/25 172/18 175/21 182/18 182/19 183/13 183/14 184/11 184/11 184/11 200/6 200/7 200/10 201/12 205/15 228/2 228/3 228/3 228/4 228/4 231/12 253/2 253/24 290/23 291/1 291/13 298/11 298/14 298/15</p> <p>throughout [2] 170/16 254/25</p> <p>throw [1] 78/10</p> <p>throwing [1] 296/24</p>	<p>thrown [2] 78/5 152/9</p> <p>thumbs [1] 147/13</p> <p>Thursday [4] 10/9 192/14 195/24 197/13</p> <p>Tia [1] 242/22</p> <p>ties [1] 78/2</p> <p>till [2] 91/21 147/13</p> <p>time [99] 11/24 15/12 16/7 16/19 19/1 19/5 19/17 19/21 19/23 20/23 22/12 22/23 22/23 23/1 28/11 28/23 33/7 35/21 36/25 37/12 38/6 39/22 40/23 53/14 57/7 63/9 78/23 79/1 115/14 130/3 130/7 132/15 134/9 135/17 137/18 149/22 150/7 150/21 150/23 151/23 151/24 152/1 152/7 152/10 163/16 163/22 164/4 164/22 166/8 167/5 168/14 181/19 184/2 189/4 190/22 192/7 201/25 204/13 204/14 213/3 219/17 239/4 239/25 248/4 248/10 248/14 258/11 259/1 259/1 260/4 260/5 260/5 260/9 264/5 268/6 273/9 277/18 280/18 286/18 287/22 297/9 299/21 299/23 300/8 300/14 302/5 302/10 302/24 303/24 305/12 305/17 305/18 305/23 306/24 307/3 307/15 307/16 309/11 309/15</p> <p>times [18] 15/23 16/1 16/5 16/9 16/9 16/12 16/15 53/13 75/20 93/6 104/4 104/4 150/15 157/10 175/13 219/21 283/4 297/12</p> <p>timing [3] 124/19 300/1 303/15</p> <p>tiny [1] 6/11</p> <p>tissue [1] 131/13</p> <p>title [1] 15/17</p> <p>titled [1] 26/16</p> <p>tobacco [5] 150/17 151/16 151/16 152/11 157/22</p> <p>today [16] 20/3 52/19 58/18 63/17 65/7 86/22 100/23 108/7 129/19 148/16 191/5 191/15 249/8 277/22 286/17 300/17</p> <p>TODD [1] 2/11</p> <p>together [6] 17/2 49/21 116/5 136/2 136/3 197/10</p> <p>Togliatti [3] 9/20 10/19 126/20</p> <p>told [26] 6/1 62/2 103/25 109/2 116/2 117/1 119/7 120/21</p>
--	---	---	---	---

T	transaction [25] 110/16 112/17 113/11 128/17 129/7 277/18 279/8 279/22 280/24 280/25 283/13 284/2 284/12 284/21 285/10 286/15 286/19 287/21 287/25 288/4 288/10 289/7 289/8 289/16 305/16	162/9 274/17 try [18] 68/3 76/7 86/11 93/2 110/22 111/4 148/1 153/9 154/9 154/14 172/2 172/18 204/16 220/17 254/17 258/7 282/16 303/7 trying [22] 9/23 14/21 25/25 35/2 37/14 38/13 48/8 56/5 56/17 57/8 59/4 71/1 80/23 107/9 112/18 171/24 183/8 201/21 214/15 250/6 279/5 291/2 Tryke [2] 198/17 198/20 TUESDAY [2] 1/12 194/25 turn [8] 70/5 71/1 167/4 183/11 185/14 207/21 227/10 267/11 turned [1] 44/18 twiddle [1] 147/13 two [34] 9/1 12/18 17/18 21/9 21/19 42/18 62/13 71/15 73/2 77/4 117/10 118/14 121/19 130/25 131/15 136/24 146/7 185/24 186/14 186/15 213/18 216/1 216/15 231/16 241/19 241/20 241/20 244/3 245/16 272/12 276/21 282/7 283/22 292/17 two-headed [1] 12/18 two-page [1] 136/24 twofold [1] 42/18 type [9] 13/3 26/3 75/15 105/7 105/7 114/9 132/3 171/11 201/12 types [4] 23/22 26/4 36/5 157/23 typically [4] 12/18 19/5 172/11 243/21	304/11 305/7 underage [2] 144/12 275/18 understand [42] 5/10 8/23 9/23 10/2 11/18 11/20 35/4 35/18 37/8 42/13 48/20 57/19 58/7 64/2 72/18 85/25 93/6 110/17 110/21 112/21 113/1 127/12 146/7 146/23 147/7 147/8 147/17 147/19 151/1 151/3 155/8 155/9 155/9 163/16 164/24 221/9 230/3 234/15 237/4 244/8 263/4 274/1 understanding [19] 7/10 9/4 10/7 65/20 82/12 86/16 89/14 93/20 102/4 102/8 103/8 138/3 141/16 152/1 198/11 227/1 229/18 238/12 284/12 understood [8] 116/14 222/9 223/12 224/13 225/18 241/13 251/14 282/23 undisclosed [2] 276/16 276/21 unfair [6] 148/11 164/5 189/20 201/22 210/5 214/15 unilateral [1] 271/14 unincorporated [1] 292/2 unique [6] 23/17 33/23 58/19 69/8 85/14 148/14 universities [1] 154/12 University [4] 13/6 13/8 14/6 14/9 unknown [1] 56/22 unlawful [1] 82/25 unless [3] 134/22 184/21 234/2 unlevel [2] 165/14 178/22 unlike [2] 277/4 277/4 unlikely [1] 111/13 unsuccessful [12] 83/6 83/7 83/14 83/21 84/9 85/14 85/18 85/23 86/12 167/22 306/6 306/10 until [11] 10/6 40/9 73/24 99/16 113/16 126/22 257/20 279/22 280/25 281/4 281/23 unusual [2] 8/25 215/19 up [113] 8/7 9/15 21/18 21/19 21/24 22/10 22/15 25/14 29/20 29/21 30/19 34/14 34/20 35/14 39/8 43/25 44/24 44/25 46/12 47/13 50/20 51/23 55/5 60/6 60/20 62/7 61/22	62/25 63/1 69/14 76/14 76/21 79/17 79/24 81/1 81/23 86/6 90/10 93/25 96/4 96/23 98/15 100/15 100/17 101/10 101/11 103/20 106/4 108/14 110/19 112/8 113/16 115/21 116/2 118/7 121/2 123/25 135/4 148/23 149/3 152/7 161/19 162/17 165/3 166/7 171/10 183/1 192/9 197/11 204/16 211/5 212/15 227/3 234/18 245/21 247/17 254/22 257/25 258/8 262/22 264/6 265/21 267/13 267/13 269/17 269/20 270/23 271/24 272/15 273/15 273/20 273/25 279/19 279/22 280/2 282/20 289/8 290/15 293/1 293/14 295/1 295/19 295/25 296/10 297/8 298/1 298/10 298/18 298/20 299/1 299/16 304/7 305/16 upcoming [1] 194/11 update [1] 73/14 upon [10] 42/19 52/13 68/18 93/10 93/13 94/14 146/6 167/7 294/14 309/1 upper [1] 112/24 ups [2] 110/12 226/23 upset [2] 301/24 301/25 uptick [1] 74/20 upward [2] 40/13 54/1 us [37] 8/17 11/25 12/16 18/16 19/22 21/4 25/20 26/2 28/3 35/10 53/17 55/1 55/10 58/13 79/5 80/18 93/1 104/25 107/17 109/18 110/12 143/8 147/5 150/19 153/13 162/25 164/22 176/2 192/7 213/19 214/2 271/3 273/25 279/12 280/16 283/3 304/6 use [17] 25/4 25/6 39/21 39/22 40/14 41/22 110/18 110/22 110/23 190/23 200/6 200/8 205/14 224/4 225/20 225/20 289/25 used [17] 28/18 31/9 31/9 32/9 39/22 49/17 49/20 82/23 160/10 160/15 200/7 201/16 201/21 202/2 222/24 226/5 229/22 using [5] 44/16 76/19 185/23 191/2 243/18 usually [2] 59/25 147/25
----------	---	--	--	--

V	191/21 192/5 193/8 193/19 194/16 200/2 209/12 209/12 217/7 217/9 220/21 222/18 236/19 239/1 243/10 246/8 246/17 250/8 250/10 251/4 252/18 256/6 264/22 278/15 279/4 289/24 296/9 298/13 307/19 308/6	172/8 174/9 180/1 186/21 187/24 190/21 202/6 207/21 209/18 214/6 219/24 220/21 221/11 221/16 223/17 227/19 227/19 230/20 231/7 233/3 233/3 235/12 236/16 237/12 247/12 248/23 257/15 258/6 261/5 267/11 274/1 281/3 283/19 283/23 287/17 289/25 298/17 299/10 303/23 303/25	7/15 7/17 9/10 9/12 9/23 10/6 10/9 10/10 11/4 12/21 15/20 16/23 18/22 19/1 19/1 19/4 19/4 19/5 19/5 20/16 20/19 20/22 20/22 20/24 21/21 22/2 22/10 22/14 22/14 22/15 22/15 23/4 23/16 24/23 25/1 25/2 25/3 25/4 25/6 25/7 25/7 25/10 25/13 25/22 25/22 25/23 25/24 26/2 26/3 26/17 26/19 28/2 28/4 28/5 28/6 28/7 28/11 28/19 28/21 28/23 29/1 29/3 29/18 29/18 29/21 31/3 31/13 31/21 33/3 33/25 35/9 36/3 36/20 36/25 39/4 39/8 39/10 41/1 41/1 41/22 42/2 42/2 42/6 42/6 43/25 47/22 49/8 49/18 49/19 49/20 49/22 50/1 52/22 53/11 53/12 53/12 53/21 55/5 55/20 55/21 56/6 56/8 56/10 56/11 56/13 56/13 56/14 56/16 56/18 56/19 56/20 56/21 56/23 56/23 57/13 57/13 57/14 57/14 59/5 60/19 61/7 61/7 61/22 61/23 63/7 63/11 64/5 64/21 65/2 66/20 66/21 66/21 68/3 72/22 73/14 73/15 73/17 75/3 75/3 75/3 75/4 75/5 75/5 75/6 76/4 76/4 76/4 76/7 76/14 77/19 79/17 80/21 80/25 87/12 90/10 96/2 96/12 97/4 98/15 98/15 99/13 101/13 101/22 103/2 103/5 103/24 104/4 108/14 111/10 114/7 117/18 117/18 118/6 119/10 120/12 120/13 122/22 123/25 124/7 125/14 127/2 127/6 130/10 133/14 134/20 140/2 140/11 140/25 141/7 143/3 146/14 146/19 146/20 147/13 147/16 148/5 148/6 148/7 148/9 150/15 151/25 158/21 160/13 161/10 163/15 163/16 164/24 166/7 166/7 166/8 166/9 167/17 172/15 177/18 178/10 181/18 183/9 185/15 189/16 191/5 191/5 191/9 191/15 191/16 191/20 199/6 200/5 200/7 200/11 200/20 213/2 213/17 213/20 213/20 213/21 213/23 213/24 214/1 227/14	231/11 231/11 231/21 231/21 233/12 233/23 235/5 235/25 237/8 244/21 246/21 250/24 252/4 253/23 254/22 254/23 257/22 260/13 260/14 260/17 260/18 260/21 260/21 272/13 272/25 277/4 277/21 285/23 289/1 293/17 293/23 295/1 295/6 299/1 299/10 303/23 303/24 303/25 304/3 309/10
vacations [1] 153/5	valid [1] 305/1	wanted [23] 5/13 45/9 97/9 133/2 133/8 139/7 163/12 163/13 170/1 172/15 190/9 198/10 210/3 214/13 222/7 230/10 230/16 230/18 262/3 271/12 277/22 284/9 284/14	we'd [1] 42/3	
Vague [1] 122/20	Valley [2] 188/22 188/23	wash [3] 62/17 62/18 293/4	we'll [16] 9/15 63/1 99/13 109/2 146/11 162/25 180/5 190/25 200/7 205/17 237/8 254/18 257/19 309/1 309/13 309/13	
vaguely [1] 135/13	valuation [32] 13/1 13/12 13/16 13/19 13/20 13/23 14/17 14/25 15/3 15/11 16/9 17/8 17/10 19/4 19/18 20/6 22/11 22/20 23/4 24/17 24/20 24/24 25/25 26/1 30/2 30/4 55/25 56/7 56/8 56/11 56/13 90/18	washing [2] 215/7 215/23	we're [35] 5/25 8/16 11/16 12/19 23/10 25/8 34/22 42/13 56/4 56/7 56/17 56/22 57/7 66/20 85/1 85/2 96/1 100/25 102/19 105/16 167/6 168/13 180/22 183/13 192/12 195/19 200/15 228/9 236/13 237/7 249/1 257/22 286/21 296/3 308/9	
Vail [2] 15/18 18/13	valuation-related [1] 16/9	Washington [10] 33/5 36/24 40/2 43/18 53/23 54/20 55/2 70/9 70/19 71/23	we've [23] 22/17 23/2 23/13 [22] 32/1 33/4 33/4 43/18 51/6 56/4 65/3 65/3 66/16 66/17 66/20 66/20 78/3 94/23 94/24 231/19 233/19 287/12	
valid [1] 305/1	valuators [1] 14/12	Washoe [26] 61/19 61/24 62/3 107/11 108/8 108/22 108/25 117/11 118/2 118/3 118/13 118/14 121/20 123/20 123/22 125/23 126/8 126/12 127/21 130/11 130/25 288/20 289/9 293/21 293/23 294/4	webinar [1] 24/21	
Valley [2] 188/22 188/23	value [21] 22/13 22/14 23/10 23/19 23/20 24/24 24/25 24/25 25/4 25/15 25/18 25/24 29/25 38/21 67/15 67/17 68/3 68/4 68/20 68/21 68/22	wasn't [26] 41/9 52/3 95/14 105/25 115/21 164/4 171/22 182/24 184/5 184/21 190/19 198/20 215/19 219/7 221/2 262/13 267/4 274/17 278/2 278/9 282/6 285/10 285/10 291/18 295/24 300/6	week [5] 5/14 56/3 164/20 165/8 273/4	
valuation [32] 13/1 13/12 13/16 13/19 13/20 13/23 14/17 14/25 15/3 15/11 16/9 17/8 17/10 19/4 19/18 20/6 22/11 22/20 23/4 24/17 24/20 24/24 25/25 26/1 30/2 30/4 55/25 56/7 56/8 56/11 56/13 90/18	values [2] 44/14 45/3	watch [1] 98/21	weekends [1] 153/3	
valuation-related [1] 16/9	valuing [16] 14/7 23/16 24/22 25/8 28/24 29/21 31/6 56/7 81/3 81/5 81/7 81/9 81/10 90/22 90/25 91/2	Wave [1] 11/7	WELCH [7] 2/20 99/18 110/23 111/1 145/15 145/24 235/16	
valuators [1] 14/12	values [2] 44/14 45/3	way [31] 10/16 20/14 30/16 34/6 48/24 59/17 61/23 63/25 86/11 90/12 91/21 92/1 95/8 98/17 158/22 169/25 171/24 183/1 185/19 199/11 203/15 212/19 279/10 283/23 287/9 297/16 298/2 298/3 300/10 301/20 301/22	welcome [4] 10/21 96/3 125/17 224/8	
value [21] 22/13 22/14 23/10 23/19 23/20 24/24 24/25 24/25 25/4 25/15 25/18 25/24 29/25 38/21 67/15 67/17 68/3 68/4 68/20 68/21 68/22	valued [5] 23/13 23/14 25/4 25/19 94/24	we [281] 5/14 7/14	well [135] 6/8 9/8 10/4 13/2 16/22 20/9 25/9 26/9 27/7 27/12 28/19 29/18 30/17 31/16 33/3 33/3 33/21 35/9 35/23 37/7 39/19 40/4 41/1 41/19 42/12 44/18 45/1 46/3 47/10 50/24 53/8 53/22 55/12 56/22 58/3 58/5 58/9 64/15 68/25 70/10 75/25 76/4 79/2 79/7 85/1 86/3 86/11 91/16 94/10 95/24 102/5 102/25 105/2 105/22 109/22 111/8 111/12 111/17 111/20 113/6 113/18 116/13 121/15 122/11 125/5 125/5 125/11 140/21 141/13 142/25 146/22 146/25 147/22 148/3	
value [21] 22/13 22/14 23/10 23/19 23/20 24/24 24/25 24/25 25/4 25/15 25/18 25/24 29/25 38/21 67/15 67/17 68/3 68/4 68/20 68/21 68/22	values [2] 44/14 45/3		welcoming [1] 24/21	
valuing [16] 14/7 23/16 24/22 25/8 28/24 29/21 31/6 56/7 81/3 81/5 81/7 81/9 81/10 90/22 90/25 91/2	valuators [1] 14/12		welcomes [1] 24/21	
valued [5] 23/13 23/14 25/4 25/19 94/24	value [21] 22/13 22/14 23/10 23/19 23/20 24/24 24/25 24/25 25/4 25/15 25/18 25/24 29/25 38/21 67/15 67/17 68/3 68/4 68/20 68/21 68/22		welcomes [1] 24/21	
values [2] 44/14 45/3	valued [5] 23/13 23/14 25/4 25/19 94/24		welcomes [1] 24/21	
valuing [16] 14/7 23/16 24/22 25/8 28/24 29/21 31/6 56/7 81/3 81/5 81/7 81/9 81/10 90/22 90/25 91/2	values [2] 44/14 45/3		welcomes [1] 24/21	
valuators [1] 14/12	valuing [16] 14/7 23/16 24/22 25/8 28/24 29/21 31/6 56/7 81/3 81/5 81/7 81/9 81/10 90/22 90/25 91/2		welcomes [1] 24/21	
value [21] 22/13 22/14 23/10 23/19 23/20 24/24 24/25 24/25 25/4 25/15 25/18 25/24 29/25 38/21 67/15 67/17 68/3 68/4 68/20 68/21 68/22	variety [3] 173/3 177/12 206/1		welcomes [1] 24/21	
valuation [32] 13/1 13/12 13/16 13/19 13/20 13/23 14/17 14/25 15/3 15/11 16/9 17/8 17/10 19/4 19/18 20/6 22/11 22/20 23/4 24/17 24/20 24/24 25/25 26/1 30/2 30/4 55/25 56/7 56/8 56/11 56/13 90/18	various [8] 23/23 28/7 36/5 107/18 107/20 152/1 152/19 155/7		welcomes [1] 24/21	
valuation-related [1] 16/9	vast [2] 172/10 214/19		welcomes [1] 24/21	
valuators [1] 14/12	VEGAS [13] 5/1 142/14 143/1 143/4 143/7 143/8 155/25 192/15 237/24 239/12 303/7 303/9 310/12		welcomes [1] 24/21	
value [21] 22/13 22/14 23/10 23/19 23/20 24/24 24/25 24/25 25/4 25/15 25/18 25/24 29/25 38/21 67/15 67/17 68/3 68/4 68/20 68/21 68/22	VEGAS [13] 5/1 142/14 143/1 143/4 143/7 143/8 155/25 192/15 237/24 239/12 303/7 303/9 310/12		welcomes [1] 24/21	
valuation [32] 13/1 13/12 13/16 13/19 13/20 13/23 14/17 14/25 15/3 15/11 16/9 17/8 17/10 19/4 19/18 20/6 22/11 22/20 23/4 24/17 24/20 24/24 25/25 26/1 30/2 30/4 55/25 56/7 56/8 56/11 56/13 90/18	vehicle [2] 140/15 140/18		welcomes [1] 24/21	
valuation-related [1] 16/9	vending [2] 195/13 195/13		welcomes [1] 24/21	
valuators [1] 14/12	Ventures [1] 74/7		welcomes [1] 24/21	
value [21] 22/13 22/14 23/10 23/19 23/20 24/24 24/25 24/25 25/4 25/15 25/18 25/24 29/25 38/21 67/15 67/17 68/3 68/4 68/20 68/21 68/22	venues [1] 18/2		welcomes [1] 24/21	
valuation [32] 13/1 13/12 13/16 13/19 13/20 13/23 14/17 14/25 15/3 15/11 16/9 17/8 17/10 19/4 19/18 20/6 22/11 22/20 23/4 24/17 24/20 24/24 25/25 26/1 30/2 30/4 55/25 56/7 56/8 56/11 56/13 90/18	verified [1] 143/3		welcomes [1] 24/21	
valuation-related [1] 16/9	version [1] 291/5		welcomes [1] 24/21	
valuators [1] 14/12	versus [12] 42/14 56/24 57/1 59/19 68/9 75/8 83/12 197/7 212/18 217/9 303/7 303/9		welcomes [1] 24/21	
value [21] 22/13 22/14 23/10 23/19 23/20 24/24 24/25 24/25 25/4 25/15 25/18 25/24 29/25 38/21 67/15 67/17 68/3 68/4 68/20 68/21 68/22	very [56] 8/21 9/11 15/9 23/16 23/17 28/24 40/4 44/13 63/4 78/23 90/1 90/9 96/3 101/9 111/17 143/11 150/20 154/16 154/17 157/12 157/12 162/16 162/24 174/9 176/3 176/6		welcomes [1] 24/21	
valuation [32] 13/1 13/12 13/16 13/19 13/20 13/23 14/17 14/25 15/3 15/11 16/9 17/8 17/10 19/4 19/18 20/6 22/11 22/20 23/4 24/17 24/20 24/24 25/25 26/1 30/2 30/4 55/25 56/7 56/8 56/11 56/13 90/18	wait [6] 97/21 97/21 97/21 101/18 234/8 254/14		welcomes [1] 24/21	
valuation-related [1] 16/9	Waite [1] 197/16		welcomes [1] 24/21	
valuators [1] 14/12	waiting [3] 6/18 10/24 11/5		welcomes [1] 24/21	
value [21] 22/13 22/14 23/10 23/19 23/20 24/24 24/25 24/25 25/4 25/15 25/18 25/24 29/25 38/21 67/15 67/17 68/3 68/4 68/20 68/21 68/22	waived [5] 142/3 236/20 237/14 238/7 253/22		welcomes [1] 24/21	
valuation [32] 13/1 13/12 13/16 13/19 13/20 13/23 14/17 14/25 15/3 15/11 16/9 17/8 17/10 19/4 19/18 20/6 22/11 22/20 23/4 24/17 24/20 24/24 25/25 26/1 30/2 30/4 55/25 56/7 56/8 56/11 56/13 90/18	waives [2] 142/6 142/9		welcomes [1] 24/21	
valuation-related [1] 16/9	waiving [2] 141/24 149/8		welcomes [1] 24/21	
valuators [1] 14/12	walk [2] 58/10 122/9		welcomes [1] 24/21	
value [21] 22/13 22/14 23/10 23/19 23/20 24/24 24/25 24/25 25/4 25/15 25/18 25/24 29/25 38/21 67/15 67/17 68/3 68/4 68/20 68/21 68/22	walked [1] 291/13		welcomes [1] 24/21	
valuation [32] 13/1 13/12 13/16 13/19 13/20 13/23 14/17 14/25 15/3 15/11 16/9 17/8 17/10 19/4 19/18 20/6 22/11 22/20 23/4 24/17 24/20 24/24 25/25 26/1 30/2 30/4 55/25 56/7 56/8 56/11 56/13 90/18	wall [3] 77/3 77/3 188/5		welcomes [1] 24/21	
valuation-related [1] 16/9	want [85] 5/4 5/6 6/6 8/18 10/1 10/21 20/10 21/12 27/2 70/1 70/11 75/10 90/9 90/12 93/22 97/20 101/24 102/13 103/24 105/20 110/17 110/21 120/12 120/13 121/19 122/4 122/14 122/22 133/21 142/2 147/22 147/24 150/4 150/16 151/1 156/25 159/23 159/23 160/17 160/19 163/8 165/19 165/23 167/4 168/12		welcomes [1] 24/21	
valuators [1] 14/12	wanted [23] 5/13 45/9 97/9 133/2 133/8 139/7 163/12 163/13 170/1 172/15 190/9 198/10 210/3 214/13 222/7 230/10 230/16 230/18 262/3 271/12 277/22 284/9 284/14		welcomes [1] 24/21	
value [21] 22/13 22/14 23/10 23/19 23/20 24/24 24/25 24/25 25/4 25/15 25/18 25/24 29/25 38/21 67/15 67/17 68/3 68/4 68/20 68/21 68/22	was [530]		welcomes [1] 24/21	
valuation [32] 13/1 13/12 13/16 13/19 13/20 13/23 14/17 14/25 15/3 15/11 16/9 17/8 17/10 19/4 19/18 20/6 22/11 22/20 23/4 24/17 24/20 24/24 25/25 26/1 30/2 30/4 55/25 56/7 56/8 56/11 56/13 90/18	wasn't [26] 41/9 52/3 95/14 105/25 115/21 164/4 171/22 182/24 184/5 184/21 190/19 198/20 215/19 219/7 221/2 262/13 267/4 274/17 278/2 278/9 282/6 285/10 285/10 291/18 295/24 300/6		welcomes [1] 24/21	
valuation-related [1] 16/9	watch [1] 98/21		welcomes [1] 24/21	
valuators [1] 14/12	Wave [1] 11/7		welcomes [1] 24/21	
value [21] 22/13 22/14 23/10 23/19 23/20 24/24 24/25 24/25 25/4 25/15 25/18 25/24 29/25 38/21 67/15 67/17 68/3 68/4 68/20 68/21 68/22	way [31] 10/16 20/14 30/16 34/6 48/24 59/17 61/23 63/25 86/11 90/12 9			

<p>W well... [61] 150/20 150/20 151/14 151/17 153/13 156/4 157/5 162/1 169/3 169/23 173/17 174/13 177/6 181/18 184/4 186/5 187/22 203/8 207/6 213/21 213/24 219/9 221/2 234/7 234/19 235/11 235/12 236/11 236/19 237/12 237/16 237/19 238/19 241/11 243/25 253/21 255/1 255/12 255/18 256/18 257/9 258/15 260/17 263/14 264/22 265/20 270/2 274/25 276/3 276/15 278/5 279/25 281/12 289/2 289/25 291/21 295/17 300/3 302/13 306/17 306/20 well-respected [2] 40/4 41/19 Wellness [2] 232/25 240/14 Wendy [1] 106/16 went [13] 20/9 21/8 47/11 97/15 102/17 122/9 178/23 179/9 179/12 179/20 180/17 298/15 299/6 Werbicky [3] 242/8 242/18 245/22 were [214] 18/9 28/2 28/6 28/8 28/9 28/17 32/8 33/25 35/20 36/22 36/23 36/23 36/24 36/25 36/25 37/18 38/6 38/7 38/7 44/16 45/5 45/10 46/1 47/22 48/1 49/18 50/11 52/4 53/12 53/17 54/7 57/13 57/14 61/18 63/11 63/14 65/19 72/15 72/23 73/15 76/19 78/15 78/16 80/21 80/23 80/25 82/12 86/13 87/9 87/9 96/10 104/21 104/25 105/23 107/17 108/7 109/4 110/10 110/10 113/9 115/12 115/18 116/18 122/17 123/20 126/3 126/8 127/16 128/7 128/12 128/19 130/4 130/13 134/14 135/19 135/20 135/21 136/13 136/20 139/11 139/14 139/18 140/2 140/3 140/9 140/17 142/12 143/1 143/2 148/16 151/2 152/22 152/22 154/8 154/8 154/15 164/2 166/9 166/14 166/23 167/17 167/22 168/10 169/8 169/18 169/21 171/12 172/11 173/1</p>	<p>176/6 177/10 178/19 179/8 184/24 186/8 187/12 187/21 189/18 190/9 191/2 193/6 193/12 193/17 198/5 198/12 199/3 199/6 204/4 205/8 205/11 206/11 208/12 208/18 209/2 209/5 209/7 209/21 211/8 211/11 213/3 213/4 213/17 216/23 217/6 219/18 220/19 226/22 226/23 228/15 230/6 230/25 231/21 239/17 239/23 239/24 240/9 240/11 241/20 242/3 245/3 258/9 258/19 258/22 260/12 265/9 265/14 266/11 267/1 267/2 267/20 268/10 268/11 271/9 272/13 272/17 272/19 272/20 272/25 273/15 274/6 278/12 281/18 283/5 283/7 283/12 284/7 284/8 284/21 291/1 293/8 293/8 293/11 294/13 294/21 295/12 297/15 299/8 299/16 299/23 300/19 300/23 300/25 302/15 302/16 303/6 303/13 303/24 303/25 305/20 305/25 307/5 307/25 308/1 308/4 weren't [13] 139/14 139/21 160/21 199/2 206/8 217/1 217/4 259/17 273/15 286/3 286/8 293/7 297/19 Western [1] 198/18 Westom [3] 259/8 259/10 259/12 what [267] 6/3 10/2 10/9 11/19 12/5 12/10 12/16 12/17 13/4 13/14 14/22 15/5 15/16 18/3 19/8 19/10 19/14 22/4 22/15 24/2 24/17 24/20 24/22 25/2 25/3 25/4 25/8 25/8 25/9 25/13 25/16 25/25 26/2 26/3 26/13 26/24 27/3 27/5 27/23 28/17 28/21 29/20 30/13 30/16 31/5 31/16 32/4 33/1 33/17 33/17 33/19 34/18 34/19 36/4 37/5 37/7 38/13 39/17 40/23 41/5 41/5 41/22 41/24 42/3 42/9 42/25 44/3 44/3 44/12 44/21 44/21 47/9 47/11 47/12 48/20 49/2 49/4 49/15 50/23 52/4 52/4 52/25 53/6 53/7 53/8 53/8 53/16 53/25 54/5 54/9 54/25 55/9 56/19 56/25 57/6 57/25 62/7 62/12 66/18 70/12</p>	<p>70/22 71/7 71/22 71/25 72/18 72/22 72/23 73/1 73/4 73/12 73/12 73/12 75/15 75/15 76/22 77/22 78/8 78/14 79/3 79/5 80/18 80/19 80/23 81/6 84/8 85/1 85/3 85/21 86/14 86/15 86/21 92/9 93/8 97/23 98/19 100/22 102/3 102/5 102/8 102/23 103/24 106/3 107/17 107/20 107/22 107/24 108/4 108/9 109/16 112/15 113/8 114/2 115/16 117/23 118/11 119/16 120/13 121/15 121/16 122/15 122/17 124/20 124/20 125/5 127/8 127/19 127/22 128/1 128/24 129/1 129/14 130/15 130/21 132/3 132/17 135/14 137/16 139/18 140/5 140/18 141/14 141/23 142/5 142/16 142/20 142/22 142/22 142/22 143/25 144/8 147/17 148/9 151/1 151/3 151/11 153/1 155/8 161/22 161/24 162/4 166/13 166/25 176/13 177/5 183/20 184/16 184/16 186/18 187/15 188/20 189/1 189/10 189/13 195/11 197/7 202/16 203/23 213/16 214/15 222/7 222/9 223/7 223/9 227/5 227/8 228/9 230/2 230/16 230/18 230/24 234/8 234/19 235/4 235/25 236/11 237/18 238/23 240/6 240/8 240/11 240/16 242/6 245/15 251/9 254/18 259/10 260/4 260/5 260/9 261/6 263/13 264/6 264/14 265/19 265/25 267/8 267/11 272/10 283/6 286/12 290/3 291/2 293/10 299/12 302/20 305/10 309/15 what's [29] 7/22 14/15 14/19 25/11 37/16 37/16 41/20 45/18 54/14 55/7 56/18 56/23 75/8 75/8 75/8 75/8 80/3 91/24 129/14 138/3 157/10 157/11 157/13 187/18 203/5 211/24 212/1 294/18 301/3 whatever [6] 10/21 53/15 103/2 107/25 108/7 306/21 whatnot [1] 120/16 whatsoever [1] 214/1</p>	<p>when [114] 11/7 12/19 18/3 18/9 18/14 20/8 20/12 20/23 21/25 28/24 29/9 29/10 29/13 29/16 30/17 31/2 32/6 33/2 33/25 35/9 37/14 38/9 40/24 43/4 43/21 45/16 46/1 51/11 56/1 56/3 56/7 56/18 58/5 58/5 58/5 58/7 58/7 71/10 80/18 86/4 87/9 87/9 94/21 104/15 104/16 105/22 109/2 111/16 112/24 114/4 114/16 123/14 124/19 130/4 134/9 136/15 144/21 150/13 150/21 151/17 153/4 153/15 153/17 155/5 158/2 158/7 159/3 160/22 164/22 164/23 167/11 170/13 171/3 183/6 184/18 186/8 190/8 190/8 201/25 214/13 215/2 217/16 229/14 232/13 234/13 235/18 238/23 242/5 245/21 253/23 258/9 258/18 259/15 270/10 270/14 272/13 279/10 279/13 279/18 280/5 284/1 284/20 285/22 286/14 296/14 299/12 302/1 303/21 303/22 305/10 305/14 306/12 307/10 307/19 whenever [1] 305/16 where [53] 14/9 15/20 16/10 28/7 28/13 28/13 33/15 35/11 36/25 39/18 40/10 42/11 42/19 44/24 48/15 51/6 51/9 52/10 52/14 52/14 64/17 68/18 88/22 92/3 93/13 93/14 93/22 94/25 97/20 102/5 102/10 102/23 103/5 111/25 122/12 125/23 135/20 138/13 140/2 140/22 154/8 157/10 157/13 183/17 183/22 184/19 216/1 221/16 221/21 277/17 282/2 291/1 295/6 whether [33] 43/13 43/14 47/1 52/5 52/6 59/9 63/20 68/4 87/7 89/16 93/23 94/6 113/10 117/3 132/6 132/9 134/5 136/7 141/3 143/6 155/7 165/20 171/10 193/13 213/19 225/8 235/3 238/12 240/21 257/12 259/12 296/21 306/6 which [48] 6/22 8/12 12/12 13/16 13/20 14/17 15/4 17/1 21/23 23/3 32/10 36/24 44/12</p>	<p>47/23 48/8 48/9 49/22 49/24 52/18 53/13 53/18 61/4 75/6 76/16 78/2 78/18 84/5 84/6 84/7 101/4 103/4 106/4 108/25 119/6 120/22 136/21 152/8 176/22 178/11 185/24 189/19 203/18 221/11 236/15 268/10 272/20 303/3 304/3 while [13] 98/15 99/13 121/6 124/15 133/23 143/15 186/15 217/11 221/8 230/22 292/25 294/21 299/15 Whittier [1] 270/6 who [90] 17/2 17/4 21/9 24/6 52/2 52/15 72/7 72/7 83/6 83/9 83/10 89/13 104/5 104/7 104/9 104/18 104/21 104/25 105/3 110/13 112/24 119/25 124/20 126/20 128/12 129/6 129/21 131/24 133/2 133/10 136/12 137/5 137/7 138/23 140/19 142/20 142/25 149/23 153/19 157/5 165/12 177/10 177/13 181/17 194/1 194/19 194/21 196/9 197/16 197/17 199/5 200/22 203/8 203/8 209/4 209/5 209/7 213/6 218/3 224/13 228/13 228/17 239/4 241/17 242/24 244/16 249/6 253/25 257/3 261/20 261/22 262/2 265/14 265/16 265/18 267/25 268/1 268/2 268/25 272/2 276/4 276/6 277/22 284/16 291/14 298/15 298/24 300/13 305/20 307/11 who's [8] 10/23 25/11 145/11 149/16 162/10 180/7 217/9 294/7 whoa [2] 97/7 97/7 whole [5] 28/15 29/22 68/10 87/14 105/25 whose [3] 68/15 68/15 68/15 why [22] 29/16 35/7 45/5 45/5 48/13 55/5 55/10 78/25 108/4 109/18 110/10 110/17 110/21 125/6 157/8 162/3 178/19 186/8 198/8 210/16 284/9 295/19 wide [2] 177/12 206/1 wife [1] 187/7 WIGHT [1] 2/18 Wiley [1] 17/11 will [81] 8/1 11/18 11/19 11/21 15/1 21/1</p>
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<p>W</p> <p>will... [75] 24/6 24/19 34/24 36/16 45/13 45/17 46/23 48/17 52/15 57/10 58/4 60/1 60/9 68/7 68/12 74/3 76/5 76/6 78/4 82/10 84/6 84/6 84/7 85/11 92/9 92/17 92/18 92/19 92/22 94/11 95/22 98/15 98/22 98/23 98/24 98/24 99/3 99/5 99/6 111/10 113/9 115/13 142/3 145/9 160/10 162/22 163/1 163/3 163/5 163/15 164/23 164/23 191/5 191/5 191/15 212/7 213/10 217/22 235/17 238/11 240/23 243/1 243/1 246/18 246/19 247/16 247/24 257/5 257/7 286/3 287/18 293/2 293/3 295/9 309/15</p> <p>WILLIAM [1] 2/4 Williams [3] 90/3 310/12 310/16 WILLIAMSON [3] 2/18 3/10 90/7 willing [2] 169/18 169/21 willingness [1] 44/4 win [10] 165/15 179/18 183/2 184/20 184/22 189/23 196/14 208/1 209/4 277/25 winded [1] 31/13 window [1] 165/8 winners [2] 49/6 69/25 winning [2] 278/2 292/5 wipe [13] 6/7 60/7 69/13 81/18 89/21 93/1 95/20 98/11 98/13 131/10 145/8 257/5 292/25 wiped [1] 99/18 wish [8] 60/10 62/21 62/21 81/15 89/23 95/17 145/11 281/3 withdraw [3] 131/6 308/22 308/25 within [10] 25/24 31/24 33/15 133/2 149/5 160/22 196/12 268/7 302/24 303/1 without [8] 19/13 135/20 222/3 235/23 240/16 241/4 242/5 308/22 witness [36] 9/24 10/23 11/3 11/10 15/22 15/25 17/21 24/11 60/5 77/16 81/14 98/3 98/7 98/12 99/24 103/22 105/14 120/5 120/8 124/25 125/2 125/8</p>	<p>131/9 145/5 146/15 146/19 146/20 148/18 165/25 181/18 218/3 240/23 249/12 257/1 292/24 293/4 witness's [1] 147/8 witnesses [4] 3/3 146/7 146/17 274/1 women [1] 228/16 won [4] 200/22 216/9 228/17 228/24 won't [3] 38/21 80/14 298/14 word [5] 112/12 146/2 158/12 201/16 201/21 wording [2] 107/23 185/13 words [3] 17/21 47/11 48/10 work [29] 9/21 13/12 13/24 13/24 19/2 19/3 19/3 20/16 21/5 22/12 23/19 33/4 33/4 35/8 36/17 36/25 47/19 59/24 66/4 79/9 91/18 153/3 155/2 172/3 172/6 172/7 197/10 227/4 308/19 worked [8] 19/14 90/13 104/1 115/15 115/16 145/14 173/23 263/11 working [18] 9/22 21/13 53/12 75/23 130/4 152/22 152/23 153/5 154/2 154/24 155/1 155/3 174/19 222/10 222/13 230/9 272/15 273/5 works [3] 94/18 197/18 224/14 world [5] 20/15 30/8 33/23 56/22 96/3 worried [2] 9/8 9/9 worse [1] 226/8 worth [2] 40/14 255/24 would [297] 8/17 8/25 10/3 10/9 18/15 19/24 23/1 23/6 24/7 24/8 26/12 26/21 26/24 27/7 32/4 35/10 40/10 40/12 40/24 41/3 41/5 41/6 41/25 42/9 42/11 42/12 42/20 42/24 43/15 44/25 45/21 46/13 47/2 47/12 47/23 48/4 48/11 48/23 49/3 50/21 52/4 52/4 52/5 52/16 53/4 55/6 57/16 58/17 62/4 62/7 64/6 64/7 64/11 64/12 64/18 64/21 64/22 64/22 64/24 65/23 67/6 67/6 67/16 68/13 68/16 68/17 69/1 69/2 69/4 69/6 71/25 73/1 73/4 75/2 75/12 75/13 75/15 75/18 75/19 75/23 75/24 76/3 78/8 78/10 78/25 82/4 83/7 83/9 83/10 84/18</p>	<p>84/18 87/3 87/7 88/9 88/13 88/16 88/17 88/19 88/20 89/9 89/17 90/25 91/14 91/14 92/15 94/1 94/5 95/7 96/9 96/17 101/3 101/9 101/11 102/10 102/10 103/7 103/9 103/21 108/10 109/3 114/18 114/24 118/17 119/13 119/25 120/3 120/4 120/18 121/6 122/24 123/3 123/5 123/9 125/2 129/6 130/15 130/19 130/24 133/7 133/10 135/19 135/25 138/24 140/9 140/14 141/10 141/17 143/8 148/6 148/8 149/17 149/19 149/23 151/22 154/15 156/16 156/19 158/3 158/12 160/23 160/23 160/24 164/5 166/10 167/15 169/2 170/7 170/13 171/3 171/3 171/6 171/6 172/1 173/9 173/15 175/14 175/19 175/21 175/23 177/15 180/10 180/10 181/7 181/12 182/25 183/22 185/4 187/7 189/1 189/4 189/19 190/8 190/11 190/23 192/19 193/13 198/8 204/25 205/3 205/3 210/21 211/25 212/1 214/14 214/19 215/20 217/8 218/10 218/16 225/9 225/12 225/13 225/19 225/20 225/21 225/24 227/2 227/3 236/18 238/22 240/22 243/21 244/6 244/14 244/16 247/5 247/8 248/17 250/23 257/3 260/17 261/15 262/22 263/16 265/16 265/18 265/21 266/17 266/22 268/1 268/22 269/11 270/3 270/23 270/24 270/25 273/4 273/21 274/7 274/10 274/13 274/16 275/25 276/17 276/21 277/10 278/10 279/3 279/23 284/4 284/15 284/16 284/18 284/22 284/24 285/1 285/4 285/7 291/22 294/15 296/2 296/21 297/16 298/1 298/3 300/7 300/9 300/11 300/13 301/10 301/25 302/23 303/3 303/8 304/8 304/9 306/12 306/23 306/24 307/1 307/5 307/9 307/12 307/16 308/20 308/22 308/25 wouldn't [17] 9/11</p>	<p>42/21 43/7 58/17 82/16 91/1 91/15 112/8 114/24 148/25 149/2 185/10 195/22 210/5 274/8 274/11 289/17 wow [2] 148/2 169/3 written [22] 7/3 7/4 7/9 8/4 8/8 9/2 9/10 30/2 30/3 98/20 98/21 98/22 98/23 99/1 99/3 99/4 99/4 99/4 99/6 105/23 125/9 135/20 wrong [6] 114/7 218/5 267/15 267/16 285/22 285/24 wrote [4] 20/4 29/6 32/6 84/4</p> <hr/> <p>X</p> <hr/> <p>XI [1] 1/5</p> <hr/> <p>Y</p> <hr/> <p>yeah [80] 7/5 8/3 34/25 38/16 41/22 47/14 49/3 57/5 61/14 71/21 73/10 77/6 77/24 82/20 84/19 85/8 85/9 89/11 97/2 97/13 99/3 101/11 102/15 103/12 107/1 107/5 107/13 113/13 116/7 129/14 130/14 130/22 133/14 136/6 139/6 142/25 144/6 152/18 160/14 160/16 161/24 172/17 177/3 177/24 180/17 183/8 184/5 184/11 184/14 187/4 191/17 194/25 197/25 202/2 211/2 217/6 220/8 231/19 232/24 232/24 234/16 240/11 241/3 243/15 246/14 246/15 247/21 250/1 253/17 254/24 256/2 263/1 263/13 273/21 282/18 290/9 291/17 298/22 301/21 304/1 year [49] 13/11 14/3 15/2 31/22 32/6 32/9 32/9 32/18 32/21 32/22 32/24 38/10 38/24 41/3 41/6 41/7 41/9 41/15 41/16 41/16 42/4 42/4 55/4 55/13 55/20 55/21 57/25 77/25 80/23 96/14 96/14 113/14 169/16 248/18 248/19 248/20 248/22 251/7 251/9 252/5 252/24 252/25 253/3 255/1 255/14 256/10 278/11 304/3 304/6 years [19] 14/10 16/7 17/3 19/19 21/3 22/12 22/22 31/25 34/1 40/5 42/5 73/2 88/7 88/13 97/12 181/14 202/24 262/15 262/17</p>	<p>Yemenidjian [11] 115/19 115/20 260/8 261/11 261/18 280/9 281/7 281/17 282/8 283/5 300/11 Yemenidjian's [1] 280/6 Yep [4] 71/22 101/17 147/1 293/2 yes [662] yesterday [17] 24/21 102/17 107/2 114/6 114/8 115/18 144/17 163/14 191/16 242/11 260/13 261/5 261/8 265/9 268/19 277/18 290/22 yet [7] 5/19 5/21 5/24 6/1 10/8 117/8 299/24 you [1544] you'd [13] 11/2 49/3 49/4 50/24 72/1 78/22 87/6 99/21 125/1 159/12 201/7 206/1 219/15 you'll [4] 63/13 263/7 286/21 298/20 you're [65] 5/4 6/11 6/12 6/12 11/7 18/10 33/2 36/4 37/5 43/1 49/2 63/17 63/20 63/24 65/4 68/6 70/13 83/1 85/25 93/8 94/5 94/15 94/18 96/3 96/4 100/15 101/9 102/16 106/24 125/17 126/23 127/3 140/25 145/19 145/19 147/17 150/9 153/4 154/10 156/12 157/19 158/18 159/10 169/11 171/16 172/10 181/20 182/25 192/9 193/23 201/24 207/5 217/8 224/8 230/23 232/1 232/3 232/3 257/25 271/24 272/2 272/5 295/3 295/10 295/17 you've [31] 6/5 8/6 19/15 20/1 20/5 26/5 26/24 67/2 83/8 85/13 90/12 93/24 94/7 98/11 134/16 146/8 157/17 176/2 181/19 191/10 202/13 207/11 221/4 221/5 231/25 235/7 239/22 258/6 259/17 262/15 265/24 Young [4] 105/4 198/24 248/4 248/15 your [285] 5/8 5/20 6/2 6/6 6/16 7/22 8/6 8/21 10/25 11/13 12/5 13/4 18/19 18/24 19/8 19/10 20/4 22/21 22/23 24/3 26/8 26/8 27/4 27/10 27/24 29/9 29/10 29/13 31/10 32/7 33/17 35/21 37/11 38/10 38/14 38/15 39/1 41/9 42/13</p>
--	---	--	---	---

Y
your... [246] 46/5 46/11
46/25 46/25 47/12
47/20 52/4 52/25 58/1
58/22 60/5 61/10 62/6
62/22 63/8 64/5 64/21
65/14 65/19 65/22 66/1
66/4 66/12 67/3 68/23
70/1 70/3 70/5 70/6
70/17 71/9 71/24 72/1
72/17 72/19 74/2 74/23
74/24 76/9 76/9 76/16
76/18 76/24 77/5 77/6
77/9 77/17 79/8 79/21
80/4 80/12 80/20 81/2
81/8 81/25 82/12 86/6
87/19 89/20 90/1 94/20
95/15 95/23 99/20
99/22 100/2 102/3
102/8 102/17 102/18
103/7 103/13 106/22
107/10 108/4 109/15
110/15 110/19 111/19
112/11 113/13 113/13
116/15 116/18 117/11
117/14 120/4 122/10
122/17 124/13 124/18
126/4 126/7 126/25
131/13 132/13 132/21
133/1 133/7 133/16
134/5 137/15 138/2
138/8 141/16 142/3
142/5 144/24 145/2
145/5 145/14 146/13
146/23 147/11 148/22
149/13 150/5 150/6
150/15 151/1 151/20
151/23 152/1 152/21
152/23 153/1 153/17
154/18 154/18 155/5
156/16 156/25 157/1
157/5 157/11 157/20
158/22 161/7 162/2
162/4 164/20 164/21
166/21 167/4 167/21
170/8 171/7 171/16
172/14 172/15 172/25
174/12 175/3 179/16
181/3 185/1 185/8
189/18 190/1 190/21
192/11 194/6 196/5
197/22 199/23 200/1
200/24 205/4 206/12
210/18 217/1 217/17
219/6 221/10 223/24
226/21 227/1 227/19
229/13 231/2 231/2
231/3 232/4 233/4
234/2 234/4 235/6
235/9 235/12 236/21
237/4 240/10 241/16
242/6 242/8 242/10
249/3 250/3 254/2
254/13 254/15 255/21
256/22 256/25 257/12
258/14 259/25 260/4
260/5 260/9 260/13
261/2 262/10 263/1

269/22 270/11 270/12
270/16 271/3 274/21
275/9 276/25 277/21
279/9 279/10 279/13
279/17 280/17 283/4
283/20 283/23 284/16
285/23 288/25 289/3
289/11 292/21 293/10
296/16 300/10 301/20
308/13 308/16 308/19
309/3 309/12
yours [1] 202/25
yourself [18] 141/21
145/20 154/19 155/15
156/18 157/1 157/5
157/21 159/10 159/13
169/25 170/1 170/9
193/2 196/11 205/9
215/16 222/15
youth [1] 21/25

Z
Zion [1] 204/20
zoned [1] 143/2
zoning [4] 142/13
142/18 225/20 239/11
Zoom [5] 7/6 7/7 8/15
98/22 99/5

IN THE SUPREME COURT OF THE STATE OF NEVADA

IN RE: D.O.T. LITIGATION

TGIG, LLC; NEVADA HOLISITIC
MEDICINE, LLC; GBS NEVADA
PARTNERS, LLC; FIDELIS HOLDINGS,
LLC; GRAVITAS NEVADA, LLC;
NEVADA PURE, LLC; MEDIFARM, LLC;
MEDIFARM IV LLC; THC NEVADA, LLC;
HERBAL CHOICE, INC.; RED EARTH LLC;
NEVCANN LLC, GREEN THERAPEUTICS
LLC; AND GREAN LEAF FARMS
HOLDINGS LLC,

Appellants,

vs.

THE STATE OF NEVADA, ON RELATION
OF ITS DEPARTMENT OF TAXATION,

Respondent.

Supreme Court Case No.: 82014

District Court Case No.: A787004

PLAINTIFFS' JOINT APPENDIX

VOLUME 309 OF 343

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TABLE OF CONTENT

Chronological by Date Filed¹

TAB#	Document	Vol.	Date	Pages
1	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/10/2018	000001-000012
2	FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/18/2018	000013-000025
3	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/19/2018	000026-000036
4	COMPLAINT	1	1/4/2019	000037-000053
5	COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	1	1/4/2019	000054-000078
6	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	1/16/2019	000079-000092
7	ANSWER TO PLAINTIFFS' FIRST AMENDED COMPLAINT AND COUNTERCLAIM	1	3/15/2019	000093-000107
8	MOTION FOR PRELIMINARY INJUNCTION	2	3/18/2019	000108-000217
9	PLAINTIFFS' COUNTER-DEFENDANTS' ANSWER TO COUNTERCLAIM	2	4/5/2019	000218-000223
10	ANSWER TO AMENDED COMPLAINT	2	4/10/2019	000224-000236
11	DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	2	4/16/2019	000237-000251
12	CLEAR RIVER, LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	2	5/7/2019	000252-000269
13	OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION	3 thru 4	5/9/2019	000270-000531
14	APPENDIX OF EXHIBITS TO NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO SERENITY WELLNESS CENTER, LLC AND RELATED	5 thru 7	5/9/2019	000532-000941

¹ Pursuant to NRAP 30(c)(1), “[t]ranscripts that are included in the appendix shall be placed in chronological order by date of the hearing or trial.” Accordingly, the controlling date for the placement of a transcript in this appendix is the hearing date, not the date the transcript was filed with the district court.

	PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION			
15	NEVADA ORGANIC REMIDIES, LLC'S OPPOSITION TO SERENITY WELLNESS CENTER, LLC AND RELATED PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION	8	5/9/2019	000942-000974
16	DEFENDANT IN INTERVENTION'S OPPOSITION TO PLAINTIFFS' APPLICATION FOR A TEMPORARY RESTRAINING ORDER	8	5/10/2019	000975-001024
17	DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' FIRST AMENDED COMPLAINT	8	5/16/2019	001025-001037
18	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	8	5/16/2019	001038-001041
19	ANSWER TO COMPLAINT	8	5/20/2019	001042-001053
20	PLAINTIFFS' OMNIBUS REPLY IN SUPPORT OF MOTION FOR PRELIMINARY INJUNCTION	8	5/22/2019	001054-001067
21	INTERVENING DEFENDANTS' JOINDER AND SUPPLEMENTAL BRIEFING IN SUPPORT OF THE STATE OF NEVADA'S AND NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION; AND LONE MOUNTAIN PARTNERS, LLC'S OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION OR FOR WRIT OF MANDAMUS	9	5/23/2019	001068-001133
22	EVIDENTIARY HEARING - DAY 1	10 thru 11	5/24/2019	001134-001368
23	EVIDENTIARY HEARING - DAY 2 VOLUME I OF II	12	5/28/2019	001369-001459
24	EVIDENTIARY HEARING - DAY 2 VOLUME II	13	5/28/2019	001460-001565
25	EVIDENTIARY HEARING - DAY 3 VOLUME I OF II	14	5/29/2019	001566-001663

26	EVIDENTIARY HEARING - DAY 3 VOLUME II	15	5/29/2019	001664-001807
27	EVIDENTIARY HEARING - DAY 4	16 thru 17	5/30/2019	001808-002050
28	EVIDENTIARY HEARING - DAY 5 VOLUME I OF II	18	5/31/2019	002051-002113
29	EVIDENTIARY HEARING - DAY 5 VOLUME II	19 thru 20	5/31/2019	002114-002333
30	LONE MOUNTAIN PARTNERS, LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	21	6/5/2019	002334-002344
31	EVIDENTIARY HEARING - DAY 6	22 thru 23	6/10/2019	002345-002569
32	EVIDENTIARY HEARING - DAY 7	24 thru 25	6/11/2019	002570-002822
33	DEFENDANTS' ANSWER TO PLAINTIFFS' COMPLAINT WITH COUNTERCLAIM	26	6/14/2019	002823-002846
34	EVIDENTIARY HEARING - DAY 8 VOLUME I OF II	26	6/18/2019	002847-002958
35	EVIDENTIARY HEARING - DAY 8 VOLUME II	27	6/18/2019	002959-003092
36	EVIDENTIARY HEARING - DAY 9 VOLUME I OF II	28	6/19/2019	003093-003215
37	EVIDENTIARY HEARING - DAY 9 VOLUME II	29	6/19/2019	003216-003348
38	EVIDENTIARY HEARING - DAY 10 VOLUME I OF II	30	6/20/2019	003349-003464
39	EVIDENTIARY HEARING - DAY 10 VOLUME II	31	6/20/2019	003465-003622
40	INTERVENOR DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' SECOND AMENDED COMPLAINT	31	6/24/2019	003623-003639
41	INTERVENOR DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFF'S COMPLAINT	32	7/3/2019	003640-003652
42	FIRST AMENDED COMPLAINT	32	7/3/2019	003653-003670
43	EVIDENTIARY HEARING - DAY 11	32	7/5/2019	003671-003774

44	EVIDENTIARY HEARING - DAY 12	33	7/10/2019	003775-003949
45	CORRECTED FIRST AMENDED COMPLAINT.	34	7/11/2019	003950-003967
46	EVIDENTIARY HEARING - DAY 13 VOLUME I OF II	34	7/11/2019	003968-004105
47	EVIDENTIARY HEARING - DAY 13 VOLUME II	35	7/11/2019	004106-004227
48	PLAINTIFFS-COUNTER DEFENDANTS' ANSWER TO COUNTERCLAIM	35	7/12/2019	004228-004236
49	EVIDENTIARY HEARING - DAY 14	36	7/12/2019	004237-004413
50	ANSWER TO CORRECTED FIRST AMENDED COMPLAINT	37	7/15/2019	004414-004425
51	EVIDENTIARY HEARING - DAY 15	37	7/15/2019	004426-004500
52	EVIDENTIARY HEARING - DAY 15 VOLUME II	38	7/15/2019	004501-004679
53	GREENMART OF NEVADA NLC LLC'S ANSWER TO PLAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/17/2019	004680-004694
54	LONE MOUNTAIN PARTNERS, LLC'S ANSWER TO LAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/22/2019	004695-004705
55	CLEAR RIVER, LLC'S ANSWER TO PLAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/26/2019	004706-004723
56	EVIDENTIARY HEARING - DAY 16	39	7/28/2019	004724-004828
57	EVIDENTIARY HEARING - DAY 17 VOLUME I OF II	40	8/13/2019	004829-004935
58	EVIDENTIARY HEARING - DAY 17 VOLUME II	41	8/13/2019	004936-005027
59	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	41	8/14/2019	005028-005030
60	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	41	8/14/2019	005031-005033
61	EVIDENTIARY HEARING - DAY 18	42 thru 43	8/14/2019	005034-005222
62	EVIDENTIARY HEARING - DAY 19	44	8/15/2019	005223-005301
63	EVIDENTIARY HEARING - DAY 20	45	8/16/2019	005302-005468

64	FINDINGS OF FACT AND CONCLUSIONS OF LAW GRANTING PRELIMINARY INJUNCTION	46	8/23/2019	005469-005492
65	HEARING ON OBJECTIONS TO STATE'S RESPONSE, NEVADA WELLNESS CENTER'S MOTION RE COMPLIANCE RE PHYSICAL ADDRESS, AND BOND AMOUNT SETTING	46	8/29/2019	005493-005565
66	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	46	9/5/2019	005566-005592
67	FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/6/2019	005593-005698
68	DEFENDANT-RESPONDENT'S GOOD CHEMISTRY NEVADA, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/27/2019	005699-005707
69	D LUX, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/27/2019	005708-005715
70	FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	47	9/29/2019	005716-005731
71	ANSWER TO COMPLAINT	47	10/1/2019	005732-005758
72	DEFENDANT RURAL REMEDIES, LLC ANSWER TO FIRST AMENDED COMPLAINT	47	10/1/2019	005759-005760
73	DEFENDANTS MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S ANSWER	48	10/3/2019	005761-005795
74	APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	48	10/10/2019	005796-005906
75	DEFENDANT-INTERVENOR CLEAR RIVER, LLC'S ORDER DENYING IT'S MOTION FOR PARTIAL SUMMARY JUDGEMENT ON THE PETITION FOR JUDICIAL REVIEW CAUSE OF ACTION	48	11/7/2019	005907-005912

76	ANSWER TO FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	48	11/8/2019	005913-005921
77	ERRATA TO ANSWER TO FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	48	11/8/2019	005922-005930
78	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI MANDAMUS, AND PROHIBITION	49	11/12/2019	005931-005937
79	ANSWER TO FIRST AMENDED COMPLAINT GRAVITAS NEVADA LTD	49	11/12/2019	005938-005942
80	ORDER DENYING 1) ORGANIC REMEDIES, LLC'S MOTION TO DISSOLVE PRELIMINARY INJUNCTION AND TO STAY PRELIMINARY INJUNCTION PENDING APPEAL AND 2) LONE MOUNTAIN PARTNERS, LLC'S	49	11/19/2019	005943-005949
81	AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	11/21/2019	005950-006004
82	EUPHORIA WELLNESS, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	49	11/21/2019	006005-006011
83	NOTICE OF ENTRY OF ORDER DENYING MM DEVELOPMENT COMPANY, INC.'S AND LIVFREE WELLNESS, LLC'S MOTION TO ALTER OR AMEND FINDINGS OF FACT AND CONCLUSION OF LAW,	49	11/22/2019	006012-006015
84	ORDER DENYING MM DEVELOPMENT COMPANY, INC. 'S AND LIVFREE WELLNESS LLC'S MOTION TO ALTER AMEND FINDINGS OF FACT AND CONCLUSION OF LAW	49	11/22/2019	006016-006017
85	BUSINESS COURT ORDER	49	11/25/2019	006018-006022

86	ORDER GRANTING MOTION FOR LEAVE TO FILE SECOND AMENDED COMPLAINT IN CASE NO. A-786962	49	11/26/2019	006023-006024
87	TGIG SECOND AMENDED COMPLAINT	49	11/26/2019	006025-006047
88	REPLY IN SUPPORT OF AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	12/6/2019	006048-006057
89	HEARING ON APPLICATION OF NEVADA ORGANIC REMEDIES FOR WRIT OF MANDAMUS TO COMPEL STATE TO MOVE IT TO TIER 2 OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	12/9/2019	006058-006068
90	LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	49	12/10/2019	006069-006081
91	NOTICE OF HEARING	49	12/13/2019	006082-006087
92	DEFENDANT'S ANSWER TO DH FLAMINGO INC'S ET AL., FIRST AMENDED COMPLAINT	50	12/16/2019	006088-006105
93	DEFENDANT'S ANSWER TO DH FLAMINGO INC'S ET AL., FIRST AMENDED COMPLAINT	50	12/16/2019	006106-006123
94	PLAINTIFFS' OPPOSITION TO LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	50	12/20/2019	006124-006206
95	OPPOSITION TO HELPING HANDS WELLNESS CTR, INC.'S APPLICATION FOR WRIT OF MANDAMUS	50	12/27/2019	006207-006259
96	ORDER DENYING MOTION FOR STAY AND GRANTING IN PART MOTION TO EXPEDITE	50	12/30/2019	006260-006262
97	ORDER DENYING THE DEPARTMENT OF TAXATION OBJECTION TO DISCOVERY COMMISSIONER'S REPORT AND RECOMMENDATIONS	51	12/31/2019	006263-006263
98	NOTICE OF ENTRY OF ORDER	51	1/3/2020	006264-006271

99	GREENMART OF NEVADA NLV LLC'S ANSWER TO D.H. FLAMINGO PLAINTIFFS' FIRST AMENDED COMPLAINT	51	1/6/2020	006272-006295
100	NV WELLNESS CENTER, LLC'S MOTION TO COMPEL ON AN ORDER SHORTENING TIME	51	1/8/2020	006296-006358
101	LONE MOUNTAIN PARTNERS, LLC'S REPLY IN SUPPORT OF MOTION TO DISMISS SECOND AMENDED COMPLAINT	51	1/8/2020	006359-006368
102	OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL	52	1/10/2020	006369-006439
103	ESSENCE ENTITIES' ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	52	1/14/2020	006440-006468
104	NOTICE OF ENTRY OF ORDER	52	1/14/2020	006469-006474
105	ORDER DENYING NEVADA ORGANIC REMEDIES, LLC'S AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC	52	1/14/2020	006475-006477
106	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO FIRST AMENDED COMPALINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	52	1/21/2020	006478-006504
107	ERRATA TO DECLARATION OF ALFRED TERTERYAN IN SUPPORT OF HELPING HANDS WELLNESS CENTER, INC.'S APPLICATION FOR WRIT OF MANDAMUS	52	1/24/2020	006505-006506
108	AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/28/2020	006507-006542
109	DEPARTMENT OF TAXATION'S ANSWER TO PLAINTIFF SERENITY PARTIES' SECOND AMENDED COMPLAINT	53	1/28/2020	006543-006559
110	DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/28/2020	006560-006588

111	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/29/2020	006589-006609
112	HEARING ON OBJECTIONS TO SUBPOENAS DUCES TECUM, MOTIONS FOR PROTECTIVE ORDERS, APPLICATION OF FOR WRIT OF MANDAMUS, MOTION FOR SETTING SETTLEMENT CONFERENCE, AND MOTION TO REDACT AND SEAL EXHIBITS 4 AND 5	53	1/31/2020	006610-006657
113	ANSWER TO D.H. FLAMINGO PARTIES' FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/5/2020	006658-006697
114	FINDINGS OF FACT AND CONCLUSIONS OF LAW GRANTING PRELIMINARY INJUNCTION	54	2/7/2020	006698-006722
115	DEFENDANT-RESPONDENT NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/7/2020	006723-006752
116	DEFENDANT-RESPONDENT STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/7/2020	006753-006781
117	SECOND AMENDED COMPLAINT	54	2/11/2020	006782-006805
118	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO THE SERENITY PLAINTIFFS' SECOND AMENDED COMPLAINT	54	2/12/2020	006806-006814
119	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO ETW PLAINTIFFS' THIRD AMENDED COMPLAINT	54	2/12/2020	006815-006822

120	GREENMART OF NEVADA NLV LLC'S ANSWER TO ETW MANAGEMENT GROUP LLC, GLOBAL HARMONY LLC, GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, HERBAL CHOICE INC., JUST QUALITY LLC, LIBRA WELLNESS CENTER, LLC, ROMBOUGH REAL ESTATE INC. DBA MOTHER HERB, NEVCANN LLC, RED EARTH LLC, THC NEVADA LLC, ZION GARDENS LLC AND MMOF VEGAS RETAIL, INC.'S THIRD AMENDED COMPLAINT	55	2/12/2020	006823-006841
121	ANSWER TO D.H. FLAMINGO PLAINTIFFS' FIRST AMENDED COMPLAINT AND PETITION FOR REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/12/2020	006842-006853
122	CPCM HOLDINGS, LLC D/B/A THRIVE CANNABIS MARKETPLACE'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/13/2020	006854-006867
123	ANSWER TO SERENITY PLAINTIFFS' SECOND AMENDED COMPLAINT	55	2/14/2020	006868-006876
124	CIRCLE S FARMS LLC'S ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/18/2020	006877-006884
125	ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION	55	2/18/2020	006885-006910
126	GREENMART OF NEVADA NLV LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/18/2020	006911-006921
127	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION	55	2/18/2020	006922-006935
128	ORDER GRANTING IN PART AND DENYING IN PART THE DEPARTMENT OF TAXATION'S MOTIONS FOR PROTECTIVE ORDER ON ORDER SHORTENING TIME	55	2/19/2020	006936-006941

129	CIRCLE S FARMS LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/20/2020	006942-006949
130	NOTICE OF FILING OF EMERGENCY PETITION FOR WRIT OF MANDAMUS OR PROHIBITION UNDER NRAP 21(a)6)	55	2/21/2020	006950-006951
131	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND/OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/25/2020	006952-006958
132	GREENMART OF NEVADA NLV LLC'S ANSWER TO QUALCAN LLC'S SECOND AMENDED COMPLAINT	55	2/25/2020	006959-006970
133	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/26/2020	006971-006983
134	GREENMART OF NEVADA NLV LLC'S MOTION TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/28/2020	006984-006987
135	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC ANSWER TO NATURAL MEDICINE, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	2/28/2020	006988-007000
136	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT/RESPONDENT STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND/OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	2/28/2020	007001-007012

137	GREENMART OF NEVADA NLV LLC'S ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	3/6/2020	007013-007024
138	GREENMART OF NEVADA NLV LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	3/6/2020	007025-007036
139	QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	56	3/13/2020	007037-007057
140	PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL GREENMART OF NEVADA, LLC TO PRODUCE KENNETH LEE AND HAE LEE FOR DEPOSITION ON ORDER SHORTENING TIME	56	3/16/2020	007058-007074
141	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL GREENMART TO ALSO PRODUCE KENNETH LEE AND HAE LEE FOR DEPOSITION	56	3/18/2020	007075-007080
142	NEVADA WELLNESS CENTER, LLC'S JOINDER TO ETW PLAINTIFFS' MOTION TO COMPEL PRIVILEGE LOGS	56	3/20/2020	007081-007083
143	NEVADA WELLNESS CENTER, LLC'S JOINDER TO ETW PLAINTIFFS' MOTION TO COMPEL	56	3/20/2020	007084-007086
144	GREENMART OF NEVADA NLV LLC'S RESPONSE IN OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	56	3/23/2020	007087-007095
145	CLEAR RIVER, LLC'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS ON ORDER SHORTENING TIME	56	3/27/2020	007096-007099
146	NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO QUALCAN'S PETITION FOR WRIT OF MANDAMUS	56	3/27/2020	007100-007143
147	PLAINTIFF NEVADA WELLNESS CENTER, LLC'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	57	3/27/2020	007144-007175
148	DEPARTMENT OF TAXATION'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	57	3/27/2020	007176-007182

149	THE ESSENCE ENTITIES' OPPOSITION TO ETW PLAINTIFFS' 1) MOTION TO COMPEL AND 2) MOTION TO COMPEL PRIVILEGE LOGS	57	3/27/2020	007183-007293
150	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF'S MOTION TO COMPEL PRIVILEGE LOGS AND COUNTER MOTION FOR SANCTIONS PURSUANT TO NRCP 37	57	3/30/2020	007294-007310
151	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF'S MOTION TO COMPEL SUPPLEMENTAL RESPONSES	58	3/30/2020	007311-007329
152	ORDER DENYING DEFENDANT JORGE PUPO'S MOTION TO DISMISS	58	3/30/2020	007330-007332
153	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO ETW PLAINTIFFS' MOTION TO COMPEL PRIVILEGE LOGS	58	4/3/2020	007333-007336
154	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO ETW PLAINTIFFS' MOTION TO COMPEL	58	4/3/2020	007337-007346
155	DEPARTMENT OF TAXATION'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/8/2020	007347-007360
156	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/8/2020	007361-007373
157	CIRCLE S FARMS LLC'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/9/2020	007374-007381
158	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE ADDITIONAL DOCUMENTS ON ORDER SHORTENING TIME	58	4/9/2020	007382-007395

159	NOTICE OF ENTRY OF ORDER DENYING MM DEVELOPMENT COMPANY, INC.'S MOTION TO STRIKE AND-OR DISMISS D.H. FLAMINGO, INC.'S COUNTERCLAIM	58	4/9/2020	007396-007400
160	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S MOTION TO DISMISS 1) NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS;(2) STRIVE WELLNESS' COMPLAINT; (3) RURAL REMEDIES AMENDED COMPLAINT; (4) QUALCAN'S AMENDED COMPLAINT; (5) HIGH SIERRA HOLISTICS COMPLAINT AND (6) NATURAL MEDICINE'S COMPLAINT FOR FAILING TO COMPLY WITH NRS 233B.130(2)(D)	59 thru 60	4/14/2020	007401-007717
161	DEFENDANT PUPO'S ANSWER TO RURAL REMEDIES' AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	61	4/14/2020	007718-007730
162	THRIVE'S SUPPLEMENTAL BRIEF IN SUPPORT OF OPPOSITION TO ETW MANAGEMENT GROUP LLC; ET AL.'S MOTION TO COMPEL	61	4/14/2020	007731-007792
163	MINUTE ORDER CLEAR RIVER'S REQUEST FOR OST ON MOTION TO DISMISS	61	4/15/2020	007793-007793
164	DEPARTMENT OF TAXATION'S ANSWER TO ETW MANAGEMENT GROUP LLC PARTIES' THIRD AMENDED COMPLAINT	61	4/20/2020	007794-007810
165	DEPARTMENT OF TAXATION'S ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	61	4/20/2020	007811-007845
166	DEPARTMENT OF TAXATION'S ANSWER TO QUALCAN'S SECOND A MENDED COMPLAINT	61	4/20/2020	007846-007862
167	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO ETW PLAINTIFFS' THIRD AMENDED COMPLAINT	62	4/21/2020	007863-007893

168	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	62	4/21/2020	007894-007913
169	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO TGIG PLAINTIFFS' SECOND AMENDED COMPLAINT	62	4/21/2020	007914-007935
170	ORDER GRANTING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE ADDITIONAL DOCUMENTS ON ORDER SHORTENING TIME	62	4/21/2020	007936-007939
171	ORDER DENYING LONE MOUNTAIN PARTNER'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	62	5/5/2020	007940-007941
172	DEPARTMENT OF TAXATION'S INDEX OF EXHIBITS IN SUPPORT OF ITS OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN DEPARTMENT OF TAXATION'S ANSWER TO SECOND AMENDED COMPLAINT	63 thru 64	5/11/2020	007942-008232
173	DEPARTMENT OF TAXATION'S OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN DEPARTMENT OF TAXATION'S ANSWER TO SECOND AMENDED COMPLAINT	65	5/11/2020	008233-008241
174	DEPARTMENT OF TAXATION'S NOTICE OF SUPPLEMENTAL AUTHORITY	65	5/12/2020	008242-008252
175	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	65	5/21/2020	008253-008302
176	HEARING ON MOTIONS FOR SUMMARY JUDGMENT OR WRIT OF MANDAMUS AND MOTION TO EXTEND TIME FOR BRIEFING	65	5/22/2020	008303-008354

177	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	65	5/26/2020	008355-008375
178	PURE TONIC CONCENTRATES LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	65	5/29/2020	008376-008379
179	RURAL REMEDIES, LLC'S ANSWER TO DEFENDANT-RESPONDENT NATURAL MEDICINE'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	65	6/3/2020	008380-008393
180	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO NATURAL MEDICINE'S LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	65	6/4/2020	008394-008401
181	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	66	6/4/2020	008402-008409
182	ORDER DENYING D.H. FLAMINGO, INC. AND SURTERRA HOLDINGS, INC.'S MOTION FOR SUMMARY JUDGMENT AGAINST MM DEVELOPMENT COMPANY, INC.	66	6/5/2020	008410-008413
183	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO DEFENDANT-RESPONDENT NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRIT OF CERTIORARI, MANDAMUS, AND PROHIBITION	66	6/5/2020	008414-008435
184	TGIG, LLC, NEVADA HOLISTIC MEDICINE, LLC, GBS NEVADA PARTNERS, FIDELIS HOLDINGS, LLC, GRAVITAS NEVADA, NEVADA PURE, LLC, MEDIFARM, LLC, AND MEDIFARM IV'S ANSWER TO NATURAL MEDICINE	66	6/10/2020	008436-008454

185	PLAINTIFF'S DECLARATION & POA-F2018-01430	67 thru 74	6/12/2020	008455-009889
186	PLAINTIFF'S NOTICE OF FILING RECORD ON REVIEW	75	6/12/2020	009890-009933
187	PLAINTIFF'S DKT 148-1 INDEX OF EXHIBITS - 1	76 thru 77	6/12/2020	009934-010291
188	PLAINTIFF'S DKT 148-1 INDEX OF EXHIBITS - 2	78 thru 79	6/12/2020	010292-010595
189	PLAINTIFF'S RECORD PART 1	80 thru 81	6/12/2020	010596-010937
190	PLAINTIFF'S RECORD PART 2	82 thru 83	6/12/2020	010938-011275
191	PLAINTIFF'S RECORD PART 3	84 thru 85	6/12/2020	011276-011613
192	PLAINTIFF'S RECORD PART 4	86 thru 87	6/12/2020	011614-011951
193	PLAINTIFF'S RECORD PART 5	88	6/12/2020	011952-012104
194	PLAINTIFF'S RECORD PART 6	89	6/12/2020	012105-012258
195	PLAINTIFF'S RECORD PART 7	90	6/12/2020	012259-012413
196	PLAINTIFF'S RECORD PART 8	91	6/12/2020	012414-012569
197	PLAINTIFF'S RECORD PART 9	92	6/12/2020	012570-012723
198	PLAINTIFF'S RECORD PART 10	93	6/12/2020	012724-012878
199	PLAINTIFF'S RECORD PART 11	94	6/12/2020	012879-013032
200	PLAINTIFF'S RECORD PART 12	95	6/12/2020	013033-013187
201	PLAINTIFF'S RECORD PART 13	96	6/12/2020	013188-013341

202	PLAINTIFF'S RECORD PART 14	97	6/12/2020	013342-013496
203	PLAINTIFF'S RECORD PART 15	98 thru 99	6/12/2020	013497-013774
204	PLAINTIFF'S RECORD PART 16	100 thru 101	6/12/2020	013775-014052
205	PLAINTIFF'S RECORD PART 17	102 thru 103	6/12/2020	014053-014330
206	PLAINTIFF'S RECORD PART 18	104 thru 105	6/12/2020	014331-014608
207	PLAINTIFF'S RECORD PART 18	106 thru 107	6/12/2020	014609-014886
208	PLAINTIFF'S RECORD PART 19	108 thru 111	6/12/2020	014887-015426
209	PLAINTIFF'S RECORD PART 20	112 thru 115	6/12/2020	015427-015966
210	PLAINTIFF'S RECORD PART 21	116 thru 119	6/12/2020	015967-016506
211	PLAINTIFF'S RECORD PART 22	120 thru 123	6/12/2020	016507-017048
212	PLAINTIFF'S RECORD PART 24	124 thru 131	6/12/2020	017049-018484
213	PLAINTIFF'S RECORD PART 25	132 thru 134	6/12/2020	018485-018844
214	PLAINTIFF'S RECORD PART 26	135 thru 136	6/12/2020	018845-019202
215	PLAINTIFF'S RECORD PART 27	137 thru 144	6/12/2020	019203-020637

216	PLAINTIFF'S RECORD PART 28	145 thru 147	6/12/2020	020638-020999
217	PLAINTIFF'S RECORD PART 29	148 thru 149	6/12/2020	021000-021357
218	PLAINTIFF'S RECORD PART 30	150 thru 157	6/12/2020	021358-022621
219	PLAINTIFF'S RECORD PART 31	158 thru 159	6/12/2020	022622-022979
220	PLAINTIFF'S RECORD PART 32	160 thru 167	6/12/2020	022980-024414
221	PLAINTIFF'S RECORD PART 33	168 thru 169	6/12/2020	024415-024718
222	PLAINTIFF'S RECORD PART 35	170 thru 177	6/12/2020	024719-026153
223	PLAINTIFF'S RECORD PART 37	178	6/12/2020	026154-026256
224	PLAINTIFF'S RECORD PART 39	179 thru 181	6/12/2020	026257-026669
225	PLAINTIFF'S RECORD PART 40	182 thru 183	6/12/2020	026670-026934
226	PLAINTIFF'S RECORD PART 41	184 thru 186	6/12/2020	026935-027347
227	PLAINTIFF'S RECORD PART 42	187 thru 188	6/12/2020	027348-027612
228	PLAINTIFF'S RECORD PART 43	189 thru 191	6/12/2020	027613-028025
229	PLAINTIFF'S RECORD PART 44	192 thru 193	6/12/2020	028026-028290

230	PLAINTIFF'S RECORD PART 45	194 thru 196	6/12/2020	028291-028703
231	PLAINTIFF'S RECORD PART 46	197 thru 198	6/12/2020	028704-028968
232	PLAINTIFF'S RECORD PART 47	199 thru 201	6/12/2020	028969-029451
233	PLAINTIFF'S RECORD PART 48	202 thru 204	6/12/2020	029452-029934
234	PLAINTIFF'S RECORD PART 49	205 thru 207	6/12/2020	029935-030346
235	PLAINTIFF'S RECORD PART 50	208 thru 210	6/12/2020	030347-030758
236	PLAINTIFF'S RECORD PART 51	211 thru 213	6/12/2020	030759-031170
237	PLAINTIFF'S RECORD PART 52	214 thru 216	6/12/2020	031171-031582
238	PLAINTIFF'S RECORD PART 54	217 thru 219	6/12/2020	031583-031994
239	PLAINTIFF'S RECORD PART 55	220 thru 222	6/12/2020	031995-032406
240	PLAINTIFF'S RECORD PART 56	223 thru 225	6/12/2020	032407-032818
241	PLAINTIFF'S RECORD PARTY 57	226 thru 228	6/12/2020	032819-033230
242	PLAINTIFF'S RECORD PART 58	229 thru 231	6/12/2020	033231-033642
243	PLAINTIFF'S RECORD PART 59	232	6/12/2020	033643-033801
244	PLAINTIFF'S RECORD PART 60	233	6/12/2020	033802-033877

245	PLAINTIFF'S RECORD PART 61	234 thru 235	6/12/2020	033878-034143
246	PLAINTIFF'S RECORD PART 62	236 thru 237	6/12/2020	034144-034409
247	PLAINTIFF'S RECORD PART 63	238 thru 239	6/12/2020	034410-034675
248	PLAINTIFF'S RECORD PART 64	240 thru 241	6/12/2020	034676-034943
249	PLAINTIFF'S RECORD PART 65	242 thru 245	6/12/2020	034944-035512
250	PLAINTIFF'S RECORD PART 66	246 thru 248	6/12/2020	035513-035919
251	PLAINTIFF'S RECORD PART 67	249 thru 251	6/12/2020	035920-036326
252	PLAINTIFF'S RECORD PART 68	252 thru 254	6/12/2020	036327-036733
253	PLAINTIFF'S RECORD PART 69	255 thru 257	6/12/2020	036734-037140
254	PLAINTIFF'S RECORD PART 70	258 thru 260	6/12/2020	037141-037547
255	PLAINTIFF'S RECORD PART 71	261 thru 263	6/12/2020	037548-037954
256	PLAINTIFF'S RECORD PART 72	264 thru 266	6/12/2020	037955-038415
257	PLAINTIFF'S RECORD PART 73	267 thru 269	6/12/2020	038416-038867
258	NOTICE OF ENTRY OF ORDER ON PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN JORGE	270	6/23/2020	038868-038871

	PUPPO'S ANSWER TO SECOND AMENDED COMPLAINT			
259	SUPPLEMENT TO RECORD ON REVIEW IN ACCORDANCE WITH THE NEVADA ADMINISTRATIVE PROCEDURE ACT	270	6/26/2020	038872-038947
260	MOTION TO VOLUNTARILY DISMISS MMOF VEGAS RETAIL, INC. AND REQUEST TO RELEASE MMOF VEGAS RETAIL, INC.'S BOND FUNDS ON AN ORDER SHORTENING TIME	271	6/29/2020	038948-039114
261	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	6/29/2020	039115-039135
262	WELLNESS CONNECTION OF NEVADA, LLC'S ANSWER TO PLAINTIFF NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	6/29/2020	039136-039152
263	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO QUALCAN, LLC'S SECOND AMENDED COMPLAINT	272	7/1/2020	039153-039164
264	ESSENCE ENTITIES' ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	272	7/8/2020	039165-039193
265	ESSENCE ENTITIES' ANSWER TO THIRD AMENDED COMPLAINT	272	7/8/2020	039194-039210
266	ESSENCE ENTITIES' ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	7/8/2020	039211-039223
267	ESSENCE ENTITIES' ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	272	7/8/2020	039224-039235
268	ESSENCE ENTITIES' ANSWER TO SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	7/8/2020	039236-039265

269	ESSENCE ENTITIES' ANSWER QUALCAN, LLC'S SECOND AMENDED COMPLAINT	272	7/8/2020	039266-039284
270	ESSENCE ENTITIES' ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/8/2020	039285-039299
271	ESSENCE ENTITIES' ANSWER TO THE TGIG PARTIES' SECOND AMENDED COMPLAINT	273	7/8/2020	039300-039313
272	ESSENCE ENTITIES' ANSWER TO COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/8/2020	039314-039323
273	HIGH SIERRA HOLISTICS, LLC'S JOINDER TO ETW MANAGEMENT GROUP LLC'S ANSWERS	273	7/8/2020	039324-039325
274	GREENMART OF NEVADA NLV LLC'S JOINDER TO MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC., AND LIVFREE WELLNESS, LLC ON AN ORDER SHORTENING TIME	273	7/8/2020	039326-039327
275	MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC ON AN ORDER SHORTENING TIME	273	7/8/2020	039328-039381
276	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	273	7/9/2020	039382-039411
277	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO HIGH SIERRA HOLISTICS COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/9/2020	039412-039421
278	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO MM DEVELOPMENT COMPANY, INC., & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/9/2020	039422-039434
279	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	273	7/9/2020	039435-039445

280	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	274	7/9/2020	039446-039478
281	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO QUALCANN, LLC'S SECOND AMENDED COMPLAINT	274	7/9/2020	039479-039496
282	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT	274	7/9/2020	039497-039509
283	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO TGIG PARTIES' SECOND AMENDED COMPLAINT	274	7/9/2020	039510-039523
284	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO THIRD AMENDED COMPLAINT	274	7/9/2020	039524-039539
285	OPPOSITION TO MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC ON AN ORDER SHORTENING TIME	274	7/9/2020	039540-039575
286	MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRARECORD EVIDENCE AT THE HEARING OF JUDICIAL REVIEW and TO ENLARGE TIME FOR FILING OPENING BRIEF	275	7/9/2020	039576-039735
287	DEFENDANT IN INTRVENTION, CLEAR RIVER, LLC'S ANSWER TO HIGH SIERRA HOLISTICS, LLC COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	275	7/10/2020	039736-039750
288	DEFENDANT-INTERVENOR NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO TGIG PARTIES' SECOND AMENDED COMPLAINT	276	7/10/2020	039751-039759
289	NEVADA ORGANIC REMEDIES, LLC'S ANSWER NEVADA WELLNESS CENTER, LLC'S AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039760-039772

290	DEFENDANT-INTERVENOR NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO CLARK NATURAL MEDICINE ET AL.'S FIRST AMENDED COMPLAINT	276	7/10/2020	039773-039789
291	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO ETW MANAGEMENT GROUP, LLC ET AL.'S THIRD AMENDED THIRD AMENDED COMPLAINT	276	7/10/2020	039790-039804
292	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO HIGH SIERRA HOLISTIC'S COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039805-039815
293	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039816-039829
294	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO QUALCAN, LLC.'S SECOND AMENDED COMPLAINT	276	7/10/2020	039830-039844
295	NEVADA ORGANIC REMEDIES, LLC'S ANSWER RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039845-039859
296	FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER GRANTING IN PART AND DENYING IN PART MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS (1)	276	7/11/2020	039860-039862
297	FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER GRANTING IN PART AND DENYING IN PART MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS (2)	276	7/11/2020	039863-039865
298	ORDER GRANTING CLEAR RIVER, LLC'S MOTION TO RECONSIDER THE COURT'S ORDER GRANTING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE JOHN KOCER AND NORTON ARBELAEZ FOR DEPOSITION ON ORDER SHORTENING TIME	276	7/11/2020	039866-039868

299	EVIDENTIARY HEARING ON CASE -ENDING SANCTIONS - DAY 1	277 thru 278	7/13/2020	039869-040216
300	EVIDENTIARY HEARING ON CASE -ENDING SANCTIONS - DAY 2	279	7/14/2020	040217-040263
301	MOTION FOR PROTECTIVE ORDER ON ORDER SHORTENING TIME	279	7/15/2020	040264-040323
302	BENCH TRIAL - DAY 1	280 thru 281	7/17/2020	040324-040663
303	BENCH TRIAL - DAY 2	282 thru 283	7/20/2020	040664-041020
304	BENCH TRIAL - DAY 3	284 thru 285	7/21/2020	041021-041330
305	PLAINTIFFS' OPENING BRIEF IN SUPPORT OF PETITION FOR JUDICIAL REVIEW	286	7/22/2020	041331-041363
306	BENCH TRIAL - DAY 4	287 thru 288	7/22/2020	041364-041703
307	DEPARTMENT OF TAXATION'S OPPOSITION TO TGIG'S MOTION TO SUPPLEMENT THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE; AND TO ENLARGE TIME FOR FILING OPENING BRIEF	289	7/23/2020	041704-041732
308	THC NEVADA, LLC'S JOINDER TO PLAINTIFF TGIG, LLC ET AL'S OPENING BRIEF IN SUPPORT OF PETITION FOR JUDICIAL REVIEW	289	7/23/2020	041733-041735
309	BENCH TRIAL - DAY 5	290 thru 291	7/23/2020	041736-042068
310	CIRCLE S FARMS LLC'S JOINDER TO CLEAR RIVER, LLC AND DEPARTMENT OF TAXATION'S OPPOSITIONS TO PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINIST	292	7/24/2020	042069-042071
311	THE ESSENCE ENTITIES' JOINDER TO DEPARTMENT OF TAXATION'S OPPOSITION	292	7/24/2020	042072-042074

	TO TGIG'S MOTION TO SUPPLEMENT THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE AND TO ENLARGE TIME FOR FILING OPENING BRIEF			
312	BENCH TRIAL - DAY 6	293 thru 294	7/24/2020	042075-042381
313	BENCH TRIAL - DAY 7	295 thru 296	7/27/2020	042382-042639
314	EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	297	7/28/2020	042640-042670
315	BENCH TRIAL - DAY 8	298 thru 299	7/28/2020	042671-042934
316	BENCH TRIAL - DAY 9 VOLUME I	300 thru 301	7/29/2020	042935-043186
317	THRIVE'S JOINDER TO PLAINTIFFS' OPPOSITION TO THC NEVADA LLC'S AND HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER FOR PRELIMINARY INJUNCTION ON AN ORDER SHORTENING TIME	302	7/30/2020	043187-043190
318	GREENMART OF NEVADA NLV LLC'S JOINDER TO PLAINTIFFS' OPPOSITION TO THE THC NEVADA LLC'S AND HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER FOR PRELIMINARY INJUNCTION ON AN ORDER SHORTENING TIME AND DECLARATION OF ALINA M. SHELL	302	7/30/2020	043191-043195
319	JOINDER TO THC NEVADA, LLC and HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAIING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	302	7/30/2020	043196-043209
320	BENCH TRIAL - DAY 10	303 thru 304	7/30/2020	043210-043450

321	BENCH TRIAL - DAY 11	305	7/31/2020	043451-043567
322	EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	306	7/31/2020	043568-043639
323	NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE ON AN ORDER SHORTENING TIME	306	8/3/2020	043640-043708
324	BENCH TRIAL - DAY 12	307 thru 308	8/3/2020	043709-043965
325	BENCH TRIAL - DAY 13	309 thru 310	8/4/2020	043966-044315
326	BENCH TRIAL - DAY 14	311 thru 313	8/5/2020	044316-044687
327	BENCH TRIAL - DAY 15	314 thru 316	8/6/2020	044688-045065
328	REPLY TO THE DOT'S AND CLEAR RIVER, LLC'S OPPOSITIONS TO PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS	317	8/7/2020	045066-045084
329	BENCH TRIAL - DAY 16	318 thru 319	8/10/2020	045085-045316
330	DEPARTMENT OF TAXATION'S NOTICE OF REMOVING ENTITITES FROM TIER 3	320	8/11/2020	045317-045332
331	BENCH TRIAL - DAY 17	321 thru 323	8/11/2020	045333-045697
332	MOTION TO PRECLUDE APPLICATION OF THE EQUITABLE MAXIM OF UNCLEAN HANDS AGAIN ST THE TGIG PLAINTIFFS	324	8/11/2020	045698-045711
333	BENCH TRIAL - DAY 18	325	8/12/2020	045712-045877

334	OPPOSITION TO MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	325	8/14/2020	045878-045882
335	JOINDER TO THC NEVADA, LLC AND HERBAL CHOICE, INC'S MOTION TO STRIKE DEPARTMENT OF TAXATION NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	325	8/14/2020	045883-045888
336	THC NEVADA, LLC AND HERBAL CHOICE, INC.'S JOINDER TO TGIG PLAINTIFFS' PROPOSED SUPPLEMENTAL FINDINGS OF FACT AND CONCLUSIONS OF LAW BASED UPON PARTIAL SUBSTITUTION OF THE NEVADA CANNABIS COMPLIANCE BOARD AS A PARTY DEFENDANT IN THESE CONSOLIDATED MATTERS	326	8/14/2020	045889-045891
337	DEPARTMENT OF TAXATION'S OPPOSITION TO THC NEVADA, LLC AND HERBAL CHOICE, INC.'S MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING	326	8/15/2020	045892-045899
338	ORDER REGARDING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION FOR SUMMARY JUDGMENT ON FIRST CLAIM FOR RELIEF	326	8/15/2020	045900-045905
339	THC NEVADA, LLC AND HERBAL CHOICE, INC.'S REPLY TO NEVADA ORGANIC REMEDIES' OPPOSITION TO MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	326	8/15/2020	045906-045917
340	HELPING HANDS WELLNESS CENTER, INC.'S REPLY IN SUPPORT OF MOTION TO MODIFY OR DISSOLVE THE PRELIMINARY INJUNCTION1	326	8/16/2020	045918-045932
341	NOTICE OF ENTRY OF ORDER	326	8/17/2020	045933-045939
342	BENCH TRIAL - DAY 19	327 thru 328	8/17/2020	045940-046223

343	BENCH TRIAL - DAY 20	329	8/18/2020	046224-046355
344	TRIAL EXHIBIT 1005	329	8/18/2020	046356-046389
345	TRIAL EXHIBIT 1006	330	8/18/2020	046390-046423
346	TRIAL EXHIBIT 1135	330	8/18/2020	046424-046445
347	TRIAL EXHIBIT 1302	330	8/18/2020	046446-046448
348	TRIAL EXHIBIT 2157	330	8/18/2020	046449-046502
349	TRIAL EXHIBIT 2158	330	8/18/2020	046503-046548
350	TRIAL EXHIBIT 3291	331	8/18/2020	046549-046564
351	JOINDER TO THC NEVADA, LLC and HERBAL CHOICE, INC.'S MOTION TO RENEW JOINDER TO TGIG'S COUNTERMOTION FOR ORDER DISPENSING WITH THE BOND REQUIREMENT FOR PURPOSES OF THE PRELIMINARY	331	8/28/2020	046565-046567
352	ORDER DENYING TGIG PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE AT THE HEARING OF JUDICIAL REVIEW; AND TO ENLARGE TIME FOR FILING OPENING BRIEF	331	8/28/2020	046568-046572
353	MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC FINAL PRETRIAL CONFERENCE	331	9/3/2020	046573-046666
354	BENCH TRIAL - PHASE 1	332	9/8/2020	046667-046776
355	TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/10/2020	046777-046812

356	PLAINTIFFS GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, NEVCANN LLC AND RED EARTH LLC'S JOINDER TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/14/2020	046813-046815
357	RURAL REMEDIES, LLC'S JOINDER IN TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT AND CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/15/2020	046816-046817
358	FINDINGS OF FACT, CONCLUSION OF LAW AND PERMANENT INJUNCTION	332	9/16/2020	046818-046829
359	NOTICE OF ENTRY OF JUDGMENT (1)	333	9/22/2020	046830-046844
360	NOTICE OF ENTRY OF JUDGMENT (2)	333	9/22/2020	046845-046877
361	DEPARTMENT OF TAXATION'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW, AND PERMANENT INJUNCTION	333	9/24/2020	046878-046921
362	THE ESSENCE ENTITIES' LIMITED OPPOSITION TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	9/24/2020	046922-046924
363	GREENMART OF NEVADA NLV LLC'S JOINDER TO DEPARTMENT OF TAXATION'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW, AND PERMANENT INJUNCTION	333	9/24/2020	046925-046926
364	HELPING HANDS WELLNESS CENTER, INC.'S OPPOSITION TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	9/24/2020	046927-046931
365	CLARK NATURAL MEDICINAL SOLUTIONS LLC, NYE NATURAL MEDICINAL SOLUTIONS LLC CLARK NMSD LLC AND INYO FINE CANNABIS DISPENSARY L.L.C.'S JOINDER TO NEVADA WELLNESS CENTER'S MOTION TO AND PERMANENT INJUNCTION	333	9/24/2020	046932-046933

366	WELLNESS CONNECTION OF NEVADA, LLC'S RESPONSE TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION AND COUNTERMOTION TO CLARIFY AND-OR FOR ADDITIONAL FINDINGS	333	9/24/2020	046934-046940
367	CIRCLE S FARMS LLC'S JOINDER TO OPPOSITIONS TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	10/1/2020	046941-046943
368	MOTION FOR ORDER TO SHOW CAUSE	333	10/16/2020	046944-046965
369	ORDER TO SHOW CAUSE	334	10/18/2020	046966-046999
370	PLAINTIFFS GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, NEVCANN LLC AND RED EARTH LLC'S JOINDER TO TGIG PLAINTIFFS' MOTION FOR ORDER TO SHOW CAUSE	334	10/21/2020	047000-047002
371	NOTICE OF APPEAL	335 thru 339	10/23/2020	047003-047862
372	NOTICE OF ENTRY OF ORDER	340	10/27/2020	047863-047882
373	INDEX OF EXHIBITS IN SUPPORT OF DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	341 thru 342	10/30/2020	047883-048130
374	DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	343	10/30/2020	048131-048141
375	GREENMART OF NEVADA NLV LLC'S JOINDER TO DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	343	11/2/2020	048142-048143

TABLE OF CONTENT

Alphabetical by Document Name

TAB#	Document	Vol.	Date	Pages
81	AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	11/21/2019	005950-006004
108	AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/28/2020	006507-006542
10	ANSWER TO AMENDED COMPLAINT	2	4/10/2019	000224-000236
19	ANSWER TO COMPLAINT	8	5/20/2019	001042-001053
71	ANSWER TO COMPLAINT	47	10/1/2019	005732-005758
50	ANSWER TO CORRECTED FIRST AMENDED COMPLAINT	37	7/15/2019	004414-004425
113	ANSWER TO D.H. FLAMINGO PARTIES' FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/5/2020	006658-006697
121	ANSWER TO D.H. FLAMINGO PLAINTIFFS' FIRST AMENDED COMPLAINT AND PETITION FOR REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/12/2020	006842-006853
76	ANSWER TO FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	48	11/8/2019	005913-005921
79	ANSWER TO FIRST AMENDED COMPLAINT GRAVITAS NEVADA LTD	49	11/12/2019	005938-005942
7	ANSWER TO PLAINTIFFS' FIRST AMENDED COMPLAINT AND COUNTERCLAIM	1	3/15/2019	000093-000107
125	ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION	55	2/18/2020	006885-006910
123	ANSWER TO SERENITY PLAINTIFFS' SECOND AMENDED COMPLAINT	55	2/14/2020	006868-006876
14	APPENDIX OF EXHIBITS TO NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO SERENITY WELLNESS CENTER, LLC AND RELATED PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION	5 thru 7	5/9/2019	000532-000941

74	APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	48	10/10/2019	005796-005906
302	BENCH TRIAL - DAY 1	280 thru 281	7/17/2020	040324-040663
320	BENCH TRIAL - DAY 10	303 thru 304	7/30/2020	043210-043450
321	BENCH TRIAL - DAY 11	305	7/31/2020	043451-043567
324	BENCH TRIAL - DAY 12	307 thru 308	8/3/2020	043709-043965
325	BENCH TRIAL - DAY 13	309 thru 310	8/4/2020	043966-044315
326	BENCH TRIAL - DAY 14	311 thru 313	8/5/2020	044316-044687
327	BENCH TRIAL - DAY 15	314 thru 316	8/6/2020	044688-045065
329	BENCH TRIAL - DAY 16	318 thru 319	8/10/2020	045085-045316
331	BENCH TRIAL - DAY 17	321 thru 323	8/11/2020	045333-045697
333	BENCH TRIAL - DAY 18	325	8/12/2020	045712-045877
342	BENCH TRIAL - DAY 19	327 thru 328	8/17/2020	045940-046223
303	BENCH TRIAL - DAY 2	282 thru 283	7/20/2020	040664-041020
343	BENCH TRIAL - DAY 20	329	8/18/2020	046224-046355

304	BENCH TRIAL - DAY 3	284 thru 285	7/21/2020	041021-041330
306	BENCH TRIAL - DAY 4	287 thru 288	7/22/2020	041364-041703
309	BENCH TRIAL - DAY 5	290 thru 291	7/23/2020	041736-042068
312	BENCH TRIAL - DAY 6	293 thru 294	7/24/2020	042075-042381
313	BENCH TRIAL - DAY 7	295 thru 296	7/27/2020	042382-042639
315	BENCH TRIAL - DAY 8	298 thru 299	7/28/2020	042671-042934
316	BENCH TRIAL - DAY 9 VOLUME I	300 thru 301	7/29/2020	042935-043186
354	BENCH TRIAL - PHASE 1	332	9/8/2020	046667-046776
85	BUSINESS COURT ORDER	49	11/25/2019	006018-006022
157	CIRCLE S FARMS LLC'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/9/2020	007374-007381
124	CIRCLE S FARMS LLC'S ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/18/2020	006877-006884
129	CIRCLE S FARMS LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/20/2020	006942-006949
310	CIRCLE S FARMS LLC'S JOINDER TO CLEAR RIVER, LLC AND DEPARTMENT OF TAXATION'S OPPOSITIONS TO PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINIST	292	7/24/2020	042069-042071

367	CIRCLE S FARMS LLC'S JOINDER TO OPPOSITIONS TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	10/1/2020	046941-046943
365	CLARK NATURAL MEDICINAL SOLUTIONS LLC, NYE NATURAL MEDICINAL SOLUTIONS LLC CLARK NMSD LLC AND INYO FINE CANNABIS DISPENSARY L.L.C.'S JOINDER TO NEVADA WELLNESS CENTER'S MOTION TO AND PERMANENT INJUNCTION	333	9/24/2020	046932-046933
12	CLEAR RIVER, LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	2	5/7/2019	000252-000269
55	CLEAR RIVER, LLC'S ANSWER TO PLAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/26/2019	004706-004723
158	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE ADDITIONAL DOCUMENTS ON ORDER SHORTENING TIME	58	4/9/2020	007382-007395
150	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF'S MOTION TO COMPEL PRIVILEGE LOGS AND COUNTER MOTION FOR SANCTIONS PURSUANT TO NRCP 37	57	3/30/2020	007294-007310
151	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF'S MOTION TO COMPEL SUPPLEMENTAL RESPONSES	58	3/30/2020	007311-007329
145	CLEAR RIVER, LLC'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS ON ORDER SHORTENING TIME	56	3/27/2020	007096-007099
4	COMPLAINT	1	1/4/2019	000037-000053
5	COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	1	1/4/2019	000054-000078
1	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/10/2018	000001-000012
3	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/19/2018	000026-000036
6	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	1/16/2019	000079-000092
66	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	46	9/5/2019	005566-005592

45	CORRECTED FIRST AMENDED COMPLAINT.	34	7/11/2019	003950-003967
122	CPCM HOLDINGS, LLC D/B/A THRIVE CANNABIS MARKETPLACE'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/13/2020	006854-006867
183	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO DEFENDANT-RESPONDENT NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRIT OF CERTIORRI. MANDAMUS, AND PROHIBITION	66	6/5/2020	008414-008435
263	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO QUALCAN, LLC'S SECOND AMENDED COMPLAINT	272	7/1/2020	039153-039164
261	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	6/29/2020	039115-039135
106	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO FIRST AMENDED COMPALINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	52	1/21/2020	006478-006504
69	D LUX, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/27/2019	005708-005715
119	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO ETW PLAINTIFFS' THIRD AMENDED COMPLAINT	54	2/12/2020	006815-006822
78	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI MANDAMUS, AND PROHIBITION	49	11/12/2019	005931-005937
131	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND/OR	55	2/25/2020	006952-006958

	WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION			
118	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO THE SERENITY PLAINTIFFS' SECOND AMENDED COMPLAINT	54	2/12/2020	006806-006814
11	DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	2	4/16/2019	000237-000251
17	DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' FIRST AMENDED COMPLAINT	8	5/16/2019	001025-001037
177	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	65	5/26/2020	008355-008375
168	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	62	4/21/2020	007894-007913
167	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO ETW PLAINTIFFS' THIRD AMENDED COMPLAINT	62	4/21/2020	007863-007893
175	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	65	5/21/2020	008253-008302
169	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO TGIG PLAINTIFFS' SECOND AMENDED COMPLAINT	62	4/21/2020	007914-007935
160	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S MOTION TO DISMISS 1) NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS;(2) STRIVE WELLNESS' COMPLAINT; (3) RURAL REMEDIES AMENDED COMPLAINT; (4) QUALCAN'S AMENDED COMPLAINT; (5) HIGH SIERRA HOLISTICS	59 thru 60	4/14/2020	007401-007717

	COMPLAINT AND (6) NATURAL MEDICINE'S COMPLAINT FOR FAILING TO COMPLY WITH NRS 233B.130(2)(D)			
16	DEFENDANT IN INTERVENTION'S OPPOSITION TO PLAINTIFFS' APPLICATION FOR A TEMPORARY RESTRAINING ORDER	8	5/10/2019	000975-001024
287	DEFENDANT IN INTRVENTION, CLEAR RIVER, LLC'S ANSWER TO HIGH SIERRA HOLISTICS, LLC COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	275	7/10/2020	039736-039750
161	DEFENDANT PUPO'S ANSWER TO RURAL REMEDIES' AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	61	4/14/2020	007718-007730
72	DEFENDANT RURAL REMEDIES, LLC ANSWER TO FIRST AMENDED COMPLAINT	47	10/1/2019	005759-005760
110	DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/28/2020	006560-006588
92	DEFENDANT'S ANSWER TO DH FLAMINGO INC'S ET AL., FIRST AMENDED COMPLAINT	50	12/16/2019	006088-006105
75	DEFENDANT-INTERVENOR CLEAR RIVER, LLC'S ORDER DENYING IT'S MOTION FOR PARTIAL SUMMARY JUDGEMENT ON THE PETITION FOR JUDICIAL REVIEW CAUSE OF ACTION	48	11/7/2019	005907-005912
290	DEFENDANT-INTERVENOR NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO CLARK NATURAL MEDICINE ET AL.'S FIRST AMENDED COMPLAINT	276	7/10/2020	039773-039789
288	DEFENDANT-INTERVENOR NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO TGIG PARTIES' SECOND AMENDED COMPLAINT	276	7/10/2020	039751-039759
115	DEFENDANT-RESPONDENT NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/7/2020	006723-006752

116	DEFENDANT-RESPONDENT STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/7/2020	006753-006781
68	DEFENDANT-RESPONDENT'S GOOD CHEMISTRY NEVADA, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/27/2019	005699-005707
93	DEFENDANT'S ANSWER TO DH FLAMINGO INC'S ET AL., FIRST AMENDED COMPLAINT	50	12/16/2019	006106-006123
33	DEFENDANTS' ANSWER TO PLAINTIFFS' COMPLAINT WITH COUNTERCLAIM	26	6/14/2019	002823-002846
73	DEFENDANTS MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S ANSWER	48	10/3/2019	005761-005795
374	DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	343	10/30/2020	048131-048141
164	DEPARTMENT OF TAXATION'S ANSWER TO ETW MANAGEMENT GROUP LLC PARTIES' THIRD AMENDED COMPLAINT	61	4/20/2020	007794-007810
165	DEPARTMENT OF TAXATION'S ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	61	4/20/2020	007811-007845
109	DEPARTMENT OF TAXATION'S ANSWER TO PLAINTIFF SERENITY PARTIES' SECOND AMENDED COMPLAINT	53	1/28/2020	006543-006559
166	DEPARTMENT OF TAXATION'S ANSWER TO QUALCAN'S SECOND A MENDED COMPLAINT	61	4/20/2020	007846-007862
155	DEPARTMENT OF TAXATION'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/8/2020	007347-007360
172	DEPARTMENT OF TAXATION'S INDEX OF EXHIBITS IN SUPPORT OF ITS OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN DEPARTMENT OF TAXATION'S ANSWER TO SECOND AMENDED COMPLAINT	63 thru 64	5/11/2020	007942-008232

330	DEPARTMENT OF TAXATION'S NOTICE OF REMOVING ENTITITES FROM TIER 3	320	8/11/2020	045317-045332
174	DEPARTMENT OF TAXATION'S NOTICE OF SUPPLEMENTAL AUTHORITY	65	5/12/2020	008242-008252
173	DEPARTMENT OF TAXATION'S OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN DEPARTMENT OF TAXATION'S ANSWER TO SECOND AMENDED COMPLAINT	65	5/11/2020	008233-008241
148	DEPARTMENT OF TAXATION'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	57	3/27/2020	007176-007182
307	DEPARTMENT OF TAXATION'S OPPOSITION TO TGIG'S MOTION TO SUPPLEMENT THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE; AND TO ENLARGE TIME FOR FILING OPENING BRIEF	289	7/23/2020	041704-041732
337	DEPARTMENT OF TAXATION'S OPPOSITION TO THC NEVADA, LLC AND HERBAL CHOICE, INC.'S MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING	326	8/15/2020	045892-045899
361	DEPARTMENT OF TAXATION'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW, AND PERMANENT INJUNCTION	333	9/24/2020	046878-046921
77	ERRATA TO ANSWER TO FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	48	11/8/2019	005922-005930
107	ERRATA TO DECLARATION OF ALFRED TERTERYAN IN SUPPORT OF HELPING HANDS WELLNESS CENTER, INC.'S APPLICATION FOR WRIT OF MANDAMUS	52	1/24/2020	006505-006506
269	ESSENCE ENTITIES' ANSWER QUALCAN, LLC'S SECOND AMENDED COMPLAINT	272	7/8/2020	039266-039284
272	ESSENCE ENTITIES' ANSWER TO COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/8/2020	039314-039323
103	ESSENCE ENTITIES' ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	52	1/14/2020	006440-006468

264	ESSENCE ENTITIES' ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	272	7/8/2020	039165-039193
266	ESSENCE ENTITIES' ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	7/8/2020	039211-039223
267	ESSENCE ENTITIES' ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	272	7/8/2020	039224-039235
270	ESSENCE ENTITIES' ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/8/2020	039285-039299
268	ESSENCE ENTITIES' ANSWER TO SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	7/8/2020	039236-039265
271	ESSENCE ENTITIES' ANSWER TO THE TGIG PARTIES' SECOND AMENDED COMPLAINT	273	7/8/2020	039300-039313
265	ESSENCE ENTITIES' ANSWER TO THIRD AMENDED COMPLAINT	272	7/8/2020	039194-039210
82	EUPHORIA WELLNESS, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	49	11/21/2019	006005-006011
22	EVIDENTIARY HEARING - DAY 1	10 thru 11	5/24/2019	001134-001368
38	EVIDENTIARY HEARING - DAY 10 VOLUME I OF II	30	6/20/2019	003349-003464
39	EVIDENTIARY HEARING - DAY 10 VOLUME II	31	6/20/2019	003465-003622
43	EVIDENTIARY HEARING - DAY 11	32	7/5/2019	003671-003774
44	EVIDENTIARY HEARING - DAY 12	33	7/10/2019	003775-003949
46	EVIDENTIARY HEARING - DAY 13 VOLUME I OF II	34	7/11/2019	003968-004105
47	EVIDENTIARY HEARING - DAY 13 VOLUME II	35	7/11/2019	004106-004227
49	EVIDENTIARY HEARING - DAY 14	36	7/12/2019	004237-004413

51	EVIDENTIARY HEARING - DAY 15	37	7/15/2019	004426-004500
52	EVIDENTIARY HEARING - DAY 15 VOLUME II	38	7/15/2019	004501-004679
56	EVIDENTIARY HEARING - DAY 16	39	7/28/2019	004724-004828
57	EVIDENTIARY HEARING - DAY 17 VOLUME I OF II	40	8/13/2019	004829-004935
58	EVIDENTIARY HEARING - DAY 17 VOLUME II	41	8/13/2019	004936-005027
61	EVIDENTIARY HEARING - DAY 18	42 thru 43	8/14/2019	005034-005222
62	EVIDENTIARY HEARING - DAY 19	44	8/15/2019	005223-005301
23	EVIDENTIARY HEARING - DAY 2 VOLUME I OF II	12	5/28/2019	001369-001459
24	EVIDENTIARY HEARING - DAY 2 VOLUME II	13	5/28/2019	001460-001565
63	EVIDENTIARY HEARING - DAY 20	45	8/16/2019	005302-005468
25	EVIDENTIARY HEARING - DAY 3 VOLUME I OF II	14	5/29/2019	001566-001663
26	EVIDENTIARY HEARING - DAY 3 VOLUME II	15	5/29/2019	001664-001807
27	EVIDENTIARY HEARING - DAY 4	16 thru 17	5/30/2019	001808-002050
28	EVIDENTIARY HEARING - DAY 5 VOLUME I OF II	18	5/31/2019	002051-002113
29	EVIDENTIARY HEARING - DAY 5 VOLUME II	19 thru 20	5/31/2019	002114-002333
31	EVIDENTIARY HEARING - DAY 6	22 thru 23	6/10/2019	002345-002569
32	EVIDENTIARY HEARING - DAY 7	24 thru 25	6/11/2019	002570-002822
34	EVIDENTIARY HEARING - DAY 8 VOLUME I OF II	26	6/18/2019	002847-002958
35	EVIDENTIARY HEARING - DAY 8 VOLUME II	27	6/18/2019	002959-003092
36	EVIDENTIARY HEARING - DAY 9 VOLUME I OF II	28	6/19/2019	003093-003215

37	EVIDENTIARY HEARING - DAY 9 VOLUME II	29	6/19/2019	003216-003348
299	EVIDENTIARY HEARING ON CASE -ENDING SANCTIONS - DAY 1	277 thru 278	7/13/2020	039869-040216
300	EVIDENTIARY HEARING ON CASE -ENDING SANCTIONS - DAY 2	279	7/14/2020	040217-040263
314	EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	297	7/28/2020	042640-042670
322	EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	306	7/31/2020	043568-043639
64	FINDINGS OF FACT AND CONCLUSIONS OF LAW GRANTING PRELIMINARY INJUNCTION	46	8/23/2019	005469-005492
114	FINDINGS OF FACT AND CONCLUSIONS OF LAW GRANTING PRELIMINARY INJUNCTION	54	2/7/2020	006698-006722
358	FINDINGS OF FACT, CONCLUSION OF LAW AND PERMANENT INJUNCTION	332	9/16/2020	046818-046829
296	FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER GRANTING IN PART AND DENYING IN PART MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS (1)	276	7/11/2020	039860-039862
297	FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER GRANTING IN PART AND DENYING IN PART MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS (2)	276	7/11/2020	039863-039865
42	FIRST AMENDED COMPLAINT	32	7/3/2019	003653-003670
67	FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/6/2019	005593-005698
2	FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/18/2018	000013-000025
70	FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	47	9/29/2019	005716-005731

53	GREENMART OF NEVADA NLC LLC'S ANSWER TO PLAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/17/2019	004680-004694
126	GREENMART OF NEVADA NLV LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/18/2020	006911-006921
120	GREENMART OF NEVADA NLV LLC'S ANSWER TO ETW MANAGEMENT GROUP LLC, GLOBAL HARMONY LLC, GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, HERBAL CHOICE INC., JUST QUALITY LLC, LIBRA WELLNESS CENTER, LLC, ROMBOUGH REAL ESTATE INC. DBA MOTHER HERB, NEVCANN LLC, RED EARTH LLC, THC NEVADA LLC, ZION GARDENS LLC AND MMOF VEGAS RETAIL, INC.'S THIRD AMENDED COMPLAINT	55	2/12/2020	006823-006841
137	GREENMART OF NEVADA NLV LLC'S ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	3/6/2020	007013-007024
132	GREENMART OF NEVADA NLV LLC'S ANSWER TO QUALCAN LLC'S SECOND AMENDED COMPLAINT	55	2/25/2020	006959-006970
138	GREENMART OF NEVADA NLV LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	3/6/2020	007025-007036
375	GREENMART OF NEVADA NLV LLC'S JOINDER TO DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	343	11/2/2020	048142-048143
363	GREENMART OF NEVADA NLV LLC'S JOINDER TO DEPARTMENT OF TAXATION'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW, AND PERMANENT INJUNCTION	333	9/24/2020	046925-046926

274	GREENMART OF NEVADA NLV LLC'S JOINDER TO MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC., AND LIVFREE WELLNESS, LLC ON AN ORDER SHORTENING TIME	273	7/8/2020	039326-039327
318	GREENMART OF NEVADA NLV LLC'S JOINDER TO PLAINTIFFS' OPPOSITION TO THE THC NEVADA LLC'S AND HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER FOR PRELIMINARY INJUNCTION ON AN ORDER SHORTENING TIME AND DECLARATION OF ALINA M. SHELL	302	7/30/2020	043191-043195
134	GREENMART OF NEVADA NLV LLC'S MOTION TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/28/2020	006984-006987
154	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO ETW PLAINTIFFS' MOTION TO COMPEL	58	4/3/2020	007337-007346
153	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO ETW PLAINTIFFS' MOTION TO COMPEL PRIVILEGE LOGS	58	4/3/2020	007333-007336
141	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL GREENMART TO ALSO PRODUCE KENNETH LEE AND HAE LEE FOR DEPOSITION	56	3/18/2020	007075-007080
144	GREENMART OF NEVADA NLV LLC'S RESPONSE IN OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	56	3/23/2020	007087-007095
99	GREENMART OF NEVADA NLV LLC'S ANSWER TO D.H. FLAMINGO PLAINTIFFS' FIRST AMENDED COMPLAINT	51	1/6/2020	006272-006295
89	HEARING ON APPLICATION OF NEVADA ORGANIC REMEDIES FOR WRIT OF MANDAMUS TO COMPEL STATE TO MOVE IT TO TIER 2 OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	12/9/2019	006058-006068
176	HEARING ON MOTIONS FOR SUMMARY JUDGMENT OR WRIT OF MANDAMUS AND MOTION TO EXTEND TIME FOR BRIEFING	65	5/22/2020	008303-008354

65	HEARING ON OBJECTIONS TO STATE'S RESPONSE, NEVADA WELLNESS CENTER'S MOTION RE COMPLIANCE RE PHYSICAL ADDRESS, AND BOND AMOUNT SETTING	46	8/29/2019	005493-005565
112	HEARING ON OBJECTIONS TO SUBPOENAS DUCES TECUM, MOTIONS FOR PROTECTIVE ORDERS, APPLICATION OF FOR WRIT OF MANDAMUS, MOTION FOR SETTING SETTLEMENT CONFERENCE, AND MOTION TO REDACT AND SEAL EXHIBITS 4 AND 5	53	1/31/2020	006610-006657
276	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	273	7/9/2020	039382-039411
277	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO HIGH SIERRA HOLISTICS COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/9/2020	039412-039421
278	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO MM DEVELOPMENT COMPANY, INC., & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/9/2020	039422-039434
279	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	273	7/9/2020	039435-039445
280	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	274	7/9/2020	039446-039478
281	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO QUALCANN, LLC'S SECOND AMENDED COMPLAINT	274	7/9/2020	039479-039496
282	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT	274	7/9/2020	039497-039509
283	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO TGIG PARTIES' SECOND AMENDED COMPLAINT	274	7/9/2020	039510-039523

284	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO THIRD AMENDED COMPLAINT	274	7/9/2020	039524-039539
364	HELPING HANDS WELLNESS CENTER, INC.'S OPPOSITION TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	9/24/2020	046927-046931
340	HELPING HANDS WELLNESS CENTER, INC.'S REPLY IN SUPPORT OF MOTION TO MODIFY OR DISSOLVE THE PRELIMINARY INJUNCTION1	326	8/16/2020	045918-045932
273	HIGH SIERRA HOLISTICS, LLC'S JOINDER TO ETW MANAGEMENT GROUP LLC'S ANSWERS	273	7/8/2020	039324-039325
373	INDEX OF EXHIBITS IN SUPPORT OF DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	341 thru 342	10/30/2020	047883-048130
21	INTERVENING DEFENDANTS' JOINDER AND SUPPLEMENTAL BRIEFING IN SUPPORT OF THE STATE OF NEVADA'S AND NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION; AND LONE MOUNTAIN PARTNERS, LLC'S OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION OR FOR WRIT OF MANDAMUS	9	5/23/2019	001068-001133
41	INTERVENOR DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFF'S COMPLAINT	32	7/3/2019	003640-003652
40	INTERVENOR DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' SECOND AMENDED COMPLAINT	31	6/24/2019	003623-003639
319	JOINDER TO THC NEVADA, LLC and HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAIING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	302	7/30/2020	043196-043209
351	JOINDER TO THC NEVADA, LLC and HERBAL CHOICE, INC.'S MOTION TO RENEW JOINDER TO TGIG'S COUNTERMOTION FOR ORDER DISPENSING WITH THE BOND REQUIREMENT FOR PURPOSES OF THE PRELIMINARY	331	8/28/2020	046565-046567

335	JOINDER TO THC NEVADA, LLC AND HERBAL CHOICE, INC'S MOTION TO STRIKE DEPARTMENT OF TAXATION NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	325	8/14/2020	045883-045888
54	LONE MOUNTAIN PARTNERS, LLC'S ANSWER TO LAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/22/2019	004695-004705
30	LONE MOUNTAIN PARTNERS, LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	21	6/5/2019	002334-002344
90	LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	49	12/10/2019	006069-006081
101	LONE MOUNTAIN PARTNERS, LLC'S REPLY IN SUPPORT OF MOTION TO DISMISS SECOND AMENDED COMPLAINT	51	1/8/2020	006359-006368
163	MINUTE ORDER CLEAR RIVER'S REQUEST FOR OST ON MOTION TO DISMISS	61	4/15/2020	007793-007793
135	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC ANSWER TO NATURAL MEDICINE, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	2/28/2020	006988-007000
127	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION	55	2/18/2020	006922-006935
111	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/29/2020	006589-006609
286	MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRARECORD EVIDENCE AT THE HEARING OF JUDICIAL REVIEW and TO ENLARGE TIME FOR FILING OPENING BRIEF	275	7/9/2020	039576-039735
368	MOTION FOR ORDER TO SHOW CAUSE	333	10/16/2020	046944-046965
8	MOTION FOR PRELIMINARY INJUNCTION	2	3/18/2019	000108-000217
301	MOTION FOR PROTECTIVE ORDER ON ORDER SHORTENING TIME	279	7/15/2020	040264-040323

275	MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC ON AN ORDER SHORTENING TIME	273	7/8/2020	039328-039381
353	MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC FINAL PRETRIAL CONFERENCE	331	9/3/2020	046573-046666
332	MOTION TO PRECLUDE APPLICATION OF THE EQUITABLE MAXIM OF UNCLEAN HANDS AGAIN ST THE TGIG PLAINTIFFS	324	8/11/2020	045698-045711
260	MOTION TO VOLUNTARILY DISMISS MMOV VEGAS RETAIL, INC. AND REQUEST TO RELEASE MMOV VEGAS RETAIL, INC.'S BOND FUNDS ON AN ORDER SHORTENING TIME	271	6/29/2020	038948-039114
289	NEVADA ORGANIC REMEDIES, LLC'S ANSWER NEVADA WELLNESS CENTER, LLC'S AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039760-039772
295	NEVADA ORGANIC REMEDIES, LLC'S ANSWER RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039845-039859
291	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO ETW MANAGEMENT GROUP, LLC ET AL.'S THIRD AMENDED THIRD AMENDED COMPLAINT	276	7/10/2020	039790-039804
292	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO HIGH SIERRA HOLISTIC'S COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039805-039815
293	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039816-039829
180	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO NATURAL MEDICINE'S LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	65	6/4/2020	008394-008401
294	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO QUALCAN, LLC.'S SECOND AMENDED COMPLAINT	276	7/10/2020	039830-039844

181	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	66	6/4/2020	008402-008409
146	NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO QUALCAN'S PETITION FOR WRIT OF MANDAMUS	56	3/27/2020	007100-007143
15	NEVADA ORGANIC REMIDIES, LLC'S OPPOSITION TO SERENITY WELLNESS CENTER, LLC AND RELATED PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION	8	5/9/2019	000942-000974
136	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT/RESPONDENT STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND/OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	2/28/2020	007001-007012
156	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/8/2020	007361-007373
133	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/26/2020	006971-006983
143	NEVADA WELLNESS CENTER, LLC'S JOINDER TO ETW PLAINTIFFS' MOTION TO COMPEL	56	3/20/2020	007084-007086
142	NEVADA WELLNESS CENTER, LLC'S JOINDER TO ETW PLAINTIFFS' MOTION TO COMPEL PRIVILEGE LOGS	56	3/20/2020	007081-007083
323	NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE ON AN ORDER SHORTENING TIME	306	8/3/2020	043640-043708
371	NOTICE OF APPEAL	335 thru 339	10/23/2020	047003-047862
359	NOTICE OF ENTRY OF JUDGMENT (1)	333	9/22/2020	046830-046844
360	NOTICE OF ENTRY OF JUDGMENT (2)	333	9/22/2020	046845-046877
98	NOTICE OF ENTRY OF ORDER	51	1/3/2020	006264-006271
104	NOTICE OF ENTRY OF ORDER	52	1/14/2020	006469-006474

341	NOTICE OF ENTRY OF ORDER	326	8/17/2020	045933-045939
372	NOTICE OF ENTRY OF ORDER	340	10/27/2020	047863-047882
159	NOTICE OF ENTRY OF ORDER DENYING MM DEVELOPMENT COMPANY, INC.'S MOTION TO STRIKE AND-OR DISMISS D.H. FLAMINGO, INC.'S COUNTERCLAIM	58	4/9/2020	007396-007400
83	NOTICE OF ENTRY OF ORDER DENYING MM DEVELOPMENT COMPANY, INC.'S AND LIVFREE WELLNESS, LLC'S MOTION TO ALTER OR AMEND FINDINGS OF FACT AND CONCLUSION OF LAW,	49	11/22/2019	006012-006015
258	NOTICE OF ENTRY OF ORDER ON PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN JORGE PUPO'S ANSWER TO SECOND AMENDED COMPLAINT	270	6/23/2020	038868-038871
130	NOTICE OF FILING OF EMERGENCY PETITION FOR WRIT OF MANDAMUS OR PROHIBITION UNDER NRAP 21(a)6)	55	2/21/2020	006950-006951
91	NOTICE OF HEARING	49	12/13/2019	006082-006087
100	NV WELLNESS CENTER, LLC'S MOTION TO COMPEL ON AN ORDER SHORTENING TIME	51	1/8/2020	006296-006358
95	OPPOSITION TO HELPING HANDS WELLNESS CTR, INC.'S APPLICATION FOR WRIT OF MANDAMUS	50	12/27/2019	006207-006259
13	OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION	3 thru 4	5/9/2019	000270-000531
285	OPPOSITION TO MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC ON AN ORDER SHORTENING TIME	274	7/9/2020	039540-039575
334	OPPOSITION TO MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	325	8/14/2020	045878-045882
102	OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL	52	1/10/2020	006369-006439

80	ORDER DENYING 1) ORGANIC REMEDIES, LLC'S MOTION TO DISSOLVE PRELIMINARY INJUNCTION AND TO STAY PRELIMINARY INJUNCTION PENDING APPEAL AND 2) LONE MOUNTAIN PARTNERS, LLC'S	49	11/19/2019	005943-005949
182	ORDER DENYING D.H. FLAMINGO, INC. AND SURTERRA HOLDINGS, INC.'S MOTION FOR SUMMARY JUDGMENT AGAINST MM DEVELOPMENT COMPANY, INC.	66	6/5/2020	008410-008413
152	ORDER DENYING DEFENDANT JORGE PUPO'S MOTION TO DISMISS	58	3/30/2020	007330-007332
171	ORDER DENYING LONE MOUNTAIN PARTNER'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	62	5/5/2020	007940-007941
84	ORDER DENYING MM DEVELOPMENT COMPANY, INC. 'S AND LIVFREE WELLNESS LLC'S MOTION TO ALTER AMEND FINDINGS OF FACT AND CONCLUSION OF LAW	49	11/22/2019	006016-006017
96	ORDER DENYING MOTION FOR STAY AND GRANTING IN PART MOTION TO EXPEDITE	50	12/30/2019	006260-006262
105	ORDER DENYING NEVADA ORGANIC REMEDIES, LLC'S AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC	52	1/14/2020	006475-006477
352	ORDER DENYING TGIG PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE AT THE HEARING OF JUDICIAL REVIEW; AND TO ENLARGE TIME FOR FILING OPENING BRIEF	331	8/28/2020	046568-046572
97	ORDER DENYING THE DEPARTMENT OF TAXATION OBJECTION TO DISCOVERY COMMISSIONER'S REPORT AND RECOMMENDATIONS	51	12/31/2019	006263-006263
298	ORDER GRANTING CLEAR RIVER, LLC'S MOTION TO RECONSIDER THE COURT'S ORDER GRANTING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE	276	7/11/2020	039866-039868

	JOHN KOCER AND NORTON ARBELAEZ FOR DEPOSITION ON ORDER SHORTENING TIME			
18	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	8	5/16/2019	001038-001041
59	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	41	8/14/2019	005028-005030
60	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	41	8/14/2019	005031-005033
128	ORDER GRANTING IN PART AND DENYING IN PART THE DEPARTMENT OF TAXATION'S MOTIONS FOR PROTECTIVE ORDER ON ORDER SHORTENING TIME	55	2/19/2020	006936-006941
86	ORDER GRANTING MOTION FOR LEAVE TO FILE SECOND AMENDED COMPLAINT IN CASE NO. A-786962	49	11/26/2019	006023-006024
170	ORDER GRANTING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE ADDITIONAL DOCUMENTS ON ORDER SHORTENING TIME	62	4/21/2020	007936-007939
338	ORDER REGARDING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION FOR SUMMARY JUDGMENT ON FIRST CLAIM FOR RELIEF	326	8/15/2020	045900-045905
369	ORDER TO SHOW CAUSE	334	10/18/2020	046966-046999
140	PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL GREENMART OF NEVADA, LLC TO PRODUCE KENNETH LEE AND HAE LEE FOR DEPOSITION ON ORDER SHORTENING TIME	56	3/16/2020	007058-007074
147	PLAINTIFF NEVADA WELLNESS CENTER, LLC'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	57	3/27/2020	007144-007175
243	PLAINTIFF'S RECORD PART 59	232	6/12/2020	033643-033801
9	PLAINTIFFS' COUNTER-DEFENDANTS' ANSWER TO COUNTERCLAIM	2	4/5/2019	000218-000223

185	PLAINTIFF'S DECLARATION & POA-F2018-01430	67 thru 74	6/12/2020	008455-009889
187	PLAINTIFF'S DKT 148-1 INDEX OF EXHIBITS - 1	76 thru 77	6/12/2020	009934-010291
188	PLAINTIFF'S DKT 148-1 INDEX OF EXHIBITS - 2	78 thru 79	6/12/2020	010292-010595
370	PLAINTIFFS GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, NEVCANN LLC AND RED EARTH LLC'S JOINDER TO TGIG PLAINTIFFS' MOTION FOR ORDER TO SHOW CAUSE	334	10/21/2020	047000-047002
356	PLAINTIFFS GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, NEVCANN LLC AND RED EARTH LLC'S JOINDER TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/14/2020	046813-046815
186	PLAINTIFF'S NOTICE OF FILING RECORD ON REVIEW	75	6/12/2020	009890-009933
20	PLAINTIFFS' OMNIBUS REPLY IN SUPPORT OF MOTION FOR PRELIMINARY INJUNCTION	8	5/22/2019	001054-001067
305	PLAINTIFFS' OPENING BRIEF IN SUPPORT OF PETITION FOR JUDICIAL REVIEW	286	7/22/2020	041331-041363
94	PLAINTIFFS' OPPOSITION TO LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	50	12/20/2019	006124-006206
189	PLAINTIFF'S RECORD PART 1	80 thru 81	6/12/2020	010596-010937
198	PLAINTIFF'S RECORD PART 10	93	6/12/2020	012724-012878
199	PLAINTIFF'S RECORD PART 11	94	6/12/2020	012879-013032
200	PLAINTIFF'S RECORD PART 12	95	6/12/2020	013033-013187
201	PLAINTIFF'S RECORD PART 13	96	6/12/2020	013188-013341
202	PLAINTIFF'S RECORD PART 14	97	6/12/2020	013342-013496

203	PLAINTIFF'S RECORD PART 15	98 thru 99	6/12/2020	013497-013774
204	PLAINTIFF'S RECORD PART 16	100 thru 101	6/12/2020	013775-014052
205	PLAINTIFF'S RECORD PART 17	102 thru 103	6/12/2020	014053-014330
206	PLAINTIFF'S RECORD PART 18	104 thru 105	6/12/2020	014331-014608
207	PLAINTIFF'S RECORD PART 18	106 thru 107	6/12/2020	014609-014886
208	PLAINTIFF'S RECORD PART 19	108 thru 111	6/12/2020	014887-015426
190	PLAINTIFF'S RECORD PART 2	82 thru 83	6/12/2020	010938-011275
209	PLAINTIFF'S RECORD PART 20	112 thru 115	6/12/2020	015427-015966
210	PLAINTIFF'S RECORD PART 21	116 thru 119	6/12/2020	015967-016506
211	PLAINTIFF'S RECORD PART 22	120 thru 123	6/12/2020	016507-017048
212	PLAINTIFF'S RECORD PART 24	124 thru 131	6/12/2020	017049-018484
213	PLAINTIFF'S RECORD PART 25	132 thru 134	6/12/2020	018485-018844
214	PLAINTIFF'S RECORD PART 26	135 thru 136	6/12/2020	018845-019202
215	PLAINTIFF'S RECORD PART 27	137 thru 144	6/12/2020	019203-020637

216	PLAINTIFF'S RECORD PART 28	145 thru 147	6/12/2020	020638-020999
217	PLAINTIFF'S RECORD PART 29	148 thru 149	6/12/2020	021000-021357
191	PLAINTIFF'S RECORD PART 3	84 thru 85	6/12/2020	011276-011613
218	PLAINTIFF'S RECORD PART 30	150 thru 157	6/12/2020	021358-022621
219	PLAINTIFF'S RECORD PART 31	158 thru 159	6/12/2020	022622-022979
220	PLAINTIFF'S RECORD PART 32	160 thru 167	6/12/2020	022980-024414
221	PLAINTIFF'S RECORD PART 33	168 thru 169	6/12/2020	024415-024718
222	PLAINTIFF'S RECORD PART 35	170 thru 177	6/12/2020	024719-026153
223	PLAINTIFF'S RECORD PART 37	178	6/12/2020	026154-026256
224	PLAINTIFF'S RECORD PART 39	179 thru 181	6/12/2020	026257-026669
192	PLAINTIFF'S RECORD PART 4	86 thru 87	6/12/2020	011614-011951
225	PLAINTIFF'S RECORD PART 40	182 thru 183	6/12/2020	026670-026934
226	PLAINTIFF'S RECORD PART 41	184 thru 186	6/12/2020	026935-027347
227	PLAINTIFF'S RECORD PART 42	187 thru 188	6/12/2020	027348-027612

228	PLAINTIFF'S RECORD PART 43	189 thru 191	6/12/2020	027613-028025
229	PLAINTIFF'S RECORD PART 44	192 thru 193	6/12/2020	028026-028290
230	PLAINTIFF'S RECORD PART 45	194 thru 196	6/12/2020	028291-028703
231	PLAINTIFF'S RECORD PART 46	197 thru 198	6/12/2020	028704-028968
232	PLAINTIFF'S RECORD PART 47	199 thru 201	6/12/2020	028969-029451
233	PLAINTIFF'S RECORD PART 48	202 thru 204	6/12/2020	029452-029934
234	PLAINTIFF'S RECORD PART 49	205 thru 207	6/12/2020	029935-030346
193	PLAINTIFF'S RECORD PART 5	88	6/12/2020	011952-012104
235	PLAINTIFF'S RECORD PART 50	208 thru 210	6/12/2020	030347-030758
236	PLAINTIFF'S RECORD PART 51	211 thru 213	6/12/2020	030759-031170
237	PLAINTIFF'S RECORD PART 52	214 thru 216	6/12/2020	031171-031582
238	PLAINTIFF'S RECORD PART 54	217 thru 219	6/12/2020	031583-031994
239	PLAINTIFF'S RECORD PART 55	220 thru 222	6/12/2020	031995-032406
240	PLAINTIFF'S RECORD PART 56	223 thru 225	6/12/2020	032407-032818

242	PLAINTIFF'S RECORD PART 58	229 thru 231	6/12/2020	033231-033642
194	PLAINTIFF'S RECORD PART 6	89	6/12/2020	012105-012258
244	PLAINTIFF'S RECORD PART 60	233	6/12/2020	033802-033877
245	PLAINTIFF'S RECORD PART 61	234 thru 235	6/12/2020	033878-034143
246	PLAINTIFF'S RECORD PART 62	236 thru 237	6/12/2020	034144-034409
247	PLAINTIFF'S RECORD PART 63	238 thru 239	6/12/2020	034410-034675
248	PLAINTIFF'S RECORD PART 64	240 thru 241	6/12/2020	034676-034943
249	PLAINTIFF'S RECORD PART 65	242 thru 245	6/12/2020	034944-035512
250	PLAINTIFF'S RECORD PART 66	246 thru 248	6/12/2020	035513-035919
251	PLAINTIFF'S RECORD PART 67	249 thru 251	6/12/2020	035920-036326
252	PLAINTIFF'S RECORD PART 68	252 thru 254	6/12/2020	036327-036733
253	PLAINTIFF'S RECORD PART 69	255 thru 257	6/12/2020	036734-037140
195	PLAINTIFF'S RECORD PART 7	90	6/12/2020	012259-012413
254	PLAINTIFF'S RECORD PART 70	258 thru 260	6/12/2020	037141-037547
255	PLAINTIFF'S RECORD PART 71	261 thru 263	6/12/2020	037548-037954

256	PLAINTIFF'S RECORD PART 72	264 thru 266	6/12/2020	037955-038415
257	PLAINTIFF'S RECORD PART 73	267 thru 269	6/12/2020	038416-038867
196	PLAINTIFF'S RECORD PART 8	91	6/12/2020	012414-012569
197	PLAINTIFF'S RECORD PART 9	92	6/12/2020	012570-012723
241	PLAINTIFF'S RECORD PARTY 57	226 thru 228	6/12/2020	032819-033230
48	PLAINTIFFS-COUNTER DEFENDANTS' ANSWER TO COUNTERCLAIM	35	7/12/2019	004228-004236
178	PURE TONIC CONCENTRATES LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	65	5/29/2020	008376-008379
139	QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	56	3/13/2020	007037-007057
88	REPLY IN SUPPORT OF AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	12/6/2019	006048-006057
328	REPLY TO THE DOT'S AND CLEAR RIVER, LLC'S OPPOSITIONS TO PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS	317	8/7/2020	045066-045084
179	RURAL REMEDIES, LLC'S ANSWER TO DEFENDANT-RESPONDENT NATURAL MEDICINE'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORI, MANDAMUS AND PROHIBITION	65	6/3/2020	008380-008393
357	RURAL REMEDIES, LLC'S JOINDER IN TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT AND CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/15/2020	046816-046817

117	SECOND AMENDED COMPLAINT	54	2/11/2020	006782-006805
376	SHOW CAUSE HEARING	343	11/2/2020	048144-048281
259	SUPPLEMENT TO RECORD ON REVIEW IN ACCORDANCE WITH THE NEVADA ADMINISTRATIVE PROCEDURE ACT	270	6/26/2020	038872-038947
355	TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/10/2020	046777-046812
87	TGIG SECOND AMENDED COMPLAINT	49	11/26/2019	006025-006047
184	TGIG, LLC, NEVADA HOLISTIC MEDICINE, LLC, GBS NEVADA PARTNERS, FIDELIS HOLDINGS, LLC, GRAVITAS NEVADA, NEVADA PURE, LLC, MEDIFARM, LLC, AND MEDIFARM IV'S ANSWER TO NATURAL MEDICINE	66	6/10/2020	008436-008454
336	THC NEVADA, LLC AND HERBAL CHOICE, INC.'S JOINDER TO TGIG PLAINTIFFS' PROPOSED SUPPLEMENTAL FINDINGS OF FACT AND CONCLUSIONS OF LAW BASED UPON PARTIAL SUBSTITUTION OF THE NEVADA CANNABIS COMPLIANCE BOARD AS A PARTY DEFENDANT IN THESE CONSOLIDATED MATTERS	326	8/14/2020	045889-045891
339	THC NEVADA, LLC AND HERBAL CHOICE, INC.'S REPLY TO NEVADA ORGANIC REMEDIES' OPPOSITION TO MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	326	8/15/2020	045906-045917
308	THC NEVADA, LLC'S JOINDER TO PLAINTIFF TGIG, LLC ET AL'S OPENING BRIEF IN SUPPORT OF PETITION FOR JUDICIAL REVIEW	289	7/23/2020	041733-041735
311	THE ESSENCE ENTITIES' JOINDER TO DEPARTMENT OF TAXATION'S OPPOSITION TO TGIG'S MOTION TO SUPPLEMENT THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE AND TO ENLARGE TIME FOR FILING OPENING BRIEF	292	7/24/2020	042072-042074
362	THE ESSENCE ENTITIES' LIMITED OPPOSITION TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	9/24/2020	046922-046924

149	THE ESSENCE ENTITIES' OPPOSITION TO ETW PLAINTIFFS' 1) MOTION TO COMPEL AND 2) MOTION TO COMPEL PRIVILEGE LOGS	57	3/27/2020	007183-007293
317	THRIVE'S JOINDER TO PLAINTIFFS' OPPOSITION TO THC NEVADA LLC'S AND HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER FOR PRELIMINARY INJUNCTION ON AN ORDER SHORTENING TIME	302	7/30/2020	043187-043190
162	THRIVE'S SUPPLEMENTAL BRIEF IN SUPPORT OF OPPOSITION TO ETW MANAGEMENT GROUP LLC; ET AL.'S MOTION TO COMPEL	61	4/14/2020	007731-007792
344	TRIAL EXHIBIT 1005	329	8/18/2020	046356-046389
345	TRIAL EXHIBIT 1006	330	8/18/2020	046390-046423
346	TRIAL EXHIBIT 1135	330	8/18/2020	046424-046445
347	TRIAL EXHIBIT 1302	330	8/18/2020	046446-046448
348	TRIAL EXHIBIT 2157	330	8/18/2020	046449-046502
349	TRIAL EXHIBIT 2158	330	8/18/2020	046503-046548
350	TRIAL EXHIBIT 3291	331	8/18/2020	046549-046564
262	WELLNESS CONNECTION OF NEVADA, LLC'S ANSWER TO PLAINTIFF NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	6/29/2020	039136-039152
366	WELLNESS CONNECTION OF NEVADA, LLC'S RESPONSE TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION AND COUNTERMOTION TO CLARIFY AND/OR FOR ADDITIONAL FINDINGS	333	9/24/2020	046934-046940

325

A P P E A R A N C E S

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ALSO PRESENT:

DIANE L. WELCH, ESQ.
For Jorge Pupo

I N D E X
W I T N E S S E S

WITNESSES FOR THE PLAINTIFF:

RONALD L. SEIGNEUR

Direct Examination by Mr. Gentile	12
Cross-Examination by Ms. Chattah	60
Cross-Examination by Mr. Hone	63
Cross-Examination by Mr. Gutierrez	69
Cross-Examination by Mr. Smith	81
Cross-Examination by Mr. Williamson	90
Cross-Examination by Mr. Shevorski	93
Redirect Examination by Mr. Gentile	96

JORGE PUPO

Cross-Examination by Ms. Chattah	100
Cross-Examination by Ms. Sugden	131
Cross-Examination by Mr. Prince	150
Cross-Examination by Mr. Bice	258
Cross-Examination by Mr. Koch	293

E X H I B I T S

EXHIBITS ADMITTED:

1513	188
1538	135
1584	286
1863	162
2016	290

JD Reporting, Inc.

4001	200
4194	74
4199	212
4202	256
4204	248
4205	249
4206	252
4207	252

1 **LAS VEGAS, CLARK COUNTY, NEVADA, AUGUST 4, 2020, 8:43 A.M.**

2 *** * * * ***

3 THE COURT: Mr. Prince, are there any issues that you
4 want to raise this morning since you're coming to the podium?

5 MR. PRINCE: I'm sorry?

6 THE COURT: Anything you want to tell me?

7 MR. PRINCE: Yes, I do. Yes. Just kind of
8 housekeeping, Your Honor, just more scheduling because the only
9 reason I'm even saying it is because potentially Mitch Britten
10 is for Friday. But now I understand there's a Cannabis Board
11 hearing at 10:00 o'clock on Friday morning.

12 THE COURT: I heard that.

13 MR. PRINCE: And so I just wanted to -- just to plan
14 our day and week, are we going to because of that not be here
15 Friday?

16 THE COURT: It sounds like it.

17 MR. PRINCE: Okay.

18 THE COURT: But I haven't officially heard that the
19 meeting is at 10:00 o'clock on Friday yet.

20 MR. DZARNOSKI: Could you repeat that, Your Honor?

21 THE COURT: I have not yet officially heard there is
22 a Cannabis Compliance Board meeting on Friday, although I heard
23 it from Mr. Gentile. I haven't heard it officially from the
24 State yet. So Mr. Shevorski is going to tell me, and then I'm
25 going to decide if we're going to have to recess, but he hasn't

1 told me that yet.

2 MS. SHELL: Your Honor.

3 THE COURT: What?

4 MS. SHELL: It is. I just got [inaudible].

5 THE COURT: Ms. Shell, you've got to get near a mic.

6 MS. SHELL: I know, Your Honor, but I don't want to
7 have to wipe it down.

8 MR. PRINCE: Well, speak loud.

9 MS. SHELL: I've never had a problem with that,
10 Mr. Prince.

11 MR. PRINCE: I know. You're tiny but mighty.

12 THE COURT: You're fine there. You're fine there.
13 Just say it loud.

14 MS. SHELL: On Friday --

15 THE COURT: I know you can project.

16 MS. SHELL: Thank you, Your Honor. There is a
17 Cannabis Compliance Board meeting on Friday at 10:00 a.m.

18 THE COURT: I'm waiting for Mr. Shevorski to tell me.
19 He's the State.

20 MR. SHEVORSKI: People keep wanting to speak for me.

21 MR. PRINCE: No, I don't.

22 MR. SHEVORSKI: Which is fine.

23 THE COURT: How long is -- is there a meeting on
24 Friday?

25 MR. SHEVORSKI: There is. 10:00 o'clock.

1 THE COURT: And how long is it going to last?

2 MR. SHEVORSKI: Not as long as the last one because
3 it's written comment.

4 THE COURT: Written comment only?

5 MR. SHEVORSKI: Yeah.

6 THE COURT: No Zoom?

7 MR. SHEVORSKI: No Zoom.

8 THE COURT: No public statements? No public comment?

9 MR. SHEVORSKI: They can do it through written
10 comment is my understanding.

11 THE COURT: How long is that going to take?

12 MR. SHEVORSKI: An hour, maybe less. Certainly less
13 than before in the Tax Commission.

14 THE COURT: So do you think we should recess at 9:45
15 and start back at 11:00, or do you think we should take the day
16 off?

17 MR. SHEVORSKI: I don't think we need to take the day
18 off.

19 THE COURT: Okay.

20 MR. SHEVORSKI: It's not going to be that kind of
21 meeting.

22 THE COURT: So what's your recommendation?

23 MR. SHEVORSKI: Recess at 9:45. Come back at 1:00.

24 THE COURT: At 1:00?

25 MR. SHEVORSKI: Uh-huh.

1 THE COURT: Okay. That will be the plan.

2 MR. GENTILE: May I address that?

3 THE COURT: Yeah.

4 MR. GENTILE: The written agenda says that there
5 is --

6 THE COURT: Mr. Gentile, you've got to move your mask
7 up. Sorry.

8 MR. GENTILE: The written agenda says that there is
9 public comment at 10:00, that the issue with regard to the
10 potential partial settlement comes after that, and then again
11 the agenda says public comment after that.

12 And then it says adjourn for possible action, which
13 could happen then. And so, you know, I am not going to -- you
14 know, maybe Mr. Shevorski knows the outcome already. I don't
15 know. But the bottom line is that given that there is no Zoom,
16 you know, we're certainly hopeful of having live attendance.
17 And I would like to ask the Court to at least give us the
18 morning and maybe if you want to start at 1:30 in the
19 afternoon.

20 THE COURT: Let's --

21 MR. GENTILE: This is a very serious matter, Your
22 Honor.

23 THE COURT: I understand, Mr. Gentile. And I'm going
24 to let Mr. Shevorski see if he can do some more research and
25 see if it is -- because it seems unusual that the agenda would

1 have places for two public comment if it was only going to be
2 written.

3 MR. SHEVORSKI: I thought it -- that was my
4 understanding, but let me go talk to the CCB and I'll come
5 back.

6 MR. GENTILE: I believe Ms. Sugden has the agenda
7 that was published.

8 THE COURT: Well, I'm not worried about the agenda.
9 I'm worried about is it -- if no one is going to be able to
10 participate except by written comment, that seems like we
11 wouldn't need to recess for very long. If it's something else,
12 maybe we need to recess longer.

13 MR. SHEVORSKI: Let me get on the phone.

14 THE COURT: So I'll let Mr. Shevorski do some
15 follow-up research, and we'll talk about it at the lunch break.
16 How's that?

17 MR. GENTILE: That's fine.

18 THE COURT: All right.

19 MR. PRINCE: That's fine. I mean, you have
20 Judge Togliatti involved now. Maybe she's involved after the
21 meeting and there could be some work towards the resolution. I
22 know she's working now with certain parties. So I guess I'm
23 just trying to make sure we understand our day only because I
24 have a witness scheduled for Friday, and he's had some family
25 health -- with emergency health issues and he's coming back

1 from out of state. So that's the issue I have, and I just want
2 to understand what our day is going to look like.

3 MR. GENTILE: And I would like to address that as
4 well.

5 THE COURT: Okay.

6 MR. GENTILE: We cannot rest until the testimony of
7 Kara Cronkhite is complete. It is my understanding that she's
8 getting better, but she doesn't have her results yet. And so
9 what I would ask the Court is if by Thursday we learn that she
10 cannot come back, we need to take a deposition. And, you know,
11 if there's ever been --

12 THE COURT: You mean you need to preserve testimony?

13 MR. GENTILE: Absolutely.

14 THE COURT: Okay.

15 MR. GENTILE: All right. And that may be the best
16 way to spend Friday. I don't know.

17 THE COURT: So I'm going to let Mr. Shevorski make
18 inquiry of the Cannabis Compliance Board. I have already
19 offered our privilege to Judge Togliatti if she needs to come
20 here for any reason to talk to parties. I'll keep going with
21 the trial, but you guys are welcome to do whatever you want on
22 the sides.

23 So any reason I can't start with the witness who's
24 sitting at the table waiting?

25 MR. SHEVORSKI: No reason, Your Honor.

1 MR. GENTILE: No.

2 THE COURT: All right. If you'd swear in our
3 witness, please.

4 Nick, are we okay on exhibits?

5 I.T. TECH: Plaintiff is good. I'm waiting on the
6 defendants to provide theirs.

7 THE COURT: Okay. Wave at me when you're all done
8 with the defendants so I can tell you to go home.

9 **RONALD L. SEIGNEUR**

10 [having been called as a witness and being first duly sworn,
11 testified as follows:]

12 THE CLERK: Thank you. Please be seated. Please
13 state and spell your name for the record.

14 THE WITNESS: Ronald L. Seigneur. Last name is
15 S-e-i-g-n-e-u-r.

16 THE COURT: Sir, as you can tell, we're all speaking
17 through masks. It makes the process of examination much more
18 difficult. It will be hard for you to understand the attorneys
19 and what they're saying. It will be really hard for them to
20 understand you. If for some reason something they say makes no
21 sense or you can't hear it, ask them to repeat. They will do
22 their best to clarify. Okay?

23 THE WITNESS: Yes, ma'am.

24 THE COURT: And if you need a break any time, you let
25 us know.

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1 THE COURT: Yes.

2 THE COURT: All right. Let's go.

3 DIRECT EXAMINATION

4 BY MR. GENTILE:

5 Q Mr. Seigneur, what is your occupation?

6 A I'm a licensed certified public accountant in the
7 state of Colorado.

8 Q Okay. And do you live in Colorado?

9 A I do.

10 Q And what is the -- do you operate a business?

11 A I'm managing partner of a CPA firm called Seigneur
12 Gustafson, LLP, which has 15 employees.

13 Q And for how long have you been doing that?

14 A I've been a licensed CPA since 1981. The firm of
15 Seigneur Gustafson has been in existence since 1988.

16 Q Could you tell us in general what does the firm of
17 Seigneur Gustafson do? What services does it provide?

18 A I typically describe the firm as kind of a two-headed
19 firm. We're a traditional CPA firm. Most people, when you
20 think of a CPA, tax compliance and attestation, financial
21 statements, financial reporting. We do a lot of that. I
22 oversee people that do that.

23 The other part of our firm, the part that I focus on
24 is litigation support services. I do a lot of business in
25 intellectual property appraisal, financial forensics, economic

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1 damages, lost profits. Valuation for things outside of
2 litigation as well for people that are buying and selling
3 businesses, estate planning and that type of thing.

4 Q Okay. What is your educational background?

5 A I have a Bachelor's Degree from Michigan State
6 University. The degree is in Hotel, Restaurant and
7 Institutional Management. I got that in 1976.

8 I have an MBA from the University of Michigan in
9 Corporate Policy and Finance. I received that in 1980.

10 I also continue to take continuing education every
11 year for my CPA license and for the other credentials that I
12 have that relate to my valuation and litigation services work.

13 Q Do you have any professional designations?

14 A In addition to being a CPA, I have some what are
15 called credentials or designations. One is called Accredited
16 in Business Valuation, which is granted by the American
17 Institute of Certified Public Accountants that requires
18 testing. It requires being a CPA, and it requires education.

19 I also am a Certified Valuation Analyst from the
20 National Association of Certified Valuation Analysts, which is
21 based in Salt Lake City.

22 And I am a Senior Appraiser with the American Society
23 of Appraisers in business valuation. That credential requires
24 10,000 hours of work experience, a peer review of work product,
25 testing and continuing education.

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1 Q And how long have you had that?

2 A I believe my ASA senior credential was granted in
3 2002, I believe. I can't remember the exact year.

4 Q Okay. Do you teach?

5 A I do. I do a lot of teaching. I'm an adjunct
6 professor at the University of Denver, Daniels Graduate College
7 of Business. I teach a course there called Valuing a Business.

8 Prior to that I was an adjunct professor with the
9 University of Denver, Sturm College of Law, where I taught
10 financial management and law firm leadership for many years.

11 I also do a lot of continuing education for other
12 business valuers and other appraisers.

13 Q This is always the tough part to talk about, but have
14 you received any honors from any institutions or societies?

15 A Probably the one I'm proudest of is I'm in what's
16 called the ABV Hall of Fame. That's the Accredited and
17 Business Valuation credential from the AICPA, which is probably
18 analogous to the American Bar Association for lawyers. I'm in
19 what's called their Hall of Fame, and I'm one of I think 28
20 members that have been inducted into the ABV Hall of Fame.

21 I've received other awards for teaching. I'm trying
22 to think of anything else. That's what comes to mind.

23 Q And do you -- are you active in any organizations in
24 the sense of beyond merely being a member?

25 A I'm the treasurer of the Business Valuation Committee

1 of the American Society of Appraisers. I will become vice
2 chair in September and chair a year from September. So I'll be
3 chair of the Business Valuation Committee of the American
4 Society of Appraisers, which is one of the three recognized
5 appraisal organizations for people that do what I do. And
6 that's the leadership committee for the people that focus on
7 business and intellectual property appraisal.

8 I've also been chair of NAPFA's Professional
9 Standards Board. I've been very involved with AICPA
10 committees. I've been chair of the annual Forensic and
11 Valuation Services Conference that the AICPA produces. So I've
12 spent a lot of time on volunteer leadership things.

13 Q And did you lecture at the annual meeting of the
14 Nevada Bar in 2019 in Colorado?

15 A I did. Yes.

16 Q And what presentation did you make there?

17 A I think the title of the presentation was Emerging
18 Issues in Cannabis and Hemp, and it was at Vail, and it was the
19 summer meeting of the State of Nevada Bar Association.

20 Q And is that where we met?

21 A Yes.

22 Q Have you testified before as an expert witness?

23 A Many times.

24 Q Let me ask you a little different question. Have you
25 ever been engaged before this case as an expert witness --

1 A Many times.

2 Q -- for purposes of making a presentation to a court
3 or a deposition before a court?

4 A Yes.

5 Q How many times?

6 A I haven't kept count, but in terms of being engaged,
7 I've done -- I've been doing this for 40 years, full-time
8 practically for the last 25. I've been engaged hundreds of
9 times on valuation-related matters and hundreds of times in
10 matters that involve litigation where there's the potential to
11 be -- having to defend the opinion in a deposition or trial.

12 Q Approximately how many times have you made a
13 presentation to an audience at a continuing legal education or
14 continuing education course?

15 A Oh, maybe 100 times, and some of those are to
16 continuing -- to Bar Associations. Many of them are to CPA or
17 appraisal-related organizations. I do a lot of lecturing and
18 teaching. Most of it is virtual these days, but I've been
19 doing that for a long time.

20 Q And have you ever published anything?

21 A I have.

22 Q Can you give the Court some examples. Well, how
23 about we start with an example that's related to the cannabis
24 industry.

25 A I am co-author of a book called *The Cannabis Industry*

1 *Accounting and Appraisal Guide*, which was published in May of
2 2018, together with my partner, Brenda Clark, who I've been
3 with for 24 years, and she's also a CPA, ABV, CVA; and Stacey
4 Udell, who is a colleague with the same credentials based in
5 Cherry Hill, New Jersey.

6 Q And have you published anything in noncannabis
7 related, perhaps specific or general areas relating to the
8 idea -- the concept of valuation?

9 A I'm co-author of a treatise called *Financial*
10 *Valuation Applications and Models*. That's published by John
11 Wiley. It's in its fourth edition. It's over 1,300 pages.
12 I've been involved since the inception of that book in all four
13 editions.

14 I'm also co-author of a book called *Reasonable*
15 *Compensation*. That was published in 2010.

16 And most recently I've just published a book called
17 *Financial Expert Guide for Family Law Judges and Attorneys* that
18 just came out about two months ago.

19 Q How many jurisdictions, how many courts --
20 jurisdictions have you been qualified by the court as an expert
21 witness -- in other words, permitted to testify as to an
22 opinion?

23 A I don't know the exact number. I've probably been
24 qualified in 15 district courts in Colorado. I've testified in
25 federal court. I've testified in bankruptcy court. I've

1 testified in an EPA related matter. I've testified in private
2 JAG related hearings. A lot of venues.

3 Q When you say JAG, I mean, I know what it is, but are
4 you talking about a Judge Advocate General hearing?

5 A Judicial Arbiter Group. It's a large group of mostly
6 retired judges in Colorado that hear cases in a judicial
7 setting.

8 Q See, I misunderstood. Okay. I'm glad I asked the
9 question. When were you first contacted with regard to
10 providing litigation support in the matter that you're
11 testifying in now?

12 A You and I had a brief discussion at the State of
13 Nevada Bar meeting that was in Vail. I think that was July of
14 2019. It was right when I had finished speaking and my
15 recollection was you said you might have a matter that would be
16 appropriate for us to discuss further. And I don't think there
17 was any substantive conversation beyond that. I may have given
18 you my business card. But my --

19 Q And I bought your book.

20 A You did buy my book, yes, and thank you for that.

21 My recollection is you contacted me sometime after
22 that and we had a telephonic discussion. I can't remember the
23 date of that, but I was engaged sometime in the Fall of 2019.

24 Q Okay. And with regard to your engagement, how are
25 you being compensated?

1 A We keep track of our time on an hourly basis; we
2 being of the 15 people that I indicated work in my firm there
3 are 4 others that work primarily in the area that I work in,
4 litigation valuation, and we all have hourly rates. We keep
5 track of our time. We send out bills monthly and we typically
6 ask for retainers on litigation-related matters, and that's how
7 it's been done in this particular matter.

8 Q And what is your billing rate?

9 A I'm sorry?

10 Q What is your billing rate?

11 A It has been \$410. I just raised it to \$425 effective
12 the 1st of August.

13 Q And without getting into each and every person that
14 has worked on this case, what is the range of billing rates
15 that have become -- that you've billed in this case?

16 A Okay. The other professional person that's devoted
17 significant time to this matter is an individual, Ryan Cram.
18 Ryan is a certified valuation analyst that's been with me for
19 about four years. His hourly rate is \$195, \$195 an hour.

20 My partner, Brenda Clark, is at \$285 an hour, and I
21 know she had some time reviewing reports and having discussions
22 with us.

23 There may be some paraprofessional time in the report
24 that would likely be at \$110 an hour.

25 Q Could you -- do you even know -- do you know how much

1 you've been paid in this case?

2 A I think my fees are about \$16,000 through my
3 appearance today.

4 Q Okay. Now, with regard to your -- you wrote a book
5 about cannabis and you've talked about that. Not about
6 cannabis, but about the valuation of cannabis businesses --

7 A Yes.

8 Q -- and licenses and such. When did you become --
9 well, let me ask that a little differently because you went to
10 Michigan and Michigan State. So I don't want to ask the first
11 question that I was going to ask.

12 When did you become involved in the legitimate
13 business of cannabis?

14 A I like the way you phrased that because I like to
15 emphasize to our team and our clients in the professional world
16 that I live in that we work with legal, regulated cannabis
17 businesses. And I say that because, as I've articulated in the
18 report in places, the illicit market is alive and thriving, and
19 we have done our best to avoid being involved with anybody
20 that's not properly licensed in the jurisdiction that they're
21 licensing in.

22 But with that said, we first became involved, we as a
23 CPA firm, in cannabis in 2009 when a long-time client of our
24 firm, a tax client that we had done tax returns for that was
25 actually a CPA with an inactive license, called and said my

1 neighbor wants me to buy into a dispensary. Will you help keep
2 me out of trouble as his CPA trusted advisor? And that was a
3 little over 10 years ago. And it gave me pause because under
4 the Controlled Substance Act, you know, all of us in this room
5 that work with cannabis clients can still be accused of aiding
6 and abetting. That's still there.

7 It was much more prominent, at least in my opinion,
8 in 2009. So I said, Rod, let me get back to you. So I went
9 and talked to my two partners. I called Mary Medley, who is
10 the CEO of the Colorado Society of CPAs. She said maybe I
11 ought to call the State Board of Accountancy. I was concerned
12 about my CPA license. I didn't want to jeopardize my firm or
13 my professional standing by working with someone in a cannabis
14 business. And this was someone that was buying into a
15 newly-created dispensary that was properly licensed in
16 Colorado.

17 After kind of doing that due diligence, I decided to
18 take that on. That individual ended up buying out his
19 neighbor, ended up expanding to have four dispensaries and two
20 grow operations.

21 So I like to tell that story because that's how we
22 kind of cut our teeth on, you know, being involved in the
23 legitimate side of the cannabis business, which I feel like
24 I've come full circle because I grew up in Ann Arbor, Michigan
25 in the '60s and '70s. So marijuana was part of my youth when I

1 was in college.

2 So from 2009 and that one client, we helped him to
3 build his business, consult with his business to figure out
4 what the proper compliance was, to figure out how to pay a lot
5 of tax dollars because of the impact of 280E and the things
6 that impact cannabis businesses, and from that started to get
7 other opportunities.

8 Being in Denver, it was a good place to kind of
9 become -- to build an emphasis in cannabis. So from 2009
10 forward, we started to pick up other clients, started to -- and
11 because I already had a reputation as a valuation analyst from
12 35 years of work experience, probably 30 at the time, I started
13 to get people saying can you value a cannabis business? And it
14 was like, sure, we can because we can value anything. And then
15 we hang up the phone and have to figure out what did we just
16 commit ourselves to.

17 So we've had a good run since that 2009 first
18 engagement opportunity, and now cannabis is a big part of our
19 practice from a tax compliance standpoint and from a litigation
20 services and valuation standpoint.

21 Q About how much of your practice over the last
22 five years has -- and I'm measuring it not in dollars but in
23 time, about how much of your time do you spend dealing with
24 either cannabis clients or issues related to the cannabis
25 industry?

1 A Personally, I would say half or more of my time is in
2 the cannabis sector. We've been doing a lot in hemp and CBD,
3 which is kind of -- it's not mutually exclusive, but it's some
4 of the same kind of issues in play. We still do valuation for
5 auto dealerships and dental practices and other things. Of our
6 overall firm, I would say it's a third to 40 percent of our
7 overall revenue.

8 Q And have you in fact evaluated, appraised specific
9 cannabis businesses?

10 A Absolutely. Yes. Most often we're engaged to value
11 a particular license that may be for retail dispensaries. It
12 may be a license for cultivation. It may be a license for MIPs
13 or processing facilities. We've valued dispensaries in many
14 states. We've valued cultivation facilities, outdoor and
15 indoor.

16 We just got done valuing a very high-tech extraction
17 facility in Central California, a very unique engagement just
18 because of all the dynamics of extraction and in being in the
19 California market itself. So a lot of our work is value this
20 dispensary or value this cultivation facility in this
21 particular jurisdiction for a dissolution of marriage, buying
22 out a shareholder, estate planning, those types of needs.

23 Q And all of those various things that lawyers do may
24 involve the evaluation of a cannabis business because it's an
25 asset?

1 A Yes.

2 Q Okay. What goes into --

3 MR. GENTILE: Your Honor, I am going to proffer
4 Mr. Seigneur to give an opinion with regard to the overview of
5 the Nevada cannabis market and the impact that the additional
6 licenses will make on the market share of someone who does not
7 get an additional license. I believe that -- I would hope, at
8 least, that it would aid the Court with regard to a fundamental
9 element of our theory of the case.

10 THE COURT: All right. Is there any objection to the
11 witness providing those opinions? His qualifications, not the
12 content of his opinions.

13 (No audible response.)

14 THE COURT: Okay. You may proceed.

15 MR. GENTILE: Thank you.

16 BY MR. GENTILE:

17 Q What goes into the valuation of a business? Let's
18 not even deal with cannabis. This Judge has heard more than
19 you will ever know about that, but I have to make a record.

20 So what goes into the valuation of a business?

21 A I just gave a continuing education webinar yesterday
22 on what goes into valuing a business or an interest in a
23 business. And the three first things that we always ask for
24 any valuation assignment are clarity on the date of value, the
25 standard of value, and the premise of value.

1 There's much more to it than that, but we need --
2 before we can start asking additional questions on what else
3 goes into it, we need to know what date do you need the entity
4 or interest valued as of, what standard of value should we use
5 because that's a legal issue, and is it a going concern or
6 should we use liquidation premise?

7 Once we have clarity on those three issues, then we
8 start looking at what is it we're valuing: what kind of
9 business? What kind of information is available? How well can
10 we rely on past history as an indication of future economic
11 potential? Who's involved in the management? What's the
12 ownership structure? All the questions that go into the --
13 what I call the qualitative and quantitative analysis that we
14 need to do to do an analysis to come up with an opinion of
15 value on a closely held business.

16 And what I'm talking about here is any business that,
17 you know, closely held, it does not have a reliable indication
18 of equity value from a public market. So any business that
19 doesn't trade on a public market needs to be valued by folks
20 like us. So those are the general things that go into a
21 business appraisal.

22 Then we start looking at the methodologies. We have
23 asset approach, income approach, market approach, and we have
24 methods within each of those approaches to value. And we start
25 trying to determine kind of what are the appropriate valuation

1 methodologies for this particular valuation assignment that
2 starts guiding us towards what information do we need to
3 collect, what type of market analysis do we need to do, all of
4 those types of things.

5 Q With regard to the project that you've been engaged
6 in and that you are now giving testimony about, did you review
7 any articles or conduct any research in the course of doing
8 your investigation and giving your opinion?

9 A Well, yes.

10 Q Do you have that list?

11 A I do.

12 Q All right. Would you review it and tell the Court
13 what you have done?

14 A As part of a report, my initial report that I issued
15 on -- dated January 16, there is an appendix item that is
16 titled Articles and Research Considered, and there's a list of
17 41 items that are things that we identified related to this
18 particular assignment in addition to just the industry
19 knowledge that we continue to gain on a daily basis in the
20 cannabis sector.

21 Q I would ask you, because this document is not in
22 evidence, and I think it is important --

23 A Okay.

24 Q -- that this record reflect what you've done, I would
25 ask you to go through that list and read it into the record.

1 A Okay.

2 THE COURT: So I don't want you to read it into the
3 record, sir. I'd like you to tell me what you reviewed. And
4 if you need to review the documents on the list to refresh your
5 memory as to what you reviewed, please, but don't read it into
6 the record. It's not admitted.

7 MR. GENTILE: Well, I would ask, then, that I'd be
8 able to make it an exhibit.

9 MR. SHEVORSKI: Objection. Hearsay.

10 MR. SMITH: Objection to hearsay, Your Honor.

11 THE COURT: Okay.

12 MR. GENTILE: Well, it's not -- there's no assertion
13 in this list.

14 THE COURT: Is it just the list of his materials?

15 MR. GENTILE: It is just the list. There is no
16 narrative at all.

17 THE COURT: How long is it?

18 MR. SMITH: Then I object to completion because it's
19 not the entire report. So it's not coming in.

20 MR. GENTILE: I'm not asking to admit the report.

21 THE COURT: So the offer to admit -- the objection to
22 the admission is sustained.

23 Sir, if you could tell me what you reviewed. And if
24 you need to look at the list to refresh your memory, please do,
25 but don't read it to me.

1 MR. GENTILE: Oh.

2 THE WITNESS: We looked at the pleadings that were
3 made available to us, the complaint and the answers to the
4 complaint. We looked at a lot of information about Nevada tax
5 revenues from cannabis. We looked at a lot of published
6 articles on deals that were happening in Nevada. We looked at
7 various maps of where licenses had been granted. We looked at
8 a lot of Internet-related research on acquisitions that were
9 happening and capital infusions that were happening in the
10 Nevada market.

11 We spent a lot of time looking at kind of the overall
12 Nevada market and the landscape for just how diverse Nevada is
13 in terms of where the population is and where the market
14 potential is for the cannabis industry in relation to the state
15 as a whole.

16 BY MR. GENTILE:

17 Q Okay. And what were some of the sources that you
18 used for the data?

19 A Well, as I indicated, we looked at a lot of
20 tax-related data from the Nevada Department of Taxation.

21 We looked at a lot of news articles on kind of what
22 was happening in the Nevada market.

23 We had been involved in Nevada a long time ago for
24 valuing a medical license at the very front end of when Nevada
25 first approved medical marijuana.

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1 We looked at some of the nuances in Nevada in terms
2 of how important tourism is to the cannabis industry.

3 We looked at tourism statistics in terms of volume of
4 tourists coming through McCarran Airport and things of that
5 sort.

6 Q And you wrote a report in this matter, and then you
7 supplemented that report. Am I correct?

8 A Yes.

9 Q Okay. When -- you have your report in front of you.
10 When did you create your report and send it to me?

11 A The report -- the initial report is dated January 16,
12 2020.

13 Q All right. And then when did you do your
14 supplemental report?

15 A The supplement is dated May 25, 2020.

16 Q And why did you do a supplemental report in May when
17 you had already done one in January?

18 A Well, the January report was -- we didn't have -- we
19 didn't --

20 I'm going to back up to what I said, the three first
21 things: date, standard and premise. We didn't end up valuing
22 a particular license but looking at the market as a whole
23 generally as of the end of 2019. And that's really significant
24 because that's preCOVID, pre impact of the COVID pandemic on
25 the value of anything these days.

1 And that's been a big part of my life. I've actually
2 written articles on the impact of COVID on valuation. I've
3 written articles recently on the impact of COVID on the
4 valuation of cannabis businesses.

5 So I say that as a precursor because the May 25
6 supplement was a first attempt to say things have changed
7 dramatically from the January report because COVID has changed
8 our world, and it has changed the cannabis market, and it has
9 changed it significantly, and it has changed it significantly
10 in Nevada.

11 Q Is a business's share of the market in its geographic
12 area, assuming that it's a geographically based business, is
13 it's share of the market part of what an appraiser looks at in
14 terms of evaluating a business?

15 A Yes.

16 Q In what way?

17 A Well, when you look at a particular business in the
18 market they serve -- you know, just to put it in context, I
19 grew up in a town that had -- my parents owned fast-food
20 restaurants. And McDonald's came to town, and they built a
21 McDonald's and stole all the business away from my parents'
22 fast-food restaurants.

23 But then they built a second McDonald's on the other
24 side of town, and it was kind of interesting because it took
25 more business from my family's restaurant, but it took a lot of

1 business from the first McDonald's too. So I just say that as
2 an example that when you look at kind of the market that a
3 business serves, you know, you have to -- we as business
4 analysts have to kind of take off the blinders and say, you
5 know, what is the market?

6 Valuing an auto dealership, you know, it's
7 interesting how virtual tools have made auto dealers -- you
8 know, kind of their market is a lot broader now geographicwise
9 than it used to be because it used to be, you know, you go to
10 the dealer in your neighborhood. Now you click on the
11 Internet, and you go to the dealer that gives you the best
12 deal.

13 So I guess that's long-winded to say that we
14 definitely need to look at, you know, a business and look at
15 the market it serves and how it serves that market.

16 Q And what approach did you take in this case -- well,
17 let me ask it a little differently.

18 Did you conduct a general analysis of the Nevada
19 market for sales of cannabis and the tax revenue that's
20 generated from it?

21 A We looked at how the market had evolved. 2018 was
22 the first year of tax revenue, and how that had grown in 2019
23 and projections that people had been making in terms of Nevada
24 growing to be a billion dollar kind of industry within a few
25 years, and then tried to look at how that has moderated.

1 We've continued to look at how that's moderated
2 because the COVID thing is -- it's -- even since May it's
3 continued to change dramatically.

4 Q Okay. Would you tell the Court what did you find
5 with regard to cannabis sales prior to -- the trend in cannabis
6 sales in Nevada prior to January of this year when you wrote
7 your report?

8 A If I -- cannabis sales were 639 million in Fiscal
9 Year 2019, the fiscal year that's used by the tax department,
10 which was a 21 percent increase over Fiscal 2018. It was
11 projected to continue to rise from that point. That was in our
12 initial report. It was the first state -- the quickest state
13 to get to a half billion dollars in sales of any state that --

14 Q Half a billion dollars?

15 A Half a billion in sales. The quickest state to get
16 to get to a half a billion of sales of any state that has
17 legalized recreational cannabis.

18 Q So in its first year it did a half a billion dollars?

19 A Yes.

20 Q Or second, I guess.

21 A Second year.

22 Q The first full year?

23 A Yes.

24 Q 2018 was the first full year?

25 A Yes.

1 Q Okay. And what other states did you compare that to
2 when you're saying that it reached it faster than any others?

3 A Well, we obviously know Colorado really well because
4 we've done a lot of work there, but we've done a lot of work in
5 Oregon, Washington State, even California.

6 California has had recreational cannabis for a long
7 time, and it's a huge market currently. But they had a slow
8 start, a lot of problems with local licensing. Currently in
9 California there's 1,800 municipalities, and 70 percent of
10 those 1,800 municipalities don't allow recreational cannabis
11 dispensaries. So people have this misnomer that you can get
12 cannabis anywhere.

13 The same thing is true in Colorado. You know, even
14 though Colorado has almost 600 dispensaries, I live in a part
15 of town where there's nothing within miles of me in terms of
16 recreational cannabis, and I live in metropolitan Denver.

17 Q What do you -- what did you find from your research,
18 the tremendous success of Nevada so quickly to reach that half
19 a billion dollar number, what was that based on? How come
20 Nevada did it and the other states didn't?

21 A Uh, well, 42 million tourists came through McCarran
22 Airport in 2019. The tourism in Nevada, particularly in Clark
23 County, is extreme. It's unique, arguably, in the world in
24 terms of the tourism trade here.

25 I remember back when we were first researching the

1 medical dispensary license years ago. It was really
2 interesting how things changed from jurisdiction to
3 jurisdiction, state to state. Then Nevada authorized medical
4 cannabis. They also allowed medical cards from other
5 jurisdictions to be accepted in medical dispensaries here in
6 Nevada as a way to stimulate more medical sales.

7 For example, in Colorado, if you have a medical card,
8 you can buy medical marijuana cheaper than recreational. But
9 you can't come from out of state with a medical card from
10 another state and buy medical cannabis in Colorado, but you can
11 do it here in Nevada. That's kind of been displaced with the
12 recreational access, but the point to be made is the cannabis
13 industry in Nevada is highly dependent on the tourism industry.

14 MR. GENTILE: Shane, could you put up that first
15 graphic, the Nevada state map, please.

16 BY MR. GENTILE:

17 Q You created this graphic and I'm going to ask you to
18 advise the Court what it signifies.

19 THE COURT: So, Dulce, what demonstrative exhibit are
20 you up to? Are you marking them as court exhibits?

21 THE CLERK: I marked the PowerPoint.

22 THE COURT: Okay. So we're going to mark this one --
23 it's emailed to Dulce as D1. It's not admitted. It's purely
24 demonstrative. But it will be D1 for purposes of our record.

25 MR. GENTILE: It's demonstrative, yeah. There are, I

1 think, four of them -- four or five.

2 THE COURT: Sorry. I'm just trying to make the
3 record, Mr. Gentile.

4 MR. GENTILE: I understand. I apologize.

5 THE COURT: Okay. You may continue explaining D1.

6 BY MR. GENTILE:

7 Q Okay. Explain why you created this in the first
8 place and how it dovetails into the work that you did.

9 A Well, when we started looking at the Nevada cannabis
10 market, it was obvious to us that the demand for cannabis would
11 be focused on where the population is. And this is a map that
12 shows all of the licenses that had been issued, including
13 testing, cultivation, dispensaries. So and I think it's
14 interesting to note that -- you know, I didn't count up the
15 number of counties, but you can see there's a number of
16 counties in Nevada that have no licensed cannabis, at least as
17 of the point that this map was created.

18 Q Now, this was -- this is -- if I understand this map
19 correctly, it reflects -- it does not reflect the 61
20 conditional licenses that were issued December of 2018. These
21 are only operational locations at the time that you did your
22 research?

23 A Well, it does not include the conditional licenses,
24 but it does include cultivation facilities, testing licenses
25 and other processing licenses in addition to dispensary

1 licenses.

2 Q Okay. So it doesn't really designate -- for example,
3 Clark County, there's 234 licenses. We know that there is
4 nowhere near that many dispensaries. So what you're saying is
5 that in Clark County there are 234 various types of licenses to
6 be engaged in the regulated cannabis industry?

7 A Yes.

8 THE COURT: Does that include the labs, sir?

9 THE WITNESS: Yes. Testing labs. Yes.

10 THE COURT: Thank you.

11 BY MR. GENTILE:

12 Q All right. Does pricing of cannabis in Nevada and as
13 compared to elsewhere factor into the market and therefore the
14 market share and the competition?

15 A Yes.

16 Q All right. And how so? And if you will, compare
17 Nevada to the other jurisdictions that you work with.

18 MR. SHEVORSKI: Object. Form.

19 THE COURT: Overruled.

20 THE WITNESS: We looked a bit at pricing back at the
21 end of 2019, noting that prices for flower by the gram or by
22 the quarter ounce were significantly higher in -- prices that
23 were being able to be charged for product in Nevada were higher
24 than they were in Colorado, Oregon and Washington state, which
25 were other markets where we were doing other work at the time.

1 That was also changing. In the latter half of 2019
2 there was a lot of disruption in the market because of kind of
3 the imbalance between cultivators and retailers.

4 BY MR. GENTILE:

5 Q You're going to have to explain that. What do you
6 mean?

7 A Well, and it's just part of what makes this so
8 complicated is that, first, you have to understand that each
9 state has to -- in the regulated, legal side of the business
10 you have to grow product that is sold, processed and sold in
11 your state. You can't cultivate product and ship it to
12 somewhere else. It happens all the time in the illicit market,
13 and that's a big issue.

14 But so when Nevada is trying to serve its market,
15 locals and tourists, they need to have a good balance between
16 what's being cultivated in places like Nye County and what's
17 being retailed in places like Clark County. And there was a
18 lot of pricing changes going on in Nevada, just like there were
19 in other states, and part of it has to do with the fall
20 harvest.

21 A lot of cannabis is grown externally, and there's
22 always like the August-September harvest, and a lot of product
23 comes to market, and it drives the price down. That also
24 happens because of the impact of the illicit market on the
25 regulated market. There's a lot of product that comes out of

1 Oregon and California that comes to Nevada from the illicit
2 market, the emerald triangle, for example, and it drives down
3 the price of product that retailers can charge because they're
4 competing against the illicit market for some of their
5 business. So there's a lot of price disruption.

6 But prices in Nevada were, at the time of our initial
7 report, were a bit higher than they were in other markets that
8 I mentioned.

9 Q But was the price dropping in Nevada when you did
10 your -- as compared to a year before?

11 A Yes. And it was dropping.

12 Q And by how much?

13 A I'm trying to remember what I quoted in my report.

14 Q You can refresh your recollection with it. You can't
15 read from it aloud, but you can refresh your memory.

16 A Yeah. Flower was selling for about \$2,400 a pound in
17 2018. That same flower, same quality flower was selling for
18 about \$1,600 a pound in 2019.

19 Q So it lost about a third of its --

20 A Yes.

21 Q -- I won't say value, but the price dropped about a
22 third?

23 A Yes.

24 Q In a year in Nevada?

25 A Yes.

1 Q Okay. Did you -- in the course of doing your initial
2 research, did you form an opinion with regard to the growth
3 potential of Nevada's marijuana industry?

4 A In our initial opinion we thought there was
5 significant room for growth primarily driven by tourism and a
6 relatively small number of dispensaries as compared to other
7 locations.

8 MR. GENTILE: Shane, can we put up the next graphic,
9 please, the growth.

10 THE COURT: And if we could mark that as D2, Dulce.

11 THE CLERK: Yes, Judge.

12 MR. GENTILE: Thank you, Judge.

13 BY MR. GENTILE:

14 Q You created this graphic. Can you tell the Court --
15 now, Nevada isn't even on this graphic, if I --

16 A No.

17 Q -- read it right. So what does this represent and
18 where does Nevada fit as compared to it?

19 A Well, the -- the purpose of this graph was to accent
20 some of the discussion in the report on how markets, once they
21 authorized legal, regulated access to adult use or recreational
22 use, used synonymously, that it takes some time for those
23 markets to kind of evolve and reach their potential.

24 And this just is a chart showing from, not
25 necessarily inception, but from the early days of regulated,

1 recreational access to cannabis in Colorado, Oregon, and
2 Washington State, how the -- the sales numbers -- and these are
3 tax revenues as reported by a company called BDS Analytics,
4 that's a very well-respected data gathering organization in the
5 cannabis industry, just showing how over a period of years
6 those markets have continued to increase.

7 Q And so with regard to Nevada, I see the -- the
8 horizontal axis starts in January of 2014 and goes through May
9 of 2018. Nevada didn't start recreational until July of '17.
10 It's not on here, but if it was on here, where would it fit?

11 A I don't know the exact answer to that. You know, I
12 -- I think the -- the trend for -- from '18 to '19 would have
13 fit with the same kind of upward trajectory here.

14 It's also worth noting that you can see medical use
15 for Colorado and Oregon have -- have stabilized or even dropped
16 off as -- as people have gone recreational. That seems to be a
17 trend that -- you know, and I think that's happened here in
18 Nevada, that as recreational has gained steam, the medical
19 folks that are chasing the medical market are -- are just not
20 -- not pursuing it as much as the -- the recreational market.

21 Q And did you make a prediction back in January, kind
22 of -- kind of -- did you state an opinion in January with
23 regard to what you thought at that time the Nevada sales --
24 when you thought the Nevada sales would reach a billion
25 dollars?

1 A Well, we -- we relied on a prediction that was made
2 by ArcView and Marijuana Business Daily in their Factbook that
3 projected that Nevada would reach a billion dollars by the year
4 2022.

5 Q So what would -- what kind of a rate of growth each
6 year would that have required, given that 2019 was the base
7 year?

8 A A 17 percent compounded growth rate.

9 Q So in January this year, it wasn't necessarily your
10 opinion, but you restated the opinion that was contained in
11 Marijuana Business Daily. But is Marijuana Business Daily a --
12 an accepted, a recognized publication?

13 A Marijuana Business Daily is an interesting
14 organization, but they produce something called the Factbook.
15 They actually have an Expo in this building every year, and
16 they had 35,000 people last year, they canceled it this year,
17 but at the Marijuana Business Daily Cannabis Expo.

18 So they publish a lot of data, they publish a
19 well-respected magazine on the cannabis industry, but they also
20 publish what's called a Factbook that's about 300 pages of data
21 on the cannabis industry that you can subscribe to. I think it
22 costs \$450. But yeah, a lot of people that do what we do use
23 that as a recognized source of -- of industry data.

24 Q So did you come to a conclusion in January as to what
25 you thought would be the trend with regard to the marijuana

1 sales in Nevada?

2 A We -- we saw no reason to think that that was not a
3 solid estimate that, given what we'd seen in the growth from
4 the -- the part-year of '18 to the full year in '19 fiscal
5 years in Nevada, that it could reach that 17 percent compounded
6 growth rate to get to a billion dollars in 2022. So we -- we
7 thought that was a reasonable estimate.

8 Q And did you -- did you make any observations with
9 regard to what you thought would happen to the market share of
10 the operators of the cannabis businesses, dispensary businesses
11 in Nevada; where it would gravitate?

12 A Well, it would gravitate towards the -- I don't know
13 if I understand your question. If we're talking about just the
14 -- the -- the licenses that have been granted versus the impact
15 of granting the additional conditional licenses, it --

16 Q Yes.

17 A If -- if you add additional licenses, additional
18 dispensaries, there's a two -- twofold effect. Those
19 dispensaries, based upon where they're located, have the
20 potential to increase the market, people that would buy
21 cannabis at a new location that wouldn't have bought it before,
22 but also a large potential to cannibalize business from
23 existing locations and existing licenses.

24 Q So the overall market would grow, but any previous
25 share of the market might be adversely affected; is that what

1 you're saying?

2 MR. SHEVORSKI: Object to the form.

3 THE COURT: Overruled. You may answer.

4 THE WITNESS: It's -- it's no different than when you
5 add a second McDonald's in a small town. There's going to be
6 some people that are going to go to that McDonald's, because
7 maybe they're coming from that direction, that wouldn't have
8 gone to the other McDonald's, but that second McDonald's is
9 going to take away business from the first McDonald's. So --

10 BY MR. GENTILE:

11 Q But in the --

12 THE COURT: So, I have -- I have a question. So,
13 sir, did you determine whether saturation of the market had
14 occurred prior to these new licenses, or whether the market
15 would continue to grow?

16 THE WITNESS: My opinion, Judge, is that there had
17 not been saturation. There -- compared to other markets that
18 we've evaluated, like California, Oregon, Washington State, and
19 Colorado, there -- there's relatively few dispensaries in
20 Nevada in relation to the market that's being served,
21 particularly when you factor in the tourism market.

22 THE COURT: Okay. Thank you, sir.

23 BY MR. GENTILE:

24 Q Sir, as of the end of 2019 --

25 MR. GENTILE: And can we put up the Global Stock

1 Index, please?

2 BY MR. GENTILE:

3 Q As of the end of 2019, what -- what had been the
4 trend with regard to the -- the marketplace and the willingness
5 to spend money on the acquisition of a cannabis license?

6 THE CLERK: It'd be D3.

7 THE COURT: Yes, D3, please. Sorry, Dulce.

8 THE CLERK: Thank you.

9 BY MR. GENTILE:

10 Q No, she didn't ask you a question.

11 A Okay, sorry. The public market for cannabis stocks,
12 which is primarily Canada in what this index follows, shows
13 that there was a very significant downturn in public company
14 cannabis stock values that began in the middle of 2019 and has
15 continued to date.

16 A lot of those public Canadian companies were using
17 stock to do acquisitions of U.S. related cannabis interests,
18 and a lot of those deals have not turned out so well for the
19 people that sold out to the large publicly traded cannabis
20 companies.

21 What this chart also exhibits is what I have labeled,
22 stealing a term from Alan Greenspan, former Chair of the
23 Federal Reserve, the irrational exuberance that has been in
24 cannabis, where people bid up cannabis stocks significantly,
25 thinking that they would make it up on future growth, and it

1 hasn't panned out so well. And you can see that this cannabis
2 stock index, it just shows the downward pressure on cannabis
3 equity values that started in the middle of 2019 and has
4 continued.

5 Q And why is that? Why were they paying so much for --
6 for cannabis stocks, and paying so much for licenses, and now
7 they're not anymore?

8 A I think it's partly because of the irrational
9 exuberance. People wanted to be in it. It's sexy to be in
10 cannabis. There's a lot of acquisitions that were done,
11 thinking -- like, Florida's a great example. Deals in the tens
12 of millions of dollars for licenses in Florida, medical
13 licenses, on the come that Florida will eventually flip to a
14 recreational state.

15 And the -- the bet is, is that if you have a medical
16 license in a jurisdiction that only allows medical, and when
17 that market allows recreational, those medical licenses will
18 have a head start. That's what's proved to be the case in
19 prior markets like California and Colorado.

20 So a lot of this was money chasing acquisitions of
21 medical licenses, hoping those medical licenses would convert
22 into recreational licenses, and it hasn't happened as quickly
23 or as efficiently as I think some of the -- the public market
24 dollars had hoped. And I think people have just determined
25 that cannabis is not the pot of gold that a lot of people

1 thought it was when they were buying into it in '17, '18, and
2 early '19.

3 Q Have you done an analysis -- well, I shouldn't say
4 that.

5 Did you do an analysis before your January report
6 with regard to the Nevada marijuana revenue per licensee, per
7 dispensary licensee?

8 A As part of my January report?

9 Q Yes, sir. I --

10 A Yes.

11 Q You don't have page numbers on your report.

12 MR. GENTILE: Let's put up that chart. Not that one.

13 THE COURT: So this would be D4.

14 THE CLERK: Are those the same as --

15 THE COURT: It's a new one.

16 THE CLERK: It is? Okay.

17 UNIDENTIFIED SPEAKER: [Inaudible]?

18 MR. GENTILE: It -- let me -- if I may.

19 THE COURT: Yes, you may.

20 MR. GENTILE: Never mind.

21 THE COURT: Never mind?

22 MR. GENTILE: Never mind.

23 THE COURT: Okay, it will not be D4.

24 BY MR. GENTILE:

25 Q Before you did your adjustment, your supplement, did

1 you form an opinion as to whether or not the additional
2 licenses, the 61 additional dispensary licenses, would disrupt
3 the market share of existing stakeholders that had licenses
4 before the additional 61?

5 MR. SHEVORSKI: Objection, form.

6 THE COURT: Overruled. You can answer.

7 THE WITNESS: Yes.

8 BY MR. GENTILE:

9 Q All right. And that was in January. What did you
10 conclude -- well, first of all, how did you approach that? How
11 did you -- in other words, what went into formulating -- okay,
12 what was your opinion? Maybe it would help to put the graph
13 up, the Nevada Cannabis Sales --

14 A Yeah.

15 Q -- graph.

16 THE COURT: So this is D4.

17 MR. GENTILE: Yes.

18 BY MR. GENTILE:

19 Q Perhaps you can explain this graphic and work that
20 into how it reflects your opinion.

21 A This was an attempt to graphically show that the data
22 that we were considering, was showing that the Nevada cannabis
23 market would continue to grow in terms of sales revenue, which
24 is the -- the -- on the left, and so reaching a billion dollars
25 in fiscal 2023, as estimated by the sources that I mentioned a

1 minute ago. But to also show that if there were additional
2 dispensary locations added between fiscal 2019 and 2020, that
3 on a per dispensary license basis, that those revenues per
4 license would go down.

5 You have an overall market that's expanding, but if
6 you have additional outlets to serve that market, the revenue
7 per outlet, it's -- I think the math is -- is pretty simple.
8 The devil is in the details of trying to figure out which
9 dispensary's going to drop how much, and which one isn't.

10 Q So in other words, some dispensaries might actually
11 increase their sales and market share, and others would suffer?

12 A Yes.

13 Q Okay. And why?

14 A Location, branding, management, with location
15 probably being really emphasized. Where the additional
16 conditional licenses are granted has a huge impact on how they
17 will potentially disrupt or cannibalize sales from current
18 dispensary locations.

19 Q Does -- does it matter -- this graphic, if I
20 understand correctly, takes what you project in terms of sales
21 and essentially divides it by 126; is that about right?

22 A Yes.

23 Q All right. So this would be an average, but it may
24 not actually play out that way for any given one of those 126;
25 but some might be actually higher in terms of their market

1 share, and some might be lower.

2 Is that what you're saying?

3 A Yeah, you'd expect -- it would be a coincidence if
4 one was spot-on with what the average is. You'd expect, you
5 know, a share to be much higher and a share to be much lower
6 winners and losers.

7 Q Okay.

8 MR. GENTILE: Shane, can we see the next slide,
9 please? I do believe that that's the second from the last.

10 There you go.

11 THE COURT: And the next in order, D --

12 THE CLERK: 5.

13 THE COURT: D5.

14 BY MR. GENTILE:

15 Q What does this represent, Mr. Seigneur? It's called
16 the Nevada Dispensary Sales by Company, November 2018. I take
17 it you had data and used it for this graphic?

18 A We were provided with a printout that came from the
19 Nevada Tax Department for November dispensary sales that we
20 used to construct this chart, and we added all the sales
21 together by entity to show the total sales in the month of
22 November, which was the only month that we had that information
23 for.

24 And, for example, you can see Essence, which is
25 second from the right. They had, if I recall correctly, three

1 locations, and we combined their revenue from the three
2 locations as reported on that Nevada tax document to show that
3 they had a little over four-and-a-half million dollars of total
4 November sales revenue.

5 The source that you can see about five in from the
6 right had -- combined, I think they had, I can't remember,
7 three dispensary locations. The seven are -- those numbers are
8 not relevant to the rest of the chart, but the combined revenue
9 for source was about \$3.2 million.

10 So it just kind of showed on a relative scale how the
11 sales revenues were doing in the month of November of 2018, by
12 entity, and some entities had multiple licenses, some didn't.

13 Q So, if Essence, for example -- now, this is November
14 of 2018, so --

15 A Right.

16 Q -- that even preceded the award of the conditional
17 licenses in December.

18 If some of these companies that are listed along the
19 horizontal axis, received licenses, additional licenses so that
20 they could open up additional dispensaries, and some did not,
21 how would you expect that to play out?

22 Let's say, for example, Essence obtained, you know,
23 7, 8, 10 licenses additional to what they already had.

24 A Well, you'd expect Essence to be able to increase
25 their market share by some component. And if they're already a

1 dominant player in the market, there's the potential for them
2 to increase that market share more than -- than potentially
3 other licensees, just because of their ability to build a
4 brand, to build awareness.

5 And that -- that comment comes from some good
6 experience. We've seen that in Colorado, where the established
7 brands are really starting to knock it down because people are
8 -- the consumers in cannabis are becoming much more astute,
9 where they're now looking for, you know, a brand that they
10 recognize that maybe has been recommended to them, or they've
11 -- they've had a good experience when they've gone to one shop,
12 so they go to the same -- the same brand.

13 So branding is a really important element in the
14 cannabis industry as it starts to mature, and the markets like
15 Nevada start to kind of build that brand awareness.

16 Q So, essentially, the more opportunities that a
17 cannabis operator has to sell their product to the public, the
18 more outlets that they have, the higher the likelihood is that
19 their market share is going to increase?

20 A Yes.

21 Q Okay. And if it's increasing, somebody is
22 decreasing?

23 A Yes. If -- if they're taking a larger relative share
24 of the market, and if the market's growing by X dollars, and
25 they're taking a larger share of it, it means somebody else is

1 taking a smaller share.

2 Q And if -- if somebody who was already in business
3 sought an additional license and wasn't able to get it, but
4 their competitors were, what would you -- what would your
5 opinion be as to whether they would be able to retain their
6 market share or whether it was going to shrink?

7 MR. SMITH: Objection, incomplete hypothetical.

8 THE COURT: Overruled. You can answer.

9 THE WITNESS: That's going to be highly dependent on
10 the -- the specifics of that situation. Where is the -- if you
11 have a -- a dispensary licensee operating that didn't get an
12 additional license, how much they're going to be impacted is
13 going to be highly dependent upon kind of the specifics of that
14 current license; where it's located, where additional licenses
15 will be located, kind of who their market is.

16 But potentially, they would suffer, because they --
17 they have a smaller market share and less chance to build brand
18 recognition, which is becoming really important in -- in this
19 industry today.

20 BY MR. GENTILE:

21 Q Now, you did a -- you did a supplement.

22 MR. GENTILE: And I do believe we have one more
23 slide, so put it up there, please, Shane.

24 BY MR. GENTILE:

25 Q And your supplement was in May. What did you do in

1 preparation for this supplement? How did -- you know, okay,
2 here it is.

3 THE CLERK: D6.

4 THE COURT: And this would be D6.

5 BY MR. GENTILE:

6 Q What did you do in preparation for this supplement?
7 What information did you gather and analyze?

8 A Well, the discussion was based around what -- what is
9 the impact of COVID-19 going to be on my original report and on
10 the cannabis industry in Nevada.

11 So we attempted to do some research to look at trends
12 that we could identify as of the May date that we were working
13 with, which isn't that long ago, but in COVID -- in COVID times
14 it's -- it's a long time that's transpired from May 25 to -- to
15 August -- whatever it is, August 4.

16 So, it was an attempt to look at kind of what the
17 initial trends were showing us in terms of the impact of COVID
18 on -- at least based on this chart, which is one cut at it,
19 some -- a source. And it goes back to Marijuana Business
20 Daily, the source that I had mentioned before that does the
21 Expo and the Factbook. So we --

22 Q Well, this appears to compare Colorado, California,
23 Nevada, and Washington State.

24 A Correct.

25 Q Perhaps let's start with California. What has the

1 trend been in California since COVID? Has it been upward or
2 downward?

3 A It's -- it's been downward. California is an
4 interesting market. It's so huge compared to any other market.
5 It's just a -- an animal in and of itself. But what this shows
6 is in the -- the orange dots show the sales from January of
7 2020 to January of 2019. So, sales in '20 were 76 percent of
8 '19.

9 But you can see, there's -- what this shows is
10 there's a deceleration of the rate of growth. So, California's
11 continuing to grow, okay, but it's not growing as fast as it
12 was. It was -- it was growing exponentially in January and
13 February. It's still growing quickly. And part of that has to
14 do with what's happening in California in terms of the -- the
15 additional access to recreational cannabis that is just playing
16 out on the California stage.

17 So, California, you know, it shows that it's a large
18 market, it's growing, but it's not growing as fast in March and
19 April as it was in January and February.

20 MR. GENTILE: Okay. Let's move over to Washington,
21 Shane.

22 BY MR. GENTILE:

23 Q This appears to be a little different than
24 California, because it looks that -- as though the April sales
25 have actually increased over March. What does this chart tell

1 us?

2 A That that's precisely right. Washington State, you
3 know, is -- so, March was down as compared to January and
4 February in terms of month over prior year sales, but April, it
5 was back up. And we didn't investigate why that was.

6 Again, it would have a lot to do with, you know,
7 potentially what's happening with licenses and other things
8 that are particular to that particular state jurisdiction.

9 Q Okay. Now, let's look at Colorado, please. What
10 does this tell us? Why are the orange balls below the blue
11 bars?

12 A Well, because the -- the month over same month prior
13 year sales are actually dropping in March and April. The sales
14 growth was actually going negative in terms of March of 2020
15 was 6 percent less than March of 2019, and April 2020 was
16 16 percent less than April of 2020 --

17 Q And now let's go to Nevada, please.

18 A -- 2019. Same thing, showing a drop in March and
19 April. And, you know, there's -- there's --

20 Q This appears to show that February of this year, we
21 actually did better than we did February last year.

22 A Right.

23 Q Then --

24 A It does. It's -- there's a big debate in the
25 valuation community in terms of -- and I think I had said this

1 at the -- the early stages of my testimony -- when was COVID
2 known and knowable, and most people think around Saint
3 Patrick's Day. First, second week of March is when people
4 started to realize we've got a big issue here. But we're still
5 trying to come to grips with how big of an issue is it.

6 You know, it's like, we know it was known and
7 knowable. Because in valuation, when we're valuing something,
8 we need to take it into account, as of the valuation date, if
9 it was known and knowable.

10 If we knew the hurricane blew down the building as of
11 the valuation date, we need to take it into account. But if
12 that hurricane, you know, happened three months after our
13 valuation date, we should take into account the risk that we
14 might have a hurricane, but we don't take into account the
15 impact.

16 So we knew that COVID was known and knowable sometime
17 in early March, but we're still trying to come to grips with
18 what's the impact of COVID. We know when a hurricane strikes,
19 we can evaluate what the impact is, at least, generally. If
20 there's a fire, if we -- if a competitor goes bankrupt, all of
21 those things we can measure.

22 We're in this unknown world right now. Well, you
23 know, and we look at what's happening in Nevada, and we look at
24 a 26 percent drop in April of 2020 versus 2021, it's like -- it
25 shows the beginning of what --

1 Q I think you misstated that. You mean 2020 versus
2 2019?

3 A I'm saying April of 2020 is 26 percent lower than
4 April of 2019.

5 Q Yeah.

6 A And it shows the beginning of what could be a pretty
7 downward trend for some continuing period of time that we're
8 still trying to figure out --

9 Q Have --

10 A -- how long that period will last.

11 Q Have you looked to see if there's any additional data
12 out since you created this?

13 A Yes, we looked at the tax revenues. We were able to
14 get tax revenues for -- for May. We were hoping we could get
15 June, but May, the tax revenues shows a continuing drop that
16 would be consistent with the drop in April.

17 Q So it's still in the neighborhood of 26 percent?

18 A Yes.

19 Q Okay. And if I understand all that correctly, even
20 if somebody's market share doesn't change, the size of the
21 market has?

22 A Right.

23 Q Okay. Do you think that is going to have an impact,
24 in addition to there just being 26 percent less as compared to
25 last year, what impact, if any, does that have on the elicited

1 market, based on your knowledge of the elicited market, as
2 compared to the regulated market?

3 A Well, the elicited market is continuing to thrive and
4 continuing to grow. As the elicited market, it will take a hit
5 as well, you know, when -- when -- when people don't have money
6 to spend on cannabis. But it's going to continue to fill the
7 gaps when -- when people -- I'm not sure if I understand the
8 question.

9 Q Well, there is -- there are now restrictions, of
10 course, on -- on how many people can walk into a dispensary as
11 compared to before COVID. There are no restrictions on the
12 elicited market, are there?

13 A So, it's been fascinating to -- to us to evaluate the
14 impact of COVID on delivery channels of cannabis. And Nevada
15 is incredible in terms of how it's evolved so quickly to -- to
16 curbside delivery and -- and home delivery of cannabis that --
17 that you wouldn't have thought would be anywhere near as
18 acceptable as it is today.

19 And that's -- that's not just unique to Nevada, but
20 Nevada, you know, has -- everybody's focused on the -- the home
21 delivery thing here. You can't -- at least for the first
22 period, you couldn't go into a dispensary and buy your product,
23 you had to go curbside. And now you can do home delivery. But
24 it's not as accessible as it was pre-COVID.

25 So it -- it gives an opportunity to the elicited

1 market, because the illicit market, you know, they're still --
2 their delivery channels are relatively unchanged. But it's
3 been fascinating to see the regulated legal side of cannabis,
4 at least in terms of how it's trying to respond.

5 And we see that in Colorado. My daughter manages a
6 dispensary and they haven't allowed anybody inside for months.
7 Everything is curbside, preorder, and their sales are higher
8 than they've ever been.

9 Q Do you know whether the illicit market price for
10 marijuana is the same, higher or lower than it is in the
11 regulated market?

12 MR. SHEVORSKI: Object, form.

13 THE COURT: Overruled.

14 THE WITNESS: It's originally lower to a great degree
15 because they -- they don't have the same tax burdens, and they
16 don't have the same testing burdens and the compliance burdens,
17 you know, all the way from growing it, to testing it, to
18 selling it. There's a lot of costs that are involved in
19 selling properly tested, regulated marijuana versus good
20 quality product that's grown by people that really know how to
21 grow cannabis that don't have to comply with those rules or pay
22 those taxes. They don't have to pay income taxes on much of
23 it.

24 Q So if people are out of work and they have less
25 money, do they usually buy the lower price product?

1 A Many will, yes.

2 Q Okay.

3 MR. GENTILE: Just a moment.

4 (Pause in the proceedings)

5 MR. GENTILE: Pass the witness, Your Honor. I'll
6 clean this up for --

7 THE COURT: If you could please wipe down the
8 lectern.

9 MR. GENTILE: I will.

10 THE COURT: Do any of the other plaintiffs wish to
11 examine?

12 (Pause in the proceedings)

13 THE COURT: Thank you, Mr. Gentile.

14 CROSS-EXAMINATION

15 BY MS. CHATTAH:

16 Q Good afternoon, sir. My name is Sigal Chattah, and I
17 represent Herbal Choice.

18 A Uh-huh.

19 Q And we are one of the plaintiffs in this case. I've
20 got just a follow -- a couple of follow-up questions for you.

21 A Okay.

22 Q And -- can you hear me?

23 A I think I can.

24 Q Okay. Better?

25 A A little bit better, yes.

JD Reporting, Inc.

1 Q All right.

2 A Thank you.

3 Q Have you had the opportunity to review the statutory
4 provision of 453D.272(5) which has to do with the market share?

5 A No.

6 Q Okay.

7 MS. CHATTAH: Can we -- Shane can we pull that up for
8 him, please?

9 BY MS. CHATTAH:

10 Q Does that refresh your memory on the statute --

11 A I see it --

12 Q -- in Nevada?

13 A -- yes.

14 Q Yeah? Okay.

15 THE COURT: And it's a reg, not a statute.

16 MS. CHATTAH: I'm sorry.

17 BY MS. CHATTAH:

18 Q Do you recall how many licenses were allocated for
19 Washoe County?

20 A I do not.

21 Q Okay.

22 MS. CHATTAH: Shane, can we pull up Joint Exhibit 84?
23 Could we go to page 3, please? All the way down.

24 Sorry, 4. Go to 4. Keep going. This is Washoe.
25 Yes. Okay.

1 BY MS. CHATTAH:

2 Q Now, if I told you that the State allocated 20
3 licenses for Washoe County during the 2018 licensure process,
4 would that sound right to you?

5 A It likely is, but I can't confirm it.

6 Q Okay. Now, based on your reading of 453D.272(5),
7 what would be a 10 percent market share of 20 licenses?

8 MR. PRINCE: Objection, legal opinion.

9 THE COURT: Sustained.

10 MS. CHATTAH: Okay.

11 BY MS. CHATTAH:

12 Q What is 10 percent of 20?

13 A Two.

14 MS. CHATTAH: Okay. Thank you.

15 I have no further questions, Judge.

16 THE COURT: Anybody else?

17 Ms. Chattah, I need you to wash it down. Sigal, I
18 need you to wash it down.

19 MS. CHATTAH: Oh, sorry.

20 THE COURT: It's all right. Any other plaintiffs
21 wish to make inquiry? Does the State wish to inquire?

22 MR. SHEVORSKI: Lone Mountain can go first, Your
23 Honor.

24 THE COURT: All right. Lone Mountain's going to go
25 first. Come on up, Mr. Hone.

1 UNIDENTIFIED SPEAKER: We'll pick those up for you.

2 THE COURT: Thank you.

3 MS. CHATTAH: I think I got everything I touched.

4 MR. HONE: Thank you. It looks very thorough.

5 CROSS-EXAMINATION

6 BY MR. HONE:

7 Q Good morning, Mr. Seigneur. Eric Hone. We met June
8 1st. I took your deposition. I didn't have the mask on that
9 time and --

10 A Yes.

11 Q -- we were on a video call so --

12 A Thank you.

13 Q You'll agree with me that the licenses that are at
14 issue in this litigation were applied for and awarded pre-
15 COVID; correct?

16 A Yes.

17 Q And you're not here today to offer an opinion as to
18 how many licenses the Nevada regulators should have issued?

19 A No.

20 Q And you're not here to offer an opinion as to whether
21 some of those should be drawn back due to the impact of COVID;
22 is that correct?

23 A That's correct.

24 Q And you're not here to offer opinion on how Nevada
25 should regulate the marijuana market in any particular way?

JD Reporting, Inc.

1 A Not directly, no.

2 Q Okay. You testified that you understand that the
3 black market exists; correct?

4 A Yes.

5 Q And we talked about this during your deposition, but
6 I -- I believe you would agree with me that if there are more
7 dispensaries in Nevada, the price generally for marijuana would
8 drop; is that correct?

9 A Potentially.

10 Q Okay. If there's more marijuana stores, it's more
11 readily available in a legal capacity, you would agree with me
12 that the consumers would, if it's cheaper and more readily
13 available, more likely buy from regulated dispensaries than the
14 black market?

15 A Well, adding more dispensaries doesn't necessarily
16 mean the price is going to drop. That -- at least that hasn't
17 proven to be true in other markets where dispensaries have been
18 added. The price would drop if there is too much marijuana
19 being produced, but adding a second McDonald's doesn't drop the
20 price of a Big Mac.

21 Q We talk about this during your deposition. Would you
22 -- would you agree that a drop in price would have an impact in
23 cutting into the black market?

24 A It would, yes.

25 Q Okay. And you have made no effort to assess the size

1 of the black market in Nevada; is that correct?

2 A Not directly related to this case, no. But we --
3 we've -- we've looked at it, but I --

4 Q You're not here to offer an opinion about how the
5 black market in Nevada compares to the legal market?

6 A No.

7 Q Okay. You testified earlier today that the number of
8 dispensaries in Nevada is small compared to other
9 jurisdictions; is that correct?

10 A Yes.

11 Q So, for example, you noted that Colorado has 600
12 dispensaries; is that correct?

13 A Almost 600, yes.

14 Q Okay. And I believe that in your report, you noted
15 that the City and County of Denver has 347 dispensaries; is
16 that correct?

17 A Yes.

18 Q Okay. And in Nevada, prior to the issuance of these
19 licenses in 2018, there were 65 dispensaries; is that your
20 understanding?

21 A Yes.

22 Q I believe you testified earlier that your estimation
23 is that between 2018 and 2022, there would be a doubling of
24 legal marijuana sales in Nevada; is that fair?

25 A Roughly, yes.

1 Q And so in your opinion, there's no saturation of the
2 market presently?

3 A No.

4 Q Now, as part of your work on this matter, you did not
5 talk to any Nevada license holders; is that correct?

6 A No.

7 Q You did not talk to any; is that --

8 A I -- I did not.

9 Q Okay. And you did not talk to any residential
10 consumers of marijuana; is that correct?

11 A Hum, no.

12 Q As part of your effort? No?

13 A No.

14 Q And you didn't talk to any tourist consumers of
15 Nevada Marijuana; is that correct?

16 A Just, generally, you know, we've done site visits to
17 dispensaries here and we've talked to colleagues that have
18 traveled here and purchased cannabis and what they thought of
19 the market.

20 So generally, we've -- we feel like we've -- we're
21 informed on that. We -- we didn't do specific due diligence on
22 tourism cannabis buyers.

23 Q In fact, you didn't do any due diligence with regard
24 to any particular license or dispensary in Nevada, did you?

25 A No.

1 Q You talked earlier that you have appraised
2 businesses, and specifically you've appraised marijuana
3 businesses as part of your profession; is that correct?

4 A Yes.

5 Q With regard to appraisal, I think -- I believe you
6 indicated that the following would be important; location would
7 be important?

8 A Yes.

9 Q Size of the building?

10 A Could be.

11 Q The capital structure of the company?

12 A Likely, yes.

13 Q The ownership of the company?

14 A Ownership, management capabilities, but ownership
15 doesn't necessarily drive value.

16 Q The business model of the company would have an
17 impact on its value?

18 A Yes.

19 Q The marketing and branding?

20 A Yes.

21 Q But in this instance, you didn't, as far as market
22 share of Nevada dispensaries, you didn't look at that for any
23 dispensary, did you?

24 A Not any particular dispensary.

25 Q So you can't -- you didn't look at any of the

1 plaintiffs' dispensaries to do a market share evaluation; is
2 that fair?

3 A We didn't try to value any particular dispensary.

4 Q Whether for value or market share; is that correct?

5 A Correct.

6 Q Okay. So you're not here to testify about how the
7 market share will be impacted for any license holder in Nevada;
8 is that fair?

9 A Any particular license holder versus the market as a
10 whole.

11 Q So you have no specific opinion how a new license
12 will impact the market share of any other license holder?

13 A My opinion is, is that an additional license would
14 likely cannibalize from current market share.

15 Q Whose -- whose -- you -- but you can't say whose
16 license would cannibalize another person's license?

17 A The extent of that cannibalization would be dependent
18 upon the -- the specifics of that license and where it's going
19 to be located in relation to current license holders.

20 Q So one license holder might increase its market value
21 and another might have its market value decreased?

22 THE COURT: Market value or market share?

23 MR. HONE: Market share. Thank you, Your Honor.

24 THE COURT: I'm just checking.

25 THE WITNESS: Well, an additional license being

1 granted, I can't see how that would increase anybody -- an
2 existing license share. It would potentially take away from a
3 current license. Granting an additional license, I -- I can't
4 think how that would be beneficial to a current license holder.

5 BY MR. HONE:

6 Q Would you agree with me that a Clark County
7 dispensary license is not comparable to another Clark County
8 dispensary license based on the unique operations that each
9 license holder may have?

10 A Absolutely.

11 Q Okay. Thank you, Mr. Seigneur.

12 MR. HONE: I have no further questions.

13 THE COURT: Can you wipe down the lectern, please.

14 Next? Is another Intervenor going to come up, or am
15 I going to the State?

16 Mr. Gutierrez.

17 Thank you, Mr. Hone.

18 CROSS-EXAMINATION

19 BY MR. GUTIERREZ:

20 Q Good morning, sir.

21 A Good morning.

22 Q Can you hear me? Can you hear me okay?

23 A I can.

24 Q Okay. My name's Joe Gutierrez. I represent Thrive,
25 once of the license winners in the case.

JD Reporting, Inc.

1 I want to talk to you about your opinions on
2 saturation.

3 You have your report in front of you; correct?

4 A Yes.

5 Q Can you turn to page 4. And in your report, one of
6 your opinions in discussing the Nevada cap on licenses was --

7 A The --

8 Q -- that Nevada learned from the mistakes of Oregon
9 and Colorado and Washington; is that correct?

10 A Well, first, I -- I don't have page numbers on my
11 report, so I want to make sure I'm looking at the right page.

12 THE COURT: What does the top line read on the page
13 you're on, Mr. Gutierrez?

14 MR. GUTIERREZ: It says, Nevada Market Analysis.

15 THE WITNESS: Okay. I have that.

16 BY MR. GUTIERREZ:

17 Q Okay. Great. Now, one of your opinions, you said
18 that the Nevada cap on licenses was a result of Nevada learning
19 from the states of Colorado, Oregon and Washington.

20 Do you recall that?

21 A Yes.

22 Q What mistakes did Nevada learn from those states to
23 implement that cap?

24 A Generally, I think Colorado has, at least the
25 jurisdiction I know best, feels like they -- they're -- they're

1 actually trying to eliminate licenses as they turn over because
2 they feel like they've -- they've issued too many licenses in
3 any particular jurisdiction.

4 So, I think that's a -- a professional observation
5 that I'm making, that starting with less licenses is a -- a
6 better track than starting with too many licenses.

7 Q So what one of the mistakes that Colorado made was
8 issuing too many licenses and Nevada fixed that by issuing a
9 cap; is that your opinion?

10 A Too difficult to regulate when you have 600
11 dispensaries in a -- a state with the population that Colorado
12 has. I think Oregon has the same problem. They issued too
13 many licenses and they're having difficulty regulating too many
14 small licenses.

15 Q Okay. So are there caps on licenses in those two
16 states?

17 A Are there caps on licenses?

18 Q Yes.

19 A Absolutely, yes.

20 Q Okay.

21 A Yeah.

22 Q Yep. What other mistakes did Nevada take from
23 Colorado and Washington and Oregon that it learned, that you
24 discussed in your report?

25 A I don't recall what would be specific mistakes.

1 Q Okay. If you'd go to the next page of your report,
2 you -- you discuss that in May of 2017, Nevada commissioned the
3 Department of Agriculture to produce a study on license
4 allotments.

5 A Do you recall that?

6 A Generally, yes.

7 Q And who -- who prepared that recommendation in May of
8 2017?

9 A Looking at the footnote, it looks like it was
10 prepared by Tessa Rognier.

11 Q You said Tessa Rognier, the Department of
12 Agriculture, and Amanda Connor of the Law Firm of Connor &
13 Connor; correct?

14 A Yes.

15 Q Okay. And they were commissioned by the Department
16 of Agriculture to do this study in May of 2017, that you
17 referenced in your report; is that correct?

18 A That's what I understand, yes.

19 Q Okay. Now, in -- in the conclusion of your report,
20 you state that Nevada marijuana sales are expected to double by
21 2022; is that correct?

22 A In January, that's what we thought, yes, at least
23 that's what the other data experts were projecting.

24 Q Have you looked at any data from the sales of
25 marijuana in Nevada in May of 2022?

1 A 2022; I -- I don't know what sales would be in 2022.
2 I guess, that'd be two years in the future.

3 Q I'm sorry, I couldn't hear you.

4 A You said -- you asked what sales would be in 2022,
5 May of --

6 Q I asked if you looked at any data that showed the
7 sales of marijuana in Nevada in 2022; May of -- May of 2020,
8 I'm sorry.

9 A Oh, 2020.

10 Q Yeah.

11 A Yes.

12 Q Okay. And what -- what has -- what has that shown?

13 A That they've dropped off from the prior May. I don't
14 recall the numbers off-and, but we tried to update the data
15 that was in our supplement, and so we were looking at May --
16 tax revenues for May of 2020 as compares to 2019.

17 MR. GUTIERREZ: And Brandon, if we could show Exhibit
18 -- proposed Exhibit 4194.

19 THE COURT: 4194?

20 MR. GUTIERREZ: Yes.

21 THE COURT: Any objection to 4194?

22 UNIDENTIFIED SPEAKER: No objection.

23 THE COURT: Any objection to 4194? Don't show it
24 until it's admitted, please.

25 UNIDENTIFIED SPEAKER: I don't have (indiscernible).

1 THE COURT: Mr. Shevorski?

2 MR. SHEVORSKI: No, Your Honor.

3 THE COURT: It will be admitted. Thank you.

4 (Exhibit Number(s) 4194 admitted.)

5 BY MR. GUTIERREZ:

6 Q Okay. Exhibit 4194 is a article dated July 7, 2020,
7 from New Cannabis Ventures. Do you see that?

8 A I do.

9 Q Have you ever seen this article before?

10 A No.

11 MR. GUTIERREZ: If you can go to page 7 on this
12 Brandon.

13 BY MR. GUTIERREZ:

14 Q On this page, it discusses that in May of 2020,
15 Nevada had a -- had 58.2 million in sales for marijuana; do you
16 see that?

17 A I'm --

18 UNIDENTIFIED SPEAKER: It's kind of --

19 THE WITNESS: Okay.

20 Q In fact, it said there was a significant uptick in
21 the marijuana sales in Nevada in May of 2020; do you see that?

22 A I do.

23 Q And that's higher than the sales that you had in your
24 -- your graph on -- in January and February of 2020; correct?

25 A It appears to be, yes.

1 Q Did you look at any studies or any -- any other
2 articles that would have shown Nevada sales in June of 2020?

3 A We tried to find reliable information. We -- we
4 looked at the tax revenues from the Tax Department, but we
5 didn't -- we -- we tried to find information from Marijuana
6 Business Daily and from ArcView which we consider reliable
7 sources. There's so much out there that it's just hard to
8 figure out what's -- what's reliable versus what's -- what's
9 not.

10 Q Okay. I want to talk about just jobs in general.
11 Did you do any analysis of how many jobs these 61 new
12 dispensary licenses would create in Nevada?

13 A How many jobs it would create?

14 Q Yes.

15 A What -- what type of licenses? Would they all be
16 dispensary licenses?

17 Q Correct, 61 retail dispensary licenses. How many
18 jobs would that create in Nevada?

19 A Each dispensary would -- depending on the size and
20 scope, maybe 10 to 15 people. So it could be that factor times
21 the, you know, 600 to 1,000 jobs, maybe more.

22 Q Okay. And that's direct jobs; correct?

23 A Those would be people working in the dispensary, yes.

24 Q Additional licenses would also produce indirect jobs,
25 as well, correct?

1 A Sure.

2 Q Okay. And how about, did you look at any taxable
3 revenue that would be generated by these 61 new licenses?

4 A Well, we looked at -- we didn't -- we didn't -- our
5 conclusion was if you add additional licenses, it will expand
6 the market to some degree, but it will also cannibalize from
7 existing licenses to some degree. But we didn't try to
8 quantify how much of each.

9 Q Okay. But you did as part of your -- your study,
10 look back at Nevada's taxable revenue in 2018, '19 and '20;
11 correct?

12 A Yes.

13 Q Okay.

14 MR. GUTIERREZ: And Brandon, if we could pull up
15 Exhibit 4201.

16 And, Your Honor, I'd move to admit 4201, which is --

17 THE COURT: Any objection to 4201?

18 MR. GENTILE: Your Honor, let me have a moment to see
19 this. I was not advised they were going to be using it.

20 THE COURT: I'm not looking at the screen, Mr.
21 Gentile. So I'll let him put it up for you real quick.

22 MR. GENTILE: What was that number?

23 THE COURT: 4201.

24 MR. SHEVORSKI: No objection from the State, Your
25 Honor.

1 (Pause in the proceedings.)

2 THE COURT: Can you tell I'm not looking? I'm
3 looking over at the wall. It's a beautiful wall. It's got a
4 couple exit signs, two doors.

5 MR. GENTILE: Your Honor, could -- just a moment.
6 Your Honor, I don't see a source. Oh, yeah, I don't see the
7 source. That's my concern.

8 THE COURT: Okay.

9 MR. GUTIERREZ: And, Your Honor, this is from the
10 State of Nevada. It's the Summary of Marijuana Taxable
11 Revenue.

12 THE COURT: Mr. Gutierrez, I need some foundation
13 laid for the document.

14 MR. GUTIERREZ: Okay.

15 THE COURT: And you probably can't do it with this
16 witness.

17 MR. GUTIERREZ: Okay. That's fair enough, Your
18 Honor.

19 THE COURT: So can we take it off the screen. Thank
20 you.

21 BY MR. GUTIERREZ:

22 Q So, Mr. Seigneur, you -- do you know what Nevada's
23 taxable revenue was from the sale of marijuana in 2018?

24 A Yeah. That exhibit that I just peeked it was
25 529 million for the fiscal year ended in June of 2018 --

1 Q Okay.

2 A -- which is -- ties to the number that I -- it's the
3 same report that we've -- that I referenced in our report.

4 Q Okay. Now, how much will it cost the State of Nevada
5 if this 2018 retail marijuana application process is thrown out
6 and have to be redone?

7 A I don't know.

8 Q You didn't do any calculations as to what that would
9 cost?

10 A How much it would cost the State to throw out and
11 reissue the licenses?

12 Q To redo an entire application process?

13 A No, I was not asked to quantify that number.

14 Q Okay. Do you know what the licensing -- the total
15 licensing fees that were collected from the 2018 recreational
16 marijuana process were?

17 A No.

18 Q And do you know which portions of the State's
19 licensing fees go to the school district budget and how that's
20 separated out?

21 A No.

22 Q Now, Mr. Seigneur, in 2018 in general, you'd agree
23 that the Nevada cannabis market was -- it was a very busy time
24 for the Department of Taxation; correct?

25 A I don't know why it would be any busier than any

1 other time.

2 Q Well, you looked at the actual -- at the industry and
3 what was happening in 2018 in Nevada; correct?

4 A Yes.

5 Q Okay. And explain for us what was happening in 2018
6 with the Nevada recreational marijuana industry?

7 A Well, it was in the beginning phase of launching
8 recreational cannabis, but -- is your question -- I'm sure it
9 created additional work for the Department of Taxation.

10 Q Was there new regulations being implemented?

11 A Sure.

12 Q Was there ownership transfers being done?

13 A Yes.

14 Q Was there license transfers being done?

15 A Yes.

16 Q Okay.

17 MR. GUTIERREZ: And, Brendan, if we could pull up
18 Exhibit 4205.

19 THE CLERK: Proposed.

20 THE COURT: Is it objected?

21 MR. GUTIERREZ: And I'll move to admit, Your Honor,
22 Exhibit 4205.

23 THE COURT: Any objection to 4205?

24 I'm going to look away so you can put it up for
25 Mr. Gentile to look at.

1 MR. SHEVORSKI: No objection from the State.

2 MR. GENTILE: It's hearsay.

3 THE COURT: What's the source of the document?

4 MR. GUTIERREZ: Your Honor, this is directly from the
5 State of Nevada Department of Tax; it's their revenue marijuana
6 statute.

7 THE COURT: So do you have additional foundation that
8 you can lay for this document?

9 MR. GUTIERREZ: Okay.

10 BY MR. GUTIERREZ:

11 Q Mr. Seigneur, you stated that you reviewed the
12 Department of Taxation revenue stats in the release in your
13 report; correct?

14 THE COURT: So that won't make it not hearsay.
15 The objection is sustained.

16 MR. GUTIERREZ: Okay.

17 BY MR. GUTIERREZ:

18 Q Mr. Seigneur, can you explain for us what -- when you
19 reviewed the Department of Tax sales tax revenue, what the
20 purpose was for your opinions in this report?

21 A We were just doing our general qualitative,
22 quantitative analysis looking at how the market was kicking
23 off, kind of what first-year revenues were, trying to confirm
24 if the projections at ArcView and Marijuana Business Daily
25 seemed reliable. So we were looking at kind of how the market

1 was kind of starting up.

2 Q Okay. And just to summarize your opinion,
3 Mr. Seigneur, was that in valuing Nevada licenses is a
4 speculative exercise; is that correct?

5 A Valuing a license is a speculative exercise, is that
6 what you said?

7 Q Valuing cannabis licenses is a speculative exercise;
8 is that correct, that's your statement?

9 A Did I say speculative? Valuing a license is a
10 challenge. It requires professional judgment. Valuing any
11 business is it requires professional judgment. It's part
12 objective part subjective. I don't know if that makes it
13 speculative.

14 MR. GUTIERREZ: Thank you. I'll pass the witness.

15 THE COURT: Next? Any other intervener wish to
16 examine?

17 Mr. Smith.

18 Can you wipe it down, please, Mr. Gutierrez.

19 CROSS-EXAMINATION

20 BY MR. SMITH:

21 Q Good morning, Mr. Seigneur.

22 A Good morning.

23 Q I just have a couple of follow-up questions, and I'm
24 going to focus on market share, okay.

25 One of your opinions is that the issuance of new

1 licenses may disrupt or dilute the market share of existing
2 license holders; correct?

3 A Yes.

4 Q But you would agree with me no license holder is
5 guaranteed a certain or fixed percent of market share; right?

6 A Correct.

7 Q And the dilutive effect here occurs simply by virtue
8 of the fact the voters and the legislature decided to issue
9 more licenses; correct?

10 A If additional licenses are granted, it will be
11 dilutive on current licenses.

12 Q But is it your understanding the new licenses were
13 approved by the voters and the legislature; correct?

14 A I don't know that. I don't recall that specifically,
15 but it doesn't surprise me if that's how they got approved.

16 Q And if that wouldn't -- if that doesn't surprise you
17 that is in fact the case, the dilution then is caused by the
18 voters and the legislature; correct?

19 A If that's how the additional licenses got approved,
20 yeah. I think the issue is how did the licenses get granted
21 seems to be the question that's being debated.

22 Q But the dilutive effect is going to occur regardless
23 of the process used to issue licenses; correct?

24 A Yes.

25 Q So no matter if the process was lawful or unlawful,

1 the dilutive effect you're talking about is going to occur;
2 correct?

3 A Yes.

4 Q I'm sorry, sir?

5 A Yes.

6 Q And so no matter who is successful or unsuccessful,
7 the unsuccessful applicants would experience the dilutive
8 effect you've described; correct?

9 A I think it would depend on who -- the amount of
10 dilution or cannibalization would be dependent on who is
11 awarded the license and their -- how effective they can be at
12 attracting market share versus another potential license
13 holder.

14 Q It's possible that an unsuccessful applicant might
15 not even experience market share dilution; correct?

16 A It's possible.

17 Q So if, for example, I think you testified that market
18 share gravitates toward operators with high-quality products,
19 product differentiation, and effective marketing; correct?

20 A Among other things, yes.

21 Q So if an unsuccessful applicant has those things,
22 high-quality products, market share -- or market -- excuse me,
23 product differentiation, and effective marketing, they might
24 not experience market share dilution; correct?

25 A It -- it's not a yes or no question. It's a degree

1 of how much they have of each of those things in relation to
2 their competitors in terms of how much market share they're
3 going to command.

4 Q I'm sorry, I believe you testified, and I wrote this
5 down, the devil's in the details to determine which
6 dispensaries will drop in market shares and which one will --
7 market share and which ones will not; correct?

8 A Precisely. That emphasizes what I just said, yes.

9 Q And the unsuccessful applicants didn't provide you
10 any of those details to determine how they might be affected;
11 correct?

12 A No.

13 Q No, they did not provide it to you?

14 A They did not provide that.

15 Q In fact, it's even possible that some successful
16 applicants might experience market share dilution; correct?

17 A A successful applicant for an additional license
18 would be diluted would --

19 Q Yeah, for example, if --

20 A If I -- if I'm -- if I'm gonna be a new dispensary on
21 the block, I don't know how I'm going to dilute myself, you
22 know, if I'm -- if there are four players, and I'm going to be
23 Number 5, you know, I potentially am going to dilute one or
24 more of the four, but I'm not going to dilute myself by -- I'm
25 going to gain some market share by being Number 5 on the block.

1 Q Well, what I mean, sir, is we're dealing with all the
2 applicants here had pre-existing licenses. So we're not really
3 dealing with new dispensaries on the block. What I'm referring
4 to if a successful applicant was awarded one license and
5 another successful applicant was awarded five, six or seven,
6 the one that was awarded one license may experience market
7 share dilution; correct?

8 A Yeah. If I get one license and somebody gets seven,
9 yeah, I'm not gonna have as much chance to take market share
10 away from people, but if I've got the rock-star location, if
11 I'm next to the football stadium, then maybe I will. So again,
12 the devil's in the details.

13 Q My point is merely the dilution phenomenon you've
14 been describing isn't unique to the unsuccessful applicants;
15 correct?

16 A No, it's not.

17 Q And again, you didn't do any calculation to determine
18 the existing market share of any of the unsuccessful
19 applicants; correct?

20 A Correct.

21 Q You don't know what their market share was in
22 November of 2018; correct?

23 A The market share of the unsuccessful applicants?

24 Q As of November 2018, right.

25 A I don't understand the question. You're saying how

1 much market share did somebody that didn't get a license not
2 have?

3 Q Well, they -- again they -- are you aware, sir, that
4 they all had existing licenses when they applied? Are you
5 aware of that, sir?

6 THE COURT: Mr. Smith, pull your mask back up. Thank
7 you.

8 THE WITNESS: So all the applicants already had
9 existing licenses?

10 BY MR. SMITH:

11 Q Well, I'll try it this way. Are you aware that some
12 of the unsuccessful applicants already had dispensary
13 operations? Were you aware of that?

14 A That's different than what you said. Before you said
15 all the applicants already had licenses. What I'm
16 understanding is some of the applicants already had licenses.

17 Q I apologize for the confusion. For those that had
18 dispensaries already, you didn't quantify their market share as
19 of November of 2018; correct?

20 A No, I did not.

21 Q And so you don't know what their market share is
22 today either; correct?

23 A That's correct.

24 Q And you didn't do any quantification of how their
25 market share might be impacted negatively from the new

1 licenses; correct?

2 A It's my opinion generally that additional licenses
3 would take market share away, but I didn't quantify it for any
4 particular license.

5 Q But on a per applicant basis, it's a highly fact
6 intensive inquiry that you'd have to look to to determine
7 whether they actually would lose market share; correct?

8 A Yes.

9 Q And when you were doing -- when you were discussing
10 market share, how did you define the relevant market? Did you
11 define it on a statewide basis?

12 A No. We focused primarily on Clark County just
13 because that's the lion share of the market for cannabis other
14 than Reno. So, you know, obviously there's not a whole lot
15 going on in Elko as discussed in my deposition.

16 Q But you didn't look at it on a
17 neighborhood-by-neighborhood basis; correct?

18 A No.

19 Q And you testified that it's your opinion there has
20 not been saturation in Nevada; is that correct?

21 A I do not believe there has been; that's correct.

22 Q There's relatively few dispensaries in Nevada
23 compared to other jurisdictions; right?

24 A Correct.

25 Q Are you aware that the plaintiffs retained another

1 expert, Mr. Jeremy Aguero? Are you aware of that?

2 A I am.

3 Q But you have not read his report; correct?

4 A I have not.

5 Q Do you disagree that if Mr. Aguero opines that
6 Oregon, for example, has 20.9 licenses per hundred thousand
7 people of 21 years or older, are you aware of that?

8 A No.

9 Q Would you disagree with that?

10 A I don't -- I don't dispute it. I don't know.

11 Q And in comparison, Nevada, for example, if Mr. Aguero
12 opines that Nevada has about three licenses per 100,000 people
13 of 21 years or older, would you disagree that?

14 A I haven't seen his report.

15 Q And so setting aside the dissolution issue for an
16 issue -- for a second, you would agree that the issuance of new
17 licenses would actually increase the overall market potential
18 for cannabis -- legal cannabis in Nevada; correct?

19 A To some degree it would increase the market. To some
20 degree it would cannibalize the existing market.

21 Q Right, but that's sort of an application of Say's
22 law, S-a-y, apostrophe s, Say's law; right, where a supply
23 creates its own demand?

24 A Supply creates its own demand. I don't know if
25 that's --

1 Q Have you ever heard of Say's law, sir?

2 A Not sure that I have.

3 Q Okay. But you agree that the increase in overall
4 market for new licenses also increases taxes collected by the
5 State; right?

6 A For license fees, yes, and to the extent it expands
7 the market, yes.

8 Q So if this litigation interferes with licenses and
9 therefore decreases the potential market, that would reduce
10 potential tax revenues to the State; correct?

11 A If -- yeah, for some reason they decreased the number
12 of licenses that the -- sounds like the voters have approved,
13 it sounds like it's just a matter of who gets those licenses as
14 opposed to -- it's not my understanding that licenses are
15 potentially going to be taken off the table; it's a matter of
16 whether or not they get reassigned.

17 Q But any interference in the meantime would decrease
18 tax revenues; correct?

19 A Sure.

20 MR. SMITH: No further questions, Your Honor.

21 THE COURT: Thank you, Mr. Smith. Can you wipe down
22 the lectern area.

23 Anyone else from the interveners side wish to
24 examine?

25 Mr. Shevorski.

1 MR. SHEVORSKI: Very quickly, Your Honor.

2 THE COURT: I got one.

3 Mr. Williams.

4 CROSS-EXAMINATION

5 BY MR. WILLIAMSON:

6 Q Good morning, Mr. Seigneur. My name is Rich
7 Williamson.

8 A Good morning.

9 Q I just have a very few questions. I just want to
10 clean up and make sure we clarify a couple things I thought I
11 heard you say. I'm in the back, so I apologize if I misheard.

12 One thing I want to get out of the way, you've also
13 previously worked for LivFree; correct?

14 A Yes.

15 Q And that -- did you know that was a plaintiff in this
16 case?

17 A No.

18 Q Okay. And you never did express any valuation
19 conclusion for any license; correct?

20 A That's correct.

21 Q Now, I think you waffled a bit, but do you recall
22 Mr. Gutierrez asking you if valuing a cannabis license is
23 speculative?

24 A I recall that.

25 Q And you would agree that valuing a cannabis license

1 is speculative at this point, wouldn't you?

2 A No more speculative than valuing anything else.

3 Q So that's a yes?

4 A I mean, to some degree it's speculative, yes.

5 Q Okay. And you also agree that lack of access to
6 regulated product helps the black market, doesn't it?

7 A Yes.

8 Q Now, Mr. Gentile was asking you if COVID and I guess
9 numerical restrictions on how many people can go into an
10 additional -- excuse me, go into a dispensary makes it harder
11 to access dispensaries; correct?

12 A For that delivery channel it does, yes.

13 Q Okay. And so if you had more delivery channels, more
14 dispensaries, again, that would make -- that would increase the
15 access to regulated product for Nevada consumers, wouldn't it?

16 A Well, possibly. Maybe, maybe not. If people like to
17 go into the store and talk to somebody and buy their product
18 and work with a bud tender and now I can't do that as freely as
19 I could before, but I can order online, some people might say I
20 prefer that. But there may be a lot of people that say I'm not
21 going to shop till I can go back to the old way of doing it.

22 Q Right. Okay. So the more delivery channels there
23 are, the lower the black market?

24 A If those additional -- so what's happening is
25 additional delivery channels like home delivery and curbside

1 that are backfilling part of the way it was sold before, those
2 haven't totally replaced, the demand is -- the market's not
3 back to where it was --

4 Q Sure.

5 A -- but it's helping to take away sales from the
6 illicit market.

7 Q Good. Okay. Thank you. And you actually -- you
8 think the industry's going to face a downturn due to COVID, but
9 you can't quantify what that will be, can you?

10 A Correct.

11 Q And you agree with me that there is still room for
12 growth in this industry?

13 A Yes.

14 Q And you may have gone over this with Mr. Smith, but
15 new licenses would increase overall market potential of
16 Nevada's cannabis industry; correct?

17 A They will increase the market to some degree, and
18 they will cannibalize the market to some degree.

19 Q And they will increase the taxes collected by the
20 State; correct?

21 A To the extent they increase the market, yes.

22 Q And you agree that they will increase the market?

23 A To some degree, yes.

24 Q Okay. Thank you.

25 THE COURT: Mr. Shevorski.

1 Can you please wipe us down, Mr. -- thank you.

2 MR. SHEVORSKI: I'll try not to touch anything.

3 CROSS-EXAMINATION

4 BY MR. SHEVORSKI:

5 Q You mentioned the cannibalization theory several
6 times. And as I understand it, if a new license goes final and
7 they cannibalize, let's say the revenues of an existing
8 licensee, is that a fair summation of what you're talking
9 about?

10 A A new license that is granted depending upon its
11 location and its other attributes has a lot of potential to
12 cannibalize from an existing, one or more existing license
13 holders depending upon the other license holders, where they're
14 located, where the new licensee is, yes.

15 Q Do you know if any of the licenses issued pursuant to
16 the September 2018 retail competition in Nevada have gone
17 final?

18 A Any of the conditional licenses have gone final?

19 Q Yes.

20 A No, I -- it's my understanding they have not subject
21 to this hearing.

22 Q I want you to -- so you don't know where -- if they
23 have gone final, whether or not the cannibalization theory
24 you've proposed is actually true in practice?

25 A If some of the conditional licenses are up and

1 operating, I guess that would be news to me, and to the extent
2 they are expanding market or cannibalizing from additional
3 locations, you know, if there's somebody operating in a
4 particular location, that could be studied.

5 Q It would have to be studied, but you're not prepared
6 to offer an opinion whether or not the cannibalization
7 hypothesis you've proffered is actually true for the licenses
8 that have gone final pursuant to the September 2018 retail
9 competition?

10 A Well, it's still my opinion that if additional
11 licenses are granted, it will cannibalize to some degree the
12 market that exists for the current license holders.

13 Q But you have no existing facts to base that opinion
14 upon with respect to the new licenses pursuant to the
15 September 2018 competition that you're unaware of?

16 A I don't have particular numbers, but it's -- it's
17 basic economic theory.

18 Q It's economic theory, but you're not sure if it works
19 in practice with respect to the September 2018 licenses that
20 may or may not have gone final based on your knowledge?

21 A In my experience when I've seen additional licenses
22 granted in other markets it, you know, it has some
23 cannibalistic effect on the current license holders. We've
24 seen that happen in multiple jurisdictions that we've valued
25 licenses where additional licenses have been granted. I

1 haven't done the particular study here in Nevada, but I've done
2 it in Colorado. I've done it in Oregon. I've done it New
3 Mexico. And it has a cannibalistic effect in the prior studies
4 that I've done that are similar.

5 Q You don't know if it's done it -- if that theory has
6 applied here?

7 A I have no reason to believe it would not be.

8 Q But you have no facts either way; correct?

9 A I --

10 Q You didn't know that the licenses have gone final
11 pursuant to the September 2018 competition?

12 A I don't know particularly for the Nevada market, but
13 based on prior experience in the industry, I'd be shocked if it
14 wasn't the same here as other jurisdictions.

15 MR. SHEVORSKI: Okay. Thank you for your testimony.

16 THE WITNESS: Thank you.

17 THE COURT: Anyone else wish to examine before I go
18 back to Mr. Gentile.

19 Mr. Gentile.

20 Mr. Shevorski, you forgot to wipe down the lectern
21 for Mr. Gentile.

22 MR. SHEVORSKI: I didn't touch it, but I will.

23 THE COURT: For your friend Mr. Gentile.

24 MR. SHEVORSKI: Well, he is my friend. I need a
25 little --

1 MR. GENTILE: We're getting there.

2 MR. SHEVORSKI: We need a little kindness in this
3 world. You're very welcome.

4 THE COURT: Okay, Mr. Gentile, you're up.

5 REDIRECT EXAMINATION

6 BY MR. GENTILE:

7 Q If some of those December 5th, 2018, conditional
8 licenses have, in fact, become unconditional and gone into
9 operation, that would mean that there are more dispensaries
10 than there were prior to that; right?

11 A Yes.

12 Q And you testified, and we have shown the Court, that
13 the sales not only on a percentage basis have gone down, but in
14 hard numbers have gone down year to year the last couple of
15 months; right?

16 A Yes.

17 Q So that would mean that the additional operators, the
18 additional dispensaries are not growing the market?

19 A There'd be more dispensaries competing for a smaller
20 amount of business as compared --

21 Q Right.

22 A -- to the prior period.

23 MR. GENTILE: Could you pull 4194 up on the screen,
24 please.

25 THE COURT: Is 4190 -- oh, it is admitted. Thank

1 you.

2 MR. GENTILE: Yeah.

3 THE COURT: I was just checking.

4 MR. GENTILE: And I saw something on it that we kind
5 of glossed over.

6 4194 please, somebody. All right. Run it down,
7 please. Keep going. Whoa, whoa, let me see. Keep going,
8 please. Go more. Get to Nevada.

9 THE COURT: Is this the chart you wanted to look at?

10 MR. GENTILE: I am --

11 THE COURT: It is called Nevada Monthly Dispensary
12 Sales, and it appears to have years January 2018 to --

13 MR. GENTILE: Yeah, but that's not the chart that I'm
14 looking for. I'm looking for the narrative that said that May
15 over May went down percentagewise.

16 Keep going.

17 THE COURT: Declining by 24 percent?

18 MR. GENTILE: See it's corrupt on my drive, so I
19 couldn't do it myself.

20 THE COURT: Is this where you want --

21 MR. GENTILE: Wait, wait, wait.

22 THE COURT: -- right above Nevada sales by category?

23 MR. GENTILE: Maybe that's it. You know what, it's
24 in evidence. I'll deal with it later.

25 THE COURT: Thank you.

1 MR. GENTILE: And I'll deal with it in summation.

2 THE COURT: All right. Anything else for this
3 witness?

4 MR. GENTILE: No, not really.

5 Thank you, Mr. Seigneur.

6 THE COURT: Anybody else have a question for this
7 witness?

8 Thank you, sir, have a lovely day.

9 THE WITNESS: Thank you.

10 THE COURT: Travel safely.

11 Mr. Gentile, you've got to wipe down the lectern
12 before I go to my next witness.

13 MR. SHEVORSKI: I'll wipe down for my friend.

14 THE COURT: Thank you, Mr. Shevorski.

15 We will take a brief recess while we get Mr. Pupo up
16 and running.

17 MR. SHEVORSKI: I have an answer for you by the way
18 to on --

19 THE COURT: What is the answer?

20 MR. SHEVORSKI: The answer is there'll be written
21 questions beforehand, written and there is available to watch
22 on Zoom, and then there will be with their written questions
23 during the hearing, those will be read afterwards written
24 comments. But there will not -- there will not be live
25 questioning.

1 THE COURT: So is written testimony going to be
2 submitted?

3 MR. SHEVORSKI: Yeah. There will be written --
4 people can do written testimony of written before -- written
5 public comment before. It will be broadcast on Zoom. If there
6 is written comment during the hearing, it will be read
7 afterwards.

8 THE COURT: Read by the commissioners?

9 MR. SHEVORSKI: Or --

10 THE COURT: The board?

11 MR. SHEVORSKI: Right, by the board.

12 THE COURT: Okay.

13 We'll have a recess for 10 minutes while we find
14 Mr. Pupo.

15

16 (Proceedings recessed at 11:08 a.m. until 11:16 a.m.)

17 (Pause in the proceedings.)

18 THE COURT: Good morning, Mr. Pupo. Ms. Welch wiped
19 down the table.

20 THE WITNESS: Thank you, Your Honor.

21 THE COURT: So if you'd remain standing and raise
22 your right hand.

23

JORGE PUPO

24 [having been called as a witness and being first duly sworn,
25 testified as follows:]

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1 THE CLERK: Thank you. Please be seated. Please
2 state and spell your name for the record.

3 THE WITNESS: My name is Jorge, J-o-r-g-e. Pupo,
4 P-u-p-o.

5 THE COURT: Thank you, sir.
6 Ms. Chattah.

7 CROSS-EXAMINATION

8 BY MS. CHATTAH:

9 Q Good morning, Mr. Pupo. My name is Sigal Chattah,
10 and I represent plaintiffs Herbal Choice in this action. Okay.

11 A Good morning.

12 Q Can you hear me okay?

13 A It's a little tough.

14 Q It's a little tough.

15 THE COURT: You're going to have to speak up. I know
16 you can project. I've heard you at social events. So I know
17 that you can speak up.

18 MS. CHATTAH: Yes, Judge.

19 BY MS. CHATTAH:

20 Q All right. Better?

21 A Yes.

22 Q Excellent. All right. So what I'd like to do is I'd
23 like to kind of expand today on some of the questions that
24 Mr. Gentile asked you regarding market share, regarding GTI and
25 Essence. So essentially we're going to do a little bit of a

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1 deep dive on those issues. Okay?

2 A Okay.

3 Q All right. So the first thing I would like to know
4 is you are familiar with the regulation 453.272(5), which deals
5 with market share and the 10 percent; right?

6 A Is that the monopoly provision?

7 Q Yes, it is.

8 A Yes. Uh-huh.

9 Q Okay. You're very familiar, or would you like me to
10 have it screened up for you?

11 A Yeah, it would be nice to have it up for reference.

12 Q Okay. Excellent.

13 MS. CHATTAH: Can we get that provision chain,
14 please. And that's Section 5.

15 THE COURT: Down at the bottom, 5. No. There you
16 go. For each owner.

17 MS. CHATTAH: Yep.

18 THE COURT: Wait, no, that's not the right one
19 either.

20 MS. CHATTAH: It is 272, Subsection 5.

21 THE COURT: There you go.

22 MS. CHATTAH: There we go. Excellent.

23 BY MS. CHATTAH:

24 Q Do you want to take a minute just to read through it?

25 A No, it's -- that's fine.

1 Q You got it?

2 A Yes.

3 Q Okay. All right. Can you explain to me what your
4 understanding of monopolistic practices is.

5 A Well, the -- where a person's, group of persons, what
6 does this say -- ownership group, has control of a market in a
7 certain region or area.

8 Q Okay. Give me your understanding of what monopoly
9 means.

10 A It would be, again, it would be where a corporation
11 or a company has control of the market, and of a certain area,
12 region, industry.

13 Q Okay. I don't want to talk over you. So I'm
14 assuming you --

15 A Yeah. Go ahead.

16 Q -- you're done?

17 Okay. Now, yesterday you went through your
18 professional history and your educational history. I didn't --
19 we're sitting a few rows back, and I'm not really sure that I
20 got it. Do you have any educational background in economics or
21 antitrust?

22 A No.

23 Q Okay. So where did you come to the opinion of what
24 monopolistic practices or monopolies are?

25 A Well, this was part of the 453A, the medical. This

1 language came from the medical statutes and regulations. So
2 basically we followed whatever DPBH was doing in the past
3 according to the statute. And I had several discussions with
4 DPBH staff and the Attorney General's office, which it was just
5 conversations. So that's pretty much where we get the
6 interpretation from.

7 Q Okay. So would it be safe to say that your
8 understanding of monopolies and monopolistic practice in this
9 sphere, of the cannabis sphere would -- was gleaned by you kind
10 of on the field?

11 A Yes.

12 Q Yeah. Okay. So prior to that, you had never had to
13 deal with any monopolies or any monopolistic practice in your
14 previous employment?

15 A No.

16 Q Okay. Did you have, other than the medical licensing
17 training, did you have any point person if you personally had a
18 question? Hey, is this a monopoly? This is kind of gray, kind
19 of -- was there anybody in the Department that you could look
20 up to or question for guidance on anything that was -- that
21 would kind of not pass the smell test by you?

22 MS. LEVIN: Caution the witness not to talk about
23 attorney-client privileged information.

24 THE COURT: So we don't want to know what the AG's
25 office told you, but if you had other people in the Department

1 you worked with that helped you with that, she is entitled to
2 know.

3 THE WITNESS: Right. So if I had some questions, at
4 times, you know -- a lot of times we could just collaborate
5 with -- I had a chief deputy executive director who was also an
6 attorney.

7 And I had the deputy executive director who was over
8 the department.

9 I talked to other staff members who had been
10 executing these regulations under the medical --

11 BY MS. CHATTAH:

12 Q I'm sorry. I can't hear. The mask is --

13 A I had also talked to staff that had, you know, had
14 been executing or administering this 453A on the medical side
15 and, you know, like I said, I'd consult the AG's office when
16 need -- when I felt it was appropriate.

17 Q So now the chief deputy that you are referring to is
18 who?

19 A Shelley Hughes.

20 Q Okay. And you mentioned another chief, and that is
21 who that you were referring to?

22 A No. You have the deputy executive -- I mean, the
23 executive director of the Department.

24 Q Okay. And you mentioned administrators. Can you
25 tell us by name who those administrators were that you relied

1 on.

2 A Well, over the course you had different executive
3 directors. You had Deonne Contine, who was also an attorney,
4 Bill Anderson, Melanie Young and then from DPBH, I had Steve
5 Gilbert and Karalin Cronkhite.

6 Q Now, do you recall having conversations with them
7 about any type of monopolies, any type of monopolistic
8 practices that you should avoid?

9 MS. LEVIN: Same --

10 BY MS. CHATTAH:

11 Q With any of these people?

12 MS. LEVIN: Caution to the extent that it may call
13 for attorney-client privileged communications. Instruct the
14 witness not to discuss any of the conversations with the
15 attorneys.

16 THE COURT: Okay. So we're skipping the DAGs, but
17 otherwise you can answer.

18 THE WITNESS: Okay.

19 BY MS. CHATTAH:

20 Q If you want, I could fragment that for you. So
21 Deonne Contine.

22 A Well, let's just say this. Deonne, when the
23 regulations were being written, Deonne was the one that led the
24 regulations along with QuantumMark, pulled over from -- from
25 453A. So there wasn't a whole lot of discussion other than

1 that basically no one can have 10 percent or more of the
2 allocable licenses in the county.

3 Q Okay. Now, what I'm going to move into is some
4 follow-up on Mr. Gentile's questions on GTI and Integral, which
5 I'm going to refer to as Essence. Okay?

6 A Okay.

7 Q Do you recall meeting any members of GTI?

8 A I've never met them in person. I had one phone call
9 with them.

10 Q You never met any of them in person?

11 A No.

12 Q Okay. You ever meet with Anthony Georgiadis?

13 A No, I don't believe so.

14 Q Benjamin Kovler?

15 A Don't believe so.

16 Q Wendy Berger?

17 A Don't believe so.

18 Q Glenn Senk?

19 A No.

20 Q Jennifer Dooley?

21 A I don't know.

22 Q So it's your testimony that you never met with
23 anybody from GTI, at all?

24 A GTI, the -- you're talking the corporate?

25 Q Yes.

1 A Yeah, no.

2 Q Okay. Now, I believe you testified yesterday that
3 you knew that GTI had interests in licenses in Nevada prior to
4 2018?

5 A Yeah. I believe they had a dispensary.

6 Q Okay. Now, how did you come to know that they had
7 interests in licenses in Nevada?

8 A Just through the course of daily compliance activity.

9 Q Okay. And you -- I'm trying to remember if you
10 testified as to this at the preliminary hearing or in your
11 depo, but you knew that they operated Rise in Sparks in Washoe
12 County; right?

13 A Right. I believe so, yeah.

14 Q Okay. Now, do you recall having any discussions with
15 Steve Gilbert as to the sale of Essence to GTI?

16 A Yes.

17 Q Okay. Can you tell us what those discussions were?

18 A The various discussions on different topics. You
19 have one specifically?

20 Q Various discussions on what?

21 A On different topics.

22 Q Okay. Like what?

23 A One of them was some wording in the -- I don't
24 remember what they call the document, if it was an asset
25 purchase agreement or a contract or whatever. And the other

1 one was a possible issue with a monopoly provision.

2 Q And possible issue with monopoly?

3 A Yes.

4 Q Okay. Why don't you elaborate on -- what was your
5 discussion with Steve Gilbert as to the monopoly?

6 A To my recollection, it was that if the merger or
7 purchase were to take place today or whatever, that they'd be
8 over one dispensary, in I believe Washoe County.

9 Q Okay. And what was Mr. Gilbert's response to that?

10 A That basically that they would have to divest
11 themselves from that interest in order -- in order to allow the
12 transfer.

13 Q So going back to the statute --

14 MS. CHATTAH: Shane, can we pull it up again.

15 THE COURT: The reg?

16 MS. CHATTAH: The, sorry, reg.

17 THE COURT: It's all right.

18 MS. CHATTAH: At least I'm not calling it a mandate.

19 THE COURT: Or a directive.

20 BY MS. CHATTAH:

21 Q Now, how many licenses did Essence have -- be awarded
22 in Washoe?

23 A I don't remember.

24 Q Okay. But you definitely remember GTI having one in
25 Sparks, which is also Washoe; correct?

1 A Yes.

2 Q Okay. We'll get to that. Now, when you told
3 Mr. Gilbert that GTI would have to divest their license in
4 Sparks, were any of those communications ever provided to
5 Amanda Connor as to perhaps a course of conduct that her client
6 should be taking?

7 A I don't remember.

8 Q You don't remember having any discussions with
9 Ms. Connor on that?

10 A No, I don't. I don't remember discussing that with
11 her. I was -- for the transfer of ownership, my -- I had
12 discussions with Armand and mainly I had the one call with GTI.
13 My discussion really was with Steve on the monopoly issue. But
14 I don't recall a specific conversation with Amanda on that.

15 Q Okay. Now, let's talk about your phone call with
16 GTI. Do you remember what that phone call was about?

17 A Yes.

18 Q Okay. Why don't you tell us.

19 A You know, I don't -- I don't know if any of that is
20 confidential under the statute.

21 Q With GTI?

22 A Well, it was -- it was part of a transfer of
23 ownership and the contents of the contract.

24 THE COURT: So it's probably not confidential.

25 THE WITNESS: It's probably not?

1 THE COURT: Probably not.

2 BY MS. CHATTAH:

3 Q Go ahead.

4 A Okay. So I had some questions regarding an
5 individual that was being transferred the dispensary license.
6 It was being sold to him, and so I had questions about that. I
7 had questions about another entity that was included in the --
8 in their contract that was supposed to get some sort of
9 interest. In the end, the ending entity that I had some
10 questions as to why they were -- they were involved in that.

11 Q Let me stop you for a second because I have a few
12 follow-ups on that short little sentence you gave us.

13 You said an individual. Who is that individual?

14 A I don't remember the individual's name.

15 MR. BICE: I'm going to object, Your Honor. This --
16 subject matter this transaction was in 2019. It's not relevant
17 to this case. So I understand why our competitors want to
18 constantly use the litigation process --

19 I better come up to the mic, Your Honor.

20 THE COURT: Yes, you should.

21 MR. BICE: I understand why our competitors want to
22 try and use the litigation process --

23 THE COURT: Use the one by Ms. Welch.

24 MR. BICE: -- to interfere with our -- interfere with
25 our business, but --

JD Reporting, Inc.

1 THE COURT: Stand near Ms. Welch with the mic.

2 MR. BICE: Oh.

3 THE COURT: Thank you.

4 MR. BICE: To try and interfere with our business,
5 but it doesn't have anything to do with the claims that are
6 asserted in this case.

7 THE COURT: So it's a relevance objection?

8 MR. BICE: It is a relevance objection as well as I
9 just -- the Court ruled -- he had concerns about
10 confidentiality and if they get into the specifics, we will
11 assert our rights to confidentiality.

12 THE COURT: Well, but conversations with him are
13 unlikely to be confidential.

14 MR. BICE: I disagree with Her Honor on that.

15 THE COURT: Okay.

16 MR. BICE: When he is dealing with a -- with a
17 licensee on a subject matter, it could very well be
18 confidential under the statute, just like disciplinary matters,
19 Your Honor.

20 THE COURT: Well, I certainly think disciplinary
21 matters are.

22 But, Mr. Gentile, I've got to have you stay with a
23 mic.

24 MR. BICE: Thank you.

25 THE COURT: Where is a mic?

JD Reporting, Inc.

1 MR. GENTILE: May I speak to that?

2 THE COURT: You may, but I'm looking for a mic for
3 you to speak at.

4 MS. CHATTAH: Just --

5 THE COURT: There's a mic on the front table; right?

6 MR. GENTILE: No.

7 THE COURT: That's because you moved it. Oh, Jill
8 moved it so that you wouldn't get up.

9 MS. CHATTAH: Oh, Akke has a mic.

10 THE COURT: Yes, Mr. Gentile, could you speak into
11 the mic on your table.

12 MR. GENTILE: The word is bias. And it clearly shows
13 that.

14 THE COURT: Okay.

15 MS. CHATTAH: What? I missed that.

16 THE COURT: All right. So the objection is
17 sustained. The transaction after the approval of these
18 licenses is irrelevant to the issues that I am trying. It may
19 be relevant for other purposes, but it's not relevant to this
20 purpose.

21 MS. CHATTAH: I understand.

22 THE COURT: Okay. But to the extent he had
23 communications with people, you can talk about that from the
24 upper level about how many and who and when.

25 MS. CHATTAH: Okay.

1 MR. GENTILE: So if I understand the Court's ruling,
2 the Court is going to strike it as to relevance, but permit the
3 questioning that doesn't include the details to establish bias?

4 THE COURT: Correct.

5 MR. GENTILE: Okay. Thank you.

6 THE COURT: Well, I'm not really considering it bias.
7 I'm considering it contacts. Bias has potential negative
8 inferences. I'm going to contacts, how many contacts, what
9 were the nature of the contacts. So I will eventually evaluate
10 whether it is or is not bias, but not to the details of any
11 transaction.

12 Yes, Mr. Bice.

13 MR. BICE: Your Honor, yeah, Your Honor, just one
14 final on that. Bias as to -- or contacts as to the year 2019?

15 THE COURT: There is a continuing course of conduct
16 of contacts that continue to occur up until my preliminary
17 injunction hearing and maybe after.

18 MR. BICE: Well, that's going to be true -- it's a
19 regulated industry. Of course, there's going to be contacts.

20 THE COURT: Absolutely. It's a different kind of
21 contact though, Mr. Bice, I hope. So let's talk about it.
22 Keep going.

23 MS. CHATTAH: May I proceed, Judge?

24 THE COURT: You may.

25 MS. CHATTAH: Thank you.

1 BY MS. CHATTAH:

2 Q At what point did you have conversations with
3 Mr. Gilbert regarding GTI purchasing Essence?

4 A Probably when I was sent the -- the ownership
5 transfer documents and the contract for review.

6 Q I believe yesterday you testified -- correct me if
7 I'm wrong, again, because sometimes we can't hear details over
8 there. I believe yesterday you testified that you first learn
9 of any type of GTI acquisition of Essence in July of 2018. Is
10 that accurate?

11 MR. BICE: Objection. Foundation.

12 THE COURT: Overruled.

13 THE WITNESS: No, I don't -- I don't recall saying
14 that.

15 BY MS. CHATTAH:

16 Q Okay. So do you recall when you first saw the
17 transfer request?

18 A Not exactly. I would say late summer, early fall of
19 2018.

20 Q I'm sorry?

21 A Of 2018.

22 Q Okay. Late summer, early fall. So about July,
23 August?

24 A No, I wouldn't say July, but it would probably be
25 late August, September, October.

1 Q Okay. So late August, September, October.

2 A That's a total guess, but...

3 Q Now, did you ever see the Reno Gazette Journal
4 article about GTI purchasing Essence?

5 A I don't recall.

6 Q In December 2018?

7 A I don't recall seeing it.

8 Q Now, did you have any conversations with Amanda
9 Connor regarding the GTI acquisition of Essence in July
10 of 2018?

11 A I don't know if I had conversations with her in July.
12 There were -- I know that I had some conversations. She was
13 intermediary, if you will, if I had -- or she represented them
14 if I had questions, but I don't know the time frames that -- I
15 worked on that for many months.

16 Q You worked on what for many months?

17 A That ownership transfer. It took several months.

18 Q Okay. Now, yesterday you were asked about the dinner
19 at Hank's with Amanda, you and Mr. Yemenidjian. Remember?

20 A Yemenidjian, yes.

21 Q Wasn't the transfer of GTI and Essence brought up at
22 that Hank's dinner?

23 MR. BICE: Objection to form.

24 THE COURT: Overruled.

25 You can answer.

1 THE WITNESS: You know, it's my recollection that I
2 believe that was brought up or at least I believe I was told
3 that there was going to -- he was selling, but, you know, I had
4 so many, so many meetings they're starting just to blend in
5 together.

6 BY MS. CHATTAH:

7 Q Yeah.

8 A You know, so.

9 Q It happens.

10 MR. PRINCE: Move to strike.

11 THE COURT: Denied.

12 Keep going.

13 MR. PRINCE: Well, her commentary about "It happens."

14 THE COURT: I had understood, Mr. Prince. I denied
15 your request.

16 Continue.

17 THE WITNESS: Right. So it --

18 THE COURT: Were you finished with your answer?

19 THE WITNESS: It's difficult to pinpoint, you know,
20 exact topics at any particular meeting.

21 BY MS. CHATTAH:

22 Q So, but that dinner at Hank's was in July of 2018?

23 A Yes.

24 Q And it was obviously discussed that Essence was being
25 sold?

1 A I believe so. I believe I was told that Essence was
2 going to be sold.

3 Q You just don't recall whether the logistics of that
4 conversation included a sale to GTI as opposed to a straight
5 sale?

6 A Right. I don't remember the details.

7 Q And at that point, obviously, Essence had not been
8 granted their licenses yet; correct?

9 A Correct.

10 Q Okay. Now, ultimately Essence was granted two
11 licenses in Washoe; correct? Do you recall off the top of your
12 head?

13 A No, I don't.

14 Q You don't recall off the top of your head?

15 A No.

16 MS. CHATTAH: Okay. Shane, can I get 0084,
17 pages 6 and 7, please.

18 Oh, I can't see. It's too small. Can we -- can we
19 go to 7. Sorry.

20 BY MS. CHATTAH:

21 Q Okay. Do you see Rank Number 1?

22 A Yes.

23 Q Okay. What does that say?

24 A Essence Tropicana, LLC.

25 Q Okay. And they received a conditional license;

1 correct?

2 A In Washoe County, yes.

3 Q And that says Washoe County, Reno?

4 A Yes.

5 Q Right. Okay.

6 MS. CHATTAH: Could we go to 8, Shane -- or I'm
7 sorry, just move it up to Sparks.

8 BY MS. CHATTAH:

9 Q Okay. Do you see Rank Number 1?

10 A Yes.

11 Q What does that say?

12 A Essence Henderson, LLC. Conditional license in
13 Washoe County, Sparks.

14 Q So Essence had two licenses in Washoe County;
15 correct?

16 A Yes.

17 Q Okay. Now, would it surprise you to know that Ky
18 Plaskon sent out a series of texts regarding the purchase, the
19 GTI's purchase of Essence?

20 MS. LEVIN: Objection --

21 BY MS. CHATTAH:

22 Q Did you know that?

23 MS. LEVIN: -- assumes facts not in evidence.

24 THE COURT: Overruled.

25 THE WITNESS: Nothing surprises me these days.

1 BY MS. CHATTAH:

2 Q Nothing surprises you. Okay.

3 You ever have a conversation with Ky about -- or
4 Mr. Plaskon about GTI's purchase of Essence?

5 A No, not that I recall.

6 Q And other than those conversations, which you
7 initially told me of with Mr. Gilbert, once the GTI purchase of
8 Essence was announced, did you have any further conversations
9 with Mr. Gilbert about that acquisition?

10 A No. I mean, we just followed the normal transfer of
11 ownership process.

12 Q Did you ever voice any concerns about the market
13 share GTI would have to Steve Gilbert if they are allowed to
14 acquire Essence?

15 A No. There was no discussion on market share. Our
16 concern is basically what I stated earlier. No more than
17 10 percent in the county of allocable licenses.

18 Q Now, did Mr. Plaskon ever talk to you about anything
19 about market share or the 10 percent rule or the possibilities
20 of exceeding it?

21 A No. I rarely spoke to Mr. Plaskon.

22 Q And Steve Gilbert didn't voice any concerns about
23 that?

24 A Not to me, no.

25 Q Okay. So who would Steve Gilbert address those

1 concerns about market share and exceeding the 10 percent rule
2 if not to you?

3 A No. He would --

4 MS. LEVIN: Objection, Your Honor. I would just
5 caution the witness again not to discuss any confidential
6 attorney-client privileged communications that Mr. Steve
7 Gilbert may have had with somebody.

8 I also caution the witness not to disclose any
9 confidential conversation as to the deliberative process of the
10 Department with respect to this legal issue.

11 THE COURT: Overruled.

12 We don't want to know about any communications with
13 the AG, but we do want to know what Mr. Gilbert and you talked
14 about.

15 THE WITNESS: Right. So with Mr. Gilbert, there was
16 never any discussion regarding market share or whatnot. If
17 during the transfer of ownership process he saw an issue that
18 the monopoly provision may be violated, then yes, he would tell
19 me about it.

20 BY MS. CHATTAH:

21 Q But he never told you about it?

22 A About which one?

23 Q About the violation, about or the potential violation
24 of the 10 percent rule?

25 A Regarding Rise?

1 Q GTI's acquisition of Essence.

2 A Yes. I told you earlier he brought that up to me
3 that they'd have to divest or their ownership of that -- of a
4 dispensary in order to not violate the monopoly rule.

5 Q And other than the discussion that you instructed,
6 while they would have to divest, was any other measures taken?

7 MS. WELCH: Objection. Misstates his testimony.

8 THE COURT: Overruled.

9 You can answer.

10 THE WITNESS: No.

11 BY MS. CHATTAH:

12 Q So just so I --

13 A Oh, excuse me. Other than contact the licensee and
14 tell them that they have to divest.

15 Q Well, I'm missing that. That's what it -- that's
16 what I needed to hear.

17 A Right. Okay.

18 Q So did you contact the licensee and tell them, look,
19 you guys have a license in Sparks. You want two more in
20 Washoe. You got to divest?

21 MS. LEVIN: Objection.

22 BY MS. CHATTAH:

23 Q Anything along those lines?

24 MS. LEVIN: Objection. Calls for confidential
25 information.

1 THE COURT: Overruled.

2 She's asking if you had those communications with the
3 licensee about divestiture.

4 THE WITNESS: I believe -- I want to say that that
5 conversation was with Amanda.

6 BY MS. CHATTAH:

7 Q That conversation was with Amanda?

8 A Yes.

9 Q Okay. So walk me through how that conversation went
10 to the best of your recollection.

11 A Well, I don't remember specifics, but basically, hey,
12 this transfer of ownership, there's a problem where they're
13 going to be over the monopoly rule. They have to get rid of a
14 dispensary if they want this to go through.

15 Q Okay. What did Amanda say?

16 A She'd advise her clients.

17 Q What other measures were taken after your
18 conversation with Amanda, and Amanda purportedly advising her
19 clients? Anything else happen after that?

20 MS. LEVIN: Objection. Vague. May call for
21 confidential information.

22 THE COURT: Sir, we don't want to know about any
23 communications you had with the Attorney General's office.

24 THE WITNESS: So then it would just follow the normal
25 transfer of ownership procedures. If they did a transfer out

1 of that dispensary and the purchase agreement, you know, once
2 it's finalized it doesn't violate the monopoly, then the
3 transfer would be approved.

4 BY MS. CHATTAH:

5 Q So assuming that GTI would have divested itself from
6 Sparks --

7 Correct?

8 A Yes.

9 Q -- then the acquisition of Essence would not have
10 violated the 10 percent rule?

11 A Correct.

12 Q Did GTI ever divest itself from Sparks?

13 A I believe they did.

14 Q Do you recall when they divested themselves from
15 Sparks?

16 A No.

17 Q Do you recall if they divested themselves from Sparks
18 after the acquisition?

19 A No. I think it was part of the acquisition itself.

20 Q How many licenses were allocated for Washoe County?

21 A I don't remember. It was like 8 or 10.

22 Q For Washoe County?

23 A I believe so. Or maybe it was 4. I don't remember.

24 Q Okay. Okay.

25 MS. CHATTAH: Can we pull up, Shane, 1868, page 3,

1 please.

2 BY MS. CHATTAH:

3 Q Okay. Let's look at the bottom.

4 THE CLERK: That's proposed.

5 TECH SHANE: That's proposed.

6 THE CLERK: It's proposed.

7 THE COURT: That's a proposed one. Don't we have one
8 that's admitted?

9 MS. CHATTAH: I don't know.

10 (Pause in the proceedings.)

11 MS. CHATTAH: No.

12 THE COURT: Any objection to 1868?

13 MS. LEVIN: Just some foundation, Your Honor.

14 MR. BICE: I have to look at it.

15 THE COURT: So I'm going to look away while you guys
16 look at it.

17 (Pause in the proceedings.)

18 MR. BICE: I guess my objection on this one, Your
19 Honor, is just foundation as to timing, when it was created and
20 who created it. I don't know what it -- I don't know what the
21 date of the document is. It doesn't have a date on it.

22 THE COURT: Can you lay some foundation.

23 MS. CHATTAH: Judge, I'm not going to admit this
24 exhibit.

25 THE COURT: Okay. Then the witness can look at it if

1 you'd like him to look at it, and I'll look away.

2 MS. CHATTAH: I would like for the witness just to
3 look at the bottom of page 3.

4 THE COURT: That's fine. I'm not looking at it.

5 MR. PRINCE: Well, what -- well, hang on. I guess I
6 have an objection. Why is -- if it's not admitted, how can you
7 look at it?

8 THE COURT: The witness can look at anything. He
9 could even look at a cocktail napkin written in lipstick to
10 refresh his memory.

11 MR. PRINCE: Well, she's not refreshing recollection.
12 So.

13 MS. CHATTAH: I actually am refreshing recollection.

14 THE COURT: So can we ask the question.

15 MR. PRINCE: Ask the question.

16 THE COURT: Thank you, Mr. Prince.

17 MR. PRINCE: You're welcome.

18 THE COURT: Ms. Chattah, can you ask the question,
19 please.

20 MS. CHATTAH: Yes, Judge.

21 THE COURT: Thank you.

22 BY MS. CHATTAH:

23 Q Do you see where it says 20 total in Washoe County?

24 THE COURT: So in order to refresh his
25 recollection --

1 MS. CHATTAH: Oh, I'm sorry.

2 THE COURT: -- you need to say you said you didn't
3 know how many licenses there were. Now, I'm showing you
4 something. Does this refresh your memory?

5 MS. CHATTAH: All right.

6 BY MS. CHATTAH:

7 Q Does this refresh your recollection on how many
8 licenses were awarded in Washoe County?

9 A No.

10 Q It doesn't?

11 A No. Because -- I think 20 is total allocable.
12 That's not -- I don't believe -- I don't recall Washoe County
13 having 20 licenses issued in this round of retail applications.

14 Q Okay. All right.

15 THE COURT: So is this a good place to break for
16 lunch?

17 MS. CHATTAH: Yes, Judge. Thank you.

18 THE COURT: Great. All right.

19 So I'll see you guys at 1:00.

20 Those of you who are meeting with Judge Togliatti I
21 know Ramsey is assisting with the shuttling you to and from.

22 (Proceedings recessed at 11:56 a.m. until 12:58 p.m.)

23 THE COURT: Mr. Pupo, I'd like to remind you you're
24 still under oath.

25 THE WITNESS: Yes, Your Honor.

1 THE COURT: You may proceed.

2 MS. CHATTAH: Are we ready?

3 THE COURT: You're good.

4 MS. CHATTAH: Okay.

5 BY MS. CHATTAH:

6 Q Mr. Pupo, before we broke for lunch I asked you some
7 questions about GTI's divestment in Sparks; do you remember?

8 A About GTI and what?

9 Q Divestment.

10 A Yes.

11 Q Hold on. Let me fix my mask. All right. Now you
12 should be able to understand better.

13 So you had testified that you recall the divestment;
14 correct?

15 A I believe -- I believe I did see that they had sold
16 off or they were selling off --

17 Q The --

18 A -- the dispensary.

19 Q You saw the what? I'm sorry.

20 A Yes, that there was something regarding the sale of
21 the dispensary in Washoe County.

22 Q Okay. Tell me a little bit about what you remember
23 about this sale of the dispensary.

24 A Nothing other than it was -- I believe I saw it in
25 the agreement --

1 Q I'm sorry, in the what?

2 A I believe I saw it in the agreement of the
3 acquisition.

4 Q You saw the sale of the Sparks dispensary in the
5 agreement between GTI's acquisition of Essence?

6 A I believe so.

7 Q Okay. So you were not at all involved in the GTI
8 sale of their Sparks license?

9 A No.

10 Q No?

11 A No.

12 Q Okay. So you don't know who the players were that
13 acquired that location?

14 A No.

15 Q Okay. Did Amanda Connor handle that deal?

16 A She was one. I think there was a total of 17
17 attorneys involved in that transaction.

18 Q In the GTI divestment of their Sparks location there
19 were 17 attorneys?

20 A No, in the acquisition. In the acquisition.

21 Q In the acquisition of -- GTI's acquisition of
22 Essence?

23 A Yes.

24 Q That's not what I'm asking you about.

25 A Okay.

1 Q What I'm asking you about is GTI's divestment in
2 their Sparks location?

3 A I don't know. I don't remember.

4 Q You have no information on that?

5 A No, I don't remember that.

6 Q Okay. Do you know who would have supervised that
7 transaction?

8 A Steve Gilbert.

9 Q Okay. And do you know if any documentation was
10 provided in this case as to the sale of -- GTI's sale of their
11 Sparks location?

12 UNIDENTIFIED SPEAKER: Objection. Lacks foundation.

13 THE COURT: Overruled.

14 THE WITNESS: Yeah, I don't know what was -- what's
15 been provided for this case.

16 BY MS. CHATTAH:

17 Q But you don't have any information on that --

18 A No.

19 Q -- as you sit here today?

20 A Right.

21 Q Okay. You don't know who purchased the Sparks
22 location?

23 A No, I don't remember.

24 Q Okay. And do you recall seeing any -- and you don't
25 recall, strike that. You don't recall seeing any documentation

1 as to GTI selling that Sparks location?

2 A I don't recall seeing it.

3 Q So and the only time that you learned about GTI's
4 divestment of their Sparks location was when you were working
5 on the GTI acquisition of Essence; correct?

6 A Yes.

7 Q That was the first time you knew about GTI divesting
8 from Sparks?

9 A Yes.

10 Q Okay. Now, before we broke for lunch I asked you if
11 you recall that Washoe County had 20 licenses allocated, and
12 you corrected me and you said it was actually nine licenses
13 that were allocated -- allocable?

14 A Yeah, I don't remember if it was 8, 6, 4.

15 Q So what would be 10 percent of 9 plus or minus? I
16 don't need mathematical certainty.

17 A 10 percent of 9, I can't even think right now
18 mathwise.

19 Q That would really be one license; right?

20 A Right, I mean --

21 Q Okay. For purposes of what I'm asking you.

22 A -- I can't get it down to the decimals, but, yeah,
23 one license.

24 Q Okay. So would it be safe to say that if Essence was
25 provided two licenses in Washoe County that that violated that

1 10 percent rule?

2 UNIDENTIFIED SPEAKER: Objection. Calls for legal
3 conclusion.

4 THE COURT: Sustained.

5 MR. BICE: Objection. Misstates the statute.

6 MS. CHATTAH: I'll withdraw the question, Judge.

7 THE COURT: Thank you.

8 MS. CHATTAH: I have no further questions. Pass the
9 witness.

10 THE COURT: Can you wipe down the stand?

11 MS. CHATTAH: Yes. Yes. Yes. Yes. Yes.

12 THE COURT: Ms. Sugden.

13 MS. SUGDEN: Your Honor, may I approach for a tissue?

14 THE COURT: You may.

15 MS. SUGDEN: I'll take two. I appreciate it.

16 Thank you.

17 Sorry, she ran off with my pen.

18 CROSS-EXAMINATION

19 BY MS. SUGDEN:

20 Q Good afternoon, Mr. Pupo. My name is Amy Sugden and
21 I represent THC Nevada.

22 Are you familiar with THC?

23 A Yes.

24 Q Okay. Do you know who the point of contact is for
25 THC Nevada?

JD Reporting, Inc.

1 A I believe it's Nick Puliz.

2 Q That is correct.

3 Do you know what type of licenses THC Nevada
4 possesses?

5 A Cultivation.

6 Q Okay. Are you aware whether or not they have a
7 production license?

8 A I don't remember.

9 Q Are you aware of whether or not they have any
10 dispensary licenses?

11 A I don't believe they have a dispensary license.

12 Q Okay. Do you deal with Mr. Puliz, Nick Puliz you
13 just identified often, did you, during your employment at the
14 D.O.T.?

15 A Not often. For a short period of time that's about
16 it.

17 Q Do you recall in what capacity you dealt with him?

18 A Yes.

19 Q Can you explain.

20 A Compliance issues.

21 Q Okay. Do you know if Mr. Puliz had your cell phone
22 number?

23 A I believe he did.

24 Q Okay. Did you have his?

25 A I don't remember. I don't think so.

1 Q Okay. Now, was your cell phone number readily
2 available to anyone who wanted it within the marijuana
3 industry?

4 A Yes.

5 Q Okay. Did the State publish it?

6 A No.

7 Q Okay. So how would people get your cell phone number
8 if they wanted to contact you?

9 A They'd ask for it.

10 Q And you would give it to anyone who asked?

11 A Pretty much, yes.

12 Q Okay. Do you recall texting with Mr. Puliz or anyone
13 else on behalf of THC Nevada?

14 A Possibly, yeah, I believe we may have texted.

15 Q Okay.

16 MS. SUGDEN: I'd like to show, Your Honor, but not
17 introduce Exhibit 1538 on plaintiffs.

18 THE COURT: Is that a proposed exhibit?

19 MS. SUGDEN: It is a proposed exhibit.

20 THE COURT: Okay.

21 MS. SUGDEN: I just want to see if he can refresh his
22 recollection about the texts.

23 THE COURT: All right. I'm going to look away while
24 you display it on the screen.

25 MS. SUGDEN: It's 1538 from plaintiffs.

1 I'll submit this is a four-page document, and if you
2 could just look through those pages and then I'll ask you.

3 THE WITNESS: Okay.

4 BY MS. SUGDEN:

5 Q Okay. Does this refresh your recollection of whether
6 or not you texted with Mr. Puliz?

7 A Yes.

8 Q Okay. And can you tell me approximately if you
9 recall when the time frame was you texted with him?

10 A December 5th this says.

11 Q Of 2018?

12 A Yes.

13 Q And was that an important date for any reason?

14 A It was the day the awards were announced.

15 Q Okay. Do you recall the substance of those
16 communications you had with Mr. Puliz now that you've had a
17 moment to review that exhibit?

18 A Yes.

19 Q Okay.

20 THE COURT: Can we take it off the screen?

21 MS. SUGDEN: Yes, and actually I'd like to admit it
22 if -- unless there's an objection to it.

23 THE COURT: Any objection to 1538?

24 UNIDENTIFIED SPEAKER: No objection.

25 UNIDENTIFIED SPEAKER: No.

1 THE COURT: It'll be admitted.

2 (Exhibit Number(s) 1538 admitted.)

3 MS. SUGDEN: Thank you.

4 THE COURT: Okay. You can leave it up, Shane.

5 BY MS. SUGDEN:

6 Q Do you recall, Mr. Pupo, if you had any other text
7 messages with Mr. Puliz in advance of this December 5th
8 correspondence?

9 A No, I don't know.

10 Q Okay. Do you recall meeting with THC Nevada or
11 anyone else on its behalf with regard to the 2018 dispensary
12 application process?

13 A Yes, vaguely.

14 Q Okay. Could you tell me about what you recall.

15 A I think Nick -- Nick and his father Allen, I believe
16 a couple other cultivators that didn't have retail dispensary
17 licenses came to speak with me and the director at the time
18 basically wanting to know or get a comfort level that they
19 would get a fair shot. They felt that the regulations were
20 not -- were written where cultivators or people without a
21 current dispensary were at a disadvantage.

22 Q Okay. And did you have any comments in response to
23 their concerns that you recall giving them?

24 A I recall telling them that, you know, telling them
25 that they would receive a fair shot, you know, that it was

1 going to be tough; you know, there's a lot of competition out
2 there, to put together the best possible packet they can put
3 together.

4 Q Okay. I appreciate that. And you had mentioned the
5 director was at that meeting; was that Deonne Contine?

6 A Yeah, I believe so.

7 Q Okay. Do you recall whether or not Paul Anos
8 [phonetic] was at that meeting?

9 A I don't recall.

10 Q Okay. But you do recall meeting at least with Allen
11 Puliz and his son Nick Puliz?

12 A Yes. There are others, but I don't remember who they
13 were.

14 Q Okay. No, thank you for that.

15 Do you recall approximately when that meeting was as
16 it relates to prior to July of 2018 or after?

17 A You know I don't. I don't remember.

18 Q Okay. Do you know if THC Nevada was awarded any
19 dispensary licenses in the 2018 application process?

20 A They were not.

21 Q Okay. I'd like to go to Exhibit 1004 which I believe
22 has been admitted. It's the notice of intent to accept
23 application.

24 Mr. Pupo, could you look at this; it's a two-page
25 document. I'll give you a minute, and then I'll ask you a

1 couple questions about it.

2 A Okay.

3 Q Okay. Are you familiar with this document?

4 A Yes, I've seen it before.

5 Q Okay. Do you know who authored it?

6 A I'm sorry?

7 Q Do you know who authored it?

8 A I believe that was Steve's group -- Steve Gilbert's
9 group.

10 Q Okay. And is it fair to say it's dated July 6, 2018?

11 A Yes.

12 Q And it's entitled Notice of Intent to Accept
13 Application for Marijuana Licenses?

14 A Yes.

15 Q Okay. Can you tell me, give me a summary in your
16 opinion of what this document is.

17 A So it's the notice that the Department's going to
18 open an application period and the time frames for that
19 application period.

20 Q Okay. Now, I see in the middle of the page there's
21 some information about, all applicants are required to be in
22 compliance with the following; do you see that?

23 A Yes.

24 Q Okay. And there are four bullet points?

25 A Yes.

1 Q Okay. The first bullet point, all licenses,
2 certificates and fees are current and paid, is that your
3 understanding of what's required in order to apply?

4 A Yes.

5 Q Okay. With regard to Number 3, no citations for
6 illegal activity or criminal conduct; do you see that one?

7 A Yes.

8 Q Now, is a sale to a minor in your opinion an illegal
9 activity?

10 A Yes.

11 Q Okay. Flipping to page 2 of this document. I'm
12 going to ask you to look at the middle of the page. Do you see
13 where it says, do not call the division seeking application
14 clarification or guidance?

15 A Yes.

16 Q Okay. And below that it says e-mail questions to
17 marijuana@tax.state.nv.us; correct?

18 A Yes.

19 Q But earlier I've heard you testify that you in fact
20 responded to applicants' questions regarding clarification or
21 guidance for the application process; correct?

22 A Yes.

23 Q Okay. With regard to someone who is reading this
24 notice, do you think it's fair that they would not know it was
25 acceptable to reach out to you directly for any questions or

1 clarification that may be needed?

2 MS. LEVIN: Objection. Calls for speculation.

3 Foundation.

4 THE COURT: Overruled.

5 You can answer.

6 THE WITNESS: Yeah, I don't know. They could have
7 called the Department and got my number if they wanted to speak
8 to me.

9 MS. SUGDEN: Sure.

10 BY MS. SUGDEN:

11 Q Now, I know you -- I believe you testified you were
12 not a part of the 2014 process; correct?

13 A Correct.

14 Q In fact, you weren't actually employed -- were you
15 employed by the Department of Tax -- or I'm sorry, the -- let's
16 just call it the State, at that point?

17 A I was.

18 Q Okay. And what role were you?

19 A 2014, I believe I was the revenue tax manager for the
20 Department of Taxation.

21 Q Okay. But you weren't involved with the application
22 process?

23 A Correct.

24 Q Okay. Now, are you aware though that the process in
25 2014 provided for a single point of contact and Q and A process

1 for the application process, and by that, let me explain.
2 There was an email just like we looked at where Q and A were
3 supposed to be -- I'll submit to you -- were supposed to be
4 presented to the State and then answered so that everybody
5 could look at what was asked and answered; are you aware that?

6 A Now, yes.

7 Q Okay. So is it fair to say that the process in 2018
8 was significantly different?

9 A I don't know I would say significantly. There were
10 some differences, yes.

11 Q Was there the same process that we just talked about
12 and identified from 2014 available in 2018? There was a
13 general Q and A; if I emailed you a question -- or I'm sorry,
14 the State a question everybody would get the answer to it?

15 A There was a vehicle for questions to be answered,
16 yes, and then that was handled by the Carson City office, but I
17 don't know if they were publishing any responses.

18 Q What do you know about that vehicle through Carson
19 City and how information was disseminated to people who
20 inquired?

21 A Well, like the notice says, there's an email box
22 where you can send the questions to and then between Ky Plaskon
23 and Steve Gilbert they dealt with that inbox.

24 Q Okay. And is that inbox identified again on Exhibit
25 1004, the second page we looked at? Is that the inbox you're

1 talking about?

2 A I believe so, yes.

3 Q Okay. Do you know whether or not the information in
4 response to those questions was made public to all?

5 A I don't know.

6 Q Okay. Now, going back again to Exhibit 1004 on
7 page 1. One of the items we identified was that all licenses,
8 certificates and fees are current and paid; correct?

9 A Yes.

10 Q Okay. So if someone had a fine, that would need to
11 be paid in order to be in compliance with the application
12 process?

13 A Well, I don't think a fine is a fee.

14 Q Okay. What do you think a fine is?

15 A Exactly that, a fine.

16 Q Okay. So is it your understanding is I can have --
17 an applicant can have an outstanding fine and that would be
18 okay for purposes of the application process?

19 A Potentially.

20 Q Okay. Are you aware of the issuance of a \$10,000
21 fine by yourself to THC Nevada?

22 A Yes.

23 Q Okay. What do you recall about that fine?

24 A I -- are they waiving confidentiality or?

25 UNIDENTIFIED SPEAKER: (Inaudible).

1 THE COURT: So the objection is sustained.

2 Now, Ms. Sugden, if you want to state on the record
3 that your client has waived any confidentiality, then I will of
4 course do something else.

5 MS. SUGDEN: That's what I was going to go to, Your
6 Honor. My client waives that information.

7 THE COURT: Okay.

8 MS. SUGDEN: Okay.

9 UNIDENTIFIED SPEAKER: Her client waives
10 confidentiality.

11 THE COURT: So you may answer the question.

12 THE WITNESS: Okay. They were fined \$10,000 for
13 submitting a forged zoning letter from the City of North Las
14 Vegas.

15 BY MS. SUGDEN:

16 Q Okay. And what information do you have that that was
17 forged?

18 A It was a letter, I believe it was regarding zoning
19 for a distributor's license.

20 Q Okay. Who was allegedly -- what was being forged?

21 A I'm sorry?

22 Q What was being forged? What entity or what name?
23 You said someone forged something. If I'm going to forge it,
24 I'm signing, you know, someone else's name.

25 A Yeah, I don't remember who signed it. Well, it was a

1 letter from the City of North Las Vegas saying that they were I
2 believe it said that they were properly zoned for a
3 distributor's license. We verified that letter with the City
4 of North Las Vegas and they confirmed that it was not issued by
5 them.

6 Q Okay. And are you aware of whether or not the City
7 of North Las Vegas did anything in response to that?

8 A The City of North Las Vegas told us that they would
9 not pursue it.

10 Q Okay. So is it fair to say that misrepresenting
11 information on an application is very serious to you?

12 A Giving false information is serious, yes.

13 Q Agreed. Okay.

14 Now, how many other \$10,000 fines do you recall
15 issuing while under the enforcement division?

16 A I don't know. Several.

17 MS. LEVIN: Objection. Calls for confidentiality
18 information.

19 THE COURT: Overruled. This is a general question.
20 He has not been asked any specifics as to a particular like a
21 licensee.

22 BY MS. SUGDEN:

23 Q More than 10, \$10,000 --

24 A I don't know. I didn't keep track of the numbers.

25 Q What warrants a \$10,000 fine?

1 MS. LEVIN: Objection. Calls for --

2 THE COURT: Sustained.

3 THE WITNESS: Different --

4 THE COURT: You don't have to answer that one.

5 THE WITNESS: Oh, I'm sorry.

6 MS. SUGDEN: Yeah.

7 BY MS. SUGDEN:

8 Q In what instances do you recall giving \$10,000 fines?

9 MS. LEVIN: Objection.

10 THE COURT: Sustained.

11 BY MS. SUGDEN:

12 Q Does underage sales to minors classify and require a
13 \$10,000 fine?

14 MS. LEVIN: Objection. Calls for --

15 THE COURT: Sustained.

16 BY MS. SUGDEN:

17 Q Now, yesterday I heard testimony of, again, sales to
18 minors, and that was done at self-reporting; do you recall
19 that?

20 A Yes.

21 Q Okay. Now, when a company self-reports, do you take
22 extra steps to ensure that there's not any other incidents that
23 may have been missed?

24 MS. LEVIN: Same objection, Your Honor. Calls for
25 confidential information.

1 THE COURT: Sustained.

2 MS. SUGDEN: Your Honor, may I have just one moment?

3 THE COURT: You may.

4 MS. SUGDEN: Thank you.

5 I pass the witness, Your Honor.

6 THE COURT: Thank you, Ms. Sugden.

7 MS. SUGDEN: Thank you.

8 THE COURT: Can you wipe down the --

9 MS. SUGDEN: Yes, I will.

10 THE COURT: Thanks.

11 Who's next? Anyone else from the plaintiffs wish to
12 examine?

13 Mr. Parker.

14 MR. PARKER: Your Honor, I've worked out an
15 arrangement or an agreement with Mr. Shevorski and Ms. Welch
16 to not question Mr. Pupo or Ms. Cronkhite at this point based
17 on this pending settlement. They have agreed to bring them
18 back if need be, but taking --

19 THE COURT: So you're making a record that you're not
20 precluding yourself from recalling him if something happens and
21 the settlement's not approved?

22 MR. PARKER: Exactly. And I've had some
23 conversations with the --

24 THE COURT: Any objection, Ms. Welch?

25 MS. WELCH: No. That represents our conversation.

JD Reporting, Inc.

1 THE COURT: Ms. Levin?

2 MS. LEVIN: I'm going take Mr. Parker's word that he
3 had a conversation with --

4 THE COURT: Okay.

5 MS. LEVIN: -- Mr. Shevorski.

6 THE COURT: So, Mr. Parker, based upon the
7 representation of counsel for the two witnesses, I understand
8 that you've reached an agreement, and if they need to be
9 recalled prior to the case resting --

10 MR. PARKER: Thank you.

11 THE COURT: -- then we'll discuss it.

12 MR. PARKER: Thank you.

13 MR. BICE: Your Honor, on behalf of the Essence
14 parties I object to that. We are entitled to examine the
15 witness and if --

16 THE COURT: You absolutely are entitled to examine
17 witnesses.

18 MR. BICE: -- and if Mr. Parker is going to examine
19 the witness as a plaintiff, we are entitled to have him do that
20 before we have to examine the witness.

21 THE COURT: Not necessarily, Mr. Bice --

22 MR. BICE: Well --

23 THE COURT: -- I understand your position though.
24 Anything else?

25 MR. BICE: Well, I made my record --

1 THE COURT: Yep.

2 MR. BICE: I believe --

3 THE COURT: I know.

4 MR. BICE: -- I believe that a standard is being
5 applied to us that is not equal to the plaintiffs.

6 THE COURT: There is a pending settlement that's on
7 for approval, and I understand the agreement reached with the
8 witness's counsel. I understand that other defendants may not
9 like that agreement, but I recognize the importance of that
10 agreement given the pending settlement. So --

11 MR. PRINCE: Your Honor, thank you.

12 THE COURT: -- otherwise I could just stop the trial
13 and we could all sit here and twiddle our thumbs till the
14 cannabis compliance board meets, Mr. Bice.

15 MR. BICE: I'm not asking for that. I'm just asking
16 that we proceed.

17 THE COURT: No, I understand what you're asking. I
18 said, no.

19 MR. BICE: I understand --

20 THE COURT: Anything else?

21 MR. BICE: -- made my record. Thank you.

22 MR. PRINCE: Well, I guess I want to make my record
23 on behalf of --

24 THE COURT: You want to be more effective than
25 Mr. Bice. He's usually more effective than you, but you can

1 try.

2 MR. PRINCE: Did you just say that? Wow, okay.

3 Well, then on behalf of Thrive I'm going to make my
4 record for something else. That as a party to that agreement
5 we don't feel obviously any questions are privy, but moreover
6 to have an effective cross-examination of Mr. Pupo we would
7 need to have all of the plaintiffs examined first so that we
8 would know how to guide our questions, how to guide the
9 examination, what topics to cover or if we needed to prepare
10 other areas.

11 So that is manifestly unfair to the defense in terms
12 of an effective cross-examination because it's a complete
13 preview of something that didn't happen and allows the
14 plaintiff the -- Mr. Parker's client the unique opportunity as
15 I guess it potentially others to fix issues or address issues
16 that were not already done today by the plaintiffs. So for
17 those reasons I don't feel it's appropriate, fair protocol in
18 terms of the direct, cross-examination of a witness to allow
19 that to happen.

20 THE COURT: Thank you.

21 Anything else?

22 MR. GENTILE: Your Honor, I'm not objecting, but to
23 the extent that Mr. Parker's examination opens things up even
24 though I am also a plaintiff, I'm going to reserve the right to
25 ask additional questions at that point. It wouldn't be

1 cross-examination --

2 THE COURT: I wouldn't preclude anyone from following
3 up on questions asked by --

4 MR. GENTILE: Okay.

5 THE COURT: -- another attorney as long it's within
6 the scope of questions asked by that attorney.

7 All right. Anything else?

8 So Mr. Parker is skipping, but not waiving if there's
9 a failure to approve the settlement by the cannabis compliance
10 board.

11 Anyone else in the back? Nobody else? Intervenors
12 or the State?

13 MR. SHEVORSKI: The State has no questions, Your
14 Honor.

15 THE COURT: Thank you.

16 Who's my first examiner for the intervenors?

17 Would that be you, Mr. Prince?

18 MR. BICE: Mr. Prince.

19 MR. PRINCE: Would be.

20 I realize I'm not as effective as Mr. Bice, but I'm
21 going to take my chances here.

22 THE COURT: If I didn't give you a hard time,
23 Mr. Prince, who would?

24 MR. PRINCE: Exactly. Okay. Let me get my house in
25 order here, Judge.

1 THE COURT: It's all right.

2 CROSS-EXAMINATION

3 BY MR. PRINCE:

4 Q Mr. Pupo, thank you, sir. I want to kind of go back
5 for a moment to the start of your tenure in the Marijuana
6 Enforcement Division and talk about your roles and
7 responsibilities starting at that time, okay?

8 A Yes.

9 Q So that's in the fall of 2017 you're named the Deputy
10 Director of the Department of Taxation over the Marijuana
11 Enforcement Division; correct?

12 A Yes.

13 Q You also talked about when you took over that role
14 that you had other duties and responsibilities. I think at
15 times we focused solely on your responsibility as relates to
16 marijuana, but I want you to elaborate on the things that you
17 did for tobacco, alcohol, live entertainment taxes, tribal
18 issues and things like that. I'd like you to explain them
19 further detail for us.

20 A Well, at the very beginning I was the -- well, from
21 the time I became deputy or when I first started? I'm sorry, I
22 missed --

23 Q No, I guess at the time that you became the deputy
24 director --

25 A Deputy Director, okay.

1 Q -- in 2017. I want to understand what all of your
2 responsibilities were.

3 THE COURT: He wants to understand what else you did
4 besides the Marijuana Enforcement Division --

5 MR. PRINCE: Right.

6 THE WITNESS: Right.

7 THE COURT: -- as Deputy Director.

8 THE WITNESS: So I was responsible for the Excise
9 Division.

10 BY MR. PRINCE:

11 Q Okay. What is that?

12 A So the Excise Division does several -- administers
13 several taxes, live entertainment tax, mining tax and for
14 compliance as well as audits, insurance premium tax,
15 scholarships, film credits, exhibition facility fee, liquor,
16 tobacco products, cigarettes, other tobacco products, the
17 religious terrible exemptions -- well, actually that was when I
18 was in compliance, but that's pretty much entails those --

19 Q How many people in those areas did you supervise in
20 your role?

21 A Indirectly between the Marijuana Division and Excise
22 I would say probably a total of 75 to 80 maybe.

23 Q And in terms of how you spent your time, how much
24 time was in these other, you know, these other areas other than
25 Marijuana Enforcement Division, so we kind of have an

1 understanding about how much time you spent in your various
2 roles?

3 A It's hard to say. I mean, there's different things.
4 For instance, sometimes you just get hit with everything at
5 once; right --

6 Q Right.

7 A -- and then tribal issues took up a lot of my time,
8 which isn't directly with the Excise, but that was kind of
9 thrown on my lap that I didn't have before. That basically
10 became a full-time job all on its own. So Excise licensing
11 issues, compliance issues, cigarette seizures, other tobacco
12 product seizures all those things I was involved in to a
13 certain extent.

14 Q So revenue collection was one of the aspects of that
15 role; correct?

16 A Yes.

17 Q Compliance was another aspect of that role --

18 A Yeah.

19 Q -- in all those various areas; correct?

20 A Yes.

21 Q And I think in your deposition you even said at one
22 point that you were always working. Essentially you were
23 working 24/7. Do you remember that testimony you gave at your
24 deposition?

25 A Yes, pretty much.

1 Q Is that what it felt like to you given all of your
2 level of responsibility with the State?

3 A Sure. I mean, I'd work weekends, nights.

4 Q How about when you're on vacation?

5 A Oh, always have working vacations.

6 Q Okay.

7 A I mean, I've been known to pull over off of a freeway
8 to respond to a -- send a document, send an e-mail or. I was
9 always attentive to try to be responsive to my staff and the
10 Department.

11 Q Right. So not just the staff involving marijuana
12 enforcement, also the staff involving the other areas you just
13 described for us as well?

14 A Yes.

15 Q Okay. Now, when you moved to the Marijuana
16 Enforcement Division, there was already a compliance team in
17 place when you got there in your role; correct?

18 A To some extent, yes.

19 Q Right. You had Mr. Gilbert who came over from the
20 Department of Public Health; right?

21 A Yes.

22 Q You had Ms. Cronkhite; correct?

23 A Yes.

24 Q The team of inspectors and auditors; correct?

25 A Yes.

1 Q And did you rely on those people in terms of
2 developing a working knowledge of not only, you know, cannabis,
3 but the industry itself and how it functioned and that sort of
4 thing?

5 A I started there, and then I spent hundreds of hours,
6 countless hours, days and -- day and nights just self-teaching,
7 reading other state's statutes and programs and problems they
8 were having so I could see where the pitfalls were. I read a
9 lot about different cultivation practices to try to get the
10 lingo and the processes because if you're going to regulate
11 something, you have to know how it operates. Read -- I read a
12 number of research papers from Harvard to universities in
13 Germany and Holland and Netherlands and just a lot of reading
14 try to --

15 Q So at the beginning it would be fair to say you were
16 on a very steep learning curve?

17 A Oh, sure. Very much so.

18 Q Right. So in addition to your own reading, your own
19 research to familiarize yourself with a brand-new industry, not
20 only for the State of Nevada, but it was actually new to the
21 entire country, recreational sale of marijuana?

22 A Yes.

23 Q Right. And now, did you also participate in the
24 working groups associated with the Governor's task force on the
25 development of the regulations for retail sale of marijuana?

1 A Yes, I was part of the lab working group.

2 Q Okay. Did you work with many people from the
3 industry on the working group?

4 A Yes.

5 Q Okay. Did you also -- when you came into your new
6 role, did you make it a point to get to know licensees and all
7 the various areas whether it be cultivation, production or
8 dispensaries so that you could understand what an operation
9 looked like, understand terminology and understand how these
10 businesses truly functioned?

11 A Yes, for sure.

12 Q Was that important to you?

13 A Yes.

14 Q Did you also attend luncheons, meetings with industry
15 groups and organizations to help familiarize yourself with not
16 only the licensees but also the industry itself?

17 A Yes.

18 Q Did you attend luncheons and meetings with the Nevada
19 Dispensary Association?

20 A Yes.

21 Q Okay. How about the Nevada Cannabis Coalition?

22 A I don't know. No.

23 Q Not them?

24 A Not them.

25 Q How about the Las Vegas Medical Marijuana

1 Association?

2 A Yes.

3 Q Okay. Did you often -- did you have question and
4 answer sessions with licensees as others -- as well as others?

5 A Yes.

6 Q Okay. Did you have meetings with actual licensees?

7 A Yes.

8 Q To get to -- and one of those licensees was
9 Mr. Ritter from TGIG; correct?

10 A Yes.

11 Q You relied heavily on Mr. Ritter to help educate you
12 about the industry that you're now going to be regulating;
13 right?

14 A Yes, and he made available, like, his master
15 cultivator that I can call and ask questions.

16 Q Okay. So as part of your learning, you would
17 actually call licensees and call Mr. Ritter to ask him
18 questions to help educate yourself about the industry itself;
19 would that be a fair statement, sir?

20 A Yes.

21 Q Did you also go on numerous tours --

22 A Yes.

23 Q -- of facilities including TGIG facilities?

24 A Yes.

25 Q All right. Now, I think from your deposition I want

1 to talk about your making yourself available to speak with
2 licensees, okay?

3 A Yes.

4 Q From the beginning, did you have a practice of making
5 yourself as well as your team accessible to the licensees who
6 had questions or needed some guidance?

7 A Yes.

8 Q Why did you do that?

9 A It's important to keep a pulse on a new industry and
10 see, you know, what's happening. A lot of times that's where
11 you know what's going on. You have your ear to the ground.
12 It's also it's very, very, as everyone knows, it's a new
13 industry where you need to know what's going on and help the
14 industry in order for the industry to develop and grow.

15 The industry's an important source of revenue for the
16 State. And traditionally, you know, coming from the Department
17 of Taxation that's always been the case. You've always no
18 matter -- you could be the executive director of the
19 Department; you're always available to the public.

20 Q Okay. In your other areas of responsibility, do you
21 also make yourself available and accessible in the Excise area
22 and regarding tobacco, alcohol, entertainment-related issues,
23 those types of collections --

24 A Yes.

25 Q -- and compliance issues?

1 A Yes.

2 Q So that's not something you just started when you got
3 to the Marijuana Enforcement Division; would that be a fair
4 statement, sir?

5 A Yes, that's a fair statement.

6 Q Okay. Now, obviously the industry from a retail
7 standpoint was in its true infancy when you took over as deputy
8 director in the fall of 2017; correct?

9 A Yes.

10 Q Was one of the goals not only in addition to having
11 comprehensive regulation, but also promoting industry so that
12 it would grow and, for lack of a better word, thrive in our
13 state?

14 A Yes.

15 Q Okay. And by every measure it's been a resounding
16 success, hasn't it?

17 A I believe so, yes.

18 Q Right. You're proud of that fact, aren't you?

19 A Yes.

20 Q And you should be.

21 Now, we talked about the application process kind of
22 on a static sort of way here but, I mean, your communication
23 with licensees even during the application process was ongoing
24 day in and day out regarding day-to-day regulatory compliance
25 issues; correct?

1 A Yes.

2 Q And, in fact, the industry almost doubled or more
3 than that overnight starting in July 2017 when recreational
4 became legal in the State of Nevada?

5 A That's correct.

6 Q Right. Ms. Connor described that her client base
7 doubled after July 1st, 2017, and that's the industry that
8 you inherited in the fall of 2017; right?

9 A Yes.

10 Q Now, as you're making yourself available to answer
11 questions about licensees even once the application was about
12 to be released, say the spring and the summer of 2018, you'd
13 also made yourself available to prospective applicants to
14 answer any questions, give them guidance to the extent that you
15 could; correct?

16 A Yes, to the extent that I could.

17 Q Okay. I mean, you couldn't give legal advice or some
18 things, but there's some things you could provide clarification
19 and some assistance; right?

20 A Yes.

21 Q Did you think that was a fair thing to do?

22 A Yes.

23 Q Right. Now, I want to read for you -- I want to show
24 you a statement.

25 MR. PRINCE: Brendan, 236, please.

1 BY MR. PRINCE:

2 Q This is a statement from Mr. Miller during the
3 opening statement, Mr. Ross Miller. And it says, He'll tell
4 you that the most important factor running a competitive
5 process is that all applicants are given access to the same
6 information, all applicants be given the same instruction and
7 rules. And he'll tell you that the most important factor is to
8 ensure a level playing field in the area in the disclosure of
9 the application requirements and instructions and how these
10 rule requirements will be used to evaluate and score
11 applications. Do you see that?

12 A Yes. Are you --

13 UNIDENTIFIED SPEAKER: We just lost (inaudible).

14 MR. PRINCE: Yeah, I know.

15 THE WITNESS: I used to see it.

16 MR. PRINCE: Yeah, it's coming back.

17 And I want to go now, Brendan, to 238.

18 BY MR. PRINCE:

19 Q I want -- this is continuation of Mr. Miller's
20 opening statement to the Court from July 17th, And other
21 people that weren't part of Amanda Connor's clients didn't have
22 special access to people within the Department when everyone
23 would have believed that oh, this criteria, you know, would
24 have been -- would have been held confidential. Do you see
25 that, sir?

1 A Yes.

2 Q Actually you met with many applicants and their
3 counsel associated with the application; correct?

4 A Yes.

5 Q Okay.

6 MR. PRINCE: And, Brendan, I'd like you to --
7 Your Honor, I'm moving for the admission of Exhibit
8 Number 1863.

9 THE COURT: Any objection to 1863?

10 MR. GENTILE: Can we see it? Is that it?

11 MR. PRINCE: No.

12 THE COURT: I'm not going to look at it.

13 MR. GENTILE: Oh, I need -- give me a moment, please,
14 Judge, so that I can --

15 THE COURT: I'm not looking, so you can look.

16 MR. GENTILE: I'll look. 1863?

17 MR. PRINCE: 1863. They relate to emails involving
18 Mr. Pupo.

19 UNIDENTIFIED SPEAKER: Can you put it up on the
20 screen?

21 MR. PRINCE: 1863002, Brendan. 18002, Brendan.

22 MR. GENTILE: No, no. No, I see -- 18 what?

23 MR. PRINCE: 1863.

24 MR. GENTILE: Yeah, but what page? All of it?

25 MR. PRINCE: All of it.

1 MR. GENTILE: Well, if the State is offering it for
2 the truth of an assertion, it's hearsay, Your Honor. I don't
3 know why it's being offered so.

4 THE COURT: Mr. Prince, what is your purpose?

5 MR. PRINCE: It is to demonstrate that others had
6 access. It relates to communications directly with the
7 Department of Taxation.

8 THE COURT: And not to the truth of the statements?

9 MR. PRINCE: It is also offered for the truth, and
10 it's on behalf of Qualcan who's a plaintiff, so therefore it's
11 not hearsay.

12 MR. GENTILE: That's true. Qualcan is a plaintiff so
13 this is a --

14 THE COURT: It'll be admitted.

15 (Exhibit No. 1863 admitted.)

16 MR. PRINCE: Thank you. Okay. Very good.

17 So, Brendan, let's bring up slide 237. Okay.

18 BY MR. PRINCE:

19 Q I just read you a statement that a --

20 THE COURT: Is this a demonstrative?

21 MR. PRINCE: This is a demonstrative, yes.

22 THE COURT: So this will be demonstrative next in
23 order.

24 MR. PRINCE: Very good.

25 THE COURT: We'll need a copy emailed to us --

1 MR. PRINCE: Yes, I will.

2 THE COURT: -- and the slide.

3 MR. PRINCE: Brendan will have to send this to the
4 Court.

5 THE CLERK: It will be D7.

6 THE COURT: Thank you.

7 BY MR. PRINCE:

8 Q And I want you to on the right-hand side there's an
9 email from Michael Cristalli from the law firm Gentile,
10 Cristalli, Miller; do you see that?

11 A Yes.

12 Q And he says, I wanted to -- and this is May 3rd,
13 2018. I wanted to thank you for meeting with myself and Ross,
14 meaning Ross Miller, yesterday. The information you provided
15 will be helpful in preparing the company's application. We
16 understand that you are busy and we appreciate the time,
17 Michael. Do you see that, sir?

18 A Yes.

19 Q Did you have a meeting with attorneys Michael
20 Cristalli and Ross Miller regarding their Qualcan application?

21 A Yes.

22 Q Right. And that's them thanking you for their time;
23 correct?

24 A Yes.

25 Q So and Mr. Miller he's critical of others -- Amanda

1 Connor having access, you gave Mr. Miller before these
2 applications were out, you gave him access, didn't you?

3 A Yes.

4 Q He wasn't telling you at that time you shouldn't meet
5 with me because it would be an unfair advantage; right? He
6 didn't say that you?

7 A No.

8 Q Right. Now, the next --

9 MR. PRINCE: Let's go to 18001, Brendan.

10 THE CLERK: Proposed. Oh, I'm sorry is this a --

11 MR. PRINCE: Excuse me. 1863 Bate number 001.

12 THE CLERK: Oh, sorry. He's good.

13 THE COURT: Okay.

14 UNIDENTIFIED SPEAKER: Same exhibit?

15 MR. PRINCE: Same exhibit.

16 It's in the -- if you could go down. Brendan, the
17 middle section the e-mail from Mr. Cristalli to Mr. Pupo.
18 Right there. There you go.

19 BY MR. PRINCE:

20 Q Another day after your meeting or about a week after
21 your meeting, Mr. Cristalli on behalf of Qualcan, "Can you
22 remind us of the tentative time frame for when the applications
23 will be released and when the submission date will be? I
24 understand the dates may be tentative, but we are planning our
25 summer schedules around it." Do you see that?

1 A Yes.

2 Q Okay.

3 MR. PRINCE: And then, Brendan, go up to the
4 responsive email from the following day.

5 BY MR. PRINCE:

6 Q And it says here, May 10th, 2018, from you to
7 Mr. Cristalli, "I plan on giving 45-day notice, business days
8 on the 1st week of July with the application 10-day window in
9 September." Do you see that?

10 A Yes.

11 Q Okay. Is that you being responsive to a member of
12 the industry who had a question about the application process?

13 A Yes.

14 Q Right. That didn't give anybody an unlevel playing
15 field because Qualcan didn't win, did they?

16 A Correct.

17 Q Neither did TGIG, did they?

18 A Correct.

19 Q Right. And now I want to show you the earlier
20 counsel for THC, she asked you a question about whether you had
21 any meetings or discussions with THC; do you recall that?

22 A Yes.

23 MR. PRINCE: Brendan, I want you to -- this is from
24 the 30(b)(6) testimony of THC Nevada. The identification of
25 the witness is Allen Puliz, P-u-l-i-z. Page 29, Brendan, the

1 deposition lines 10 through 18.

2 BY MR. PRINCE:

3 Q And it's a statement by THC one of the plaintiffs in
4 this case. Is it, After you attended that meeting again any
5 consideration of filing a lawsuit or anything to stop the
6 regulations from being adopted.

7 Answer: We talked about it. Actually we set up a
8 meeting with Deonne Contine and Jorge Pupo. At the time we
9 were considering not applying because it didn't look like we
10 would have any kind of a chance.

11 Do you see that?

12 A Yes.

13 Q And what they're talking about there is as a
14 cultivator they were concerned that they may not have a fair
15 chance to become a retail dispensary license holder in the 2018
16 round; correct?

17 A Yes.

18 Q There was like this -- some cultivators believed
19 there was a bias in favor of the dispensary owners; right?

20 A Yes.

21 Q And in actuality, and I think I learned from your
22 testimony during the preliminary hearing, 53 percent of the
23 successful applicants were cultivators; right?

24 A I believe so, yes.

25 Q That's what you testified to; correct?

1 A (No audible response.)

2 Q So they did have a fair chance; right?

3 A Yes.

4 Q Now -- and now I want to kind of turn your attention
5 to just right around the application time, September of 2018.
6 Again, we're going to talk about THC's testimony, and I'm going
7 to ask you a question based upon that.

8 MR. PRINCE: Page 35, Brendan, lines 2 through 10.

9 BY MR. PRINCE:

10 Q Okay. Question: So no in-person meetings between
11 that meeting with Jorge and Deonne in September of 2018 when
12 the application was submitted?

13 Answer: Right, but there may have been some
14 communication.

15 Would those have been by phone?

16 Answer: Mostly by phone, a couple emails, maybe a
17 text. My son did ask him questions as we were filling out our
18 application.

19 Do you see that?

20 A Yes.

21 Q Does that refresh your memory that THC, one of the
22 unsuccessful applicants, they were asking you questions about
23 the application process in September of 2018?

24 A I don't specifically recall THC asking me, you know,
25 those questions, but...

1 Q In fairness there was over 400 plus applicants;
2 right?

3 A Yes.

4 Q You fielded calls, texts, emails from many applicants
5 in the summer of 2018 --

6 A Yes.

7 Q -- isn't that the reality?

8 A Yes.

9 Q And THC, according to them, you may not specifically
10 remember it, but they were one?

11 A Yes.

12 Q Okay. And I want to go on to one final thing
13 regarding THC since we're on the point. During the application
14 process or around that time, they actually offered you a job,
15 didn't they?

16 A I don't recall that.

17 Q Okay.

18 MR. PRINCE: Let's look at page 74 of the 30(b) (6)
19 testimony of THC Nevada, Brendan, starting at line 6 through
20 the end of the page, 224.

21 BY MR. PRINCE:

22 Q Okay. The question was, Have you or anyone at THC
23 ever discussed offers of employment with existing or former
24 employees of the Department of Taxation?

25 It says, I haven't, but my son Nick has. Okay. He

1 had one quick little discussion with Jorge Pupo. Jorge told
2 him that this was before the application came out that he would
3 be leaving the State soon, and Nick just told him, wow, well,
4 if you need a job, I need a compliance officer, and that's the
5 only thing they said.

6 The question was, How do you know about the
7 conversation, because Nick told me about it and that was before
8 the applications were submitted.

9 Do you recall that, them offering you a job?

10 A No, I don't.

11 Q Okay. But other people said, hey, if you're ever
12 looking for a job they made that overture to you, right,
13 informally?

14 A Right. I mean, there -- there was, like, say
15 off-the-cuff comments that I never really took seriously
16 because I knew there's a statute for the one-year cooling off
17 period, so it makes no sense anyway.

18 Q Okay. Now, as the deputy director, you were willing
19 to get involved in all aspects of the industry; correct?

20 A I'm sorry, can you say that again.

21 Q As the deputy director, you were willing to get
22 involved of all aspects of the industry regarding cultivation,
23 distribution, delivery as well as dispensaries; correct?

24 A Yes.

25 Q And you -- the one way you kept yourself abreast was

1 you wanted to keep yourself on the pulse of the industry;
2 right?

3 A Yes.

4 Q That was important as to you as a regulator and a
5 compliance officer for the State of Nevada?

6 A Yes.

7 Q Would you agree that the Department of Taxation took
8 pride from your standpoint in being accessible to all
9 licensees, not just yourself, but other members of the staff?

10 A Yes.

11 Q From the director on down?

12 A Yes.

13 Q Now, when you would attend meetings, for example with
14 the NDA, the Nevada Dispensary Association, they represented
15 approximately 80 to 90 percent of all the dispensaries
16 throughout our state; correct?

17 A Yes, and the tribes also attended.

18 Q And the tribes?

19 A Yes. The Paiutes.

20 Q Got you. And the executive director of the NDA is
21 Riana Durette; correct?

22 A Yes.

23 Q Ms. Durette is also a lawyer?

24 A Yes.

25 Q And you have frequent communication with Riana

1 Durette; correct?

2 A Yes.

3 Q And when you would attend these meetings, would you
4 answer questions from the industry?

5 A Yes.

6 Q Would they -- would people from the industry
7 frequently ask you questions as the deputy director about your
8 position on certain day-to-day compliance and regulatory
9 issues?

10 A Yes, and they'd, you know, bring up issues whether
11 it's, you know, it's inspections or audits type of issues they
12 were having or clarifications on things, yes.

13 Q Right. So it could be inspections; it could be
14 audits; correct?

15 A Yes.

16 Q It could be if you're making sure your paying the
17 appropriate amount of taxes; correct?

18 A Yes.

19 Q It could be questions about METRC?

20 A Yes.

21 Q It could be questions about advertising --
22 advertising was a big issue, wasn't it?

23 A Yes.

24 Q And because the industry is trying to feel its way
25 through this initial growth phase; right?

1 A Yes, and I would say, you know, 85 percent of the
2 industry wants to be compliant and try their best to be
3 compliant. I think most of my work came from 15 percent of the
4 industry.

5 Q I'm sorry, I didn't hear you.

6 A I think most of my work -- a hundred percent of my
7 work came from 15 percent of the industry. The other
8 85 percent want to be compliant and do everything they can to
9 be compliant.

10 Q So you're saying the vast majority of the licensees
11 are compliant; it's a small percentage that typically were not?

12 A Yes.

13 Q Got it. And at these luncheons and other industry
14 meetings, did you give out your phone number to licensees if
15 they wanted, say, hey, can I get your number so we can talk
16 more about a certain topic?

17 A Yeah, sure.

18 Q Did you try to help guide licensees through
19 compliance and regulatory issues?

20 A Yes.

21 Q Did you also answer questions to groups associated
22 with the licensees about the application process from 2018?

23 A Yes.

24 Q Now, many questions in this case that have been
25 focused to you have focused on your conversations with Amanda

1 Connor, but in reality those conversations were just some you
2 had among many, hundreds if not thousands of communications
3 with licensees about a variety of topics?

4 A Yes.

5 Q Now, as it relates to Ms. Connor, she testified that
6 she's a point of contact for more than 100 licensees. She's
7 already testified to that in front of this Court, okay?

8 A Okay.

9 Q I mean, as a point of contact if -- she would have a
10 reason to speak with the Department on a day-to-day basis
11 regarding compliance and regulatory matters; correct?

12 A Yes.

13 Q Separate and apart from any application process?

14 A Yes.

15 Q And she would have a reason to contact you as the
16 deputy director asking for -- asking questions, seeking
17 clarification as well as guidance; right?

18 A Yes.

19 Q Do you consider Amanda Connor one of the most
20 knowledgeable people including lawyers in the cannabis
21 industry?

22 A Yes.

23 Q She's worked incredibly hard educating herself; don't
24 you agree?

25 A Yes.

1 Q Is there -- can you think of anyone more
2 knowledgeable than her regarding compliance and regulatory
3 matters?

4 A No.

5 Q Right. She's one of the leaders; right?

6 A Yes.

7 Q And has been from the beginning?

8 A Yes.

9 Q Very good. I want to talk about now the relationship
10 that you had with TGIG, okay?

11 A Yes.

12 Q And one of the things that I learned from you in your
13 deposition was that you got to know John Ritter well after you
14 became the deputy director; correct?

15 A Yes.

16 Q You knew he was the sole member of the industry on
17 the Governor's task force; correct?

18 A Yes.

19 Q You knew that he was head of numerous working groups
20 on the task force; correct?

21 A Yes.

22 Q You knew that he had a production license; correct?

23 A Yes.

24 Q He had a cultivator license?

25 A Yes.

1 Q He had a dispensary license; right?

2 A Yes.

3 Q He had your phone number, didn't he?

4 A Yes.

5 Q He texted you?

6 A Yes.

7 Q He called you?

8 A Yes.

9 Q Demetri Kouretas, I don't know if he's in here or
10 not, but you know Demetri Kouretas, don't you?

11 A Yes.

12 Q He's the CEO of TGIG. He called you?

13 A At times, yes.

14 Q And he would text you if he needed to?

15 A If he needed to.

16 Q Right. But Amanda Connor that was their point --
17 designated point of contact for the State; right?

18 A Yes.

19 Q So that means, like, she would do for anybody if
20 there's any communication between the Department and the
21 licensee, it would have to go through Amanda Connor; correct?

22 A Yes.

23 Q So she on behalf of hundreds of people would be
24 having frequent communication on behalf of -- with the
25 Department including on behalf of TGIG; correct?

1 A Yes.

2 Q And, in fact, I think you've told us that John Ritter
3 was one of the very first people that helped you and the
4 Department navigate the marijuana industry; correct?

5 A Yes.

6 Q And you were very grateful for him and his entity for
7 educating you?

8 A Still am, yes.

9 Q Still am, right. In fact, Mr. Ritter took you on
10 many tours of his facilities; correct?

11 A Yes.

12 Q And that is how helped you learn about the industry
13 and what facilities look like and how they should operate?

14 A Yes.

15 Q You also learned, as you phrased it, the lingo or
16 kind of the terminology of the industry; right?

17 A Yes.

18 Q And he helped you learn many different sides of the
19 marijuana business; correct?

20 A Yes.

21 MR. PRINCE: Now, let's go to slide 33 of -- Brendan,
22 which is a portion of the testimony of Mr. Ritter from the
23 preliminary injunction.

24 BY MR. PRINCE:

25 Q And the question of Mr. Ritter in May of 2019 was,

1 You talked about I think was Pupo took you a tour of the Grove
2 at some point?

3 Answer, Oh, a number of them, yeah.

4 So they took you a tour out there and showed people
5 what a dispensary looked like?

6 Well, I don't know if it was as much cosmetic as it
7 was operations.

8 Do you see that from Mr. Ritter?

9 A Yes. Uh-huh.

10 Q And did you take people who were visiting our state
11 on tours of Mr. Ritter's facilities?

12 A Yes, I take a wide variety of people.

13 Q Like who?

14 A Tax commissioners, other -- can't remember off the
15 top of my head, but other people that would have some sort of
16 interest in seeing Nevada operation.

17 Q Okay. Did people from -- did regulators from other
18 states come out to our state to see how we regulate cannabis
19 industry --

20 A Yes.

21 Q -- in our state?

22 A Yes.

23 Q Did you take them on tours?

24 A Yeah, I believe I did. I don't remember.

25 Q Okay. Did you ever travel with the Department to

1 Colorado or to see how they do it out there or any other state?

2 A Yes.

3 Q Was Mr. Ritter on those trips with you?

4 A No.

5 Q He was not?

6 A He was not.

7 Q Okay. Ms. Connor described that he was involved in
8 one or more trips, and I didn't know if he was on a trip with
9 you. Okay.

10 MR. PRINCE: And if we could look at Exhibit
11 Number 1768, which is admitted, Bate Number 7. Brendan, go to
12 the July 11th entry.

13 BY MR. PRINCE:

14 Q This is a calendar entry, and it's five days after
15 the application was released. And it said at 10:00 o'clock
16 there was a tour of the TGIG cultivation facility by you; do
17 you see that?

18 A Yes.

19 Q Why were you touring TGIG's facility that day?

20 A I don't remember. I was probably taking someone.

21 Q Okay. If you go to -- just because you took a tour
22 of the TGIG facility, did that mean that there was an unlevel
23 playing field for all applicants because you went with
24 Mr. Ritter's team on a tour?

25 A No, not at all.

1 Q It had nothing to do with the application process;
2 correct?

3 A Correct.

4 Q Right.

5 MR. PRINCE: Look at 1768, Bate Number 23, Brendan.

6 BY MR. PRINCE:

7 Q Monday, October 29th in the middle of the
8 application period about a month after the applications were
9 submitted it says you went on another TGIG facility tour on
10 that date; do you see that?

11 A Yes.

12 Q Okay. Just because you went on a tour doesn't mean
13 that he was going to get preferential treatment; correct?

14 A Correct.

15 Q Even though he's represented by Amanda Connor and he
16 was one of your closest people that you knew in the industry,
17 he didn't get preferential treatment, did he, because he didn't
18 win?

19 A Correct.

20 Q Now, it's not only just you that went on tours; he
21 actually took Director Contine on tours of the facility; right,
22 of his facilities?

23 A Yes.

24 Q Right. A number of them; right?

25 A Yes.

IN THE SUPREME COURT OF THE STATE OF NEVADA

IN RE: D.O.T. LITIGATION

TGIG, LLC; NEVADA HOLISITIC
MEDICINE, LLC; GBS NEVADA
PARTNERS, LLC; FIDELIS HOLDINGS,
LLC; GRAVITAS NEVADA, LLC;
NEVADA PURE, LLC; MEDIFARM, LLC;
MEDIFARM IV LLC; THC NEVADA, LLC;
HERBAL CHOICE, INC.; RED EARTH LLC;
NEVCANN LLC, GREEN THERAPEUTICS
LLC; AND GREAN LEAF FARMS
HOLDINGS LLC,

Appellants,

vs.

THE STATE OF NEVADA, ON RELATION
OF ITS DEPARTMENT OF TAXATION,

Respondent.

Supreme Court Case No.: 82014

District Court Case No.: A787004

PLAINTIFFS' JOINT APPENDIX

VOLUME 308 OF 343

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TABLE OF CONTENT

Chronological by Date Filed¹

TAB#	Document	Vol.	Date	Pages
1	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/10/2018	000001-000012
2	FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/18/2018	000013-000025
3	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/19/2018	000026-000036
4	COMPLAINT	1	1/4/2019	000037-000053
5	COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	1	1/4/2019	000054-000078
6	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	1/16/2019	000079-000092
7	ANSWER TO PLAINTIFFS' FIRST AMENDED COMPLAINT AND COUNTERCLAIM	1	3/15/2019	000093-000107
8	MOTION FOR PRELIMINARY INJUNCTION	2	3/18/2019	000108-000217
9	PLAINTIFFS' COUNTER-DEFENDANTS' ANSWER TO COUNTERCLAIM	2	4/5/2019	000218-000223
10	ANSWER TO AMENDED COMPLAINT	2	4/10/2019	000224-000236
11	DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	2	4/16/2019	000237-000251
12	CLEAR RIVER, LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	2	5/7/2019	000252-000269
13	OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION	3 thru 4	5/9/2019	000270-000531
14	APPENDIX OF EXHIBITS TO NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO SERENITY WELLNESS CENTER, LLC AND RELATED	5 thru 7	5/9/2019	000532-000941

¹ Pursuant to NRAP 30(c)(1), “[t]ranscripts that are included in the appendix shall be placed in chronological order by date of the hearing or trial.” Accordingly, the controlling date for the placement of a transcript in this appendix is the hearing date, not the date the transcript was filed with the district court.

	PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION			
15	NEVADA ORGANIC REMIDIES, LLC'S OPPOSITION TO SERENITY WELLNESS CENTER, LLC AND RELATED PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION	8	5/9/2019	000942-000974
16	DEFENDANT IN INTERVENTION'S OPPOSITION TO PLAINTIFFS' APPLICATION FOR A TEMPORARY RESTRAINING ORDER	8	5/10/2019	000975-001024
17	DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' FIRST AMENDED COMPLAINT	8	5/16/2019	001025-001037
18	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	8	5/16/2019	001038-001041
19	ANSWER TO COMPLAINT	8	5/20/2019	001042-001053
20	PLAINTIFFS' OMNIBUS REPLY IN SUPPORT OF MOTION FOR PRELIMINARY INJUNCTION	8	5/22/2019	001054-001067
21	INTERVENING DEFENDANTS' JOINDER AND SUPPLEMENTAL BRIEFING IN SUPPORT OF THE STATE OF NEVADA'S AND NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION; AND LONE MOUNTAIN PARTNERS, LLC'S OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION OR FOR WRIT OF MANDAMUS	9	5/23/2019	001068-001133
22	EVIDENTIARY HEARING - DAY 1	10 thru 11	5/24/2019	001134-001368
23	EVIDENTIARY HEARING - DAY 2 VOLUME I OF II	12	5/28/2019	001369-001459
24	EVIDENTIARY HEARING - DAY 2 VOLUME II	13	5/28/2019	001460-001565
25	EVIDENTIARY HEARING - DAY 3 VOLUME I OF II	14	5/29/2019	001566-001663

26	EVIDENTIARY HEARING - DAY 3 VOLUME II	15	5/29/2019	001664-001807
27	EVIDENTIARY HEARING - DAY 4	16 thru 17	5/30/2019	001808-002050
28	EVIDENTIARY HEARING - DAY 5 VOLUME I OF II	18	5/31/2019	002051-002113
29	EVIDENTIARY HEARING - DAY 5 VOLUME II	19 thru 20	5/31/2019	002114-002333
30	LONE MOUNTAIN PARTNERS, LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	21	6/5/2019	002334-002344
31	EVIDENTIARY HEARING - DAY 6	22 thru 23	6/10/2019	002345-002569
32	EVIDENTIARY HEARING - DAY 7	24 thru 25	6/11/2019	002570-002822
33	DEFENDANTS' ANSWER TO PLAINTIFFS' COMPLAINT WITH COUNTERCLAIM	26	6/14/2019	002823-002846
34	EVIDENTIARY HEARING - DAY 8 VOLUME I OF II	26	6/18/2019	002847-002958
35	EVIDENTIARY HEARING - DAY 8 VOLUME II	27	6/18/2019	002959-003092
36	EVIDENTIARY HEARING - DAY 9 VOLUME I OF II	28	6/19/2019	003093-003215
37	EVIDENTIARY HEARING - DAY 9 VOLUME II	29	6/19/2019	003216-003348
38	EVIDENTIARY HEARING - DAY 10 VOLUME I OF II	30	6/20/2019	003349-003464
39	EVIDENTIARY HEARING - DAY 10 VOLUME II	31	6/20/2019	003465-003622
40	INTERVENOR DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' SECOND AMENDED COMPLAINT	31	6/24/2019	003623-003639
41	INTERVENOR DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFF'S COMPLAINT	32	7/3/2019	003640-003652
42	FIRST AMENDED COMPLAINT	32	7/3/2019	003653-003670
43	EVIDENTIARY HEARING - DAY 11	32	7/5/2019	003671-003774

44	EVIDENTIARY HEARING - DAY 12	33	7/10/2019	003775-003949
45	CORRECTED FIRST AMENDED COMPLAINT.	34	7/11/2019	003950-003967
46	EVIDENTIARY HEARING - DAY 13 VOLUME I OF II	34	7/11/2019	003968-004105
47	EVIDENTIARY HEARING - DAY 13 VOLUME II	35	7/11/2019	004106-004227
48	PLAINTIFFS-COUNTER DEFENDANTS' ANSWER TO COUNTERCLAIM	35	7/12/2019	004228-004236
49	EVIDENTIARY HEARING - DAY 14	36	7/12/2019	004237-004413
50	ANSWER TO CORRECTED FIRST AMENDED COMPLAINT	37	7/15/2019	004414-004425
51	EVIDENTIARY HEARING - DAY 15	37	7/15/2019	004426-004500
52	EVIDENTIARY HEARING - DAY 15 VOLUME II	38	7/15/2019	004501-004679
53	GREENMART OF NEVADA NLC LLC'S ANSWER TO PLAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/17/2019	004680-004694
54	LONE MOUNTAIN PARTNERS, LLC'S ANSWER TO LAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/22/2019	004695-004705
55	CLEAR RIVER, LLC'S ANSWER TO PLAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/26/2019	004706-004723
56	EVIDENTIARY HEARING - DAY 16	39	7/28/2019	004724-004828
57	EVIDENTIARY HEARING - DAY 17 VOLUME I OF II	40	8/13/2019	004829-004935
58	EVIDENTIARY HEARING - DAY 17 VOLUME II	41	8/13/2019	004936-005027
59	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	41	8/14/2019	005028-005030
60	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	41	8/14/2019	005031-005033
61	EVIDENTIARY HEARING - DAY 18	42 thru 43	8/14/2019	005034-005222
62	EVIDENTIARY HEARING - DAY 19	44	8/15/2019	005223-005301
63	EVIDENTIARY HEARING - DAY 20	45	8/16/2019	005302-005468

64	FINDINGS OF FACT AND CONCLUSIONS OF LAW GRANTING PRELIMINARY INJUNCTION	46	8/23/2019	005469-005492
65	HEARING ON OBJECTIONS TO STATE'S RESPONSE, NEVADA WELLNESS CENTER'S MOTION RE COMPLIANCE RE PHYSICAL ADDRESS, AND BOND AMOUNT SETTING	46	8/29/2019	005493-005565
66	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	46	9/5/2019	005566-005592
67	FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/6/2019	005593-005698
68	DEFENDANT-RESPONDENT'S GOOD CHEMISTRY NEVADA, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/27/2019	005699-005707
69	D LUX, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/27/2019	005708-005715
70	FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	47	9/29/2019	005716-005731
71	ANSWER TO COMPLAINT	47	10/1/2019	005732-005758
72	DEFENDANT RURAL REMEDIES, LLC ANSWER TO FIRST AMENDED COMPLAINT	47	10/1/2019	005759-005760
73	DEFENDANTS MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S ANSWER	48	10/3/2019	005761-005795
74	APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	48	10/10/2019	005796-005906
75	DEFENDANT-INTERVENOR CLEAR RIVER, LLC'S ORDER DENYING IT'S MOTION FOR PARTIAL SUMMARY JUDGEMENT ON THE PETITION FOR JUDICIAL REVIEW CAUSE OF ACTION	48	11/7/2019	005907-005912

76	ANSWER TO FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	48	11/8/2019	005913-005921
77	ERRATA TO ANSWER TO FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	48	11/8/2019	005922-005930
78	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI MANDAMUS, AND PROHIBITION	49	11/12/2019	005931-005937
79	ANSWER TO FIRST AMENDED COMPLAINT GRAVITAS NEVADA LTD	49	11/12/2019	005938-005942
80	ORDER DENYING 1) ORGANIC REMEDIES, LLC'S MOTION TO DISSOLVE PRELIMINARY INJUNCTION AND TO STAY PRELIMINARY INJUNCTION PENDING APPEAL AND 2) LONE MOUNTAIN PARTNERS, LLC'S	49	11/19/2019	005943-005949
81	AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	11/21/2019	005950-006004
82	EUPHORIA WELLNESS, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	49	11/21/2019	006005-006011
83	NOTICE OF ENTRY OF ORDER DENYING MM DEVELOPMENT COMPANY, INC.'S AND LIVFREE WELLNESS, LLC'S MOTION TO ALTER OR AMEND FINDINGS OF FACT AND CONCLUSION OF LAW,	49	11/22/2019	006012-006015
84	ORDER DENYING MM DEVELOPMENT COMPANY, INC. 'S AND LIVFREE WELLNESS LLC'S MOTION TO ALTER AMEND FINDINGS OF FACT AND CONCLUSION OF LAW	49	11/22/2019	006016-006017
85	BUSINESS COURT ORDER	49	11/25/2019	006018-006022

86	ORDER GRANTING MOTION FOR LEAVE TO FILE SECOND AMENDED COMPLAINT IN CASE NO. A-786962	49	11/26/2019	006023-006024
87	TGIG SECOND AMENDED COMPLAINT	49	11/26/2019	006025-006047
88	REPLY IN SUPPORT OF AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	12/6/2019	006048-006057
89	HEARING ON APPLICATION OF NEVADA ORGANIC REMEDIES FOR WRIT OF MANDAMUS TO COMPEL STATE TO MOVE IT TO TIER 2 OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	12/9/2019	006058-006068
90	LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	49	12/10/2019	006069-006081
91	NOTICE OF HEARING	49	12/13/2019	006082-006087
92	DEFENDANT'S ANSWER TO DH FLAMINGO INC'S ET AL., FIRST AMENDED COMPLAINT	50	12/16/2019	006088-006105
93	DEFENDANT'S ANSWER TO DH FLAMINGO INC'S ET AL., FIRST AMENDED COMPLAINT	50	12/16/2019	006106-006123
94	PLAINTIFFS' OPPOSITION TO LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	50	12/20/2019	006124-006206
95	OPPOSITION TO HELPING HANDS WELLNESS CTR, INC.'S APPLICATION FOR WRIT OF MANDAMUS	50	12/27/2019	006207-006259
96	ORDER DENYING MOTION FOR STAY AND GRANTING IN PART MOTION TO EXPEDITE	50	12/30/2019	006260-006262
97	ORDER DENYING THE DEPARTMENT OF TAXATION OBJECTION TO DISCOVERY COMMISSIONER'S REPORT AND RECOMMENDATIONS	51	12/31/2019	006263-006263
98	NOTICE OF ENTRY OF ORDER	51	1/3/2020	006264-006271

99	GREENMART OF NEVADA NLV LLC'S ANSWER TO D.H. FLAMINGO PLAINTIFFS' FIRST AMENDED COMPLAINT	51	1/6/2020	006272-006295
100	NV WELLNESS CENTER, LLC'S MOTION TO COMPEL ON AN ORDER SHORTENING TIME	51	1/8/2020	006296-006358
101	LONE MOUNTAIN PARTNERS, LLC'S REPLY IN SUPPORT OF MOTION TO DISMISS SECOND AMENDED COMPLAINT	51	1/8/2020	006359-006368
102	OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL	52	1/10/2020	006369-006439
103	ESSENCE ENTITIES' ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	52	1/14/2020	006440-006468
104	NOTICE OF ENTRY OF ORDER	52	1/14/2020	006469-006474
105	ORDER DENYING NEVADA ORGANIC REMEDIES, LLC'S AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC	52	1/14/2020	006475-006477
106	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO FIRST AMENDED COMPALINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	52	1/21/2020	006478-006504
107	ERRATA TO DECLARATION OF ALFRED TERTERYAN IN SUPPORT OF HELPING HANDS WELLNESS CENTER, INC.'S APPLICATION FOR WRIT OF MANDAMUS	52	1/24/2020	006505-006506
108	AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/28/2020	006507-006542
109	DEPARTMENT OF TAXATION'S ANSWER TO PLAINTIFF SERENITY PARTIES' SECOND AMENDED COMPLAINT	53	1/28/2020	006543-006559
110	DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/28/2020	006560-006588

111	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/29/2020	006589-006609
112	HEARING ON OBJECTIONS TO SUBPOENAS DUCES TECUM, MOTIONS FOR PROTECTIVE ORDERS, APPLICATION OF FOR WRIT OF MANDAMUS, MOTION FOR SETTING SETTLEMENT CONFERENCE, AND MOTION TO REDACT AND SEAL EXHIBITS 4 AND 5	53	1/31/2020	006610-006657
113	ANSWER TO D.H. FLAMINGO PARTIES' FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/5/2020	006658-006697
114	FINDINGS OF FACT AND CONCLUSIONS OF LAW GRANTING PRELIMINARY INJUNCTION	54	2/7/2020	006698-006722
115	DEFENDANT-RESPONDENT NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/7/2020	006723-006752
116	DEFENDANT-RESPONDENT STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/7/2020	006753-006781
117	SECOND AMENDED COMPLAINT	54	2/11/2020	006782-006805
118	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO THE SERENITY PLAINTIFFS' SECOND AMENDED COMPLAINT	54	2/12/2020	006806-006814
119	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO ETW PLAINTIFFS' THIRD AMENDED COMPLAINT	54	2/12/2020	006815-006822

120	GREENMART OF NEVADA NLV LLC'S ANSWER TO ETW MANAGEMENT GROUP LLC, GLOBAL HARMONY LLC, GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, HERBAL CHOICE INC., JUST QUALITY LLC, LIBRA WELLNESS CENTER, LLC, ROMBOUGH REAL ESTATE INC. DBA MOTHER HERB, NEVCANN LLC, RED EARTH LLC, THC NEVADA LLC, ZION GARDENS LLC AND MMOF VEGAS RETAIL, INC.'S THIRD AMENDED COMPLAINT	55	2/12/2020	006823-006841
121	ANSWER TO D.H. FLAMINGO PLAINTIFFS' FIRST AMENDED COMPLAINT AND PETITION FOR REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/12/2020	006842-006853
122	CPCM HOLDINGS, LLC D/B/A THRIVE CANNABIS MARKETPLACE'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/13/2020	006854-006867
123	ANSWER TO SERENITY PLAINTIFFS' SECOND AMENDED COMPLAINT	55	2/14/2020	006868-006876
124	CIRCLE S FARMS LLC'S ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/18/2020	006877-006884
125	ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION	55	2/18/2020	006885-006910
126	GREENMART OF NEVADA NLV LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/18/2020	006911-006921
127	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION	55	2/18/2020	006922-006935
128	ORDER GRANTING IN PART AND DENYING IN PART THE DEPARTMENT OF TAXATION'S MOTIONS FOR PROTECTIVE ORDER ON ORDER SHORTENING TIME	55	2/19/2020	006936-006941

129	CIRCLE S FARMS LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/20/2020	006942-006949
130	NOTICE OF FILING OF EMERGENCY PETITION FOR WRIT OF MANDAMUS OR PROHIBITION UNDER NRAP 21(a)6)	55	2/21/2020	006950-006951
131	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND/OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/25/2020	006952-006958
132	GREENMART OF NEVADA NLV LLC'S ANSWER TO QUALCAN LLC'S SECOND AMENDED COMPLAINT	55	2/25/2020	006959-006970
133	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/26/2020	006971-006983
134	GREENMART OF NEVADA NLV LLC'S MOTION TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/28/2020	006984-006987
135	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC ANSWER TO NATURAL MEDICINE, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	2/28/2020	006988-007000
136	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT/RESPONDENT STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND/OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	2/28/2020	007001-007012

137	GREENMART OF NEVADA NLV LLC'S ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	3/6/2020	007013-007024
138	GREENMART OF NEVADA NLV LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	3/6/2020	007025-007036
139	QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	56	3/13/2020	007037-007057
140	PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL GREENMART OF NEVADA, LLC TO PRODUCE KENNETH LEE AND HAE LEE FOR DEPOSITION ON ORDER SHORTENING TIME	56	3/16/2020	007058-007074
141	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL GREENMART TO ALSO PRODUCE KENNETH LEE AND HAE LEE FOR DEPOSITION	56	3/18/2020	007075-007080
142	NEVADA WELLNESS CENTER, LLC'S JOINDER TO ETW PLAINTIFFS' MOTION TO COMPEL PRIVILEGE LOGS	56	3/20/2020	007081-007083
143	NEVADA WELLNESS CENTER, LLC'S JOINDER TO ETW PLAINTIFFS' MOTION TO COMPEL	56	3/20/2020	007084-007086
144	GREENMART OF NEVADA NLV LLC'S RESPONSE IN OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	56	3/23/2020	007087-007095
145	CLEAR RIVER, LLC'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS ON ORDER SHORTENING TIME	56	3/27/2020	007096-007099
146	NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO QUALCAN'S PETITION FOR WRIT OF MANDAMUS	56	3/27/2020	007100-007143
147	PLAINTIFF NEVADA WELLNESS CENTER, LLC'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	57	3/27/2020	007144-007175
148	DEPARTMENT OF TAXATION'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	57	3/27/2020	007176-007182

149	THE ESSENCE ENTITIES' OPPOSITION TO ETW PLAINTIFFS' 1) MOTION TO COMPEL AND 2) MOTION TO COMPEL PRIVILEGE LOGS	57	3/27/2020	007183-007293
150	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF'S MOTION TO COMPEL PRIVILEGE LOGS AND COUNTER MOTION FOR SANCTIONS PURSUANT TO NRCP 37	57	3/30/2020	007294-007310
151	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF'S MOTION TO COMPEL SUPPLEMENTAL RESPONSES	58	3/30/2020	007311-007329
152	ORDER DENYING DEFENDANT JORGE PUPO'S MOTION TO DISMISS	58	3/30/2020	007330-007332
153	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO ETW PLAINTIFFS' MOTION TO COMPEL PRIVILEGE LOGS	58	4/3/2020	007333-007336
154	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO ETW PLAINTIFFS' MOTION TO COMPEL	58	4/3/2020	007337-007346
155	DEPARTMENT OF TAXATION'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/8/2020	007347-007360
156	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/8/2020	007361-007373
157	CIRCLE S FARMS LLC'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/9/2020	007374-007381
158	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE ADDITIONAL DOCUMENTS ON ORDER SHORTENING TIME	58	4/9/2020	007382-007395

159	NOTICE OF ENTRY OF ORDER DENYING MM DEVELOPMENT COMPANY, INC.'S MOTION TO STRIKE AND-OR DISMISS D.H. FLAMINGO, INC.'S COUNTERCLAIM	58	4/9/2020	007396-007400
160	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S MOTION TO DISMISS 1) NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS;(2) STRIVE WELLNESS' COMPLAINT; (3) RURAL REMEDIES AMENDED COMPLAINT; (4) QUALCAN'S AMENDED COMPLAINT; (5) HIGH SIERRA HOLISTICS COMPLAINT AND (6) NATURAL MEDICINE'S COMPLAINT FOR FAILING TO COMPLY WITH NRS 233B.130(2)(D)	59 thru 60	4/14/2020	007401-007717
161	DEFENDANT PUPO'S ANSWER TO RURAL REMEDIES' AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	61	4/14/2020	007718-007730
162	THRIVE'S SUPPLEMENTAL BRIEF IN SUPPORT OF OPPOSITION TO ETW MANAGEMENT GROUP LLC; ET AL.'S MOTION TO COMPEL	61	4/14/2020	007731-007792
163	MINUTE ORDER CLEAR RIVER'S REQUEST FOR OST ON MOTION TO DISMISS	61	4/15/2020	007793-007793
164	DEPARTMENT OF TAXATION'S ANSWER TO ETW MANAGEMENT GROUP LLC PARTIES' THIRD AMENDED COMPLAINT	61	4/20/2020	007794-007810
165	DEPARTMENT OF TAXATION'S ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	61	4/20/2020	007811-007845
166	DEPARTMENT OF TAXATION'S ANSWER TO QUALCAN'S SECOND A MENDED COMPLAINT	61	4/20/2020	007846-007862
167	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO ETW PLAINTIFFS' THIRD AMENDED COMPLAINT	62	4/21/2020	007863-007893

168	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	62	4/21/2020	007894-007913
169	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO TGIG PLAINTIFFS' SECOND AMENDED COMPLAINT	62	4/21/2020	007914-007935
170	ORDER GRANTING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE ADDITIONAL DOCUMENTS ON ORDER SHORTENING TIME	62	4/21/2020	007936-007939
171	ORDER DENYING LONE MOUNTAIN PARTNER'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	62	5/5/2020	007940-007941
172	DEPARTMENT OF TAXATION'S INDEX OF EXHIBITS IN SUPPORT OF ITS OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN DEPARTMENT OF TAXATION'S ANSWER TO SECOND AMENDED COMPLAINT	63 thru 64	5/11/2020	007942-008232
173	DEPARTMENT OF TAXATION'S OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN DEPARTMENT OF TAXATION'S ANSWER TO SECOND AMENDED COMPLAINT	65	5/11/2020	008233-008241
174	DEPARTMENT OF TAXATION'S NOTICE OF SUPPLEMENTAL AUTHORITY	65	5/12/2020	008242-008252
175	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	65	5/21/2020	008253-008302
176	HEARING ON MOTIONS FOR SUMMARY JUDGMENT OR WRIT OF MANDAMUS AND MOTION TO EXTEND TIME FOR BRIEFING	65	5/22/2020	008303-008354

177	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	65	5/26/2020	008355-008375
178	PURE TONIC CONCENTRATES LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	65	5/29/2020	008376-008379
179	RURAL REMEDIES, LLC'S ANSWER TO DEFENDANT-RESPONDENT NATURAL MEDICINE'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	65	6/3/2020	008380-008393
180	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO NATURAL MEDICINE'S LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	65	6/4/2020	008394-008401
181	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	66	6/4/2020	008402-008409
182	ORDER DENYING D.H. FLAMINGO, INC. AND SURTERRA HOLDINGS, INC.'S MOTION FOR SUMMARY JUDGMENT AGAINST MM DEVELOPMENT COMPANY, INC.	66	6/5/2020	008410-008413
183	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO DEFENDANT-RESPONDENT NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRIT OF CERTIORARI, MANDAMUS, AND PROHIBITION	66	6/5/2020	008414-008435
184	TGIG, LLC, NEVADA HOLISTIC MEDICINE, LLC, GBS NEVADA PARTNERS, FIDELIS HOLDINGS, LLC, GRAVITAS NEVADA, NEVADA PURE, LLC, MEDIFARM, LLC, AND MEDIFARM IV'S ANSWER TO NATURAL MEDICINE	66	6/10/2020	008436-008454

185	PLAINTIFF'S DECLARATION & POA-F2018-01430	67 thru 74	6/12/2020	008455-009889
186	PLAINTIFF'S NOTICE OF FILING RECORD ON REVIEW	75	6/12/2020	009890-009933
187	PLAINTIFF'S DKT 148-1 INDEX OF EXHIBITS - 1	76 thru 77	6/12/2020	009934-010291
188	PLAINTIFF'S DKT 148-1 INDEX OF EXHIBITS - 2	78 thru 79	6/12/2020	010292-010595
189	PLAINTIFF'S RECORD PART 1	80 thru 81	6/12/2020	010596-010937
190	PLAINTIFF'S RECORD PART 2	82 thru 83	6/12/2020	010938-011275
191	PLAINTIFF'S RECORD PART 3	84 thru 85	6/12/2020	011276-011613
192	PLAINTIFF'S RECORD PART 4	86 thru 87	6/12/2020	011614-011951
193	PLAINTIFF'S RECORD PART 5	88	6/12/2020	011952-012104
194	PLAINTIFF'S RECORD PART 6	89	6/12/2020	012105-012258
195	PLAINTIFF'S RECORD PART 7	90	6/12/2020	012259-012413
196	PLAINTIFF'S RECORD PART 8	91	6/12/2020	012414-012569
197	PLAINTIFF'S RECORD PART 9	92	6/12/2020	012570-012723
198	PLAINTIFF'S RECORD PART 10	93	6/12/2020	012724-012878
199	PLAINTIFF'S RECORD PART 11	94	6/12/2020	012879-013032
200	PLAINTIFF'S RECORD PART 12	95	6/12/2020	013033-013187
201	PLAINTIFF'S RECORD PART 13	96	6/12/2020	013188-013341

202	PLAINTIFF'S RECORD PART 14	97	6/12/2020	013342-013496
203	PLAINTIFF'S RECORD PART 15	98 thru 99	6/12/2020	013497-013774
204	PLAINTIFF'S RECORD PART 16	100 thru 101	6/12/2020	013775-014052
205	PLAINTIFF'S RECORD PART 17	102 thru 103	6/12/2020	014053-014330
206	PLAINTIFF'S RECORD PART 18	104 thru 105	6/12/2020	014331-014608
207	PLAINTIFF'S RECORD PART 18	106 thru 107	6/12/2020	014609-014886
208	PLAINTIFF'S RECORD PART 19	108 thru 111	6/12/2020	014887-015426
209	PLAINTIFF'S RECORD PART 20	112 thru 115	6/12/2020	015427-015966
210	PLAINTIFF'S RECORD PART 21	116 thru 119	6/12/2020	015967-016506
211	PLAINTIFF'S RECORD PART 22	120 thru 123	6/12/2020	016507-017048
212	PLAINTIFF'S RECORD PART 24	124 thru 131	6/12/2020	017049-018484
213	PLAINTIFF'S RECORD PART 25	132 thru 134	6/12/2020	018485-018844
214	PLAINTIFF'S RECORD PART 26	135 thru 136	6/12/2020	018845-019202
215	PLAINTIFF'S RECORD PART 27	137 thru 144	6/12/2020	019203-020637

216	PLAINTIFF'S RECORD PART 28	145 thru 147	6/12/2020	020638-020999
217	PLAINTIFF'S RECORD PART 29	148 thru 149	6/12/2020	021000-021357
218	PLAINTIFF'S RECORD PART 30	150 thru 157	6/12/2020	021358-022621
219	PLAINTIFF'S RECORD PART 31	158 thru 159	6/12/2020	022622-022979
220	PLAINTIFF'S RECORD PART 32	160 thru 167	6/12/2020	022980-024414
221	PLAINTIFF'S RECORD PART 33	168 thru 169	6/12/2020	024415-024718
222	PLAINTIFF'S RECORD PART 35	170 thru 177	6/12/2020	024719-026153
223	PLAINTIFF'S RECORD PART 37	178	6/12/2020	026154-026256
224	PLAINTIFF'S RECORD PART 39	179 thru 181	6/12/2020	026257-026669
225	PLAINTIFF'S RECORD PART 40	182 thru 183	6/12/2020	026670-026934
226	PLAINTIFF'S RECORD PART 41	184 thru 186	6/12/2020	026935-027347
227	PLAINTIFF'S RECORD PART 42	187 thru 188	6/12/2020	027348-027612
228	PLAINTIFF'S RECORD PART 43	189 thru 191	6/12/2020	027613-028025
229	PLAINTIFF'S RECORD PART 44	192 thru 193	6/12/2020	028026-028290

230	PLAINTIFF'S RECORD PART 45	194 thru 196	6/12/2020	028291-028703
231	PLAINTIFF'S RECORD PART 46	197 thru 198	6/12/2020	028704-028968
232	PLAINTIFF'S RECORD PART 47	199 thru 201	6/12/2020	028969-029451
233	PLAINTIFF'S RECORD PART 48	202 thru 204	6/12/2020	029452-029934
234	PLAINTIFF'S RECORD PART 49	205 thru 207	6/12/2020	029935-030346
235	PLAINTIFF'S RECORD PART 50	208 thru 210	6/12/2020	030347-030758
236	PLAINTIFF'S RECORD PART 51	211 thru 213	6/12/2020	030759-031170
237	PLAINTIFF'S RECORD PART 52	214 thru 216	6/12/2020	031171-031582
238	PLAINTIFF'S RECORD PART 54	217 thru 219	6/12/2020	031583-031994
239	PLAINTIFF'S RECORD PART 55	220 thru 222	6/12/2020	031995-032406
240	PLAINTIFF'S RECORD PART 56	223 thru 225	6/12/2020	032407-032818
241	PLAINTIFF'S RECORD PARTY 57	226 thru 228	6/12/2020	032819-033230
242	PLAINTIFF'S RECORD PART 58	229 thru 231	6/12/2020	033231-033642
243	PLAINTIFF'S RECORD PART 59	232	6/12/2020	033643-033801
244	PLAINTIFF'S RECORD PART 60	233	6/12/2020	033802-033877

245	PLAINTIFF'S RECORD PART 61	234 thru 235	6/12/2020	033878-034143
246	PLAINTIFF'S RECORD PART 62	236 thru 237	6/12/2020	034144-034409
247	PLAINTIFF'S RECORD PART 63	238 thru 239	6/12/2020	034410-034675
248	PLAINTIFF'S RECORD PART 64	240 thru 241	6/12/2020	034676-034943
249	PLAINTIFF'S RECORD PART 65	242 thru 245	6/12/2020	034944-035512
250	PLAINTIFF'S RECORD PART 66	246 thru 248	6/12/2020	035513-035919
251	PLAINTIFF'S RECORD PART 67	249 thru 251	6/12/2020	035920-036326
252	PLAINTIFF'S RECORD PART 68	252 thru 254	6/12/2020	036327-036733
253	PLAINTIFF'S RECORD PART 69	255 thru 257	6/12/2020	036734-037140
254	PLAINTIFF'S RECORD PART 70	258 thru 260	6/12/2020	037141-037547
255	PLAINTIFF'S RECORD PART 71	261 thru 263	6/12/2020	037548-037954
256	PLAINTIFF'S RECORD PART 72	264 thru 266	6/12/2020	037955-038415
257	PLAINTIFF'S RECORD PART 73	267 thru 269	6/12/2020	038416-038867
258	NOTICE OF ENTRY OF ORDER ON PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN JORGE	270	6/23/2020	038868-038871

	PUPPO'S ANSWER TO SECOND AMENDED COMPLAINT			
259	SUPPLEMENT TO RECORD ON REVIEW IN ACCORDANCE WITH THE NEVADA ADMINISTRATIVE PROCEDURE ACT	270	6/26/2020	038872-038947
260	MOTION TO VOLUNTARILY DISMISS MMOF VEGAS RETAIL, INC. AND REQUEST TO RELEASE MMOF VEGAS RETAIL, INC.'S BOND FUNDS ON AN ORDER SHORTENING TIME	271	6/29/2020	038948-039114
261	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	6/29/2020	039115-039135
262	WELLNESS CONNECTION OF NEVADA, LLC'S ANSWER TO PLAINTIFF NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	6/29/2020	039136-039152
263	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO QUALCAN, LLC'S SECOND AMENDED COMPLAINT	272	7/1/2020	039153-039164
264	ESSENCE ENTITIES' ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	272	7/8/2020	039165-039193
265	ESSENCE ENTITIES' ANSWER TO THIRD AMENDED COMPLAINT	272	7/8/2020	039194-039210
266	ESSENCE ENTITIES' ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	7/8/2020	039211-039223
267	ESSENCE ENTITIES' ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	272	7/8/2020	039224-039235
268	ESSENCE ENTITIES' ANSWER TO SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	7/8/2020	039236-039265

269	ESSENCE ENTITIES' ANSWER QUALCAN, LLC'S SECOND AMENDED COMPLAINT	272	7/8/2020	039266-039284
270	ESSENCE ENTITIES' ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/8/2020	039285-039299
271	ESSENCE ENTITIES' ANSWER TO THE TGIG PARTIES' SECOND AMENDED COMPLAINT	273	7/8/2020	039300-039313
272	ESSENCE ENTITIES' ANSWER TO COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/8/2020	039314-039323
273	HIGH SIERRA HOLISTICS, LLC'S JOINDER TO ETW MANAGEMENT GROUP LLC'S ANSWERS	273	7/8/2020	039324-039325
274	GREENMART OF NEVADA NLV LLC'S JOINDER TO MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC., AND LIVFREE WELLNESS, LLC ON AN ORDER SHORTENING TIME	273	7/8/2020	039326-039327
275	MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC ON AN ORDER SHORTENING TIME	273	7/8/2020	039328-039381
276	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	273	7/9/2020	039382-039411
277	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO HIGH SIERRA HOLISTICS COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/9/2020	039412-039421
278	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO MM DEVELOPMENT COMPANY, INC., & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/9/2020	039422-039434
279	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	273	7/9/2020	039435-039445

280	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	274	7/9/2020	039446-039478
281	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO QUALCANN, LLC'S SECOND AMENDED COMPLAINT	274	7/9/2020	039479-039496
282	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT	274	7/9/2020	039497-039509
283	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO TGIG PARTIES' SECOND AMENDED COMPLAINT	274	7/9/2020	039510-039523
284	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO THIRD AMENDED COMPLAINT	274	7/9/2020	039524-039539
285	OPPOSITION TO MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC ON AN ORDER SHORTENING TIME	274	7/9/2020	039540-039575
286	MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRARECORD EVIDENCE AT THE HEARING OF JUDICIAL REVIEW and TO ENLARGE TIME FOR FILING OPENING BRIEF	275	7/9/2020	039576-039735
287	DEFENDANT IN INTRVENTION, CLEAR RIVER, LLC'S ANSWER TO HIGH SIERRA HOLISTICS, LLC COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	275	7/10/2020	039736-039750
288	DEFENDANT-INTERVENOR NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO TGIG PARTIES' SECOND AMENDED COMPLAINT	276	7/10/2020	039751-039759
289	NEVADA ORGANIC REMEDIES, LLC'S ANSWER NEVADA WELLNESS CENTER, LLC'S AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039760-039772

290	DEFENDANT-INTERVENOR NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO CLARK NATURAL MEDICINE ET AL.'S FIRST AMENDED COMPLAINT	276	7/10/2020	039773-039789
291	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO ETW MANAGEMENT GROUP, LLC ET AL.'S THIRD AMENDED THIRD AMENDED COMPLAINT	276	7/10/2020	039790-039804
292	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO HIGH SIERRA HOLISTIC'S COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039805-039815
293	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039816-039829
294	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO QUALCAN, LLC.'S SECOND AMENDED COMPLAINT	276	7/10/2020	039830-039844
295	NEVADA ORGANIC REMEDIES, LLC'S ANSWER RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039845-039859
296	FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER GRANTING IN PART AND DENYING IN PART MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS (1)	276	7/11/2020	039860-039862
297	FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER GRANTING IN PART AND DENYING IN PART MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS (2)	276	7/11/2020	039863-039865
298	ORDER GRANTING CLEAR RIVER, LLC'S MOTION TO RECONSIDER THE COURT'S ORDER GRANTING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE JOHN KOCER AND NORTON ARBELAEZ FOR DEPOSITION ON ORDER SHORTENING TIME	276	7/11/2020	039866-039868

299	EVIDENTIARY HEARING ON CASE -ENDING SANCTIONS - DAY 1	277 thru 278	7/13/2020	039869-040216
300	EVIDENTIARY HEARING ON CASE -ENDING SANCTIONS - DAY 2	279	7/14/2020	040217-040263
301	MOTION FOR PROTECTIVE ORDER ON ORDER SHORTENING TIME	279	7/15/2020	040264-040323
302	BENCH TRIAL - DAY 1	280 thru 281	7/17/2020	040324-040663
303	BENCH TRIAL - DAY 2	282 thru 283	7/20/2020	040664-041020
304	BENCH TRIAL - DAY 3	284 thru 285	7/21/2020	041021-041330
305	PLAINTIFFS' OPENING BRIEF IN SUPPORT OF PETITION FOR JUDICIAL REVIEW	286	7/22/2020	041331-041363
306	BENCH TRIAL - DAY 4	287 thru 288	7/22/2020	041364-041703
307	DEPARTMENT OF TAXATION'S OPPOSITION TO TGIG'S MOTION TO SUPPLEMENT THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE; AND TO ENLARGE TIME FOR FILING OPENING BRIEF	289	7/23/2020	041704-041732
308	THC NEVADA, LLC'S JOINDER TO PLAINTIFF TGIG, LLC ET AL'S OPENING BRIEF IN SUPPORT OF PETITION FOR JUDICIAL REVIEW	289	7/23/2020	041733-041735
309	BENCH TRIAL - DAY 5	290 thru 291	7/23/2020	041736-042068
310	CIRCLE S FARMS LLC'S JOINDER TO CLEAR RIVER, LLC AND DEPARTMENT OF TAXATION'S OPPOSITIONS TO PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINIST	292	7/24/2020	042069-042071
311	THE ESSENCE ENTITIES' JOINDER TO DEPARTMENT OF TAXATION'S OPPOSITION	292	7/24/2020	042072-042074

	TO TGIG'S MOTION TO SUPPLEMENT THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE AND TO ENLARGE TIME FOR FILING OPENING BRIEF			
312	BENCH TRIAL - DAY 6	293 thru 294	7/24/2020	042075-042381
313	BENCH TRIAL - DAY 7	295 thru 296	7/27/2020	042382-042639
314	EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	297	7/28/2020	042640-042670
315	BENCH TRIAL - DAY 8	298 thru 299	7/28/2020	042671-042934
316	BENCH TRIAL - DAY 9 VOLUME I	300 thru 301	7/29/2020	042935-043186
317	THRIVE'S JOINDER TO PLAINTIFFS' OPPOSITION TO THC NEVADA LLC'S AND HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER FOR PRELIMINARY INJUNCTION ON AN ORDER SHORTENING TIME	302	7/30/2020	043187-043190
318	GREENMART OF NEVADA NLV LLC'S JOINDER TO PLAINTIFFS' OPPOSITION TO THE THC NEVADA LLC'S AND HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER FOR PRELIMINARY INJUNCTION ON AN ORDER SHORTENING TIME AND DECLARATION OF ALINA M. SHELL	302	7/30/2020	043191-043195
319	JOINDER TO THC NEVADA, LLC and HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	302	7/30/2020	043196-043209
320	BENCH TRIAL - DAY 10	303 thru 304	7/30/2020	043210-043450

321	BENCH TRIAL - DAY 11	305	7/31/2020	043451-043567
322	EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	306	7/31/2020	043568-043639
323	NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE ON AN ORDER SHORTENING TIME	306	8/3/2020	043640-043708
324	BENCH TRIAL - DAY 12	307 thru 308	8/3/2020	043709-043965
325	BENCH TRIAL - DAY 13	309 thru 310	8/4/2020	043966-044315
326	BENCH TRIAL - DAY 14	311 thru 313	8/5/2020	044316-044687
327	BENCH TRIAL - DAY 15	314 thru 316	8/6/2020	044688-045065
328	REPLY TO THE DOT'S AND CLEAR RIVER, LLC'S OPPOSITIONS TO PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS	317	8/7/2020	045066-045084
329	BENCH TRIAL - DAY 16	318 thru 319	8/10/2020	045085-045316
330	DEPARTMENT OF TAXATION'S NOTICE OF REMOVING ENTITITES FROM TIER 3	320	8/11/2020	045317-045332
331	BENCH TRIAL - DAY 17	321 thru 323	8/11/2020	045333-045697
332	MOTION TO PRECLUDE APPLICATION OF THE EQUITABLE MAXIM OF UNCLEAN HANDS AGAIN ST THE TGIG PLAINTIFFS	324	8/11/2020	045698-045711
333	BENCH TRIAL - DAY 18	325	8/12/2020	045712-045877

334	OPPOSITION TO MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	325	8/14/2020	045878-045882
335	JOINDER TO THC NEVADA, LLC AND HERBAL CHOICE, INC'S MOTION TO STRIKE DEPARTMENT OF TAXATION NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	325	8/14/2020	045883-045888
336	THC NEVADA, LLC AND HERBAL CHOICE, INC.'S JOINDER TO TGIG PLAINTIFFS' PROPOSED SUPPLEMENTAL FINDINGS OF FACT AND CONCLUSIONS OF LAW BASED UPON PARTIAL SUBSTITUTION OF THE NEVADA CANNABIS COMPLIANCE BOARD AS A PARTY DEFENDANT IN THESE CONSOLIDATED MATTERS	326	8/14/2020	045889-045891
337	DEPARTMENT OF TAXATION'S OPPOSITION TO THC NEVADA, LLC AND HERBAL CHOICE, INC.'S MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING	326	8/15/2020	045892-045899
338	ORDER REGARDING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION FOR SUMMARY JUDGMENT ON FIRST CLAIM FOR RELIEF	326	8/15/2020	045900-045905
339	THC NEVADA, LLC AND HERBAL CHOICE, INC.'S REPLY TO NEVADA ORGANIC REMEDIES' OPPOSITION TO MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	326	8/15/2020	045906-045917
340	HELPING HANDS WELLNESS CENTER, INC.'S REPLY IN SUPPORT OF MOTION TO MODIFY OR DISSOLVE THE PRELIMINARY INJUNCTION1	326	8/16/2020	045918-045932
341	NOTICE OF ENTRY OF ORDER	326	8/17/2020	045933-045939
342	BENCH TRIAL - DAY 19	327 thru 328	8/17/2020	045940-046223

343	BENCH TRIAL - DAY 20	329	8/18/2020	046224-046355
344	TRIAL EXHIBIT 1005	329	8/18/2020	046356-046389
345	TRIAL EXHIBIT 1006	330	8/18/2020	046390-046423
346	TRIAL EXHIBIT 1135	330	8/18/2020	046424-046445
347	TRIAL EXHIBIT 1302	330	8/18/2020	046446-046448
348	TRIAL EXHIBIT 2157	330	8/18/2020	046449-046502
349	TRIAL EXHIBIT 2158	330	8/18/2020	046503-046548
350	TRIAL EXHIBIT 3291	331	8/18/2020	046549-046564
351	JOINDER TO THC NEVADA, LLC and HERBAL CHOICE, INC.'S MOTION TO RENEW JOINDER TO TGIG'S COUNTERMOTION FOR ORDER DISPENSING WITH THE BOND REQUIREMENT FOR PURPOSES OF THE PRELIMINARY	331	8/28/2020	046565-046567
352	ORDER DENYING TGIG PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE AT THE HEARING OF JUDICIAL REVIEW; AND TO ENLARGE TIME FOR FILING OPENING BRIEF	331	8/28/2020	046568-046572
353	MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC FINAL PRETRIAL CONFERENCE	331	9/3/2020	046573-046666
354	BENCH TRIAL - PHASE 1	332	9/8/2020	046667-046776
355	TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/10/2020	046777-046812

356	PLAINTIFFS GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, NEVCANN LLC AND RED EARTH LLC'S JOINDER TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/14/2020	046813-046815
357	RURAL REMEDIES, LLC'S JOINDER IN TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT AND CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/15/2020	046816-046817
358	FINDINGS OF FACT, CONCLUSION OF LAW AND PERMANENT INJUNCTION	332	9/16/2020	046818-046829
359	NOTICE OF ENTRY OF JUDGMENT (1)	333	9/22/2020	046830-046844
360	NOTICE OF ENTRY OF JUDGMENT (2)	333	9/22/2020	046845-046877
361	DEPARTMENT OF TAXATION'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW, AND PERMANENT INJUNCTION	333	9/24/2020	046878-046921
362	THE ESSENCE ENTITIES' LIMITED OPPOSITION TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	9/24/2020	046922-046924
363	GREENMART OF NEVADA NLV LLC'S JOINDER TO DEPARTMENT OF TAXATION'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW, AND PERMANENT INJUNCTION	333	9/24/2020	046925-046926
364	HELPING HANDS WELLNESS CENTER, INC.'S OPPOSITION TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	9/24/2020	046927-046931
365	CLARK NATURAL MEDICINAL SOLUTIONS LLC, NYE NATURAL MEDICINAL SOLUTIONS LLC CLARK NMSD LLC AND INYO FINE CANNABIS DISPENSARY L.L.C.'S JOINDER TO NEVADA WELLNESS CENTER'S MOTION TO AND PERMANENT INJUNCTION	333	9/24/2020	046932-046933

366	WELLNESS CONNECTION OF NEVADA, LLC'S RESPONSE TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION AND COUNTERMOTION TO CLARIFY AND-OR FOR ADDITIONAL FINDINGS	333	9/24/2020	046934-046940
367	CIRCLE S FARMS LLC'S JOINDER TO OPPOSITIONS TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	10/1/2020	046941-046943
368	MOTION FOR ORDER TO SHOW CAUSE	333	10/16/2020	046944-046965
369	ORDER TO SHOW CAUSE	334	10/18/2020	046966-046999
370	PLAINTIFFS GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, NEVCANN LLC AND RED EARTH LLC'S JOINDER TO TGIG PLAINTIFFS' MOTION FOR ORDER TO SHOW CAUSE	334	10/21/2020	047000-047002
371	NOTICE OF APPEAL	335 thru 339	10/23/2020	047003-047862
372	NOTICE OF ENTRY OF ORDER	340	10/27/2020	047863-047882
373	INDEX OF EXHIBITS IN SUPPORT OF DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	341 thru 342	10/30/2020	047883-048130
374	DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	343	10/30/2020	048131-048141
375	GREENMART OF NEVADA NLV LLC'S JOINDER TO DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	343	11/2/2020	048142-048143

TABLE OF CONTENT

Alphabetical by Document Name

TAB#	Document	Vol.	Date	Pages
81	AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	11/21/2019	005950-006004
108	AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/28/2020	006507-006542
10	ANSWER TO AMENDED COMPLAINT	2	4/10/2019	000224-000236
19	ANSWER TO COMPLAINT	8	5/20/2019	001042-001053
71	ANSWER TO COMPLAINT	47	10/1/2019	005732-005758
50	ANSWER TO CORRECTED FIRST AMENDED COMPLAINT	37	7/15/2019	004414-004425
113	ANSWER TO D.H. FLAMINGO PARTIES' FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/5/2020	006658-006697
121	ANSWER TO D.H. FLAMINGO PLAINTIFFS' FIRST AMENDED COMPLAINT AND PETITION FOR REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/12/2020	006842-006853
76	ANSWER TO FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	48	11/8/2019	005913-005921
79	ANSWER TO FIRST AMENDED COMPLAINT GRAVITAS NEVADA LTD	49	11/12/2019	005938-005942
7	ANSWER TO PLAINTIFFS' FIRST AMENDED COMPLAINT AND COUNTERCLAIM	1	3/15/2019	000093-000107
125	ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION	55	2/18/2020	006885-006910
123	ANSWER TO SERENITY PLAINTIFFS' SECOND AMENDED COMPLAINT	55	2/14/2020	006868-006876
14	APPENDIX OF EXHIBITS TO NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO SERENITY WELLNESS CENTER, LLC AND RELATED PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION	5 thru 7	5/9/2019	000532-000941

74	APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	48	10/10/2019	005796-005906
302	BENCH TRIAL - DAY 1	280 thru 281	7/17/2020	040324-040663
320	BENCH TRIAL - DAY 10	303 thru 304	7/30/2020	043210-043450
321	BENCH TRIAL - DAY 11	305	7/31/2020	043451-043567
324	BENCH TRIAL - DAY 12	307 thru 308	8/3/2020	043709-043965
325	BENCH TRIAL - DAY 13	309 thru 310	8/4/2020	043966-044315
326	BENCH TRIAL - DAY 14	311 thru 313	8/5/2020	044316-044687
327	BENCH TRIAL - DAY 15	314 thru 316	8/6/2020	044688-045065
329	BENCH TRIAL - DAY 16	318 thru 319	8/10/2020	045085-045316
331	BENCH TRIAL - DAY 17	321 thru 323	8/11/2020	045333-045697
333	BENCH TRIAL - DAY 18	325	8/12/2020	045712-045877
342	BENCH TRIAL - DAY 19	327 thru 328	8/17/2020	045940-046223
303	BENCH TRIAL - DAY 2	282 thru 283	7/20/2020	040664-041020
343	BENCH TRIAL - DAY 20	329	8/18/2020	046224-046355

304	BENCH TRIAL - DAY 3	284 thru 285	7/21/2020	041021-041330
306	BENCH TRIAL - DAY 4	287 thru 288	7/22/2020	041364-041703
309	BENCH TRIAL - DAY 5	290 thru 291	7/23/2020	041736-042068
312	BENCH TRIAL - DAY 6	293 thru 294	7/24/2020	042075-042381
313	BENCH TRIAL - DAY 7	295 thru 296	7/27/2020	042382-042639
315	BENCH TRIAL - DAY 8	298 thru 299	7/28/2020	042671-042934
316	BENCH TRIAL - DAY 9 VOLUME I	300 thru 301	7/29/2020	042935-043186
354	BENCH TRIAL - PHASE 1	332	9/8/2020	046667-046776
85	BUSINESS COURT ORDER	49	11/25/2019	006018-006022
157	CIRCLE S FARMS LLC'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/9/2020	007374-007381
124	CIRCLE S FARMS LLC'S ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/18/2020	006877-006884
129	CIRCLE S FARMS LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/20/2020	006942-006949
310	CIRCLE S FARMS LLC'S JOINDER TO CLEAR RIVER, LLC AND DEPARTMENT OF TAXATION'S OPPOSITIONS TO PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINIST	292	7/24/2020	042069-042071

367	CIRCLE S FARMS LLC'S JOINDER TO OPPOSITIONS TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	10/1/2020	046941-046943
365	CLARK NATURAL MEDICINAL SOLUTIONS LLC, NYE NATURAL MEDICINAL SOLUTIONS LLC CLARK NMSD LLC AND INYO FINE CANNABIS DISPENSARY L.L.C.'S JOINDER TO NEVADA WELLNESS CENTER'S MOTION TO AND PERMANENT INJUNCTION	333	9/24/2020	046932-046933
12	CLEAR RIVER, LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	2	5/7/2019	000252-000269
55	CLEAR RIVER, LLC'S ANSWER TO PLAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/26/2019	004706-004723
158	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE ADDITIONAL DOCUMENTS ON ORDER SHORTENING TIME	58	4/9/2020	007382-007395
150	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF'S MOTION TO COMPEL PRIVILEGE LOGS AND COUNTER MOTION FOR SANCTIONS PURSUANT TO NRCP 37	57	3/30/2020	007294-007310
151	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF'S MOTION TO COMPEL SUPPLEMENTAL RESPONSES	58	3/30/2020	007311-007329
145	CLEAR RIVER, LLC'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS ON ORDER SHORTENING TIME	56	3/27/2020	007096-007099
4	COMPLAINT	1	1/4/2019	000037-000053
5	COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	1	1/4/2019	000054-000078
1	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/10/2018	000001-000012
3	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/19/2018	000026-000036
6	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	1/16/2019	000079-000092
66	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	46	9/5/2019	005566-005592

45	CORRECTED FIRST AMENDED COMPLAINT.	34	7/11/2019	003950-003967
122	CPCM HOLDINGS, LLC D/B/A THRIVE CANNABIS MARKETPLACE'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/13/2020	006854-006867
183	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO DEFENDANT-RESPONDENT NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRIT OF CERTIORRI. MANDAMUS, AND PROHIBITION	66	6/5/2020	008414-008435
263	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO QUALCAN, LLC'S SECOND AMENDED COMPLAINT	272	7/1/2020	039153-039164
261	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	6/29/2020	039115-039135
106	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO FIRST AMENDED COMPALINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	52	1/21/2020	006478-006504
69	D LUX, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/27/2019	005708-005715
119	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO ETW PLAINTIFFS' THIRD AMENDED COMPLAINT	54	2/12/2020	006815-006822
78	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI MANDAMUS, AND PROHIBITION	49	11/12/2019	005931-005937
131	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND/OR	55	2/25/2020	006952-006958

	WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION			
118	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO THE SERENITY PLAINTIFFS' SECOND AMENDED COMPLAINT	54	2/12/2020	006806-006814
11	DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	2	4/16/2019	000237-000251
17	DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' FIRST AMENDED COMPLAINT	8	5/16/2019	001025-001037
177	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	65	5/26/2020	008355-008375
168	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	62	4/21/2020	007894-007913
167	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO ETW PLAINTIFFS' THIRD AMENDED COMPLAINT	62	4/21/2020	007863-007893
175	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	65	5/21/2020	008253-008302
169	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO TGIG PLAINTIFFS' SECOND AMENDED COMPLAINT	62	4/21/2020	007914-007935
160	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S MOTION TO DISMISS 1) NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS;(2) STRIVE WELLNESS' COMPLAINT; (3) RURAL REMEDIES AMENDED COMPLAINT; (4) QUALCAN'S AMENDED COMPLAINT; (5) HIGH SIERRA HOLISTICS	59 thru 60	4/14/2020	007401-007717

	COMPLAINT AND (6) NATURAL MEDICINE'S COMPLAINT FOR FAILING TO COMPLY WITH NRS 233B.130(2)(D)			
16	DEFENDANT IN INTERVENTION'S OPPOSITION TO PLAINTIFFS' APPLICATION FOR A TEMPORARY RESTRAINING ORDER	8	5/10/2019	000975-001024
287	DEFENDANT IN INTRVENTION, CLEAR RIVER, LLC'S ANSWER TO HIGH SIERRA HOLISTICS, LLC COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	275	7/10/2020	039736-039750
161	DEFENDANT PUPO'S ANSWER TO RURAL REMEDIES' AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	61	4/14/2020	007718-007730
72	DEFENDANT RURAL REMEDIES, LLC ANSWER TO FIRST AMENDED COMPLAINT	47	10/1/2019	005759-005760
110	DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/28/2020	006560-006588
92	DEFENDANT'S ANSWER TO DH FLAMINGO INC'S ET AL., FIRST AMENDED COMPLAINT	50	12/16/2019	006088-006105
75	DEFENDANT-INTERVENOR CLEAR RIVER, LLC'S ORDER DENYING IT'S MOTION FOR PARTIAL SUMMARY JUDGEMENT ON THE PETITION FOR JUDICIAL REVIEW CAUSE OF ACTION	48	11/7/2019	005907-005912
290	DEFENDANT-INTERVENOR NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO CLARK NATURAL MEDICINE ET AL.'S FIRST AMENDED COMPLAINT	276	7/10/2020	039773-039789
288	DEFENDANT-INTERVENOR NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO TGIG PARTIES' SECOND AMENDED COMPLAINT	276	7/10/2020	039751-039759
115	DEFENDANT-RESPONDENT NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/7/2020	006723-006752

116	DEFENDANT-RESPONDENT STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/7/2020	006753-006781
68	DEFENDANT-RESPONDENT'S GOOD CHEMISTRY NEVADA, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/27/2019	005699-005707
93	DEFENDANT'S ANSWER TO DH FLAMINGO INC'S ET AL., FIRST AMENDED COMPLAINT	50	12/16/2019	006106-006123
33	DEFENDANTS' ANSWER TO PLAINTIFFS' COMPLAINT WITH COUNTERCLAIM	26	6/14/2019	002823-002846
73	DEFENDANTS MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S ANSWER	48	10/3/2019	005761-005795
374	DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	343	10/30/2020	048131-048141
164	DEPARTMENT OF TAXATION'S ANSWER TO ETW MANAGEMENT GROUP LLC PARTIES' THIRD AMENDED COMPLAINT	61	4/20/2020	007794-007810
165	DEPARTMENT OF TAXATION'S ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	61	4/20/2020	007811-007845
109	DEPARTMENT OF TAXATION'S ANSWER TO PLAINTIFF SERENITY PARTIES' SECOND AMENDED COMPLAINT	53	1/28/2020	006543-006559
166	DEPARTMENT OF TAXATION'S ANSWER TO QUALCAN'S SECOND A MENDED COMPLAINT	61	4/20/2020	007846-007862
155	DEPARTMENT OF TAXATION'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/8/2020	007347-007360
172	DEPARTMENT OF TAXATION'S INDEX OF EXHIBITS IN SUPPORT OF ITS OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN DEPARTMENT OF TAXATION'S ANSWER TO SECOND AMENDED COMPLAINT	63 thru 64	5/11/2020	007942-008232

330	DEPARTMENT OF TAXATION'S NOTICE OF REMOVING ENTITIES FROM TIER 3	320	8/11/2020	045317-045332
174	DEPARTMENT OF TAXATION'S NOTICE OF SUPPLEMENTAL AUTHORITY	65	5/12/2020	008242-008252
173	DEPARTMENT OF TAXATION'S OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN DEPARTMENT OF TAXATION'S ANSWER TO SECOND AMENDED COMPLAINT	65	5/11/2020	008233-008241
148	DEPARTMENT OF TAXATION'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	57	3/27/2020	007176-007182
307	DEPARTMENT OF TAXATION'S OPPOSITION TO TGIG'S MOTION TO SUPPLEMENT THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE; AND TO ENLARGE TIME FOR FILING OPENING BRIEF	289	7/23/2020	041704-041732
337	DEPARTMENT OF TAXATION'S OPPOSITION TO THC NEVADA, LLC AND HERBAL CHOICE, INC.'S MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING	326	8/15/2020	045892-045899
361	DEPARTMENT OF TAXATION'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW, AND PERMANENT INJUNCTION	333	9/24/2020	046878-046921
77	ERRATA TO ANSWER TO FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	48	11/8/2019	005922-005930
107	ERRATA TO DECLARATION OF ALFRED TERTERYAN IN SUPPORT OF HELPING HANDS WELLNESS CENTER, INC.'S APPLICATION FOR WRIT OF MANDAMUS	52	1/24/2020	006505-006506
269	ESSENCE ENTITIES' ANSWER QUALCAN, LLC'S SECOND AMENDED COMPLAINT	272	7/8/2020	039266-039284
272	ESSENCE ENTITIES' ANSWER TO COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/8/2020	039314-039323
103	ESSENCE ENTITIES' ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	52	1/14/2020	006440-006468

264	ESSENCE ENTITIES' ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	272	7/8/2020	039165-039193
266	ESSENCE ENTITIES' ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	7/8/2020	039211-039223
267	ESSENCE ENTITIES' ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	272	7/8/2020	039224-039235
270	ESSENCE ENTITIES' ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/8/2020	039285-039299
268	ESSENCE ENTITIES' ANSWER TO SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	7/8/2020	039236-039265
271	ESSENCE ENTITIES' ANSWER TO THE TGIG PARTIES' SECOND AMENDED COMPLAINT	273	7/8/2020	039300-039313
265	ESSENCE ENTITIES' ANSWER TO THIRD AMENDED COMPLAINT	272	7/8/2020	039194-039210
82	EUPHORIA WELLNESS, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	49	11/21/2019	006005-006011
22	EVIDENTIARY HEARING - DAY 1	10 thru 11	5/24/2019	001134-001368
38	EVIDENTIARY HEARING - DAY 10 VOLUME I OF II	30	6/20/2019	003349-003464
39	EVIDENTIARY HEARING - DAY 10 VOLUME II	31	6/20/2019	003465-003622
43	EVIDENTIARY HEARING - DAY 11	32	7/5/2019	003671-003774
44	EVIDENTIARY HEARING - DAY 12	33	7/10/2019	003775-003949
46	EVIDENTIARY HEARING - DAY 13 VOLUME I OF II	34	7/11/2019	003968-004105
47	EVIDENTIARY HEARING - DAY 13 VOLUME II	35	7/11/2019	004106-004227
49	EVIDENTIARY HEARING - DAY 14	36	7/12/2019	004237-004413

51	EVIDENTIARY HEARING - DAY 15	37	7/15/2019	004426-004500
52	EVIDENTIARY HEARING - DAY 15 VOLUME II	38	7/15/2019	004501-004679
56	EVIDENTIARY HEARING - DAY 16	39	7/28/2019	004724-004828
57	EVIDENTIARY HEARING - DAY 17 VOLUME I OF II	40	8/13/2019	004829-004935
58	EVIDENTIARY HEARING - DAY 17 VOLUME II	41	8/13/2019	004936-005027
61	EVIDENTIARY HEARING - DAY 18	42 thru 43	8/14/2019	005034-005222
62	EVIDENTIARY HEARING - DAY 19	44	8/15/2019	005223-005301
23	EVIDENTIARY HEARING - DAY 2 VOLUME I OF II	12	5/28/2019	001369-001459
24	EVIDENTIARY HEARING - DAY 2 VOLUME II	13	5/28/2019	001460-001565
63	EVIDENTIARY HEARING - DAY 20	45	8/16/2019	005302-005468
25	EVIDENTIARY HEARING - DAY 3 VOLUME I OF II	14	5/29/2019	001566-001663
26	EVIDENTIARY HEARING - DAY 3 VOLUME II	15	5/29/2019	001664-001807
27	EVIDENTIARY HEARING - DAY 4	16 thru 17	5/30/2019	001808-002050
28	EVIDENTIARY HEARING - DAY 5 VOLUME I OF II	18	5/31/2019	002051-002113
29	EVIDENTIARY HEARING - DAY 5 VOLUME II	19 thru 20	5/31/2019	002114-002333
31	EVIDENTIARY HEARING - DAY 6	22 thru 23	6/10/2019	002345-002569
32	EVIDENTIARY HEARING - DAY 7	24 thru 25	6/11/2019	002570-002822
34	EVIDENTIARY HEARING - DAY 8 VOLUME I OF II	26	6/18/2019	002847-002958
35	EVIDENTIARY HEARING - DAY 8 VOLUME II	27	6/18/2019	002959-003092
36	EVIDENTIARY HEARING - DAY 9 VOLUME I OF II	28	6/19/2019	003093-003215

37	EVIDENTIARY HEARING - DAY 9 VOLUME II	29	6/19/2019	003216-003348
299	EVIDENTIARY HEARING ON CASE -ENDING SANCTIONS - DAY 1	277 thru 278	7/13/2020	039869-040216
300	EVIDENTIARY HEARING ON CASE -ENDING SANCTIONS - DAY 2	279	7/14/2020	040217-040263
314	EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	297	7/28/2020	042640-042670
322	EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	306	7/31/2020	043568-043639
64	FINDINGS OF FACT AND CONCLUSIONS OF LAW GRANTING PRELIMINARY INJUNCTION	46	8/23/2019	005469-005492
114	FINDINGS OF FACT AND CONCLUSIONS OF LAW GRANTING PRELIMINARY INJUNCTION	54	2/7/2020	006698-006722
358	FINDINGS OF FACT, CONCLUSION OF LAW AND PERMANENT INJUNCTION	332	9/16/2020	046818-046829
296	FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER GRANTING IN PART AND DENYING IN PART MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS (1)	276	7/11/2020	039860-039862
297	FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER GRANTING IN PART AND DENYING IN PART MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS (2)	276	7/11/2020	039863-039865
42	FIRST AMENDED COMPLAINT	32	7/3/2019	003653-003670
67	FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/6/2019	005593-005698
2	FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/18/2018	000013-000025
70	FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	47	9/29/2019	005716-005731

53	GREENMART OF NEVADA NLC LLC'S ANSWER TO PLAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/17/2019	004680-004694
126	GREENMART OF NEVADA NLV LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/18/2020	006911-006921
120	GREENMART OF NEVADA NLV LLC'S ANSWER TO ETW MANAGEMENT GROUP LLC, GLOBAL HARMONY LLC, GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, HERBAL CHOICE INC., JUST QUALITY LLC, LIBRA WELLNESS CENTER, LLC, ROMBOUGH REAL ESTATE INC. DBA MOTHER HERB, NEVCANN LLC, RED EARTH LLC, THC NEVADA LLC, ZION GARDENS LLC AND MMOF VEGAS RETAIL, INC.'S THIRD AMENDED COMPLAINT	55	2/12/2020	006823-006841
137	GREENMART OF NEVADA NLV LLC'S ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	3/6/2020	007013-007024
132	GREENMART OF NEVADA NLV LLC'S ANSWER TO QUALCAN LLC'S SECOND AMENDED COMPLAINT	55	2/25/2020	006959-006970
138	GREENMART OF NEVADA NLV LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	3/6/2020	007025-007036
375	GREENMART OF NEVADA NLV LLC'S JOINDER TO DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	343	11/2/2020	048142-048143
363	GREENMART OF NEVADA NLV LLC'S JOINDER TO DEPARTMENT OF TAXATION'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW, AND PERMANENT INJUNCTION	333	9/24/2020	046925-046926

274	GREENMART OF NEVADA NLV LLC'S JOINDER TO MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC., AND LIVFREE WELLNESS, LLC ON AN ORDER SHORTENING TIME	273	7/8/2020	039326-039327
318	GREENMART OF NEVADA NLV LLC'S JOINDER TO PLAINTIFFS' OPPOSITION TO THE THC NEVADA LLC'S AND HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER FOR PRELIMINARY INJUNCTION ON AN ORDER SHORTENING TIME AND DECLARATION OF ALINA M. SHELL	302	7/30/2020	043191-043195
134	GREENMART OF NEVADA NLV LLC'S MOTION TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/28/2020	006984-006987
154	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO ETW PLAINTIFFS' MOTION TO COMPEL	58	4/3/2020	007337-007346
153	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO ETW PLAINTIFFS' MOTION TO COMPEL PRIVILEGE LOGS	58	4/3/2020	007333-007336
141	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL GREENMART TO ALSO PRODUCE KENNETH LEE AND HAE LEE FOR DEPOSITION	56	3/18/2020	007075-007080
144	GREENMART OF NEVADA NLV LLC'S RESPONSE IN OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	56	3/23/2020	007087-007095
99	GREENMART OF NEVADA NLV LLC'S ANSWER TO D.H. FLAMINGO PLAINTIFFS' FIRST AMENDED COMPLAINT	51	1/6/2020	006272-006295
89	HEARING ON APPLICATION OF NEVADA ORGANIC REMEDIES FOR WRIT OF MANDAMUS TO COMPEL STATE TO MOVE IT TO TIER 2 OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	12/9/2019	006058-006068
176	HEARING ON MOTIONS FOR SUMMARY JUDGMENT OR WRIT OF MANDAMUS AND MOTION TO EXTEND TIME FOR BRIEFING	65	5/22/2020	008303-008354

65	HEARING ON OBJECTIONS TO STATE'S RESPONSE, NEVADA WELLNESS CENTER'S MOTION RE COMPLIANCE RE PHYSICAL ADDRESS, AND BOND AMOUNT SETTING	46	8/29/2019	005493-005565
112	HEARING ON OBJECTIONS TO SUBPOENAS DUCES TECUM, MOTIONS FOR PROTECTIVE ORDERS, APPLICATION OF FOR WRIT OF MANDAMUS, MOTION FOR SETTING SETTLEMENT CONFERENCE, AND MOTION TO REDACT AND SEAL EXHIBITS 4 AND 5	53	1/31/2020	006610-006657
276	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	273	7/9/2020	039382-039411
277	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO HIGH SIERRA HOLISTICS COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/9/2020	039412-039421
278	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO MM DEVELOPMENT COMPANY, INC., & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/9/2020	039422-039434
279	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	273	7/9/2020	039435-039445
280	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	274	7/9/2020	039446-039478
281	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO QUALCANN, LLC'S SECOND AMENDED COMPLAINT	274	7/9/2020	039479-039496
282	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT	274	7/9/2020	039497-039509
283	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO TGIG PARTIES' SECOND AMENDED COMPLAINT	274	7/9/2020	039510-039523

284	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO THIRD AMENDED COMPLAINT	274	7/9/2020	039524-039539
364	HELPING HANDS WELLNESS CENTER, INC.'S OPPOSITION TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	9/24/2020	046927-046931
340	HELPING HANDS WELLNESS CENTER, INC.'S REPLY IN SUPPORT OF MOTION TO MODIFY OR DISSOLVE THE PRELIMINARY INJUNCTION1	326	8/16/2020	045918-045932
273	HIGH SIERRA HOLISTICS, LLC'S JOINDER TO ETW MANAGEMENT GROUP LLC'S ANSWERS	273	7/8/2020	039324-039325
373	INDEX OF EXHIBITS IN SUPPORT OF DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	341 thru 342	10/30/2020	047883-048130
21	INTERVENING DEFENDANTS' JOINDER AND SUPPLEMENTAL BRIEFING IN SUPPORT OF THE STATE OF NEVADA'S AND NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION; AND LONE MOUNTAIN PARTNERS, LLC'S OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION OR FOR WRIT OF MANDAMUS	9	5/23/2019	001068-001133
41	INTERVENOR DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFF'S COMPLAINT	32	7/3/2019	003640-003652
40	INTERVENOR DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' SECOND AMENDED COMPLAINT	31	6/24/2019	003623-003639
319	JOINDER TO THC NEVADA, LLC and HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAIING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	302	7/30/2020	043196-043209
351	JOINDER TO THC NEVADA, LLC and HERBAL CHOICE, INC.'S MOTION TO RENEW JOINDER TO TGIG'S COUNTERMOTION FOR ORDER DISPENSING WITH THE BOND REQUIREMENT FOR PURPOSES OF THE PRELIMINARY	331	8/28/2020	046565-046567

335	JOINDER TO THC NEVADA, LLC AND HERBAL CHOICE, INC'S MOTION TO STRIKE DEPARTMENT OF TAXATION NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	325	8/14/2020	045883-045888
54	LONE MOUNTAIN PARTNERS, LLC'S ANSWER TO LAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/22/2019	004695-004705
30	LONE MOUNTAIN PARTNERS, LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	21	6/5/2019	002334-002344
90	LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	49	12/10/2019	006069-006081
101	LONE MOUNTAIN PARTNERS, LLC'S REPLY IN SUPPORT OF MOTION TO DISMISS SECOND AMENDED COMPLAINT	51	1/8/2020	006359-006368
163	MINUTE ORDER CLEAR RIVER'S REQUEST FOR OST ON MOTION TO DISMISS	61	4/15/2020	007793-007793
135	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC ANSWER TO NATURAL MEDICINE, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	2/28/2020	006988-007000
127	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION	55	2/18/2020	006922-006935
111	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/29/2020	006589-006609
286	MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRARECORD EVIDENCE AT THE HEARING OF JUDICIAL REVIEW and TO ENLARGE TIME FOR FILING OPENING BRIEF	275	7/9/2020	039576-039735
368	MOTION FOR ORDER TO SHOW CAUSE	333	10/16/2020	046944-046965
8	MOTION FOR PRELIMINARY INJUNCTION	2	3/18/2019	000108-000217
301	MOTION FOR PROTECTIVE ORDER ON ORDER SHORTENING TIME	279	7/15/2020	040264-040323

275	MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC ON AN ORDER SHORTENING TIME	273	7/8/2020	039328-039381
353	MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC FINAL PRETRIAL CONFERENCE	331	9/3/2020	046573-046666
332	MOTION TO PRECLUDE APPLICATION OF THE EQUITABLE MAXIM OF UNCLEAN HANDS AGAIN ST THE TGIG PLAINTIFFS	324	8/11/2020	045698-045711
260	MOTION TO VOLUNTARILY DISMISS MMOV VEGAS RETAIL, INC. AND REQUEST TO RELEASE MMOV VEGAS RETAIL, INC.'S BOND FUNDS ON AN ORDER SHORTENING TIME	271	6/29/2020	038948-039114
289	NEVADA ORGANIC REMEDIES, LLC'S ANSWER NEVADA WELLNESS CENTER, LLC'S AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039760-039772
295	NEVADA ORGANIC REMEDIES, LLC'S ANSWER RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039845-039859
291	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO ETW MANAGEMENT GROUP, LLC ET AL.'S THIRD AMENDED THIRD AMENDED COMPLAINT	276	7/10/2020	039790-039804
292	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO HIGH SIERRA HOLISTIC'S COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039805-039815
293	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039816-039829
180	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO NATURAL MEDICINE'S LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	65	6/4/2020	008394-008401
294	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO QUALCAN, LLC.'S SECOND AMENDED COMPLAINT	276	7/10/2020	039830-039844

181	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	66	6/4/2020	008402-008409
146	NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO QUALCAN'S PETITION FOR WRIT OF MANDAMUS	56	3/27/2020	007100-007143
15	NEVADA ORGANIC REMIDIES, LLC'S OPPOSITION TO SERENITY WELLNESS CENTER, LLC AND RELATED PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION	8	5/9/2019	000942-000974
136	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT/RESPONDENT STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND/OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	2/28/2020	007001-007012
156	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/8/2020	007361-007373
133	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/26/2020	006971-006983
143	NEVADA WELLNESS CENTER, LLC'S JOINDER TO ETW PLAINTIFFS' MOTION TO COMPEL	56	3/20/2020	007084-007086
142	NEVADA WELLNESS CENTER, LLC'S JOINDER TO ETW PLAINTIFFS' MOTION TO COMPEL PRIVILEGE LOGS	56	3/20/2020	007081-007083
323	NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE ON AN ORDER SHORTENING TIME	306	8/3/2020	043640-043708
371	NOTICE OF APPEAL	335 thru 339	10/23/2020	047003-047862
359	NOTICE OF ENTRY OF JUDGMENT (1)	333	9/22/2020	046830-046844
360	NOTICE OF ENTRY OF JUDGMENT (2)	333	9/22/2020	046845-046877
98	NOTICE OF ENTRY OF ORDER	51	1/3/2020	006264-006271
104	NOTICE OF ENTRY OF ORDER	52	1/14/2020	006469-006474

341	NOTICE OF ENTRY OF ORDER	326	8/17/2020	045933-045939
372	NOTICE OF ENTRY OF ORDER	340	10/27/2020	047863-047882
159	NOTICE OF ENTRY OF ORDER DENYING MM DEVELOPMENT COMPANY, INC.'S MOTION TO STRIKE AND-OR DISMISS D.H. FLAMINGO, INC.'S COUNTERCLAIM	58	4/9/2020	007396-007400
83	NOTICE OF ENTRY OF ORDER DENYING MM DEVELOPMENT COMPANY, INC.'S AND LIVFREE WELLNESS, LLC'S MOTION TO ALTER OR AMEND FINDINGS OF FACT AND CONCLUSION OF LAW,	49	11/22/2019	006012-006015
258	NOTICE OF ENTRY OF ORDER ON PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN JORGE PUPO'S ANSWER TO SECOND AMENDED COMPLAINT	270	6/23/2020	038868-038871
130	NOTICE OF FILING OF EMERGENCY PETITION FOR WRIT OF MANDAMUS OR PROHIBITION UNDER NRAP 21(a)6)	55	2/21/2020	006950-006951
91	NOTICE OF HEARING	49	12/13/2019	006082-006087
100	NV WELLNESS CENTER, LLC'S MOTION TO COMPEL ON AN ORDER SHORTENING TIME	51	1/8/2020	006296-006358
95	OPPOSITION TO HELPING HANDS WELLNESS CTR, INC.'S APPLICATION FOR WRIT OF MANDAMUS	50	12/27/2019	006207-006259
13	OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION	3 thru 4	5/9/2019	000270-000531
285	OPPOSITION TO MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC ON AN ORDER SHORTENING TIME	274	7/9/2020	039540-039575
334	OPPOSITION TO MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	325	8/14/2020	045878-045882
102	OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL	52	1/10/2020	006369-006439

80	ORDER DENYING 1) ORGANIC REMEDIES, LLC'S MOTION TO DISSOLVE PRELIMINARY INJUNCTION AND TO STAY PRELIMINARY INJUNCTION PENDING APPEAL AND 2) LONE MOUNTAIN PARTNERS, LLC'S	49	11/19/2019	005943-005949
182	ORDER DENYING D.H. FLAMINGO, INC. AND SURTERRA HOLDINGS, INC.'S MOTION FOR SUMMARY JUDGMENT AGAINST MM DEVELOPMENT COMPANY, INC.	66	6/5/2020	008410-008413
152	ORDER DENYING DEFENDANT JORGE PUPO'S MOTION TO DISMISS	58	3/30/2020	007330-007332
171	ORDER DENYING LONE MOUNTAIN PARTNER'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	62	5/5/2020	007940-007941
84	ORDER DENYING MM DEVELOPMENT COMPANY, INC. 'S AND LIVFREE WELLNESS LLC'S MOTION TO ALTER AMEND FINDINGS OF FACT AND CONCLUSION OF LAW	49	11/22/2019	006016-006017
96	ORDER DENYING MOTION FOR STAY AND GRANTING IN PART MOTION TO EXPEDITE	50	12/30/2019	006260-006262
105	ORDER DENYING NEVADA ORGANIC REMEDIES, LLC'S AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC	52	1/14/2020	006475-006477
352	ORDER DENYING TGIG PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE AT THE HEARING OF JUDICIAL REVIEW; AND TO ENLARGE TIME FOR FILING OPENING BRIEF	331	8/28/2020	046568-046572
97	ORDER DENYING THE DEPARTMENT OF TAXATION OBJECTION TO DISCOVERY COMMISSIONER'S REPORT AND RECOMMENDATIONS	51	12/31/2019	006263-006263
298	ORDER GRANTING CLEAR RIVER, LLC'S MOTION TO RECONSIDER THE COURT'S ORDER GRANTING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE	276	7/11/2020	039866-039868

	JOHN KOCER AND NORTON ARBELAEZ FOR DEPOSITION ON ORDER SHORTENING TIME			
18	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	8	5/16/2019	001038-001041
59	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	41	8/14/2019	005028-005030
60	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	41	8/14/2019	005031-005033
128	ORDER GRANTING IN PART AND DENYING IN PART THE DEPARTMENT OF TAXATION'S MOTIONS FOR PROTECTIVE ORDER ON ORDER SHORTENING TIME	55	2/19/2020	006936-006941
86	ORDER GRANTING MOTION FOR LEAVE TO FILE SECOND AMENDED COMPLAINT IN CASE NO. A-786962	49	11/26/2019	006023-006024
170	ORDER GRANTING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE ADDITIONAL DOCUMENTS ON ORDER SHORTENING TIME	62	4/21/2020	007936-007939
338	ORDER REGARDING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION FOR SUMMARY JUDGMENT ON FIRST CLAIM FOR RELIEF	326	8/15/2020	045900-045905
369	ORDER TO SHOW CAUSE	334	10/18/2020	046966-046999
140	PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL GREENMART OF NEVADA, LLC TO PRODUCE KENNETH LEE AND HAE LEE FOR DEPOSITION ON ORDER SHORTENING TIME	56	3/16/2020	007058-007074
147	PLAINTIFF NEVADA WELLNESS CENTER, LLC'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	57	3/27/2020	007144-007175
243	PLAINTIFF'S RECORD PART 59	232	6/12/2020	033643-033801
9	PLAINTIFFS' COUNTER-DEFENDANTS' ANSWER TO COUNTERCLAIM	2	4/5/2019	000218-000223

185	PLAINTIFF'S DECLARATION & POA-F2018-01430	67 thru 74	6/12/2020	008455-009889
187	PLAINTIFF'S DKT 148-1 INDEX OF EXHIBITS - 1	76 thru 77	6/12/2020	009934-010291
188	PLAINTIFF'S DKT 148-1 INDEX OF EXHIBITS - 2	78 thru 79	6/12/2020	010292-010595
370	PLAINTIFFS GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, NEVCANN LLC AND RED EARTH LLC'S JOINDER TO TGIG PLAINTIFFS' MOTION FOR ORDER TO SHOW CAUSE	334	10/21/2020	047000-047002
356	PLAINTIFFS GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, NEVCANN LLC AND RED EARTH LLC'S JOINDER TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/14/2020	046813-046815
186	PLAINTIFF'S NOTICE OF FILING RECORD ON REVIEW	75	6/12/2020	009890-009933
20	PLAINTIFFS' OMNIBUS REPLY IN SUPPORT OF MOTION FOR PRELIMINARY INJUNCTION	8	5/22/2019	001054-001067
305	PLAINTIFFS' OPENING BRIEF IN SUPPORT OF PETITION FOR JUDICIAL REVIEW	286	7/22/2020	041331-041363
94	PLAINTIFFS' OPPOSITION TO LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	50	12/20/2019	006124-006206
189	PLAINTIFF'S RECORD PART 1	80 thru 81	6/12/2020	010596-010937
198	PLAINTIFF'S RECORD PART 10	93	6/12/2020	012724-012878
199	PLAINTIFF'S RECORD PART 11	94	6/12/2020	012879-013032
200	PLAINTIFF'S RECORD PART 12	95	6/12/2020	013033-013187
201	PLAINTIFF'S RECORD PART 13	96	6/12/2020	013188-013341
202	PLAINTIFF'S RECORD PART 14	97	6/12/2020	013342-013496

203	PLAINTIFF'S RECORD PART 15	98 thru 99	6/12/2020	013497-013774
204	PLAINTIFF'S RECORD PART 16	100 thru 101	6/12/2020	013775-014052
205	PLAINTIFF'S RECORD PART 17	102 thru 103	6/12/2020	014053-014330
206	PLAINTIFF'S RECORD PART 18	104 thru 105	6/12/2020	014331-014608
207	PLAINTIFF'S RECORD PART 18	106 thru 107	6/12/2020	014609-014886
208	PLAINTIFF'S RECORD PART 19	108 thru 111	6/12/2020	014887-015426
190	PLAINTIFF'S RECORD PART 2	82 thru 83	6/12/2020	010938-011275
209	PLAINTIFF'S RECORD PART 20	112 thru 115	6/12/2020	015427-015966
210	PLAINTIFF'S RECORD PART 21	116 thru 119	6/12/2020	015967-016506
211	PLAINTIFF'S RECORD PART 22	120 thru 123	6/12/2020	016507-017048
212	PLAINTIFF'S RECORD PART 24	124 thru 131	6/12/2020	017049-018484
213	PLAINTIFF'S RECORD PART 25	132 thru 134	6/12/2020	018485-018844
214	PLAINTIFF'S RECORD PART 26	135 thru 136	6/12/2020	018845-019202
215	PLAINTIFF'S RECORD PART 27	137 thru 144	6/12/2020	019203-020637

216	PLAINTIFF'S RECORD PART 28	145 thru 147	6/12/2020	020638-020999
217	PLAINTIFF'S RECORD PART 29	148 thru 149	6/12/2020	021000-021357
191	PLAINTIFF'S RECORD PART 3	84 thru 85	6/12/2020	011276-011613
218	PLAINTIFF'S RECORD PART 30	150 thru 157	6/12/2020	021358-022621
219	PLAINTIFF'S RECORD PART 31	158 thru 159	6/12/2020	022622-022979
220	PLAINTIFF'S RECORD PART 32	160 thru 167	6/12/2020	022980-024414
221	PLAINTIFF'S RECORD PART 33	168 thru 169	6/12/2020	024415-024718
222	PLAINTIFF'S RECORD PART 35	170 thru 177	6/12/2020	024719-026153
223	PLAINTIFF'S RECORD PART 37	178	6/12/2020	026154-026256
224	PLAINTIFF'S RECORD PART 39	179 thru 181	6/12/2020	026257-026669
192	PLAINTIFF'S RECORD PART 4	86 thru 87	6/12/2020	011614-011951
225	PLAINTIFF'S RECORD PART 40	182 thru 183	6/12/2020	026670-026934
226	PLAINTIFF'S RECORD PART 41	184 thru 186	6/12/2020	026935-027347
227	PLAINTIFF'S RECORD PART 42	187 thru 188	6/12/2020	027348-027612

228	PLAINTIFF'S RECORD PART 43	189 thru 191	6/12/2020	027613-028025
229	PLAINTIFF'S RECORD PART 44	192 thru 193	6/12/2020	028026-028290
230	PLAINTIFF'S RECORD PART 45	194 thru 196	6/12/2020	028291-028703
231	PLAINTIFF'S RECORD PART 46	197 thru 198	6/12/2020	028704-028968
232	PLAINTIFF'S RECORD PART 47	199 thru 201	6/12/2020	028969-029451
233	PLAINTIFF'S RECORD PART 48	202 thru 204	6/12/2020	029452-029934
234	PLAINTIFF'S RECORD PART 49	205 thru 207	6/12/2020	029935-030346
193	PLAINTIFF'S RECORD PART 5	88	6/12/2020	011952-012104
235	PLAINTIFF'S RECORD PART 50	208 thru 210	6/12/2020	030347-030758
236	PLAINTIFF'S RECORD PART 51	211 thru 213	6/12/2020	030759-031170
237	PLAINTIFF'S RECORD PART 52	214 thru 216	6/12/2020	031171-031582
238	PLAINTIFF'S RECORD PART 54	217 thru 219	6/12/2020	031583-031994
239	PLAINTIFF'S RECORD PART 55	220 thru 222	6/12/2020	031995-032406
240	PLAINTIFF'S RECORD PART 56	223 thru 225	6/12/2020	032407-032818

242	PLAINTIFF'S RECORD PART 58	229 thru 231	6/12/2020	033231-033642
194	PLAINTIFF'S RECORD PART 6	89	6/12/2020	012105-012258
244	PLAINTIFF'S RECORD PART 60	233	6/12/2020	033802-033877
245	PLAINTIFF'S RECORD PART 61	234 thru 235	6/12/2020	033878-034143
246	PLAINTIFF'S RECORD PART 62	236 thru 237	6/12/2020	034144-034409
247	PLAINTIFF'S RECORD PART 63	238 thru 239	6/12/2020	034410-034675
248	PLAINTIFF'S RECORD PART 64	240 thru 241	6/12/2020	034676-034943
249	PLAINTIFF'S RECORD PART 65	242 thru 245	6/12/2020	034944-035512
250	PLAINTIFF'S RECORD PART 66	246 thru 248	6/12/2020	035513-035919
251	PLAINTIFF'S RECORD PART 67	249 thru 251	6/12/2020	035920-036326
252	PLAINTIFF'S RECORD PART 68	252 thru 254	6/12/2020	036327-036733
253	PLAINTIFF'S RECORD PART 69	255 thru 257	6/12/2020	036734-037140
195	PLAINTIFF'S RECORD PART 7	90	6/12/2020	012259-012413
254	PLAINTIFF'S RECORD PART 70	258 thru 260	6/12/2020	037141-037547
255	PLAINTIFF'S RECORD PART 71	261 thru 263	6/12/2020	037548-037954

256	PLAINTIFF'S RECORD PART 72	264 thru 266	6/12/2020	037955-038415
257	PLAINTIFF'S RECORD PART 73	267 thru 269	6/12/2020	038416-038867
196	PLAINTIFF'S RECORD PART 8	91	6/12/2020	012414-012569
197	PLAINTIFF'S RECORD PART 9	92	6/12/2020	012570-012723
241	PLAINTIFF'S RECORD PARTY 57	226 thru 228	6/12/2020	032819-033230
48	PLAINTIFFS-COUNTER DEFENDANTS' ANSWER TO COUNTERCLAIM	35	7/12/2019	004228-004236
178	PURE TONIC CONCENTRATES LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	65	5/29/2020	008376-008379
139	QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	56	3/13/2020	007037-007057
88	REPLY IN SUPPORT OF AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	12/6/2019	006048-006057
328	REPLY TO THE DOT'S AND CLEAR RIVER, LLC'S OPPOSITIONS TO PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS	317	8/7/2020	045066-045084
179	RURAL REMEDIES, LLC'S ANSWER TO DEFENDANT-RESPONDENT NATURAL MEDICINE'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORI, MANDAMUS AND PROHIBITION	65	6/3/2020	008380-008393
357	RURAL REMEDIES, LLC'S JOINDER IN TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT AND CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/15/2020	046816-046817

117	SECOND AMENDED COMPLAINT	54	2/11/2020	006782-006805
376	SHOW CAUSE HEARING	343	11/2/2020	048144-048281
259	SUPPLEMENT TO RECORD ON REVIEW IN ACCORDANCE WITH THE NEVADA ADMINISTRATIVE PROCEDURE ACT	270	6/26/2020	038872-038947
355	TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/10/2020	046777-046812
87	TGIG SECOND AMENDED COMPLAINT	49	11/26/2019	006025-006047
184	TGIG, LLC, NEVADA HOLISTIC MEDICINE, LLC, GBS NEVADA PARTNERS, FIDELIS HOLDINGS, LLC, GRAVITAS NEVADA, NEVADA PURE, LLC, MEDIFARM, LLC, AND MEDIFARM IV'S ANSWER TO NATURAL MEDICINE	66	6/10/2020	008436-008454
336	THC NEVADA, LLC AND HERBAL CHOICE, INC.'S JOINDER TO TGIG PLAINTIFFS' PROPOSED SUPPLEMENTAL FINDINGS OF FACT AND CONCLUSIONS OF LAW BASED UPON PARTIAL SUBSTITUTION OF THE NEVADA CANNABIS COMPLIANCE BOARD AS A PARTY DEFENDANT IN THESE CONSOLIDATED MATTERS	326	8/14/2020	045889-045891
339	THC NEVADA, LLC AND HERBAL CHOICE, INC.'S REPLY TO NEVADA ORGANIC REMEDIES' OPPOSITION TO MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	326	8/15/2020	045906-045917
308	THC NEVADA, LLC'S JOINDER TO PLAINTIFF TGIG, LLC ET AL'S OPENING BRIEF IN SUPPORT OF PETITION FOR JUDICIAL REVIEW	289	7/23/2020	041733-041735
311	THE ESSENCE ENTITIES' JOINDER TO DEPARTMENT OF TAXATION'S OPPOSITION TO TGIG'S MOTION TO SUPPLEMENT THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE AND TO ENLARGE TIME FOR FILING OPENING BRIEF	292	7/24/2020	042072-042074
362	THE ESSENCE ENTITIES' LIMITED OPPOSITION TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	9/24/2020	046922-046924

149	THE ESSENCE ENTITIES' OPPOSITION TO ETW PLAINTIFFS' 1) MOTION TO COMPEL AND 2) MOTION TO COMPEL PRIVILEGE LOGS	57	3/27/2020	007183-007293
317	THRIVE'S JOINDER TO PLAINTIFFS' OPPOSITION TO THC NEVADA LLC'S AND HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER FOR PRELIMINARY INJUNCTION ON AN ORDER SHORTENING TIME	302	7/30/2020	043187-043190
162	THRIVE'S SUPPLEMENTAL BRIEF IN SUPPORT OF OPPOSITION TO ETW MANAGEMENT GROUP LLC; ET AL.'S MOTION TO COMPEL	61	4/14/2020	007731-007792
344	TRIAL EXHIBIT 1005	329	8/18/2020	046356-046389
345	TRIAL EXHIBIT 1006	330	8/18/2020	046390-046423
346	TRIAL EXHIBIT 1135	330	8/18/2020	046424-046445
347	TRIAL EXHIBIT 1302	330	8/18/2020	046446-046448
348	TRIAL EXHIBIT 2157	330	8/18/2020	046449-046502
349	TRIAL EXHIBIT 2158	330	8/18/2020	046503-046548
350	TRIAL EXHIBIT 3291	331	8/18/2020	046549-046564
262	WELLNESS CONNECTION OF NEVADA, LLC'S ANSWER TO PLAINTIFF NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	6/29/2020	039136-039152
366	WELLNESS CONNECTION OF NEVADA, LLC'S RESPONSE TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION AND COUNTERMOTION TO CLARIFY AND-OR FOR ADDITIONAL FINDINGS	333	9/24/2020	046934-046940

1 A It's what I thought was the case; he just kind of
2 confirmed what I already thought.

3 Q He didn't charge you for that advice?

4 A No.

5 Q Correct?

6 A Correct.

7 Q Sir, would you agree that no matter how much somebody
8 is in their own minds at least behaving in good faith, that
9 even the inadvertent disclosure of certain information can give
10 the person who receives that information an advantage over
11 others?

12 MS. WELCH: Objection as to form. Speculation.

13 THE COURT: Overruled.

14 THE WITNESS: I think that's in any case.

15 BY MR. GENTILE:

16 Q I'm sorry, sir?

17 A I think that can happen in any case.

18 Q Even inadvertent information, even an inadvertent
19 disclosure assuming that you didn't even realize you were doing
20 it, it gives that person an advantage; right?

21 A Depending on what it is.

22 Q Can you tell me of the thousand phone calls that you
23 had with Amanda Connor, can you re-create them all for me?

24 A No.

25 Q No, no one could; right?

1 A Right.

2 Q Have you ever added up the number of hours that you
3 spent talking to her on the telephone?

4 A No.

5 Q Would you -- if I told you it was a couple a hundred,
6 would you believe that?

7 A Sure.

8 THE WITNESS: Your Honor, can I take a quick bathroom
9 break?

10 THE COURT: We sure can. 10 minutes?

11 THE WITNESS: Five.

12 THE COURT: Five minutes. Okay.

13 Anybody else want to take a biologic break you've got
14 five minutes.

15 (Proceedings recessed 2:09 p.m. to 2:12 p.m.)

16 (Pause in the proceedings)

17 THE COURT: Ready? All right. Keep going.

18 MR. GENTILE: Okay. Shane, could you put Exhibit
19 1588, page 78 up?

20 BY MR. GENTILE:

21 Q Mr. Pupo, you have Exhibit 1588, page 78 -- it's
22 actually page 00078 -- up on the screen in front of you.

23 Now, this is not from your telephone, because we
24 never got your telephone or the text messages on it, whether
25 they were deleted or not. This is from Amanda Connor's

1 telephone, okay? But do you see the -- up at the top, the --
2 the initials J.P.?

3 A Yes.

4 Q Those are your initials?

5 A Yes.

6 Q Okay. And according to Amanda Connor, this is a text
7 message that was exchanged between you and her. And from
8 looking at it, can you say that that's not true?

9 A No.

10 Q Okay. Do you remember it?

11 A No.

12 Q All right. It -- it speaks as of -- well, it speaks
13 as of a couple of dates, but the one that I'm concerned about
14 is in the middle of the page. It says, September 4th, 2018 at
15 2:19 P.M.

16 And it -- the first part says,

17 How would I get a summary of taxes paid
18 by a company in the last five years? Is
19 there a way to request it from D.O.T.?

20 And that's her sending a message to you?

21 A Yes.

22 Q Because I don't think you'd be asking her if there
23 was a way to get anything from the D.O.T.

24 A Right. No.

25 Q Okay. So, and then you respond, Yeah, I can have

1 Rachael send it to you.

2 A Yes.

3 Q Do you see that?

4 A Yes.

5 Q Okay. Who's Rachael?

6 A Rachael is a revenue officer.

7 Q Revenue officer? Okay.

8 A Yeah.

9 Q And then, Amanda Connor responds to you. And I think
10 I showed this to you at your deposition.

11 A Yes.

12 Q But at that time we didn't know what was behind these
13 redactions.

14 A Okay.

15 Q Okay? Now we do. Do you have any idea right now
16 what's behind those redactions?

17 A No, I don't remember.

18 Q Okay. Well, according to Amanda Connor, she said,
19 Okay. I need it for Albertsons and Smith's.

20 THE COURT: Safeway.

21 MR. GENTILE: Safeway. I'm sorry.

22 THE COURT: Let's get it right if we're going to say
23 it.

24 MR. GENTILE: I misspoke. Okay. It was a trick
25 question. I was trying to get you to say that. Okay? I

1 misspoke. I apologize.

2 BY MR. GENTILE:

3 Q It says, Okay, I need it for Albertsons and Safeway.

4 And then you respond, What? Are they applying for a
5 retail store? LOL.

6 A Uh-huh.

7 Q That's on the next page. Because that was funny,
8 right, that Albertsons or Safeway would be trying to get --

9 A Yeah, I guess.

10 Q -- a retail marijuana establishment?

11 A Right.

12 Q You know, maybe in the vegetable department. I don't
13 know, herbs.

14 A Herbs.

15 Q Yeah.

16 A Herbs and spices.

17 Q And she responds, The owners of, blank, have
18 ownership in it, and I just want some sort of proof.

19 And you say, I will have to call you in a few.

20 Okay.

21 All right. Do you see that?

22 A Yes.

23 Q Okay. Now, let me ask you something. Did Rachael
24 ever call and provide Amanda Connor -- as far as you know --
25 and provide Amanda Connor with a summary of taxes paid by

1 Safeway or Albertsons over the past five years?

2 A No. I don't know.

3 Q You don't know?

4 A No.

5 Q Okay. Did you ever call Rachael and tell her to do
6 that?

7 A I probably -- I told her to call Amanda about that.

8 Q You told her to call who?

9 A Amanda.

10 Q Amanda?

11 A Yes.

12 Q Okay.

13 A I would have told her to call Amanda about it.

14 Q Do you have any idea why she was calling you to
15 obtain the tax information of Albertsons and Safeway?

16 MR. KOCH: Objection, speculation.

17 THE COURT: Overruled.

18 THE WITNESS: No.

19 BY MR. GENTILE:

20 Q Do people call you all the time to ask you for tax
21 information about some business that they don't own or aren't
22 representing?

23 A Yes.

24 Q And you always provide it?

25 A Never.

1 Q Never? Never?

2 A Not unless they're representing the company somehow.

3 Q And why don't you provide it?

4 A It's confidential.

5 Q It's confidential? But here you said you'd have
6 Rachael send it to her?

7 A Right. Rachael would -- would have -- have a
8 conversation with her, see if she's representing -- if she's --
9 if -- if she's representing or somehow entitled to get those
10 returns.

11 MR. GENTILE: Okay. Can we go now, Shane, to page 22
12 and 23.

13 BY MR. GENTILE:

14 Q Do you see 22 in front of you here, sir?

15 A Yes.

16 Q Okay. This happened a few months before the last one
17 that I showed you. This happened in May of 2018.

18 And again, we don't have it from your phone because
19 we haven't received your phone, or the contents that the Court
20 ordered to be produced, but we do have it from Amanda Connor.

21 And this also has a redaction. Do you know what's
22 under that redaction?

23 A No.

24 Q Well, what's under that redaction is, Unifern. Does
25 that name ring a bell to you?

1 A Who?

2 Q Unifern.

3 A Yes.

4 Q What is Unifern?

5 A A cultivation facility, I believe.

6 Q A cultivation facility?

7 A Yes, I believe so.

8 Q All right. And here, she is asking you, Does Unifern
9 in Henderson have final cultivation or production?

10 And then you respond, Yes. We have a huge problem,
11 needs attention ASAP. I need to speak to you and Rianna ASAP.

12 So you say, Yes, Unifern in Henderson does have a
13 final cultivation or production.

14 This request to Amanda about having a huge problem,
15 what was the huge problem that you had?

16 A I don't know. I don't remember.

17 Q It wasn't huge enough to remember a couple years
18 later?

19 MS. WELCH: Objection.

20 THE COURT: Overruled.

21 THE WITNESS: Right. We -- we have a lot of huge
22 problems.

23 BY MR. GENTILE:

24 Q You have a lot of what, sir?

25 A We had a lot of huge problems.

1 Q Okay. And then at the bottom you say, Has final
2 certs issued last month.

3 That was with regard to Unifern?

4 A If that's who's behind the redaction.

5 Q That's what's behind the redaction if she told us the
6 truth.

7 A Okay.

8 Q That's what she said. All right. Then if you go to
9 the next page, she said, How would I know that from something
10 public about Unifern?

11 Do you see that?

12 A Yes.

13 Q And you say, We don't publish cultivators' license
14 info, so I don't know.

15 Sir, did you not just, on the page before that,
16 publish to Amanda Connor that Unifern obtained its cultivation
17 license?

18 A Wait. Say that again.

19 Q Did you not -- do you want to see the first --
20 they're both up there now, right? Yeah, they're in, so now you
21 can see both pages.

22 On this page, which is 23, you say,

23 We don't publish cultivators' license
24 info, so I don't know. There was a recent
25 article about them regarding, maybe there is

1 something there.

2 A Right. Because the Department doesn't publish the
3 cultivator's license info regarding address location.

4 Q You don't publish the license -- you don't publish
5 the license info, period?

6 A Well, the theory behind that is the -- the address.
7 Cultivators did not want the public to know what their address
8 was. But the fact that they have a final certificate is --
9 is -- is public.

10 Q All right. But not that they have a final
11 certificate in Henderson; is that what you're saying?

12 A I'm sorry?

13 Q Not that they have a final certificate at any
14 particular location, but that they have a certificate?

15 A Yes, they -- they have a certificate.

16 Q You can -- if I hear what you're saying, when you
17 were at the Department, the Department could publish that
18 someone had a certificate for cultivation, but they could not
19 publish where the cultivator was growing?

20 A Correct.

21 Q All right. Here, she asks you a specific location,
22 Henderson. Am I right?

23 A Right.

24 Q And you confirm that they have a cultivation license
25 for Henderson?

1 A Yes.

2 Q All right. So the information that you gave to
3 Amanda Connor with regard to the location of where the
4 cultivation was licensed was not something that the Department
5 publishes to the public?

6 A Well, Henderson's pretty big, so we don't -- it's --
7 we don't publish the address. We don't give out the address of
8 any cultivator.

9 Q She then says to you, How would I know that from
10 something public about Unifern?

11 Why does she, in your mind, need to use a source
12 other than you? You told her it's in Henderson. Is there
13 something wrong with you telling her it's in Henderson?

14 A I have no idea.

15 Q And she then says,

16 I wonder if the City of Henderson has
17 issued them a business license. If so, that
18 would be on their public records, or tax
19 filing's not public, subject to public
20 records request.

21 And you said, Tax filings are confidential by
22 statute.

23 Right?

24 A Yes.

25 Q Such as the five years of Albertsons and Safeway?

1 A Yes.

2 Q But a business license is public?

3 A Yes.

4 MR. GENTILE: Can we now go to page 40 through 43?
5 I'm not going to need 42, but you can put it up there. Okay.

6 BY MR. GENTILE:

7 Q This is page 40 of that same exhibit. Again, it's
8 Amanda Connor's telephone, because we don't have yours. And
9 this is a thread that is taking place in June of 2018, so a
10 little bit after the one just before this where she was asking
11 about Unifern in Henderson, and a little bit before the one
12 that came later that we went over a few -- little bit ago, in
13 September. Okay?

14 A Uh-huh.

15 Q So this is June. And she sends you a screen capture
16 of a message that she got, it looks like an e-mail, actually,
17 from Karalin Cronkhite, and it was sent to Amanda Connor and
18 Marc Chmiel -- Chmiel -- Chmiel.

19 A Chmiel.

20 Q Okay. Who is he?

21 A He's an inspector.

22 Q And -- all right. And then it says, Hi, Amanda. Was
23 the facility modification to remove the hand sink and replace
24 it with a three-compartment sink approved?

25 Do you see that?

1 A Yes.

2 Q All right. And what's a three-compartment sink and
3 why is it important?

4 A It's a -- it's exactly that. It's a sink with three
5 compartments that is used for sanitation, sanitizing.

6 Q In a marijuana establishment?

7 A Yes.

8 Q Do you know why?

9 A Health reasons.

10 Q Okay. And right below that email that she sends you,
11 on the green part, it says -- and it's her speaking.

12 It says, I thought it wasn't going to be more issues.

13 And you respond, I haven't talked to her yet. Did it
14 get approved?

15 So from that, is it fair for me to infer that Amanda
16 Connor had already talked to you about a problem she was having
17 with Karalin Cronkhite, and that you said to Amanda that you
18 would talk to Karalin Cronkhite about it?

19 A Right.

20 Q Okay. And then Amanda on the next page -- this is
21 page 41 -- responds to you, So the sink was added as a part of
22 the corrective action to the deficiencies, and it says, He
23 (sic) plan of correction was approved.

24 Probably a typo. Probably should have been "the plan
25 of correction was approved."

1 And she goes on to say,

2 For the record, do you want me to submit
3 a separate facility modification? As soon as
4 I do, she is going to insist on hand sinks,
5 et cetera.

6 Do you see that?

7 A Yes.

8 Q And the "she" that she's talking about -- is it fair
9 for me to infer that the "she" is Karalin Cronkhite?

10 A Yes.

11 Q Okay. Why is she -- why is Amanda Connor contacting
12 you with a problem that she appears to be having with Karalin
13 Cronkhite instead of working it out with Karalin Cronkhite?

14 A Because it was a part of bigger issues or more global
15 issues where the Department had approved many modifications in
16 2014, and subsequent to that, and we were not being consistent
17 with those approvals. Every time you had a new -- well, a lot
18 of times you have a new inspector or auditor, and they would
19 interpret things a different way. They'd go in there, and
20 something that had already been approved, they'd go in and say
21 it's not good enough.

22 Q Now, if we had your phone, we'd know if other people
23 sent you texts like this with regard to this problem, but we
24 don't have your phone, do we?

25 MR. BICE: Objection to the form.

1 THE COURT: Overruled.

2 THE WITNESS: No.

3 BY MR. GENTILE:

4 Q And then you respond, Just tell her it was part of
5 the pic which was approved.

6 And she says, Okay.

7 A Yes.

8 Q Now, did you see a pic?

9 A No, I -- I just turned it over to Kara. That's
10 Kara's wheelhouse. What she says goes there.

11 Q So you're telling Amanda Connor, Just tell her it was
12 part of the pic which was approved.

13 But you never saw the pic, and you don't know what
14 was on the pic, do you?

15 A No. From my understanding, it was a picture of
16 the -- what was there and that had previously been approved,
17 and now the Department was saying it was no good.

18 Q And your understanding was based upon something other
19 than this text thread. What was it based upon?

20 A A phone conversation with Amanda.

21 Q A phone conversation with Amanda. Okay.

22 A Right.

23 Q Thank you.

24 MR. GENTILE: And if we could then go to page 00043.

25 / / /

1 BY MR. GENTILE:

2 Q Up here -- it's actually, I think, the next day. No,
3 it's the same day. In fact, it's the same day, and an hour and
4 25 minutes later Amanda is sending you a screen capture now of
5 a message that she received from Marc Chmiel.

6 Do you see that?

7 A Yes.

8 Q And Marc is telling her,

9 The approved plan of correction for,
10 blank, dated May 3rd, 2018, does not include
11 language regarding the removal of a hand
12 sink, nor installation of a three-compartment
13 sink. There are no facility modifications
14 approved or pending approval on file for this
15 facility in this regard as well. A facility
16 modification such as the removal of a hand
17 sink must be first approved by the
18 Department. Please submit a facility
19 modification request in this regard for the
20 review by the Department.

21 So we're still talking about a sink?

22 A Yeah.

23 Q Only this time it's Marc Chmiel talking about it?

24 A Right.

25 Q And he was copied on the earlier screenshot that was

1 from Kara Cronkhite?

2 A Right.

3 Q Okay. To which Amanda responds to you -- actually,
4 she doesn't respond to you. She's just sending you the Chmiel
5 screen capture of the e-mail, and now saying to you,

6 Just for your information, saying it was
7 part of the picture didn't work. I can
8 submit a modification, if needed, but I don't
9 want a lot of changes to continue to be
10 requested.

11 She's saying that to you; right?

12 A Right.

13 Q And you don't know why she's not saying that to Marc
14 Chmiel or Kara Cronkhite?

15 A You know, she's not the only one. That -- I don't
16 know. People would call me -- TGIG would call me about their
17 production facility and changes were requested.

18 Dr. Spirtos would call me about --

19 Q TGIG was represented by --

20 THE COURT: Wait, you've got to let him --

21 MR. GENTILE: Oh, I'm sorry.

22 THE COURT: -- finish his answer.

23 MR. GENTILE: Okay.

24 THE COURT: Sir, if you could finish.

25 THE WITNESS: Doctor -- you know, Dr. Spirtos would

1 call me about problems in his cultivation facility, and floor
2 mats, and wet mats. And I mean, this is -- this is not rare.

3 BY MR. GENTILE:

4 Q TGIG was represented by Amanda Connor; am I right?

5 A Yes, but John or Demetri -- Demetri would call me.

6 Q I think you said that it was September -- what was
7 the date that you were separated from the Department of
8 Taxation?

9 A Officially, September 7th.

10 Q September 7th? Okay.

11 MR. GENTILE: Can we show 1588-0003, please?

12 BY MR. GENTILE:

13 Q Do you have it before you, sir?

14 A I'm sorry?

15 Q Do you see it?

16 A Yes.

17 Q Okay. This is a text message. It appears to be from
18 you to Derek Connor.

19 A That's not what I have on my screen.

20 THE COURT: That's SG on the top there.

21 MR. GENTILE: I don't see it on mine.

22 THE WITNESS: I have --

23 THE COURT: Here, see that little circle? It says,
24 SG.

25 MR. GENTILE: Huh. The hard copy that --

1 THE COURT: Some of us think SG's not --

2 MR. GENTILE: Is this 00083?

3 THE COURT: No, this is 003.

4 MR. GENTILE: No, I wanted 00083, please. There we
5 go.

6 BY MR. GENTILE:

7 Q Up at the top, it says, Jorge's new cell. Did you
8 get a new cellular phone after you were separated from the
9 Department of Taxation?

10 A Yes.

11 Q What was the phone number? Well, I don't care about
12 that, because it's already -- you're not there anymore.

13 And you are communicating to Derek Connor?

14 A Yes.

15 Q Do you know if this was sent to Derek Connor's phone
16 or to Amanda Connor's phone? It was produced by Amanda Connor.

17 A It should be Derek's phone.

18 Q Okay. So you're communicating to Derek, saying, This
19 is my new personal number. Please don't share it with anyone.

20 Right?

21 A Yes.

22 Q And he says, Thank you. Hope you and the family are
23 doing well.

24 And you say, Hangin' in the -- the brother."

25 Now, we don't know what date that earlier -- that

1 first part of this page was done on?

2 A It's not on there.

3 Q And I don't suppose you know either?

4 A No.

5 Q But you would agree that right below that, it says
6 September the 18th, which is 11 days after your separation, you
7 send him a text saying, I'll call you back.

8 No -- yes. You sent him a text saying, I'll call you
9 back.

10 And then he says to you, Thank you. Please do. And
11 he sends you a phone number, 702-386-0536, and it says, David
12 Marks and Adam Levine. And then he corrects it to "Dan Marks."

13 Well, he doesn't say Dan Marks. He says, Dan; Right?

14 A Right.

15 Q Okay. And you have come to learn, sir, that
16 Mr. Marks and Mr. Levine specialize in representing employees
17 in labor disputes?

18 A Yes.

19 Q Now, there's nothing on this text message that would
20 explain Derek Connor just coming up out of thin air with the
21 idea of sending you the name of David -- of -- of Dan Marks and
22 Adam Levine and their phone number, so I'm going to presume
23 that you had a discussion about this before he sent this text
24 message.

25 A Yes.

1 Q Is that fair to say?

2 A Yes.

3 Q So, again, you spoke with Derek Connor, who is a
4 lawyer, and I assume that it was -- it had something to do with
5 a labor dispute, maybe the fact that you had been separated?

6 A Yes.

7 Q And he recommends a specialist in the field for you
8 to call and sends you the phone number; am I correct?

9 A Yes, he felt I should talk to someone.

10 Q Okay.

11 A Which, by the way, I never called and not interested.

12 THE COURT: You don't have to tell us, sir.

13 THE WITNESS: Okay.

14 THE COURT: Okay.

15 BY MR. GENTILE:

16 Q You have continued to maintain social contact with
17 Derek Connor, at least for a while. Last December, you went to
18 an Army-Navy game at the M Hotel?

19 A No.

20 Q Where did -- where -- where did you go to that game?
21 I mean, you -- you went to the Army-Navy game with Derek Connor
22 to watch the game; am I right?

23 A Yes.

24 Q Okay. That was three months after you were separated
25 from the Department of Taxation?

1 A Yes.

2 Q It was almost three months since he recommended a
3 labor lawyer for you, that you went to the Army-Navy game;
4 right?

5 A Yes.

6 Q A little bit earlier, I was asking you about
7 compliance and why it wasn't on the application and you
8 basically didn't know. And you didn't know that it wasn't
9 going to be -- that it didn't, in fact, get scored.

10 Do you remember that?

11 A Yes.

12 Q Okay. And -- and you didn't know how anybody could
13 score it if they didn't have access to the compliance history
14 of the applicant; right?

15 A Yes.

16 Q Okay. But you really didn't know any of that in
17 terms of not having access to the information.

18 When did you first learn that the scorers, the
19 evaluators of the applications, did not have access to the
20 compliance history of the applicants? Was that after the
21 process was over?

22 A Yes.

23 Q Okay. How -- how much after; do you remember?

24 A A long time after.

25 Q A long time after? Maybe during the preliminary

1 injunction hearing?

2 A Yes.

3 Q Okay. So at least you thought that they were going
4 to have access, until you found out that they didn't get
5 access?

6 MR. BICE: Objection. Foundation.

7 BY MR. GENTILE:

8 Q Fair to say?

9 THE COURT: Overruled.

10 THE WITNESS: I assumed that they were going to have
11 the information they needed to evaluate the --

12 BY MR. GENTILE:

13 Q Okay. Good. Thank you. And you would agree, would
14 you not, that if they had access to information, that one of
15 the applicants had made three or four sales of marijuana to
16 minors, and multiple sales to the same minor, that no matter
17 what the resolution of that was, it wasn't going to be good for
18 the applicant?

19 MR. BICE: Objection.

20 MR. KOCH: Objection. Vague and that it lacks
21 foundation.

22 THE COURT: Overruled.

23 THE WITNESS: All right.

24 THE COURT: You can answer.

25 THE WITNESS: Can you repeat that?

1 BY MR. GENTILE:

2 Q Yes, sir. I think I can. At the time that you --
3 well, let me rephrase it. You would agree, would you not, that
4 if the evaluators did have access to the historic compliance
5 records, and the historic Statements of Deficiencies of an
6 applicant, they'd be able to look at those no matter -- and it
7 wouldn't really matter how they were resolved, because they
8 would know what kind of behavior took place there; am I right?

9 A Right.

10 Q Okay. And you would agree, sir, would you not, that
11 perhaps other than maybe lying to the Department of Taxation,
12 perhaps the most egregious violation, certainly to a parent,
13 would be the sale of marijuana to a minor?

14 MR. KOCH: Objection. Speculation to regulations
15 with minors violations.

16 THE COURT: Overruled.

17 THE WITNESS: To a parent, maybe, but not necessarily
18 overall, I don't think.

19 BY MR. GENTILE:

20 Q To your knowledge, were any of the evaluators
21 parents?

22 A I don't know.

23 MR. PRINCE: Objection, relevance, Judge.

24 THE COURT: Overruled.

25 / / /

1 BY MR. GENTILE:

2 Q Did any of them have children?

3 MR. PRINCE: Relevance.

4 THE COURT: Overruled.

5 THE WITNESS: I don't know.

6 BY MR. GENTILE:

7 Q You don't know. And you wouldn't have known in
8 February or March or April of 2018, because the evaluators
9 hadn't been hired yet; am I right?

10 A Correct.

11 Q Do you think a sale to a minor is a serious
12 situation?

13 MR. KOCH: Objection. Vague, regulations with minor
14 violation.

15 THE COURT: Overruled.

16 THE WITNESS: Yes.

17 BY MR. GENTILE:

18 Q How old was your daughter in 2018?

19 MS. WELCH: Objection. Relevance.

20 THE COURT: Sustained.

21 Can you rephrase your question?

22 MR. GENTILE: Sure.

23 BY MR. GENTILE:

24 Q If someone had some marijuana to one of your kids,
25 how would you feel about it?

1 MS. WELCH: Objection.

2 THE COURT: Sustained.

3 THE WITNESS: Today?

4 THE COURT: Wait -- wait.

5 Sustained.

6 MS. WELCH: Objection.

7 THE COURT: You don't have to --

8 THE WITNESS: Oh, I'm sorry.

9 THE COURT: -- answer that. Let's not focus this on
10 Mr. Pupo as a parent.

11 MR. GENTILE: Okay.

12 THE COURT: Mr. Pupo as a regulator is fine, though.

13 MR. GENTILE: Thank you.

14 BY MR. GENTILE:

15 Q As a regulator, sir, how would you feel if somebody
16 sold marijuana to a minor?

17 THE COURT: Pull up your mask, please. Thank you.

18 THE WITNESS: I'm sorry?

19 BY MR. GENTILE:

20 Q I was going to say, how would you feel if somebody
21 sold marijuana to your daughter but that's --

22 THE COURT: Uh, yeah, no.

23 BY MR. GENTILE:

24 Q -- the same question.

25 THE COURT: I was -- yeah. I'm trying to refocus us.

1 BY MR. GENTILE:

2 Q Okay. Do you understand the question?

3 A Okay. What's -- so --

4 Q Well, do you have any kind of a visceral response to
5 the fact that someone, whether it be a licensed establishment
6 or a dope dealer on a corner, is selling drugs to a kid?

7 MS. WELCH: Objection to the form of the question.

8 THE COURT: Overruled.

9 MR. PRINCE: Well, Your Honor, I'll object to
10 foundation. What does "visceral" mean? I don't even know --

11 THE COURT: Overruled.

12 THE WITNESS: So, yeah, I have a problem with that.

13 BY MR. GENTILE:

14 Q You have what?

15 A I have a problem with sales to --

16 Q You have a problem --

17 A -- minors.

18 Q -- with that?

19 A Yes.

20 Q Okay. And what if they did it twice?

21 A I'd still have a problem with it.

22 Q What if they did it three times?

23 A I still have a problem with it.

24 Q What if they did it four times?

25 A I'll have a problem with it each time it happens.

1 Q It is my understanding -- well, let me go through the
2 document. I think it might be here.

3 MR. GENTILE: Can we put 1427 up on the screen,
4 please?

5 Let Mr. Pupo have a chance to read the whole thing,
6 please, Shane, before I question him.

7 THE COURT: So let's pull it up big enough for you to
8 be able to read, sir. And then we'll leave it up there for a
9 few minutes.

10 THE WITNESS: Okay.

11 THE COURT: Do you want to go to the prior one or the
12 post one, before or after the one line?

13 MR. GENTILE: No, there are four pages of this
14 document, and I want him to be able to read --

15 THE COURT: Okay. We're on a half of a page.

16 MR. GENTILE: I understand. He should --

17 THE WITNESS: Yeah, I'm fine.

18 MR. GENTILE: -- read -- once you've finished reading
19 what's on the screen we will move it to the next part.

20 THE WITNESS: Okay. You can move on.

21 MR. GENTILE: So you need to tell that gentleman back
22 there.

23 THE WITNESS: All right.

24 (Pause in the proceedings while witness reviews exhibit)

25 THE WITNESS: Okay.

1 BY MR. GENTILE:

2 Q So you've read it all?

3 A Yes.

4 Q Do you remember this -- this situation?

5 A Yes.

6 Q There apparently had been three separate sales to
7 minors and that's what this was all about, this -- this --

8 A Yeah.

9 Q -- this -- this discussion?

10 A Yes.

11 Q Okay. And on the 26th of April, did it come to your
12 attention there had been three separate incidents on three
13 separate dates?

14 A I'm sorry. Say that again.

15 Q You want me to say it again?

16 A Yes.

17 Q Okay. Did it -- I'm looking at this e-mail on the
18 second page, page two.

19 MR. GENTILE: Show it to him, please, Shane.

20 BY MR. GENTILE:

21 Q And it's from Karalin Cronkhite to Damon Hernandez
22 with copies to Terrence Whittier, Rino Tenorio, and Steve
23 Gilbert.

24 And then right below that it's a April 26th e-mail,
25 late in the day, from Damon Hernandez to Kara, and it says,

1 As an update, I reviewed the under-21
2 sales incidents with Rino and Terrence, and
3 it turns out that there are three separate
4 incidents on three separate dates. I advised
5 them to revise the SOD to consolidate the SOD
6 into one encompassing all three incidents.

7 In addition, it appears that the manager
8 lied about the number of incidents of sales
9 to minors stating that there was only one
10 when there were three.

11 At this point, they are looking at three
12 Category 2B violations with the third
13 incident resulting in a 30-day suspension.
14 The providing false information to the
15 Department is a Category 1, 30-days and
16 35,000, or revoke.

17 We will discuss further upon receipt of
18 the consolidated write-up for the SOD.

19 Did you know about that communication from Damon
20 Hernandez to Kara Cronkhite on April 26th or 27th, say?

21 A No.

22 Q When did you learn about it?

23 A During this process. I'm --

24 Q During --

25 A -- I'm not sure.

1 Q -- during the court hearings?

2 A Yes.

3 Q Okay. And then on the first page, this is another
4 e-mail -- or excuse me -- yeah, it's an e-mail, from Damon
5 Hernandez to Karalin Cronkhite and Steve Gilbert. Again,
6 you're not on it.

7 Do you see that?

8 A Yes.

9 Q In this one he says, I spoke to Jorge about this on
10 Friday.

11 Now, I'm going to stop there, because if you see,
12 this says, Monday, April 30th, on the sent line.

13 A Right.

14 Q So, Friday was April 27th, three days earlier; right?

15 A Right.

16 Q Okay. And then it goes on to say, Apparently, Jorge
17 is aware of the issues and has spoken with the owner of the
18 establishment on this previously.

19 So, I'm going to stop there and I'm going to ask you,
20 who owns Integral Associates? Earlier, you said it was Armen
21 Yemenidjian.

22 A Yes.

23 Q Did you speak to Armen Yemenidjian about sales to
24 minors?

25 A I don't remember talking to him about that.

1 Q Did you speak to Brian Greenspun about sale to
2 minors?

3 A No.

4 Q It says,

5 The owner has been trying hard to find a
6 system solution for this issue and will be
7 implementing new software to address the
8 selling to minors occurrences.

9 Do you see that?

10 A Yes.

11 Q So did the owner, either Mr. Yemenidjian, or Mr.
12 Greenspun, say to you that they were trying to find a system
13 solution for this issue and would be implementing new software
14 to address the selling to minors occurrences?

15 A No. I had a couple conversations regarding a new
16 system. I was told that they were trying to redo the system to
17 some -- it was called Tree something, Green Tree or something
18 like that. But it was not in reference to any sales to minors.

19 Q Okay. And then it says,

20 Per Jorge, due to the good faith history
21 of the owner/establishment, the fact that it
22 was self-reported and the steps taken after
23 the establishment learned about the incident,
24 example, termination of employees, Jorge does
25 not want to assess a civil penalty. I will

JD Reporting, Inc.

1 advise Rino and Terrence this morning.

2 Did you direct them to not assess a civil penalty?

3 A Yes.

4 Q Okay. And that was because of self-reporting?

5 A Yes.

6 Q Okay. Now, here's a question I've been dying to ask
7 for a long time.

8 What's the limit? How many times do you get to
9 self-report before sooner or later somebody says, enough?

10 A Well, at the time, I was working on getting the minor
11 compliance check program up and running.

12 See, if self-report --

13 Q No, you're not answering my question.

14 THE COURT: Wait.

15 BY MR. GENTILE:

16 Q How many times --

17 MR. BICE: Objection.

18 THE COURT: Wait. Wait.

19 MR. GENTILE: Okay.

20 THE COURT: Mr. Gentile, let him finish --

21 MR. GENTILE: Okay. All right. I'm sorry.

22 THE COURT: -- please.

23 MR. GENTILE: I'm sorry.

24 THE COURT: Sir, please finish your answer.

25 THE WITNESS: Self-reporting, in my opinion, is the

1 highest form of compliance that -- that -- that a licensee can
2 have or -- or -- or perform.

3 So at that time, we -- I was trying to get the minor
4 compliance check program running that's similar to the Attorney
5 General's Office Tobacco Enforcement Unit. Along those lines,
6 we were working on Bill drafts and all these things. We kept
7 running into obstacles.

8 My -- my hope was that these occurrences would be
9 limited in the -- in -- to the point in time that we were able
10 to get the minor compliance check program, you know, a minor
11 compliance check program, because these -- the -- there is no
12 way, other than self-reporting for the Department or the
13 Division, to go into a facility and find whether minor sales
14 were -- were made or not.

15 So, you know, I -- I consulted my Director, my Chief
16 Deputy, I let them know, my AG, there -- there were no
17 objections to -- to this. There -- everyone knew I was trying
18 to get the minor compliance program going. I had even sent a
19 draft to my Director, asking whether it needs to be going on --
20 on a bill -- bill draft to the legislature, or if we had to
21 regulations.

22 MS. LEVIN: I caution the witness not to talk
23 about --

24 THE COURT: He said his Director.

25 MS. LEVIN: I understand. But I'm -- he's mentioned

1 the AG's Office once. I just want to caution the -- the
2 witness not to go further.

3 THE WITNESS: Right.

4 THE COURT: So don't tell us what the AG told us, but
5 you're welcome to talk all about your legislative analysis.

6 THE WITNESS: Right. Well, I just had a
7 conversation, right, so the -- we were trying to figure all
8 that out.

9 Shortly before I left we started -- we started to
10 make some progress. Then it was pulled back. You know, the
11 Department or -- you know, we looked at that self-reporting
12 until we get this done, and I'm concerned more about the -- the
13 bad actors that aren't reporting, the ones that are sending us
14 forged documents from government -- local governments, the ones
15 that are using unapproved equipment that can harm and possibly
16 kill somebody. Those -- those are the things that I was
17 focused on.

18 BY MR. GENTILE:

19 Q And not the sale to minors?

20 A Like I said, the self -- self-reporting at that point
21 I was working on getting the minor compliance check program up
22 and running.

23 Q Um --

24 A We kept running into obstacles.

25 Q -- you would agree, would you not, that the name of

1 the Division that you were the Deputy Director of was the
2 Marijuana Enforcement Division; right?

3 A Yes.

4 Q Okay. You would agree, would you not, that -- well,
5 I don't know, maybe you don't know. Are you aware that law
6 enforcement employees, young-looking police officers, to hold
7 themselves out as minors in undercover operations?

8 A Yes. And the AG's Tobacco Enforcement Unit sends out
9 their -- their people to --

10 MS. LEVIN: Whoops, objection.

11 THE WITNESS: -- locations.

12 THE COURT: Yeah. Don't tell us what the AG's Office
13 does.

14 THE WITNESS: Okay.

15 THE COURT: We know Metro does it, though.

16 BY MR. GENTILE:

17 Q Were you working with any law enforcement agency to
18 send in young-looking law enforcement officers to try to buy --

19 MS. LEVIN: Objection.

20 THE COURT: Sustained.

21 MR. GENTILE: I have not finished my question yet.

22 THE COURT: Yeah, but you can't go into what the
23 thought process is for the enforcement. You've got to skip
24 that part.

25 / / /

1 BY MR. GENTILE:

2 Q To your knowledge, regardless of what the law
3 enforcement agency was, to your knowledge, while you were the
4 Deputy Director, was any undercover operation even attempted?

5 THE COURT: Sustained.

6 MS. LEVIN: Okay. Just for the record, objection.

7 Calls for confidential --

8 THE COURT: All right. I saw you standing up --

9 MR. GENTILE: Could --

10 THE COURT: -- so I was a head of you.

11 MR. GENTILE: Could we please -- I don't mean to talk
12 over you. I'm sorry.

13 THE COURT: It's okay. I was telling Ms. Levin that
14 I understood she was in the process of objecting when I was
15 making the ruling.

16 MR. GENTILE: Could we please pull up 1809-0033.

17 THE COURT: Is this one admitted?

18 THE CLERK: It is.

19 THE COURT: Okay.

20 BY MR. GENTILE:

21 Q Now, Mr. Pupo, the very first page or two of this
22 entire exhibit gives instructions as to how to read it, and
23 those instructions are now in evidence.

24 But I am here to tell you that you see this column
25 that says at the top, CO and then date/time, and then beneath

1 that it says, UTC?

2 A Yes.

3 Q Okay. Well, the time that's reflected on here is 7
4 hours ahead of Pacific time; okay?

5 A Okay.

6 Q Now, if you will look at line 781 -- excuse me --
7 let's start with 765.

8 Do you remember the -- the earlier exhibit, Mr.
9 Hernandez said that you spoke -- you told him that you spoke
10 with the owner about this situation?

11 A Yes.

12 Q And you've now given us your explanation. You never
13 talked to the owner, certainly about sale to minors; right?

14 A Right.

15 Q Okay. And if you look at the -- line 765, you spoke
16 to Amanda Connor at 6:35 a.m. on the 25th of April for
17 5 minutes and 41 seconds. She phoned you. Do you see that?

18 A Yes.

19 Q You spoke to Amanda Connor, and you calling her, that
20 same day, at 8:17 a.m., and talked to her for 25 minutes and
21 27 seconds. Do you see that?

22 A Yes.

23 Q The next day on the 26th of April, you phoned Amanda
24 Connor at 9:53 a.m., spoke to her for 2 minutes and 49 seconds.
25 Do you see that?

1 A Yes.

2 Q And then on the 26th, again, she calls you at 2:05 in
3 the afternoon, and spoke to you for 7 minutes and 43 seconds;
4 right?

5 A Okay.

6 Q And then on that Friday, April 27th; remember we've
7 said April 27th was the Friday?

8 A Right.

9 Q You spoke to Amanda Connor. She called you and you
10 spoke to her for 8 minutes at approximately 3:47 p.m. Do you
11 see that?

12 A Yes.

13 Q So might it have been Amanda Connor that you spoke
14 to, not the owner, and then told Mr. Hernandez what you told
15 Mr. Hernandez -- what he says you told him?

16 A I did speak to Amanda Connor. She called me to tell
17 me that she had -- and I don't know if it was that date or not,
18 but that she had some self-reporting to do about sales to
19 minors.

20 Q Now, I'm going to ask you the question I asked you
21 before, because you never answered it.

22 How many times do you get to self-report with nothing
23 happening?

24 MS. LEVIN: Objection, calls for confidential --

25 THE COURT: Overruled.

1 MS. LEVIN: -- information.

2 THE WITNESS: There's no guideline.

3 BY MR. GENTILE:

4 Q No guideline. So it kind of -- it kind of depends on
5 who the Deputy Director is; right?

6 MS. WELCH: Objection as to form, argumentative.

7 THE COURT: Overruled.

8 THE WITNESS: It's a judgment call. It was a
9 judgment call at the time, with everything else that was going
10 on, trying to get the compliance program up.

11 BY MR. GENTILE:

12 Q And you would agree, would you not, that in April of
13 2018, the application wasn't out yet for the September
14 impartial numerically scored competitive process?

15 A Correct.

16 Q And you would agree, would you not, that in April,
17 you did not know that the compliance history of an applicant
18 was never going to come to the attention of the graders; right?

19 MR. BICE: Objection to form.

20 THE COURT: Overruled.

21 THE WITNESS: Correct.

22 BY MR. GENTILE:

23 Q There came a time, sir, that the applications were
24 submitted, they were evaluated, they were scored and they were
25 ranked in the 2018 impartial, numerically scored, competitive

1 process. Am I right?

2 A Yes.

3 Q And there came a time when you received the
4 preliminary results. Am I right?

5 A Yes.

6 Q And did you take a vacation in November of 2018?

7 A Yes.

8 Q And when did you return from your vacation?

9 A I believe it was the 26th.

10 Q November 26th?

11 A Yes.

12 Q Okay. And when you returned -- before you left for
13 your vacation, were the preliminary results in yet?

14 A No.

15 Q So on the 26th of November when you returned from
16 your vacation, were the preliminary results in yet?

17 A I received them that day.

18 Q You received them that day. And who knew, besides
19 you, that you received them that day, insofar as you know?

20 A People in Carson City working with Steve.

21 Q Okay. And can we agree that at least at that stage
22 it would have been improper to have announced -- to have -- I
23 don't want to say that. Let me start over. Can we agree that
24 at least as of November the 26th it would have been improper to
25 tell anyone about the scoring on the preliminary results?

1 A Yes.

2 Q Anyone outside of the Department of Taxation or maybe
3 the Tax Commission?

4 A Yes.

5 Q We can agree to that?

6 A Yeah, I believe so.

7 Q Okay. Do you remember what time you got to work that
8 day?

9 A No.

10 Q When you got to work, were the results already there
11 on the 26th?

12 A I don't think so.

13 Q You don't remember?

14 A I don't think so.

15 Q You don't think so. So they came later in the day?

16 A I think I got them during the course of the day. I
17 don't know what time of the day.

18 Q During the course of the day. Okay.

19 A Actually, wait a minute. Yeah, I think they were
20 there already in the morning.

21 Q All right. And what did you do once you got them?
22 Did you do something with them? Did you look at them?

23 A Yes, I looked at them.

24 Q Okay. And what did you do? I mean, other than look
25 at them, did you do anything else?

1 A No. I looked at them. I went through. I saw some
2 areas that people were scored zeros on and I thought that was
3 strange, so I asked Steve to pull those documents and verify
4 that those zeros were legit.

5 Q Okay. And did you do anything more after you talked
6 to Steve about it? Anything more with regard to the results?

7 A I think that when I got them, I believe it was that
8 day, that there were two items that were crossed, crossed out.

9 Q Crossed out?

10 A Yes.

11 Q What were those items?

12 A One of them was -- I don't know if it was Commerce
13 Park and probably Essence. One of them was Essence.

14 Q So one was Commerce Park, which is part of the Thrive
15 operation. Am I correct?

16 A Right.

17 Q And one was an Essence that was crossed out?

18 A Right.

19 Q You don't remember which Essence --

20 A No.

21 Q -- right? Okay. And when you saw that those were
22 crossed out, what did you do?

23 A I called Steve and asked them why they were crossed
24 out.

25 Q So you called Steve Gilbert. Now, if I understand

1 correctly, Commerce Park, the Thrive one, is part of the Mitch
2 Britten company that is represented by Amanda Connor.

3 A Yes.

4 Q Am I right?

5 A Yes.

6 Q Okay. And the Essence one, and you don't remember
7 which it was, that's part of the company that is Integral,
8 which was owned by Armen Yemenidjian, Brian Greenspun and
9 represented by Amanda Connor; right?

10 A Yes.

11 Q Okay. And those were the only two that were crossed
12 out?

13 A Yes.

14 Q All right. And so you called Steve. What did Steve
15 tell you? Why were they crossed out?

16 A Because they -- the ones that were crossed out,
17 whoever was doing the scoring or whatever said that they were
18 from the same ownership group.

19 Q Okay. And so -- now, was that the same day? Was
20 that the 26th or was that the 27th?

21 A I'm not sure.

22 Q You're not sure?

23 A No.

24 Q Okay.

25 MR. GENTILE: Well, can we pull 1581, page 1, up on

1 the screen.

2 TECH SHANE: One five eight one?

3 MR. GENTILE: One five eight one.

4 BY MR. GENTILE:

5 Q Do you see 1581?

6 A Yes.

7 MR. GENTILE: Shane, could you make larger the --

8 TECH SHANE: I did.

9 MR. GENTILE: You did already. Don't make it yellow,
10 just leave it white. Well, you can do -- I don't care.

11 BY MR. GENTILE:

12 Q Is it easier for you to read with the yellow?

13 A That's fine. That's fine.

14 Q White is fine? Read that aloud to me, will you.

15 THE COURT: The red part?

16 MR. GENTILE: The red part.

17 THE COURT: Okay.

18 MR. GENTILE: Yes, the red part.

19 THE WITNESS: Per Jorge, 11/28/18, Essence Tropicana
20 and Henderson, and Thrive Cheyenne and Commerce will be issued
21 both licenses for unincorporated Clark.

22 BY MR. GENTILE:

23 Q Okay. Who wrote that?

24 A I don't know.

25 Q Who do you think wrote it?

1 A Someone in Steve's staff that was working this sheet.

2 Q Somebody at Steve Gilbert's staff?

3 A Right.

4 Q Okay. And it says, "Per Jorge." Did you tell Steve
5 Gilbert that they should not be crossed out, but they should in
6 fact be awarded? The two that were crossed out, the one that
7 was an Integral license and the one that was a Thrive license?

8 A So I had a conversation with Steve and my DAG and --
9 to discuss --

10 MS. LEVIN: Careful.

11 THE COURT: We don't want to know what the DAG and
12 you talked about because that would be obtaining legal advice.

13 THE WITNESS: Okay.

14 MR. GENTILE: If I may ask another question before --

15 THE COURT: You may ask a foundational question.

16 MR. GENTILE: Sure.

17 BY MR. GENTILE:

18 Q Here's what I want to know. Don't tell me what your
19 deputy attorney general said to you, okay. If the discussion
20 was in the presence of the deputy attorney general, don't tell
21 me. But what I am concerned about is when was that discussion?
22 Was it on the 27th or on the 28th, like this date bears?

23 A I don't know. I don't know if it's, you know, the
24 27th and, you know, the person who inputted this put it in on
25 the 28th. I don't know.

1 Q Okay. And those are the only two people that you
2 talked to about it?

3 A I believe so.

4 Q You believe so. Okay. And on the 28th, somebody
5 wrote in here, "Per Jorge." Well, it says what it says. The
6 judge can read it. She's the trier of fact.

7 THE COURT: I have read it several times.

8 MR. GENTILE: I know.

9 THE COURT: And I was going to ask about it but you
10 beat me to it.

11 MR. GENTILE: Can we pull up 1809-0085. Can you
12 please highlight line 2744.

13 BY MR. GENTILE:

14 Q Do you see that?

15 A Yes.

16 Q That's a call that you made to Amanda Connor.

17 A Okay.

18 Q Now, if you look at this exhibit, you talked to her
19 the night before, too, but that was only for 8 minutes. Could
20 you please tell the Court, on the 28th of November, 2018, at
21 5:45 p.m. what you talked to Amanda Connor about for 42 minutes
22 and 40 seconds?

23 A I have no idea.

24 Q You have no idea?

25 A No.

1 Q Do you believe in coincidence?

2 A Sometimes.

3 MR. PARKER: Your Honor, just for the purposes of the
4 record, Mr. -- I believe Mr. -- unfortunately Mr. Gentile
5 doesn't know military time --

6 THE COURT: We already talked about the UTC time.

7 MR. GENTILE: No, we've already talked about it. And
8 this is UTC.

9 MR. PARKER: Is it?

10 THE COURT: It's UTC time.

11 MR. GENTILE: It is UTC and it's seven hours --

12 MR. PARKER: Okay. Well, Teddy doesn't know UTC
13 time. I'll go with that.

14 THE COURT: All right.

15 MR. GENTILE: And I do know military time, sir.

16 THE COURT: See up at the top, Mr. Parker, it has
17 UTC.

18 MR. PARKER: All right. You know something, Your
19 Honor, I do see it.

20 THE COURT: See that right there?

21 MR. PARKER: I do see it.

22 THE COURT: I know that because my son looks at the
23 seismological reports and they're all in UTC time.

24 MR. PARKER: Gotcha. Thank you.

25 THE COURT: So I've had to develop an understanding

1 myself.

2 MR. PARKER: I was dying back there. Go right ahead,
3 Mr. Gentile.

4 MR. GENTILE: Thank you, Mr. Parker. If I may have a
5 moment.

6 THE COURT: While he's doing that, sir, do you know
7 the name of the deputy attorney general you spoke with? Just
8 the name.

9 THE WITNESS: Robert Werbicky.

10 THE COURT: Mr. Werbicky. I think you told me that
11 in the preliminary injunction hearing. I was just making sure
12 my memory was correct.

13 (Pause in the proceedings)

14 MR. GENTILE: Pass the witness.

15 THE COURT: Thank you. It is 3:23. We're breaking
16 in 7 minutes. Does anyone want to start their examination?
17 Anyone have 7 minutes or less worth of questions you want to
18 ask?

19 Mr. Gentile, you lost your paper.

20 Mr. Pupo, because we're calling another witness out
21 of order --

22 MR. GENTILE: Let me clean this up. That's only
23 fair.

24 THE COURT: Because we're calling another witness
25 tomorrow, we're going to start that witness at 8:30. They have

1 estimated an hour and a half. I don't believe them, so if you
2 could come at 10:30 I would appreciate it. So you don't have
3 to wait in the hallway outside. Okay?

4 THE WITNESS: Yes, Your Honor. 10:30 tomorrow
5 morning?

6 THE COURT: 10:30. Hopefully 10:30 will work.

7 THE WITNESS: Okay. Am I dismissed for today?

8 THE COURT: You are done for today. Have a nice
9 evening. Apparently there's a game of some sort on. I don't
10 know.

11 THE WITNESS: All right. Thank you, Your Honor.

12 THE COURT: Okay.

13 (Off-record colloquy)

14 THE COURT: All right. Everybody have a nice
15 evening.

16 (Proceedings recessed for the day at 3:23 p.m.)

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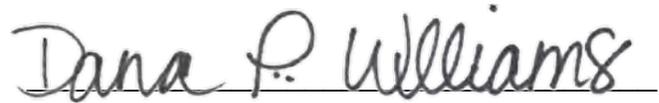
CERTIFICATION

I CERTIFY THAT THE FOREGOING IS A CORRECT TRANSCRIPT FROM THE AUDIO-VISUAL RECORDING OF THE PROCEEDINGS IN THE ABOVE-ENTITLED MATTER.

AFFIRMATION

I AFFIRM THAT THIS TRANSCRIPT DOES NOT CONTAIN THE SOCIAL SECURITY OR TAX IDENTIFICATION NUMBER OF ANY PERSON OR ENTITY.

DANA L. WILLIAMS
LAS VEGAS, NEVADA 89183

A handwritten signature in cursive script that reads "Dana L. Williams". The signature is written in black ink and is positioned above a horizontal line.

DANA L. WILLIAMS, TRANSCRIBER

08/03/2020

DATE

BY MR. GENTILE:

[143] 6/10 8/20 11/9
12/6 12/20 13/4 13/18
14/6 15/18 16/7 16/15
17/2 17/13 17/22 18/4
18/14 18/19 19/5 19/12
19/22 20/9 21/10 22/10
22/22 24/9 24/23 28/20
29/10 30/20 31/6 31/14
31/24 34/1 35/1 35/16
37/7 59/11 60/9 61/3
63/1 66/2 66/18 69/13
71/16 72/9 75/16 77/11
83/10 88/1 89/21 90/1
91/4 92/21 95/14 95/23
96/6 97/7 97/20 120/1
122/12 122/23 123/15
124/1 128/1 128/20
129/8 133/17 134/13
137/1 137/18 138/22
139/4 139/24 140/7
142/13 143/6 144/2
145/5 145/11 145/16
147/2 147/9 147/19
148/9 149/23 151/8
151/16 152/6 152/14
156/14 157/14 160/1
160/20 162/7 162/18
166/23 167/3 167/7
174/2 176/4 177/5
178/20 180/15 181/20
184/2 185/19 186/13
187/23 191/6 194/3
195/1 197/3 197/12
198/6 200/15 202/7
202/12 203/1 203/19
204/1 204/6 204/17
204/23 205/14 205/19
205/23 206/1 206/13
208/1 208/20 212/15
214/18 215/16 216/1
216/20 219/3 219/11
219/22 224/4 224/11
224/22 225/17 226/13

BY MR. PARKER: [1]
161/13

BY MR. WILLIAMSON:
[10] 38/11 47/19 48/5
49/3 49/9 50/7 52/4
52/20 55/16 73/18

MR. BICE: [22] 128/15
131/9 131/14 131/20
131/24 137/14 138/18
139/16 152/3 159/20
160/16 162/11 162/17
166/16 166/18 167/2
173/25 193/25 202/6
202/19 212/17 219/19

MR. GENTILE: [156]
6/6 6/8 10/1 10/7 10/9
10/11 11/2 11/4 12/4
12/17 13/3 13/16 14/1
14/4 15/13 16/5 16/14
16/25 17/12 17/21 18/2
18/8 18/11 18/13 18/18
19/4 19/10 19/21 20/7
21/9 22/21 24/6 24/20

25/4 26/11 26/14 26/22
27/4 28/1 28/13 28/17
28/19 29/9 30/17 31/3
31/12 34/15 34/18 35/7
37/5 37/18 58/25 60/4
60/6 60/8 65/21 65/25
68/24 72/7 74/11 74/20
85/7 85/11 85/13 89/24
92/6 92/8 92/11 92/14
92/18 95/21 96/23 97/9
97/12 97/19 119/25
122/16 122/19 122/22
130/6 130/10 130/13
130/15 130/21 130/25
131/3 131/19 132/11
132/17 132/21 133/8
133/21 133/24 134/2
134/5 134/11 139/22
140/2 142/25 143/2
143/4 143/25 145/8
151/2 151/5 151/14
152/4 160/24 161/2
161/8 162/6 181/18
183/21 183/24 186/11
191/4 194/24 196/21
196/23 197/11 197/21
197/25 198/2 198/4
204/22 205/11 205/13
207/3 207/13 207/16
207/18 207/21 208/19
212/19 212/21 212/23
215/21 216/9 216/11
216/16 223/25 224/3
224/7 224/9 224/16
224/18 225/14 225/16
226/8 226/11 227/7
227/11 227/15 228/4
228/14 228/22

MR. KOCH: [4] 185/16
202/20 203/14 204/13

MR. MILLER: [1] 4/22

MR. PARKER: [7]
227/3 227/9 227/12
227/18 227/21 227/24
228/2

MR. PRINCE: [12]
59/24 69/9 122/8 130/2
130/4 132/14 132/18
133/1 149/20 203/23
204/3 206/9

MR. WILLIAMSON:
[38] 10/4 10/15 10/19
22/8 25/18 25/20 25/22
27/10 27/17 30/24
33/13 34/12 34/19
36/24 37/25 38/3 38/6
38/8 47/17 48/3 48/25
49/8 50/1 50/6 51/22
52/1 52/13 55/14 58/23
59/1 59/3 59/8 60/23
66/14 71/13 73/11
73/16 74/5

MS. LEVIN: [25] 37/21
73/9 89/13 90/24 91/1
95/9 95/19 96/3 129/2
136/21 137/15 138/25
145/1 146/24 147/7
147/17 152/12 213/22
213/25 215/10 215/19

216/6 218/24 219/1
225/10

MS. WELCH: [19]
74/18 77/8 83/9 123/14
127/21 130/3 132/5
156/11 166/19 176/1
177/1 178/15 180/12
187/19 204/19 205/1
205/6 206/7 219/6
TECH SHANE: [5]
27/15 161/3 161/5
224/2 224/8

THE CLERK: [5] 4/11
4/15 14/3 75/3 216/18

THE COURT: [253]

THE WITNESS: [103]
4/13 4/18 5/3 5/8 5/11
5/17 5/20 5/23 5/25 6/2
11/8 30/18 31/2 31/4
31/10 33/16 34/22 35/8
37/3 52/16 52/18 55/15
61/1 62/25 66/16 69/12
74/23 75/5 75/14 77/10
85/12 85/16 91/3 92/17
95/13 96/5 122/10
123/19 123/21 127/23
128/18 129/4 134/10
136/23 137/17 138/20
139/2 139/19 143/22
143/24 145/3 145/9
145/14 147/1 148/7
149/22 156/13 159/24
160/18 161/11 166/21
167/6 176/3 177/3
178/18 180/14 181/8
181/11 185/18 187/21
194/2 196/25 197/22
200/13 202/10 202/23
202/25 203/17 204/5
204/16 205/3 205/8
205/18 206/12 207/10
207/17 207/20 207/23
207/25 212/25 214/3
214/6 215/11 215/14
219/2 219/8 219/21
224/19 225/13 228/9
229/4 229/7 229/11

UNIDENTIFIED

SPEAKER: [2] 134/3
142/10

\$

\$3 [1] 54/1

'13 [1] 81/8

'17 [2] 100/5 100/11

'19 [3] 75/20 76/21

175/22

'90s [1] 77/23

-

-96 [1] 27/3

0

00029 [1] 14/5

0003 [1] 197/11

00043 [1] 194/24

00078 [1] 181/22

00083 [2] 198/2 198/4
00119 [1] 11/5
00120 [1] 12/5
003 [1] 198/3
0033 [1] 216/16
0085 [1] 226/11
03 [1] 1/12
035894 [1] 35/6
0536 [1] 199/11
08/03/2020 [1] 230/18

1

10 [9] 16/3 74/12
160/11 160/15 160/22
161/24 163/2 167/16
181/10

10 percent [3] 153/7

158/2 158/3

100 [3] 20/3 50/18

59/17

1006 [1] 51/22

10:00 to [1] 132/12

10:16 a.m [1] 74/14

10:28 a.m [1] 74/14

10:30 [6] 74/13 132/13

229/2 229/4 229/6

229/6

11 [2] 42/14 199/6

11/28/18 [1] 224/19

1116 [2] 13/3 13/5

115 [1] 48/4

117 [2] 13/16 13/19

118 [1] 12/17

119 [1] 47/18

11:56 [1] 130/8

11:58 a.m [1] 133/15

12 [3] 1/13 131/6 163/7

120 [1] 12/5

12:55 p.m [1] 133/15

13 [3] 54/4 161/10

166/2

14 [3] 49/1 50/2 50/6

14 years [1] 76/24

1427 [1] 207/3

15 [2] 77/6 131/5

150 [1] 94/5

1581 [2] 223/25 224/5

1588 [2] 181/19 181/21

1588-0003 [1] 197/11

1618 [9] 9/25 10/3 10/8

10/25 11/3 11/5 13/19

47/18 48/18

1618-00120 [1] 12/5

16th [1] 165/22

17 [2] 25/23 52/1

17th [3] 163/6 163/10

163/22

18 [1] 224/19

18.0696 [1] 16/10

1809 [2] 96/24 97/6

1809-0033 [1] 216/16

1809-0085 [1] 226/11

18094196 [1] 96/25

1818 [1] 25/10

18th [1] 199/6

19 [2] 50/1 50/6

1990 [4] 77/6 77/10

78/7 82/8

1999 [1] 78/7

1:00 [1] 133/13
1st [2] 14/11 34/3

2

2.1 [1] 71/11

2.6 [1] 71/11

20 [4] 29/21 115/24

116/2 162/1

2004 [1] 79/15

2005 [3] 76/17 76/18

76/18

2008 [1] 80/5

2010 [1] 41/10

2012 [2] 81/6 81/7

2013 [1] 41/14

2014 [40] 7/5 7/6 42/17

42/19 42/24 43/5 45/16

100/25 101/8 101/15

101/18 101/25 102/7

102/19 102/20 103/5

103/8 104/20 104/25

105/9 105/20 109/19

109/22 110/4 110/14

111/19 112/6 114/5

114/5 115/3 115/19

126/11 127/4 137/3

137/4 137/6 137/10

137/13 149/6 193/16

2016 [1] 36/1

2017 [39] 9/8 9/12

14/25 15/2 15/4 15/5

20/14 20/20 20/21

21/20 22/14 23/6 23/25

24/1 25/1 36/1 43/3

43/5 43/14 45/5 45/10

45/16 47/2 47/6 61/15

73/25 82/1 82/3 82/4

82/8 82/11 82/22 88/7

93/8 93/24 98/10 98/11

155/16 172/8

2018 [72] 7/21 8/23

8/25 9/14 11/12 14/12

36/2 36/6 36/7 36/8

37/13 47/2 47/9 47/13

53/24 54/2 58/4 58/8

58/16 62/16 69/2 76/19

95/4 95/5 99/23 100/12

100/13 100/13 101/9

104/21 105/22 108/1

109/20 110/3 110/17

110/18 121/18 122/24

123/2 123/5 123/10

124/21 127/4 127/6

138/7 140/9 156/8

157/2 157/16 158/13

159/5 159/9 163/7

163/10 163/22 166/5

166/8 170/6 171/18

171/23 172/10 175/22

182/14 186/17 191/9

195/10 204/8 204/18

219/13 219/25 220/6

226/20

2019 [10] 14/11 15/20

16/20 34/4 75/22 75/23

76/8 76/11 76/20 99/6

2020 [5] 1/12 4/1 93/11

93/25 230/18

20th [2] 120/22 157/2

2
21 [1] 209/1
2145 [6] 25/5 25/13
 25/21 28/15 35/6 35/6
22 [3] 161/9 186/11
 186/14
23 [2] 186/12 188/22
232-8777 [1] 98/3
25 [2] 195/4 217/20
25.25 [2] 19/8 19/14
250 [2] 115/1 115/4
255 [1] 10/20
25th [1] 217/16
268 [1] 151/15
26th [11] 208/11
 208/24 209/20 217/23
 218/2 220/9 220/10
 220/15 220/24 221/11
 223/20
27 [1] 82/7
27 seconds [1] 217/21
2744 [1] 226/12
27th [8] 170/6 209/20
 210/14 218/6 218/7
 223/20 225/22 225/24
28th [4] 225/22 225/25
 226/4 226/20
2:05 [1] 218/2
2:09 [1] 181/15
2:12 [1] 181/15
2:19 [1] 182/15
2B [1] 209/12
2E [2] 140/2 149/17

3
3 percent [1] 20/2
30 [1] 131/5
30-day [1] 209/13
30-days [1] 209/15
306-3085 [6] 88/11
 88/22 89/1 91/21 93/12
 96/11
3085 [6] 88/11 88/22
 89/1 91/21 93/12 96/11
30th [2] 166/8 210/12
3199 [5] 14/2 34/23
 55/8 55/14 55/18
335 [2] 160/24 161/9
336 [1] 161/10
35,000 [1] 209/16
35880 [1] 25/12
35894 [2] 27/1 31/12
35896 [3] 25/12 27/1
 32/1
35898 [1] 27/1
360 [1] 10/20
3:23 [2] 228/15 229/16
3:30 [2] 130/20 131/11
3:47 [1] 218/10
3rd [1] 195/10

4
40 [4] 29/22 191/4
 191/7 226/22
41 [2] 192/21 217/17
42 [2] 191/5 226/21
4200 [1] 176/19
43 [2] 191/4 218/3
450 [1] 134/5

453D268 [3] 139/22
 139/25 149/17
453D2682E [1] 150/16
453D272 [3] 133/22
 134/6 134/21
49 [1] 217/24
4th [1] 182/14

5
5 minutes [1] 217/17
5:45 [1] 226/21
5th [13] 8/23 8/25
 14/12 120/11 120/20
 121/1 121/18 123/2
 123/5 124/20 127/5
 156/8 171/18

6
60 [2] 115/15 115/23
6:35 [1] 217/16

7
702 [7] 88/11 88/22
 89/1 91/21 93/12 96/11
 98/3
702-386-0536 [1]
 199/11
765 [2] 217/7 217/15
775 [1] 90/14
78 [2] 181/19 181/21
781 [1] 217/6
7th [4] 76/8 76/9 197/9
 197/10

8
80 [2] 85/25 153/8
80397 [1] 15/14
8777 [1] 98/3
89183 [1] 230/12
8:00 [4] 25/15 25/25
 27/14 27/14
8:17 [1] 217/20
8:26 [1] 4/1
8:30 [2] 132/11 228/25
8th [1] 92/1

9
9.95 [2] 16/2 17/18
96 [1] 27/3
9:53 [1] 217/24

A
a.m [7] 4/1 74/14 74/14
 133/15 217/16 217/20
 217/24
Aaron [10] 31/7 31/10
 32/11 32/11 33/1 33/1
 34/5 34/7 35/13 36/12
abides [1] 67/3
ability [1] 102/6
able [14] 44/6 52/22
 70/19 82/16 93/1
 114/21 119/11 130/17
 143/16 179/17 203/6
 207/8 207/14 213/9
about [136] 8/3 8/22
 9/10 20/24 28/10 31/20
 32/25 40/4 45/10 55/8
 55/20 57/3 58/16 61/5

61/17 67/14 68/6 71/9
 73/19 76/13 78/18 80/3
 80/5 80/14 80/14 81/4
 81/25 82/7 82/13 84/12
 85/7 85/9 91/15 93/11
 98/21 100/9 103/12
 105/16 107/4 109/5
 109/5 110/1 110/25
 111/10 112/19 113/25
 113/25 116/11 116/12
 116/17 118/7 118/9
 118/10 118/14 118/22
 118/24 120/2 122/7
 125/3 125/4 131/5
 131/5 132/22 133/19
 134/3 142/6 142/15
 153/25 155/11 156/15
 157/5 157/23 160/24
 161/19 163/7 164/21
 164/23 165/14 166/6
 167/16 168/5 171/1
 171/5 171/25 173/10
 175/5 175/13 175/17
 177/11 177/15 178/11
 182/13 185/7 185/13
 185/21 187/14 188/10
 188/25 190/10 191/11
 192/16 192/18 193/8
 195/21 195/23 196/16
 196/18 197/1 198/11
 199/23 201/6 204/25
 208/7 209/8 209/19
 209/22 210/9 210/23
 210/25 211/1 211/23
 213/23 214/5 214/12
 217/10 217/13 218/18
 220/25 222/6 225/12
 225/21 226/2 226/9
 226/21 227/6 227/7
above [8] 12/7 12/18
 12/21 13/7 49/11 49/15
 121/20 230/4
ABOVE-ENTITLED [1]
 230/4
abreast [1] 150/3
absent [1] 129/12
Absolutely [1] 51/1
accent [1] 31/5
access [13] 136/3
 136/9 136/12 136/16
 138/10 138/17 201/13
 201/17 201/19 202/4
 202/5 202/14 203/4
according [3] 165/21
 182/6 183/18
accountability [1]
 62/12
accurate [3] 54/13 55/5
 127/11
acquire [1] 158/25
acquired [1] 42/1
across [1] 32/4
act [1] 46/18
action [2] 46/9 192/22
activate [1] 93/3
active [2] 174/16
 174/20
actors [1] 214/13
actual [7] 11/22 61/11

107/15 148/21 149/17
 150/11 173/5
actually [22] 7/15
 32/13 35/23 47/22
 52/24 67/15 87/16
 92/25 105/15 118/2
 120/11 141/7 144/10
 158/7 158/25 161/14
 176/6 181/22 191/16
 195/2 196/3 221/19
ADAM [7] 2/2 173/21
 174/5 174/6 175/2
 199/12 199/22
adamantly [1] 128/11
add [7] 42/18 44/5
 44/13 73/23 74/1 77/17
 110/23
added [9] 9/8 44/22
 45/6 47/5 73/25 88/5
 116/3 181/2 192/21
adding [3] 15/6 46/14
 52/22
addition [6] 15/2 33/18
 44/25 45/1 124/16
 209/7
additional [11] 9/8
 10/17 15/6 26/19 42/13
 44/5 58/7 74/2 99/24
 100/1 132/7
address [30] 59/13
 61/11 61/13 69/19
 140/22 140/23 141/1
 141/10 141/14 141/15
 143/8 144/5 144/8
 144/8 144/10 144/20
 144/22 145/22 146/4
 146/5 146/11 147/4
 151/17 189/3 189/6
 189/7 190/7 190/7
 211/7 211/14
adhered [3] 151/21
 151/24 152/2
administration [2]
 63/21 86/21
administrative [4]
 32/23 36/14 64/13
 134/19
admit [3] 25/5 25/15
 25/16
admitted [10] 3/13
 11/1 11/3 26/2 26/17
 50/5 97/5 97/6 134/1
 216/17
adopted [1] 152/10
adoption [1] 103/23
advantage [2] 180/10
 180/20
advice [4] 178/10
 178/19 180/3 225/12
advise [3] 126/24
 179/20 212/1
advised [3] 126/13
 164/24 209/4
advisory [12] 117/5
 117/12 117/19 117/23
 117/25 118/14 118/23
 118/24 119/1 119/8
 119/10 119/21
affiliated [3] 7/4 57/3

140/24
AFFIRM [1] 230/9
AFFIRMATION [1]
 230/7
after [47] 14/12 39/2
 39/8 40/3 40/21 41/11
 41/21 46/1 47/1 47/5
 78/8 79/10 86/20 111/6
 112/12 115/13 115/25
 117/8 117/8 117/9
 118/12 118/12 150/18
 155/13 156/6 156/7
 163/7 166/3 167/9
 167/16 171/8 171/11
 171/23 173/1 173/5
 179/22 191/10 198/8
 199/6 200/24 201/20
 201/23 201/24 201/25
 207/12 211/22 222/5
afternoon [3] 130/12
 132/9 218/3
AG [2] 213/16 214/4
AG's [3] 214/1 215/8
 215/12
again [21] 17/19 30/8
 31/12 38/4 55/15 62/20
 104/8 125/13 136/23
 139/2 139/19 151/14
 176/20 186/18 188/18
 191/7 200/3 208/14
 208/15 210/5 218/2
against [1] 52/24
agency [4] 79/13 103/8
 215/17 216/3
aggregate [1] 163/2
ago [5] 91/15 91/16
 105/9 157/23 191/12
agree [46] 34/2 34/10
 35/2 35/3 36/16 37/17
 60/21 83/5 103/1
 113/20 123/4 123/9
 128/21 129/1 129/9
 129/12 134/22 136/11
 137/6 139/5 144/16
 145/21 146/2 152/19
 156/2 158/16 163/5
 164/1 164/13 174/9
 174/16 174/20 174/25
 175/2 180/7 199/5
 202/13 203/3 203/10
 214/25 215/4 219/12
 219/16 220/21 220/23
 221/5
agreement [3] 48/11
 48/13 51/5
ahead [4] 102/15
 122/14 217/4 228/2
air [1] 199/20
airport [2] 94/2 94/9
AKKE [1] 2/10
Alabama [1] 78/21
Albertsons [6] 183/19
 184/3 184/8 185/1
 185/15 190/25
alcohol [1] 83/16
Alex [3] 154/18 155/6
 155/8
Alicia [4] 173/19 174/4
 174/7 174/25

<p>A</p> <p>ALINA [1] 2/17</p> <p>all [157] 4/6 5/1 5/5 6/18 7/10 8/16 8/18 8/25 9/5 9/12 11/24 12/2 13/2 15/19 16/13 19/4 19/6 19/25 20/3 20/7 21/8 21/23 22/18 23/12 23/24 24/10 24/21 25/7 26/23 26/25 28/24 30/21 31/25 34/8 35/4 38/9 39/23 42/24 43/12 44/9 46/15 48/23 51/8 54/23 55/1 55/4 55/25 57/1 60/16 63/20 64/1 64/11 64/12 68/11 69/25 70/4 70/18 72/15 73/4 77/4 77/6 78/19 79/10 79/14 79/19 80/20 81/1 81/7 81/19 81/24 83/11 83/25 84/14 85/3 85/19 87/13 90/2 90/4 90/16 91/5 92/7 94/21 95/7 97/19 99/2 99/17 100/2 100/9 100/24 104/25 105/18 106/16 107/3 110/21 110/25 113/7 114/18 114/24 115/6 115/16 116/11 116/20 118/20 120/25 121/17 123/23 130/11 133/13 142/11 144/15 145/17 146/8 148/2 150/2 151/4 153/25 162/4 162/17 164/9 166/13 168/3 168/14 173/11 175/11 177/14 177/23 178/1 178/2 180/23 181/17 182/12 184/21 185/20 187/8 188/8 189/10 189/21 190/2 191/22 192/2 202/23 207/23 208/2 208/7 209/6 212/21 213/6 214/5 214/7 216/8 221/21 223/14 227/14 227/18 227/23 229/11 229/14</p> <p>Allison [10] 12/22 13/1 17/14 17/15 20/15 24/11 42/4 42/5 42/5 43/20</p> <p>allocable [4] 153/8 158/2 158/4 158/5</p> <p>allocated [2] 153/9 158/7</p> <p>allocating [1] 116/24</p> <p>allocation [1] 152/23</p> <p>Allow [1] 123/14</p> <p>allowed [2] 72/20 126/6</p> <p>almost [2] 164/3 201/2</p> <p>alone [2] 116/1 162/8</p> <p>along [3] 34/25 52/13 213/5</p> <p>aloud [1] 224/14</p> <p>already [26] 16/9 18/5 32/9 46/4 103/12</p>	<p>112/15 115/12 117/11 121/4 131/23 150/10 159/8 159/16 163/5 163/20 166/6 176/20 180/2 192/16 193/20 198/12 221/10 221/20 224/9 227/6 227/7</p> <p>also [47] 2/20 6/16 7/17 7/18 18/24 19/14 20/24 23/8 23/10 27/20 27/21 33/18 33/21 33/23 41/13 41/14 42/4 42/10 45/6 46/13 46/17 48/15 51/8 65/17 65/19 69/22 70/19 71/2 84/23 84/23 84/25 90/13 95/16 103/9 109/18 115/21 129/12 146/2 148/23 149/12 159/17 162/9 171/12 171/24 174/16 174/20 186/21</p> <p>although [1] 95/24</p> <p>always [10] 9/3 40/15 48/14 67/8 149/16 168/12 169/6 173/6 176/14 185/24</p> <p>am [70] 6/6 6/16 6/22 11/18 14/18 15/1 15/7 16/9 16/21 19/23 24/11 25/1 27/17 28/6 29/16 33/12 36/18 59/20 60/18 62/19 63/7 63/22 67/24 69/23 70/13 70/16 86/23 90/14 94/19 98/4 100/25 106/17 121/5 121/18 124/23 126/13 127/19 128/8 135/3 144/1 145/14 146/6 146/13 146/16 147/12 149/2 151/11 153/1 155/25 157/10 157/20 162/10 164/22 170/21 171/8 171/15 176/20 189/22 197/4 200/8 200/22 203/8 204/9 216/24 220/1 220/4 222/15 223/4 225/21 229/7</p> <p>Amanda [77] 57/23 57/24 57/25 58/2 97/21 97/24 98/24 107/5 155/1 155/5 162/10 162/21 162/22 163/13 163/23 165/13 165/18 166/3 167/17 167/18 168/7 168/12 169/5 169/10 169/12 171/1 171/7 171/11 173/10 174/9 175/4 175/16 176/11 176/24 177/8 177/10 177/16 180/23 181/25 182/6 183/9 183/18 184/24 184/25 185/7 185/9 185/10 185/13 186/20 187/14 188/16 190/3 191/8 191/17 191/22 192/15 192/17 192/20 193/11 194/11 194/20 194/21</p>	<p>195/4 196/3 197/4 198/16 198/16 217/16 217/19 217/23 218/9 218/13 218/16 223/2 223/9 226/16 226/21</p> <p>ambiguous [2] 30/24 34/12</p> <p>amended [1] 127/8</p> <p>among [5] 14/20 60/16 61/6 70/15 164/21</p> <p>amount [4] 16/12 17/10 17/20 19/19</p> <p>AMY [7] 2/8 20/18 20/18 20/19 20/20 22/3 61/25</p> <p>analysis [1] 214/5</p> <p>Anderson [4] 122/25 123/5 123/9 124/5</p> <p>announced [2] 158/14 220/22</p> <p>another [14] 33/23 39/22 44/2 44/13 60/14 90/13 93/2 93/3 127/18 133/9 210/3 225/14 228/20 228/24</p> <p>answer [22] 37/2 66/15 82/17 84/15 105/12 122/9 123/17 136/25 145/2 159/23 166/20 178/15 178/25 179/4 179/15 179/17 179/21 179/25 196/22 202/24 205/9 212/24</p> <p>answered [4] 91/10 139/17 179/22 218/21</p> <p>answering [1] 212/13</p> <p>answers [3] 5/12 71/8 104/24</p> <p>ANTHONY [1] 2/11</p> <p>anticipate [1] 131/3</p> <p>anticipated [1] 43/11</p> <p>antimonopoly [5] 153/4 157/24 159/15 159/19 160/2</p> <p>any [107] 4/3 5/5 5/18 10/3 10/17 14/25 21/24 22/3 22/18 23/17 24/2 26/4 26/6 37/8 37/19 42/18 42/22 44/3 45/19 46/8 47/2 47/6 47/8 47/8 48/7 51/11 54/5 54/5 54/8 54/8 54/16 56/1 56/11 56/23 56/25 57/4 57/7 57/9 57/11 57/13 57/13 57/17 57/20 57/25 58/4 58/7 58/15 61/2 61/4 64/6 68/20 72/11 73/7 73/10 73/10 74/1 82/9 83/15 84/19 86/5 89/14 92/15 94/7 97/3 97/23 98/25 100/24 101/17 101/24 103/16 104/5 108/2 108/5 108/22 108/24 108/24 109/6 124/14 125/7 140/23 143/12 144/12 155/17 157/1 157/3 160/13 161/21 169/19 172/2 172/8</p>	<p>172/10 177/14 177/16 180/14 180/17 183/15 185/14 189/13 190/8 201/16 203/20 204/2 206/4 211/18 215/17 216/4 230/10</p> <p>anybody [24] 13/8 37/13 64/11 64/12 64/24 64/25 65/13 66/5 66/8 66/23 68/1 68/17 104/4 104/4 104/10 107/18 114/25 121/20 141/22 168/24 169/18 177/7 181/13 201/12</p> <p>anyhow [4] 72/1 130/23 142/14 143/7</p> <p>anymore [5] 13/8 91/22 94/19 95/25 198/12</p> <p>anyone [12] 37/22 58/15 74/6 89/1 90/21 93/17 171/19 198/19 220/25 221/2 228/16 228/17</p> <p>anything [25] 27/6 41/7 44/3 46/19 56/13 57/17 57/21 74/2 79/16 82/11 85/9 93/13 94/1 94/8 95/25 96/17 96/19 118/24 123/10 132/5 133/11 182/23 221/25 222/5 222/6</p> <p>apart [1] 128/12</p> <p>apologize [3] 77/15 143/25 184/1</p> <p>apparently [3] 208/6 210/16 229/9</p> <p>appear [1] 55/22</p> <p>APPEARANCES [1] 1/19</p> <p>appears [6] 51/5 97/1 139/6 193/12 197/17 209/7</p> <p>applicant [12] 64/25 69/8 105/10 119/9 136/18 152/25 171/24 171/25 201/14 202/18 203/6 219/17</p> <p>applicant's [2] 128/24 171/25</p> <p>applicants [13] 105/2 105/23 106/22 112/13 113/20 117/24 126/13 126/24 135/19 138/11 157/20 201/20 202/15</p> <p>applicants' [1] 62/18</p> <p>application [156] 7/21 9/16 9/25 11/11 11/21 11/23 12/1 25/9 29/12 30/14 32/22 33/10 33/17 35/9 36/2 36/6 36/7 36/8 36/10 36/17 37/8 37/12 47/3 47/10 47/13 47/22 48/16 48/17 49/21 50/4 50/10 50/15 50/17 50/19 51/23 52/6 53/22 54/11 54/21 54/24 55/1 55/4 55/17 58/4 58/8 58/16</p>	<p>58/22 59/5 59/19 60/15 60/17 61/7 61/8 61/10 61/14 62/16 69/7 71/22 72/19 99/23 100/16 100/21 100/22 100/23 105/1 107/15 107/19 108/1 108/6 109/20 110/3 110/11 110/12 110/13 110/13 111/6 111/13 111/19 111/25 112/8 112/12 112/18 113/2 113/2 113/9 113/12 114/23 114/24 114/25 115/4 115/8 115/12 115/14 117/6 117/8 117/9 118/12 120/2 120/11 120/18 120/20 121/1 121/1 121/4 121/17 124/8 124/20 125/3 126/6 126/7 126/12 126/12 127/5 127/9 127/16 127/18 127/24 128/2 128/23 129/10 129/13 129/18 135/13 137/12 139/15 140/11 140/15 140/18 141/4 141/5 141/7 141/9 144/18 144/19 144/21 145/9 146/8 148/20 149/8 149/16 157/15 157/20 163/7 166/2 166/5 166/5 170/7 170/17 170/21 172/3 172/6 172/18 175/6 175/18 201/7 219/13</p> <p>applications [17] 9/19 9/20 10/6 55/23 59/12 69/1 69/2 69/16 102/16 117/11 120/23 135/6 144/12 144/14 163/10 201/19 219/23</p> <p>applied [5] 50/20 55/23 59/23 151/24 170/20</p> <p>applies [2] 10/22 174/21</p> <p>apply [3] 10/5 10/19 10/21</p> <p>applying [3] 120/22 170/11 184/4</p> <p>appointment [1] 169/16</p> <p>appreciate [3] 38/15 74/7 229/2</p> <p>appropriate [1] 131/21</p> <p>approval [1] 195/14</p> <p>approvals [1] 193/17</p> <p>approve [6] 110/6 120/25 121/18 121/22 128/7 128/8</p> <p>approved [13] 124/9 191/24 192/14 192/23 192/25 193/15 193/20 194/5 194/12 194/16 195/9 195/14 195/17</p> <p>approving [1] 110/9</p> <p>approximate [1] 164/11</p> <p>approximately [8]</p>
--	---	---	--	--

<p>A</p> <p>approximately... [8] 17/19 25/25 40/14 41/10 53/24 54/1 54/4 218/10</p> <p>April [12] 204/8 208/11 208/24 209/20 210/12 210/14 217/16 217/23 218/6 218/7 219/12 219/16</p> <p>are [94] 4/3 4/16 5/1 6/5 6/15 7/10 7/13 8/10 8/11 8/12 8/13 8/13 10/23 10/24 14/15 14/15 19/16 20/11 20/13 21/24 22/4 22/5 22/5 24/4 24/24 24/25 25/5 25/8 26/3 26/19 26/24 27/1 27/5 28/24 32/4 32/7 35/22 42/19 50/25 52/9 61/21 61/22 65/8 65/17 74/10 75/17 77/12 89/18 92/11 92/14 92/15 94/17 97/1 97/9 97/14 97/25 110/22 113/15 114/13 115/25 125/6 125/7 131/16 132/1 135/18 138/16 143/7 152/1 153/22 156/23 158/12 158/17 159/7 166/7 168/20 175/8 175/8 175/21 182/4 184/4 190/21 195/13 198/13 198/22 207/13 209/3 209/11 214/13 214/15 214/16 215/5 216/23 226/1 229/8</p> <p>area [3] 38/23 90/14 174/21</p> <p>areas [5] 7/11 123/23 148/12 172/24 222/2</p> <p>aren't [2] 185/21 214/13</p> <p>ARGER [1] 2/11</p> <p>argumentative [3] 71/13 130/4 219/6</p> <p>Arizona [4] 165/5 165/8 165/13 165/18</p> <p>Armen [22] 153/11 154/14 155/12 156/4 157/9 160/8 162/21 163/13 166/3 166/14 167/10 167/17 168/5 169/3 169/4 169/5 169/6 169/13 169/15 210/20 210/23 223/8</p> <p>Army [3] 200/18 200/21 201/3</p> <p>Army-Navy [3] 200/18 200/21 201/3</p> <p>around [16] 18/16 59/8 87/20 93/8 93/9 93/10 100/4 104/7 112/6 114/18 115/11 118/7 118/25 142/22 170/3 170/4</p> <p>arrived [1] 164/9</p>	<p>article [1] 188/25</p> <p>Artisan [2] 167/22 167/23</p> <p>as [158] 4/9 4/10 5/12 5/13 5/13 9/25 12/22 13/5 14/14 14/17 15/4 15/4 15/19 16/20 17/10 19/6 19/13 19/16 20/19 20/25 22/8 22/12 23/20 23/21 24/5 25/5 25/10 25/13 26/3 26/4 26/6 27/21 28/10 30/9 30/12 30/13 32/9 34/3 35/8 35/10 35/13 35/18 37/9 37/13 39/6 39/6 40/2 40/12 40/24 43/6 46/22 46/22 47/5 53/24 54/2 59/7 59/7 62/13 64/15 64/19 65/10 65/17 66/4 70/6 70/6 70/8 75/1 75/2 77/2 79/5 79/6 82/20 83/15 83/18 83/19 85/16 88/7 90/18 90/18 95/16 96/8 96/14 99/5 102/15 103/20 103/20 104/11 105/23 106/3 106/14 107/7 107/7 107/18 107/18 107/22 107/22 108/7 113/18 115/19 117/1 117/1 117/4 119/7 119/7 119/10 122/1 122/20 122/20 123/5 123/5 123/9 125/21 126/5 126/13 126/16 126/24 127/7 129/20 131/17 133/6 133/23 133/25 135/18 136/20 138/8 143/9 144/5 150/20 159/17 162/2 162/20 169/21 171/6 172/19 174/21 175/19 177/1 177/20 180/12 182/12 182/13 184/24 184/24 190/25 192/21 193/3 193/3 195/15 195/16 205/10 205/12 205/15 209/1 215/7 216/22 219/6 220/19 220/24</p> <p>ASAP [2] 187/11 187/11</p> <p>Ashcraft [1] 174/25</p> <p>Ashcroft [1] 173/19</p> <p>ask [32] 5/13 5/22 9/18 9/24 20/10 23/3 26/19 32/24 34/16 49/10 86/18 89/9 90/22 108/9 130/18 145/12 145/17 156/15 161/19 164/2 168/2 168/3 176/8 184/23 185/20 210/19 212/6 218/20 225/14 225/15 226/9 228/18</p> <p>asked [31] 8/8 32/25 39/13 52/7 55/8 59/21 62/24 73/19 87/11 89/7 89/18 91/9 92/22 105/2 113/14 118/24 130/19</p>	<p>131/11 139/16 145/19 171/10 173/9 175/5 175/17 178/10 178/12 178/21 179/11 218/20 222/3 222/23</p> <p>asking [12] 5/4 33/15 82/14 89/15 89/18 101/23 133/19 182/22 187/8 191/10 201/6 213/19</p> <p>asks [1] 189/21</p> <p>assess [2] 211/25 212/2</p> <p>asset [1] 62/13</p> <p>assets [1] 54/3</p> <p>assign [4] 112/10 112/16 112/24 118/10</p> <p>assigned [4] 87/9 115/7 115/20 115/21</p> <p>assist [3] 48/17 58/4 87/11</p> <p>assistant [1] 170/3</p> <p>assisted [1] 47/14</p> <p>associated [3] 6/15 7/2 58/15</p> <p>Associates [1] 210/20</p> <p>association [1] 148/11</p> <p>assume [1] 200/4</p> <p>assumed [2] 102/10 202/10</p> <p>Assumes [1] 149/20</p> <p>assuming [3] 32/2 62/3 180/19</p> <p>assure [1] 10/22</p> <p>at [182] 5/5 5/15 5/18 9/5 9/21 10/1 13/19 15/4 25/4 25/15 25/25 26/1 26/2 26/9 27/7 27/10 27/13 28/7 28/9 29/5 31/15 32/21 41/16 41/19 42/19 43/23 43/25 44/9 44/15 44/15 44/17 46/1 48/6 49/4 57/1 59/13 59/22 60/14 61/22 64/19 64/23 67/15 72/14 72/16 74/13 74/14 87/10 88/9 88/14 88/17 89/1 89/2 91/9 93/6 94/2 94/9 96/23 96/25 97/1 98/2 103/8 104/1 104/2 104/7 104/19 107/8 108/12 112/9 112/16 113/8 113/10 113/10 115/10 116/6 116/6 116/7 116/10 126/11 127/10 128/4 128/13 130/20 131/11 132/11 133/13 133/15 134/15 135/5 138/2 139/5 140/6 141/24 142/12 144/15 144/16 149/13 151/13 151/17 152/9 154/15 155/1 155/2 155/17 155/17 157/1 157/9 160/14 161/9 161/9 161/17 162/9 163/12 163/12 165/17 166/3 166/10 168/16</p>	<p>168/16 168/18 168/19 168/19 169/7 169/9 169/12 169/18 169/21 175/12 175/15 175/15 175/16 176/19 176/20 176/20 176/23 176/25 177/11 180/8 182/1 182/8 182/14 183/10 183/12 188/1 189/13 189/17 198/7 200/17 200/18 202/3 203/2 203/6 208/17 209/11 209/11 212/10 213/3 214/11 214/20 216/25 217/6 217/15 217/16 217/20 217/24 218/2 218/10 219/9 220/21 220/21 220/24 221/22 221/23 221/25 222/1 225/2 226/18 226/20 227/16 227/22 228/25 229/2 229/16</p> <p>ate [1] 164/20</p> <p>attachment [3] 48/10 48/11 48/12</p> <p>attempt [1] 59/6</p> <p>attempted [1] 216/4</p> <p>attention [18] 41/16 66/12 89/8 89/10 90/5 96/12 100/7 104/19 104/25 105/8 117/13 118/19 120/16 150/9 163/6 187/11 208/12 219/18</p> <p>attest [1] 49/19</p> <p>attorney [12] 6/13 89/1 89/14 89/17 90/8 90/22 95/10 95/19 213/4 225/19 225/20 228/7</p> <p>attorney-client [3] 89/14 95/10 95/19</p> <p>attorneys [2] 5/4 89/16</p> <p>audible [3] 4/5 97/4 133/12</p> <p>audio [3] 161/12 162/5 230/4</p> <p>audio-video [2] 161/12 162/5</p> <p>AUDIO-VISUAL [1] 230/4</p> <p>audit [3] 46/24 81/13 81/17</p> <p>auditor [2] 39/6 193/18</p> <p>auditors [2] 81/15 81/17</p> <p>AUGUST [3] 1/12 4/1 112/21</p> <p>Australian [1] 31/4</p> <p>authentic [1] 96/25</p> <p>authenticity [1] 97/1</p> <p>authority [1] 122/4</p> <p>availability [1] 133/6</p> <p>available [2] 113/20 135/19</p> <p>avoid [1] 132/7</p> <p>award [2] 100/16 119/18</p> <p>awarded [15] 7/20 7/22 8/14 8/16 29/11 69/8</p>	<p>116/13 117/19 117/24 156/8 159/4 159/4 170/25 171/18 225/6</p> <p>awarding [1] 9/15</p> <p>aware [25] 14/23 69/6 69/12 82/21 102/20 120/23 135/18 135/21 135/22 135/25 136/4 136/19 143/7 143/11 143/12 143/17 144/7 144/11 158/12 158/21 158/24 159/7 166/7 210/17 215/5</p> <p>away [1] 38/22</p> <p>awfully [1] 142/3</p> <p>Ayoub [6] 20/18 20/18 20/19 20/20 22/3 62/1</p> <p>Ayub [1] 62/1</p> <hr/> <p>B</p> <p>B-o-w-l-e-s [1] 32/17</p> <p>back [43] 8/17 8/19 31/8 31/16 32/1 32/1 34/23 39/4 39/12 39/12 39/18 40/3 50/19 68/8 76/13 77/5 77/5 77/6 78/25 97/24 98/19 100/25 102/19 105/12 122/17 125/13 130/22 132/6 137/2 140/8 142/9 158/17 160/2 165/5 165/19 165/21 165/22 172/4 199/7 199/9 207/21 214/10 228/2</p> <p>background [14] 50/25 51/2 51/8 51/12 51/15 51/17 51/20 64/24 65/2 65/7 65/11 76/14 85/7 87/13</p> <p>background-checking [1] 65/7</p> <p>bad [3] 5/10 123/22 214/13</p> <p>balance [2] 43/22 54/13</p> <p>ballot [2] 103/11 128/22</p> <p>ballpark [3] 19/9 20/1 161/16</p> <p>ballparked [1] 161/17</p> <p>bang [1] 178/3</p> <p>bank [1] 10/24</p> <p>Bar [6] 168/17 168/22 168/24 169/7 169/9 169/12</p> <p>bars [2] 168/15 169/21</p> <p>based [9] 25/24 26/8 29/4 70/1 108/1 108/4 163/22 194/18 194/19</p> <p>basically [17] 81/22 87/14 101/15 108/13 108/16 109/15 111/4 111/18 112/4 112/23 113/16 118/21 124/5 128/23 128/24 176/12 201/8</p> <p>basis [2] 10/5 93/22</p> <p>batch [1] 26/21</p>
--	---	---	--	--

B	207/2 207/8 207/14 211/6 211/13 213/8 213/19 224/20 225/5 225/6 225/12 bears [1] 225/22 beat [2] 126/17 226/10 became [13] 44/1 45/21 67/22 77/1 84/4 84/7 84/9 86/7 87/4 88/2 100/5 100/12 172/4 because [69] 5/1 5/6 5/9 7/3 8/18 9/17 27/4 28/2 30/3 34/20 35/21 44/1 50/13 52/7 52/25 58/11 61/4 61/13 62/8 63/19 70/1 70/4 71/17 75/11 75/11 77/16 96/14 101/11 101/13 102/3 104/24 108/22 110/23 111/18 124/16 127/12 127/15 130/18 136/18 137/7 140/13 144/24 145/23 150/13 152/22 156/6 156/7 166/1 169/24 179/7 181/23 182/22 184/7 186/18 189/2 191/8 193/14 198/12 203/7 204/8 210/11 212/4 213/11 218/21 223/16 225/12 227/22 228/20 228/24 become [3] 39/10 100/3 158/24 been [86] 4/9 7/1 7/2 7/4 14/25 15/6 15/8 15/11 20/4 20/19 20/20 20/25 21/3 21/5 21/17 21/18 21/20 22/13 22/14 23/5 23/13 23/15 23/24 25/20 25/24 26/1 26/2 26/4 26/9 34/20 44/25 45/1 50/5 50/8 66/17 66/19 67/11 68/6 68/14 74/16 75/1 75/19 77/2 79/4 80/10 80/21 80/25 82/7 88/4 91/9 97/15 99/17 100/21 100/22 103/2 107/23 112/6 119/11 121/7 121/9 123/1 127/7 133/23 133/24 138/4 152/20 153/1 163/8 164/25 167/4 168/22 168/24 171/6 178/4 192/24 193/20 194/16 200/5 204/9 208/6 208/12 211/5 212/6 218/13 220/22 220/24 before [57] 1/11 8/25 20/10 28/21 67/21 72/19 77/6 82/19 84/3 85/14 87/4 88/4 91/9 100/23 103/2 105/8 111/5 111/7 111/8 120/18 121/17 124/12 126/19 127/10 128/3 128/8 128/13 130/16	131/24 133/2 140/16 150/16 158/13 159/9 163/8 163/9 164/8 165/12 165/19 165/22 167/8 171/22 172/3 186/16 188/15 191/10 191/11 197/13 199/23 207/6 207/12 212/9 214/9 218/21 220/12 225/14 226/19 beginning [3] 84/16 104/6 120/11 behalf [1] 96/10 behaving [1] 180/8 behavior [2] 68/2 203/8 Behavioral [1] 67/23 behind [6] 50/17 183/12 183/16 188/4 188/5 189/6 being [20] 4/9 37/9 52/15 75/1 76/3 83/14 89/18 97/18 100/8 104/21 108/5 109/15 123/6 127/13 127/16 127/17 131/16 133/25 179/17 193/16 believe [68] 4/19 10/20 10/23 14/2 15/5 16/16 18/1 21/2 21/19 31/10 31/11 32/17 34/21 45/3 48/25 53/6 73/3 73/5 74/16 99/12 100/13 102/21 106/1 109/12 111/7 113/4 113/22 122/25 129/5 129/14 133/18 146/17 146/20 148/25 149/5 149/8 150/19 151/12 154/5 154/16 154/18 155/13 156/19 156/24 158/15 163/21 164/23 165/2 165/4 166/22 167/18 167/22 171/10 172/7 172/13 174/4 175/25 181/6 187/5 187/7 220/9 221/6 222/7 226/3 226/4 227/1 227/4 229/1 believed [1] 62/11 bell [2] 30/7 186/25 bellman [3] 39/14 39/15 39/16 belong [1] 26/6 below [3] 192/10 199/5 208/24 BENCH [1] 1/13 beneath [3] 11/12 20/17 216/25 benefit [1] 65/22 benefits [1] 83/2 besides [1] 220/18 best [6] 44/7 98/9 98/9 124/9 151/2 155/11 better [3] 8/4 8/6 119/19 between [17] 19/16 39/13 42/18 78/7 78/8 78/9 79/16 93/6 93/24	97/24 98/25 118/5 127/7 146/4 156/3 175/21 182/7 beyond [4] 27/2 27/6 69/9 131/4 BICE [3] 2/11 131/22 162/13 big [6] 46/17 48/22 92/8 92/12 190/6 207/7 bigger [4] 25/7 45/12 45/13 193/14 biggest [1] 62/13 bill [4] 122/25 213/6 213/20 213/20 biologic [1] 181/13 biomedical [2] 77/13 77/23 bit [13] 7/25 43/24 76/13 102/14 118/17 125/13 149/25 157/23 173/10 191/10 191/11 191/12 201/6 BKT [1] 19/2 Black [4] 173/14 173/16 174/6 174/20 blank [3] 26/24 184/17 195/10 blown [1] 134/7 BM [1] 23/21 board [79] 6/19 6/21 6/22 9/3 9/5 9/8 9/9 9/10 13/13 14/21 14/25 15/7 15/9 20/11 20/14 23/22 23/24 23/25 24/5 24/10 24/11 24/14 24/16 24/18 24/21 24/25 25/1 30/22 33/5 33/7 33/11 33/18 33/25 34/5 35/9 35/11 35/14 37/9 37/14 37/15 42/4 43/13 43/19 44/10 44/15 45/3 45/17 47/5 47/6 51/17 55/9 62/5 64/25 116/13 116/14 116/15 116/17 116/19 116/24 117/1 117/5 117/12 117/19 117/23 117/25 118/7 118/14 118/23 118/24 119/2 119/8 119/10 119/10 119/19 119/22 119/22 125/15 134/23 135/10 Bocksor [3] 17/23 17/23 17/25 body [1] 62/10 BOGO [1] 93/2 book [1] 163/23 born [2] 38/17 38/18 boss [1] 101/14 both [10] 65/16 78/23 78/24 140/4 140/4 140/5 140/6 188/20 188/21 224/21 bottle [1] 59/5 bottom [4] 24/22 49/4 143/19 188/1 bought [2] 41/13 72/16 bounce [1] 108/13 Bowles [2] 32/17 35/8	box [8] 35/11 52/3 52/10 52/15 106/20 106/21 141/23 143/9 Boy [2] 16/5 18/16 boyfriend [1] 178/10 Branan [5] 12/22 17/14 17/15 20/15 24/11 brand [1] 137/7 brand-new [1] 137/7 branding [2] 59/4 59/6 Brandon [5] 42/4 42/8 42/12 43/20 44/20 BRASTER [1] 2/12 break [12] 5/18 130/1 130/7 130/9 130/9 130/10 130/20 131/11 132/10 152/10 181/9 181/13 breaking [1] 228/15 Breeden [3] 15/12 15/15 15/19 Brenda [4] 32/21 36/13 53/7 53/8 Brian [8] 47/17 48/3 48/25 49/8 50/1 51/22 211/1 223/8 bribe [1] 56/9 bribed [1] 57/11 brief [1] 73/11 bringing [2] 42/13 87/11 Britten [6] 167/18 168/4 168/6 170/6 171/8 223/2 broad [2] 115/6 126/25 broke [1] 133/18 broken [1] 86/1 brother [2] 42/10 198/24 brothers [1] 43/20 brought [1] 42/10 Brown [2] 20/24 21/2 buck [1] 122/1 budget [6] 70/15 70/25 71/6 71/7 71/20 71/21 budgets [3] 54/11 69/22 72/4 build [1] 70/5 built [2] 41/9 41/14 BULT [1] 2/2 bunch [2] 44/12 113/9 bureau's [1] 113/17 busier [2] 120/8 120/12 business [33] 7/7 7/12 9/3 40/24 41/5 41/8 41/9 41/11 41/12 41/13 41/14 43/12 43/21 45/4 45/12 45/12 58/22 62/18 64/14 64/19 65/8 67/7 68/19 79/2 79/4 79/8 79/11 92/25 138/4 177/11 185/21 190/17 191/2 businesses [1] 41/20 busy [2] 120/3 120/5 but [178] 5/15 8/3 8/18 9/17 9/22 9/25 10/22 13/8 13/11 14/15 16/2 19/19 21/2 21/6 21/16
----------	--	--	--	--

B	219/8 219/9 226/16 called [25] 4/9 25/21 33/21 33/24 57/4 67/19 67/22 71/23 75/1 113/14 148/20 148/23 148/25 154/2 156/15 177/7 177/8 179/23 200/11 211/17 218/9 218/16 222/23 222/25 223/14 calling [5] 176/5 185/14 217/19 228/20 228/24 calls [26] 36/24 59/24 60/23 60/24 66/14 90/24 94/15 95/19 97/24 98/14 106/2 107/4 136/21 145/1 146/24 175/21 176/18 176/24 177/4 177/6 177/9 177/16 180/22 216/7 218/2 218/24 came [19] 96/9 96/12 99/23 100/14 106/9 106/18 106/22 118/18 118/23 119/7 149/1 149/11 170/24 173/1 178/9 191/12 219/23 220/3 221/15 can [120] 8/3 10/13 10/22 11/5 13/3 15/16 16/14 16/25 17/12 19/10 20/7 21/9 22/18 22/21 25/16 26/6 26/20 27/7 27/11 27/12 27/25 28/22 28/22 29/9 31/12 34/2 34/10 35/2 35/7 36/22 37/2 38/7 47/16 47/17 48/23 49/1 49/8 49/18 50/1 51/22 52/8 53/20 55/12 58/18 61/10 65/7 66/15 73/12 73/12 74/22 74/24 75/8 77/15 83/5 92/4 93/21 93/22 101/21 104/8 118/20 128/8 128/16 129/25 130/5 133/19 134/12 140/3 140/4 145/2 147/4 151/3 153/9 158/17 159/23 161/4 164/11 166/11 166/12 166/12 166/20 168/7 168/9 174/9 174/16 174/20 174/25 175/2 177/7 178/16 180/9 180/17 180/22 180/23 181/8 181/10 182/8 182/25 186/11 188/21 189/16 191/4 191/5 196/7 197/11 202/24 202/25 203/2 204/21 207/3 207/20 213/1 214/15 220/21 220/23 221/5 223/25 224/10 226/6 226/11 226/11 can't [20] 29/18 32/11 34/8 60/21 75/10 75/12 77/16 77/17 77/17	93/17 130/1 133/8 134/17 136/24 175/7 175/7 175/10 175/20 179/23 215/22 cannabis [2] 7/13 65/9 cannot [4] 25/14 25/15 27/16 50/11 capture [1] 139/25 capture [3] 191/15 195/4 196/5 CAPURRO [25] 4/8 4/13 6/11 11/5 11/10 11/13 12/8 12/14 14/7 15/16 18/5 18/15 26/5 28/9 28/14 28/19 28/21 38/12 47/20 49/5 49/10 50/3 51/23 59/12 73/19 Capurros [1] 68/11 car [1] 178/10 cardholder [1] 43/10 care [4] 119/5 146/21 198/11 224/10 Careful [1] 225/10 carry [1] 101/19 Carson [4] 67/14 68/6 112/20 220/20 case [13] 1/5 6/14 6/16 38/5 61/4 88/21 89/4 96/9 99/10 155/17 180/1 180/14 180/17 cash [1] 53/24 Casino [1] 39/5 Casual [3] 154/21 154/23 154/24 categories [3] 113/15 115/6 115/7 category [7] 112/15 112/24 114/22 115/12 126/25 209/12 209/15 caution [4] 89/13 95/9 213/22 214/1 cease [2] 76/3 91/24 ceased [1] 156/8 cell [12] 56/3 56/5 57/5 57/7 66/6 68/20 90/13 173/24 174/3 174/9 175/18 198/7 cellular [5] 63/15 88/9 88/22 175/6 198/8 census [1] 113/17 CEO [1] 14/14 certain [9] 21/2 84/16 97/16 100/18 100/19 103/7 115/7 122/3 180/9 certainly [8] 11/18 31/21 63/14 75/12 83/7 119/7 203/12 217/13 certificate [7] 96/25 189/8 189/11 189/13 189/14 189/15 189/18 CERTIFICATION [1] 229/17 certifications [1] 46/16 CERTIFY [1] 230/3 certs [1] 188/2 cetera [1] 193/5 CFO [1] 32/9 chance [3] 26/1 43/9	207/5 change [11] 14/21 14/25 43/13 45/11 80/20 93/1 93/4 149/4 149/10 149/11 149/12 changed [5] 9/5 9/12 127/9 149/6 158/7 changes [17] 15/6 15/8 15/11 43/3 45/5 45/23 45/24 47/2 47/6 47/8 47/9 88/20 108/22 108/24 109/4 196/9 196/17 changing [2] 115/11 149/2 characterized [1] 119/11 charge [3] 84/23 84/23 180/3 chart [2] 115/20 121/20 CHATTAH [1] 2/2 check [6] 131/12 212/11 213/4 213/10 213/11 214/21 checked [11] 35/11 51/2 51/9 51/13 51/15 51/17 51/20 64/24 65/2 65/12 131/13 checking [1] 65/7 checks [1] 50/25 Cheyenne [1] 224/20 Chicago [2] 156/24 156/25 chief [15] 6/25 21/6 21/22 23/16 32/10 32/23 36/10 36/11 36/14 38/5 49/14 49/24 106/10 124/11 213/15 childhood [1] 43/21 children [1] 204/2 Chmiel [8] 191/18 191/18 191/18 191/19 195/5 195/23 196/4 196/14 choice [1] 64/17 Chris [1] 32/20 CHRISTIANSEN [1] 2/3 CHRISTOPHER [1] 2/16 cigarettes [1] 85/17 circle [1] 197/23 cite [1] 26/20 City [5] 8/15 67/14 68/6 190/16 220/20 civil [2] 211/25 212/2 CLARENCE [1] 2/12 clarification [2] 127/24 149/9 clarifications [2] 127/12 127/15 clarify [1] 12/3 CLARK [10] 1/2 4/1 8/12 8/13 8/14 71/6 71/11 71/18 153/8 224/21 Class [1] 83/24 clean [4] 68/24 94/10 94/11 228/22 clear [2] 47/21 138/8	clearer [1] 8/8 clearly [3] 5/13 33/17 83/1 client [3] 89/14 95/10 95/19 clients [2] 50/4 96/10 Cliff [1] 143/4 close [3] 18/23 42/3 85/24 closely [1] 41/18 club [2] 148/13 148/19 cluttered [1] 94/3 co [2] 140/23 216/25 co-owned [1] 140/23 code [2] 90/14 134/19 coffee [2] 56/19 57/21 coincidence [1] 227/1 collection [3] 79/22 81/22 87/16 collections [4] 80/23 80/25 81/13 81/23 collective [3] 65/18 66/3 126/23 collector [2] 79/23 79/25 Colleen [4] 12/8 12/14 18/5 18/15 college [3] 38/21 38/23 39/3 colloquy [1] 229/13 column [4] 24/11 32/3 32/8 216/24 columns [1] 32/4 come [27] 4/7 4/23 5/13 25/15 27/16 60/7 66/12 67/9 89/8 89/10 90/5 100/7 104/19 104/24 105/8 105/12 107/15 118/21 120/16 130/22 132/6 150/9 173/23 199/15 208/11 219/18 229/2 comes [3] 46/23 117/12 119/13 comfortable [1] 44/2 coming [4] 84/18 96/15 97/24 199/20 commenced [2] 79/19 99/24 comment [1] 169/24 commented [1] 109/4 comments [2] 124/13 124/14 Commerce [4] 222/12 222/14 223/1 224/20 Commission [2] 124/21 221/3 commitment [2] 72/15 72/23 committed [1] 61/23 committee [18] 20/23 22/17 23/11 31/23 45/6 45/25 46/1 46/2 46/18 46/20 46/21 47/1 61/16 61/17 61/21 62/2 63/5 73/20 committee's [1] 46/8 communicate [3] 64/5 98/13 98/18
C	C-a-p-u-r-r-o [1] 4/14 cache [1] 74/2 California [1] 175/24 call [31] 7/2 32/15 38/4 38/14 46/12 69/6 98/16 98/16 109/25 145/18 163/6 166/2 176/17 184/19 184/24 185/5 185/7 185/8 185/13 185/20 196/16 196/16 196/18 197/1 197/5 199/7 199/8 200/8			

<p>C</p> <p>communicating [2] 198/13 198/18</p> <p>communication [2] 56/25 209/19</p> <p>communications [4] 89/14 89/16 91/1 156/3</p> <p>community [14] 60/18 60/22 146/13 146/16 146/19 146/22 146/22 147/1 147/3 147/5 147/22 147/25 148/5 148/15</p> <p>companies [6] 51/6 51/8 57/25 69/14 179/4 179/7</p> <p>company [40] 7/5 7/13 9/22 17/6 17/16 21/3 21/20 21/24 21/24 22/19 24/2 33/20 39/7 42/22 42/23 43/4 44/7 44/25 45/1 51/12 53/21 53/25 58/21 62/13 63/6 63/11 64/21 65/11 78/11 102/22 102/23 154/2 154/5 154/7 159/15 159/17 182/18 186/2 223/2 223/7</p> <p>company's [2] 54/3 57/15</p> <p>compare [1] 110/3</p> <p>compartment [3] 191/24 192/2 195/12</p> <p>compartments [1] 192/5</p> <p>competitive [6] 9/15 103/16 157/17 163/8 219/14 219/25</p> <p>complete [4] 55/2 133/2 144/24 145/23</p> <p>completed [2] 111/6 164/25</p> <p>completely [1] 33/22</p> <p>completeness [1] 145/4</p> <p>compliance [69] 20/22 22/16 23/10 31/23 32/13 33/3 36/12 40/10 45/6 45/7 45/14 45/16 45/21 45/25 46/2 46/3 46/8 46/13 46/21 46/22 47/1 61/15 61/17 61/19 61/19 61/20 62/2 62/8 62/12 63/4 73/20 81/9 81/10 81/11 81/14 81/18 81/20 128/25 129/6 129/9 129/13 129/16 129/19 133/19 135/2 135/11 135/19 136/4 136/18 136/24 137/7 138/10 138/17 139/6 149/16 160/2 201/7 201/13 201/20 203/4 212/11 213/1 213/4 213/10 213/11 213/18 214/21 219/10 219/17</p> <p>compliant [1] 63/7</p>	<p>complied [2] 62/19 144/24</p> <p>complies [1] 14/16</p> <p>comply [3] 14/20 70/12 145/21</p> <p>component [1] 46/17</p> <p>concept [1] 117/12</p> <p>concerned [4] 63/2 182/13 214/12 225/21</p> <p>conclusion [6] 36/25 59/25 60/24 145/1 145/18 146/24</p> <p>conditional [2] 156/7 158/13</p> <p>condom [3] 79/11 83/21 84/1</p> <p>condoms [3] 78/11 78/13 78/14</p> <p>conducted [2] 171/7 171/24</p> <p>conducting [1] 100/15</p> <p>confident [2] 15/8 58/11</p> <p>confidential [5] 186/4 186/5 190/21 216/7 218/24</p> <p>confidentiality [2] 10/21 27/21</p> <p>confirm [1] 189/24</p> <p>confirmed [1] 180/2</p> <p>conflict [1] 66/22</p> <p>confused [2] 28/14 55/20</p> <p>confusing [1] 31/5</p> <p>conjugation [1] 66/1</p> <p>Connor [70] 57/23 57/25 58/2 97/21 97/24 98/24 107/5 155/2 155/5 161/20 162/10 162/21 162/22 163/13 165/13 165/18 166/4 167/17 167/18 168/7 168/12 169/5 169/10 169/12 171/1 171/7 171/11 173/10 175/4 175/17 175/22 176/11 176/24 177/8 177/10 177/16 177/20 178/5 178/10 180/23 182/6 183/9 183/18 184/24 184/25 186/20 188/16 190/3 191/17 192/16 193/11 194/11 197/4 197/18 198/13 198/16 199/20 200/3 200/17 200/21 217/16 217/19 217/24 218/9 218/13 218/16 223/2 223/9 226/16 226/21</p> <p>Connor's [5] 163/23 181/25 191/8 198/15 198/16</p> <p>conscious [2] 64/17 64/18</p> <p>consider [9] 119/15 119/16 119/16 129/5 129/18 129/18 129/23 136/24 136/24</p> <p>consideration [1]</p>	<p>110/19</p> <p>considered [3] 67/18 128/25 129/23</p> <p>consistent [1] 193/16</p> <p>consolidate [1] 209/5</p> <p>consolidated [1] 209/18</p> <p>construction [5] 70/3 148/23 149/6 149/9 149/10</p> <p>consultant [1] 35/25</p> <p>consultants [1] 58/7</p> <p>consulted [1] 213/15</p> <p>contact [6] 9/22 9/23 171/1 176/14 176/15 200/16</p> <p>contacted [1] 171/11</p> <p>contacting [1] 193/11</p> <p>contain [2] 128/24 230/9</p> <p>contemplated [1] 117/21</p> <p>contemplating [1] 116/23</p> <p>content [3] 89/18 95/12 125/2</p> <p>contention [1] 35/17</p> <p>contents [1] 186/19</p> <p>contested [4] 172/6 172/13 172/15 172/16</p> <p>context [1] 118/19</p> <p>Contine [1] 155/2</p> <p>continue [2] 46/18 196/9</p> <p>continued [2] 94/21 200/16</p> <p>contract [1] 79/12</p> <p>contracted [1] 103/25</p> <p>contractors [2] 102/21 102/24</p> <p>contributed [5] 36/11 36/11 36/12 36/13 36/14</p> <p>convenient [1] 52/11</p> <p>conversation [8] 89/19 118/22 170/5 186/8 194/20 194/21 214/7 225/8</p> <p>conversations [5] 56/1 89/19 150/15 150/16 211/15</p> <p>copied [1] 195/25</p> <p>copies [1] 208/22</p> <p>copy [1] 197/25</p> <p>corner [1] 206/6</p> <p>corporate [1] 78/20</p> <p>corporation [2] 125/21 156/19</p> <p>correct [88] 6/16 6/17 6/22 6/23 7/9 8/24 9/11 11/19 12/15 15/3 15/7 16/9 16/17 19/15 19/23 19/24 22/6 23/23 24/12 24/15 24/17 24/19 25/1 25/2 29/25 32/3 33/12 43/2 43/15 48/18 48/22 49/21 49/25 51/7 55/19 59/15 60/20 63/8 63/23 65/3 67/25 69/18 69/24</p>	<p>77/3 83/4 85/22 90/14 91/8 101/1 102/1 102/18 103/19 104/13 106/17 107/9 109/24 112/1 112/3 115/2 115/5 119/6 120/7 121/5 121/18 124/23 124/24 126/15 136/14 136/15 137/9 137/11 137/23 141/13 143/3 148/3 151/11 153/2 160/4 180/5 180/6 189/20 200/8 204/10 219/15 219/21 222/15 228/12 230/3</p> <p>correction [3] 192/23 192/25 195/9</p> <p>corrective [1] 192/22</p> <p>correctly [9] 21/25 59/14 93/8 94/18 100/4 104/9 105/25 126/6 223/1</p> <p>corrects [1] 199/12</p> <p>cost [3] 62/14 71/17 71/18</p> <p>costly [1] 150/13</p> <p>costs [1] 70/3</p> <p>could [65] 7/24 11/4 12/4 12/4 12/17 13/17 14/1 15/16 22/1 28/13 30/8 34/15 37/11 39/18 44/5 44/19 46/2 48/3 50/9 59/19 60/7 62/20 64/5 65/19 70/12 72/7 77/19 88/17 90/23 96/24 100/16 103/18 114/25 121/7 121/9 121/11 130/19 130/25 132/7 133/5 136/5 137/19 137/21 138/5 139/22 140/2 148/10 151/14 153/7 157/25 175/19 176/3 180/25 181/18 189/17 189/18 194/24 196/24 201/12 216/9 216/11 216/16 224/7 226/19 229/2</p> <p>couldn't [8] 114/5 128/7 136/5 136/10 136/12 136/17 136/19 138/4</p> <p>counsel [6] 4/4 4/21 34/16 74/9 75/11 162/12</p> <p>count [1] 25/24</p> <p>counties [5] 7/22 8/8 152/23 152/24 152/25</p> <p>counting [1] 20/4</p> <p>county [23] 1/2 4/1 8/12 8/12 8/13 8/15 71/6 71/18 152/16 152/17 153/1 153/8 153/8 158/1 158/2 158/8 158/13 158/22 159/4 159/9 159/16 159/16 159/17</p> <p>couple [9] 25/22 101/2 128/3 128/11 132/15 181/5 182/13 187/17</p>	<p>211/15</p> <p>course [13] 68/23 69/1 88/21 91/13 91/19 93/14 97/18 109/22 112/12 124/2 149/24 221/16 221/18</p> <p>court [10] 1/2 1/11 1/24 11/5 52/8 89/11 90/5 186/19 210/1 226/20</p> <p>Court's [1] 4/22</p> <p>courtroom [1] 18/10</p> <p>covering [1] 122/21</p> <p>coworkers [1] 169/19</p> <p>CPA [3] 54/16 54/18 54/19</p> <p>CRAIG [1] 2/7</p> <p>create [6] 46/3 46/7 62/5 62/8 62/11 180/23</p> <p>created [6] 46/6 46/12 46/24 62/8 107/16 150/17</p> <p>creating [1] 25/6</p> <p>creation [2] 107/19 108/6</p> <p>credits [1] 85/2</p> <p>criteria [4] 135/12 139/7 139/8 139/11</p> <p>Cronkhite [15] 101/6 114/9 171/7 176/6 191/17 192/17 192/18 193/9 193/13 193/13 196/1 196/14 208/21 209/20 210/5</p> <p>cross [4] 3/6 38/10 69/10 133/9</p> <p>cross-examination [3] 3/6 38/10 69/10</p> <p>crossed [12] 113/24 222/8 222/8 222/9 222/17 222/22 222/23 223/11 223/15 223/16 225/5 225/6</p> <p>crushed [1] 174/24</p> <p>cultivation [13] 7/16 7/19 46/5 99/7 187/5 187/6 187/9 187/13 188/16 189/18 189/24 190/4 197/1</p> <p>cultivator [3] 121/7 189/19 190/8</p> <p>cultivator's [1] 189/3</p> <p>Cultivators [1] 189/7</p> <p>cultivators' [2] 188/13 188/23</p> <p>curious [1] 50/9</p> <p>current [1] 149/7</p> <p>cut [3] 29/4 122/13 131/5</p>
<p>D</p> <p>D-e-k-o-n [2] 30/6 30/9</p> <p>D.O.T [13] 1/6 36/23 57/4 57/9 57/11 57/13 57/17 57/20 166/15 167/11 167/13 182/19 182/23</p> <p>DAG [2] 225/8 225/11</p>				

D	54/23 55/1 55/4 55/24 57/23 58/15 58/18 63/6 67/3 69/14 72/12 72/13 def [1] 161/11 defendants [1] 73/10 defense [4] 2/10 37/23 132/3 179/18 deficiencies [2] 192/22 203/5 define [2] 125/19 145/4 defined [1] 113/12 definition [1] 113/19 definitions [1] 113/17 definitively [3] 175/7 175/10 175/20 degree [7] 38/24 38/25 39/20 39/22 39/24 39/25 61/9 Dekkon [3] 30/10 30/13 30/22 delegated [3] 122/4 122/6 124/5 delete [10] 93/13 93/15 93/18 93/19 94/6 94/7 94/7 94/7 95/18 95/25 deleted [3] 155/24 156/3 181/25 deleting [6] 93/25 94/25 95/7 95/8 95/15 156/9 demand [1] 141/7 Demetri [2] 197/5 197/5 demonstrated [3] 135/1 135/10 135/10 demonstrative [2] 133/23 133/25 DENNIS [5] 2/16 23/13 23/13 23/13 32/8 Deonne [1] 155/2 department [72] 26/23 33/9 46/6 46/7 46/11 46/13 46/21 46/22 49/20 54/20 55/8 57/4 57/15 62/9 62/10 63/21 64/12 64/20 66/9 66/10 66/25 67/1 67/12 67/18 67/21 67/23 68/1 68/14 68/21 75/25 76/16 76/23 77/4 78/10 79/17 79/19 81/12 84/4 84/10 84/18 86/20 89/2 90/8 90/16 90/21 121/21 123/6 123/23 140/12 144/18 154/15 155/14 155/18 158/6 169/18 184/12 189/2 189/17 189/17 190/4 193/15 194/17 195/18 195/20 197/7 198/9 200/25 203/11 209/15 213/12 214/11 221/2 department's [1] 55/20 Department-issued [1] 90/16 departments [2] 45/19 46/4 depending [2] 138/1 180/21	depends [3] 138/1 139/20 219/4 depo [2] 129/14 deposition [10] 91/10 98/2 104/24 105/9 127/8 160/14 161/7 162/12 162/15 183/10 depositions [1] 91/13 DEPT [1] 1/5 deputy [29] 63/20 63/22 76/2 82/5 84/4 84/7 84/9 85/20 86/7 86/22 87/3 87/4 87/8 88/2 88/8 100/6 104/2 104/11 124/12 172/4 172/19 172/20 213/16 215/1 216/4 219/5 225/19 225/20 228/7 Derek [12] 177/20 178/4 178/10 179/6 197/18 198/13 198/15 198/18 199/20 200/3 200/17 200/21 Derek's [1] 198/17 descent [1] 31/2 Describe [1] 93/24 described [5] 66/4 123/9 124/19 129/20 144/18 describes [1] 65/16 description [1] 84/12 design [1] 43/18 designed [2] 92/14 92/15 detail [1] 62/6 detailed [4] 54/11 69/22 70/6 70/15 determine [2] 101/18 102/6 determined [4] 111/15 111/17 111/20 144/10 develop [3] 43/9 100/15 227/25 developed [6] 43/5 58/13 58/21 108/6 160/6 177/20 developing [1] 109/20 development [6] 32/13 32/14 33/4 36/13 64/14 79/13 device [1] 83/24 DIANE [1] 2/20 dictated [1] 177/15 did [300] didn't [78] 6/4 15/10 35/8 35/20 35/21 39/22 44/20 44/21 45/19 45/22 47/4 55/11 58/11 61/1 61/6 61/7 63/9 63/15 64/4 64/6 64/7 64/8 64/15 64/20 70/8 71/22 96/12 96/19 98/24 100/24 101/9 101/11 101/24 102/6 103/16 104/9 106/16 111/24 118/8 119/5 123/10 123/11 123/21 124/10 125/8 127/3 128/6 128/10 128/12	128/19 136/2 136/2 136/9 136/16 136/17 141/11 143/4 144/12 144/13 145/12 145/17 150/17 166/1 166/6 169/23 176/25 178/11 180/3 180/19 183/12 196/7 201/8 201/8 201/9 201/12 201/13 201/16 202/4 difference [2] 110/17 146/4 different [24] 9/23 32/25 65/22 70/2 70/2 70/2 70/23 70/25 77/22 80/10 81/18 99/10 128/12 147/22 147/25 148/5 151/5 151/25 152/21 166/12 166/13 166/25 168/14 193/19 differently [2] 76/15 86/19 difficult [1] 136/6 digits [1] 97/16 Dined [1] 164/18 dinner [11] 56/15 57/21 66/24 68/2 68/17 160/7 163/12 167/9 167/9 167/16 168/2 direct [11] 3/5 3/10 6/9 38/1 38/7 51/12 52/8 75/15 133/9 134/24 212/2 directed [10] 105/24 106/9 106/18 106/23 107/1 107/3 107/6 107/7 128/23 137/2 direction [2] 103/4 108/2 directions [1] 101/20 directive [1] 107/25 directly [1] 176/13 director [44] 21/6 32/12 32/13 32/22 33/3 33/8 33/9 36/12 63/20 63/22 64/13 76/2 82/5 84/4 84/7 84/9 85/20 86/7 86/22 87/3 87/4 87/8 88/3 88/8 99/4 100/6 104/2 104/3 104/12 119/22 122/3 122/24 123/1 124/12 155/2 172/4 172/19 172/20 213/15 213/19 213/24 215/1 216/4 219/5 directors [22] 6/22 9/3 9/5 9/10 14/22 14/25 15/7 15/9 20/11 20/14 33/5 33/7 33/11 33/11 35/18 37/14 37/15 43/14 116/20 117/1 119/10 125/15 disagreed [1] 176/16 disclose [3] 89/14 95/9 98/24 disclosed [1] 157/19 disclosure [3] 33/23 180/9 180/19	discuss [2] 209/17 225/9 discussed [3] 43/3 150/19 150/23 discussing [2] 42/25 132/24 discussion [8] 110/22 112/23 118/5 118/8 199/23 208/9 225/19 225/21 discussions [4] 61/6 111/1 111/11 111/12 dismissed [1] 229/7 disparagingly [1] 123/11 dispensaries [7] 99/6 99/11 153/10 154/6 154/9 154/10 159/16 dispensary [14] 7/17 7/17 32/17 46/5 103/20 120/22 121/11 153/18 153/19 153/21 158/12 158/18 158/21 170/13 dispute [1] 200/5 disputes [2] 44/3 199/17 distract [1] 122/18 distributed [2] 127/9 128/3 distributors [1] 83/16 DISTRICT [2] 1/2 1/11 diversity [36] 29/12 35/19 35/23 35/23 44/9 44/14 44/17 47/9 52/23 52/24 53/18 73/23 110/18 110/23 111/13 111/18 111/23 112/24 113/1 113/12 113/15 114/1 114/21 115/22 115/24 116/3 116/12 116/24 117/19 117/24 119/12 119/18 125/13 125/17 125/20 126/4 divest [1] 159/24 division [26] 46/3 75/24 81/12 82/6 84/5 84/10 85/21 86/2 86/3 86/8 86/22 87/9 88/3 88/8 93/7 99/5 100/6 106/11 121/21 124/2 124/6 172/5 172/20 213/13 215/1 215/2 divisions [1] 86/5 do [221] 4/24 8/3 8/3 8/6 10/16 11/13 11/15 12/7 12/9 12/22 12/24 13/5 13/9 13/21 14/12 15/20 15/24 16/18 16/19 16/23 17/4 17/25 18/24 20/13 20/13 26/16 28/2 29/5 29/11 31/1 31/7 31/15 32/3 32/6 33/14 35/5 38/1 38/7 39/2 39/8 40/21 41/8 41/11 41/15 45/25 46/12 47/24 48/6 49/10 51/24 51/25 58/25 59/16 59/20 64/17 68/20 68/22 69/25
----------	--	---	--	--

D	19/25 20/4 20/6 20/21 20/25 21/4 21/16 21/21 22/3 22/12 22/15 23/7 23/7 23/17 23/18 24/2 29/19 30/2 30/6 31/18 32/25 37/20 45/2 46/18 46/18 48/7 55/18 69/14 81/10 88/17 95/22 113/15 148/14 165/24 174/4 174/7 186/24 187/8 187/12 190/11 195/10 206/10 211/24 215/13 215/15 228/16 230/9	due [2] 84/19 211/20 duly [2] 4/9 75/1 during [22] 26/18 59/6 77/7 77/23 87/8 91/12 91/17 91/18 105/14 117/6 118/8 120/3 149/24 150/19 150/23 172/18 201/25 209/23 209/24 210/1 221/16 221/18 dying [2] 212/6 228/2 DZARNOSKI [1] 2/3	75/18 75/23 76/3 93/24 103/2 employee [17] 23/15 32/12 33/2 35/10 35/12 51/19 57/7 57/9 57/11 57/13 57/17 57/20 66/8 66/9 66/24 66/25 68/20 employees [11] 33/21 33/23 34/9 35/15 36/9 52/5 55/11 55/18 199/16 211/24 215/6 encompassing [1] 209/6 end [5] 79/16 115/23 121/9 130/16 131/4 ended [4] 41/14 42/13 42/14 99/5 ends [1] 162/5 enforcement [34] 67/23 75/24 82/5 84/2 84/5 84/10 85/21 86/2 86/8 86/8 86/9 86/16 86/22 87/9 87/14 87/18 88/3 88/8 93/7 99/5 100/5 106/11 121/21 124/2 172/5 172/20 213/5 215/2 215/6 215/8 215/17 215/18 215/23 216/3 enforcing [2] 86/13 86/14 English [1] 65/16 enlarge [1] 134/12 enough [8] 18/23 29/7 70/20 162/6 187/17 193/21 207/7 212/9 entered [1] 90/5 entertainment [4] 85/1 85/6 85/8 87/20 entire [1] 216/22 entirely [2] 26/7 110/2 entirety [1] 26/16 entities [3] 14/9 65/1 65/2 entitled [2] 186/9 230/4 entity [2] 19/2 230/10 entry [1] 69/7 equal [1] 19/19 equipment [4] 77/10 77/13 77/23 214/15 Erik [2] 17/3 17/4 escapes [1] 167/24 ESQ [32] 2/2 2/2 2/3 2/3 2/4 2/4 2/5 2/5 2/6 2/6 2/7 2/7 2/8 2/10 2/10 2/11 2/11 2/12 2/12 2/13 2/13 2/14 2/14 2/15 2/15 2/16 2/16 2/17 2/17 2/18 2/18 2/20 essence [17] 110/6 153/14 153/15 153/17 154/6 154/7 157/16 157/16 158/25 159/7 166/13 222/13 222/13 222/17 222/19 223/6 224/19 essentially [2] 8/8 46/5 establish [1] 101/9	established [2] 83/2 148/7 establishment [30] 49/20 52/19 134/24 134/25 135/1 135/2 135/11 140/22 141/2 141/16 141/23 142/4 143/9 144/6 144/9 144/20 144/22 145/22 146/10 148/22 149/14 149/18 149/19 151/18 184/10 192/6 206/5 210/18 211/21 211/23 establishments [3] 87/20 103/15 140/24 estimate [3] 98/9 168/7 168/9 estimated [1] 229/1 et [1] 193/5 ethics [10] 20/22 22/17 23/10 31/23 45/6 45/24 47/1 61/19 61/20 73/20 ethnicity [4] 30/21 31/1 53/12 53/13 evaluate [1] 202/11 evaluated [1] 219/24 evaluation [3] 29/13 119/14 129/15 evaluators [8] 119/14 119/17 129/17 139/21 201/19 203/4 203/20 204/8 even [26] 24/24 27/6 43/18 62/14 65/1 73/12 83/25 110/3 111/18 119/14 123/3 124/10 125/6 128/3 130/16 131/24 144/11 144/13 164/20 180/9 180/18 180/18 180/19 206/10 213/18 216/4 evening [2] 229/9 229/15 event [2] 41/7 44/7 ever [72] 28/21 39/24 40/2 51/15 54/8 56/1 56/3 56/5 56/7 56/9 56/11 56/15 56/23 56/25 57/4 57/9 57/11 57/13 57/17 57/20 57/23 57/25 58/2 64/1 66/8 66/23 67/11 67/21 68/1 79/4 82/14 88/21 88/25 89/7 89/8 89/9 89/10 90/4 90/5 91/19 93/13 93/17 104/23 105/8 108/22 108/24 109/8 110/3 118/23 120/16 141/22 143/7 154/2 156/16 157/1 157/15 158/24 160/7 168/22 168/24 169/9 169/12 169/15 171/1 173/5 173/8 173/17 176/11 177/14 181/2 184/24 185/5 every [10] 50/23 51/2 51/11 51/17 51/19 61/8 62/13 120/13 120/14
----------	---	---	---	--

<p>E</p> <p>every... [1] 193/17</p> <p>everybody [9] 28/10 64/23 65/11 74/15 83/2 88/16 105/12 142/7 229/14</p> <p>everybody's [1] 137/21</p> <p>everyone [1] 213/17</p> <p>everything [8] 36/10 45/21 54/17 70/12 72/5 108/15 150/3 219/9</p> <p>evidence [12] 9/25 10/2 14/2 14/4 25/5 25/9 25/11 33/13 50/5 96/24 176/19 216/23</p> <p>evolution [1] 46/10</p> <p>evolve [1] 111/10</p> <p>evolved [1] 64/15</p> <p>evolving [1] 100/12</p> <p>exact [1] 34/19</p> <p>exactly [3] 19/1 114/19 192/4</p> <p>examination [15] 3/5 3/6 3/7 3/8 3/10 6/9 26/18 28/7 38/2 38/10 59/10 69/10 73/17 75/15 228/16</p> <p>examine [5] 37/19 37/20 37/23 37/24 73/8</p> <p>examined [1] 96/16</p> <p>examining [1] 4/21</p> <p>example [2] 94/9 211/24</p> <p>exceeded [1] 159/18</p> <p>except [1] 106/16</p> <p>exception [1] 45/3</p> <p>exchanged [1] 182/7</p> <p>excise [3] 81/13 85/1 86/3</p> <p>excuse [11] 55/17 84/8 100/5 120/18 124/17 163/9 166/4 171/22 172/19 210/4 217/6</p> <p>executive [4] 6/25 76/2 82/5 104/1</p> <p>exhibit [35] 9/24 11/3 13/19 14/2 25/5 25/6 25/7 25/10 25/13 25/16 28/14 28/15 34/2 35/6 35/6 47/18 48/18 48/24 48/25 50/1 50/6 51/22 52/2 55/14 96/24 97/6 133/21 176/19 181/18 181/21 191/7 207/24 216/22 217/8 226/18</p> <p>Exhibit 1809 [1] 96/24</p> <p>exhibition [1] 85/2</p> <p>EXHIBITS [1] 3/13</p> <p>existed [1] 116/19</p> <p>expand [1] 118/17</p> <p>expenditures [1] 71/2</p> <p>experience [13] 82/9 82/18 83/12 83/14 83/19 101/8 101/11 101/24 102/4 109/19 134/24 179/3 179/6</p> <p>experienced [1] 172/6</p> <p>expert [3] 131/17</p>	<p>132/16 133/3</p> <p>expire [2] 40/19 40/20</p> <p>explain [2] 58/18 199/20</p> <p>explanation [2] 178/17 217/12</p> <p>extend [1] 15/17</p> <p>extent [5] 82/25 100/18 100/20 104/17 122/3</p> <p>extract [1] 25/11</p> <p>extraction [6] 89/3 89/12 90/7 90/9 90/23 96/1</p> <p>F</p> <p>F-o-w-l-e-s [1] 35/5</p> <p>fabric [1] 122/21</p> <p>face [1] 122/21</p> <p>facilities [1] 99/7</p> <p>facility [12] 85/2 187/5 187/6 191/23 193/3 195/13 195/15 195/15 195/18 196/17 197/1 213/13</p> <p>fact [24] 70/4 70/10 72/3 72/3 73/11 96/14 101/13 102/7 106/16 107/3 114/1 127/9 138/15 151/10 171/2 171/6 189/8 195/3 200/5 201/9 206/5 211/21 225/6 226/6</p> <p>factor [7] 44/9 44/16 44/18 70/9 136/20 139/12 139/12</p> <p>factory [1] 78/20</p> <p>facts [1] 149/20</p> <p>fail [1] 169/15</p> <p>failed [2] 145/25 171/8</p> <p>fair [30] 84/5 88/2 90/19 94/22 96/1 102/8 105/20 107/10 107/13 109/14 109/18 110/1 114/6 117/2 117/18 119/23 120/6 125/4 126/4 128/6 132/3 138/9 146/19 160/10 175/4 192/15 193/8 200/1 202/8 228/23</p> <p>fairly [2] 43/11 123/5</p> <p>faith [2] 180/8 211/20</p> <p>fall [3] 8/18 69/1 82/4</p> <p>falls [1] 92/10</p> <p>false [2] 36/23 209/14</p> <p>familiar [1] 140/8</p> <p>family [2] 175/24 198/22</p> <p>far [10] 15/4 46/22 73/15 107/7 107/18 107/22 117/1 119/7 123/5 184/24</p> <p>fashion [1] 26/10</p> <p>FDA [1] 83/22</p> <p>February [8] 91/25 92/1 92/2 92/3 92/23 93/11 100/13 204/8</p> <p>feed [1] 18/7</p> <p>feel [4] 5/5 204/25 205/15 205/20</p>	<p>fees [2] 57/14 85/2</p> <p>feet [1] 123/22</p> <p>felt [3] 58/11 62/9 200/9</p> <p>female [3] 53/8 53/9 53/14</p> <p>fencing [1] 41/6</p> <p>Fernley [1] 172/24</p> <p>few [12] 9/7 43/17 62/7 113/10 127/10 176/24 177/4 177/6 184/19 186/16 191/12 207/9</p> <p>field [1] 200/7</p> <p>figure [2] 84/16 214/7</p> <p>file [4] 9/16 69/2 121/3 195/14</p> <p>filed [7] 9/19 11/11 59/12 69/16 69/19 69/22 157/15</p> <p>filing [2] 69/1 120/23</p> <p>filing's [1] 190/19</p> <p>filings [1] 190/21</p> <p>film [1] 85/2</p> <p>final [9] 32/21 73/10 120/18 187/9 187/13 188/1 189/8 189/10 189/13</p> <p>finalized [2] 42/16 42/17</p> <p>finally [2] 23/19 93/1</p> <p>finance [1] 38/25</p> <p>financial [7] 23/16 32/10 36/11 53/20 53/21 54/6 54/14</p> <p>find [6] 62/2 62/4 96/19 211/5 211/12 213/13</p> <p>finding [1] 82/16</p> <p>fine [7] 122/15 162/6 205/12 207/17 224/13 224/13 224/14</p> <p>fingerprinted [1] 116/21</p> <p>fingerprinting [1] 117/1</p> <p>finish [9] 52/22 60/1 123/14 123/17 145/7 196/22 196/24 212/20 212/24</p> <p>finished [6] 40/21 108/8 122/8 145/13 207/18 215/21</p> <p>firearms [1] 177/23</p> <p>first [48] 4/9 9/7 23/15 32/3 49/10 60/2 70/18 70/20 70/21 75/1 87/8 95/1 98/6 100/2 100/7 101/21 103/15 104/23 104/24 105/14 105/16 117/4 117/12 118/13 120/25 140/3 141/1 144/4 144/17 165/17 168/3 172/5 172/10 172/12 172/18 172/22 172/25 173/4 173/8 173/11 176/15 182/16 188/19 195/17 199/1 201/18 210/3 216/21</p> <p>fit [1] 70/4</p> <p>five [44] 7/20 8/10 8/11</p>	<p>8/22 9/17 9/19 10/12 20/10 20/14 24/25 32/4 40/4 40/14 50/20 50/24 55/23 55/25 58/19 61/22 61/22 69/16 69/25 70/8 70/8 70/16 72/10 72/11 73/4 97/9 115/17 115/20 115/21 151/24 151/24 161/18 162/9 181/11 181/12 181/14 182/18 185/1 190/25 224/2 224/3</p> <p>flew [1] 112/20</p> <p>floating [1] 118/25</p> <p>floor [5] 72/4 148/25 149/7 149/10 197/1</p> <p>focus [2] 36/10 205/9</p> <p>focused [1] 214/17</p> <p>folks [2] 89/17 89/17</p> <p>follow [4] 58/24 108/10 110/14 176/15</p> <p>Follow-up [1] 58/24</p> <p>followed [5] 104/21 150/5 150/17 150/18 152/20</p> <p>follows [2] 4/10 75/2</p> <p>force [5] 149/24 150/7 150/18 150/20 150/23</p> <p>FOREGOING [1] 230/3</p> <p>forged [1] 214/14</p> <p>forget [1] 116/10</p> <p>form [20] 10/25 42/7 51/23 69/7 71/22 128/15 140/11 144/18 148/20 159/20 160/16 166/5 166/16 177/1 180/12 193/25 206/7 213/1 219/6 219/19</p> <p>formed [5] 43/18 45/17 46/1 47/1 63/4</p> <p>forth [4] 68/8 78/25 97/24 98/19</p> <p>forward [3] 45/15 145/10 145/17</p> <p>found [5] 62/3 113/16 113/16 150/6 202/4</p> <p>foundation [23] 26/4 26/8 26/13 26/14 26/21 27/8 27/19 27/22 28/5 28/12 137/14 138/18 138/25 139/16 149/20 152/3 159/21 162/11 173/25 176/1 202/6 202/21 206/10</p> <p>foundational [1] 225/15</p> <p>founding [1] 22/16</p> <p>four [20] 7/15 8/11 9/8 42/11 43/22 43/23 43/25 53/6 53/7 53/7 78/18 81/25 87/5 97/16 115/17 161/18 162/8 202/15 206/24 207/13</p> <p>Fowles [1] 35/4</p> <p>Fowles' [1] 35/5</p> <p>frame [3] 22/8 157/8 175/22</p> <p>free [2] 5/6 93/2</p> <p>Friday [4] 210/10</p>	<p>210/14 218/6 218/7</p> <p>friend [1] 42/4</p> <p>friendly [3] 154/21 154/23 154/24</p> <p>friends [1] 43/21</p> <p>front [5] 31/21 122/20 134/14 181/22 186/14</p> <p>full [1] 33/22</p> <p>Fulton [2] 173/21 175/2</p> <p>funny [1] 184/7</p> <p>further [6] 11/6 46/8 58/23 74/5 209/17 214/2</p> <p>future [1] 63/5</p> <p>G</p> <p>gainful [1] 78/9</p> <p>gal [1] 44/5</p> <p>GAMBLE [1] 2/12</p> <p>gambling [1] 41/20</p> <p>game [6] 200/18 200/20 200/21 200/22 201/3 229/9</p> <p>gaming [1] 39/4</p> <p>garbage [1] 41/13</p> <p>Gary [9] 13/9 13/11 13/13 19/6 20/15 24/14 42/10 43/19 44/21</p> <p>Gary's [1] 13/10</p> <p>gated [2] 147/12 147/15</p> <p>gauge [1] 120/13</p> <p>gave [7] 27/2 27/3 27/5 43/11 132/22 179/15 190/2</p> <p>gender [2] 53/11 53/13</p> <p>general [7] 54/23 148/25 149/7 149/10 225/19 225/20 228/7</p> <p>General's [5] 89/1 89/17 90/8 90/22 213/5</p> <p>GENTILE [29] 2/4 3/5 3/7 3/10 6/13 18/10 26/3 26/12 31/8 43/3 47/14 48/20 51/4 55/7 58/24 60/3 73/19 85/10 89/15 92/4 122/17 133/16 143/21 148/6 157/13 212/20 227/4 228/3 228/19</p> <p>Gentile's [1] 50/4</p> <p>Gentle [1] 6/4</p> <p>gentleman [2] 32/19 207/21</p> <p>get [47] 25/14 28/9 38/9 38/24 39/24 46/16 64/4 64/10 64/15 68/25 70/20 83/25 92/24 93/2 94/5 103/17 103/18 107/5 113/6 113/8 114/25 115/10 120/2 120/12 152/25 160/2 165/10 171/8 175/11 176/11 182/17 182/23 183/22 183/25 184/8 186/9 192/14 198/8 201/9 202/4 212/8 213/3 213/10 213/18</p>
---	--	---	--	---

<p>G</p> <p>get... [3] 214/12 218/22 219/10</p> <p>gets [1] 139/7</p> <p>getting [9] 5/15 35/19 62/6 102/14 104/16 120/15 123/22 212/10 214/21</p> <p>gig [1] 40/24</p> <p>Gilbert [23] 101/6 107/8 107/22 109/16 110/1 110/8 111/2 112/4 112/9 112/20 113/14 114/8 114/13 115/13 118/6 125/4 125/8 126/16 137/2 208/23 210/5 222/25 225/5</p> <p>Gilbert's [3] 107/17 109/19 225/2</p> <p>give [12] 48/7 56/3 96/1 106/17 108/2 114/21 115/22 119/21 133/1 133/4 180/9 190/7</p> <p>given [17] 10/16 56/9 56/11 57/13 57/17 76/4 76/5 77/2 115/12 119/8 119/9 125/16 126/4 138/10 138/17 139/21 217/12</p> <p>gives [3] 46/23 180/20 216/22</p> <p>giving [1] 36/23</p> <p>global [1] 193/14</p> <p>go [73] 11/7 12/5 12/19 13/16 15/13 15/14 15/17 16/5 16/14 16/25 17/12 18/2 19/10 19/21 21/9 22/18 22/21 24/4 24/6 24/7 24/7 24/10 29/8 31/25 32/1 34/24 35/4 38/21 41/21 47/18 48/23 50/1 51/4 58/14 65/21 76/13 87/20 94/9 96/15 99/21 103/16 106/20 112/6 112/19 122/14 125/12 137/2 140/2 140/16 140/21 145/10 145/17 158/17 160/7 168/2 169/23 176/5 176/7 186/11 188/8 191/4 193/19 193/20 194/24 198/5 200/20 207/1 207/11 213/13 214/2 215/22 227/13 228/2</p> <p>goes [4] 178/3 193/1 194/10 210/16</p> <p>going [101] 4/23 8/1 8/18 9/24 10/2 10/11 11/6 15/13 23/3 24/20 27/17 28/7 30/2 31/16 35/13 44/13 44/14 45/11 45/14 48/2 48/16 60/17 60/22 61/12 63/5 63/5 65/8 66/3 70/1 70/5 71/17 71/18 72/19</p>	<p>74/9 78/10 79/17 83/25 94/2 102/13 102/17 105/1 105/18 107/13 110/22 111/15 113/2 114/1 116/12 122/18 125/12 126/13 127/18 127/19 127/23 130/19 131/1 131/10 132/2 132/9 132/15 132/19 132/23 136/19 138/16 138/16 138/20 138/24 146/16 148/22 150/2 150/12 152/1 157/10 157/20 161/10 163/20 166/11 169/25 176/13 177/4 181/17 183/22 191/5 192/12 193/4 199/22 201/9 202/3 202/10 202/17 205/20 210/11 210/19 210/19 213/18 213/19 218/20 219/9 219/18 226/9 228/25</p> <p>gone [1] 149/8</p> <p>GONZALEZ [1] 1/11</p> <p>good [23] 6/11 6/12 24/22 29/7 35/4 38/12 38/13 40/15 44/25 48/15 53/19 65/4 65/6 91/23 93/4 161/11 164/4 180/8 193/21 194/17 202/13 202/17 211/20</p> <p>Googled [1] 113/16</p> <p>got [52] 5/20 8/19 9/17 13/20 13/20 24/6 29/16 29/22 31/19 38/25 39/4 39/25 42/6 43/9 43/23 44/17 65/11 73/14 83/1 86/18 87/21 92/18 93/2 93/15 94/4 94/4 94/22 109/9 111/21 123/17 128/7 137/21 140/19 140/24 145/7 148/11 164/7 164/8 165/19 165/21 165/22 171/12 181/13 181/24 191/16 196/20 215/23 221/7 221/10 221/16 221/21 222/7</p> <p>Gotcha [1] 227/24</p> <p>gotten [1] 165/5</p> <p>governance [1] 45/5</p> <p>governing [1] 116/18</p> <p>government [2] 78/16 214/14</p> <p>governments [1] 214/14</p> <p>Governor's [2] 149/24 150/17</p> <p>grade [1] 136/5</p> <p>grader [1] 136/19</p> <p>graders [5] 26/15 135/20 138/9 138/23 219/18</p> <p>graders' [6] 25/8 26/4 26/5 26/18 28/2 28/3</p> <p>grading [2] 102/14 115/25</p>	<p>gradually [1] 43/12</p> <p>graduate [1] 39/20</p> <p>graduated [1] 39/2</p> <p>GRAF [1] 2/13</p> <p>granted [4] 130/5 131/8 131/13 131/23</p> <p>gray [1] 52/3</p> <p>great [3] 43/8 43/8 45/1</p> <p>green [4] 156/19 163/13 192/11 211/17 211/12 223/8</p> <p>Greenspun [3] 211/1 211/12 223/8</p> <p>grew [2] 38/20 64/19</p> <p>gridlock [1] 44/8</p> <p>ground [1] 38/9</p> <p>group [12] 43/1 48/22 58/13 103/24 107/17 111/14 111/17 111/20 125/5 130/19 150/6 223/18</p> <p>groups [2] 150/4 150/7</p> <p>grow [1] 38/19</p> <p>growing [1] 189/19</p> <p>GTI [15] 156/15 156/16 156/18 156/23 157/1 157/3 157/10 157/20 158/12 158/19 158/20 158/21 158/24 164/22 164/25</p> <p>guarantee [1] 130/17</p> <p>guess [25] 4/25 15/14 25/23 25/23 27/21 30/16 30/17 39/8 40/18 42/1 42/15 43/4 47/8 48/6 48/15 52/25 65/14 77/23 88/23 89/9 98/9 140/12 145/14 162/2 184/9</p> <p>guessing [2] 21/19 30/15</p> <p>guide [1] 84/15</p> <p>guideline [3] 113/18 219/2 219/4</p> <p>Gulliver [2] 142/16 142/22</p> <p>Gulliver's [2] 142/10 142/14</p> <p>GUTIERREZ [1] 2/13</p> <p>guy [3] 44/5 44/13 142/18</p> <p>guys [5] 44/12 53/14 62/7 133/13 164/3</p> <p>Guzman [5] 20/16 23/19 23/20 44/24 47/5</p>	<p>90/13 93/3 93/5 93/12 94/6 94/8 95/25 96/15 97/12 100/21 100/22 101/2 101/11 102/8 102/16 102/16 103/2 103/11 103/17 105/2 105/10 105/10 108/12 108/15 109/22 110/12 110/18 111/13 112/6 112/15 112/16 112/23 114/20 115/7 115/20 115/21 115/24 117/2 117/14 117/14 117/16 117/21 118/15 119/10 120/25 121/4 121/15 121/18 122/20 123/1 133/5 136/3 136/18 137/7 141/5 141/7 141/9 141/11 141/12 141/14 146/2 146/19 149/1 149/8 151/21 151/23 151/24 152/19 153/8 155/22 158/12 158/18 158/21 159/8 159/16 159/17 162/14 163/8 163/10 164/18 165/5 167/18 169/16 170/20 171/6 174/9 174/12 174/14 177/6 177/16 178/18 179/2 179/6 180/23 187/15 187/25 189/18 192/16 193/15 193/17 193/20 193/22 194/16 199/23 200/4 200/5 202/14 202/15 204/24 208/6 208/12 211/15 213/18 213/20 214/6 218/17 218/18 225/8 227/25</p> <p>hadn't [5] 44/3 112/6 164/25 166/1 204/9</p> <p>half [8] 29/2 71/9 132/21 133/7 144/17 177/3 207/15 229/1</p> <p>hallucinogenic [1] 82/22</p> <p>hallway [1] 229/3</p> <p>Hampsten [1] 32/20</p> <p>hand [6] 31/15 53/25 191/23 193/4 195/11 195/16</p> <p>handle [1] 110/21</p> <p>handled [2] 45/18 64/22</p> <p>handling [1] 176/6</p> <p>hands [1] 112/13</p> <p>handwriting [3] 27/18 28/1 29/3</p> <p>Hang [1] 122/8</p> <p>Hangin' [1] 198/24</p> <p>Hank's [7] 163/12 165/17 166/3 166/10 167/8 167/9 167/16</p> <p>happen [3] 42/22 159/19 180/17</p> <p>happened [10] 14/10 40/19 80/4 80/7 80/16 81/7 82/3 117/23 186/16 186/17</p>	<p>happening [1] 218/23</p> <p>happens [1] 206/25</p> <p>happy [11] 25/20 25/25 26/1 27/10 28/6 34/16 34/25 66/17 66/19 134/8 150/11</p> <p>hard [9] 5/2 58/20 75/9 82/15 109/25 120/13 136/7 197/25 211/5</p> <p>harm [1] 214/15</p> <p>has [39] 7/1 9/5 9/7 9/12 9/13 16/8 17/14 20/19 20/20 20/25 21/17 22/12 23/5 23/13 23/24 25/12 26/5 26/9 44/25 54/8 57/23 58/21 66/23 74/16 106/4 115/17 122/21 130/22 135/10 135/10 141/22 148/10 167/13 186/21 188/1 190/16 210/17 211/5 227/16</p> <p>hasn't [3] 14/25 26/2 158/7</p> <p>have [301]</p> <p>haven't [6] 26/1 47/7 56/24 118/1 186/19 192/13</p> <p>having [18] 4/9 27/22 42/14 75/1 77/2 89/2 89/3 92/19 134/24 136/7 145/21 157/12 163/12 169/20 187/14 192/16 193/12 201/17</p> <p>HAWKINS [1] 1/24</p> <p>he [97] 15/22 16/1 16/2 16/22 16/23 16/24 17/10 17/17 17/18 18/24 19/14 20/25 21/4 21/17 21/21 23/5 23/7 23/15 23/17 23/18 23/21 23/24 23/25 24/1 24/2 25/14 26/6 27/16 31/2 31/4 33/7 34/5 34/10 34/22 35/12 44/25 45/1 54/22 62/24 63/20 63/22 89/18 92/12 106/11 106/14 106/19 106/20 110/12 112/5 122/8 123/1 123/9 123/12 123/20 123/22 123/22 125/5 125/9 128/16 130/22 142/18 151/23 151/24 151/24 152/4 153/13 154/15 154/16 162/9 162/10 162/15 165/2 165/4 179/7 179/13 179/15 179/17 179/22 180/1 180/3 191/20 192/22 195/25 198/22 199/10 199/11 199/12 199/13 199/13 199/23 200/7 200/9 201/2 207/16 210/9 213/24 218/15</p> <p>he'd [3] 34/16 34/25 167/11</p> <p>he's [35] 16/20 18/24</p>
--	--	---	--	---

H	42/25 47/12 59/8 67/10 73/13 78/19 78/20 93/14 131/17 132/9 151/5 151/23 151/23 175/19 186/5 186/14 187/8 189/21 195/2 197/23 207/2 216/24 217/3 226/5 here's [2] 212/6 225/18 Hernandez [9] 112/22 114/11 208/21 208/25 209/20 210/5 217/9 218/14 218/15 hers [2] 174/12 174/14 hey [4] 44/17 109/5 119/1 169/24 Hi [1] 191/22 hide [1] 50/14 high [2] 58/19 161/11 higher [6] 45/20 46/24 62/10 62/11 62/11 64/20 highest [2] 36/22 213/1 Highlands [1] 148/4 highlight [5] 13/17 24/21 140/3 140/4 226/12 highlighted [3] 52/10 52/15 140/6 him [59] 32/9 32/15 34/20 34/24 35/7 35/10 35/12 38/4 56/3 56/7 56/9 56/11 56/15 56/23 60/1 63/17 63/18 63/24 63/25 64/1 64/5 64/6 64/10 106/3 106/17 106/18 110/10 110/13 110/14 123/17 124/10 126/19 128/16 131/16 132/6 145/7 154/25 155/1 155/2 155/4 155/17 160/10 169/9 169/16 178/18 178/21 179/11 179/20 179/21 196/20 199/7 199/8 207/6 207/14 208/19 210/25 212/20 217/9 218/15 himself [2] 125/8 125/9 hire [2] 58/7 167/11 hired [4] 57/23 57/25 58/2 204/9 his [23] 17/14 31/11 32/15 32/16 32/16 34/5 34/7 34/8 42/10 44/23 44/24 56/5 60/1 64/4 106/4 106/13 123/17 123/22 156/11 179/25 196/22 197/1 213/24 historic [2] 203/4 203/5 history [10] 62/17 128/24 128/25 129/5 138/11 138/21 201/13 201/20 211/20 219/17 hockey [1] 122/19 hold [10] 18/7 20/8 20/21 21/4 21/21 23/9 51/5 145/13 161/8	215/6 holders [1] 99/11 homeowners [1] 148/11 honor [38] 10/1 10/4 10/15 22/8 25/4 25/18 25/22 27/11 27/17 27/24 34/20 37/21 37/25 38/3 52/14 58/23 59/9 69/10 71/14 73/9 73/11 73/16 75/14 85/14 96/23 97/9 97/18 130/6 131/19 143/22 145/14 162/11 181/8 206/9 227/3 227/19 229/4 229/11 HONORABLE [1] 1/11 hope [2] 198/22 213/8 hoped [1] 5/13 Hopefully [2] 5/21 229/6 Hotel [3] 39/5 167/23 200/18 hour [6] 132/20 132/21 132/21 133/7 195/3 229/1 hours [6] 132/15 164/3 164/6 181/2 217/4 227/11 housed [1] 88/23 housekeeping [1] 4/3 housing [1] 148/12 how [127] 7/1 7/1 16/1 16/23 17/6 17/8 17/25 18/15 18/24 19/1 19/7 19/25 20/19 20/25 21/17 21/18 22/12 23/5 23/13 23/24 26/5 29/11 29/17 29/18 29/20 30/3 40/12 40/19 43/4 45/16 46/1 52/25 52/25 53/2 53/24 55/24 58/18 61/13 61/20 63/18 66/12 68/6 70/17 75/17 75/19 77/6 78/17 80/2 80/13 80/20 81/3 81/24 84/16 85/23 87/4 91/15 91/16 97/23 102/15 102/20 107/15 108/17 110/21 111/10 111/10 112/19 112/23 112/23 114/18 115/10 118/9 118/10 118/18 119/14 119/18 123/1 125/19 126/12 126/13 126/25 130/14 130/24 135/15 137/19 138/1 138/2 138/16 143/8 145/3 145/3 148/10 153/22 153/23 154/25 157/5 157/25 158/6 159/2 160/18 161/14 161/19 162/2 164/7 168/3 168/5 168/6 171/17 171/22 171/23 172/3 173/23 180/7 182/17 188/9 190/9 201/12 201/23 201/23 203/7 204/18 204/25 205/15	205/20 212/8 212/16 216/22 218/22 however [3] 31/4 34/5 115/25 HR [1] 46/11 HSU [1] 2/14 huge [6] 187/10 187/14 187/15 187/17 187/21 187/25 huh [6] 11/8 18/8 154/16 184/6 191/14 197/25 human [1] 32/22 hundred [5] 113/6 120/14 137/24 138/1 181/5 Hung [3] 16/18 16/19 17/10 hurt [2] 35/22 35/23 husband [1] 177/21 hypothetical [1] 159/21 I I'd [14] 27/10 43/4 47/16 85/24 94/2 94/2 94/3 94/9 118/16 134/11 138/4 152/22 161/16 206/21 I'll [24] 5/21 8/3 8/7 38/8 50/3 59/1 63/3 68/25 75/9 98/12 99/2 99/21 130/9 130/17 132/2 133/13 134/16 159/3 163/17 199/7 199/8 206/9 206/25 227/13 I'm [154] 4/18 4/23 6/13 6/19 6/19 6/19 6/20 6/20 6/25 7/24 9/24 10/2 10/11 15/8 15/10 15/13 18/11 19/6 19/7 19/8 21/2 21/19 23/3 27/8 27/20 28/7 28/14 29/20 30/2 30/15 34/7 38/5 38/18 47/21 51/24 61/4 61/5 62/3 62/21 63/19 64/18 66/3 66/16 67/10 67/17 68/8 68/13 69/4 69/4 72/18 74/23 75/18 76/21 77/18 79/24 80/18 82/14 82/15 82/15 83/25 84/1 84/14 88/24 89/22 92/6 92/17 93/6 93/11 94/4 99/20 101/23 102/24 104/8 105/3 107/4 111/16 111/16 111/17 111/18 111/19 113/9 114/11 115/10 115/10 116/11 116/11 122/18 123/3 125/8 127/14 129/4 130/10 130/19 131/9 131/10 133/9 134/5 134/17 135/24 136/7 136/7 136/14 139/9 141/6 143/11 143/14 143/16 143/22 143/24	145/8 150/2 150/21 151/2 151/2 154/22 157/12 158/17 161/2 163/15 163/20 165/3 166/11 168/8 169/25 169/25 171/4 174/13 175/10 180/16 182/13 183/21 189/12 191/5 196/21 197/14 199/22 205/8 205/18 205/25 207/17 208/14 208/17 209/23 209/25 210/11 210/19 210/19 212/21 212/23 213/25 214/12 216/12 218/20 223/21 I've [13] 7/4 8/19 56/4 68/16 94/3 94/4 113/8 113/10 131/12 173/17 175/10 212/6 227/25 idea [16] 65/4 65/6 91/23 97/23 155/13 160/12 160/13 161/21 161/22 161/23 183/15 185/14 190/14 199/21 226/23 226/24 IDENTIFICATION [1] 230/10 identified [10] 9/25 25/10 25/13 26/16 26/18 32/9 32/9 50/22 50/24 133/6 identify [5] 50/9 89/16 98/12 130/19 131/11 identifying [1] 50/8 if [184] 4/7 5/4 5/18 8/4 14/7 14/21 14/24 20/4 21/24 22/1 23/3 24/10 25/16 26/19 27/7 27/11 28/7 28/9 30/15 32/2 34/13 34/24 36/21 37/5 37/8 37/12 38/1 38/7 44/13 45/22 47/16 48/3 48/23 49/1 50/9 53/20 59/13 62/10 62/10 65/19 66/12 71/22 73/12 73/12 74/22 75/10 75/12 82/8 82/9 82/14 83/12 84/11 89/17 93/7 93/14 93/15 94/18 96/17 97/16 100/4 102/24 103/17 104/9 104/23 105/9 105/25 106/8 106/18 106/22 109/3 110/12 111/18 112/13 112/22 112/24 114/1 114/11 114/25 116/9 116/17 117/14 118/16 119/9 119/9 119/21 120/10 122/13 122/19 124/11 124/14 125/6 125/23 126/2 126/5 126/5 126/11 127/3 127/3 127/6 128/6 128/15 129/22 130/8 130/19 131/11 132/11 133/21 134/7 134/12 135/5 136/4 136/9 136/16 138/4 138/20 144/21
----------	---	---	--	--

I	113/1 including [3] 52/18 85/1 146/4 incoming [1] 107/4 Incomplete [1] 159/20 increase [1] 47/9 independent [4] 44/10 46/4 47/5 54/17 Indian [1] 31/2 indicate [1] 16/1 indicated [2] 25/13 35/12 indicates [3] 16/1 91/11 164/3 indirect [1] 51/12 Indirectly [1] 85/24 Indiscernible [2] 134/4 162/2 individual [2] 44/20 45/18 indulgence [1] 4/22 industries [2] 84/3 156/20 industry [29] 14/17 39/5 43/7 45/10 45/12 63/19 63/22 69/15 82/10 82/10 82/11 83/15 83/20 83/21 83/21 104/4 104/7 104/10 104/11 116/18 117/5 118/15 119/1 121/5 137/8 150/10 151/10 168/25 169/21 infer [2] 192/15 193/9 inference [1] 72/17 influence [1] 66/21 info [4] 188/14 188/24 189/3 189/5 information [25] 26/19 36/18 36/23 49/19 58/16 62/17 71/21 106/10 106/14 106/15 138/17 141/8 145/23 180/9 180/10 180/18 185/15 185/21 190/2 196/6 201/17 202/11 202/14 209/14 219/1 initially [2] 149/8 155/1 initials [2] 182/2 182/4 initiative [1] 152/20 injunction [13] 105/15 127/7 127/11 128/4 128/13 143/13 143/15 143/17 144/3 166/7 175/13 202/1 228/11 inputted [1] 225/24 inquire [1] 97/10 inquiries [3] 105/23 106/1 106/22 inquiry [1] 131/12 inside [1] 58/16 insight [1] 61/2 insist [1] 193/4 insofar [1] 220/19 inspector [2] 191/21 193/18 inspectors [1] 101/7 installation [1] 195/12 instead [3] 96/15	119/22 193/13 instructed [1] 129/18 instructions [4] 139/3 139/20 216/22 216/23 insurance [3] 179/4 179/6 179/18 Integral [13] 154/2 154/4 154/7 154/14 157/10 158/25 159/2 159/7 164/22 164/24 210/20 223/7 225/7 Integral's [1] 154/5 integrated [1] 7/13 intellectual [1] 58/12 intend [2] 97/10 130/7 intended [4] 59/13 119/23 125/16 125/20 intent [4] 73/1 113/23 125/2 126/3 intention [3] 116/9 116/10 117/19 intentional [2] 129/24 129/25 intentionally [1] 130/1 interest [7] 19/17 19/18 19/19 51/6 51/12 66/22 79/1 interested [4] 42/5 62/6 120/21 200/11 interfering [1] 5/7 internal [1] 39/6 internally [1] 36/8 International [1] 79/13 interpret [1] 193/19 interpreter [2] 79/5 79/6 interpreting [4] 77/14 77/24 78/1 78/2 interrupt [2] 131/18 132/23 intervenor [1] 37/23 intervenor's [1] 73/7 into [25] 10/2 25/5 40/4 41/13 50/5 62/6 63/5 83/25 96/24 97/13 100/14 106/20 110/1 110/19 126/7 140/16 151/10 152/11 175/22 177/15 209/6 213/7 213/13 214/24 215/22 introduced [1] 155/4 involved [17] 7/7 7/11 45/4 54/16 62/6 65/8 67/22 84/2 100/3 107/18 110/25 111/22 123/6 137/3 149/25 150/10 150/10 involvement [2] 62/18 100/24 is [299] isn't [5] 8/6 47/22 48/11 55/9 162/25 issue [10] 26/12 28/6 42/19 107/5 131/15 132/18 157/24 157/24 211/6 211/13 issued [5] 42/19 90/16 188/2 190/17 224/20 issues [10] 66/1 84/24	97/12 131/16 146/8 157/12 192/12 193/14 193/15 210/17 issuing [1] 99/24 it [672] it's [116] 5/2 5/6 5/9 5/9 7/3 8/18 9/25 10/7 13/7 13/8 13/20 13/20 13/24 16/3 18/1 18/8 18/9 18/12 19/9 23/3 28/14 30/18 30/18 31/5 31/19 31/22 32/13 32/17 41/1 41/3 47/23 48/1 48/9 48/10 50/5 50/13 59/18 59/19 59/21 59/22 65/5 65/15 65/15 66/22 67/5 67/5 68/24 75/9 77/16 81/12 81/14 83/1 83/24 92/7 94/1 94/3 108/23 108/23 118/25 118/25 120/13 123/11 123/22 124/14 125/1 125/23 128/10 129/22 129/24 130/8 133/23 133/24 133/25 139/8 139/10 139/12 140/19 141/15 148/11 153/19 153/22 156/5 161/11 163/2 167/24 168/1 172/7 177/3 178/13 180/1 181/21 186/4 186/5 190/6 190/12 190/13 191/7 192/4 192/4 192/4 192/11 193/21 195/2 195/3 195/3 195/23 198/12 199/2 208/21 208/24 210/4 216/13 219/8 225/23 227/10 227/11 Italian [4] 65/22 65/22 92/8 92/12 items [4] 93/19 109/13 222/8 222/11 its [10] 9/6 10/25 29/12 30/13 86/16 112/15 135/6 159/3 171/2 188/16 itself [3] 11/23 115/8 129/18	join [2] 23/25 137/15 joined [1] 24/1 joint [1] 81/23 Jon [2] 21/11 21/17 JORDAN [1] 2/18 Jorge [17] 2/20 56/1 56/4 57/1 63/15 63/16 66/6 74/25 75/5 126/22 210/9 210/16 211/20 211/24 224/19 225/4 226/5 Jorge's [1] 198/7 JOSEPH [1] 2/13 joys [1] 18/10 judge [10] 11/11 92/6 96/14 137/10 138/16 145/4 145/19 151/2 203/23 226/6 judged [1] 135/12 judgment [2] 219/8 219/9 Juliana [2] 35/24 35/25 July [18] 120/10 120/11 120/11 120/20 121/1 121/18 122/24 123/2 123/5 123/10 124/20 127/5 163/6 163/10 163/22 165/22 166/8 170/6 jumped [1] 176/25 June [2] 191/9 191/15 jurisdictions [6] 50/20 50/23 69/3 69/8 69/16 152/11 just [98] 5/9 7/3 12/3 14/7 14/9 20/8 24/8 27/22 30/23 34/19 38/9 39/22 40/24 42/8 42/11 43/25 44/16 46/24 46/24 47/20 48/1 48/21 49/15 49/15 50/8 52/13 57/14 58/20 58/21 64/13 64/18 65/9 65/10 67/6 68/19 69/25 70/9 72/18 74/18 77/19 80/21 81/14 82/7 89/13 90/6 90/25 91/15 92/18 93/14 94/9 97/13 101/19 104/6 112/16 112/16 118/21 118/25 119/22 120/15 123/12 123/21 123/22 123/23 127/23 129/6 129/19 130/24 130/25 132/5 136/1 141/14 142/11 142/18 147/4 152/17 157/23 165/5 170/3 170/4 175/9 178/18 180/1 184/18 188/15 191/10 194/4 194/9 194/11 196/4 196/6 199/20 214/1 214/6 216/6 224/10 227/3 228/7 228/11 juvenile [1] 82/20
			J	
			J-o-r-g-e [1] 75/5 J.P [1] 182/2 JAMES [1] 2/6 JARED [1] 2/14 JD [1] 1/25 JENNIFER [1] 2/12 JILL [1] 1/24 job [19] 39/4 39/14 39/16 41/6 41/7 56/7 57/9 66/9 68/18 79/20 84/12 85/19 85/20 86/18 104/11 104/16 166/12 166/14 167/14 jobs [2] 77/22 78/6 JOEL [1] 2/17 John [3] 21/13 49/14 197/5	
			K	
			K-e-i-t-h [1] 4/13 K-e-y [1] 31/7	

<p>K</p> <p>k-o [1] 31/11</p> <p>KAHN [1] 2/14</p> <p>Kara [15] 111/4 112/21 114/9 114/13 115/13 116/8 118/5 170/4 171/7 176/6 194/9 196/1 196/14 208/25 209/20</p> <p>Kara's [1] 194/10</p> <p>Karalin [9] 101/6 191/17 192/17 192/18 193/9 193/12 193/13 208/21 210/5</p> <p>KCRB [1] 11/11</p> <p>keep [9] 24/20 43/25 48/16 73/14 75/10 84/8 92/8 177/9 181/17</p> <p>keeping [1] 93/15</p> <p>KEITH [3] 4/8 4/13 11/13</p> <p>KEMP [1] 2/4</p> <p>kept [3] 43/23 213/6 214/24</p> <p>key [19] 31/7 32/12 32/25 33/1 33/2 33/21 33/23 35/10 35/12 35/15 36/9 51/19 52/5 52/8 52/18 52/22 52/25 55/11 55/18</p> <p>kid [2] 83/7 206/6</p> <p>kids [1] 204/24</p> <p>kill [1] 214/16</p> <p>kind [28] 10/24 40/24 42/6 42/15 43/7 43/9 67/3 83/15 84/20 91/11 93/23 103/16 104/16 109/25 126/16 136/18 148/14 149/25 150/6 170/5 176/25 177/15 177/25 180/1 203/8 206/4 219/4 219/4</p> <p>kinds [6] 81/1 84/14 166/13 175/11 178/1 178/2</p> <p>KIRILL [1] 2/15</p> <p>Kirk [1] 19/23</p> <p>knew [15] 42/5 63/17 70/5 116/5 125/3 125/3 127/12 127/15 128/2 169/24 171/6 176/23 179/6 213/17 220/18</p> <p>knock [1] 53/16</p> <p>know [306]</p> <p>knowledge [15] 66/5 66/7 66/11 66/23 67/2 101/17 101/22 109/22 119/17 141/22 141/25 142/1 203/20 216/2 216/3</p> <p>known [1] 204/7</p> <p>knows [1] 162/15</p> <p>KOCH [1] 2/15</p> <p>Ky [11] 106/1 106/3 106/10 106/23 107/7 107/17 107/22 111/3 111/3 114/9 114/11</p>	<p>L</p> <p>L-a-l-i [1] 30/19</p> <p>lab [1] 150/5</p> <p>labeled [1] 35/10</p> <p>labor [3] 199/17 200/5 201/3</p> <p>lacks [3] 138/25 176/1 202/20</p> <p>Lali [8] 22/23 23/2 23/2 30/19 31/1 31/22 31/22 62/1</p> <p>landlords [1] 72/16</p> <p>language [7] 65/16 78/4 149/5 149/6 152/19 166/13 195/11</p> <p>large [2] 47/25 84/24</p> <p>larger [1] 224/7</p> <p>LAS [10] 3/17 8/15 30/9 67/9 80/23 114/16 147/20 148/13 148/18 230/12</p> <p>last [22] 5/24 8/22 16/16 21/23 23/20 30/6 32/16 49/16 75/5 75/23 88/24 95/3 97/16 106/4 132/22 132/24 133/4 142/6 182/18 186/16 188/2 200/17</p> <p>lasting [1] 133/9</p> <p>late [1] 208/25</p> <p>later [15] 91/12 98/12 99/21 126/9 150/24 155/6 155/8 155/9 161/4 167/4 187/18 191/12 195/4 212/9 221/15</p> <p>laughing [1] 142/9</p> <p>Laurie [1] 61/25</p> <p>law [13] 59/22 59/25 60/10 60/14 70/11 86/9 130/1 174/17 174/21 215/5 215/17 215/18 216/2</p> <p>laws [8] 14/17 62/19 63/7 84/3 86/21 87/14 135/2 135/12</p> <p>lawyer [9] 5/21 96/16 171/25 178/25 179/2 179/13 179/18 200/4 201/3</p> <p>lawyers [1] 21/13</p> <p>leader [1] 80/8</p> <p>leaning [1] 143/20</p> <p>learn [6] 8/25 43/12 170/23 199/15 201/18 209/22</p> <p>learned [12] 8/21 91/12 91/13 115/24 117/22 117/25 118/1 118/13 144/4 170/20 179/17 211/23</p> <p>learning [2] 104/18 136/1</p> <p>lease [3] 72/23 72/24 72/25</p> <p>least [16] 5/15 15/4 26/9 44/15 139/5 144/16 151/13 151/17</p>	<p>152/9 175/15 177/11 180/8 200/17 202/3 220/21 220/24</p> <p>leave [4] 42/22 79/10 207/8 224/10</p> <p>lectern [2] 38/2 73/12 39/8 42/23 78/8 139/14 139/20 166/15 167/11 167/13 214/9 220/12</p> <p>left-hand [1] 31/15</p> <p>legal [10] 7/7 36/24 59/24 60/23 90/24 145/1 145/18 146/24 174/17 225/12</p> <p>legislative [2] 41/17 214/5</p> <p>legislature [1] 213/20</p> <p>legit [1] 222/4</p> <p>legs [1] 39/13</p> <p>Leslie [4] 17/23 17/23 17/24 17/25</p> <p>less [6] 16/3 16/24 17/11 18/1 43/10 228/17</p> <p>let [40] 5/19 20/13 28/6 31/25 32/1 32/24 34/24 40/18 40/20 49/10 60/1 67/20 76/14 86/18 87/7 108/9 108/9 108/10 108/22 119/25 120/19 123/17 134/8 145/7 151/5 157/2 159/3 164/2 168/3 172/4 173/3 184/23 196/20 203/3 207/1 207/5 212/20 213/16 220/23 228/22</p> <p>let's [47] 13/16 15/14 16/5 18/2 19/21 20/17 23/12 24/4 24/20 29/7 32/1 32/19 35/4 47/12 47/18 48/2 48/16 48/23 48/23 50/19 52/1 53/20 55/14 57/3 60/1 65/9 69/6 76/13 81/13 115/15 115/17 115/19 116/17 118/24 122/7 122/18 137/2 140/3 140/3 141/1 142/15 143/3 160/23 183/22 205/9 207/7 217/7</p> <p>letter [2] 69/7 72/25</p> <p>level [7] 44/15 45/20 46/24 62/12 64/16 64/20 139/10</p> <p>LEVIN [2] 2/10 216/13</p> <p>Levine [3] 199/12 199/16 199/22</p> <p>liability [1] 81/23</p> <p>license [25] 40/14 40/15 40/19 49/21 69/8 99/11 103/17 103/17 103/18 105/10 120/22 139/7 171/3 171/8 188/13 188/17 188/23 189/3 189/4 189/5 189/24 190/17 191/2 225/7 225/7</p>	<p>licensed [6] 14/9 40/5 40/7 121/4 190/4 206/5</p> <p>licensee [1] 213/1</p> <p>licensees [1] 175/11</p> <p>licensees' [1] 84/21</p> <p>licenses [30] 7/14 7/15 7/18 7/20 7/23 8/10 8/11 9/15 41/21 42/19 58/19 62/12 62/15 99/24 100/1 100/16 151/24 152/23 153/1 153/8 153/9 156/7 158/1 158/2 158/3 158/6 158/13 159/2 171/18 224/21</p> <p>licensing [3] 42/25 57/14 100/6</p> <p>lied [1] 209/8</p> <p>like [60] 9/16 18/16 20/1 21/6 23/2 25/11 29/3 31/18 34/13 37/24 38/1 38/7 43/4 44/3 46/15 46/16 46/19 47/16 55/20 57/21 59/4 67/13 67/13 74/2 82/11 83/16 87/22 88/16 89/20 94/1 94/8 95/1 101/18 102/7 109/3 114/1 118/16 118/25 127/3 127/24 128/9 129/14 129/17 134/11 140/5 142/8 142/16 155/25 159/16 164/6 169/21 172/23 175/19 177/23 178/3 191/16 193/23 211/18 214/20 225/22</p> <p>liked [1] 29/2</p> <p>likely [1] 45/12</p> <p>Lilliputians [3] 142/24 143/1 143/2</p> <p>limit [1] 212/8</p> <p>limitation [3] 140/15 140/17 144/19</p> <p>limited [2] 133/6 213/9</p> <p>line [24] 12/8 15/14 15/15 15/15 16/6 16/8 16/25 17/12 17/21 18/2 18/18 19/4 19/21 24/22 49/16 52/16 143/19 161/9 161/10 207/12 210/12 217/6 217/15 226/12</p> <p>lines [1] 213/5</p> <p>link [1] 27/2</p> <p>lip [1] 77/18</p> <p>lipreading [1] 77/18</p> <p>lips [1] 77/17</p> <p>liquid [3] 40/24 40/25 41/5</p> <p>liquor [7] 82/10 83/16 83/20 83/21 85/1 85/4 85/16</p> <p>list [19] 14/9 15/12 24/25 33/11 34/4 34/6 34/10 34/14 34/15 35/3 35/8 35/17 35/18 55/8 61/11 99/21 141/10 144/21 165/14</p>	<p>listed [18] 15/12 19/6 19/13 20/18 20/25 22/12 23/20 23/21 24/4 30/13 34/6 34/10 37/13 59/13 126/5 143/8 144/10 146/11</p> <p>listen [2] 122/13 143/25</p> <p>listing [1] 126/8</p> <p>LISTSERV [1] 127/19</p> <p>literally [1] 175/21</p> <p>litigation [3] 1/6 94/18 95/17</p> <p>little [27] 7/25 8/4 8/7 10/11 11/6 15/17 43/23 76/13 86/19 102/14 105/9 108/9 118/17 125/13 142/8 142/8 142/23 142/25 144/5 149/25 157/23 173/10 191/10 191/11 191/12 197/23 201/6</p> <p>live [15] 68/7 85/1 85/6 85/8 87/20 146/21 146/22 147/1 147/5 147/15 147/20 147/24 148/2 148/4 148/8</p> <p>living [2] 76/14 77/7</p> <p>LLC [5] 6/17 11/11 13/14 41/25 125/23</p> <p>loans [2] 54/5 54/8</p> <p>local [1] 214/14</p> <p>localities [3] 7/22 8/9 69/17</p> <p>locally [1] 8/13</p> <p>located [19] 140/23 141/2 141/16 141/20 142/23 143/9 144/6 144/9 144/21 144/23 145/23 146/5 146/12 146/13 148/22 149/14 149/19 150/12 151/18</p> <p>location [19] 50/22 70/1 70/23 71/1 71/4 105/11 146/18 148/21 149/13 149/17 150/12 150/13 159/8 159/8 170/12 189/3 189/14 189/21 190/3</p> <p>locations [11] 50/24 51/20 53/5 70/16 72/4 72/10 72/11 99/7 151/25 151/25 215/11</p> <p>logistics [1] 32/19</p> <p>logo [1] 59/5</p> <p>LOL [1] 184/5</p> <p>long [32] 7/1 7/1 20/19 20/25 21/17 21/18 22/12 23/5 23/13 23/24 40/12 44/4 75/19 78/17 80/2 80/13 81/3 81/24 87/4 91/15 91/16 103/20 122/20 123/1 130/14 130/24 133/9 164/6 164/7 201/24 201/25 212/7</p> <p>longer [1] 5/15</p> <p>look [21] 26/1 26/2 27/7 27/10 28/7 28/9</p>
--	--	---	---	---

L
look... [15] 31/18 44/17
 46/1 101/24 119/13
 135/5 138/2 152/22
 176/19 203/6 217/6
 217/15 221/22 221/24
 226/18
looked [12] 44/11
 108/12 113/8 113/9
 113/10 113/16 126/11
 176/20 176/23 214/11
 221/23 222/1
looking [10] 29/5
 45/20 93/6 134/15
 178/19 182/8 208/17
 209/11 215/6 215/18
looks [6] 27/20 29/3
 31/2 55/20 191/16
 227/22
Lori [1] 22/11
losing [1] 77/19
lost [3] 18/7 92/19
 228/19
lot [19] 11/20 21/13
 34/20 50/8 68/11 70/11
 82/16 88/4 93/21
 104/18 124/16 127/7
 151/1 164/16 187/21
 187/24 187/25 193/17
 196/9
lovely [2] 131/7 161/6
lunch [7] 66/24 130/9
 130/9 130/10 133/14
 133/18 167/18
lying [1] 203/11

M
made [25] 15/2 25/1
 43/13 47/6 72/6 97/17
 97/18 102/19 109/3
 112/17 113/20 127/13
 127/16 127/17 131/12
 135/19 136/4 136/19
 138/5 138/10 149/10
 163/10 202/15 213/14
 226/16
Maggie [3] 173/11
 174/6 174/16
mail [8] 141/23 144/11
 191/16 196/5 208/17
 208/24 210/4 210/4
main [2] 112/15 114/22
mainly [3] 43/17 81/23
 111/12
maintain [3] 43/22
 114/21 200/16
maintained [1] 95/24
majority [2] 19/16
 19/18
make [25] 4/23 5/5 8/6
 22/1 44/7 45/5 45/20
 45/23 47/2 47/8 47/20
 64/17 70/6 84/12 97/17
 108/14 108/22 108/24
 149/4 149/12 162/13
 177/14 214/10 224/7
 224/9
makes [1] 20/3

making [5] 46/15 77/7
 84/1 216/15 228/11
male [1] 53/13
males [1] 35/22
man [5] 23/3 23/4
 151/23 153/11 155/6
manager [12] 6/20
 11/13 13/11 32/18
 32/19 39/7 81/9 87/10
 87/10 87/12 104/1
 209/7
managers [1] 46/15
managing [3] 12/22
 125/24 125/25
manufactured [1]
 78/11
many [38] 26/5 29/11
 29/17 29/20 52/25
 52/25 53/2 55/24 61/20
 65/17 85/23 87/21
 97/23 108/17 111/10
 116/1 124/12 133/24
 143/8 153/22 153/23
 157/25 158/6 159/2
 160/18 161/14 162/3
 168/4 168/5 168/6
 171/17 171/22 171/23
 172/3 193/15 212/8
 212/16 218/22
Marc [5] 191/18 195/5
 195/8 195/23 196/13
March [3] 76/17 76/18
 204/8
marijuana [84] 7/7
 7/11 14/17 41/18 41/21
 49/20 52/19 62/18 63/9
 63/19 67/22 69/15
 75/24 82/5 82/10 82/13
 82/14 82/19 84/5 84/6
 84/9 85/21 86/2 86/8
 86/21 86/22 87/9 88/3
 88/8 93/7 99/4 100/5
 103/9 103/17 104/10
 104/11 106/11 116/18
 117/5 121/5 121/21
 123/24 124/2 124/17
 134/24 134/25 134/25
 135/7 140/22 140/24
 141/2 141/15 141/23
 142/3 142/22 143/9
 144/5 144/9 144/20
 144/22 145/22 146/10
 148/22 149/14 149/18
 149/18 150/10 151/18
 155/14 156/19 168/25
 171/3 172/5 172/20
 174/17 174/22 184/10
 192/6 202/15 203/13
 204/24 205/16 205/21
 215/2
MARK [1] 2/3
market [1] 43/11
marketplace [1] 45/13
Marks [5] 199/12
 199/12 199/13 199/16
 199/21
married [1] 4/16
Marshall [6] 21/11
 21/14 21/16 21/17

49/14 50/14
Mary's [2] 38/22 38/24
mask [9] 5/6 8/17 31/8
 92/4 92/19 122/17
 148/6 157/12 205/17
masks [8] 5/2 5/15
 75/9 75/12 77/17 92/11
 92/14 92/15
master's [2] 39/25 61/9
matched [2] 108/14
 113/17
matching [1] 59/5
material [1] 10/17
mats [2] 197/2 197/2
matter [10] 70/10
 96/14 136/17 171/6
 176/7 180/7 202/16
 203/6 203/7 230/5
matters [1] 4/3
may [29] 5/13 5/13 6/6
 6/7 9/22 11/17 11/25
 14/11 15/20 16/20 21/5
 34/3 34/4 37/5 37/6
 38/1 72/22 72/25 74/20
 74/21 89/15 146/18
 152/4 156/2 186/17
 195/10 225/14 225/15
 228/4
maybe [30] 8/4 8/7
 36/1 48/2 78/7 84/11
 87/5 93/16 95/21 107/7
 109/16 112/9 114/9
 114/9 117/22 117/22
 117/25 123/3 130/16
 154/18 174/8 174/9
 184/12 188/25 200/5
 201/25 203/11 203/17
 215/5 221/2
McElyea [3] 18/20
 18/21 18/22
McLetchie [3] 173/12
 174/4 174/16
me [96] 8/6 18/16
 20/13 26/20 27/2 27/3
 27/5 32/1 32/24 34/21
 38/14 45/3 49/10 49/17
 55/12 55/17 65/5 67/20
 73/12 76/15 84/8 86/18
 87/7 89/24 91/11 92/22
 96/10 100/5 108/9
 108/9 108/10 108/22
 113/14 113/14 118/24
 118/24 119/4 119/6
 119/25 120/13 120/18
 120/19 124/17 130/8
 132/19 136/8 141/9
 147/3 147/4 151/5
 157/2 159/3 160/25
 161/4 163/9 163/21
 164/2 165/2 165/4
 166/4 167/24 168/3
 171/5 171/22 172/4
 172/19 173/4 175/25
 176/16 176/17 177/7
 180/22 180/23 184/23
 192/15 193/2 193/9
 196/16 196/16 196/18
 197/1 197/5 203/3
 207/1 208/15 210/4

217/6 218/16 218/17
 220/23 224/14 225/18
 225/21 226/10 228/10
 228/22
mean [56] 6/21 11/20
 25/12 61/5 66/4 68/7
 72/12 72/12 81/10
 82/20 83/1 85/17 86/2
 93/13 93/16 93/21
 93/22 100/19 108/3
 108/11 109/3 110/10
 110/21 111/24 113/13
 118/7 119/13 120/13
 121/13 122/3 122/13
 123/8 123/11 123/11
 123/13 123/21 126/22
 128/10 128/18 128/19
 131/14 131/14 131/20
 132/1 135/15 138/20
 139/11 140/17 141/3
 141/11 144/12 197/2
 200/21 206/10 216/11
 221/24
meaning [5] 33/11
 36/17 96/10 129/22
 175/16
means [5] 21/13 23/22
 61/10 114/2 140/18
meant [5] 11/21 119/3
 119/4 119/6 119/19
measure [2] 60/21
 65/11
medical [20] 6/17
 13/14 41/25 43/6 43/10
 77/10 83/1 83/2 83/24
 84/8 86/2 100/5 100/23
 103/9 103/17 104/10
 124/17 134/25 170/13
 171/3
medicine [1] 83/3
meet [16] 54/6 54/23
 104/6 145/25 154/25
 155/2 155/6 155/12
 157/1 157/3 168/4
 168/6 168/14 169/7
 169/9 169/12
meeting [11] 104/14
 114/8 115/13 165/12
 165/17 166/3 166/10
 167/16 167/17 169/20
 170/6
meetings [1] 104/5
Megan [1] 174/4
member [34] 6/20 6/20
 6/21 9/9 12/22 13/13
 15/7 20/22 22/16 23/22
 24/10 24/11 24/14
 24/16 24/18 31/22 35/9
 35/11 37/13 37/15 42/4
 44/10 45/3 47/6 51/17
 64/25 116/19 119/8
 119/10 119/11 119/19
 125/24 125/25 135/10
members [31] 9/8
 20/10 20/14 24/5 24/21
 24/25 33/18 33/25 34/5
 35/14 37/9 43/19 55/9
 73/20 104/2 116/13
 116/14 116/15 116/17

116/25 117/20 117/23
 117/25 118/7 119/22
 119/22 125/15 125/23
 126/6 130/18 134/23
membership [3] 19/17
 19/18 51/5
memorandum [1]
 177/14
memorized [1] 30/1
memory [7] 118/18
 124/9 155/11 164/2
 164/4 175/16 228/12
mentioned [7] 8/22
 26/3 43/13 50/20 55/18
 98/2 213/25
Mesquite [3] 7/14 7/15
 7/15
message [9] 94/4 94/5
 182/7 182/20 191/16
 195/5 197/17 199/19
 199/24
messages [11] 93/15
 93/16 94/7 94/11 94/12
 98/18 155/24 155/24
 156/9 156/9 181/24
met [12] 63/24 63/25
 85/14 150/8 155/1
 155/8 155/17 162/20
 165/18 167/17 168/5
 173/17
method [1] 100/15
Metro [1] 215/15
middle [2] 112/21
 182/14
might [10] 61/16 72/1
 107/23 109/8 119/11
 123/13 131/15 167/4
 207/2 218/13
MIKHAYLOV [1] 2/15
mild [1] 82/21
miles [1] 120/14
military [2] 227/5
 227/15
MILLER [2] 2/5 4/23
million [3] 54/1 54/4
 71/9
mince [1] 166/11
mind [7] 67/6 113/24
 117/2 118/17 147/3
 159/14 190/11
minds [1] 180/8
mine [2] 42/4 197/21
minor [13] 38/25
 202/16 203/13 204/11
 204/13 205/16 212/10
 213/3 213/10 213/10
 213/13 213/18 214/21
minority [1] 19/2
minors [15] 63/10
 202/16 203/15 206/17
 208/7 209/9 210/24
 211/2 211/8 211/14
 211/18 214/19 215/7
 217/13 218/19
minute [5] 5/22 18/9
 120/14 134/15 221/19
minutes [15] 74/12
 181/10 181/12 181/14
 195/4 207/9 217/17

M	134/9 207/19 207/20 moved [4] 38/22 39/4 40/3 134/8 movie [5] 142/6 142/7 142/9 142/11 142/15 moving [3] 45/15 118/6 150/4 Mr [66] 3/5 3/6 3/7 3/8 3/10 4/23 6/4 6/11 11/5 11/10 13/1 14/7 15/16 17/3 17/6 17/7 18/10 19/7 19/23 19/25 20/24 21/2 26/3 26/5 26/12 27/5 28/9 31/8 38/12 38/13 42/5 42/5 43/3 47/5 47/20 49/4 49/10 50/3 50/4 50/14 51/23 59/12 73/19 74/10 123/9 181/21 199/16 205/10 205/12 207/5 211/11 211/11 212/20 216/21 217/8 218/14 218/15 227/4 227/4 227/4 227/16 228/3 228/4 228/10 228/19 228/20 Mr. [66] 20/18 28/14 28/19 28/21 30/13 47/14 48/20 51/4 55/7 58/24 60/3 73/19 74/22 75/17 77/15 85/7 85/10 85/11 89/15 89/22 92/4 92/10 93/5 97/2 97/8 97/21 99/4 112/9 116/12 120/18 122/17 123/5 124/5 130/13 131/1 131/3 131/15 131/18 131/22 132/6 132/8 132/17 132/17 132/22 132/23 133/2 133/5 133/6 133/7 133/16 133/18 134/7 134/14 139/25 143/21 148/6 154/20 157/13 160/14 161/14 161/15 162/8 162/13 164/24 167/13 199/16 Mr. Anderson [2] 123/5 124/5 Mr. Bice [2] 131/22 162/13 Mr. Capurro [3] 28/14 28/19 28/21 Mr. Dekkon [1] 30/13 Mr. Gentile [15] 47/14 48/20 51/4 55/7 58/24 60/3 73/19 85/10 89/15 92/4 122/17 133/16 143/21 148/6 157/13 Mr. Gilbert [1] 112/9 Mr. Marks [1] 199/16 Mr. Pupo [26] 74/22 75/17 77/15 85/11 89/22 93/5 97/2 97/8 97/21 99/4 116/12 120/18 130/13 131/1 131/3 131/15 131/18 132/8 132/23 133/2 133/5 133/18 134/7	134/14 139/25 161/14 Mr. Pupo's [2] 85/7 132/6 Mr. Schulz [1] 20/18 Mr. Seigneur [4] 132/17 132/17 132/22 133/7 Mr. Senor [1] 133/6 Mr. Smith's [1] 92/10 Mr. Yemenidjian [6] 154/20 160/14 161/15 162/8 164/24 167/13 Ms [2] 4/25 216/13 Ms. [3] 74/17 161/20 175/22 Ms. Connor [2] 161/20 175/22 Ms. Welch [1] 74/17 Ms. Welch [29] 5/15 16/1 16/23 17/6 17/8 17/25 18/15 18/24 19/1 19/7 19/25 20/3 25/6 29/18 36/9 38/9 41/7 45/13 53/24 81/2 90/18 94/6 108/7 113/17 126/12 155/8 155/8 180/7 201/23 muffled [1] 75/11 multiple [3] 69/2 132/1 202/16 mumbled [1] 7/24 must [7] 140/11 140/15 140/16 140/18 141/4 144/19 195/17 my [56] 4/13 4/21 6/13 6/14 6/19 8/6 8/7 11/16 12/1 12/11 19/2 25/23 27/24 28/5 34/8 39/6 39/13 39/13 40/14 48/9 66/7 66/11 67/2 77/19 84/24 90/12 92/19 92/25 93/1 94/3 96/10 106/24 113/24 128/18 129/14 132/2 141/25 162/19 170/3 176/15 194/15 197/19 198/19 207/1 212/13 212/25 213/8 213/8 213/15 213/15 213/16 213/19 215/21 225/8 227/22 228/12 myself [10] 20/15 39/18 43/20 44/20 61/25 102/15 111/4 112/21 116/8 228/1	34/7 34/8 35/4 35/5 44/23 44/24 75/4 75/5 102/22 102/23 106/4 142/7 153/11 186/25 199/21 214/25 228/7 228/8 named [2] 4/16 155/6 names [2] 24/24 32/4 NATHANAEL [1] 2/6 native [1] 38/18 nature [3] 25/7 150/14 164/19 Navy [3] 200/18 200/21 201/3 necessarily [4] 72/12 100/22 179/2 203/17 necessary [1] 53/21 need [27] 5/18 8/17 11/6 20/13 24/20 26/23 27/1 27/5 27/6 39/22 44/13 55/7 58/11 97/13 100/15 106/3 132/8 134/7 138/21 138/23 150/11 183/19 184/3 187/11 190/11 191/5 207/21 needed [13] 15/17 39/22 41/7 41/7 44/5 62/13 64/24 95/16 146/6 178/25 179/3 196/8 202/11 needs [2] 187/11 213/19 negotiations [1] 165/1 neighborhood [1] 132/12 neither [1] 91/7 Nelly [1] 30/9 NEVADA [17] 1/2 4/1 7/8 7/14 7/18 7/19 40/7 75/24 76/16 78/19 78/20 81/1 121/5 134/19 137/7 150/11 230/12 Nevadan [1] 38/18 never [33] 26/9 35/10 35/12 43/21 54/10 56/4 57/24 63/25 65/13 68/14 68/17 84/2 90/11 113/20 113/24 113/25 113/25 117/18 117/21 119/7 124/21 126/11 128/2 138/4 181/24 185/25 186/1 186/1 194/13 200/11 217/12 218/21 219/18 nevermind [1] 146/3 new [25] 9/15 25/6 25/15 46/6 51/19 53/5 60/7 100/6 103/12 103/23 116/3 123/5 123/12 123/20 123/22 126/6 137/7 193/17 193/18 198/7 198/8 198/19 211/7 211/13 211/15 next [29] 1/19 4/6 16/6 16/8 16/14 16/25 17/12 17/21 18/2 18/18 19/4	19/10 19/21 21/9 22/11 22/21 23/12 32/4 32/10 32/15 32/19 46/11 115/20 184/7 188/9 192/20 195/2 207/19 217/23 Nguyen [1] 16/18 nice [6] 38/9 68/24 74/8 133/14 229/8 229/14 Nick [3] 25/14 27/13 27/14 night [6] 163/14 164/5 164/14 164/22 166/24 226/19 ninth [1] 15/14 no [248] nobody [6] 63/12 91/7 94/19 121/24 137/6 142/11 nobody's [1] 143/7 none [7] 82/12 92/15 107/3 148/16 148/17 171/21 173/23 nor [1] 195/12 normal [1] 57/14 north [10] 8/15 67/14 68/7 68/12 68/13 68/15 147/20 148/13 148/18 172/24 nose [3] 92/8 92/13 92/19 not [272] note [2] 132/2 132/5 notes [11] 25/8 26/4 26/5 26/6 26/17 26/18 26/21 28/2 28/3 143/5 177/15 nothing [10] 8/3 82/20 93/14 112/10 119/3 119/4 119/6 137/10 199/19 218/22 notice [2] 132/22 133/1 notify [1] 14/22 November [5] 220/6 220/10 220/15 220/24 226/20 now [86] 8/6 14/1 14/24 17/14 20/13 20/17 21/23 22/11 23/20 24/4 25/9 27/8 28/14 31/18 31/25 32/23 38/7 43/13 46/8 47/16 47/20 48/23 49/4 50/8 51/4 51/23 55/7 55/23 67/10 75/8 75/18 80/4 82/7 83/2 88/5 90/13 91/9 97/18 99/20 100/4 103/7 116/17 123/1 125/13 127/5 131/17 131/25 135/18 136/1 138/7 140/16 140/24 147/12 148/10 152/9 156/15 162/8 166/1 166/7 167/24 176/19 181/23 183/15 183/15 184/23 186/11 188/20 188/20 191/4 193/22 194/8 194/17
----------	---	---	---	--

<p>N</p> <p>now... [14] 195/4 196/5 198/25 199/19 210/11 212/6 216/21 216/23 217/6 217/12 218/20 222/25 223/19 226/18</p> <p>NRS [1] 10/20</p> <p>nucleus [1] 42/15</p> <p>number [42] 11/3 25/23 43/19 56/3 56/5 63/16 64/4 66/6 68/20 70/25 88/11 88/22 89/1 90/14 91/21 91/22 93/3 93/4 93/5 93/12 96/11 97/6 97/13 98/3 98/6 98/11 98/13 115/3 115/11 131/10 151/9 174/3 174/10 177/9 181/2 198/11 198/19 199/11 199/22 200/8 209/8 230/10</p> <p>number to [1] 98/3</p> <p>numbers [10] 10/23 25/6 25/24 27/20 27/23 54/20 94/5 97/10 97/16 173/23</p> <p>numerically [4] 9/14 157/17 219/14 219/25</p>	<p>obviously [1] 115/25</p> <p>occur [1] 36/22</p> <p>occurred [1] 89/19</p> <p>occurrences [3] 211/8 211/14 213/8</p> <p>off [9] 29/4 29/9 68/16 88/16 108/13 122/13 140/4 140/13 229/13</p> <p>Off-record [1] 229/13</p> <p>offended [1] 5/14</p> <p>offer [2] 66/8 68/18</p> <p>offered [6] 56/7 57/9 65/13 166/11 166/14 167/13</p> <p>office [23] 20/21 20/25 21/4 21/21 22/12 22/15 23/7 67/11 78/20 80/24 80/24 89/2 89/17 90/8 90/22 142/23 155/1 168/16 168/18 168/19 213/5 214/1 215/12</p> <p>officer [49] 6/19 6/25 17/3 20/19 20/19 20/20 20/25 21/1 21/17 21/19 21/22 22/12 22/13 22/14 23/5 23/10 23/14 23/15 23/16 23/21 30/13 30/19 32/10 32/10 32/23 33/1 35/9 35/11 36/11 36/12 36/14 37/13 37/14 49/14 49/24 51/15 55/21 57/5 65/1 79/21 80/8 80/12 86/9 106/10 106/14 106/15 116/20 183/6 183/7</p> <p>Officer III [1] 80/8</p> <p>officers [27] 14/21 21/24 22/4 22/5 33/11 33/18 33/24 34/4 35/14 35/18 36/9 37/9 55/9 116/13 116/14 116/15 116/24 125/12 125/14 125/15 125/19 125/20 125/21 126/5 134/23 215/6 215/18</p> <p>offices [4] 68/15 80/22 155/17 156/23</p> <p>official [1] 177/11</p> <p>Officially [3] 76/8 106/13 197/9</p> <p>oh [24] 14/3 18/13 21/15 27/4 63/2 78/2 80/14 81/10 85/7 89/22 92/22 97/9 98/1 98/8 100/10 111/12 117/6 117/16 163/5 165/20 168/19 177/6 196/21 205/8</p> <p>okay [416]</p> <p>old [3] 44/12 77/18 204/18</p> <p>on [200] 4/7 4/23 8/22 9/3 10/4 11/4 12/21 13/5 13/17 13/19 14/5 14/11 15/12 15/15 16/8 17/15 18/7 20/8 20/18 22/11 23/24 24/24 25/24 26/8 27/21 28/8</p>	<p>28/8 28/11 29/4 29/15 30/13 30/22 32/4 33/5 33/7 34/6 34/10 34/17 34/23 35/3 35/5 35/9 36/10 36/18 37/23 46/23 48/7 49/16 50/9 52/16 52/21 53/16 53/25 57/5 57/7 58/14 59/19 60/17 61/1 61/8 61/14 61/21 61/23 62/9 62/17 64/1 64/14 64/15 65/10 66/5 66/8 66/23 69/7 70/1 72/21 72/23 81/23 87/11 92/19 93/16 93/22 94/6 96/10 96/17 96/19 101/19 102/3 104/16 105/18 107/13 108/10 110/10 110/13 112/23 115/3 115/12 119/20 120/20 121/18 122/8 124/20 126/16 127/5 127/19 131/15 133/2 134/16 138/1 138/1 139/20 139/22 139/25 140/11 140/13 140/18 143/22 144/18 145/13 146/12 146/16 146/19 148/14 150/2 150/24 156/8 157/6 157/19 161/8 163/22 166/8 171/18 171/19 173/24 175/6 175/18 176/24 179/25 180/21 181/3 181/22 181/24 184/7 188/15 188/22 190/18 192/11 192/20 193/1 193/4 194/14 195/14 195/25 197/19 197/20 197/21 199/1 199/2 199/19 201/7 205/9 206/6 207/3 207/15 207/19 207/20 208/11 208/12 208/17 209/4 209/20 210/3 210/6 210/9 210/12 210/16 210/18 212/10 213/6 213/19 213/20 214/17 214/21 217/3 217/16 217/23 218/2 218/6 219/4 219/10 220/15 220/25 221/11 222/2 223/25 225/22 225/22 225/24 226/4 226/20 229/9</p> <p>once [21] 62/8 63/20 86/18 87/1 94/18 100/14 103/2 103/11 108/12 112/8 122/1 157/7 168/16 168/16 168/18 168/19 168/19 178/7 207/18 214/1 221/21</p> <p>one [106] 5/4 5/24 5/25 6/1 7/16 7/16 7/16 8/12 8/14 9/8 11/18 12/18 14/10 14/15 19/10 21/3 22/21 23/12 25/7 25/21 25/23 32/10 32/15 32/21 43/17 44/2 44/5</p>	<p>49/1 49/2 49/2 50/4 50/23 52/15 53/7 53/14 60/14 62/16 63/2 63/22 65/15 65/16 69/7 69/25 70/4 73/2 73/3 89/7 91/7 93/2 93/2 108/19 110/17 111/14 111/17 113/14 115/22 118/23 121/15 122/20 127/9 130/18 131/10 139/12 143/7 146/8 153/7 153/9 153/16 153/21 157/25 159/8 159/18 171/10 172/12 172/22 172/25 173/2 173/3 173/8 180/25 182/13 186/16 191/10 191/11 196/15 202/14 204/24 207/11 207/12 207/12 209/6 209/9 210/9 216/17 222/12 222/13 222/14 222/17 223/1 223/6 224/2 224/2 224/3 224/3 225/6 225/7</p> <p>ones [4] 32/2 214/13 214/14 223/16</p> <p>ongoing [1] 40/8</p> <p>only [33] 10/11 14/15 26/25 38/14 44/16 44/16 44/18 47/25 69/7 86/13 89/19 90/2 93/6 93/11 111/21 111/21 116/12 118/8 118/10 130/18 139/12 144/8 148/21 168/20 175/5 175/17 195/23 196/15 209/9 223/11 226/1 226/19 228/22</p> <p>open [1] 60/18</p> <p>opened [1] 141/22</p> <p>opens [1] 148/13</p> <p>operate [6] 59/13 65/8 71/18 71/18 72/20 99/11</p> <p>operating [13] 21/22 36/10 41/12 45/16 46/5 48/11 48/13 49/14 49/24 51/4 64/19 135/2 135/11</p> <p>operation [5] 7/17 70/21 134/25 216/4 222/15</p> <p>operations [2] 128/24 215/7</p> <p>operative [1] 90/4</p> <p>operator [1] 135/10</p> <p>operators [1] 43/8</p> <p>opinion [3] 29/23 65/10 212/25</p> <p>opportunities [1] 152/25</p> <p>opportunity [4] 10/14 43/12 133/2 162/14</p> <p>opposed [1] 119/10</p> <p>options [1] 72/21</p> <p>or [209] 4/17 5/24 8/22 14/21 14/21 15/6 21/6 23/3 23/21 26/5 33/1</p>	<p>34/24 35/9 35/11 35/13 35/13 35/14 35/18 37/9 37/13 37/15 37/23 40/18 41/7 42/1 44/3 44/5 44/15 46/19 48/7 51/12 55/17 58/7 58/15 60/14 61/19 62/3 62/19 65/5 65/8 65/17 66/24 66/24 67/18 68/2 68/17 69/17 72/23 72/25 73/2 73/3 73/3 73/7 74/2 74/2 77/22 81/8 81/13 82/10 82/10 82/11 83/14 84/3 84/19 84/23 89/2 89/17 89/20 90/2 90/8 90/22 91/2 91/5 91/11 93/15 93/16 94/1 95/1 95/11 99/6 99/7 101/18 101/19 102/8 104/5 104/10 107/7 108/2 109/5 109/10 110/12 111/6 112/22 112/23 114/12 115/17 118/8 118/22 118/24 119/15 119/19 120/20 124/12 124/12 124/12 124/13 125/6 125/24 127/19 127/24 128/2 129/5 129/18 132/6 134/7 134/8 134/23 134/25 135/10 136/3 136/24 137/12 137/24 137/25 138/1 139/20 140/23 144/23 145/4 145/10 146/5 146/20 153/16 154/13 154/14 157/16 159/2 159/7 159/8 159/11 160/7 161/18 162/8 164/20 166/24 167/9 168/6 168/10 168/11 168/15 169/19 170/1 170/4 170/9 170/10 171/20 171/25 175/8 176/5 176/6 176/15 176/16 177/7 178/13 178/17 181/24 181/25 184/8 185/1 185/21 186/9 186/19 187/9 187/13 190/18 193/14 193/18 195/14 196/14 197/5 198/16 202/15 204/8 204/8 206/6 207/11 207/12 209/16 209/20 210/4 211/11 211/17 212/9 213/2 213/2 213/2 213/12 213/14 213/20 214/11 216/21 218/17 221/2 223/17 223/20 225/22 228/17 230/10 230/10</p> <p>order [5] 89/11 90/5 91/12 121/3 228/21</p> <p>ordered [2] 96/14 186/20</p> <p>ordinary [2] 91/19 142/18</p> <p>org [1] 115/20</p> <p>organization [2] 44/15</p>
--	---	---	--	---

<p>O</p> <p>organization... [1] 64/24</p> <p>organizational [14] 32/12 32/14 33/3 33/19 33/20 36/13 46/13 52/2 113/4 115/15 115/17 115/19 116/1 121/20</p> <p>original [4] 61/14 127/16 148/20 160/25</p> <p>originally [2] 9/7 43/18</p> <p>OSHA [1] 46/16</p> <p>other [40] 10/17 24/4 32/4 37/19 37/22 42/1 42/2 43/23 45/5 47/6 53/11 54/13 57/3 57/14 59/6 60/10 62/7 73/2 73/3 73/7 73/10 79/22 83/11 84/21 85/17 86/5 98/21 108/4 108/7 114/20 132/18 150/7 159/18 163/18 190/12 193/22 194/18 203/11 213/12 221/24</p> <p>others [8] 90/6 107/6 107/23 109/16 112/9 137/3 154/17 180/11</p> <p>otherwise [4] 28/11 132/7 138/23 140/23</p> <p>ought [1] 114/2</p> <p>our [54] 4/6 7/13 8/11 9/22 20/22 21/3 21/5 21/22 22/16 23/10 23/15 23/16 26/20 29/25 30/19 31/22 32/10 32/12 32/17 32/22 32/23 33/3 33/23 35/22 35/23 36/6 36/8 36/9 36/9 36/10 36/11 36/12 36/13 43/18 44/14 45/10 46/2 46/11 46/15 46/23 49/14 52/24 58/21 58/22 61/14 62/12 62/13 64/14 64/19 65/11 67/7 72/18 132/18 142/12</p> <p>out [62] 5/13 6/4 39/6 43/6 53/16 54/5 56/15 57/20 67/6 67/8 68/2 68/17 84/16 92/18 94/10 101/19 109/11 112/18 114/22 114/25 115/14 117/8 118/21 124/12 124/14 127/5 132/2 135/18 139/14 139/20 142/6 149/8 149/11 150/6 160/7 160/10 160/14 161/15 162/8 169/23 170/24 176/25 190/7 193/13 199/20 202/4 209/3 214/8 215/7 215/8 219/13 222/8 222/9 222/17 222/22 222/24 223/12 223/15 223/16 225/5 225/6 228/20</p> <p>outside [5] 54/8 58/7 104/5 221/2 229/3</p>	<p>over [23] 13/21 32/15 45/20 47/13 58/13 58/21 63/21 86/21 87/1 87/6 87/6 90/7 90/7 99/21 155/14 177/3 180/10 185/1 191/12 194/9 201/21 216/12 220/23</p> <p>overall [1] 203/18</p> <p>overruled [50] 22/9 30/25 33/14 34/13 37/1 60/25 66/15 69/11 71/15 77/9 96/4 127/22 128/17 129/3 136/22 137/16 138/19 139/1 139/18 145/2 146/25 147/8 147/18 149/21 152/5 152/13 156/12 159/22 160/17 162/16 166/17 167/5 174/1 176/2 177/2 180/13 185/17 187/20 194/1 202/9 202/22 203/16 203/24 204/4 204/15 206/8 206/11 218/25 219/7 219/20</p> <p>overseeing [2] 80/11 84/25</p> <p>oversight [4] 45/20 46/14 129/21 129/23</p> <p>own [17] 16/10 17/7 17/18 18/15 19/25 21/24 22/3 22/18 23/17 24/2 41/8 65/8 67/7 72/11 157/25 180/8 185/21</p> <p>owned [3] 65/1 140/23 223/8</p> <p>owner [36] 6/19 13/13 14/9 15/20 16/9 16/21 16/22 17/15 17/23 17/24 18/24 19/6 19/13 19/23 23/21 35/8 35/11 37/13 37/15 45/2 51/2 64/25 116/20 135/9 153/14 153/15 154/14 154/16 154/19 210/17 211/5 211/11 211/21 217/10 217/13 218/14</p> <p>owner/establishment [1] 211/21</p> <p>owners [24] 14/21 22/4 22/5 33/12 33/18 33/24 34/4 35/13 35/18 37/9 42/18 42/22 42/23 51/5 51/8 55/9 65/2 116/14 116/15 116/24 125/14 134/23 153/16 184/17</p> <p>ownership [7] 20/4 43/1 51/11 79/1 159/25 184/18 223/18</p> <p>owns [13] 16/2 16/2 16/23 16/24 17/10 17/25 18/25 19/1 19/7 19/14 154/5 154/7 210/20</p>	<p>p.m [7] 133/15 181/15 181/15 182/15 218/10 226/21 229/16</p> <p>Pacific [1] 217/4</p> <p>page [45] 1/19 11/5 12/21 13/19 14/5 14/7 31/12 32/1 35/5 35/6 47/18 47/22 47/25 48/1 48/4 49/1 49/1 50/2 50/6 50/10 52/1 96/25 160/24 161/9 181/19 181/21 181/22 182/14 184/7 186/11 188/9 188/15 188/22 191/4 191/7 192/20 192/21 194/24 199/1 207/15 208/18 208/18 210/3 216/21 223/25</p> <p>page 115 [1] 48/4</p> <p>page 18094196 [1] 96/25</p> <p>page 35896 [1] 32/1</p> <p>pages [16] 10/12 25/5 25/11 25/12 25/23 26/24 26/24 26/25 27/5 27/9 27/11 28/10 131/5 176/20 188/21 207/13</p> <p>paid [2] 182/17 184/25</p> <p>paper [1] 228/19</p> <p>paragraph [5] 134/12 134/22 140/5 144/17 144/17</p> <p>paragraph 2 [1] 140/5</p> <p>parameters [1] 97/14</p> <p>parent [5] 154/5 154/7 203/12 203/17 205/10</p> <p>parents [1] 203/21</p> <p>park [4] 53/16 222/13 222/14 223/1</p> <p>PARKER [3] 2/5 227/16 228/4</p> <p>part [39] 11/24 11/25 13/19 19/1 23/8 29/3 32/11 46/14 70/19 77/18 87/23 88/24 95/17 96/8 101/21 113/2 129/10 137/12 140/4 141/1 147/15 149/9 150/5 182/16 192/11 192/21 193/14 194/4 194/12 196/7 199/1 207/19 215/24 222/14 223/1 223/7 224/15 224/16 224/18</p> <p>participant [1] 72/13</p> <p>participated [1] 103/24</p> <p>particular [2] 26/21 189/14</p> <p>parties [2] 54/6 54/9</p> <p>partners [5] 42/1 42/2 42/14 42/14 42/16</p> <p>partnership [5] 41/22 41/23 42/7 43/18 44/2</p> <p>parts [2] 26/17 140/25</p> <p>party [1] 6/16</p> <p>pass [5] 37/18 130/17 132/12 170/5 228/14</p> <p>pass-through [1] 170/5</p>	<p>passed [2] 103/11 150/24</p> <p>passing [1] 118/22</p> <p>past [1] 185/1</p> <p>Pause [3] 181/16 207/24 228/13</p> <p>pay [2] 81/1 87/21</p> <p>paying [1] 41/16</p> <p>payments [1] 68/16</p> <p>penalty [2] 211/25 212/2</p> <p>pending [1] 195/14</p> <p>people [59] 21/23 24/4 35/18 35/21 37/8 52/12 57/3 59/6 61/20 61/22 61/23 65/7 65/17 73/23 73/25 75/10 81/15 81/20 82/16 82/24 85/23 86/1 99/9 101/2 101/5 102/13 102/17 103/4 104/6 105/19 112/5 114/2 116/6 116/6 116/7 116/25 116/25 118/13 123/13 125/3 125/6 125/10 142/8 142/19 142/21 143/8 144/4 144/7 150/9 152/2 169/20 176/12 185/20 193/22 196/16 215/9 220/20 222/2 226/1</p> <p>per [5] 69/8 211/20 224/19 225/4 226/5</p> <p>percent [20] 16/2 16/3 16/10 16/24 17/11 17/18 18/1 18/17 19/8 19/14 20/1 20/2 20/3 29/22 50/18 59/17 138/1 153/7 158/2 158/3</p> <p>percentage [1] 158/1</p> <p>perfect [1] 114/25</p> <p>perform [1] 213/2</p> <p>performed [4] 89/3 89/12 90/9 90/23</p> <p>perhaps [4] 64/12 72/12 203/11 203/12</p> <p>period [7] 47/10 86/20 138/24 170/7 172/18 177/3 189/5</p> <p>permanent [1] 100/12</p> <p>permit [2] 101/17 178/15</p> <p>person [14] 30/21 31/16 37/14 51/11 64/13 65/17 95/15 157/4 175/5 175/17 180/10 180/20 225/24 230/10</p> <p>personal [4] 44/21 88/13 90/19 198/19</p> <p>personally [1] 58/2</p> <p>personnel [5] 52/9 52/18 52/22 53/1 86/17</p> <p>PETER [5] 2/3 20/16 23/19 23/20 44/24</p> <p>pharmacies [1] 83/16</p> <p>pharmacy [1] 82/10</p> <p>phases [1] 67/13</p>	<p>phone [69] 56/3 56/5 57/5 57/7 63/16 64/2 64/4 88/13 89/3 89/3 89/11 90/6 90/6 90/6 90/12 90/13 90/16 90/18 90/19 90/23 91/20 91/22 91/24 92/24 93/1 93/2 93/5 93/11 93/12 93/15 93/25 94/3 94/10 94/22 95/16 96/1 96/11 96/11 96/16 97/1 97/13 97/16 97/23 97/25 98/3 98/6 98/14 98/22 157/6 173/23 173/24 174/3 174/10 176/18 180/22 186/18 186/19 193/22 193/24 194/20 194/21 198/8 198/11 198/15 198/16 198/17 199/11 199/22 200/8</p> <p>phoned [2] 217/17 217/23</p> <p>phones [1] 91/7</p> <p>Photos [1] 94/13</p> <p>physical [31] 39/10 39/20 39/23 39/24 39/25 40/2 40/5 40/12 40/22 40/23 50/22 61/11 69/19 140/21 140/23 141/1 141/10 141/14 141/15 143/8 144/8 144/19 144/22 145/22 146/5 146/11 148/21 149/13 149/17 150/12 151/17</p> <p>pic [5] 194/5 194/8 194/12 194/13 194/14</p> <p>picture [2] 194/15 196/7</p> <p>pictures [1] 94/12</p> <p>pieces [1] 26/19</p> <p>pinpoint [1] 163/20</p> <p>PIO [1] 106/14</p> <p>place [18] 38/14 41/17 46/20 60/18 84/20 103/8 103/13 104/20 111/23 114/16 115/13 150/16 165/12 167/21 169/25 176/18 191/9 203/8</p> <p>placed [1] 112/8</p> <p>places [2] 144/5 169/21</p> <p>PLAINTIFF [1] 3/3</p> <p>plaintiffs [4] 2/2 6/14 37/19 73/7</p> <p>plan [5] 130/11 148/25 192/23 192/24 195/9</p> <p>plans [8] 72/4 148/23 149/6 149/7 149/9 149/10 149/11 150/13</p> <p>Plaskon [7] 106/5 106/6 106/7 106/10 106/23 107/22 114/10</p> <p>please [63] 4/7 4/11 4/11 5/5 5/14 11/4 12/17 13/3 13/16 13/17 14/1 14/5 16/6 16/14</p>
	<p>P</p> <p>P-u-p-o [1] 75/6</p>			

P	practitioner [3] 174/17 174/17 174/21	192/16 193/12 193/23 206/12 206/15 206/16 206/21 206/23 206/25	90/22 178/16 184/24 184/25 185/24 186/3	26/25 28/7 28/8 31/12 34/17 41/19 41/21 41/23 42/6 84/23	
please... [49] 17/1 17/12 17/21 18/3 18/18 19/4 19/11 19/21 21/9 22/21 24/8 24/21 28/13 28/19 31/9 31/13 34/24 35/7 38/2 47/17 47/18 49/8 50/2 62/25 72/7 75/3 75/3 77/20 134/8 134/16 139/23 151/14 161/10 162/13 195/18 197/11 198/4 198/19 199/10 205/17 207/4 207/6 208/19 212/22 212/24 216/11 216/16 226/12 226/20	precaution [1] 62/14 precautionary [1] 65/11 predicate [1] 168/3 preliminary [17] 105/15 127/7 127/10 128/4 128/13 143/13 143/15 143/17 144/3 166/7 175/12 201/25 220/4 220/13 220/16 220/25 228/11 prepare [4] 36/2 36/7 47/2 58/8 prepared [1] 36/8 preparing [1] 48/17 prerequisites [1] 39/23 prescribed [1] 140/12 prescriber [1] 140/12 presence [1] 225/20 present [2] 2/20 162/9 presented [1] 54/20 presents [1] 46/22 President [1] 122/1 presumably [1] 152/21 presume [1] 199/22 pretty [10] 20/3 36/9 41/6 81/2 98/2 98/3 108/7 113/17 128/11 190/6 previously [4] 97/15 129/20 194/16 210/18 primarily [1] 109/15 Primm [17] 13/9 13/11 13/13 13/20 13/24 19/6 19/7 19/13 19/13 20/15 20/15 24/14 24/16 42/5 42/10 43/19 61/25 Primms [2] 19/16 42/12 PRINCE [1] 2/16 principals [2] 157/1 157/3 printed [3] 13/7 13/8 13/20 prior [8] 34/14 76/14 77/4 84/18 103/8 124/23 157/2 207/11 private [2] 56/25 89/17 privilege [3] 10/18 95/10 95/20 privileged [2] 96/17 96/19 privileges [1] 10/5 probable [2] 173/3 173/4 probably [27] 14/15 17/11 36/1 43/8 43/10 44/5 45/2 45/3 66/16 85/24 98/10 109/4 113/10 113/11 127/4 132/12 158/7 160/11 160/15 161/25 165/20 168/10 174/4 185/7 192/24 192/24 222/13 problem [17] 5/23 7/25 77/21 130/21 130/22 187/10 187/14 187/15	problems [3] 187/22 187/25 197/1 procedures [1] 101/9 proceed [3] 6/6 74/20 75/8 proceedings [10] 1/8 26/20 74/14 133/15 181/15 181/16 207/24 228/13 229/16 230/4 process [63] 5/14 7/21 9/15 29/12 36/3 42/25 46/14 47/13 47/14 50/25 54/16 58/5 58/16 84/19 91/17 91/18 99/23 100/6 100/15 100/16 100/21 100/22 100/23 101/9 101/25 102/16 103/1 103/16 104/20 104/21 104/25 105/1 105/9 105/22 109/19 109/20 109/23 110/2 110/15 110/18 110/18 117/6 120/2 120/3 120/10 128/23 129/10 146/9 146/9 157/17 163/8 166/5 170/11 171/23 172/6 175/6 175/18 201/21 209/23 215/23 216/14 219/14 220/1 processed [1] 118/13 produced [8] 26/9 26/22 28/4 95/16 96/21 152/21 186/20 198/16 production [8] 7/16 7/19 46/5 99/7 121/9 187/9 187/13 196/17 products [1] 85/17 program [11] 80/17 80/19 87/11 155/14 212/11 213/4 213/10 213/11 213/18 214/21 219/10 progress [1] 214/10 progressed [1] 43/7 prolongs [1] 132/6 promoted [6] 80/8 80/17 80/19 80/21 81/9 82/4 pronoun [1] 65/16 pronounce [1] 30/10 pronounced [1] 16/16 proof [1] 184/18 property [2] 58/12 72/19 proposed [21] 28/15 28/16 35/6 52/19 61/11 110/12 134/24 140/22 141/2 141/15 143/8 144/5 144/9 144/20 144/22 145/22 146/10 148/22 149/13 149/18 151/18 protect [1] 62/14 provide [11] 57/15 74/1 88/21 88/25 89/11	provision [5] 153/4 153/6 159/15 159/19 160/3 provisional [4] 7/18 7/20 8/10 8/11 provisionally [1] 25/16 provisions [1] 10/21 PT [1] 40/3 public [13] 67/24 68/2 106/14 120/21 188/10 189/7 189/9 190/5 190/10 190/18 190/19 190/19 191/2 publication [1] 163/9 Publicly [1] 156/21 publish [9] 188/13 188/16 188/23 189/2 189/4 189/4 189/17 189/19 190/7 published [12] 14/8 112/13 117/14 117/16 120/12 120/21 121/17 124/20 161/7 163/8 166/6 166/8 publishes [1] 190/5 publishing [2] 124/23 161/12 pull [20] 8/17 8/19 11/4 12/17 13/3 14/1 15/16 31/8 47/17 51/22 55/7 55/14 92/4 122/17 205/17 207/7 216/16 222/3 223/25 226/11 pulled [1] 214/10 Pupo [40] 2/20 56/1 57/1 63/16 74/10 74/22 74/25 75/5 75/17 77/15 85/11 89/22 93/5 97/2 97/8 97/21 99/4 116/12 120/18 126/22 130/13 131/1 131/3 131/15 131/18 132/8 132/23 133/2 133/5 133/18 134/7 134/14 139/25 161/14 181/21 205/10 205/12 207/5 216/21 228/20 Pupo's [4] 63/15 66/6 85/7 132/6 purchase [2] 72/19 164/22 purchasing [2] 159/15 159/17 purportedly [3] 9/14 11/10 26/3 purpose [3] 35/19 45/8 45/9 purposes [9] 28/6 73/24 89/2 90/3 96/1 96/16 99/24 110/8 227/3 pursuant [1] 152/10 pursuit [1] 171/2 put [31] 12/5 14/5 25/9	PUZEY [1] 2/6	Q
plenty [1] 8/1 Ploxon [1] 106/5 plural [1] 65/15 plus [1] 10/20 point [23] 9/21 9/23 10/1 10/20 41/16 44/3 60/14 67/16 84/1 87/13 96/23 104/19 112/9 112/16 115/16 120/12 149/1 157/9 175/16 178/9 209/11 213/9 214/20 points [42] 29/11 29/16 29/20 29/21 29/24 35/19 111/22 112/10 112/15 112/16 112/17 112/24 114/18 114/20 114/21 114/24 115/1 115/4 115/7 115/11 115/11 115/15 115/18 115/20 115/21 115/24 116/1 116/2 116/2 116/24 117/19 117/24 118/7 118/9 118/11 119/9 119/9 119/18 119/21 125/16 125/20 126/4 police [1] 215/6 policy [3] 48/15 67/3 67/5 political [1] 74/2 poor [1] 29/23 poorly [2] 29/14 29/16 Porta [1] 41/2 portion [1] 84/24 portions [2] 55/1 55/4 position [2] 80/2 131/22 possible [5] 29/20 29/21 70/7 131/11 156/5 possibly [4] 58/18 72/2 173/17 214/15 post [2] 142/23 207/12 posted [1] 105/12 potential [2] 45/22 66/22 Potentially [1] 71/20 Pottys [1] 41/2 power [2] 41/6 43/22 practice [2] 40/4 40/22 practicing [1] 40/23	qualify [1] 121/3 QuantumMark [4] 102/23 102/24 103/24 104/3 question [48] 5/5 5/10 9/17 9/18 32/25 34/19 37/11 55/15 60/1 60/7 62/25 63/3 66/4 67/21 69/5 82/17 90/4 91/9 92/17 103/11 105/10 108/3 108/22 110/1 128/22 130/5 134/16 136/25 152/15 161/19 162/19 168/3 178/21 178/25 179/21 179/22 183/25 204/21 205/24 206/2 206/7 207/6 212/6 212/13 215/21 218/20 225/14 225/15 questions [13] 5/22 29/4 58/23 64/6 74/5 84/15 84/21 104/25 133/19 175/5 175/17 178/18 228/17 quick [1] 181/8 quickly [1] 43/4 quite [7] 5/13 21/2 34/7 164/14 176/24 177/4 177/6	R	R-a-i-i [2] 30/6 30/9 Rachael [7] 183/1 183/5 183/6 184/23 185/5 186/6 186/7 Rali [3] 30/10 30/13 30/22 Ranch [8] 147/6 147/10 147/12 148/2 148/8 148/10 148/14 163/13 range [1] 85/18 ranges [1] 178/4 ranked [1] 219/25 ranking [5] 135/6 135/13 136/20 146/9 146/9 rare [1] 197/2 rather [3] 25/9 63/3 98/12 re [2] 1/6 180/23 re-create [1] 180/23 read [25] 32/11 34/8 49/17 49/18 60/10 60/14 60/14 61/10		

<p>R</p> <p>read... [17] 70/11 70/11 134/15 135/16 138/8 143/5 157/15 207/5 207/8 207/14 207/18 208/2 216/22 224/12 224/14 226/6 226/7</p> <p>reading [3] 97/13 138/15 207/18</p> <p>ready [6] 6/5 74/15 130/9 130/10 133/16 181/17</p> <p>real [5] 32/16 59/13 69/19 120/3 151/25</p> <p>realize [3] 6/4 47/24 180/19</p> <p>realized [1] 44/12</p> <p>really [32] 5/2 5/9 12/2 27/1 44/3 44/20 45/19 61/1 62/5 64/15 65/5 65/10 75/9 84/2 84/12 94/8 94/17 104/9 113/24 118/18 118/18 118/20 121/15 126/12 136/17 136/25 140/24 143/25 150/5 178/19 201/16 203/7</p> <p>reason [12] 26/25 43/17 47/12 64/8 76/4 76/5 77/2 82/24 95/17 126/21 127/2 159/15</p> <p>reasons [2] 63/2 192/9</p> <p>recall [13] 29/14 71/8 72/22 73/5 73/21 109/2 128/5 128/9 161/14 163/12 169/11 171/4 172/2</p> <p>receipt [2] 164/3 209/17</p> <p>receipts [1] 163/23</p> <p>receive [2] 46/18 106/1</p> <p>received [9] 26/5 108/25 165/13 186/19 195/5 220/3 220/17 220/18 220/19</p> <p>receives [1] 180/10</p> <p>recent [2] 91/17 188/24</p> <p>recently [2] 135/21 135/25</p> <p>recess [1] 74/9</p> <p>recessed [4] 74/14 133/15 181/15 229/16</p> <p>recognize [15] 11/15 12/7 12/22 13/9 13/21 29/5 29/6 29/7 30/11 32/2 32/3 36/21 49/11 98/3 146/3</p> <p>recognized [7] 44/4 45/9 45/10 45/13 45/14 45/22 63/4</p> <p>recollection [2] 48/7 128/19</p> <p>recommended [1] 201/2</p> <p>recommends [1] 200/7</p> <p>record [15] 4/12 7/3 75/4 97/13 106/4 135/1 135/11 136/18 137/7</p>	<p>163/18 163/21 193/2 216/6 227/4 229/13</p> <p>record's [2] 47/21 138/8</p> <p>RECORDED [1] 1/24</p> <p>recorder [2] 1/24 177/15</p> <p>recording [3] 161/12 162/5 230/4</p> <p>records [13] 96/11 96/16 96/21 97/1 97/25 135/19 136/5 136/10 173/24 176/24 190/18 190/20 203/5</p> <p>recreational [1] 49/20</p> <p>Recross [2] 3/8 73/17</p> <p>Recross-Examination [2] 3/8 73/17</p> <p>recruited [1] 42/2</p> <p>recycling [1] 41/13</p> <p>red [4] 69/7 224/15 224/16 224/18</p> <p>redact [1] 97/16</p> <p>redacted [5] 10/7 10/8 10/9 10/25 50/13</p> <p>redaction [5] 186/21 186/22 186/24 188/4 188/5</p> <p>redactions [5] 10/14 10/16 97/17 183/13 183/16</p> <p>Redirect [2] 3/7 59/10</p> <p>redistribute [1] 112/23</p> <p>redo [1] 211/16</p> <p>reduce [1] 114/20</p> <p>reducing [1] 152/24</p> <p>refer [1] 61/18</p> <p>reference [2] 129/15 211/18</p> <p>references [1] 152/23</p> <p>referred [1] 65/17</p> <p>referring [3] 11/22 31/10 35/22</p> <p>reflected [2] 97/25 217/3</p> <p>reflective [1] 58/22</p> <p>reflects [2] 37/8 163/22</p> <p>refocus [1] 205/25</p> <p>refresh [1] 48/7</p> <p>regard [60] 8/22 11/21 25/8 32/3 32/24 34/2 61/6 70/18 70/23 72/10 72/24 81/20 82/18 83/20 86/17 89/4 93/25 98/11 98/13 101/25 102/13 102/15 103/22 105/1 105/22 107/6 108/1 108/21 109/19 110/17 110/22 111/23 118/6 119/18 120/10 124/8 125/2 125/12 125/14 125/16 125/19 135/9 135/13 144/16 149/12 151/13 151/17 152/9 159/4 159/14 171/12 171/17 171/23 172/25 188/3 190/3 193/23 195/15 195/19 222/6</p>	<p>regarding [8] 136/24 150/15 152/23 165/13 188/25 189/3 195/11 211/15</p> <p>regardless [2] 144/23 216/2</p> <p>registered [2] 125/22 126/2</p> <p>regs [5] 70/12 103/12 103/13 137/12 150/17</p> <p>regulated [4] 83/15 83/22 84/1 84/3</p> <p>regulating [1] 83/14</p> <p>regulation [10] 129/5 129/16 129/16 134/6 138/7 138/15 139/6 140/8 149/5 151/19</p> <p>regulations [30] 14/17 36/23 60/11 63/7 84/3 86/14 86/15 100/8 100/11 100/14 103/7 103/23 103/25 104/20 108/4 108/14 108/15 108/15 116/18 128/23 129/6 135/3 135/12 149/7 150/24 151/11 152/10 203/14 204/13 213/21</p> <p>regulator [5] 83/14 83/18 83/19 205/12 205/15</p> <p>regulatory [4] 84/22 86/16 174/18 174/21</p> <p>related [3] 4/17 4/18 26/12</p> <p>relates [1] 14/17</p> <p>relationship [4] 154/20 154/24 173/11 177/20</p> <p>relationships [1] 44/21</p> <p>relevance [5] 77/8 147/7 203/23 204/3 204/19</p> <p>relied [7] 101/8 102/3 109/18 110/8 110/10 126/16 179/25</p> <p>rely [1] 101/19</p> <p>relying [1] 110/13</p> <p>remained [2] 63/6 151/19</p> <p>remains [1] 27/24</p> <p>remember [71] 21/5 21/18 29/17 29/18 29/24 60/4 70/19 87/24 98/1 99/25 102/22 105/25 109/1 109/3 109/6 109/12 110/19 112/22 113/1 114/19 115/16 124/11 126/6 132/24 142/7 142/16 148/23 155/23 158/9 158/10 159/6 159/10 160/13 160/18 160/21 160/22 162/19 164/9 164/20 165/6 165/15 165/19 166/21 166/24 167/8 167/10 167/19 167/21 168/20 170/7 170/10 170/11 173/17 175/5 175/9 175/12</p>	<p>175/15 182/10 183/17 187/16 187/17 201/10 201/23 208/4 210/25 217/8 218/6 221/7 221/13 222/19 223/6</p> <p>remote [1] 18/10</p> <p>removal [2] 195/11 195/16</p> <p>remove [1] 191/23</p> <p>removed [1] 67/6</p> <p>renewed [1] 79/12</p> <p>Reno [9] 8/12 38/18 38/20 38/22 39/4 40/3 40/4 71/6 71/19</p> <p>rental [1] 71/2</p> <p>repair [1] 77/13</p> <p>repaired [1] 77/23</p> <p>repairing [2] 77/10 77/22</p> <p>repeat [14] 5/6 5/14 7/24 22/1 30/8 37/11 62/20 62/24 62/25 63/3 77/19 101/21 105/4 202/25</p> <p>repeated [1] 24/24</p> <p>rephrase [11] 63/3 67/20 87/7 89/24 99/3 108/22 120/19 130/5 157/2 203/3 204/21</p> <p>replace [1] 191/23</p> <p>report [4] 177/15 212/9 212/12 218/22</p> <p>reported [2] 62/10 211/22</p> <p>reporting [8] 1/25 212/4 212/25 213/12 214/11 214/13 214/20 218/18</p> <p>reports [5] 46/19 46/21 46/22 46/23 227/23</p> <p>represent [8] 6/14 27/23 50/3 99/10 99/10 99/14 99/15 179/7</p> <p>represented [5] 162/12 196/19 197/4 223/2 223/9</p> <p>representing [6] 99/20 185/22 186/2 186/8 186/9 199/16</p> <p>request [11] 97/17 97/18 131/8 131/13 131/13 131/25 141/7 182/19 187/14 190/20 195/19</p> <p>requested [3] 33/20 196/10 196/17</p> <p>requests [1] 97/15</p> <p>required [10] 53/22 57/15 59/22 61/7 62/6 62/17 125/1 131/16 146/11 149/16</p> <p>requirement [2] 146/1 149/13</p> <p>requirements [5] 40/8 40/10 53/20 54/24 70/2</p> <p>requires [3] 59/25 132/6 178/17</p> <p>reservation [1] 163/23</p> <p>resolution [1] 202/17</p>	<p>resolved [1] 203/7</p> <p>resources [2] 32/22 53/21</p> <p>respond [8] 106/11 106/19 182/25 184/4 187/10 192/13 194/4 196/4</p> <p>responded [1] 66/13</p> <p>responds [4] 183/9 184/17 192/21 196/3</p> <p>response [4] 4/5 97/4 133/12 206/4</p> <p>responsible [6] 14/15 14/16 79/21 80/11 80/22 84/25</p> <p>rest [1] 131/2</p> <p>restaurant [5] 163/12 167/24 168/1 168/16 168/19</p> <p>restaurants [2] 168/15 169/21</p> <p>result [4] 5/12 70/8 159/14 159/18</p> <p>resulted [1] 128/22</p> <p>resulting [1] 209/13</p> <p>results [9] 152/21 159/5 173/1 220/4 220/13 220/16 220/25 221/10 222/6</p> <p>retail [12] 100/1 100/22 103/14 103/15 103/15 103/18 104/10 108/4 135/7 154/13 184/5 184/10</p> <p>return [1] 220/8</p> <p>returned [3] 165/18 220/12 220/15</p> <p>returns [1] 186/10</p> <p>reveal [1] 89/18</p> <p>revenue [9] 79/21 80/8 80/12 80/23 80/25 81/13 87/10 183/6 183/7</p> <p>review [17] 10/14 71/21 108/7 108/11 108/17 109/15 110/6 128/8 144/12 144/14 162/14 171/7 171/19 171/24 172/1 173/1 195/20</p> <p>reviewed [5] 124/9 140/13 173/5 173/6 209/1</p> <p>reviews [1] 207/24</p> <p>revise [1] 209/5</p> <p>revised [6] 127/24 128/2 166/2 166/2 166/4 166/5</p> <p>revoke [1] 209/16</p> <p>Rianna [1] 187/11</p> <p>Rich [1] 38/13</p> <p>RICHARD [1] 2/18</p> <p>RICK [1] 2/14</p> <p>rid [1] 94/22</p> <p>right [312]</p> <p>ring [2] 30/7 186/25</p> <p>Rino [3] 208/22 209/2 212/1</p> <p>risk [1] 45/22</p>
---	--	---	---	--

R	190/21 192/17 197/6 210/20 213/24 214/20 217/9 218/7 223/17 225/19 sale [5] 203/13 204/11 211/1 214/19 217/13 sales [11] 79/22 202/15 202/16 206/15 208/6 209/2 209/8 210/23 211/18 213/13 218/18 same [19] 8/10 17/10 43/1 65/15 91/10 96/3 115/3 115/19 140/6 161/19 167/2 191/7 195/3 195/3 202/16 205/24 217/20 223/18 223/19 sanitation [1] 192/5 sanitizing [1] 192/5 Santus [5] 17/3 17/3 17/4 17/6 17/7 satisfy [1] 28/5 Saved [2] 94/15 94/16 saw [9] 17/14 128/2 142/9 142/11 162/20 194/13 216/8 222/1 222/21 say [108] 6/21 13/7 15/5 18/16 19/8 20/1 21/19 24/25 30/3 34/5 40/12 44/17 59/19 63/15 65/9 65/14 67/5 72/11 76/15 77/6 79/15 81/6 81/13 82/16 84/5 84/8 85/24 88/2 90/19 92/1 93/20 94/23 95/1 96/2 96/8 98/10 101/14 102/8 104/8 105/20 106/4 107/10 107/13 108/11 109/14 109/18 110/1 111/24 113/4 114/6 115/15 115/17 115/19 116/11 117/2 117/18 118/24 119/23 120/6 122/14 125/4 126/4 127/3 128/6 128/9 132/11 138/9 139/6 145/25 146/19 155/16 156/7 159/8 160/10 163/21 166/4 166/12 166/13 168/17 169/24 173/8 175/4 175/7 175/10 175/20 179/22 182/8 183/22 183/25 184/19 187/12 188/1 188/13 188/18 188/22 193/1 193/20 198/24 199/13 200/1 202/8 205/20 208/14 208/15 209/20 210/16 211/12 220/23 saying [24] 38/5 61/5 72/18 115/25 136/8 150/3 150/21 158/18 160/21 160/22 175/8 175/9 175/10 175/15 189/11 189/16 194/17 196/5 196/6 196/11	196/13 198/18 199/7 199/8 says [55] 13/11 15/19 16/8 16/20 17/3 31/21 31/22 32/8 32/11 48/6 52/8 52/16 61/10 129/5 129/5 129/6 129/16 135/4 138/8 138/9 140/11 140/21 141/17 141/18 141/19 182/14 182/16 184/3 190/9 190/15 191/22 192/11 192/12 192/22 194/6 194/10 197/23 198/7 198/22 199/5 199/10 199/11 199/13 208/25 210/9 210/12 211/4 211/19 212/9 216/25 217/1 218/15 225/4 226/5 226/5 schedule [2] 48/6 94/1 scholarships [1] 85/2 school [5] 39/12 39/19 39/23 40/3 165/10 Schulz [4] 19/23 19/23 19/25 20/18 SCHWARZ [1] 2/17 scope [1] 69/9 score [21] 29/12 29/23 35/23 35/23 52/23 52/24 60/17 102/17 114/22 119/15 136/10 136/17 138/21 146/6 171/7 171/19 171/24 172/1 173/5 173/5 201/13 scored [21] 9/14 29/14 102/19 102/20 111/25 113/3 126/13 127/1 129/1 138/24 141/11 144/23 146/15 146/18 146/19 157/17 201/9 219/14 219/24 219/25 222/2 scorers [1] 201/18 scores [4] 29/25 47/9 171/12 173/1 scoring [7] 58/18 119/13 129/10 146/9 146/9 220/25 223/17 Scott [2] 32/16 170/24 screen [18] 11/5 13/5 14/5 28/8 28/8 29/9 34/17 34/24 34/25 139/23 181/22 191/15 195/4 196/5 197/19 207/3 207/19 224/1 screenshot [1] 195/25 scroll [4] 28/22 49/1 49/15 94/5 seated [2] 4/11 75/3 seats [1] 87/21 second [7] 32/8 52/16 61/17 95/1 127/8 166/4 208/18 seconds [5] 217/17 217/21 217/24 218/3 226/22 Secretary [3] 125/22	126/3 126/8 section [16] 29/15 33/17 33/19 33/21 33/24 52/7 54/6 61/1 61/2 81/17 81/18 81/18 81/21 116/1 129/13 129/19 security [4] 10/23 21/6 21/7 230/10 see [73] 1/19 11/6 11/13 13/5 15/15 15/20 15/21 15/23 15/24 15/25 19/20 27/2 27/7 28/22 31/15 32/19 32/24 34/13 35/5 48/6 51/24 65/7 67/20 72/21 77/17 94/3 96/17 105/13 109/8 113/12 128/6 128/7 128/10 128/12 128/19 133/13 134/15 134/17 139/25 144/13 151/6 160/23 169/25 182/1 183/3 184/21 186/8 186/14 188/11 188/19 188/21 191/25 193/6 194/8 195/6 197/15 197/21 197/23 210/7 210/11 211/9 212/12 216/24 217/17 217/21 217/25 218/11 224/5 226/14 227/16 227/19 227/20 227/21 seeing [5] 14/16 27/20 28/24 128/5 128/9 seeking [2] 60/18 66/21 seem [1] 87/24 seems [1] 164/6 seen [3] 28/21 29/2 166/1 segregation [1] 64/21 Seigneur [4] 132/17 132/17 132/22 133/7 seismological [1] 227/23 Sekhon [9] 22/23 22/24 22/25 23/2 23/2 30/19 30/19 31/22 62/1 selecting [1] 44/9 self [11] 211/22 212/4 212/9 212/12 212/25 213/12 214/11 214/20 214/20 218/18 218/22 self-report [3] 212/9 212/12 218/22 self-reported [1] 211/22 self-reporting [6] 212/4 212/25 213/12 214/11 214/20 218/18 sell [2] 157/10 157/20 selling [6] 41/14 41/20 63/9 206/6 211/8 211/14 send [9] 94/4 98/21 124/10 124/13 161/4 183/1 186/6 199/7 215/18	sending [5] 182/20 195/4 196/4 199/21 214/13 sends [5] 191/15 192/10 199/11 200/8 215/8 Senor [1] 133/6 sense [4] 5/5 48/7 120/2 145/9 sent [13] 56/23 124/11 124/12 124/13 124/21 160/25 191/17 193/23 198/15 199/8 199/23 210/12 213/18 separate [15] 46/3 69/22 70/16 72/3 72/4 72/4 72/5 72/10 107/5 193/3 208/6 208/12 208/13 209/3 209/4 separated [7] 76/4 76/5 77/1 197/7 198/8 200/5 200/24 separation [2] 76/7 199/6 September [23] 11/12 53/24 54/2 75/20 75/21 76/8 76/9 76/19 76/20 93/8 99/6 100/4 120/22 157/2 157/16 163/8 182/14 191/13 197/6 197/9 197/10 199/6 219/13 September 2018 [1] 157/16 serious [1] 204/11 seriously [1] 82/15 service [1] 79/8 services [1] 41/5 sessions [1] 41/17 set [5] 61/15 94/1 106/1 112/15 165/10 seven [3] 6/14 99/10 227/11 several [6] 81/23 126/17 134/21 139/11 161/23 226/7 sexy [1] 41/3 SG [2] 197/20 197/24 SG's [1] 198/1 shaking [1] 142/12 Shane [22] 11/4 12/4 13/17 14/1 15/15 24/7 25/12 27/5 27/13 34/24 133/22 134/8 134/12 139/23 140/2 151/15 160/24 181/18 186/11 207/6 208/19 224/7 share [2] 65/1 198/19 shareholder [1] 19/3 she [55] 20/21 22/11 22/12 22/12 22/15 22/18 32/22 36/2 36/4 36/6 53/10 58/4 58/6 98/16 165/14 171/4 171/10 175/16 175/16 176/5 176/14 176/16 183/18 184/17 185/14 187/8 188/5 188/8 188/9 189/21 190/9
S	S-e-h-k-o-n [1] 30/19 safe [1] 59/18 safety [2] 46/15 46/16 Safeway [7] 183/20 183/21 184/3 184/8 185/1 185/15 190/25 said [53] 11/17 16/9 18/5 28/3 30/23 33/1 61/15 61/16 64/23 77/20 94/9 99/5 102/2 105/4 108/15 109/9 109/10 114/9 114/10 122/1 123/20 125/14 126/17 127/15 128/11 129/14 129/17 131/12 131/23 131/24 133/4 138/13 149/8 157/24 158/19 162/15 163/5 166/6 175/19 183/18 186/5 188/8 188/9			

S	49/11 49/16 50/9	Smith's [2] 92/10 183/19	somewhere [1] 20/2	34/3 157/7 200/3 210/9
she... [24] 190/11	signatures [1] 50/8	Snell [4] 32/21 36/13	son [1] 227/22	217/9 217/9 217/15
190/15 191/10 191/15	signed [8] 9/22 11/18	53/7 53/8	soon [1] 193/3	217/19 217/24 218/3
191/16 192/10 192/16	11/20 49/22 49/24	so [259]	sooner [2] 91/11 212/9	218/9 218/10 218/13
193/1 193/4 193/8	50/15 88/16 140/13	social [4] 10/23 68/5	sorry [57] 6/5 7/24	228/7
193/9 193/11 193/12	Silverado [7] 147/6	200/16 230/9	15/10 15/25 18/11	spoken [1] 210/17
194/6 194/10 195/5	147/10 147/12 148/2	SOD [3] 209/5 209/5	29/20 31/9 40/12 44/22	spring [2] 170/9
196/4 216/14 217/17	148/8 148/10 148/14	209/18	62/21 67/17 74/23	170/10
218/2 218/9 218/16	similar [2] 30/18 213/4	software [2] 211/7	76/21 79/24 80/18	St [2] 38/22 38/24
218/17 218/18	since [22] 7/5 9/5 9/12	211/13	87/25 88/24 89/22 92/6	stacking [1] 53/18
she'd [2] 176/15	9/12 14/25 15/2 15/4	sold [4] 41/9 41/11	92/17 92/20 104/8	staff [5] 84/15 104/2
176/17	15/5 20/14 20/20 21/3	205/16 205/21	105/7 111/16 111/16	176/15 225/1 225/2
She'll [1] 174/24	21/20 22/14 23/6 25/1	solely [2] 73/23 74/1	111/17 122/18 127/14	stage [1] 220/21
she's [16] 18/6 20/22	47/21 72/16 75/20	solid [1] 44/2	131/9 134/5 134/17	stamp [1] 25/6
22/14 22/16 32/23 53/9	75/21 114/4 165/17	solution [2] 211/6	135/24 136/7 139/9	stamped [1] 25/12
173/8 186/8 186/8	201/2	211/13	141/6 143/14 145/8	stand [3] 74/22 74/24
186/9 193/8 196/4	single [5] 51/11 69/2	some [62] 9/22 11/18	146/20 151/2 154/22	131/15
196/11 196/13 196/15	105/2 105/11 105/11	21/16 24/24 26/15	157/12 158/17 161/2	standing [2] 40/15
226/6	singular [1] 65/14	26/24 29/4 29/8 41/20	165/3 168/8 174/13	216/8
sheet [4] 113/17	sinister [1] 93/14	41/21 42/13 43/3 44/8	180/16 183/21 189/12	stands [1] 156/19
113/18 129/15 225/1	sink [9] 191/23 191/24	44/14 44/17 45/23 51/5	196/21 197/14 205/8	start [10] 48/2 74/13
sheets [1] 54/13	192/2 192/4 192/21	72/16 72/25 73/19	205/18 208/14 212/21	76/15 111/5 111/5
SHELL [1] 2/17	195/12 195/13 195/17	77/13 77/24 77/25	212/23 216/12	132/11 217/7 220/23
Shelley [3] 4/17 4/17	195/21	82/25 93/16 93/23	sort [2] 184/18 229/9	228/16 228/25
4/18	sinks [1] 193/4	97/12 98/10 99/12	sought [1] 26/17	started [20] 9/2 39/6
SHEVORSKI [1] 2/10	sir [57] 4/7 4/16 5/1 6/3	99/13 100/11 101/6	sound [4] 19/8 20/5	40/24 42/3 43/6 46/11
Shirley [1] 93/16	8/17 11/14 13/6 15/10	103/13 104/17 104/19	165/24 177/15	52/21 64/19 82/8 88/7
shoot [1] 177/23	16/10 17/9 22/20 34/2	109/16 114/20 114/20	sounds [1] 9/16	92/25 93/6 94/19
shooting [1] 178/4	34/14 34/23 36/16 59/4	117/6 118/15 120/3	source [3] 105/2	100/10 100/11 100/11
shop [1] 142/22	64/7 67/11 72/11 74/7	123/13 127/12 127/15	105/11 190/11	104/1 104/11 214/9
short [2] 74/9 87/5	75/9 75/21 77/5 77/12	144/7 147/12 148/12	sources [1] 81/1	214/9
shorter [2] 7/3 145/20	89/15 95/11 95/24 96/9	148/12 148/12 152/2	south [2] 65/20 80/23	starting [1] 161/9
shortly [3] 94/20	123/8 124/18 136/7	157/9 172/23 177/11	Southern [1] 148/4	state [19] 4/12 7/7 14/9
155/13 214/9	139/5 140/9 144/16	184/18 185/21 198/1	space [2] 141/10	14/22 28/3 28/25 37/20
should [15] 34/18	145/13 158/16 160/5	204/24 211/17 214/10	174/18	40/7 43/8 46/23 73/8
72/17 105/4 108/1	165/3 168/7 178/16	218/18 222/1 229/9	Spanish [1] 78/5	75/4 75/24 76/16
125/16 126/3 145/10	180/7 180/16 186/14	somebody [16] 4/25	speak [8] 62/17 64/1	125/22 126/3 126/8
145/17 159/8 192/24	187/24 188/15 196/24	44/19 44/19 95/8 97/17	108/21 177/10 187/11	135/1 135/3
198/17 200/9 207/16	197/13 199/15 200/12	121/3 148/13 176/6	210/23 211/1 218/16	statements [3] 10/24
225/5 225/5	203/2 203/10 205/15	179/3 180/7 205/15	speaking [4] 92/16	54/14 203/5
shouldn't [5] 15/5 19/8	207/8 212/24 219/23	205/20 212/9 214/16	143/20 162/13 192/11	States [1] 79/12
95/17 96/8 156/6	227/15 228/6	225/2 226/4	speaks [6] 14/11 31/4	stating [1] 209/9
show [14] 28/13 28/19	sister [4] 12/11 12/12	somebody's [2] 30/5	134/23 135/6 182/12	statute [11] 60/10
34/15 34/18 35/7 55/12	12/14 18/6	142/8	182/12	128/21 128/22 129/2
70/19 128/16 129/15	sit [3] 94/6 171/19	somehow [3] 121/4	special [1] 41/7	129/4 129/15 134/5
139/10 169/15 173/23	175/19	186/2 186/9	specialist [1] 200/7	152/9 152/10 152/20
197/11 208/19	site [1] 41/7	someone [8] 4/16	specialize [1] 199/16	190/22
showed [3] 34/11	sites [1] 41/6	119/1 179/23 189/18	specific [13] 16/4	statutes [2] 129/7
183/10 186/17	sitting [3] 94/2 94/9	200/9 204/24 206/5	16/11 17/19 21/6 31/5	129/16
showing [3] 10/23	171/22	225/1	69/19 71/4 71/8 72/4	statutory [2] 10/5
10/24 51/24	situation [4] 173/6	something [33] 93/21	73/20 127/2 171/4	10/18
shown [3] 34/3 34/20	204/12 208/4 217/10	106/9 109/4 109/8	189/21	stayed [1] 150/3
47/25	six [3] 80/11 123/3	109/10 112/5 118/22	specifically [11] 21/18	step [2] 32/1 172/4
shows [2] 24/11 139/8	172/10	118/22 124/13 127/19	29/14 29/17 33/24 35/9	STEPHANIE [1] 2/7
sic [2] 35/5 192/23	size [2] 70/4 142/18	127/24 128/7 128/25	35/10 35/14 73/5 109/6	stepped [1] 6/4
side [7] 31/16 35/12	sizes [1] 70/2	145/6 149/1 151/5	109/12 161/16	steps [1] 211/22
37/23 37/23 40/24 44/6	skip [1] 215/23	156/15 164/18 164/18	specified [1] 35/14	Steve [35] 101/6 107/8
132/3	SLATER [1] 2/7	176/16 184/23 188/9	speculation [6] 60/24	107/17 107/20 107/22
SIGAL [1] 2/2	sleeves [1] 58/14	189/1 190/4 190/10	66/14 136/21 180/12	109/4 109/16 109/19
sign [2] 9/20 48/9	slightly [3] 17/10 17/11	190/13 193/20 194/18	185/16 203/14	109/25 110/8 111/2
signature [29] 11/10	67/6	200/4 211/17 211/17	spell [3] 4/12 30/2 75/4	112/4 112/20 114/8
11/12 11/15 11/16 12/1	sloppy [1] 108/23	221/22 227/18	spelled [1] 31/11	114/13 115/13 116/8
12/7 12/8 12/10 12/10	slowly [2] 43/7 43/9	sometime [2] 112/20	spelling [1] 34/8	118/6 125/4 125/8
12/18 12/21 12/23	smacks [1] 66/21	155/16	spent [3] 70/11 71/23	126/16 137/2 176/5
12/25 13/9 13/10 13/17	small [7] 16/5 43/11	sometimes [7] 5/6 5/9	181/3	208/22 210/5 220/20
13/21 13/21 13/23	45/11 45/12 92/25	5/12 88/18 162/21	spices [1] 184/16	222/3 222/6 222/23
13/24 17/14 47/22	142/3 142/5	170/4 227/2	Spiritos [2] 196/18	222/25 223/14 223/14
47/25 48/1 49/4 49/11	SMITH [6] 2/7 2/18	Somewhat [1] 175/14	196/25	225/2 225/4 225/8
	23/13 23/13 23/13 32/8		spoke [16] 31/20 34/3	Steve's [5] 111/14

S	157/16 159/3	68/17 72/17 74/9 77/5 77/5 77/6 81/5 109/11 115/21 120/10 133/5 134/15 140/4 141/1 163/17 172/4 176/18 181/8 181/13 220/6	92/23 97/10 106/23 155/24 155/25 175/6 175/18 181/3 181/23 181/24 182/1 191/8	4/20 6/3 6/8 8/16 8/19 10/25 11/2 12/16 13/2 13/25 14/4 15/12 15/16 15/24 27/15 38/3 38/8 59/2 73/6 73/16 74/4 74/7 75/3 75/7 75/14 92/5 134/10 160/5 194/23 198/22 199/10 202/13 205/13 205/17 227/24 228/4 228/15 229/11
Steve's... [4] 111/17 111/20 113/14 225/1	subsidiary [1] 69/14	taken [7] 54/8 57/20 66/24 71/23 80/4 110/19 211/22	telephonically [1] 157/5	that [1019]
STEVEN [1] 2/10	subtle [1] 59/8	takes [3] 5/15 90/2 91/5	tell [36] 5/1 75/9 75/11 75/12 87/21 91/15 95/8 95/16 96/24 100/19 110/25 111/10 114/2 118/20 147/4 169/18 169/24 170/2 175/23 177/7 180/22 185/5 194/4 194/11 200/12 207/21 214/4 215/12 216/24 218/16 220/25 223/15 225/4 225/18 225/20 226/20	that's [124] 6/23 11/16 12/2 12/11 12/12 12/15 12/18 13/10 15/2 15/17 16/17 19/2 19/15 19/24 22/6 23/19 23/23 24/15 24/19 24/22 25/2 25/23 27/2 27/4 27/4 29/25 32/20 43/2 43/15 45/4 48/15 48/18 48/22 49/14 49/25 51/7 52/11 55/19 59/15 60/20 61/13 63/23 65/3 65/4 65/6 65/22 67/25 68/24 69/24 70/17 71/25 72/6 77/3 82/24 85/12 85/22 87/23 90/25 91/5 95/11 95/17 105/16 106/24 107/5 107/9 114/3 114/5 114/10 115/3 115/10 117/1 117/12 117/23 118/23 119/23 122/15 127/3 127/4 128/14 128/15 128/18 128/18 131/20 132/18 135/4 135/15 140/24 142/15 143/2 145/18 145/18 145/19 147/22 147/24 148/4 150/21 152/1 160/4 162/6 162/6 162/25 164/23 165/2 165/4 175/8 180/14 182/8 182/20 184/7 188/4 188/5 188/8 194/9 197/19 197/20 205/21 208/7 213/4 217/3 223/7 224/13 224/13 226/16 228/22
sticking [1] 8/7	such [11] 37/9 83/15 91/12 111/11 120/23 135/2 135/11 156/3 169/21 190/25 195/16	talk [17] 28/10 57/3 84/12 116/17 118/15 118/25 122/7 142/15 157/5 165/14 171/25 173/10 192/18 200/9 213/22 214/5 216/11	telling [8] 92/9 105/19 130/8 147/3 190/13 194/11 195/8 216/13	that's [1019]
still [18] 10/19 27/8 40/23 41/8 41/12 46/20 67/15 67/18 87/12 88/3 91/20 114/21 115/23 123/22 143/16 195/21 206/21 206/23	SUGDEN [1] 2/8	talking [18] 9/10 42/3 61/5 93/11 107/4 116/11 116/11 118/8 118/10 118/14 134/3 160/24 177/11 181/3 193/8 195/21 195/23 210/25	temporary [4] 41/6 41/6 100/11 103/13	that's [1019]
stipulation [1] 28/9	suggested [1] 167/10	talked [20] 103/12 118/7 157/23 164/16 164/21 164/23 168/4 175/23 175/24 192/13 192/16 217/13 217/20 222/5 225/12 226/2 226/18 226/21 227/6 227/7	Tenorio [1] 208/22	that's [1019]
stood [1] 50/17	sully [1] 73/12	task [5] 149/24 150/7 150/18 150/19 150/23	tenure [2] 87/8 172/19	that's [1019]
stop [7] 10/13 94/25 95/7 95/8 95/15 210/11 210/19	summary [2] 182/17 184/25	tax [31] 79/22 79/23 79/25 80/17 80/19 80/19 81/9 81/11 81/12 81/14 81/22 81/22 81/23 85/2 85/6 85/8 86/13 87/10 87/10 87/12 87/14 87/22 104/1 118/18 124/21 185/15 185/20 190/18 190/21 221/3 230/10	term [4] 44/4 114/1 117/4 119/12	that's [1019]
stopped [5] 92/23 92/24 93/10 122/1 132/1	summer [6] 42/17 42/18 42/24 170/8 170/9 170/10	taxation [36] 26/23 57/4 63/21 64/12 66/9 66/10 66/25 67/1 67/12 67/22 68/15 68/21 75/25 76/16 76/23 77/5 78/10 79/17 79/20 84/4 84/10 84/18 86/21 89/2 90/22 121/21 123/6 123/23 154/15 155/18 169/19 197/8 198/9 200/25 203/11 221/2	Terrence [3] 208/22 209/2 212/1	that's [1019]
store [9] 60/22 61/12 135/7 141/24 142/22 143/10 146/5 150/12 184/5	Summerlin [1] 147/24	tea [1] 56/21	termination [1] 211/24	that's [1019]
stores [5] 70/5 99/17 152/1 152/1 154/13	super [2] 41/3 58/20	team [12] 36/14 36/18 37/12 48/20 58/12 61/5 66/5 66/5 66/8 66/23 80/8 104/1	terminology [1] 143/3	that's [1019]
story [2] 133/9 142/16	supervise [1] 85/23	teddy [1] 227/12	terms [7] 118/17 118/18 134/23 135/6 146/11 161/19 201/17	that's [1019]
straight [1] 169/23	supervised [1] 81/20	teddy [1] 227/12	Terrence [3] 208/22 209/2 212/1	that's [1019]
strange [1] 222/3	supervisor [5] 80/17 80/19 101/14 101/14 169/19	telephone [16] 88/9 88/11 88/22 88/25	tenure [2] 87/8 172/19	that's [1019]
strictly [1] 152/20	support [3] 26/20 39/18 54/20		term [4] 44/4 114/1 117/4 119/12	that's [1019]
strike [3] 120/16 130/2 154/1	suppose [1] 199/3		Terrence [3] 208/22 209/2 212/1	that's [1019]
strip [2] 148/13 148/19	supposed [6] 33/10 52/9 59/20 106/11 129/10 146/15		testified [6] 4/10 26/15 75/2 127/10 128/4 155/22	that's [1019]
structure [8] 33/20 46/13 52/2 113/5 115/16 115/17 115/19 153/25	sure [48] 5/8 8/5 12/3 22/1 22/3 25/22 27/10 30/4 34/7 45/20 47/20 47/21 55/13 59/3 63/2 64/18 66/16 69/4 69/4 77/21 93/19 99/20 101/23 102/24 108/14 108/20 111/18 111/20 113/9 114/11 114/13 123/3 125/8 129/4 156/5 163/15 163/16 171/4 174/23 174/24 181/7 181/10 204/22 209/25 223/21 223/22 225/16 228/11		testifying [3] 131/4 160/13 175/12	that's [1019]
stuff [4] 84/20 87/22 94/6 118/21	sure [48] 5/8 8/5 12/3 22/1 22/3 25/22 27/10 30/4 34/7 45/20 47/20 47/21 55/13 59/3 63/2 64/18 66/16 69/4 69/4 77/21 93/19 99/20 101/23 102/24 108/14 108/20 111/18 111/20 113/9 114/11 114/13 123/3 125/8 129/4 156/5 163/15 163/16 171/4 174/23 174/24 181/7 181/10 204/22 209/25 223/21 223/22 225/16 228/11		testimony [8] 14/24 127/6 128/13 128/16 132/6 156/11 163/24 166/18	that's [1019]
stupid [1] 9/16	surrender [1] 40/18		testing [1] 18/16	that's [1019]
sub [3] 140/2 140/16 140/21	suspend [1] 133/5		text [17] 49/16 93/15 94/4 94/11 94/12 98/18 155/24 165/13 165/21 181/24 182/6 194/19 197/17 199/7 199/8 199/19 199/23	that's [1019]
subcategories [4] 112/17 114/20 115/18 116/2	suspension [1] 209/13		texts [2] 175/11 193/23	that's [1019]
subcategory [5] 112/11 112/24 115/21 115/22 116/3	suspensions [1] 84/19		TGIG [6] 50/4 99/14 99/15 196/16 196/19 197/4	that's [1019]
subdividing [1] 152/24	sustained [7] 28/11 95/22 204/20 205/2 205/5 215/20 216/5		TGIG's [1] 50/10	that's [1019]
subject [3] 116/25 175/13 190/19	sway [1] 74/2		than [42] 10/17 16/3 16/24 17/11 18/1 25/9 37/22 43/10 57/14 62/7 63/3 71/6 71/18 80/10 83/11 90/3 98/12 108/4 108/7 108/19 120/8 145/20 153/1 153/7 153/9 157/25 159/8 160/11 160/15 161/24 162/1 163/2 167/4 175/23 177/8 178/7 178/17 190/12 194/19 203/11 213/12 221/24	that's [1019]
submission [3] 11/25 148/21 163/9	swear [2] 74/22 74/24		thank [40] 4/11 4/15	that's [1019]
submit [4] 105/10 193/2 195/18 196/8	sworn [2] 4/9 75/1			that's [1019]
submitted [6] 36/17 37/12 105/2 117/11 117/14 219/24	sync [1] 77/18			that's [1019]
subparagraph [4] 135/9 140/6 144/25 149/17	system [4] 211/6 211/12 211/16 211/16			that's [1019]
subparts [2] 126/25 152/11				that's [1019]
subpoenaed [1] 96/10				that's [1019]
subscription [1] 43/10				that's [1019]
subsequent [1] 193/16				that's [1019]
subsequently [1] 117/22				that's [1019]
subsidiaries [2]				that's [1019]

<p>T</p> <p>them... [47] 108/2 109/6 113/18 115/7 119/20 119/21 121/15 132/22 134/8 136/5 136/12 136/16 136/17 136/20 144/13 150/6 157/5 157/7 159/17 164/14 167/19 169/24 176/20 176/23 179/7 180/23 188/25 190/17 204/2 209/5 212/2 213/16 220/17 220/18 220/19 221/16 221/21 221/22 221/22 221/23 221/25 222/1 222/7 222/12 222/13 222/23 229/1</p> <p>themselves [2] 159/24 215/7</p> <p>then [84] 7/19 8/13 9/8 9/12 13/16 20/7 20/24 23/19 29/3 32/21 39/7 39/8 41/15 42/8 42/11 42/12 42/13 43/20 53/11 58/18 67/20 72/16 74/9 74/12 77/1 78/9 79/10 80/7 80/16 80/22 87/6 87/18 92/25 96/16 100/14 103/25 105/12 109/14 115/6 124/14 125/12 127/4 128/16 129/23 132/10 134/15 136/17 146/9 149/6 150/6 150/23 159/19 160/23 162/9 165/20 165/24 171/24 176/15 178/13 182/25 183/9 184/4 187/10 188/1 188/8 190/9 190/15 191/22 192/20 194/4 194/24 199/10 199/12 207/8 208/24 210/3 210/16 211/19 214/10 216/25 216/25 218/2 218/6 218/14</p> <p>THEODORE [1] 2/5</p> <p>theory [1] 189/6</p> <p>therapist [4] 39/10 40/2 40/6 40/13</p> <p>therapy [6] 39/21 39/23 39/24 39/25 40/22 40/23</p> <p>there [177] 4/3 6/18 11/7 11/10 12/5 12/17 12/19 12/21 13/17 14/25 15/6 15/11 15/17 18/8 20/2 25/18 26/17 26/19 29/21 33/17 33/19 33/19 36/18 40/8 40/9 40/10 45/13 45/22 45/22 49/4 49/16 52/25 61/22 61/22 65/1 65/21 68/6 69/6 70/19 72/20 76/1 80/9 84/14 84/16 84/18 85/17 86/20 86/22 86/24 87/3 89/10 91/12 93/1 93/2 93/9</p>	<p>93/10 94/6 96/9 96/17 97/9 97/15 97/23 99/23 100/12 100/14 101/6 102/21 103/1 103/7 103/11 103/12 103/25 104/2 104/20 107/23 108/16 108/16 109/10 110/17 110/22 111/11 112/22 114/4 114/12 114/19 116/1 116/19 118/5 120/3 125/7 126/21 129/12 129/22 131/16 131/25 137/10 137/21 138/16 140/19 141/12 142/6 142/9 144/7 145/24 149/1 150/15 151/1 151/9 151/9 152/25 153/1 153/4 153/4 153/22 158/18 162/20 164/3 164/4 164/6 164/7 164/7 164/8 164/14 166/21 167/25 168/12 169/6 170/7 170/11 170/15 170/17 170/21 171/6 172/8 172/10 172/23 175/21 176/23 178/9 182/19 182/22 188/20 188/24 188/25 189/1 190/12 191/5 193/19 194/10 194/16 195/13 197/20 198/4 198/12 199/2 203/8 207/8 207/13 207/22 208/6 208/12 209/3 209/9 209/10 210/11 210/19 213/11 213/16 213/16 213/17 219/23 220/3 221/10 221/20 222/8 227/20 228/2</p> <p>there's [21] 8/3 10/11 14/21 15/8 25/17 26/4 27/19 65/14 65/14 65/22 84/15 105/25 127/2 127/6 129/14 139/10 146/4 167/24 199/19 219/2 229/9</p> <p>thereabouts [1] 120/20</p> <p>therefore [1] 77/17</p> <p>thereof [1] 16/11</p> <p>these [29] 24/24 24/25 25/5 25/7 25/23 25/24 26/3 26/22 27/22 35/17 51/19 53/5 55/11 55/23 72/10 91/13 91/17 92/11 92/14 100/16 102/16 118/7 122/20 176/18 177/16 183/12 213/6 213/8 213/11</p> <p>they [144] 5/13 19/16 19/18 21/23 21/24 22/4 22/5 22/5 26/6 26/6 26/16 28/3 32/7 35/14 51/10 59/6 61/24 61/25 62/10 66/9 66/25 71/5 75/12 75/12 77/1 80/25 81/17 87/21 89/16 95/16 96/15 97/1 101/11 101/18 101/18</p>	<p>102/3 102/7 102/7 102/10 106/23 106/25 107/4 107/6 107/7 108/7 108/8 108/12 111/5 111/5 111/20 112/6 114/5 114/5 114/25 116/21 119/9 119/9 119/15 119/15 119/21 121/4 121/7 121/9 121/11 121/15 125/21 126/2 126/3 126/25 127/3 127/17 127/18 129/15 131/17 131/17 136/2 136/4 136/5 136/5 136/9 136/10 136/12 136/16 136/17 136/23 137/3 142/9 143/4 144/9 144/10 150/4 150/17 150/19 150/23 151/25 153/23 158/15 159/18 159/24 164/6 164/7 164/25 169/24 170/24 171/19 174/3 181/25 184/4 185/21 189/8 189/10 189/13 189/14 189/15 189/15 189/18 189/24 193/18 201/13 202/3 202/4 202/10 202/11 202/14 203/7 203/7 206/20 206/22 206/24 209/11 211/12 211/16 219/24 219/24 219/24 221/15 221/19 222/23 223/15 223/16 223/17 225/5 225/5 228/25</p> <p>they'd [3] 193/19 193/20 203/6</p> <p>They'll [1] 97/5</p> <p>they're [11] 8/9 22/4 62/19 68/11 75/11 126/5 129/6 186/2 188/20 188/20 227/23</p> <p>they've [2] 68/6 87/21</p> <p>thin [1] 199/20</p> <p>thing [6] 10/22 10/24 44/19 111/21 161/11 207/5</p> <p>things [36] 14/20 25/22 29/8 34/20 46/15 46/16 48/14 52/13 60/16 62/16 64/22 65/25 83/16 84/14 84/17 84/22 85/18 88/4 93/18 93/22 93/25 94/25 124/16 142/8 150/14 151/1 151/9 155/24 156/3 164/19 164/21 165/14 169/21 193/19 213/6 214/16</p> <p>think [67] 10/19 10/21 13/8 23/19 23/21 24/6 24/7 24/22 26/4 27/18 43/7 44/1 47/13 48/15 48/20 61/16 63/14 65/4 65/5 65/16 71/22 80/14 82/4 82/7 82/15 99/5 99/9 104/23 105/14</p>	<p>106/6 111/19 112/21 114/9 114/10 117/22 123/16 125/9 127/2 130/15 130/15 131/20 132/3 143/20 148/7 148/7 174/7 176/14 176/14 180/14 180/17 182/22 183/9 195/2 197/6 198/1 203/2 203/18 204/11 207/2 221/12 221/14 221/15 221/16 221/19 222/7 224/25 228/10</p> <p>third [3] 54/5 54/9 209/12</p> <p>this [182] 4/21 5/14 6/14 6/16 7/3 10/1 11/18 11/24 11/25 12/1 12/21 13/19 13/19 14/7 14/9 14/11 14/11 15/12 15/19 16/5 16/20 17/6 17/14 17/15 19/7 20/18 24/10 24/11 24/25 25/4 26/2 26/9 26/9 26/21 28/14 28/21 33/10 35/13 38/14 44/10 45/17 45/24 46/8 47/1 47/21 47/24 48/6 48/7 48/8 48/25 49/20 50/3 50/9 50/25 51/23 52/1 52/7 55/17 55/17 66/3 68/25 88/5 88/21 89/4 90/4 91/18 91/25 92/2 92/3 92/23 94/18 94/22 95/17 96/9 96/23 99/10 100/6 100/15 102/14 104/7 105/18 109/5 109/9 110/9 112/6 114/8 116/3 116/23 117/12 120/2 124/20 126/22 127/5 131/5 133/21 134/17 134/17 134/18 134/19 134/21 134/22 134/22 135/1 135/9 138/7 139/11 140/8 140/11 144/1 144/17 144/17 151/3 157/24 165/12 165/17 173/6 175/22 181/23 181/25 182/6 183/10 186/16 186/17 186/21 187/14 188/22 191/7 191/9 191/10 191/15 192/20 193/23 193/23 194/19 195/14 195/15 195/19 195/23 197/2 197/2 197/17 198/2 198/3 198/15 198/18 199/1 199/19 199/23 199/23 205/9 207/13 208/4 208/4 208/7 208/7 208/7 208/9 208/9 208/17 209/11 209/23 210/3 210/9 210/9 210/12 210/18 211/6 211/13 212/1 213/17 214/12 216/17 216/21 216/24 217/10 225/1 225/22 225/24</p>	<p>226/18 227/8 228/22 230/9</p> <p>those [66] 8/21 9/20 14/20 17/15 21/23 26/24 26/24 27/6 27/7 27/11 28/10 35/21 50/23 51/8 53/7 55/24 62/15 64/22 65/2 65/25 69/20 69/23 71/4 72/11 73/23 73/25 77/7 78/6 80/25 89/19 94/17 96/15 96/16 97/17 101/5 103/12 109/13 111/1 114/21 116/2 116/25 116/25 120/21 124/19 125/6 125/9 142/19 150/16 168/19 172/24 176/24 182/4 183/16 186/9 193/17 203/6 213/5 214/16 214/16 216/23 222/3 222/4 222/11 222/21 223/11 226/1</p> <p>though [7] 24/24 62/7 62/14 114/13 163/15 205/12 215/15</p> <p>thought [15] 11/22 93/3 113/25 113/25 127/18 127/23 132/19 133/7 138/15 180/1 180/2 192/12 202/3 215/23 222/2</p> <p>thousand [1] 180/22</p> <p>thousands [1] 175/21</p> <p>thread [2] 191/9 194/19</p> <p>three [39] 7/14 7/15 21/23 27/6 27/8 27/11 28/10 35/21 42/6 42/8 53/11 53/14 77/22 80/3 81/4 87/5 116/11 128/13 164/3 164/6 168/10 168/11 191/24 192/2 192/4 195/12 200/24 201/2 202/15 206/22 208/6 208/12 208/12 209/3 209/4 209/6 209/10 209/11 210/14</p> <p>three-compartment [3] 191/24 192/2 195/12</p> <p>Thrive [8] 170/20 171/2 171/8 171/12 222/14 223/1 224/20 225/7</p> <p>through [24] 5/16 24/4 24/10 29/8 42/24 48/16 51/4 51/6 70/20 75/9 76/18 82/7 94/3 94/5 94/10 100/10 103/16 139/11 161/10 170/5 171/12 191/4 207/1 222/1</p> <p>Thumb [1] 156/20</p> <p>Thurgood [1] 21/16</p> <p>Tim [4] 32/16 35/4 35/5 35/8</p> <p>time [90] 5/18 8/18 9/2 9/21 10/1 22/8 25/4 32/21 40/16 41/19</p>
---	---	---	--	---

T	185/7 185/8 185/13 188/5 190/12 211/16 214/4 217/9 218/14 218/14 218/15 228/10 tomorrow [9] 25/15 27/13 27/14 130/22 131/4 132/9 132/10 228/25 229/4 tongue [1] 8/6 tonight [1] 169/25 too [9] 29/2 38/9 66/17 66/19 87/21 94/6 106/6 108/23 226/19 took [18] 46/1 63/21 82/1 84/24 86/21 87/1 87/6 87/6 114/16 115/13 116/2 119/19 150/16 155/2 155/14 165/12 167/21 203/8 top [19] 24/7 24/8 28/22 29/2 31/15 32/11 48/6 49/16 52/2 52/2 52/15 135/5 140/4 176/7 182/1 197/20 198/7 216/25 227/16 total [7] 29/18 29/20 29/21 54/3 112/17 114/22 162/2 totaling [1] 116/2 totality [1] 107/12 totally [1] 139/20 touch [3] 52/21 64/10 150/6 toward [1] 150/4 track [2] 92/19 177/9 traded [1] 156/21 train [1] 102/17 trained [3] 119/17 119/20 119/21 training [3] 102/13 102/15 104/16 TRAN [1] 1/1 TRANSCRIBED [1] 1/25 TRANSCRIBER [1] 230/16 transcript [4] 1/7 161/1 230/3 230/9 transition [1] 45/11 transparency [1] 46/25 transparent [1] 33/22 travel [2] 142/10 148/18 traveled [1] 78/25 Travels [1] 142/14 tread [1] 38/8 Tree [2] 211/17 211/17 trial [2] 1/13 59/6 tribal [1] 84/24 trick [1] 183/24 tried [2] 70/14 176/14 trier [1] 226/6 trigger [1] 93/23 trip [1] 165/5 Tropicana [1] 224/19 trouble [1] 106/6 true [9] 7/1 49/21 55/4 71/25 128/15 128/18 162/25 175/8 182/8	trust [2] 44/19 102/8 trusted [2] 179/20 179/21 truth [1] 188/6 truthful [5] 36/18 36/21 37/4 37/10 37/16 try [8] 8/3 38/8 44/14 75/10 108/14 148/12 151/5 215/18 trying [20] 44/16 52/13 84/16 92/24 94/4 105/3 115/10 143/24 155/23 165/10 183/25 184/8 205/25 211/5 211/12 211/16 213/3 213/17 214/7 219/10 turn [7] 47/12 48/3 49/8 50/19 52/1 53/20 65/2 turned [6] 58/22 72/18 90/7 90/7 135/18 194/9 turns [1] 209/3 twice [1] 206/20 two [24] 5/24 6/2 10/21 19/16 39/7 42/11 77/22 80/22 91/7 120/14 140/25 159/18 163/2 164/14 168/10 168/10 168/11 168/20 208/18 216/21 222/8 223/11 225/6 226/1 type [6] 36/22 72/25 78/9 81/14 84/19 170/5 typed [4] 11/12 12/18 12/21 13/7 types [2] 13/8 45/24 typo [1] 192/24	136/8 194/15 194/18 207/1 227/25 understood [10] 5/11 5/17 7/4 9/19 14/24 37/3 37/3 107/13 116/9 216/14 unemployed [2] 41/18 75/19 unfortunately [3] 28/24 84/25 227/4 Unifern [10] 186/24 187/2 187/4 187/8 187/12 188/3 188/10 188/16 190/10 191/11 unincorporated [2] 8/14 224/21 unintentional [1] 47/21 uninterrupted [1] 76/19 unique [1] 50/24 Unit [2] 213/5 215/8 United [1] 79/12 University [1] 40/1 unless [4] 60/22 138/17 148/18 186/2 UNR [1] 39/20 unredacted [1] 10/17 unsuccessful [1] 171/2 until [23] 43/23 45/16 74/14 93/10 94/21 100/12 112/10 127/10 128/3 128/12 132/9 133/15 135/21 135/25 143/13 143/15 143/17 144/3 156/6 156/7 166/7 202/4 214/12 up [115] 4/7 8/18 8/19 11/4 12/5 12/17 13/3 14/1 15/16 18/8 18/9 18/12 18/13 20/3 24/7 25/1 28/7 28/8 31/8 31/12 31/15 34/17 34/23 34/24 38/19 38/20 39/6 41/9 41/14 41/14 42/13 42/14 47/17 48/2 49/15 51/22 55/7 55/14 58/14 58/24 60/7 61/15 67/14 68/6 68/6 68/7 68/11 68/13 68/15 73/14 74/10 74/22 74/24 75/10 84/24 87/13 92/4 94/11 94/21 96/1 106/1 108/10 112/17 113/16 115/23 119/7 122/17 124/10 133/24 134/7 134/8 135/5 139/22 141/23 143/20 148/13 151/14 165/10 165/18 168/4 168/5 168/6 169/15 169/23 170/7 170/12 170/16 170/18 170/21 172/24 173/23 176/16 181/2 181/19 181/22 182/1 188/20 191/5 195/2 198/7 199/20 205/17 207/3 207/7 207/8 209/18	212/11 214/21 216/8 216/16 219/10 223/25 226/11 227/16 228/22 update [1] 209/1 updates [1] 46/22 upon [9] 101/8 108/1 108/4 109/18 110/8 118/17 194/18 194/19 209/17 UPS [3] 141/24 143/9 144/11 us [32] 5/19 21/16 28/25 31/25 42/6 43/11 43/22 44/17 46/24 48/22 62/14 77/5 77/5 77/6 81/5 82/1 91/15 92/16 96/15 100/19 110/25 111/10 133/1 188/5 198/1 200/12 205/25 214/4 214/4 214/13 215/12 217/12 use [16] 10/12 28/6 66/3 79/22 82/24 83/2 88/9 88/17 92/16 136/19 143/3 159/3 159/4 162/12 166/11 190/11 used [11] 82/14 90/18 100/23 107/20 117/4 125/5 133/23 133/25 134/21 179/7 192/5 using [8] 5/1 88/13 91/24 92/23 92/24 93/10 115/18 214/15 usual [1] 120/8 UTC [8] 217/1 227/6 227/8 227/10 227/11 227/12 227/17 227/23
	U		V	
	Uh [5] 11/8 154/16 184/6 191/14 205/22 Uh-huh [4] 11/8 154/16 184/6 191/14 ultimately [1] 44/22 Um [1] 214/23 unapproved [1] 214/15 unbiased [1] 44/6 under [9] 10/20 36/22 113/4 119/11 140/6 176/12 186/22 186/24 209/1 under-21 [1] 209/1 undercover [2] 215/7 216/4 understand [35] 7/25 14/8 14/12 21/25 33/14 33/16 33/17 34/21 43/4 59/14 62/23 69/4 70/10 77/16 81/16 83/12 93/7 94/18 100/4 104/9 108/3 112/13 116/18 127/6 131/18 131/22 133/3 143/16 146/3 152/15 164/2 206/2 207/16 213/25 222/25 understanding [15] 6/15 8/9 16/2 30/12 105/23 106/8 106/17 106/24 106/25 135/15	up [115] 4/7 8/18 8/19 11/4 12/5 12/17 13/3 14/1 15/16 18/8 18/9 18/12 18/13 20/3 24/7 25/1 28/7 28/8 31/8 31/12 31/15 34/17 34/23 34/24 38/19 38/20 39/6 41/9 41/14 41/14 42/13 42/14 47/17 48/2 49/15 51/22 55/7 55/14 58/14 58/24 60/7 61/15 67/14 68/6 68/6 68/7 68/11 68/13 68/15 73/14 74/10 74/22 74/24 75/10 84/24 87/13 92/4 94/11 94/21 96/1 106/1 108/10 112/17 113/16 115/23 119/7 122/17 124/10 133/24 134/7 134/8 135/5 139/22 141/23 143/20 148/13 151/14 165/10 165/18 168/4 168/5 168/6 169/15 169/23 170/7 170/12 170/16 170/18 170/21 172/24 173/23 176/16 181/2 181/19 181/22 182/1 188/20 191/5 195/2 198/7 199/20 205/17 207/3 207/7 207/8 209/18	vacation [4] 220/6 220/8 220/13 220/16 Vague [7] 22/8 30/24 34/12 127/21 152/12 202/20 204/13 vaguely [1] 163/15 Valley [1] 163/13 value [4] 54/2 56/13 57/18 65/7 various [4] 14/9 99/6 138/11 150/4 vault [1] 39/7 VEGAS [11] 4/1 8/13 8/15 8/15 67/9 80/23 114/16 147/20 148/13 148/18 230/12 vegetable [1] 184/12 verified [1] 54/17 verify [3] 26/6 54/19 222/3 versus [1] 81/13 vertically [1] 7/13 very [12] 10/11 16/19 19/2 30/18 30/18 68/5 73/11 84/24 120/5 142/5 152/21 216/21 vicinity [1] 16/11 video [2] 161/12 162/5 viewed [1] 62/12	

<p>V</p> <p>violation [3] 36/22 203/12 204/14</p> <p>violations [2] 203/15 209/12</p> <p>visceral [2] 206/4 206/10</p> <p>visit [2] 99/6 148/18</p> <p>VISUAL [1] 230/4</p> <p>voice [5] 73/14 75/10 93/16 155/24 156/9</p> <p>voicemails [2] 94/13 94/17</p> <p>voting [1] 19/19</p>	<p>101/15 103/5 105/19 106/9 106/22 110/14 114/5 123/22 125/20 126/19 137/3 145/19 149/11 166/4 173/4 173/6 182/19 182/23 193/19 200/11 213/12</p> <p>ways [1] 166/12</p> <p>we [285]</p> <p>we'd [2] 44/12 193/22</p> <p>we'll [5] 28/10 74/12 107/5 173/10 207/8</p> <p>we're [32] 5/15 8/1 9/10 14/23 25/6 31/16 42/25 47/12 59/8 67/5 67/6 68/5 74/9 82/8 86/14 102/14 114/1 120/13 125/12 132/2 138/7 142/11 160/24 161/9 161/10 183/22 195/21 207/15 228/15 228/20 228/24 228/25</p> <p>we've [17] 24/6 32/9 32/9 44/17 50/8 57/24 58/12 59/5 60/12 82/7 85/14 115/24 132/1 148/7 168/4 218/6 227/7</p> <p>weaknesses [1] 65/15</p> <p>weeds [1] 64/15</p> <p>week [6] 46/12 95/1 131/2 132/22 132/24 133/4</p> <p>weeks [3] 127/10 128/3 128/13</p> <p>WELCH [3] 2/20 4/25 74/17</p> <p>welcome [2] 28/8 214/5</p> <p>well [116] 7/15 9/24 11/21 11/24 14/7 15/14 16/19 19/7 21/5 24/7 24/21 26/11 27/4 27/21 28/5 30/18 32/1 32/24 33/9 40/23 41/12 43/6 43/17 43/17 44/1 45/9 48/15 49/10 62/5 65/9 65/13 65/21 66/21 67/8 67/20 68/8 70/25 76/14 81/19 83/19 85/16 86/18 87/2 87/7 89/8 92/10 94/17 96/8 98/12 99/2 99/13 99/14 99/21 100/8 100/19 100/21 106/3 108/9 110/12 112/10 113/14 115/24 116/9 118/16 120/16 122/5 125/8 125/21 128/5 128/11 129/25 131/14 131/24 137/19 139/8 142/14 145/6 146/2 150/20 156/6 157/2 158/9 160/6 160/23 161/21 163/17 163/18 164/1 165/21 168/3 172/3 177/3 177/21 178/14 182/12 183/18 186/24 189/6 190/6 193/17 195/15</p>	<p>198/11 198/23 199/13 203/3 206/4 206/9 207/1 212/10 214/6 215/4 217/3 223/25 224/10 226/5 227/12</p> <p>Wendover [3] 7/18 7/19 172/24</p> <p>went [25] 38/22 39/5 39/12 39/12 39/18 40/3 47/13 67/15 70/8 108/7 111/18 112/17 114/22 117/8 127/5 160/10 160/14 161/15 162/8 171/12 191/12 200/17 200/21 201/3 222/1</p> <p>Werbicky [2] 228/9 228/10</p> <p>were [256]</p> <p>weren't [6] 72/19 83/7 126/2 136/4 149/25 151/23</p> <p>West [3] 7/18 7/19 172/23</p> <p>West Wendover [1] 7/18</p> <p>wet [2] 123/23 197/2</p> <p>what [242]</p> <p>what's [15] 13/5 49/15 53/11 106/4 130/11 146/22 164/4 183/16 186/21 186/24 188/5 192/2 206/3 207/19 212/8</p> <p>whatever [4] 67/19 113/19 172/25 223/17</p> <p>whatnot [1] 170/1</p> <p>wheelhouse [1] 194/10</p> <p>when [90] 6/21 11/17 28/3 36/16 42/15 42/19 45/17 46/23 50/14 61/4 63/4 65/13 67/15 72/11 72/18 76/15 79/14 79/19 83/7 84/7 84/9 86/7 87/6 88/2 91/24 93/5 93/6 93/12 93/20 94/25 96/9 98/6 99/4 99/23 100/2 100/2 100/6 100/8 100/9 103/8 104/1 104/11 104/23 104/24 105/16 108/8 108/11 111/5 111/24 116/10 116/19 116/23 117/4 117/12 119/13 120/11 130/6 133/18 140/21 149/1 150/7 155/11 158/6 162/9 162/9 164/7 165/2 165/4 168/2 169/6 169/15 170/24 172/4 176/18 176/23 177/10 178/9 189/16 201/18 209/10 209/22 216/14 220/3 220/8 220/12 220/15 221/10 222/7 222/21 225/21</p> <p>whenever [1] 133/16</p> <p>where [50] 32/8 38/17 38/19 52/8 60/22 61/11 65/1 70/5 70/19 75/23</p>	<p>78/22 105/23 111/15 111/18 111/20 111/21 111/23 111/24 111/24 113/1 140/22 141/2 141/15 143/8 144/5 144/8 144/20 144/22 145/22 146/5 146/11 146/21 148/21 149/18 150/12 151/1 151/17 151/25 152/1 155/20 156/23 167/21 168/14 189/19 190/3 191/10 193/15 200/20 200/20 200/20</p> <p>whereas [1] 146/18</p> <p>wherever [1] 35/13</p> <p>whether [19] 26/5 51/12 62/18 65/5 89/16 89/19 101/18 102/7 144/23 145/9 145/17 146/5 157/19 159/7 171/19 181/24 206/5 213/13 213/19</p> <p>which [40] 6/15 7/11 14/2 17/10 20/18 23/12 23/21 25/9 25/10 25/11 26/24 33/24 34/4 35/22 43/7 50/4 55/8 59/13 61/10 80/23 84/24 93/7 99/5 110/14 132/14 141/23 146/10 146/13 149/13 163/7 188/22 194/5 194/12 196/3 199/6 200/11 222/14 222/19 223/7 223/8</p> <p>while [20] 26/15 39/18 40/23 41/12 66/9 66/25 85/19 85/19 85/20 92/16 105/9 105/18 108/5 118/6 164/14 165/12 200/17 207/24 216/3 228/6</p> <p>white [7] 35/22 44/12 53/8 53/13 53/14 224/10 224/14</p> <p>Whitney [2] 35/24 35/25</p> <p>Whittier [1] 208/22</p> <p>who [71] 4/21 13/11 16/18 20/10 20/13 21/17 26/6 30/21 31/22 32/7 35/24 36/5 36/7 43/19 43/20 44/9 50/14 61/24 63/16 91/15 95/15 99/13 99/19 99/20 101/2 101/5 102/19 102/20 106/10 107/16 108/21 110/25 116/5 119/17 119/20 120/21 122/7 122/24 125/3 125/6 125/16 130/19 131/11 133/5 133/6 139/7 139/7 142/25 153/13 154/17 154/19 155/2 155/4 158/17 158/17 169/2 170/2 170/23 170/25 173/15 180/10 185/8 187/1 191/20 200/3</p>	<p>210/20 219/5 220/18 224/23 224/25 225/24 who's [6] 4/6 42/4 55/21 55/21 183/5 188/4</p> <p>whoever [4] 107/20 125/5 170/3 223/17</p> <p>whole [8] 10/22 40/15 46/6 46/14 82/16 103/1 113/9 207/5</p> <p>whom [1] 173/1</p> <p>Whoops [1] 215/10</p> <p>whose [6] 12/10 12/25 13/23 27/18 28/1 30/22</p> <p>why [48] 15/13 30/12 43/16 43/25 47/12 50/12 52/5 58/10 59/16 59/17 62/2 62/4 64/4 65/13 66/19 68/4 68/24 69/25 69/25 76/3 77/2 79/10 89/6 92/3 92/22 95/7 98/24 126/21 126/24 127/4 131/25 133/3 138/9 139/14 176/5 176/5 176/7 185/14 186/3 190/11 192/3 192/8 193/11 193/11 196/13 201/7 222/23 223/15</p> <p>wide [1] 85/18</p> <p>wife [3] 48/9 48/14 175/24</p> <p>wife's [1] 93/1</p> <p>will [45] 5/1 7/2 8/6 11/1 14/7 18/9 25/13 25/14 25/21 27/13 62/10 75/12 75/14 97/17 112/25 117/15 131/3 132/11 134/8 140/22 141/2 141/16 141/20 143/9 144/6 144/9 144/20 144/23 145/19 145/23 146/5 149/14 149/19 151/18 161/7 163/20 184/19 207/19 209/17 211/6 211/25 217/6 224/14 224/20 229/6</p> <p>WILLIAM [1] 2/4</p> <p>WILLIAMS [2] 230/12 230/16</p> <p>WILLIAMSON [4] 2/18 3/6 3/8 38/13</p> <p>willing [1] 58/14</p> <p>win [2] 16/16 55/24</p> <p>winning [1] 58/19</p> <p>wipe [2] 38/2 59/1</p> <p>wiped [2] 74/16 74/18</p> <p>wise [2] 48/10 48/14</p> <p>wish [4] 37/19 37/20 37/22 73/7</p> <p>within [4] 45/18 64/21 81/18 111/25</p> <p>without [12] 27/22 77/2 115/11 130/1 140/15 140/17 144/19 153/1 162/21 168/7 169/9 169/13</p> <p>witness [19] 4/6 4/9</p>
--	--	--	--	---

W
witness... [17] 37/18
 75/1 89/13 95/9 123/14
 130/17 132/12 133/5
 162/14 178/15 207/24
 213/22 214/2 228/14
 228/20 228/24 228/25
WITNESSES [1] 3/3
woman [1] 23/3
won [1] 159/3
won't [1] 73/12
wonder [1] 190/16
wondering [1] 19/7
word [9] 61/16 61/17
 65/15 86/8 90/4 155/23
 159/3 159/4 163/17
words [5] 60/10 65/23
 73/10 160/6 166/11
wore [1] 122/19
work [24] 36/6 39/2
 39/5 40/2 58/14 61/1
 76/18 78/9 78/10 78/22
 79/17 80/11 81/15 88/9
 88/14 88/17 105/19
 109/15 122/20 155/20
 196/7 221/7 221/10
 229/6
worked [13] 35/25 39/6
 40/12 52/24 57/24
 58/20 61/8 64/23 76/23
 78/11 86/17 151/10
 176/12
working [16] 18/10
 76/15 77/4 101/2 103/5
 112/5 143/22 150/4
 150/7 193/13 212/10
 213/6 214/21 215/17
 220/20 225/1
works [1] 151/6
workshops [2] 104/5
 149/11
worse [2] 120/15
 120/15
worth [1] 228/17
would [202] 10/4 10/19
 14/12 25/4 25/11 25/20
 25/24 25/25 26/6 26/8
 27/21 29/2 30/10 35/22
 36/16 36/16 37/10
 37/10 37/15 37/16
 37/24 37/25 38/1 38/9
 44/10 48/12 49/1 60/21
 62/8 62/9 62/11 62/11
 66/12 69/8 71/24 73/2
 73/3 80/4 80/10 80/23
 80/25 82/16 83/25
 93/15 93/19 93/20
 93/21 94/6 94/11 96/24
 98/10 98/13 98/16
 98/16 98/18 99/6
 101/17 103/1 105/12
 105/12 106/20 106/20
 107/17 108/13 108/21
 109/4 109/14 109/18
 109/25 110/1 111/25
 113/20 115/1 117/7
 119/8 119/9 120/6
 120/21 122/19 123/4

123/4 123/9 124/13
 125/4 125/10 125/10
 125/21 125/22 125/23
 126/25 128/6 128/21
 128/21 129/1 129/9
 129/12 129/23 131/11
 131/12 132/11 133/7
 133/8 134/22 134/22
 136/6 137/6 137/6
 138/21 138/23 139/5
 140/5 142/3 142/22
 144/16 144/24 144/24
 145/4 145/21 145/25
 146/2 146/12 152/19
 152/20 153/1 156/2
 156/2 158/16 159/14
 159/19 159/24 160/10
 161/6 161/17 161/24
 162/2 163/5 164/1
 164/1 164/13 164/13
 168/2 168/14 169/7
 169/24 170/3 170/4
 173/3 173/3 173/4
 173/6 173/8 175/4
 175/11 175/24 176/18
 177/10 177/10 180/7
 181/5 181/6 182/17
 184/8 185/13 186/7
 186/7 188/9 190/9
 190/18 192/18 193/18
 196/16 196/16 196/18
 196/25 197/5 199/5
 199/19 202/13 202/13
 203/3 203/3 203/8
 203/10 203/10 203/13
 204/25 205/15 205/20
 211/13 213/8 214/25
 214/25 215/4 215/4
 219/12 219/12 219/16
 219/16 220/22 220/24
 225/12 229/2
wouldn't [13] 48/9
 62/4 66/16 66/19 67/5
 71/23 93/17 130/16
 142/4 161/21 169/23
 203/7 204/7
wrecked [1] 178/10
write [2] 103/25 209/18
write-up [1] 209/18
writing [1] 105/11
written [2] 100/8 136/9
wrong [3] 61/17 166/4
 190/13
wrote [4] 35/11 224/23
 224/25 226/5

X

XI [1] 1/5

Y

y'all [3] 65/19 65/21
 65/21
yeah [83] 6/6 8/2 18/23
 21/15 23/20 24/22
 27/10 27/24 28/18
 31/17 33/16 41/1 41/4
 41/5 42/3 44/11 45/18
 46/20 48/10 48/12
 49/18 50/6 52/2 52/10

52/17 53/17 60/8 68/13
 68/14 70/9 83/1 85/12
 85/15 85/15 87/2 91/6
 93/9 99/16 102/24
 105/5 105/14 106/6
 106/7 116/8 119/3
 122/3 123/19 123/21
 126/11 134/20 135/14
 137/17 139/2 141/19
 145/3 146/20 152/4
 153/22 154/16 159/10
 160/18 161/9 162/20
 165/20 166/21 172/19
 173/8 182/25 183/8
 184/9 184/15 188/20
 195/22 205/22 205/25
 206/12 207/17 208/8
 210/4 215/12 215/22
 221/6 221/19
year [15] 70/18 70/20
 70/21 80/14 80/15 81/5
 91/25 92/2 92/3 92/23
 94/22 128/12 142/6
 170/11 177/3
years [20] 9/7 39/7
 40/4 40/14 58/13 58/21
 76/24 77/6 77/7 78/6
 78/18 80/3 81/4 81/25
 82/7 120/14 182/18
 185/1 187/17 190/25
yellow [2] 224/9
 224/12
Yemenidjian [30]
 153/11 154/14 154/18
 154/20 155/7 155/12
 156/4 157/9 160/8
 160/14 161/15 162/8
 162/21 163/13 164/24
 166/3 166/14 167/10
 167/13 167/17 168/5
 169/4 169/5 169/6
 169/13 169/15 210/21
 210/23 211/11 223/8
yes [393]
yet [9] 119/19 161/1
 164/25 192/13 204/9
 215/21 219/13 220/13
 220/16
you [1478]
you'd [10] 4/7 34/13
 38/7 74/22 82/15
 115/21 142/21 176/8
 182/22 186/5
You'll [1] 15/15
you're [40] 6/21 11/6
 16/9 18/16 24/7 24/18
 28/8 31/10 32/2 35/13
 35/22 36/20 63/14
 65/19 67/8 73/14 99/20
 120/23 130/8 130/8
 131/1 132/15 133/16
 134/3 136/1 136/8
 138/17 138/20 163/16
 174/24 177/4 189/11
 189/16 194/11 198/12
 198/18 210/6 212/13
 214/5 223/22
you've [28] 16/9 18/5
 42/25 50/19 68/14

79/19 91/9 92/22 99/9
 99/17 113/9 117/25
 123/17 124/19 126/16
 128/11 138/8 145/7
 163/5 166/6 168/5
 176/20 181/13 196/20
 207/18 208/2 215/23
 217/12
young [2] 215/6 215/18
young-looking [2]
 215/6 215/18
your [233]
yours [1] 191/8
yourself [4] 42/9 64/11
 79/4 113/10
yourselves [1] 61/6
Youth [1] 82/20

Z

zero [1] 137/22
zeros [2] 222/2 222/4

IN THE SUPREME COURT OF THE STATE OF NEVADA

IN RE: D.O.T. LITIGATION

TGIG, LLC; NEVADA HOLISITIC
MEDICINE, LLC; GBS NEVADA
PARTNERS, LLC; FIDELIS HOLDINGS,
LLC; GRAVITAS NEVADA, LLC;
NEVADA PURE, LLC; MEDIFARM, LLC;
MEDIFARM IV LLC; THC NEVADA, LLC;
HERBAL CHOICE, INC.; RED EARTH LLC;
NEVCANN LLC, GREEN THERAPEUTICS
LLC; AND GREAN LEAF FARMS
HOLDINGS LLC,

Appellants,

vs.

THE STATE OF NEVADA, ON RELATION
OF ITS DEPARTMENT OF TAXATION,

Respondent.

Supreme Court Case No.: 82014

District Court Case No.: A787004

PLAINTIFFS' JOINT APPENDIX

VOLUME 307 OF 343

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TABLE OF CONTENT

Chronological by Date Filed¹

TAB#	Document	Vol.	Date	Pages
1	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/10/2018	000001-000012
2	FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/18/2018	000013-000025
3	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/19/2018	000026-000036
4	COMPLAINT	1	1/4/2019	000037-000053
5	COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	1	1/4/2019	000054-000078
6	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	1/16/2019	000079-000092
7	ANSWER TO PLAINTIFFS' FIRST AMENDED COMPLAINT AND COUNTERCLAIM	1	3/15/2019	000093-000107
8	MOTION FOR PRELIMINARY INJUNCTION	2	3/18/2019	000108-000217
9	PLAINTIFFS' COUNTER-DEFENDANTS' ANSWER TO COUNTERCLAIM	2	4/5/2019	000218-000223
10	ANSWER TO AMENDED COMPLAINT	2	4/10/2019	000224-000236
11	DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	2	4/16/2019	000237-000251
12	CLEAR RIVER, LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	2	5/7/2019	000252-000269
13	OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION	3 thru 4	5/9/2019	000270-000531
14	APPENDIX OF EXHIBITS TO NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO SERENITY WELLNESS CENTER, LLC AND RELATED	5 thru 7	5/9/2019	000532-000941

¹ Pursuant to NRAP 30(c)(1), “[t]ranscripts that are included in the appendix shall be placed in chronological order by date of the hearing or trial.” Accordingly, the controlling date for the placement of a transcript in this appendix is the hearing date, not the date the transcript was filed with the district court.

	PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION			
15	NEVADA ORGANIC REMIDIES, LLC'S OPPOSITION TO SERENITY WELLNESS CENTER, LLC AND RELATED PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION	8	5/9/2019	000942-000974
16	DEFENDANT IN INTERVENTION'S OPPOSITION TO PLAINTIFFS' APPLICATION FOR A TEMPORARY RESTRAINING ORDER	8	5/10/2019	000975-001024
17	DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' FIRST AMENDED COMPLAINT	8	5/16/2019	001025-001037
18	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	8	5/16/2019	001038-001041
19	ANSWER TO COMPLAINT	8	5/20/2019	001042-001053
20	PLAINTIFFS' OMNIBUS REPLY IN SUPPORT OF MOTION FOR PRELIMINARY INJUNCTION	8	5/22/2019	001054-001067
21	INTERVENING DEFENDANTS' JOINDER AND SUPPLEMENTAL BRIEFING IN SUPPORT OF THE STATE OF NEVADA'S AND NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION; AND LONE MOUNTAIN PARTNERS, LLC'S OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION OR FOR WRIT OF MANDAMUS	9	5/23/2019	001068-001133
22	EVIDENTIARY HEARING - DAY 1	10 thru 11	5/24/2019	001134-001368
23	EVIDENTIARY HEARING - DAY 2 VOLUME I OF II	12	5/28/2019	001369-001459
24	EVIDENTIARY HEARING - DAY 2 VOLUME II	13	5/28/2019	001460-001565
25	EVIDENTIARY HEARING - DAY 3 VOLUME I OF II	14	5/29/2019	001566-001663

26	EVIDENTIARY HEARING - DAY 3 VOLUME II	15	5/29/2019	001664-001807
27	EVIDENTIARY HEARING - DAY 4	16 thru 17	5/30/2019	001808-002050
28	EVIDENTIARY HEARING - DAY 5 VOLUME I OF II	18	5/31/2019	002051-002113
29	EVIDENTIARY HEARING - DAY 5 VOLUME II	19 thru 20	5/31/2019	002114-002333
30	LONE MOUNTAIN PARTNERS, LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	21	6/5/2019	002334-002344
31	EVIDENTIARY HEARING - DAY 6	22 thru 23	6/10/2019	002345-002569
32	EVIDENTIARY HEARING - DAY 7	24 thru 25	6/11/2019	002570-002822
33	DEFENDANTS' ANSWER TO PLAINTIFFS' COMPLAINT WITH COUNTERCLAIM	26	6/14/2019	002823-002846
34	EVIDENTIARY HEARING - DAY 8 VOLUME I OF II	26	6/18/2019	002847-002958
35	EVIDENTIARY HEARING - DAY 8 VOLUME II	27	6/18/2019	002959-003092
36	EVIDENTIARY HEARING - DAY 9 VOLUME I OF II	28	6/19/2019	003093-003215
37	EVIDENTIARY HEARING - DAY 9 VOLUME II	29	6/19/2019	003216-003348
38	EVIDENTIARY HEARING - DAY 10 VOLUME I OF II	30	6/20/2019	003349-003464
39	EVIDENTIARY HEARING - DAY 10 VOLUME II	31	6/20/2019	003465-003622
40	INTERVENOR DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' SECOND AMENDED COMPLAINT	31	6/24/2019	003623-003639
41	INTERVENOR DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFF'S COMPLAINT	32	7/3/2019	003640-003652
42	FIRST AMENDED COMPLAINT	32	7/3/2019	003653-003670
43	EVIDENTIARY HEARING - DAY 11	32	7/5/2019	003671-003774

44	EVIDENTIARY HEARING - DAY 12	33	7/10/2019	003775-003949
45	CORRECTED FIRST AMENDED COMPLAINT.	34	7/11/2019	003950-003967
46	EVIDENTIARY HEARING - DAY 13 VOLUME I OF II	34	7/11/2019	003968-004105
47	EVIDENTIARY HEARING - DAY 13 VOLUME II	35	7/11/2019	004106-004227
48	PLAINTIFFS-COUNTER DEFENDANTS' ANSWER TO COUNTERCLAIM	35	7/12/2019	004228-004236
49	EVIDENTIARY HEARING - DAY 14	36	7/12/2019	004237-004413
50	ANSWER TO CORRECTED FIRST AMENDED COMPLAINT	37	7/15/2019	004414-004425
51	EVIDENTIARY HEARING - DAY 15	37	7/15/2019	004426-004500
52	EVIDENTIARY HEARING - DAY 15 VOLUME II	38	7/15/2019	004501-004679
53	GREENMART OF NEVADA NLC LLC'S ANSWER TO PLAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/17/2019	004680-004694
54	LONE MOUNTAIN PARTNERS, LLC'S ANSWER TO LAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/22/2019	004695-004705
55	CLEAR RIVER, LLC'S ANSWER TO PLAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/26/2019	004706-004723
56	EVIDENTIARY HEARING - DAY 16	39	7/28/2019	004724-004828
57	EVIDENTIARY HEARING - DAY 17 VOLUME I OF II	40	8/13/2019	004829-004935
58	EVIDENTIARY HEARING - DAY 17 VOLUME II	41	8/13/2019	004936-005027
59	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	41	8/14/2019	005028-005030
60	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	41	8/14/2019	005031-005033
61	EVIDENTIARY HEARING - DAY 18	42 thru 43	8/14/2019	005034-005222
62	EVIDENTIARY HEARING - DAY 19	44	8/15/2019	005223-005301
63	EVIDENTIARY HEARING - DAY 20	45	8/16/2019	005302-005468

64	FINDINGS OF FACT AND CONCLUSIONS OF LAW GRANTING PRELIMINARY INJUNCTION	46	8/23/2019	005469-005492
65	HEARING ON OBJECTIONS TO STATE'S RESPONSE, NEVADA WELLNESS CENTER'S MOTION RE COMPLIANCE RE PHYSICAL ADDRESS, AND BOND AMOUNT SETTING	46	8/29/2019	005493-005565
66	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	46	9/5/2019	005566-005592
67	FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/6/2019	005593-005698
68	DEFENDANT-RESPONDENT'S GOOD CHEMISTRY NEVADA, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/27/2019	005699-005707
69	D LUX, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/27/2019	005708-005715
70	FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	47	9/29/2019	005716-005731
71	ANSWER TO COMPLAINT	47	10/1/2019	005732-005758
72	DEFENDANT RURAL REMEDIES, LLC ANSWER TO FIRST AMENDED COMPLAINT	47	10/1/2019	005759-005760
73	DEFENDANTS MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S ANSWER	48	10/3/2019	005761-005795
74	APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	48	10/10/2019	005796-005906
75	DEFENDANT-INTERVENOR CLEAR RIVER, LLC'S ORDER DENYING IT'S MOTION FOR PARTIAL SUMMARY JUDGEMENT ON THE PETITION FOR JUDICIAL REVIEW CAUSE OF ACTION	48	11/7/2019	005907-005912

76	ANSWER TO FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	48	11/8/2019	005913-005921
77	ERRATA TO ANSWER TO FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	48	11/8/2019	005922-005930
78	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI MANDAMUS, AND PROHIBITION	49	11/12/2019	005931-005937
79	ANSWER TO FIRST AMENDED COMPLAINT GRAVITAS NEVADA LTD	49	11/12/2019	005938-005942
80	ORDER DENYING 1) ORGANIC REMEDIES, LLC'S MOTION TO DISSOLVE PRELIMINARY INJUNCTION AND TO STAY PRELIMINARY INJUNCTION PENDING APPEAL AND 2) LONE MOUNTAIN PARTNERS, LLC'S	49	11/19/2019	005943-005949
81	AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	11/21/2019	005950-006004
82	EUPHORIA WELLNESS, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	49	11/21/2019	006005-006011
83	NOTICE OF ENTRY OF ORDER DENYING MM DEVELOPMENT COMPANY, INC.'S AND LIVFREE WELLNESS, LLC'S MOTION TO ALTER OR AMEND FINDINGS OF FACT AND CONCLUSION OF LAW,	49	11/22/2019	006012-006015
84	ORDER DENYING MM DEVELOPMENT COMPANY, INC. 'S AND LIVFREE WELLNESS LLC'S MOTION TO ALTER AMEND FINDINGS OF FACT AND CONCLUSION OF LAW	49	11/22/2019	006016-006017
85	BUSINESS COURT ORDER	49	11/25/2019	006018-006022

86	ORDER GRANTING MOTION FOR LEAVE TO FILE SECOND AMENDED COMPLAINT IN CASE NO. A-786962	49	11/26/2019	006023-006024
87	TGIG SECOND AMENDED COMPLAINT	49	11/26/2019	006025-006047
88	REPLY IN SUPPORT OF AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	12/6/2019	006048-006057
89	HEARING ON APPLICATION OF NEVADA ORGANIC REMEDIES FOR WRIT OF MANDAMUS TO COMPEL STATE TO MOVE IT TO TIER 2 OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	12/9/2019	006058-006068
90	LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	49	12/10/2019	006069-006081
91	NOTICE OF HEARING	49	12/13/2019	006082-006087
92	DEFENDANT'S ANSWER TO DH FLAMINGO INC'S ET AL., FIRST AMENDED COMPLAINT	50	12/16/2019	006088-006105
93	DEFENDANT'S ANSWER TO DH FLAMINGO INC'S ET AL., FIRST AMENDED COMPLAINT	50	12/16/2019	006106-006123
94	PLAINTIFFS' OPPOSITION TO LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	50	12/20/2019	006124-006206
95	OPPOSITION TO HELPING HANDS WELLNESS CTR, INC.'S APPLICATION FOR WRIT OF MANDAMUS	50	12/27/2019	006207-006259
96	ORDER DENYING MOTION FOR STAY AND GRANTING IN PART MOTION TO EXPEDITE	50	12/30/2019	006260-006262
97	ORDER DENYING THE DEPARTMENT OF TAXATION OBJECTION TO DISCOVERY COMMISSIONER'S REPORT AND RECOMMENDATIONS	51	12/31/2019	006263-006263
98	NOTICE OF ENTRY OF ORDER	51	1/3/2020	006264-006271

99	GREENMART OF NEVADA NLV LLC'S ANSWER TO D.H. FLAMINGO PLAINTIFFS' FIRST AMENDED COMPLAINT	51	1/6/2020	006272-006295
100	NV WELLNESS CENTER, LLC'S MOTION TO COMPEL ON AN ORDER SHORTENING TIME	51	1/8/2020	006296-006358
101	LONE MOUNTAIN PARTNERS, LLC'S REPLY IN SUPPORT OF MOTION TO DISMISS SECOND AMENDED COMPLAINT	51	1/8/2020	006359-006368
102	OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL	52	1/10/2020	006369-006439
103	ESSENCE ENTITIES' ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	52	1/14/2020	006440-006468
104	NOTICE OF ENTRY OF ORDER	52	1/14/2020	006469-006474
105	ORDER DENYING NEVADA ORGANIC REMEDIES, LLC'S AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC	52	1/14/2020	006475-006477
106	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO FIRST AMENDED COMPALINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	52	1/21/2020	006478-006504
107	ERRATA TO DECLARATION OF ALFRED TERTERYAN IN SUPPORT OF HELPING HANDS WELLNESS CENTER, INC.'S APPLICATION FOR WRIT OF MANDAMUS	52	1/24/2020	006505-006506
108	AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/28/2020	006507-006542
109	DEPARTMENT OF TAXATION'S ANSWER TO PLAINTIFF SERENITY PARTIES' SECOND AMENDED COMPLAINT	53	1/28/2020	006543-006559
110	DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/28/2020	006560-006588

111	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/29/2020	006589-006609
112	HEARING ON OBJECTIONS TO SUBPOENAS DUCES TECUM, MOTIONS FOR PROTECTIVE ORDERS, APPLICATION OF FOR WRIT OF MANDAMUS, MOTION FOR SETTING SETTLEMENT CONFERENCE, AND MOTION TO REDACT AND SEAL EXHIBITS 4 AND 5	53	1/31/2020	006610-006657
113	ANSWER TO D.H. FLAMINGO PARTIES' FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/5/2020	006658-006697
114	FINDINGS OF FACT AND CONCLUSIONS OF LAW GRANTING PRELIMINARY INJUNCTION	54	2/7/2020	006698-006722
115	DEFENDANT-RESPONDENT NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/7/2020	006723-006752
116	DEFENDANT-RESPONDENT STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/7/2020	006753-006781
117	SECOND AMENDED COMPLAINT	54	2/11/2020	006782-006805
118	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO THE SERENITY PLAINTIFFS' SECOND AMENDED COMPLAINT	54	2/12/2020	006806-006814
119	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO ETW PLAINTIFFS' THIRD AMENDED COMPLAINT	54	2/12/2020	006815-006822

120	GREENMART OF NEVADA NLV LLC'S ANSWER TO ETW MANAGEMENT GROUP LLC, GLOBAL HARMONY LLC, GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, HERBAL CHOICE INC., JUST QUALITY LLC, LIBRA WELLNESS CENTER, LLC, ROMBOUGH REAL ESTATE INC. DBA MOTHER HERB, NEVCANN LLC, RED EARTH LLC, THC NEVADA LLC, ZION GARDENS LLC AND MMOF VEGAS RETAIL, INC.'S THIRD AMENDED COMPLAINT	55	2/12/2020	006823-006841
121	ANSWER TO D.H. FLAMINGO PLAINTIFFS' FIRST AMENDED COMPLAINT AND PETITION FOR REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/12/2020	006842-006853
122	CPCM HOLDINGS, LLC D/B/A THRIVE CANNABIS MARKETPLACE'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/13/2020	006854-006867
123	ANSWER TO SERENITY PLAINTIFFS' SECOND AMENDED COMPLAINT	55	2/14/2020	006868-006876
124	CIRCLE S FARMS LLC'S ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/18/2020	006877-006884
125	ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION	55	2/18/2020	006885-006910
126	GREENMART OF NEVADA NLV LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/18/2020	006911-006921
127	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION	55	2/18/2020	006922-006935
128	ORDER GRANTING IN PART AND DENYING IN PART THE DEPARTMENT OF TAXATION'S MOTIONS FOR PROTECTIVE ORDER ON ORDER SHORTENING TIME	55	2/19/2020	006936-006941

129	CIRCLE S FARMS LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/20/2020	006942-006949
130	NOTICE OF FILING OF EMERGENCY PETITION FOR WRIT OF MANDAMUS OR PROHIBITION UNDER NRAP 21(a)6)	55	2/21/2020	006950-006951
131	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND/OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/25/2020	006952-006958
132	GREENMART OF NEVADA NLV LLC'S ANSWER TO QUALCAN LLC'S SECOND AMENDED COMPLAINT	55	2/25/2020	006959-006970
133	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/26/2020	006971-006983
134	GREENMART OF NEVADA NLV LLC'S MOTION TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/28/2020	006984-006987
135	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC ANSWER TO NATURAL MEDICINE, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	2/28/2020	006988-007000
136	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT/RESPONDENT STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND/OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	2/28/2020	007001-007012

137	GREENMART OF NEVADA NLV LLC'S ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	3/6/2020	007013-007024
138	GREENMART OF NEVADA NLV LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	3/6/2020	007025-007036
139	QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	56	3/13/2020	007037-007057
140	PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL GREENMART OF NEVADA, LLC TO PRODUCE KENNETH LEE AND HAE LEE FOR DEPOSITION ON ORDER SHORTENING TIME	56	3/16/2020	007058-007074
141	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL GREENMART TO ALSO PRODUCE KENNETH LEE AND HAE LEE FOR DEPOSITION	56	3/18/2020	007075-007080
142	NEVADA WELLNESS CENTER, LLC'S JOINDER TO ETW PLAINTIFFS' MOTION TO COMPEL PRIVILEGE LOGS	56	3/20/2020	007081-007083
143	NEVADA WELLNESS CENTER, LLC'S JOINDER TO ETW PLAINTIFFS' MOTION TO COMPEL	56	3/20/2020	007084-007086
144	GREENMART OF NEVADA NLV LLC'S RESPONSE IN OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	56	3/23/2020	007087-007095
145	CLEAR RIVER, LLC'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS ON ORDER SHORTENING TIME	56	3/27/2020	007096-007099
146	NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO QUALCAN'S PETITION FOR WRIT OF MANDAMUS	56	3/27/2020	007100-007143
147	PLAINTIFF NEVADA WELLNESS CENTER, LLC'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	57	3/27/2020	007144-007175
148	DEPARTMENT OF TAXATION'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	57	3/27/2020	007176-007182

149	THE ESSENCE ENTITIES' OPPOSITION TO ETW PLAINTIFFS' 1) MOTION TO COMPEL AND 2) MOTION TO COMPEL PRIVILEGE LOGS	57	3/27/2020	007183-007293
150	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF'S MOTION TO COMPEL PRIVILEGE LOGS AND COUNTER MOTION FOR SANCTIONS PURSUANT TO NRCP 37	57	3/30/2020	007294-007310
151	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF'S MOTION TO COMPEL SUPPLEMENTAL RESPONSES	58	3/30/2020	007311-007329
152	ORDER DENYING DEFENDANT JORGE PUPO'S MOTION TO DISMISS	58	3/30/2020	007330-007332
153	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO ETW PLAINTIFFS' MOTION TO COMPEL PRIVILEGE LOGS	58	4/3/2020	007333-007336
154	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO ETW PLAINTIFFS' MOTION TO COMPEL	58	4/3/2020	007337-007346
155	DEPARTMENT OF TAXATION'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/8/2020	007347-007360
156	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/8/2020	007361-007373
157	CIRCLE S FARMS LLC'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/9/2020	007374-007381
158	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE ADDITIONAL DOCUMENTS ON ORDER SHORTENING TIME	58	4/9/2020	007382-007395

159	NOTICE OF ENTRY OF ORDER DENYING MM DEVELOPMENT COMPANY, INC.'S MOTION TO STRIKE AND-OR DISMISS D.H. FLAMINGO, INC.'S COUNTERCLAIM	58	4/9/2020	007396-007400
160	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S MOTION TO DISMISS 1) NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS;(2) STRIVE WELLNESS' COMPLAINT; (3) RURAL REMEDIES AMENDED COMPLAINT; (4) QUALCAN'S AMENDED COMPLAINT; (5) HIGH SIERRA HOLISTICS COMPLAINT AND (6) NATURAL MEDICINE'S COMPLAINT FOR FAILING TO COMPLY WITH NRS 233B.130(2)(D)	59 thru 60	4/14/2020	007401-007717
161	DEFENDANT PUPO'S ANSWER TO RURAL REMEDIES' AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	61	4/14/2020	007718-007730
162	THRIVE'S SUPPLEMENTAL BRIEF IN SUPPORT OF OPPOSITION TO ETW MANAGEMENT GROUP LLC; ET AL.'S MOTION TO COMPEL	61	4/14/2020	007731-007792
163	MINUTE ORDER CLEAR RIVER'S REQUEST FOR OST ON MOTION TO DISMISS	61	4/15/2020	007793-007793
164	DEPARTMENT OF TAXATION'S ANSWER TO ETW MANAGEMENT GROUP LLC PARTIES' THIRD AMENDED COMPLAINT	61	4/20/2020	007794-007810
165	DEPARTMENT OF TAXATION'S ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	61	4/20/2020	007811-007845
166	DEPARTMENT OF TAXATION'S ANSWER TO QUALCAN'S SECOND A MENDED COMPLAINT	61	4/20/2020	007846-007862
167	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO ETW PLAINTIFFS' THIRD AMENDED COMPLAINT	62	4/21/2020	007863-007893

168	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	62	4/21/2020	007894-007913
169	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO TGIG PLAINTIFFS' SECOND AMENDED COMPLAINT	62	4/21/2020	007914-007935
170	ORDER GRANTING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE ADDITIONAL DOCUMENTS ON ORDER SHORTENING TIME	62	4/21/2020	007936-007939
171	ORDER DENYING LONE MOUNTAIN PARTNER'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	62	5/5/2020	007940-007941
172	DEPARTMENT OF TAXATION'S INDEX OF EXHIBITS IN SUPPORT OF ITS OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN DEPARTMENT OF TAXATION'S ANSWER TO SECOND AMENDED COMPLAINT	63 thru 64	5/11/2020	007942-008232
173	DEPARTMENT OF TAXATION'S OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN DEPARTMENT OF TAXATION'S ANSWER TO SECOND AMENDED COMPLAINT	65	5/11/2020	008233-008241
174	DEPARTMENT OF TAXATION'S NOTICE OF SUPPLEMENTAL AUTHORITY	65	5/12/2020	008242-008252
175	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	65	5/21/2020	008253-008302
176	HEARING ON MOTIONS FOR SUMMARY JUDGMENT OR WRIT OF MANDAMUS AND MOTION TO EXTEND TIME FOR BRIEFING	65	5/22/2020	008303-008354

177	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	65	5/26/2020	008355-008375
178	PURE TONIC CONCENTRATES LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	65	5/29/2020	008376-008379
179	RURAL REMEDIES, LLC'S ANSWER TO DEFENDANT-RESPONDENT NATURAL MEDICINE'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	65	6/3/2020	008380-008393
180	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO NATURAL MEDICINE'S LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	65	6/4/2020	008394-008401
181	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	66	6/4/2020	008402-008409
182	ORDER DENYING D.H. FLAMINGO, INC. AND SURTERRA HOLDINGS, INC.'S MOTION FOR SUMMARY JUDGMENT AGAINST MM DEVELOPMENT COMPANY, INC.	66	6/5/2020	008410-008413
183	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO DEFENDANT-RESPONDENT NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRIT OF CERTIORARI, MANDAMUS, AND PROHIBITION	66	6/5/2020	008414-008435
184	TGIG, LLC, NEVADA HOLISTIC MEDICINE, LLC, GBS NEVADA PARTNERS, FIDELIS HOLDINGS, LLC, GRAVITAS NEVADA, NEVADA PURE, LLC, MEDIFARM, LLC, AND MEDIFARM IV'S ANSWER TO NATURAL MEDICINE	66	6/10/2020	008436-008454

185	PLAINTIFF'S DECLARATION & POA-F2018-01430	67 thru 74	6/12/2020	008455-009889
186	PLAINTIFF'S NOTICE OF FILING RECORD ON REVIEW	75	6/12/2020	009890-009933
187	PLAINTIFF'S DKT 148-1 INDEX OF EXHIBITS - 1	76 thru 77	6/12/2020	009934-010291
188	PLAINTIFF'S DKT 148-1 INDEX OF EXHIBITS - 2	78 thru 79	6/12/2020	010292-010595
189	PLAINTIFF'S RECORD PART 1	80 thru 81	6/12/2020	010596-010937
190	PLAINTIFF'S RECORD PART 2	82 thru 83	6/12/2020	010938-011275
191	PLAINTIFF'S RECORD PART 3	84 thru 85	6/12/2020	011276-011613
192	PLAINTIFF'S RECORD PART 4	86 thru 87	6/12/2020	011614-011951
193	PLAINTIFF'S RECORD PART 5	88	6/12/2020	011952-012104
194	PLAINTIFF'S RECORD PART 6	89	6/12/2020	012105-012258
195	PLAINTIFF'S RECORD PART 7	90	6/12/2020	012259-012413
196	PLAINTIFF'S RECORD PART 8	91	6/12/2020	012414-012569
197	PLAINTIFF'S RECORD PART 9	92	6/12/2020	012570-012723
198	PLAINTIFF'S RECORD PART 10	93	6/12/2020	012724-012878
199	PLAINTIFF'S RECORD PART 11	94	6/12/2020	012879-013032
200	PLAINTIFF'S RECORD PART 12	95	6/12/2020	013033-013187
201	PLAINTIFF'S RECORD PART 13	96	6/12/2020	013188-013341

202	PLAINTIFF'S RECORD PART 14	97	6/12/2020	013342-013496
203	PLAINTIFF'S RECORD PART 15	98 thru 99	6/12/2020	013497-013774
204	PLAINTIFF'S RECORD PART 16	100 thru 101	6/12/2020	013775-014052
205	PLAINTIFF'S RECORD PART 17	102 thru 103	6/12/2020	014053-014330
206	PLAINTIFF'S RECORD PART 18	104 thru 105	6/12/2020	014331-014608
207	PLAINTIFF'S RECORD PART 18	106 thru 107	6/12/2020	014609-014886
208	PLAINTIFF'S RECORD PART 19	108 thru 111	6/12/2020	014887-015426
209	PLAINTIFF'S RECORD PART 20	112 thru 115	6/12/2020	015427-015966
210	PLAINTIFF'S RECORD PART 21	116 thru 119	6/12/2020	015967-016506
211	PLAINTIFF'S RECORD PART 22	120 thru 123	6/12/2020	016507-017048
212	PLAINTIFF'S RECORD PART 24	124 thru 131	6/12/2020	017049-018484
213	PLAINTIFF'S RECORD PART 25	132 thru 134	6/12/2020	018485-018844
214	PLAINTIFF'S RECORD PART 26	135 thru 136	6/12/2020	018845-019202
215	PLAINTIFF'S RECORD PART 27	137 thru 144	6/12/2020	019203-020637

216	PLAINTIFF'S RECORD PART 28	145 thru 147	6/12/2020	020638-020999
217	PLAINTIFF'S RECORD PART 29	148 thru 149	6/12/2020	021000-021357
218	PLAINTIFF'S RECORD PART 30	150 thru 157	6/12/2020	021358-022621
219	PLAINTIFF'S RECORD PART 31	158 thru 159	6/12/2020	022622-022979
220	PLAINTIFF'S RECORD PART 32	160 thru 167	6/12/2020	022980-024414
221	PLAINTIFF'S RECORD PART 33	168 thru 169	6/12/2020	024415-024718
222	PLAINTIFF'S RECORD PART 35	170 thru 177	6/12/2020	024719-026153
223	PLAINTIFF'S RECORD PART 37	178	6/12/2020	026154-026256
224	PLAINTIFF'S RECORD PART 39	179 thru 181	6/12/2020	026257-026669
225	PLAINTIFF'S RECORD PART 40	182 thru 183	6/12/2020	026670-026934
226	PLAINTIFF'S RECORD PART 41	184 thru 186	6/12/2020	026935-027347
227	PLAINTIFF'S RECORD PART 42	187 thru 188	6/12/2020	027348-027612
228	PLAINTIFF'S RECORD PART 43	189 thru 191	6/12/2020	027613-028025
229	PLAINTIFF'S RECORD PART 44	192 thru 193	6/12/2020	028026-028290

230	PLAINTIFF'S RECORD PART 45	194 thru 196	6/12/2020	028291-028703
231	PLAINTIFF'S RECORD PART 46	197 thru 198	6/12/2020	028704-028968
232	PLAINTIFF'S RECORD PART 47	199 thru 201	6/12/2020	028969-029451
233	PLAINTIFF'S RECORD PART 48	202 thru 204	6/12/2020	029452-029934
234	PLAINTIFF'S RECORD PART 49	205 thru 207	6/12/2020	029935-030346
235	PLAINTIFF'S RECORD PART 50	208 thru 210	6/12/2020	030347-030758
236	PLAINTIFF'S RECORD PART 51	211 thru 213	6/12/2020	030759-031170
237	PLAINTIFF'S RECORD PART 52	214 thru 216	6/12/2020	031171-031582
238	PLAINTIFF'S RECORD PART 54	217 thru 219	6/12/2020	031583-031994
239	PLAINTIFF'S RECORD PART 55	220 thru 222	6/12/2020	031995-032406
240	PLAINTIFF'S RECORD PART 56	223 thru 225	6/12/2020	032407-032818
241	PLAINTIFF'S RECORD PARTY 57	226 thru 228	6/12/2020	032819-033230
242	PLAINTIFF'S RECORD PART 58	229 thru 231	6/12/2020	033231-033642
243	PLAINTIFF'S RECORD PART 59	232	6/12/2020	033643-033801
244	PLAINTIFF'S RECORD PART 60	233	6/12/2020	033802-033877

245	PLAINTIFF'S RECORD PART 61	234 thru 235	6/12/2020	033878-034143
246	PLAINTIFF'S RECORD PART 62	236 thru 237	6/12/2020	034144-034409
247	PLAINTIFF'S RECORD PART 63	238 thru 239	6/12/2020	034410-034675
248	PLAINTIFF'S RECORD PART 64	240 thru 241	6/12/2020	034676-034943
249	PLAINTIFF'S RECORD PART 65	242 thru 245	6/12/2020	034944-035512
250	PLAINTIFF'S RECORD PART 66	246 thru 248	6/12/2020	035513-035919
251	PLAINTIFF'S RECORD PART 67	249 thru 251	6/12/2020	035920-036326
252	PLAINTIFF'S RECORD PART 68	252 thru 254	6/12/2020	036327-036733
253	PLAINTIFF'S RECORD PART 69	255 thru 257	6/12/2020	036734-037140
254	PLAINTIFF'S RECORD PART 70	258 thru 260	6/12/2020	037141-037547
255	PLAINTIFF'S RECORD PART 71	261 thru 263	6/12/2020	037548-037954
256	PLAINTIFF'S RECORD PART 72	264 thru 266	6/12/2020	037955-038415
257	PLAINTIFF'S RECORD PART 73	267 thru 269	6/12/2020	038416-038867
258	NOTICE OF ENTRY OF ORDER ON PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN JORGE	270	6/23/2020	038868-038871

	PUPPO'S ANSWER TO SECOND AMENDED COMPLAINT			
259	SUPPLEMENT TO RECORD ON REVIEW IN ACCORDANCE WITH THE NEVADA ADMINISTRATIVE PROCEDURE ACT	270	6/26/2020	038872-038947
260	MOTION TO VOLUNTARILY DISMISS MMOF VEGAS RETAIL, INC. AND REQUEST TO RELEASE MMOF VEGAS RETAIL, INC.'S BOND FUNDS ON AN ORDER SHORTENING TIME	271	6/29/2020	038948-039114
261	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	6/29/2020	039115-039135
262	WELLNESS CONNECTION OF NEVADA, LLC'S ANSWER TO PLAINTIFF NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	6/29/2020	039136-039152
263	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO QUALCAN, LLC'S SECOND AMENDED COMPLAINT	272	7/1/2020	039153-039164
264	ESSENCE ENTITIES' ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	272	7/8/2020	039165-039193
265	ESSENCE ENTITIES' ANSWER TO THIRD AMENDED COMPLAINT	272	7/8/2020	039194-039210
266	ESSENCE ENTITIES' ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	7/8/2020	039211-039223
267	ESSENCE ENTITIES' ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	272	7/8/2020	039224-039235
268	ESSENCE ENTITIES' ANSWER TO SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	7/8/2020	039236-039265

269	ESSENCE ENTITIES' ANSWER QUALCAN, LLC'S SECOND AMENDED COMPLAINT	272	7/8/2020	039266-039284
270	ESSENCE ENTITIES' ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/8/2020	039285-039299
271	ESSENCE ENTITIES' ANSWER TO THE TGIG PARTIES' SECOND AMENDED COMPLAINT	273	7/8/2020	039300-039313
272	ESSENCE ENTITIES' ANSWER TO COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/8/2020	039314-039323
273	HIGH SIERRA HOLISTICS, LLC'S JOINDER TO ETW MANAGEMENT GROUP LLC'S ANSWERS	273	7/8/2020	039324-039325
274	GREENMART OF NEVADA NLV LLC'S JOINDER TO MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC., AND LIVFREE WELLNESS, LLC ON AN ORDER SHORTENING TIME	273	7/8/2020	039326-039327
275	MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC ON AN ORDER SHORTENING TIME	273	7/8/2020	039328-039381
276	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	273	7/9/2020	039382-039411
277	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO HIGH SIERRA HOLISTICS COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/9/2020	039412-039421
278	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO MM DEVELOPMENT COMPANY, INC., & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/9/2020	039422-039434
279	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	273	7/9/2020	039435-039445

280	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	274	7/9/2020	039446-039478
281	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO QUALCANN, LLC'S SECOND AMENDED COMPLAINT	274	7/9/2020	039479-039496
282	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT	274	7/9/2020	039497-039509
283	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO TGIG PARTIES' SECOND AMENDED COMPLAINT	274	7/9/2020	039510-039523
284	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO THIRD AMENDED COMPLAINT	274	7/9/2020	039524-039539
285	OPPOSITION TO MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC ON AN ORDER SHORTENING TIME	274	7/9/2020	039540-039575
286	MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRARECORD EVIDENCE AT THE HEARING OF JUDICIAL REVIEW and TO ENLARGE TIME FOR FILING OPENING BRIEF	275	7/9/2020	039576-039735
287	DEFENDANT IN INTRVENTION, CLEAR RIVER, LLC'S ANSWER TO HIGH SIERRA HOLISTICS, LLC COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	275	7/10/2020	039736-039750
288	DEFENDANT-INTERVENOR NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO TGIG PARTIES' SECOND AMENDED COMPLAINT	276	7/10/2020	039751-039759
289	NEVADA ORGANIC REMEDIES, LLC'S ANSWER NEVADA WELLNESS CENTER, LLC'S AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039760-039772

290	DEFENDANT-INTERVENOR NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO CLARK NATURAL MEDICINE ET AL.'S FIRST AMENDED COMPLAINT	276	7/10/2020	039773-039789
291	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO ETW MANAGEMENT GROUP, LLC ET AL.'S THIRD AMENDED THIRD AMENDED COMPLAINT	276	7/10/2020	039790-039804
292	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO HIGH SIERRA HOLISTIC'S COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039805-039815
293	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039816-039829
294	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO QUALCAN, LLC.'S SECOND AMENDED COMPLAINT	276	7/10/2020	039830-039844
295	NEVADA ORGANIC REMEDIES, LLC'S ANSWER RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039845-039859
296	FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER GRANTING IN PART AND DENYING IN PART MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS (1)	276	7/11/2020	039860-039862
297	FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER GRANTING IN PART AND DENYING IN PART MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS (2)	276	7/11/2020	039863-039865
298	ORDER GRANTING CLEAR RIVER, LLC'S MOTION TO RECONSIDER THE COURT'S ORDER GRANTING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE JOHN KOCER AND NORTON ARBELAEZ FOR DEPOSITION ON ORDER SHORTENING TIME	276	7/11/2020	039866-039868

299	EVIDENTIARY HEARING ON CASE -ENDING SANCTIONS - DAY 1	277 thru 278	7/13/2020	039869-040216
300	EVIDENTIARY HEARING ON CASE -ENDING SANCTIONS - DAY 2	279	7/14/2020	040217-040263
301	MOTION FOR PROTECTIVE ORDER ON ORDER SHORTENING TIME	279	7/15/2020	040264-040323
302	BENCH TRIAL - DAY 1	280 thru 281	7/17/2020	040324-040663
303	BENCH TRIAL - DAY 2	282 thru 283	7/20/2020	040664-041020
304	BENCH TRIAL - DAY 3	284 thru 285	7/21/2020	041021-041330
305	PLAINTIFFS' OPENING BRIEF IN SUPPORT OF PETITION FOR JUDICIAL REVIEW	286	7/22/2020	041331-041363
306	BENCH TRIAL - DAY 4	287 thru 288	7/22/2020	041364-041703
307	DEPARTMENT OF TAXATION'S OPPOSITION TO TGIG'S MOTION TO SUPPLEMENT THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE; AND TO ENLARGE TIME FOR FILING OPENING BRIEF	289	7/23/2020	041704-041732
308	THC NEVADA, LLC'S JOINDER TO PLAINTIFF TGIG, LLC ET AL'S OPENING BRIEF IN SUPPORT OF PETITON FOR JUDICIAL REVIEW	289	7/23/2020	041733-041735
309	BENCH TRIAL - DAY 5	290 thru 291	7/23/2020	041736-042068
310	CIRCLE S FARMS LLC'S JOINDER TO CLEAR RIVER, LLC AND DEPARTMENT OF TAXATION'S OPPOSITIONS TO PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINIST	292	7/24/2020	042069-042071
311	THE ESSENCE ENTITIES' JOINDER TO DEPARTMENT OF TAXATION'S OPPOSITION	292	7/24/2020	042072-042074

	TO TGIG'S MOTION TO SUPPLEMENT THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE AND TO ENLARGE TIME FOR FILING OPENING BRIEF			
312	BENCH TRIAL - DAY 6	293 thru 294	7/24/2020	042075-042381
313	BENCH TRIAL - DAY 7	295 thru 296	7/27/2020	042382-042639
314	EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	297	7/28/2020	042640-042670
315	BENCH TRIAL - DAY 8	298 thru 299	7/28/2020	042671-042934
316	BENCH TRIAL - DAY 9 VOLUME I	300 thru 301	7/29/2020	042935-043186
317	THRIVE'S JOINDER TO PLAINTIFFS' OPPOSITION TO THC NEVADA LLC'S AND HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER FOR PRELIMINARY INJUNCTION ON AN ORDER SHORTENING TIME	302	7/30/2020	043187-043190
318	GREENMART OF NEVADA NLV LLC'S JOINDER TO PLAINTIFFS' OPPOSITION TO THE THC NEVADA LLC'S AND HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER FOR PRELIMINARY INJUNCTION ON AN ORDER SHORTENING TIME AND DECLARATION OF ALINA M. SHELL	302	7/30/2020	043191-043195
319	JOINDER TO THC NEVADA, LLC and HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	302	7/30/2020	043196-043209
320	BENCH TRIAL - DAY 10	303 thru 304	7/30/2020	043210-043450

321	BENCH TRIAL - DAY 11	305	7/31/2020	043451-043567
322	EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	306	7/31/2020	043568-043639
323	NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE ON AN ORDER SHORTENING TIME	306	8/3/2020	043640-043708
324	BENCH TRIAL - DAY 12	307 thru 308	8/3/2020	043709-043965
325	BENCH TRIAL - DAY 13	309 thru 310	8/4/2020	043966-044315
326	BENCH TRIAL - DAY 14	311 thru 313	8/5/2020	044316-044687
327	BENCH TRIAL - DAY 15	314 thru 316	8/6/2020	044688-045065
328	REPLY TO THE DOT'S AND CLEAR RIVER, LLC'S OPPOSITIONS TO PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS	317	8/7/2020	045066-045084
329	BENCH TRIAL - DAY 16	318 thru 319	8/10/2020	045085-045316
330	DEPARTMENT OF TAXATION'S NOTICE OF REMOVING ENTITITES FROM TIER 3	320	8/11/2020	045317-045332
331	BENCH TRIAL - DAY 17	321 thru 323	8/11/2020	045333-045697
332	MOTION TO PRECLUDE APPLICATION OF THE EQUITABLE MAXIM OF UNCLEAN HANDS AGAIN ST THE TGIG PLAINTIFFS	324	8/11/2020	045698-045711
333	BENCH TRIAL - DAY 18	325	8/12/2020	045712-045877

334	OPPOSITION TO MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	325	8/14/2020	045878-045882
335	JOINDER TO THC NEVADA, LLC AND HERBAL CHOICE, INC'S MOTION TO STRIKE DEPARTMENT OF TAXATION NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	325	8/14/2020	045883-045888
336	THC NEVADA, LLC AND HERBAL CHOICE, INC.'S JOINDER TO TGIG PLAINTIFFS' PROPOSED SUPPLEMENTAL FINDINGS OF FACT AND CONCLUSIONS OF LAW BASED UPON PARTIAL SUBSTITUTION OF THE NEVADA CANNABIS COMPLIANCE BOARD AS A PARTY DEFENDANT IN THESE CONSOLIDATED MATTERS	326	8/14/2020	045889-045891
337	DEPARTMENT OF TAXATION'S OPPOSITION TO THC NEVADA, LLC AND HERBAL CHOICE, INC.'S MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING	326	8/15/2020	045892-045899
338	ORDER REGARDING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION FOR SUMMARY JUDGMENT ON FIRST CLAIM FOR RELIEF	326	8/15/2020	045900-045905
339	THC NEVADA, LLC AND HERBAL CHOICE, INC.'S REPLY TO NEVADA ORGANIC REMEDIES' OPPOSITION TO MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	326	8/15/2020	045906-045917
340	HELPING HANDS WELLNESS CENTER, INC.'S REPLY IN SUPPORT OF MOTION TO MODIFY OR DISSOLVE THE PRELIMINARY INJUNCTION1	326	8/16/2020	045918-045932
341	NOTICE OF ENTRY OF ORDER	326	8/17/2020	045933-045939
342	BENCH TRIAL - DAY 19	327 thru 328	8/17/2020	045940-046223

343	BENCH TRIAL - DAY 20	329	8/18/2020	046224-046355
344	TRIAL EXHIBIT 1005	329	8/18/2020	046356-046389
345	TRIAL EXHIBIT 1006	330	8/18/2020	046390-046423
346	TRIAL EXHIBIT 1135	330	8/18/2020	046424-046445
347	TRIAL EXHIBIT 1302	330	8/18/2020	046446-046448
348	TRIAL EXHIBIT 2157	330	8/18/2020	046449-046502
349	TRIAL EXHIBIT 2158	330	8/18/2020	046503-046548
350	TRIAL EXHIBIT 3291	331	8/18/2020	046549-046564
351	JOINDER TO THC NEVADA, LLC and HERBAL CHOICE, INC.'S MOTION TO RENEW JOINDER TO TGIG'S COUNTERMOTION FOR ORDER DISPENSING WITH THE BOND REQUIREMENT FOR PURPOSES OF THE PRELIMINARY	331	8/28/2020	046565-046567
352	ORDER DENYING TGIG PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE AT THE HEARING OF JUDICIAL REVIEW; AND TO ENLARGE TIME FOR FILING OPENING BRIEF	331	8/28/2020	046568-046572
353	MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC FINAL PRETRIAL CONFERENCE	331	9/3/2020	046573-046666
354	BENCH TRIAL - PHASE 1	332	9/8/2020	046667-046776
355	TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/10/2020	046777-046812

356	PLAINTIFFS GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, NEVCANN LLC AND RED EARTH LLC'S JOINDER TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/14/2020	046813-046815
357	RURAL REMEDIES, LLC'S JOINDER IN TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT AND CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/15/2020	046816-046817
358	FINDINGS OF FACT, CONCLUSION OF LAW AND PERMANENT INJUNCTION	332	9/16/2020	046818-046829
359	NOTICE OF ENTRY OF JUDGMENT (1)	333	9/22/2020	046830-046844
360	NOTICE OF ENTRY OF JUDGMENT (2)	333	9/22/2020	046845-046877
361	DEPARTMENT OF TAXATION'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW, AND PERMANENT INJUNCTION	333	9/24/2020	046878-046921
362	THE ESSENCE ENTITIES' LIMITED OPPOSITION TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	9/24/2020	046922-046924
363	GREENMART OF NEVADA NLV LLC'S JOINDER TO DEPARTMENT OF TAXATION'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW, AND PERMANENT INJUNCTION	333	9/24/2020	046925-046926
364	HELPING HANDS WELLNESS CENTER, INC.'S OPPOSITION TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	9/24/2020	046927-046931
365	CLARK NATURAL MEDICINAL SOLUTIONS LLC, NYE NATURAL MEDICINAL SOLUTIONS LLC CLARK NMSD LLC AND INYO FINE CANNABIS DISPENSARY L.L.C.'S JOINDER TO NEVADA WELLNESS CENTER'S MOTION TO AND PERMANENT INJUNCTION	333	9/24/2020	046932-046933

366	WELLNESS CONNECTION OF NEVADA, LLC'S RESPONSE TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION AND COUNTERMOTION TO CLARIFY AND-OR FOR ADDITIONAL FINDINGS	333	9/24/2020	046934-046940
367	CIRCLE S FARMS LLC'S JOINDER TO OPPOSITIONS TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	10/1/2020	046941-046943
368	MOTION FOR ORDER TO SHOW CAUSE	333	10/16/2020	046944-046965
369	ORDER TO SHOW CAUSE	334	10/18/2020	046966-046999
370	PLAINTIFFS GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, NEVCANN LLC AND RED EARTH LLC'S JOINDER TO TGIG PLAINTIFFS' MOTION FOR ORDER TO SHOW CAUSE	334	10/21/2020	047000-047002
371	NOTICE OF APPEAL	335 thru 339	10/23/2020	047003-047862
372	NOTICE OF ENTRY OF ORDER	340	10/27/2020	047863-047882
373	INDEX OF EXHIBITS IN SUPPORT OF DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	341 thru 342	10/30/2020	047883-048130
374	DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	343	10/30/2020	048131-048141
375	GREENMART OF NEVADA NLV LLC'S JOINDER TO DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	343	11/2/2020	048142-048143

TABLE OF CONTENT

Alphabetical by Document Name

TAB#	Document	Vol.	Date	Pages
81	AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	11/21/2019	005950-006004
108	AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/28/2020	006507-006542
10	ANSWER TO AMENDED COMPLAINT	2	4/10/2019	000224-000236
19	ANSWER TO COMPLAINT	8	5/20/2019	001042-001053
71	ANSWER TO COMPLAINT	47	10/1/2019	005732-005758
50	ANSWER TO CORRECTED FIRST AMENDED COMPLAINT	37	7/15/2019	004414-004425
113	ANSWER TO D.H. FLAMINGO PARTIES' FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/5/2020	006658-006697
121	ANSWER TO D.H. FLAMINGO PLAINTIFFS' FIRST AMENDED COMPLAINT AND PETITION FOR REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/12/2020	006842-006853
76	ANSWER TO FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	48	11/8/2019	005913-005921
79	ANSWER TO FIRST AMENDED COMPLAINT GRAVITAS NEVADA LTD	49	11/12/2019	005938-005942
7	ANSWER TO PLAINTIFFS' FIRST AMENDED COMPLAINT AND COUNTERCLAIM	1	3/15/2019	000093-000107
125	ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION	55	2/18/2020	006885-006910
123	ANSWER TO SERENITY PLAINTIFFS' SECOND AMENDED COMPLAINT	55	2/14/2020	006868-006876
14	APPENDIX OF EXHIBITS TO NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO SERENITY WELLNESS CENTER, LLC AND RELATED PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION	5 thru 7	5/9/2019	000532-000941

74	APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	48	10/10/2019	005796-005906
302	BENCH TRIAL - DAY 1	280 thru 281	7/17/2020	040324-040663
320	BENCH TRIAL - DAY 10	303 thru 304	7/30/2020	043210-043450
321	BENCH TRIAL - DAY 11	305	7/31/2020	043451-043567
324	BENCH TRIAL - DAY 12	307 thru 308	8/3/2020	043709-043965
325	BENCH TRIAL - DAY 13	309 thru 310	8/4/2020	043966-044315
326	BENCH TRIAL - DAY 14	311 thru 313	8/5/2020	044316-044687
327	BENCH TRIAL - DAY 15	314 thru 316	8/6/2020	044688-045065
329	BENCH TRIAL - DAY 16	318 thru 319	8/10/2020	045085-045316
331	BENCH TRIAL - DAY 17	321 thru 323	8/11/2020	045333-045697
333	BENCH TRIAL - DAY 18	325	8/12/2020	045712-045877
342	BENCH TRIAL - DAY 19	327 thru 328	8/17/2020	045940-046223
303	BENCH TRIAL - DAY 2	282 thru 283	7/20/2020	040664-041020
343	BENCH TRIAL - DAY 20	329	8/18/2020	046224-046355

304	BENCH TRIAL - DAY 3	284 thru 285	7/21/2020	041021-041330
306	BENCH TRIAL - DAY 4	287 thru 288	7/22/2020	041364-041703
309	BENCH TRIAL - DAY 5	290 thru 291	7/23/2020	041736-042068
312	BENCH TRIAL - DAY 6	293 thru 294	7/24/2020	042075-042381
313	BENCH TRIAL - DAY 7	295 thru 296	7/27/2020	042382-042639
315	BENCH TRIAL - DAY 8	298 thru 299	7/28/2020	042671-042934
316	BENCH TRIAL - DAY 9 VOLUME I	300 thru 301	7/29/2020	042935-043186
354	BENCH TRIAL - PHASE 1	332	9/8/2020	046667-046776
85	BUSINESS COURT ORDER	49	11/25/2019	006018-006022
157	CIRCLE S FARMS LLC'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/9/2020	007374-007381
124	CIRCLE S FARMS LLC'S ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/18/2020	006877-006884
129	CIRCLE S FARMS LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/20/2020	006942-006949
310	CIRCLE S FARMS LLC'S JOINDER TO CLEAR RIVER, LLC AND DEPARTMENT OF TAXATION'S OPPOSITIONS TO PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINIST	292	7/24/2020	042069-042071

367	CIRCLE S FARMS LLC'S JOINDER TO OPPOSITIONS TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	10/1/2020	046941-046943
365	CLARK NATURAL MEDICINAL SOLUTIONS LLC, NYE NATURAL MEDICINAL SOLUTIONS LLC CLARK NMSD LLC AND INYO FINE CANNABIS DISPENSARY L.L.C.'S JOINDER TO NEVADA WELLNESS CENTER'S MOTION TO AND PERMANENT INJUNCTION	333	9/24/2020	046932-046933
12	CLEAR RIVER, LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	2	5/7/2019	000252-000269
55	CLEAR RIVER, LLC'S ANSWER TO PLAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/26/2019	004706-004723
158	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE ADDITIONAL DOCUMENTS ON ORDER SHORTENING TIME	58	4/9/2020	007382-007395
150	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF'S MOTION TO COMPEL PRIVILEGE LOGS AND COUNTER MOTION FOR SANCTIONS PURSUANT TO NRCP 37	57	3/30/2020	007294-007310
151	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF'S MOTION TO COMPEL SUPPLEMENTAL RESPONSES	58	3/30/2020	007311-007329
145	CLEAR RIVER, LLC'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS ON ORDER SHORTENING TIME	56	3/27/2020	007096-007099
4	COMPLAINT	1	1/4/2019	000037-000053
5	COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	1	1/4/2019	000054-000078
1	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/10/2018	000001-000012
3	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/19/2018	000026-000036
6	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	1/16/2019	000079-000092
66	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	46	9/5/2019	005566-005592

45	CORRECTED FIRST AMENDED COMPLAINT.	34	7/11/2019	003950-003967
122	CPCM HOLDINGS, LLC D/B/A THRIVE CANNABIS MARKETPLACE'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/13/2020	006854-006867
183	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO DEFENDANT-RESPONDENT NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRIT OF CERTIORRI. MANDAMUS, AND PROHIBITION	66	6/5/2020	008414-008435
263	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO QUALCAN, LLC'S SECOND AMENDED COMPLAINT	272	7/1/2020	039153-039164
261	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	6/29/2020	039115-039135
106	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO FIRST AMENDED COMPALINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	52	1/21/2020	006478-006504
69	D LUX, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/27/2019	005708-005715
119	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO ETW PLAINTIFFS' THIRD AMENDED COMPLAINT	54	2/12/2020	006815-006822
78	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI MANDAMUS, AND PROHIBITION	49	11/12/2019	005931-005937
131	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND/OR	55	2/25/2020	006952-006958

	WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION			
118	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO THE SERENITY PLAINTIFFS' SECOND AMENDED COMPLAINT	54	2/12/2020	006806-006814
11	DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	2	4/16/2019	000237-000251
17	DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' FIRST AMENDED COMPLAINT	8	5/16/2019	001025-001037
177	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	65	5/26/2020	008355-008375
168	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	62	4/21/2020	007894-007913
167	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO ETW PLAINTIFFS' THIRD AMENDED COMPLAINT	62	4/21/2020	007863-007893
175	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	65	5/21/2020	008253-008302
169	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO TGIG PLAINTIFFS' SECOND AMENDED COMPLAINT	62	4/21/2020	007914-007935
160	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S MOTION TO DISMISS 1) NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS;(2) STRIVE WELLNESS' COMPLAINT; (3) RURAL REMEDIES AMENDED COMPLAINT; (4) QUALCAN'S AMENDED COMPLAINT; (5) HIGH SIERRA HOLISTICS	59 thru 60	4/14/2020	007401-007717

	COMPLAINT AND (6) NATURAL MEDICINE'S COMPLAINT FOR FAILING TO COMPLY WITH NRS 233B.130(2)(D)			
16	DEFENDANT IN INTERVENTION'S OPPOSITION TO PLAINTIFFS' APPLICATION FOR A TEMPORARY RESTRAINING ORDER	8	5/10/2019	000975-001024
287	DEFENDANT IN INTRVENTION, CLEAR RIVER, LLC'S ANSWER TO HIGH SIERRA HOLISTICS, LLC COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	275	7/10/2020	039736-039750
161	DEFENDANT PUPO'S ANSWER TO RURAL REMEDIES' AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	61	4/14/2020	007718-007730
72	DEFENDANT RURAL REMEDIES, LLC ANSWER TO FIRST AMENDED COMPLAINT	47	10/1/2019	005759-005760
110	DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/28/2020	006560-006588
92	DEFENDANT'S ANSWER TO DH FLAMINGO INC'S ET AL., FIRST AMENDED COMPLAINT	50	12/16/2019	006088-006105
75	DEFENDANT-INTERVENOR CLEAR RIVER, LLC'S ORDER DENYING IT'S MOTION FOR PARTIAL SUMMARY JUDGEMENT ON THE PETITION FOR JUDICIAL REVIEW CAUSE OF ACTION	48	11/7/2019	005907-005912
290	DEFENDANT-INTERVENOR NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO CLARK NATURAL MEDICINE ET AL.'S FIRST AMENDED COMPLAINT	276	7/10/2020	039773-039789
288	DEFENDANT-INTERVENOR NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO TGIG PARTIES' SECOND AMENDED COMPLAINT	276	7/10/2020	039751-039759
115	DEFENDANT-RESPONDENT NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/7/2020	006723-006752

116	DEFENDANT-RESPONDENT STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/7/2020	006753-006781
68	DEFENDANT-RESPONDENT'S GOOD CHEMISTRY NEVADA, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/27/2019	005699-005707
93	DEFENDANT'S ANSWER TO DH FLAMINGO INC'S ET AL., FIRST AMENDED COMPLAINT	50	12/16/2019	006106-006123
33	DEFENDANTS' ANSWER TO PLAINTIFFS' COMPLAINT WITH COUNTERCLAIM	26	6/14/2019	002823-002846
73	DEFENDANTS MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S ANSWER	48	10/3/2019	005761-005795
374	DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	343	10/30/2020	048131-048141
164	DEPARTMENT OF TAXATION'S ANSWER TO ETW MANAGEMENT GROUP LLC PARTIES' THIRD AMENDED COMPLAINT	61	4/20/2020	007794-007810
165	DEPARTMENT OF TAXATION'S ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	61	4/20/2020	007811-007845
109	DEPARTMENT OF TAXATION'S ANSWER TO PLAINTIFF SERENITY PARTIES' SECOND AMENDED COMPLAINT	53	1/28/2020	006543-006559
166	DEPARTMENT OF TAXATION'S ANSWER TO QUALCAN'S SECOND A MENDED COMPLAINT	61	4/20/2020	007846-007862
155	DEPARTMENT OF TAXATION'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/8/2020	007347-007360
172	DEPARTMENT OF TAXATION'S INDEX OF EXHIBITS IN SUPPORT OF ITS OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN DEPARTMENT OF TAXATION'S ANSWER TO SECOND AMENDED COMPLAINT	63 thru 64	5/11/2020	007942-008232

330	DEPARTMENT OF TAXATION'S NOTICE OF REMOVING ENTITIES FROM TIER 3	320	8/11/2020	045317-045332
174	DEPARTMENT OF TAXATION'S NOTICE OF SUPPLEMENTAL AUTHORITY	65	5/12/2020	008242-008252
173	DEPARTMENT OF TAXATION'S OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN DEPARTMENT OF TAXATION'S ANSWER TO SECOND AMENDED COMPLAINT	65	5/11/2020	008233-008241
148	DEPARTMENT OF TAXATION'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	57	3/27/2020	007176-007182
307	DEPARTMENT OF TAXATION'S OPPOSITION TO TGIG'S MOTION TO SUPPLEMENT THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE; AND TO ENLARGE TIME FOR FILING OPENING BRIEF	289	7/23/2020	041704-041732
337	DEPARTMENT OF TAXATION'S OPPOSITION TO THC NEVADA, LLC AND HERBAL CHOICE, INC.'S MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING	326	8/15/2020	045892-045899
361	DEPARTMENT OF TAXATION'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW, AND PERMANENT INJUNCTION	333	9/24/2020	046878-046921
77	ERRATA TO ANSWER TO FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	48	11/8/2019	005922-005930
107	ERRATA TO DECLARATION OF ALFRED TERTERYAN IN SUPPORT OF HELPING HANDS WELLNESS CENTER, INC.'S APPLICATION FOR WRIT OF MANDAMUS	52	1/24/2020	006505-006506
269	ESSENCE ENTITIES' ANSWER QUALCAN, LLC'S SECOND AMENDED COMPLAINT	272	7/8/2020	039266-039284
272	ESSENCE ENTITIES' ANSWER TO COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/8/2020	039314-039323
103	ESSENCE ENTITIES' ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	52	1/14/2020	006440-006468

264	ESSENCE ENTITIES' ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	272	7/8/2020	039165-039193
266	ESSENCE ENTITIES' ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	7/8/2020	039211-039223
267	ESSENCE ENTITIES' ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	272	7/8/2020	039224-039235
270	ESSENCE ENTITIES' ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/8/2020	039285-039299
268	ESSENCE ENTITIES' ANSWER TO SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	7/8/2020	039236-039265
271	ESSENCE ENTITIES' ANSWER TO THE TGIG PARTIES' SECOND AMENDED COMPLAINT	273	7/8/2020	039300-039313
265	ESSENCE ENTITIES' ANSWER TO THIRD AMENDED COMPLAINT	272	7/8/2020	039194-039210
82	EUPHORIA WELLNESS, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	49	11/21/2019	006005-006011
22	EVIDENTIARY HEARING - DAY 1	10 thru 11	5/24/2019	001134-001368
38	EVIDENTIARY HEARING - DAY 10 VOLUME I OF II	30	6/20/2019	003349-003464
39	EVIDENTIARY HEARING - DAY 10 VOLUME II	31	6/20/2019	003465-003622
43	EVIDENTIARY HEARING - DAY 11	32	7/5/2019	003671-003774
44	EVIDENTIARY HEARING - DAY 12	33	7/10/2019	003775-003949
46	EVIDENTIARY HEARING - DAY 13 VOLUME I OF II	34	7/11/2019	003968-004105
47	EVIDENTIARY HEARING - DAY 13 VOLUME II	35	7/11/2019	004106-004227
49	EVIDENTIARY HEARING - DAY 14	36	7/12/2019	004237-004413

51	EVIDENTIARY HEARING - DAY 15	37	7/15/2019	004426-004500
52	EVIDENTIARY HEARING - DAY 15 VOLUME II	38	7/15/2019	004501-004679
56	EVIDENTIARY HEARING - DAY 16	39	7/28/2019	004724-004828
57	EVIDENTIARY HEARING - DAY 17 VOLUME I OF II	40	8/13/2019	004829-004935
58	EVIDENTIARY HEARING - DAY 17 VOLUME II	41	8/13/2019	004936-005027
61	EVIDENTIARY HEARING - DAY 18	42 thru 43	8/14/2019	005034-005222
62	EVIDENTIARY HEARING - DAY 19	44	8/15/2019	005223-005301
23	EVIDENTIARY HEARING - DAY 2 VOLUME I OF II	12	5/28/2019	001369-001459
24	EVIDENTIARY HEARING - DAY 2 VOLUME II	13	5/28/2019	001460-001565
63	EVIDENTIARY HEARING - DAY 20	45	8/16/2019	005302-005468
25	EVIDENTIARY HEARING - DAY 3 VOLUME I OF II	14	5/29/2019	001566-001663
26	EVIDENTIARY HEARING - DAY 3 VOLUME II	15	5/29/2019	001664-001807
27	EVIDENTIARY HEARING - DAY 4	16 thru 17	5/30/2019	001808-002050
28	EVIDENTIARY HEARING - DAY 5 VOLUME I OF II	18	5/31/2019	002051-002113
29	EVIDENTIARY HEARING - DAY 5 VOLUME II	19 thru 20	5/31/2019	002114-002333
31	EVIDENTIARY HEARING - DAY 6	22 thru 23	6/10/2019	002345-002569
32	EVIDENTIARY HEARING - DAY 7	24 thru 25	6/11/2019	002570-002822
34	EVIDENTIARY HEARING - DAY 8 VOLUME I OF II	26	6/18/2019	002847-002958
35	EVIDENTIARY HEARING - DAY 8 VOLUME II	27	6/18/2019	002959-003092
36	EVIDENTIARY HEARING - DAY 9 VOLUME I OF II	28	6/19/2019	003093-003215

37	EVIDENTIARY HEARING - DAY 9 VOLUME II	29	6/19/2019	003216-003348
299	EVIDENTIARY HEARING ON CASE -ENDING SANCTIONS - DAY 1	277 thru 278	7/13/2020	039869-040216
300	EVIDENTIARY HEARING ON CASE -ENDING SANCTIONS - DAY 2	279	7/14/2020	040217-040263
314	EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	297	7/28/2020	042640-042670
322	EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	306	7/31/2020	043568-043639
64	FINDINGS OF FACT AND CONCLUSIONS OF LAW GRANTING PRELIMINARY INJUNCTION	46	8/23/2019	005469-005492
114	FINDINGS OF FACT AND CONCLUSIONS OF LAW GRANTING PRELIMINARY INJUNCTION	54	2/7/2020	006698-006722
358	FINDINGS OF FACT, CONCLUSION OF LAW AND PERMANENT INJUNCTION	332	9/16/2020	046818-046829
296	FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER GRANTING IN PART AND DENYING IN PART MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS (1)	276	7/11/2020	039860-039862
297	FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER GRANTING IN PART AND DENYING IN PART MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS (2)	276	7/11/2020	039863-039865
42	FIRST AMENDED COMPLAINT	32	7/3/2019	003653-003670
67	FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/6/2019	005593-005698
2	FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/18/2018	000013-000025
70	FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	47	9/29/2019	005716-005731

53	GREENMART OF NEVADA NLC LLC'S ANSWER TO PLAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/17/2019	004680-004694
126	GREENMART OF NEVADA NLV LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/18/2020	006911-006921
120	GREENMART OF NEVADA NLV LLC'S ANSWER TO ETW MANAGEMENT GROUP LLC, GLOBAL HARMONY LLC, GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, HERBAL CHOICE INC., JUST QUALITY LLC, LIBRA WELLNESS CENTER, LLC, ROMBOUGH REAL ESTATE INC. DBA MOTHER HERB, NEVCANN LLC, RED EARTH LLC, THC NEVADA LLC, ZION GARDENS LLC AND MMOF VEGAS RETAIL, INC.'S THIRD AMENDED COMPLAINT	55	2/12/2020	006823-006841
137	GREENMART OF NEVADA NLV LLC'S ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	3/6/2020	007013-007024
132	GREENMART OF NEVADA NLV LLC'S ANSWER TO QUALCAN LLC'S SECOND AMENDED COMPLAINT	55	2/25/2020	006959-006970
138	GREENMART OF NEVADA NLV LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	3/6/2020	007025-007036
375	GREENMART OF NEVADA NLV LLC'S JOINDER TO DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	343	11/2/2020	048142-048143
363	GREENMART OF NEVADA NLV LLC'S JOINDER TO DEPARTMENT OF TAXATION'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW, AND PERMANENT INJUNCTION	333	9/24/2020	046925-046926

274	GREENMART OF NEVADA NLV LLC'S JOINDER TO MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC., AND LIVFREE WELLNESS, LLC ON AN ORDER SHORTENING TIME	273	7/8/2020	039326-039327
318	GREENMART OF NEVADA NLV LLC'S JOINDER TO PLAINTIFFS' OPPOSITION TO THE THC NEVADA LLC'S AND HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER FOR PRELIMINARY INJUNCTION ON AN ORDER SHORTENING TIME AND DECLARATION OF ALINA M. SHELL	302	7/30/2020	043191-043195
134	GREENMART OF NEVADA NLV LLC'S MOTION TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/28/2020	006984-006987
154	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO ETW PLAINTIFFS' MOTION TO COMPEL	58	4/3/2020	007337-007346
153	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO ETW PLAINTIFFS' MOTION TO COMPEL PRIVILEGE LOGS	58	4/3/2020	007333-007336
141	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL GREENMART TO ALSO PRODUCE KENNETH LEE AND HAE LEE FOR DEPOSITION	56	3/18/2020	007075-007080
144	GREENMART OF NEVADA NLV LLC'S RESPONSE IN OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	56	3/23/2020	007087-007095
99	GREENMART OF NEVADA NLV LLC'S ANSWER TO D.H. FLAMINGO PLAINTIFFS' FIRST AMENDED COMPLAINT	51	1/6/2020	006272-006295
89	HEARING ON APPLICATION OF NEVADA ORGANIC REMEDIES FOR WRIT OF MANDAMUS TO COMPEL STATE TO MOVE IT TO TIER 2 OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	12/9/2019	006058-006068
176	HEARING ON MOTIONS FOR SUMMARY JUDGMENT OR WRIT OF MANDAMUS AND MOTION TO EXTEND TIME FOR BRIEFING	65	5/22/2020	008303-008354

65	HEARING ON OBJECTIONS TO STATE'S RESPONSE, NEVADA WELLNESS CENTER'S MOTION RE COMPLIANCE RE PHYSICAL ADDRESS, AND BOND AMOUNT SETTING	46	8/29/2019	005493-005565
112	HEARING ON OBJECTIONS TO SUBPOENAS DUCES TECUM, MOTIONS FOR PROTECTIVE ORDERS, APPLICATION OF FOR WRIT OF MANDAMUS, MOTION FOR SETTING SETTLEMENT CONFERENCE, AND MOTION TO REDACT AND SEAL EXHIBITS 4 AND 5	53	1/31/2020	006610-006657
276	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	273	7/9/2020	039382-039411
277	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO HIGH SIERRA HOLISTICS COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/9/2020	039412-039421
278	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO MM DEVELOPMENT COMPANY, INC., & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/9/2020	039422-039434
279	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	273	7/9/2020	039435-039445
280	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	274	7/9/2020	039446-039478
281	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO QUALCANN, LLC'S SECOND AMENDED COMPLAINT	274	7/9/2020	039479-039496
282	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT	274	7/9/2020	039497-039509
283	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO TGIG PARTIES' SECOND AMENDED COMPLAINT	274	7/9/2020	039510-039523

284	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO THIRD AMENDED COMPLAINT	274	7/9/2020	039524-039539
364	HELPING HANDS WELLNESS CENTER, INC.'S OPPOSITION TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	9/24/2020	046927-046931
340	HELPING HANDS WELLNESS CENTER, INC.'S REPLY IN SUPPORT OF MOTION TO MODIFY OR DISSOLVE THE PRELIMINARY INJUNCTION1	326	8/16/2020	045918-045932
273	HIGH SIERRA HOLISTICS, LLC'S JOINDER TO ETW MANAGEMENT GROUP LLC'S ANSWERS	273	7/8/2020	039324-039325
373	INDEX OF EXHIBITS IN SUPPORT OF DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	341 thru 342	10/30/2020	047883-048130
21	INTERVENING DEFENDANTS' JOINDER AND SUPPLEMENTAL BRIEFING IN SUPPORT OF THE STATE OF NEVADA'S AND NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION; AND LONE MOUNTAIN PARTNERS, LLC'S OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION OR FOR WRIT OF MANDAMUS	9	5/23/2019	001068-001133
41	INTERVENOR DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFF'S COMPLAINT	32	7/3/2019	003640-003652
40	INTERVENOR DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' SECOND AMENDED COMPLAINT	31	6/24/2019	003623-003639
319	JOINDER TO THC NEVADA, LLC and HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAIING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	302	7/30/2020	043196-043209
351	JOINDER TO THC NEVADA, LLC and HERBAL CHOICE, INC.'S MOTION TO RENEW JOINDER TO TGIG'S COUNTERMOTION FOR ORDER DISPENSING WITH THE BOND REQUIREMENT FOR PURPOSES OF THE PRELIMINARY	331	8/28/2020	046565-046567

335	JOINDER TO THC NEVADA, LLC AND HERBAL CHOICE, INC'S MOTION TO STRIKE DEPARTMENT OF TAXATION NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	325	8/14/2020	045883-045888
54	LONE MOUNTAIN PARTNERS, LLC'S ANSWER TO LAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/22/2019	004695-004705
30	LONE MOUNTAIN PARTNERS, LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	21	6/5/2019	002334-002344
90	LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	49	12/10/2019	006069-006081
101	LONE MOUNTAIN PARTNERS, LLC'S REPLY IN SUPPORT OF MOTION TO DISMISS SECOND AMENDED COMPLAINT	51	1/8/2020	006359-006368
163	MINUTE ORDER CLEAR RIVER'S REQUEST FOR OST ON MOTION TO DISMISS	61	4/15/2020	007793-007793
135	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC ANSWER TO NATURAL MEDICINE, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	2/28/2020	006988-007000
127	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION	55	2/18/2020	006922-006935
111	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/29/2020	006589-006609
286	MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRARECORD EVIDENCE AT THE HEARING OF JUDICIAL REVIEW and TO ENLARGE TIME FOR FILING OPENING BRIEF	275	7/9/2020	039576-039735
368	MOTION FOR ORDER TO SHOW CAUSE	333	10/16/2020	046944-046965
8	MOTION FOR PRELIMINARY INJUNCTION	2	3/18/2019	000108-000217
301	MOTION FOR PROTECTIVE ORDER ON ORDER SHORTENING TIME	279	7/15/2020	040264-040323

275	MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC ON AN ORDER SHORTENING TIME	273	7/8/2020	039328-039381
353	MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC FINAL PRETRIAL CONFERENCE	331	9/3/2020	046573-046666
332	MOTION TO PRECLUDE APPLICATION OF THE EQUITABLE MAXIM OF UNCLEAN HANDS AGAIN ST THE TGIG PLAINTIFFS	324	8/11/2020	045698-045711
260	MOTION TO VOLUNTARILY DISMISS MMOV VEGAS RETAIL, INC. AND REQUEST TO RELEASE MMOV VEGAS RETAIL, INC.'S BOND FUNDS ON AN ORDER SHORTENING TIME	271	6/29/2020	038948-039114
289	NEVADA ORGANIC REMEDIES, LLC'S ANSWER NEVADA WELLNESS CENTER, LLC'S AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039760-039772
295	NEVADA ORGANIC REMEDIES, LLC'S ANSWER RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039845-039859
291	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO ETW MANAGEMENT GROUP, LLC ET AL.'S THIRD AMENDED THIRD AMENDED COMPLAINT	276	7/10/2020	039790-039804
292	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO HIGH SIERRA HOLISTIC'S COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039805-039815
293	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039816-039829
180	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO NATURAL MEDICINE'S LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	65	6/4/2020	008394-008401
294	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO QUALCAN, LLC.'S SECOND AMENDED COMPLAINT	276	7/10/2020	039830-039844

181	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	66	6/4/2020	008402-008409
146	NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO QUALCAN'S PETITION FOR WRIT OF MANDAMUS	56	3/27/2020	007100-007143
15	NEVADA ORGANIC REMIDIES, LLC'S OPPOSITION TO SERENITY WELLNESS CENTER, LLC AND RELATED PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION	8	5/9/2019	000942-000974
136	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT/RESPONDENT STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND/OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	2/28/2020	007001-007012
156	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/8/2020	007361-007373
133	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/26/2020	006971-006983
143	NEVADA WELLNESS CENTER, LLC'S JOINDER TO ETW PLAINTIFFS' MOTION TO COMPEL	56	3/20/2020	007084-007086
142	NEVADA WELLNESS CENTER, LLC'S JOINDER TO ETW PLAINTIFFS' MOTION TO COMPEL PRIVILEGE LOGS	56	3/20/2020	007081-007083
323	NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE ON AN ORDER SHORTENING TIME	306	8/3/2020	043640-043708
371	NOTICE OF APPEAL	335 thru 339	10/23/2020	047003-047862
359	NOTICE OF ENTRY OF JUDGMENT (1)	333	9/22/2020	046830-046844
360	NOTICE OF ENTRY OF JUDGMENT (2)	333	9/22/2020	046845-046877
98	NOTICE OF ENTRY OF ORDER	51	1/3/2020	006264-006271
104	NOTICE OF ENTRY OF ORDER	52	1/14/2020	006469-006474

341	NOTICE OF ENTRY OF ORDER	326	8/17/2020	045933-045939
372	NOTICE OF ENTRY OF ORDER	340	10/27/2020	047863-047882
159	NOTICE OF ENTRY OF ORDER DENYING MM DEVELOPMENT COMPANY, INC.'S MOTION TO STRIKE AND-OR DISMISS D.H. FLAMINGO, INC.'S COUNTERCLAIM	58	4/9/2020	007396-007400
83	NOTICE OF ENTRY OF ORDER DENYING MM DEVELOPMENT COMPANY, INC.'S AND LIVFREE WELLNESS, LLC'S MOTION TO ALTER OR AMEND FINDINGS OF FACT AND CONCLUSION OF LAW,	49	11/22/2019	006012-006015
258	NOTICE OF ENTRY OF ORDER ON PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN JORGE PUPO'S ANSWER TO SECOND AMENDED COMPLAINT	270	6/23/2020	038868-038871
130	NOTICE OF FILING OF EMERGENCY PETITION FOR WRIT OF MANDAMUS OR PROHIBITION UNDER NRAP 21(a)6)	55	2/21/2020	006950-006951
91	NOTICE OF HEARING	49	12/13/2019	006082-006087
100	NV WELLNESS CENTER, LLC'S MOTION TO COMPEL ON AN ORDER SHORTENING TIME	51	1/8/2020	006296-006358
95	OPPOSITION TO HELPING HANDS WELLNESS CTR, INC.'S APPLICATION FOR WRIT OF MANDAMUS	50	12/27/2019	006207-006259
13	OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION	3 thru 4	5/9/2019	000270-000531
285	OPPOSITION TO MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC ON AN ORDER SHORTENING TIME	274	7/9/2020	039540-039575
334	OPPOSITION TO MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	325	8/14/2020	045878-045882
102	OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL	52	1/10/2020	006369-006439

80	ORDER DENYING 1) ORGANIC REMEDIES, LLC'S MOTION TO DISSOLVE PRELIMINARY INJUNCTION AND TO STAY PRELIMINARY INJUNCTION PENDING APPEAL AND 2) LONE MOUNTAIN PARTNERS, LLC'S	49	11/19/2019	005943-005949
182	ORDER DENYING D.H. FLAMINGO, INC. AND SURTERRA HOLDINGS, INC.'S MOTION FOR SUMMARY JUDGMENT AGAINST MM DEVELOPMENT COMPANY, INC.	66	6/5/2020	008410-008413
152	ORDER DENYING DEFENDANT JORGE PUPO'S MOTION TO DISMISS	58	3/30/2020	007330-007332
171	ORDER DENYING LONE MOUNTAIN PARTNER'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	62	5/5/2020	007940-007941
84	ORDER DENYING MM DEVELOPMENT COMPANY, INC. 'S AND LIVFREE WELLNESS LLC'S MOTION TO ALTER AMEND FINDINGS OF FACT AND CONCLUSION OF LAW	49	11/22/2019	006016-006017
96	ORDER DENYING MOTION FOR STAY AND GRANTING IN PART MOTION TO EXPEDITE	50	12/30/2019	006260-006262
105	ORDER DENYING NEVADA ORGANIC REMEDIES, LLC'S AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC	52	1/14/2020	006475-006477
352	ORDER DENYING TGIG PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE AT THE HEARING OF JUDICIAL REVIEW; AND TO ENLARGE TIME FOR FILING OPENING BRIEF	331	8/28/2020	046568-046572
97	ORDER DENYING THE DEPARTMENT OF TAXATION OBJECTION TO DISCOVERY COMMISSIONER'S REPORT AND RECOMMENDATIONS	51	12/31/2019	006263-006263
298	ORDER GRANTING CLEAR RIVER, LLC'S MOTION TO RECONSIDER THE COURT'S ORDER GRANTING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE	276	7/11/2020	039866-039868

	JOHN KOCER AND NORTON ARBELAEZ FOR DEPOSITION ON ORDER SHORTENING TIME			
18	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	8	5/16/2019	001038-001041
59	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	41	8/14/2019	005028-005030
60	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	41	8/14/2019	005031-005033
128	ORDER GRANTING IN PART AND DENYING IN PART THE DEPARTMENT OF TAXATION'S MOTIONS FOR PROTECTIVE ORDER ON ORDER SHORTENING TIME	55	2/19/2020	006936-006941
86	ORDER GRANTING MOTION FOR LEAVE TO FILE SECOND AMENDED COMPLAINT IN CASE NO. A-786962	49	11/26/2019	006023-006024
170	ORDER GRANTING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE ADDITIONAL DOCUMENTS ON ORDER SHORTENING TIME	62	4/21/2020	007936-007939
338	ORDER REGARDING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION FOR SUMMARY JUDGMENT ON FIRST CLAIM FOR RELIEF	326	8/15/2020	045900-045905
369	ORDER TO SHOW CAUSE	334	10/18/2020	046966-046999
140	PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL GREENMART OF NEVADA, LLC TO PRODUCE KENNETH LEE AND HAE LEE FOR DEPOSITION ON ORDER SHORTENING TIME	56	3/16/2020	007058-007074
147	PLAINTIFF NEVADA WELLNESS CENTER, LLC'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	57	3/27/2020	007144-007175
243	PLAINTIFF'S RECORD PART 59	232	6/12/2020	033643-033801
9	PLAINTIFFS' COUNTER-DEFENDANTS' ANSWER TO COUNTERCLAIM	2	4/5/2019	000218-000223

185	PLAINTIFF'S DECLARATION & POA-F2018-01430	67 thru 74	6/12/2020	008455-009889
187	PLAINTIFF'S DKT 148-1 INDEX OF EXHIBITS - 1	76 thru 77	6/12/2020	009934-010291
188	PLAINTIFF'S DKT 148-1 INDEX OF EXHIBITS - 2	78 thru 79	6/12/2020	010292-010595
370	PLAINTIFFS GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, NEVCANN LLC AND RED EARTH LLC'S JOINDER TO TGIG PLAINTIFFS' MOTION FOR ORDER TO SHOW CAUSE	334	10/21/2020	047000-047002
356	PLAINTIFFS GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, NEVCANN LLC AND RED EARTH LLC'S JOINDER TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/14/2020	046813-046815
186	PLAINTIFF'S NOTICE OF FILING RECORD ON REVIEW	75	6/12/2020	009890-009933
20	PLAINTIFFS' OMNIBUS REPLY IN SUPPORT OF MOTION FOR PRELIMINARY INJUNCTION	8	5/22/2019	001054-001067
305	PLAINTIFFS' OPENING BRIEF IN SUPPORT OF PETITION FOR JUDICIAL REVIEW	286	7/22/2020	041331-041363
94	PLAINTIFFS' OPPOSITION TO LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	50	12/20/2019	006124-006206
189	PLAINTIFF'S RECORD PART 1	80 thru 81	6/12/2020	010596-010937
198	PLAINTIFF'S RECORD PART 10	93	6/12/2020	012724-012878
199	PLAINTIFF'S RECORD PART 11	94	6/12/2020	012879-013032
200	PLAINTIFF'S RECORD PART 12	95	6/12/2020	013033-013187
201	PLAINTIFF'S RECORD PART 13	96	6/12/2020	013188-013341
202	PLAINTIFF'S RECORD PART 14	97	6/12/2020	013342-013496

203	PLAINTIFF'S RECORD PART 15	98 thru 99	6/12/2020	013497-013774
204	PLAINTIFF'S RECORD PART 16	100 thru 101	6/12/2020	013775-014052
205	PLAINTIFF'S RECORD PART 17	102 thru 103	6/12/2020	014053-014330
206	PLAINTIFF'S RECORD PART 18	104 thru 105	6/12/2020	014331-014608
207	PLAINTIFF'S RECORD PART 18	106 thru 107	6/12/2020	014609-014886
208	PLAINTIFF'S RECORD PART 19	108 thru 111	6/12/2020	014887-015426
190	PLAINTIFF'S RECORD PART 2	82 thru 83	6/12/2020	010938-011275
209	PLAINTIFF'S RECORD PART 20	112 thru 115	6/12/2020	015427-015966
210	PLAINTIFF'S RECORD PART 21	116 thru 119	6/12/2020	015967-016506
211	PLAINTIFF'S RECORD PART 22	120 thru 123	6/12/2020	016507-017048
212	PLAINTIFF'S RECORD PART 24	124 thru 131	6/12/2020	017049-018484
213	PLAINTIFF'S RECORD PART 25	132 thru 134	6/12/2020	018485-018844
214	PLAINTIFF'S RECORD PART 26	135 thru 136	6/12/2020	018845-019202
215	PLAINTIFF'S RECORD PART 27	137 thru 144	6/12/2020	019203-020637

216	PLAINTIFF'S RECORD PART 28	145 thru 147	6/12/2020	020638-020999
217	PLAINTIFF'S RECORD PART 29	148 thru 149	6/12/2020	021000-021357
191	PLAINTIFF'S RECORD PART 3	84 thru 85	6/12/2020	011276-011613
218	PLAINTIFF'S RECORD PART 30	150 thru 157	6/12/2020	021358-022621
219	PLAINTIFF'S RECORD PART 31	158 thru 159	6/12/2020	022622-022979
220	PLAINTIFF'S RECORD PART 32	160 thru 167	6/12/2020	022980-024414
221	PLAINTIFF'S RECORD PART 33	168 thru 169	6/12/2020	024415-024718
222	PLAINTIFF'S RECORD PART 35	170 thru 177	6/12/2020	024719-026153
223	PLAINTIFF'S RECORD PART 37	178	6/12/2020	026154-026256
224	PLAINTIFF'S RECORD PART 39	179 thru 181	6/12/2020	026257-026669
192	PLAINTIFF'S RECORD PART 4	86 thru 87	6/12/2020	011614-011951
225	PLAINTIFF'S RECORD PART 40	182 thru 183	6/12/2020	026670-026934
226	PLAINTIFF'S RECORD PART 41	184 thru 186	6/12/2020	026935-027347
227	PLAINTIFF'S RECORD PART 42	187 thru 188	6/12/2020	027348-027612

228	PLAINTIFF'S RECORD PART 43	189 thru 191	6/12/2020	027613-028025
229	PLAINTIFF'S RECORD PART 44	192 thru 193	6/12/2020	028026-028290
230	PLAINTIFF'S RECORD PART 45	194 thru 196	6/12/2020	028291-028703
231	PLAINTIFF'S RECORD PART 46	197 thru 198	6/12/2020	028704-028968
232	PLAINTIFF'S RECORD PART 47	199 thru 201	6/12/2020	028969-029451
233	PLAINTIFF'S RECORD PART 48	202 thru 204	6/12/2020	029452-029934
234	PLAINTIFF'S RECORD PART 49	205 thru 207	6/12/2020	029935-030346
193	PLAINTIFF'S RECORD PART 5	88	6/12/2020	011952-012104
235	PLAINTIFF'S RECORD PART 50	208 thru 210	6/12/2020	030347-030758
236	PLAINTIFF'S RECORD PART 51	211 thru 213	6/12/2020	030759-031170
237	PLAINTIFF'S RECORD PART 52	214 thru 216	6/12/2020	031171-031582
238	PLAINTIFF'S RECORD PART 54	217 thru 219	6/12/2020	031583-031994
239	PLAINTIFF'S RECORD PART 55	220 thru 222	6/12/2020	031995-032406
240	PLAINTIFF'S RECORD PART 56	223 thru 225	6/12/2020	032407-032818

242	PLAINTIFF'S RECORD PART 58	229 thru 231	6/12/2020	033231-033642
194	PLAINTIFF'S RECORD PART 6	89	6/12/2020	012105-012258
244	PLAINTIFF'S RECORD PART 60	233	6/12/2020	033802-033877
245	PLAINTIFF'S RECORD PART 61	234 thru 235	6/12/2020	033878-034143
246	PLAINTIFF'S RECORD PART 62	236 thru 237	6/12/2020	034144-034409
247	PLAINTIFF'S RECORD PART 63	238 thru 239	6/12/2020	034410-034675
248	PLAINTIFF'S RECORD PART 64	240 thru 241	6/12/2020	034676-034943
249	PLAINTIFF'S RECORD PART 65	242 thru 245	6/12/2020	034944-035512
250	PLAINTIFF'S RECORD PART 66	246 thru 248	6/12/2020	035513-035919
251	PLAINTIFF'S RECORD PART 67	249 thru 251	6/12/2020	035920-036326
252	PLAINTIFF'S RECORD PART 68	252 thru 254	6/12/2020	036327-036733
253	PLAINTIFF'S RECORD PART 69	255 thru 257	6/12/2020	036734-037140
195	PLAINTIFF'S RECORD PART 7	90	6/12/2020	012259-012413
254	PLAINTIFF'S RECORD PART 70	258 thru 260	6/12/2020	037141-037547
255	PLAINTIFF'S RECORD PART 71	261 thru 263	6/12/2020	037548-037954

256	PLAINTIFF'S RECORD PART 72	264 thru 266	6/12/2020	037955-038415
257	PLAINTIFF'S RECORD PART 73	267 thru 269	6/12/2020	038416-038867
196	PLAINTIFF'S RECORD PART 8	91	6/12/2020	012414-012569
197	PLAINTIFF'S RECORD PART 9	92	6/12/2020	012570-012723
241	PLAINTIFF'S RECORD PARTY 57	226 thru 228	6/12/2020	032819-033230
48	PLAINTIFFS-COUNTER DEFENDANTS' ANSWER TO COUNTERCLAIM	35	7/12/2019	004228-004236
178	PURE TONIC CONCENTRATES LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	65	5/29/2020	008376-008379
139	QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	56	3/13/2020	007037-007057
88	REPLY IN SUPPORT OF AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	12/6/2019	006048-006057
328	REPLY TO THE DOT'S AND CLEAR RIVER, LLC'S OPPOSITIONS TO PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS	317	8/7/2020	045066-045084
179	RURAL REMEDIES, LLC'S ANSWER TO DEFENDANT-RESPONDENT NATURAL MEDICINE'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORI, MANDAMUS AND PROHIBITION	65	6/3/2020	008380-008393
357	RURAL REMEDIES, LLC'S JOINDER IN TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT AND CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/15/2020	046816-046817

117	SECOND AMENDED COMPLAINT	54	2/11/2020	006782-006805
376	SHOW CAUSE HEARING	343	11/2/2020	048144-048281
259	SUPPLEMENT TO RECORD ON REVIEW IN ACCORDANCE WITH THE NEVADA ADMINISTRATIVE PROCEDURE ACT	270	6/26/2020	038872-038947
355	TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/10/2020	046777-046812
87	TGIG SECOND AMENDED COMPLAINT	49	11/26/2019	006025-006047
184	TGIG, LLC, NEVADA HOLISTIC MEDICINE, LLC, GBS NEVADA PARTNERS, FIDELIS HOLDINGS, LLC, GRAVITAS NEVADA, NEVADA PURE, LLC, MEDIFARM, LLC, AND MEDIFARM IV'S ANSWER TO NATURAL MEDICINE	66	6/10/2020	008436-008454
336	THC NEVADA, LLC AND HERBAL CHOICE, INC.'S JOINDER TO TGIG PLAINTIFFS' PROPOSED SUPPLEMENTAL FINDINGS OF FACT AND CONCLUSIONS OF LAW BASED UPON PARTIAL SUBSTITUTION OF THE NEVADA CANNABIS COMPLIANCE BOARD AS A PARTY DEFENDANT IN THESE CONSOLIDATED MATTERS	326	8/14/2020	045889-045891
339	THC NEVADA, LLC AND HERBAL CHOICE, INC.'S REPLY TO NEVADA ORGANIC REMEDIES' OPPOSITION TO MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	326	8/15/2020	045906-045917
308	THC NEVADA, LLC'S JOINDER TO PLAINTIFF TGIG, LLC ET AL'S OPENING BRIEF IN SUPPORT OF PETITION FOR JUDICIAL REVIEW	289	7/23/2020	041733-041735
311	THE ESSENCE ENTITIES' JOINDER TO DEPARTMENT OF TAXATION'S OPPOSITION TO TGIG'S MOTION TO SUPPLEMENT THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE AND TO ENLARGE TIME FOR FILING OPENING BRIEF	292	7/24/2020	042072-042074
362	THE ESSENCE ENTITIES' LIMITED OPPOSITION TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	9/24/2020	046922-046924

149	THE ESSENCE ENTITIES' OPPOSITION TO ETW PLAINTIFFS' 1) MOTION TO COMPEL AND 2) MOTION TO COMPEL PRIVILEGE LOGS	57	3/27/2020	007183-007293
317	THRIVE'S JOINDER TO PLAINTIFFS' OPPOSITION TO THC NEVADA LLC'S AND HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER FOR PRELIMINARY INJUNCTION ON AN ORDER SHORTENING TIME	302	7/30/2020	043187-043190
162	THRIVE'S SUPPLEMENTAL BRIEF IN SUPPORT OF OPPOSITION TO ETW MANAGEMENT GROUP LLC; ET AL.'S MOTION TO COMPEL	61	4/14/2020	007731-007792
344	TRIAL EXHIBIT 1005	329	8/18/2020	046356-046389
345	TRIAL EXHIBIT 1006	330	8/18/2020	046390-046423
346	TRIAL EXHIBIT 1135	330	8/18/2020	046424-046445
347	TRIAL EXHIBIT 1302	330	8/18/2020	046446-046448
348	TRIAL EXHIBIT 2157	330	8/18/2020	046449-046502
349	TRIAL EXHIBIT 2158	330	8/18/2020	046503-046548
350	TRIAL EXHIBIT 3291	331	8/18/2020	046549-046564
262	WELLNESS CONNECTION OF NEVADA, LLC'S ANSWER TO PLAINTIFF NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	6/29/2020	039136-039152
366	WELLNESS CONNECTION OF NEVADA, LLC'S RESPONSE TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION AND COUNTERMOTION TO CLARIFY AND/OR FOR ADDITIONAL FINDINGS	333	9/24/2020	046934-046940

324

A P P E A R A N C E S

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For Jorge Pupo

I N D E X
W I T N E S S E S

WITNESSES FOR THE PLAINTIFF:

KEITH CAPURRO

Direct Examination by Mr. Gentile	6
Cross-Examination by Mr. Williamson	38
Redirect Examination by Mr. Gentile	59
Recross-Examination by Mr. Williamson	73

JORGE PUPO

Direct Examination by Mr. Gentile	75
-----------------------------------	----

E X H I B I T S

EXHIBITS ADMITTED:

1618	11
1809	97

1 **LAS VEGAS, CLARK COUNTY, NEVADA, AUGUST 3, 2020, 8:26 A.M.**

2 *** * * * ***

3 THE COURT: Are there any housekeeping matters,
4 counsel?

5 (No audible response.)

6 THE COURT: All right. Who's our next witness?
7 Sir, if you'd come on up, please.

8 **KEITH CAPURRO**

9 [having been called as a witness and being first duly sworn,
10 testified as follows:]

11 THE CLERK: Thank you. Please be seated. Please
12 state and spell your name for the record.

13 THE WITNESS: My name is Keith Capurro. K-e-i-t-h,
14 C-a-p-u-r-r-o.

15 THE CLERK: Thank you.

16 THE COURT: Sir, are you married to someone named
17 Shelley or related to Shelley?

18 THE WITNESS: I'm not related to Shelley, I don't
19 believe.

20 THE COURT: Okay. Thank you.

21 Who is my examining counsel this morning?

22 MR. MILLER: Court's indulgence.

23 THE COURT: Come on, Mr. Miller. I'm going to make
24 you do it.

25 I guess we were missing somebody, Ms. Welch.

 JD Reporting, Inc.

1 Sir, I will tell you that because we are all using
2 masks it's really hard to hear.

3 THE WITNESS: Okay.

4 THE COURT: So if one of the attorneys is asking you
5 a question and it doesn't make any sense at all, please feel
6 free to have them repeat it. Sometimes it's because the mask
7 is interfering.

8 THE WITNESS: Sure.

9 THE COURT: Sometimes it's just because it's a really
10 bad question.

11 THE WITNESS: Understood.

12 THE COURT: And as a result, sometimes your answers
13 may not come out quite as clearly as you hoped and they may ask
14 you to repeat it. Please don't be offended. This process
15 takes much longer with the masks, but at least we're getting
16 through it.

17 THE WITNESS: Understood.

18 THE COURT: And if you need a break at any time, you
19 let us know. Okay?

20 THE WITNESS: You got it.

21 THE COURT: Hopefully I'll have a lawyer in here in a
22 minute to ask you questions.

23 THE WITNESS: No problem.

24 THE COURT: One P or two P in your last name?

25 THE WITNESS: One P.

1 THE COURT: One P.

2 THE WITNESS: Two Rs.

3 THE COURT: Okay. Thank you, sir.

4 I didn't realize you had stepped out, Mr. Gentle. So
5 sorry. Are you ready?

6 MR. GENTILE: Yeah, I am. May I proceed?

7 THE COURT: You may.

8 MR. GENTILE: Thank you.

9 DIRECT EXAMINATION

10 BY MR. GENTILE:

11 Q Good morning, Mr. Capurro.

12 A Good morning.

13 Q My name is Dominic Gentile. I'm an attorney and I
14 represent seven plaintiffs in this case. It is my
15 understanding that you are associated with Deep Roots, which is
16 also a party in this case. Am I correct?

17 A That is correct. Deep Roots Medical, LLC.

18 Q All right. And what is your role there?

19 A My role is I'm an owner, I'm an officer, I'm a board
20 member, I'm a member and I'm a manager.

21 Q Okay. When you say you're a board member, you mean a
22 board of directors. Am I correct?

23 A That's correct.

24 Q Okay.

25 A And I'm the chief executive officer.

JD Reporting, Inc.

1 Q Okay. And how long has that been true? How long
2 have you been associated with what I will call Deep Roots for
3 this record because it's just shorter?

4 A Understood. I've been affiliated with Deep Roots
5 since the inception of the company in 2014.

6 Q 2014. Okay. And what -- I take it that Deep Roots
7 is involved in the legal marijuana business in the state of
8 Nevada?

9 A That is correct.

10 Q All right. And in what way? What is the -- what are
11 the areas in which Deep Roots is involved in the marijuana
12 business?

13 A We are a vertically integrated cannabis company. Our
14 headquarters is in Mesquite, Nevada. We have three licenses in
15 Mesquite -- actually four licenses in Mesquite. Well, three.
16 One for cultivation, one for production and one for a
17 dispensary. We also have a dispensary operation in
18 West Wendover, Nevada and we also have provisional licenses for
19 cultivation and production in West Wendover, Nevada. And then
20 we have the five provisional licenses that we were awarded in
21 the 2018 application process.

22 Q And in what counties and localities were you awarded
23 licenses?

24 A Could you repeat that? I'm sorry, it mumbled a
25 little bit. I understand; no problem.

1 Q We're going to have plenty of that.

2 A Yeah.

3 Q There's nothing I can do about it, but I'll try to do
4 better. And maybe if I have a little water --

5 A Sure.

6 Q -- it will make me do better. Now my tongue isn't
7 sticking to the roof of my mouth, so maybe I'll be a little
8 clearer. What I asked you was, essentially, in what counties
9 and in what localities, understanding that they're not the
10 same, are your five provisional licenses?

11 A Our five provisional licenses are in -- four of them
12 are in Clark County, one of them is in Washoe County in Reno.
13 And then locally in Vegas we are in -- in Clark County we are
14 in -- we were awarded one in Henderson, unincorporated Clark
15 County, the City of Vegas and North Las Vegas.

16 Q Okay, thank you. And that all was awarded to you --

17 THE COURT: Sir, I need you to pull your mask back
18 up. It's going to fall down all the time because it does, but
19 I've got to have you pull it back up. Thank you.

20 BY MR. GENTILE:

21 Q Those were -- you learned that, I take it, with
22 regard to the last five that you mentioned, on or about
23 December 5th of 2018?

24 A That is correct.

25 Q All right. Did you learn before December 5th, 2018?

1 A No.

2 Q Okay. From the time that Deep Roots started in
3 business, were you always on the board of directors?

4 A Yes.

5 Q And has the board of directors changed at all since
6 its inception?

7 A It has. Originally for the first few years we had
8 four board members, and then in 2017 we added one additional
9 board member.

10 Q Okay. And we're talking about board of directors?

11 A That is correct.

12 Q All right. Has it changed since then, since 2017?

13 A No, it has not.

14 Q In the 2018 purportedly impartial numerically scored,
15 competitive process for awarding new licenses, did you -- did
16 Deep Roots file an application? It sounds like a stupid
17 question because you got five in December so you had to, but I
18 have to ask the question.

19 A Understood. Yes, we filed five applications.

20 Q And did you sign those applications?

21 A I was not -- at the time I was not the point of
22 contact for our company. I may have signed some documents, but
23 we had a different point of contact.

24 Q Okay. Well, I'm going to ask that exhibit -- your
25 application is not in evidence but it's identified as 1618.

1 MR. GENTILE: And, Your Honor, at this point in time
2 I'm going to move it into evidence.

3 THE COURT: Any objection to 1618?

4 MR. WILLIAMSON: Your Honor, I would object on the
5 basis of the statutory privileges that apply to the
6 applications.

7 MR. GENTILE: It's redacted.

8 THE COURT: Is 1618 redacted?

9 MR. GENTILE: It is immensely redacted.

10 THE COURT: Have you had --

11 MR. GENTILE: There's very little. I'm only going to
12 use five pages of it.

13 THE COURT: Can you stop? Have you had an
14 opportunity to review the redactions?

15 MR. WILLIAMSON: I have, Your Honor.

16 THE COURT: Okay. Given the redactions, do you have
17 any additional objection to the unredacted material, other than
18 the statutory privilege?

19 MR. WILLIAMSON: I think it would still apply,
20 technically, under the NRS 360, I believe, point 255, plus the
21 two NAC provisions that apply to confidentiality. So I think
22 it applies to the whole thing, but I can assure you, you know,
23 no Social Security numbers are showing, no -- I believe no, you
24 know, bank statements are showing, that kind of thing.

25 THE COURT: Thank you. 1618 in its redacted form

1 will be admitted.

2 MR. GENTILE: Thank you.

3 (Exhibit Number(s) 1618 admitted.)

4 MR. GENTILE: Shane, could you please pull up on the
5 screen page 00119 of 1618 so that Mr. Capurro and the Court can
6 see it. You're going to need to move down a little further.
7 There you go.

8 THE WITNESS: Uh-huh.

9 BY MR. GENTILE:

10 Q Mr. Capurro, there is purportedly a signature for
11 KCRB, LLC in the application that was filed by Deep Roots in
12 September of 2018. And the typed name beneath that signature
13 is Keith Capurro, manager. Do you see that?

14 A Yes, sir.

15 Q Do you recognize the signature?

16 A That's my signature.

17 Q Okay. So when you said earlier that you may have
18 signed some documents, this is certainly one of them. Am I
19 correct?

20 A I mean, I signed a lot of documents. Yes.

21 Q Well, I meant with regard to the application.

22 A Right. I thought you were referring to the actual
23 application itself.

24 Q All right. Well, this is part --

25 A This may be a part of the submission of the

1 application. And, yes, this is my signature.

2 Q Okay. That's really all I wanted to know.

3 A Sure. I just wanted to clarify.

4 MR. GENTILE: Okay. Could you -- Shane, could you
5 put up 120. 1618-00120. There we go.

6 BY MR. GENTILE:

7 Q Do you recognize the signature here above the
8 signature line of Colleen Capurro?

9 A Yes, I do.

10 Q And is that the signature -- whose signature is it?

11 A That's my sister.

12 Q That's your sister?

13 A Yes.

14 Q Colleen Capurro is your sister?

15 A That's correct.

16 Q Okay. Thank you.

17 MR. GENTILE: Could you pull up 118, please. There
18 is a signature here above the typed -- no, that's not the one I
19 want. There you go.

20 BY MR. GENTILE:

21 Q There is a signature above what is typed on this page
22 as Branán Allison, Managing Member. Do you recognize that
23 signature?

24 A Yes, I do.

25 Q And whose signature is it?

1 A Mr. Allison.

2 Q All right. Thank you.

3 MR. GENTILE: Can we pull up 1116, please.

4 BY MR. GENTILE:

5 Q Do you see what's on the screen as 1116?

6 A Yes, sir.

7 Q Okay. It's above the printed -- I say typed. I
8 don't think anybody types anymore, but it's a printed name of
9 Gary E. Primm. Do you recognize the signature?

10 A Yes. That's Gary's signature.

11 Q Okay. And who is Gary Primm? It says manager, but
12 is --

13 A Gary Primm is an owner and a board member of Deep
14 Roots Medical, LLC.

15 Q Okay.

16 MR. GENTILE: And then let's go to 117, please,
17 Shane. And could you highlight the signature on there, please.

18 BY MR. GENTILE:

19 Q Here on this part of this Exhibit 1618 at page 117
20 it's got a printed name of Roger B. Primm and it's got a
21 signature over it. Do you recognize that signature?

22 A Yes.

23 Q And whose signature is it?

24 A It's the signature of Roger B. Primm.

25 Q Okay. Thank you.

1 MR. GENTILE: Now, Shane, could you please pull up
2 Exhibit 3199, which is in evidence, I believe. Is it?

3 THE CLERK: Oh, it is. Yes.

4 MR. GENTILE: It is in evidence. Thank you. And
5 please put page 00029 on that screen.

6 BY MR. GENTILE:

7 Q And if you will -- well, Mr. Capurro, this page, just
8 so that you understand what it is, it is the published by the
9 state licensed owner list of various entities. This just
10 happened to be one that deals with Deep Roots, okay.

11 And on here this speaks of May 1st of 2019. So this
12 would be after December 5th of 2018. Do you understand that?

13 A Yes.

14 Q Okay. And by the way, as the CEO of Deep Roots, you
15 are probably not the only one responsible, but you are
16 responsible for seeing to it that Deep Roots complies with the
17 laws and regulations as it relates to the marijuana industry.
18 Am I right?

19 A Yes.

20 Q Okay. And among those things that you have to comply
21 with is if there's a change in officers or owners or board of
22 directors, you have to notify the State?

23 A Yes, we're aware of that.

24 Q Okay. Now, if I understood your earlier testimony,
25 there hasn't been any change in board of directors since 2017.

1 Am I right?

2 A Since the addition that we made in 2017. That's
3 correct.

4 Q Right. So since 2017, at least as far as you know --
5 I shouldn't say it that way. Since 2017, you believe that
6 there have been no additional changes, either adding or
7 subtracting a member of the board of directors. Am I correct?

8 A I'm confident that there's been no changes in the
9 board of directors.

10 Q I'm sorry, sir, I didn't hear you.

11 A There have been no changes.

12 Q Thank you. So Ryan Breeden is listed on this list.

13 MR. GENTILE: And I'm going to -- why don't we go
14 down to line 80397. Well, I guess let's go down to the ninth
15 line, Shane. You'll see the name Ryan Breeden on that line.
16 Can you pull it up for Mr. Capurro. Thank you. Could you
17 extend it a little. There we go. That's what I needed.

18 BY MR. GENTILE:

19 Q All right. This document says that Ryan Breeden, as
20 of May of 2019, was an owner. Do you see that?

21 A Yes, I see that.

22 Q He -- what?

23 A I see it.

24 Q You do see it. Okay, thank you.

25 A I see it, yes. Sorry.

1 Q And it indicates -- it doesn't indicate how much he
2 owns, but is it your understanding that he owns 9.95 percent?

3 A I know that it's less than 10 percent. I don't know
4 the specific.

5 MR. GENTILE: Boy, this is so small. Let's go down
6 to the next line, please.

7 BY MR. GENTILE:

8 Q The next line has your name on it and it says that
9 you're an owner. And you've already said that. Am I correct,
10 sir, that you own 18.0696 percent?

11 A In the vicinity thereof. I don't know the specific
12 amount.

13 Q All right.

14 MR. GENTILE: Can we go to the next name, please.

15 BY MR. GENTILE:

16 Q And I believe that last name is pronounced "Win."

17 A That's correct.

18 Q Do you know who Hung Nguyen is?

19 A Yes, I do know. I know Hung very well.

20 Q Okay. And this says that as of May of 2019 he's an
21 owner. Am I right?

22 A Yes, he is an owner.

23 Q And do you know how much he owns?

24 A He owns less than 2 percent.

25 MR. GENTILE: Can we go down to the next line,

1 please.

2 BY MR. GENTILE:

3 Q Erik Santus. It says that Mr. Santus is an officer.

4 Do you know Erik Santus?

5 A Yes.

6 Q And does Mr. Santus -- how much of this company does
7 Mr. Santus own?

8 A How much of Deep Roots?

9 Q Yes, sir.

10 A He owns the same amount as Hung, which is slightly --
11 probably slightly less than 2 percent.

12 MR. GENTILE: Can we go to the next line, please.

13 BY MR. GENTILE:

14 Q Now, this has Branan Allison. We saw his signature
15 on those documents earlier. Is Branan Allison an owner of this
16 company, Deep Roots?

17 A Yes, he is.

18 Q And does he own 9.95 percent?

19 A Approximately. Again, I don't know the specific
20 decimal amount.

21 MR. GENTILE: Okay. Please move to the next line.

22 BY MR. GENTILE:

23 Q Leslie Bocksor. Is Leslie Bocksor an owner?

24 A Yes. Leslie is an owner.

25 Q And do you know how much Leslie Bocksor owns?

1 A I believe it's less than 1 percent.

2 MR. GENTILE: Okay. Let's go to the next line,
3 please.

4 BY MR. GENTILE:

5 Q And here is Colleen Capurro. You've already said
6 that she's your sister.

7 THE COURT: Hold on. We lost the feed.

8 MR. GENTILE: It's not up there, huh?

9 THE COURT: I know. It will be up in a minute. It's
10 the joys of working in a remote courtroom, Mr. Gentile.

11 MR. GENTILE: I'm sorry?

12 THE COURT: It's up.

13 MR. GENTILE: Oh, it is up.

14 BY MR. GENTILE:

15 Q How much does Colleen Capurro own?

16 A Boy, you're testing me. Like around -- I want to say
17 roughly 2 percent.

18 MR. GENTILE: Okay. Next line, please.

19 BY MR. GENTILE:

20 Q Todd McElyea.

21 A McElyea.

22 Q McElyea?

23 A Yeah, close enough.

24 Q Okay. He's also an owner. Do you know how much he
25 owns?

1 A I don't know exactly how much Todd owns. He's part
2 of BKT and that's not my entity. I know he's a very minority
3 shareholder.

4 MR. GENTILE: All right. Next line, please.

5 BY MR. GENTILE:

6 Q All right. Gary Primm is listed as an owner, and I'm
7 wondering how much of this Mr. Primm owns. I'm told -- well, I
8 shouldn't say I'm told. Does 25.25 percent sound right?

9 A It's in that ballpark.

10 MR. GENTILE: Okay. Can we go to the next one,
11 please.

12 BY MR. GENTILE:

13 Q Roger Primm. Roger Primm is listed as an owner and
14 he also owns 25.25 percent?

15 A That's correct.

16 Q So as between the two Primms, they are the majority
17 of the membership interest?

18 A They have the majority of the membership interest,
19 but an equal amount of voting interest.

20 Q I see.

21 MR. GENTILE: Let's go to the next line, please.

22 BY MR. GENTILE:

23 Q Kirk Schulz. Mr. Schulz is an owner. Am I correct?

24 A That's correct.

25 Q All right. And how much does Mr. Schulz own?

1 A I want to say in the ballpark of like 4 percent,
2 3 percent, somewhere in there.

3 Q All right. So that pretty much makes up 100 percent
4 of the ownership, if I have been counting right. Does that
5 sound right to you?

6 A It does, yes.

7 MR. GENTILE: All right. Can we then move down to --
8 hold on just a moment.

9 BY MR. GENTILE:

10 Q Did I ask you before who the five members of the
11 board of directors are?

12 A No, you did not.

13 Q I need to do that, so let me do it now. Who are the
14 five members of the board of directors since 2017?

15 A Myself, Gary Primm, Roger Primm, Branan Allison,
16 Peter Guzman.

17 Q Okay. Now let's move down to the name beneath
18 Mr. Schulz, which was Amy Ayoub. Amy Ayoub is listed on this
19 as an officer. How long has Amy Ayoub been an officer?

20 A Amy Ayoub has been an officer since 2017.

21 Q 2017. Okay. And what office does she hold?

22 A She's a member of our compliance and ethics
23 committee.

24 Q And then what about Mr. Robert Brown? He's also
25 listed as an officer. What office does -- how long has he been

1 an officer?

2 A Mr. Brown, I believe -- I'm not quite certain, but
3 he's been with our company since day one.

4 Q And what office does he hold?

5 A Well, he's been our -- you know, I may not remember
6 the specific title, but like security director or chief of
7 security.

8 Q All right.

9 MR. GENTILE: Can we go to the next name, please.

10 BY MR. GENTILE:

11 Q Jon Marshall.

12 A Yes.

13 Q That means a lot to lawyers, that name, John
14 Marshall.

15 A Oh, yeah.

16 Q But -- and so does Thurgood Marshall to some of us.
17 But who is Jon Marshall and how long has he been an officer?

18 A I don't specifically remember how long he's been an
19 officer. I want to say -- I'm guessing, but I believe he's
20 been with the company since 2017.

21 Q And what office does he hold?

22 A He's our chief operating officer.

23 Q All right. Now, those last three people, they don't
24 own any of the company but they are officers of the company, if
25 I understand you correctly.

1 A I want to make sure I heard that. If I could repeat
2 it?

3 Q Sure. Amy Ayoub does not own any of --

4 A They're not owners but they are officers.

5 Q They are not owners but they are officers?

6 A That's correct.

7 Q Okay.

8 MR. WILLIAMSON: Vague as to time frame, Your Honor.

9 THE COURT: Overruled.

10 BY MR. GENTILE:

11 Q Now, Lori Rogich is the next name on here and she is
12 listed as an officer. What office does she -- how long has she
13 been an officer?

14 A She's been an officer since 2017.

15 Q And what office does she --

16 A She's the founding member of our compliance and
17 ethics committee.

18 Q All right. Can we go to -- and she doesn't own any
19 of the company?

20 A No, sir.

21 MR. GENTILE: Can we go to the next one, please.

22 BY MR. GENTILE:

23 Q Lali Sekhon.

24 A Sekhon.

25 Q Sekhon?

1 A Yes.

2 Q Sekhon. Lali Sekhon. With a name like Lali, I don't
3 know if it's a man or a woman. So I'm going to ask you that.

4 A He's a man.

5 Q Okay. And how long has he been an officer?

6 A Since 2017.

7 Q And what does -- what office does he --

8 A He's also part --

9 Q -- hold?

10 A He's also an officer of our ethics and compliance
11 committee.

12 Q All right. Let's move to the next one, which is
13 Dennis Smith. Dennis Smith. How long has Dennis Smith been an
14 officer?

15 A He's been an officer -- he was our first employee.
16 He's our chief financial officer.

17 Q Okay. And does he own any of Deep Roots?

18 A He does not.

19 Q And then finally, Peter Guzman. I think that's the
20 last name, right? Yeah, Peter Guzman. Now, he's not listed as
21 an officer or an owner, but he is listed as a BM, which I think
22 it means board member.

23 A That's correct.

24 Q All right. And how long has he been on the board?
25 Did he join the board in 2017?

1 A He joined in 2017, yes.

2 Q Okay. Does he own any of the company?

3 A No.

4 Q Now let's go through the other people that are listed
5 as board members.

6 MR. GENTILE: I think -- no, we've got to go down.
7 Well, wait, go up to the top. I think you're right. Shane, go
8 to the top, please, just for a moment.

9 BY MR. GENTILE:

10 Q All right. So if we go through this board member
11 column, this shows that Branan Allison is a board member. Am I
12 correct?

13 A Yes.

14 Q And that Gary Primm is a board member?

15 A Yes, that's correct.

16 Q And Roger Primm is a board member?

17 A Correct.

18 Q And you're a board member?

19 A That's correct.

20 MR. GENTILE: Let's keep going. We don't need --
21 well, you know what, highlight all the board members, please.
22 No, no. Yeah, okay, that's good. And I think the bottom line.

23 BY MR. GENTILE:

24 Q So even though some of these names are repeated on
25 this list, these are the five board members that you say have

1 made up the board since 2017. Am I correct?

2 A That's correct.

3 Q Okay.

4 MR. GENTILE: Your Honor, at this time I would move
5 to admit into evidence as Exhibit 2145 pages -- these are Bates
6 stamp numbers. We're creating a new exhibit, okay, from a much
7 bigger one, all right. And the nature of the exhibit, these
8 are the graders' notes with regard to the Deep Roots
9 application, which is now in evidence. But rather than put in
10 a monstrous document, which is identified as Exhibit 1818,
11 which is not in evidence, I would like to extract pages --
12 Bates stamped pages 35880 to 35896. And, I mean, Shane has
13 indicated that it will be identified as Exhibit 2145.

14 THE COURT: So I cannot get Nick here today. He will
15 come tomorrow morning at 8:00 o'clock, so I cannot admit a new
16 electronic exhibit. I can provisionally admit a document if
17 there's no objections.

18 MR. WILLIAMSON: There is an objection, Your Honor.

19 THE COURT: And what is the objection to --

20 MR. WILLIAMSON: I would have been happy --

21 THE COURT: -- what one day will be called 2145?

22 MR. WILLIAMSON: Sure. A couple things, Your Honor.
23 Number one, these -- I guess that's 17 pages, I guess, by my
24 rough count based on these Bates numbers. I would have been
25 happy -- I was here at approximately 8:00 o'clock. I would

1 have been happy to look at them. I haven't had a chance to
2 look at them. This hasn't been admitted.

3 As Mr. Gentile mentioned, these are purportedly
4 graders' notes. I don't think there's been any foundation as
5 to how many graders' notes Mr. Capurro has received or whether
6 he can verify any notes as to who they belong to. They would
7 be entirely hearsay.

8 And so I would object based on hearsay, foundation,
9 and that this document at least has never been produced in this
10 fashion.

11 MR. GENTILE: Well --

12 THE COURT: So, Mr. Gentile, I have an issue related
13 to foundation.

14 MR. GENTILE: Foundation.

15 THE COURT: While some of the graders have testified,
16 I do not know that they have identified the entirety of the
17 notes that were sought to be admitted. There were parts of the
18 notes that were identified during the graders' examination.
19 And so I ask you if there are additional pieces of information
20 that you can cite to me in our proceedings to support the
21 foundation for this particular batch of notes.

22 MR. GENTILE: These documents were produced by the
23 Department of Taxation. And by the way, I don't need all of
24 those pages. Some of those pages are blank, which is the
25 reason that we put them all in. But the only pages that I

1 need, really, are 35894, 35896, 35898.

2 THE COURT: See, that's beyond the link you gave me.
3 You gave me to -96.

4 MR. GENTILE: Oh. Well, that's because that's what
5 Mr. -- what Shane gave to me. But the pages that I need are
6 those three. I don't even need anything beyond that.

7 THE COURT: So can you look at those and see if you
8 still have a foundation objection, now that I'm down to three
9 pages?

10 MR. WILLIAMSON: Sure. Yeah, I'd be happy to look at
11 those three pages if we can have a moment, Your Honor.

12 THE COURT: You can.

13 So, Shane, Nick will be here tomorrow morning at
14 8:00. 8:00 o'clock tomorrow for Nick.

15 TECH SHANE: Thank you.

16 THE COURT: He cannot come today.

17 MR. WILLIAMSON: Your Honor, I am going to object. I
18 don't know whose handwriting that is, and so I don't think
19 there's foundation.

20 I'm also seeing numbers here. It looks -- you know,
21 so I would also object I guess on confidentiality as well.
22 Just without having a foundation, I don't know what these
23 numbers represent.

24 So, yeah, my objection remains, Your Honor.

25 THE COURT: Okay. So can you --

1 MR. GENTILE: I don't know whose handwriting it is,
2 either. But I do know that it was the graders' notes because
3 the State said that it was the graders' notes when they
4 produced it.

5 THE COURT: Well, that doesn't satisfy my foundation
6 issue. So I am happy to let you use them for purposes of the
7 examination. I'm not going to look at them if you put them up
8 on the screen. You're welcome to put them up on the screen for
9 Mr. Capurro to look at. And if you get a stipulation from
10 everybody as to those three pages, we'll talk about it.
11 Otherwise, the objection is sustained on hearsay and
12 foundation.

13 MR. GENTILE: Okay. Could you please show
14 Mr. Capurro the -- now I'm confused. This is Exhibit -- it's
15 Proposed Exhibit 2145.

16 THE COURT: Proposed.

17 MR. GENTILE: Right.

18 THE COURT: Yeah.

19 MR. GENTILE: Please show Mr. Capurro the DOT035894.

20 BY MR. GENTILE:

21 Q Mr. Capurro, have you ever seen this before?

22 A Can you scroll it so I can see the top of the
23 document?

24 Q Unfortunately, you are seeing all that was provided
25 to us by the State.

1 A Okay.

2 Q I, too, would have liked to have seen the top half of
3 what is -- what looks like handwriting and then part of it is
4 cut off. But I have some questions based on it.

5 But from looking at it, do you recognize it?

6 A I don't recognize it. No.

7 Q You don't recognize it. Okay. Good enough. Let's
8 go through some things.

9 MR. GENTILE: You can take that off your screen.

10 BY MR. GENTILE:

11 Q Do you know how many points were awarded to Deep
12 Roots for its diversity score in the application process
13 evaluation?

14 A I don't recall specifically. I know we scored poorly
15 on that section.

16 Q Poorly? But you got 8 points. Am I right?

17 A I don't remember how many specifically. I don't
18 know. I can't remember how much -- what was the total.

19 Q Does the name --

20 A I'm sorry. How many total points were possible?

21 Q There were a total of 20 possible points.

22 A Okay. So we got a 40 percent.

23 Q In your opinion it was a poor score, but you don't
24 remember it was 8 points?

25 A That's correct, yes. I don't have our scores

1 memorized.

2 Q Okay. Does the name -- and I'm going to spell it
3 because I don't know how to say it --

4 A Sure.

5 Q -- and I don't want to mispronounce somebody's name,
6 okay. D-e-k-k-o-n, and the last name is R-a-l-i. Does that
7 name ring a bell to you?

8 A Could you repeat it again?

9 Q Yes. D-e-k-k-o-n, as in Nelly. Las name R-a-l-i.
10 Dekkon Rali is the way I would pronounce it.

11 A No, I don't recognize that name.

12 Q Okay. So you have no understanding as to why
13 Mr. Dekkon Rali was listed as an officer of Deep Roots on its
14 application?

15 A If I'm guessing --

16 THE COURT: We don't want you to guess.

17 MR. GENTILE: We don't want you to guess.

18 THE WITNESS: Well, it's very -- it's a very similar
19 name to our officer, Lali Sekhon, L-a-l-i Sekhon, S-e-h-k-o-n.

20 BY MR. GENTILE:

21 Q All right. And what ethnicity is the person who is
22 on your board whose name is not Dr. Dekkon Rali but the name
23 that you just said?

24 MR. WILLIAMSON: Objection. Vague and ambiguous.

25 THE COURT: Overruled.

1 Do you know the ethnicity of Lali?

2 THE WITNESS: I don't. He looks of Indian descent.

3 MR. GENTILE: Okay.

4 THE WITNESS: However, he speaks with an Australian
5 accent. So I don't know specific -- it's confusing.

6 BY MR. GENTILE:

7 Q Do you know the name Key, K-e-y, Aaron, A-a-r-o-n?

8 THE COURT: Mr. Gentile, pull your mask back up,
9 please. Sorry.

10 THE WITNESS: I believe you're referring to Aaron,
11 A-a-r-o-n Bayko, B-a-y-- I believe his name is spelled-- k-o.

12 MR. GENTILE: Can we put that page 35894 up again,
13 please.

14 BY MR. GENTILE:

15 Q Okay. Do you see the name up at the top left-hand
16 side? And we're going back to the earlier person.

17 A Yeah.

18 Q Okay. Now, that does not look like --

19 A It's got --

20 Q -- the name that you spoke about.

21 A It most certainly is. It says Doctor in front of it
22 and it says Lali. It's Lali Sekhon, who is a member of our
23 compliance and ethics committee.

24 BY MR. GENTILE:

25 Q All right. So, okay. Okay. Let us go now to

1 page 35896. Well, let me take a step back. Let's go back to
2 the earlier ones. If you recognize -- assuming that you're
3 correct with regard to the first column, do you recognize the
4 other names that are across the next five columns on that
5 document?

6 A I do. Yes.

7 Q And who are they?

8 A Dennis Smith is in the second column where it says
9 CFO. And we've identified -- we've already identified him as
10 an officer. He's our chief financial officer. The next one, I
11 can't read the top part, but it says Aaron and I know Aaron is
12 a key employee. He's our director of organizational
13 development. It's actually director of compliance and
14 organizational development.

15 The next one over is -- his name is -- we call him
16 Scott. His name is -- but his real name is Tim, last name is
17 Bowles. I believe it's B-o-w-l-e-s. He's our dispensary
18 manager.

19 The next gentleman, let's see, logistics manager,
20 that's Chris Hampsten.

21 And then the final one is Brenda Snell. At the time
22 of the application she was our director of human resources.
23 She's now our chief administrative officer.

24 Q What I see missing with regard to -- well, let me ask
25 a different question. Does the name -- I asked you about Key

1 Aaron, and you said that Key Aaron is what? He's an officer or
2 a key employee?

3 A He's our director of compliance and organizational
4 development.

5 Q So he's on the board of directors?

6 A No.

7 Q He's not on the board of directors but he is a
8 director?

9 A Well, he's a director of a department.

10 Q Okay. And this application, you were supposed to
11 list officers, directors, meaning board of directors, and
12 owners. Am I correct?

13 MR. WILLIAMSON: Objection. Misstates the evidence.

14 THE COURT: Overruled. Do you understand what he's
15 asking you?

16 THE WITNESS: Yes, I understand. We -- yeah, I
17 clearly understand. There was a section in the application
18 that also, in addition to owners, officers and board members,
19 there was an organizational -- there was a section that
20 requested the organizational structure of your company, and
21 that section also called for key employees.

22 So to be completely transparent and for full
23 disclosure, we included our key employees also in another
24 section which specifically called for owners, officers and
25 board members.

1 BY MR. GENTILE:

2 Q Can we agree, sir, that with regard to the exhibit
3 that was shown to you earlier that spoke of May 1st -- spoke as
4 of May of 2019, which was the list of owners, officers and
5 board members, he, Aaron, however you say his name, was not
6 listed on that list?

7 A His name is Aaron Bayko. I'm not quite sure -- I
8 can't read the spelling, but I know his name. I know all my
9 employees.

10 Q Can we agree that he was not listed on that list that
11 I showed you earlier?

12 MR. WILLIAMSON: Objection. Vague and ambiguous.

13 THE COURT: Overruled. And if you'd like to see the
14 prior list, sir --

15 MR. GENTILE: I could show you the list.

16 THE COURT: -- ask counsel. He'd be happy to have it
17 put up on the screen for you.

18 MR. GENTILE: Should we show it to you?

19 MR. WILLIAMSON: I just want the question to be exact
20 because a lot of things have been shown to him, Your Honor.

21 THE COURT: Believe me, I understand.

22 THE WITNESS: He was --

23 THE COURT: So, sir, we have 3199 back up on the
24 screen. If you want Shane to go up or down, please let him
25 know. He'd be happy to move you along the screen.

1 BY MR. GENTILE:

2 Q Can we agree?

3 A We agree that he's not on that list.

4 Q All right, good. Let's go to the name of Tim Fowles
5 (sic), F-o-w-l-e-s. Do you see Tim Fowles' name on page --
6 Exhibit 2145, Proposed Exhibit 2145, page 035894?

7 MR. GENTILE: Can we show that to him, please.

8 THE WITNESS: We didn't list Tim Bowles as an owner,
9 officer or board member on the application. We specifically --
10 we specifically labeled him as a key employee. We never
11 checked the box for owner, officer or board member. We wrote
12 in the side that he was a key employee. We never indicated him
13 or Aaron, or wherever else you're going with this as owners,
14 officers or board members. We specifically specified that they
15 were key employees.

16 BY MR. GENTILE:

17 Q So your contention is that you did not list these
18 people as owners, officers or directors, but you did list them,
19 and you did it for the purpose of getting diversity points;
20 didn't you?

21 A No, we didn't, because three of those people that
22 you're referring to are white males, which would hurt our
23 diversity score. It actually hurt our diversity score.

24 Q Who is Juliana Whitney?

25 A Juliana Whitney is a consultant that we worked with

1 probably in 2016 and maybe in 2017.

2 Q And did she prepare your application for the 2018
3 process?

4 A No. She did --

5 Q Who did?

6 A She did no work for our application in 2018.

7 Q Who did prepare your application for 2018?

8 A We prepared our application for 2018 internally with
9 our key employees, our officers. We pretty much dropped
10 everything to focus on the application. Our chief operating
11 officer contributed. I contributed. Our chief financial
12 officer contributed. Aaron Bayko, our director of compliance
13 and organizational development contributed. Brenda Snell, our
14 chief administrative officer, contributed. It was a team
15 effort.

16 Q And you would agree, sir, would you not, that when
17 you submitted the application -- you meaning Deep Roots, your
18 team -- the information on there had to be truthful. Am I
19 right?

20 A You're right.

21 Q And if it was not truthful, you recognize that that
22 is the highest type of violation that can occur under the
23 regulations, giving false information to the D.O.T.?

24 MR. WILLIAMSON: Objection. Calls for a legal
25 conclusion.

1 THE COURT: Overruled.

2 You can answer.

3 THE WITNESS: We understood that -- we understood
4 that we had to be truthful and we were.

5 MR. GENTILE: If I may have a moment?

6 THE COURT: You may.

7 BY MR. GENTILE:

8 Q And if that application reflects any of the people
9 that were not owners, officers or board members as being such,
10 that would not be truthful; would it?

11 A Could you repeat the question?

12 Q Yes. If the application that your team submitted in
13 2018 listed anybody that was as an officer, owner or member of
14 the board of directors but that person was not an officer,
15 owner or member of the board directors, that would not be
16 truthful, would it?

17 A I agree with that.

18 MR. GENTILE: Pass the witness.

19 THE COURT: Any other plaintiffs wish to examine?
20 Does the State wish to examine?

21 MS. LEVIN: No, Your Honor.

22 THE COURT: Anyone other than Deep Roots wish to
23 examine on the defense side or intervenor side?

24 Would you like to examine?

25 MR. WILLIAMSON: I would, Your Honor.

1 THE COURT: If you would like, you may do your direct
2 examination. Please wipe down the lectern.

3 MR. WILLIAMSON: Okay. Thank you, Your Honor.

4 THE COURT: You don't have to call him again in your
5 case in chief is what I'm saying.

6 MR. WILLIAMSON: Okay.

7 THE COURT: You can do your direct now if you'd like.

8 MR. WILLIAMSON: Thank you. I'll try not to tread
9 too much ground, but it would be nice to just get it all done.

10 CROSS-EXAMINATION

11 BY MR. WILLIAMSON:

12 Q Good morning, Mr. Capurro.

13 A Good morning, Rich. Mr. Williamson.

14 Q This is the only place you have to call me that, so I
15 appreciate it.

16 A Okay.

17 Q Where were you born?

18 A I'm a native Nevadan, born and from Reno.

19 Q And where did you grow up?

20 A I grew up in Reno.

21 Q Did you go to college?

22 A I did. I moved away from Reno, I went to St. Mary's
23 College in the Bay Area.

24 Q Did you get a degree from St. Mary's?

25 A I did. I got a finance degree with a minor in

1 economics.

2 Q What did you do for work after you graduated from
3 college?

4 A I moved back to Reno and got a job in the gaming
5 industry. I went to work for the El Dorado Hotel and Casino.
6 Started out as an internal auditor and worked my way up as
7 vault manager. And then left the company in two years.

8 Q Okay. What did you do, I guess, then, after you left
9 the El Dorado?

10 A I wanted to become a physical therapist.

11 Q Okay.

12 A So I went back to school and I went back to the El
13 Dorado with my tail between my legs and asked them for a
14 bellman job.

15 Q A bellman?

16 A A bellman job.

17 Q Okay.

18 A So I could support myself while I went back to
19 school.

20 Q Did you graduate with a degree from UNR in physical
21 therapy?

22 A No, I didn't need another degree. I just needed to
23 take all the prerequisites for physical therapy school.

24 Q Did you ever get a degree in physical therapy?

25 A I did. I got a master's degree in physical therapy

1 from the University of Montana.

2 Q Did you ever work as a physical therapist?

3 A Yes. After PT school, I moved back to Reno and went
4 into practice in Reno for about five years.

5 Q Did you have to be licensed to be a physical
6 therapist?

7 A Yes, I was licensed with the State in Nevada.

8 Q Were there ongoing educational requirements?

9 A Yes, there were.

10 Q Were there compliance requirements?

11 A Yes.

12 Q Sorry, how long did you say you worked as a physical
13 therapist?

14 A I held my license for approximately five years.

15 Q Was your license always in good standing that whole
16 time?

17 A Yes.

18 Q And did you, I guess, surrender it or let it
19 expire -- how did -- what happened to your license?

20 A I let it expire.

21 Q Okay. What did you do after you finished your
22 physical therapy practice?

23 A Well, while I was still practicing physical therapy,
24 I started a liquid waste business, as just kind of a side gig.

25 Q A liquid -- so --

1 A Yeah, it's --

2 Q -- Porta Pottys?

3 A -- it's not super sexy, but --

4 Q Yeah.

5 A -- yeah, liquid waste business. We did services for
6 job sites, we did temporary fencing, temporary power, pretty
7 much anything a job site needed or a special event needed.

8 Q Okay. Do you still own that business today?

9 A No. We built that business up and we sold it in
10 approximately 2010.

11 Q What did you do after you sold that business?

12 A Well, while I was still operating that business, I
13 also -- I bought into a garbage and recycling business. And we
14 also built that business up and ended up selling it in 2013.

15 Q Okay. Then what did you do?

16 A I was -- at that point, I was paying attention to,
17 you know, the legislative sessions that were taking place for
18 marijuana. And I was watching it closely and I was unemployed
19 at the time, so I decided to put together -- you know, from
20 selling the businesses, I had some gambling money. And decided
21 to go after some marijuana licenses and put together a
22 partnership.

23 Q Okay. And what was that partnership you put
24 together?

25 A It was Deep Roots Medical LLC.

1 Q Did you -- you acquired other partners or, I guess,
2 recruited other partners?

3 A We did, yeah. You know, I started talking to a close
4 friend of mine, Brandon Allison, who's also a board member.
5 Mr. Allison was interested. Mr. Allison knew Roger Primm, so
6 the three of us got together and put together, you know, kind
7 of decided to form a partnership.

8 Q And was it just then the three of you, Brandon,
9 Roger, and yourself?

10 A Roger also brought in his brother, Gary Primm.

11 Q Okay. So was it just the four of you then, the two
12 Primms and then you and Brandon?

13 A No, then we ended up bringing in some additional
14 partners. We ended up having 11 partners.

15 Q Okay. When was that -- I guess that kind of nucleus
16 of partners finalized?

17 A It was finalized roughly in summer of 2014.

18 Q Okay. Did you add any owners between the summer of
19 2014 and when the licenses were issued that are at issue here
20 today?

21 A No.

22 Q Did any owners happen to leave the company?

23 A No owners left the company.

24 Q Okay. So from summer of 2014 all the way through the
25 licensing process that we're here discussing today, you've had

1 the same ownership group?

2 A That's correct.

3 Q With Mr. Gentile, you discussed some changes in 2017,
4 but I guess I'd like to understand how quickly the company
5 developed from 2014 and 2017.

6 A Well, you know, we -- it started out as medical, you
7 know. So the industry kind of progressed slowly, which I think
8 was great for the operators and probably great for the state.
9 We kind of got a chance to, you know, develop it slowly. The
10 medical cardholder subscription was probably less than
11 anticipated, so the market was fairly small. But it gave us
12 all an opportunity to learn the business gradually.

13 Q Now, you mentioned you made a change to the board of
14 directors in 2017; is that right?

15 A That's correct.

16 Q Why?

17 A Well, a few -- well, mainly one reason. We -- by
18 design, we originally formed our partnership to have an even
19 number of board members. We had Gary and Roger Primm, who were
20 brothers. And then we had myself and Brandon Allison, who were
21 childhood friends. We had never done business together, the
22 four of us. So we wanted to maintain a balance of power. So
23 we kept it at four until we got to know each other a little
24 bit.

25 Q So why not just keep it at four?

1 A Well, because the -- you know, I think we became
2 comfortable with one another, and the partnership was solid to
3 that point. We really hadn't had any disputes or anything like
4 that. But we recognized that, you know, for the long term, we
5 probably needed to add one additional guy or gal that could,
6 you know, be unbiased and impartial to either side and be able
7 to make the best decision for the company in the event that we
8 had some gridlock.

9 Q Okay. Was diversity a factor at all in selecting who
10 this independent board member would be?

11 A Yeah. You know, it was. We looked in the mirror and
12 realized that we were a bunch of old white guys. And that we'd
13 need -- you know, if we were going to add another guy, we were
14 going to try to, you know, include some diversity in our
15 organization or at least, you know, at the board level.

16 Q Was that the only factor? Were you only just trying
17 to say, Hey, look at us, we've got some diversity?

18 A No. That was not the only factor, no. The most
19 important thing was somebody that we could trust, somebody that
20 myself and Brandon didn't really know, and an individual that
21 Roger and Gary didn't have personal relationships with.

22 Q Okay. And you ultimately added -- sorry, what was
23 his name?

24 A His name was Peter Guzman.

25 Q Has he been a good addition for the company?

1 A He's been a great addition to the company. He
2 does -- he's not an owner, but he's probably the most -- with
3 the exception of me, he's probably, I believe, the board member
4 that's most involved in the business.

5 Q What other governance changes did you make in 2017?

6 A We also added a compliance and ethics committee.

7 Q Okay. And what is that compliance and -- what was
8 the purpose of doing that?

9 A Well, the purpose of that was we recognized that, you
10 know, in early 2017, we recognized that our industry was about
11 to change. You know, we were going to transition from a small
12 business in a small industry to most likely a bigger business
13 in a much bigger marketplace. And so we recognized that there
14 were -- we recognized that compliance was going to be more
15 important moving forward.

16 Q How was compliance operating from 2014 until 2017,
17 when you formed this board?

18 A Yeah. You know, it was handled within the individual
19 departments. You know, it was -- we didn't really have any
20 oversight from a higher level looking over to make sure we were
21 in compliance with everything. And it, you know, it became --
22 we recognized that there was potential risk there if we didn't,
23 you know, make some changes.

24 Q Okay. So what types of changes did this ethics and
25 compliance committee do?

1 A After we formed the committee, we took a look at how
2 we could improve our compliance. And so we -- the committee
3 decided to create, you know, a separate compliance division
4 that was independent from the departments that we were already
5 operating, dispensary cultivation, production. We essentially
6 created a whole new department.

7 Q Okay. And was that it? To create that department,
8 now this compliance committee's done, doesn't take any further
9 action?

10 A No, the -- you know, it was an evolution. You know,
11 we started with, you know, improving our HR department. Next
12 week, we created a, you know, what do we call it, the
13 compliance and organizational structure department. We also --
14 a part of that whole process was adding, you know, oversight
15 for safety, things like making all our supervisors and managers
16 get OSHA certifications and things like that. So safety was
17 also a big component.

18 Q Does the committee continue to act? Does it receive
19 reports or anything like that?

20 A Yeah, the committee is still in place today. The
21 compliance department reports to the committee, and the
22 compliance department presents reports and updates as far as
23 our, you know -- reports on when the State comes in and gives
24 us an audit and just created a -- just a higher level of
25 transparency.

1 Q After this compliance and ethics committee was formed
2 in 2017, did you make any changes to it to prepare for the 2018
3 application?

4 A No, we didn't.

5 Q After Mr. Guzman was added as an independent board
6 member in 2017, have you made any other changes to your board?

7 A No, we haven't.

8 Q Did you make any changes to your -- I guess, any
9 changes to increase your diversity scores for the 2018
10 application period?

11 A No, we did not.

12 Q Okay. Let's turn to that, the reason why we're here,
13 the 2018 application process. I think you went over with
14 Mr. Gentile that you assisted in that process?

15 A I did, yes.

16 Q Now, I'd like to, if we can --

17 MR. WILLIAMSON: Brian, can you please pull up
18 Exhibit 1618. And let's go to page 119, please.

19 BY MR. WILLIAMSON:

20 Q Now, Mr. Capurro, I just want to make sure the
21 record's clear, since I'm sure it was unintentional, but this
22 isn't actually the signature page for the application, is it?

23 A No, it's not.

24 Q Okay. Do you know what this is? I realize you were
25 only shown a signature page in a large document.

1 A I don't. It's just a signature page.

2 Q Okay. Let's start going up maybe to --

3 MR. WILLIAMSON: Brian, if you could turn to
4 page 115.

5 BY MR. WILLIAMSON:

6 Q Do you see at the top, I guess this says Schedule B.
7 Does this give you any sense or refresh your recollection on
8 what document this is?

9 A It's the document that my wife wouldn't sign.

10 Q Okay. And it's an attachment -- yeah, wise. It is
11 an attachment to the operating agreement, isn't I?

12 A It -- yeah, that would be an attachment to the
13 operating agreement.

14 Q Okay. Always wise to run things by your wife, I
15 think that's a good policy. Okay. Also -- well, I guess,
16 let's keep going through the application.

17 But you did assist in preparing the application
18 that's Exhibit 1618; correct?

19 A I did, yes.

20 Q And I think you told Mr. Gentile it was a team
21 effort, it wasn't just you?

22 A That's correct. It was a big group of us.

23 Q All right. Now, let's -- if we can, let's go to
24 Exhibit --

25 MR. WILLIAMSON: To this exhibit, Brian, I believe it

1 would be page 14. And the scroll down a page, if you can. One
2 more. One more. One more. Okay.

3 BY MR. WILLIAMSON:

4 Q Now, is that your signature there at the bottom, Mr.
5 Capurro?

6 A Yes, it is.

7 Q Okay.

8 MR. WILLIAMSON: Brian, can we please turn to --

9 BY MR. WILLIAMSON:

10 Q Well, Mr. Capurro, let me ask you first, do you
11 recognize that signature above your signature?

12 A Yes.

13 Q Okay.

14 A That's John Marshall, our chief operating officer.

15 Q Okay. And just scroll up just above that. What's
16 that last line of text there on top of your signature?

17 A You want me to read it?

18 Q Yeah, can you read that?

19 A I attest that the information provided to the
20 Department for this recreational marijuana establishment
21 license application is true and correct.

22 Q And so you signed that?

23 A Yes.

24 Q And your chief operating officer signed that?

25 A That's correct.

1 MR. WILLIAMSON: Brian, can we go to Exhibit 19,
2 please, page 14.

3 Q And, Mr. Capurro, I'll represent to you this is
4 application of TGIG, which is one of Mr. Gentile's clients.
5 And it's been admitted into evidence.

6 MR. WILLIAMSON: Yeah, Exhibit 19, page 14.

7 BY MR. WILLIAMSON:

8 Q Now, we've just been identifying a lot of signatures,
9 so I was curious if you could identify the signature on this
10 page of TGIG's application.

11 A No, I cannot.

12 Q Why not?

13 A Because it's redacted.

14 Q Did you and Mr. Marshall hide who you were when you
15 signed the application?

16 A No, we did not.

17 Q Okay. You stood behind your application?

18 A 100 percent.

19 Q Let's turn back to your application. You've
20 mentioned you applied for five jurisdictions?

21 A Yes.

22 Q Did you -- had you identified a physical location for
23 each and every one of those jurisdictions?

24 A We did. We had five unique locations identified.

25 Q Are background checks important to this process?

1 A Absolutely.

2 Q Did you have every owner background checked?

3 A Yes, we did.

4 Q Now, Mr. Gentile had you go through the operating
5 agreement. It appears some owners hold their membership
6 interest through companies.

7 A That's correct.

8 Q Were all owners of those companies also background
9 checked?

10 A Yes, they were.

11 Q So was every single person that had any ownership
12 interest in the company, whether direct or indirect, background
13 checked?

14 A Yes.

15 Q Did you have ever officer background checked?

16 A Yes, we did.

17 Q Did you have every board member background checked?

18 A Yes.

19 Q And did you have every key employee for these new
20 locations background checked?

21 A Yes, we did.

22 MR. WILLIAMSON: Brian, can we pull up Exhibit 1006.

23 Q Now, Mr. Capurro, this is the application form that
24 I'm showing you; do you see that?

25 A I do.

1 MR. WILLIAMSON: Let's turn to page 17 of this
2 exhibit; and yeah, the top organizational structure, that top
3 gray box.

4 BY MR. WILLIAMSON:

5 Q Why did you include your key employees in your
6 application?

7 A Because it asked for them in this section.

8 Q Okay. Can you direct the Court to where it says key
9 personnel are supposed to be included?

10 A Yeah, in the highlighted box.

11 Q Okay. That's convenient.

12 THE COURT: We have people helping.

13 MR. WILLIAMSON: Just trying to move things along,
14 Your Honor.

15 THE COURT: That highlighted box being the top one.

16 THE WITNESS: On the second line, it says --

17 THE COURT: Yeah.

18 THE WITNESS: -- Including key personnel of the
19 proposed marijuana establishment.

20 BY MR. WILLIAMSON:

21 Q And I -- you started to touch on that, I don't know
22 that you were able to finish. But did adding the key personnel
23 help you with your diversity score?

24 A No, it actually worked against our diversity score.

25 Q Because there were how many -- I guess, how many key

1 personnel did you have?

2 A How many did we include?

3 Q Yes.

4 A We included --

5 Q For these new locations?

6 A We included four, I believe.

7 Q Four. And of those four, Brenda Snell is one?

8 A Brenda Snell was a white female.

9 Q Okay. But she's a female?

10 A She is, yes.

11 Q Okay. And then the other three, what's their gender
12 and ethnicity?

13 A Their gender is male and their ethnicity is white.

14 Q Okay. So you have three white guys and one female?

15 A Yes.

16 Q Okay. Way to knock that out of the park on --

17 A Yeah.

18 Q -- stacking diversity.

19 A It was a good move.

20 Q Let's turn to the financial requirements, if we can.

21 Did your company have the necessary financial resources
22 required by the application?

23 A Yes.

24 Q As of September 2018, approximately how much cash did
25 the company have on hand?

1 A Approximately \$3 million.

2 Q And as of September 2018, what was the value of the
3 company's total assets?

4 A Approximately 13 million.

5 Q Did you have to take out any loans from any third
6 parties to meet the financial section?

7 A No.

8 Q Has Deep Roots ever taken any outside loans from any
9 third parties?

10 A Never.

11 Q Did the application include detailed budgets?

12 A Yes, it did.

13 Q Did it include accurate balance sheets and other
14 financial statements?

15 A Yes.

16 Q Was any CPA involved in that process?

17 A Yes. We had everything verified by an independent
18 CPA.

19 Q Okay. And did that CPA verify documents, did that
20 support the numbers you presented to the department in your
21 application?

22 A Yes, he did.

23 Q In general, did Deep Roots meet all of the
24 application requirements?

25 A Yes.

1 Q Were all portions of Deep Roots' application
2 complete?

3 A Yes.

4 Q Were all portions of Deep Roots' application true and
5 accurate?

6 A Yes.

7 Q Now, we don't need to pull it up, but Mr. Gentile
8 asked you about 3 -- 3199, which is a department list of
9 owners, officers, and board members, isn't it?

10 A Yes.

11 Q And it didn't include these key employees?

12 A Okay. Can you show it to me?

13 Q Sure.

14 MR. WILLIAMSON: Let's pull up Exhibit 3199.

15 THE WITNESS: So what was the question again?

16 BY MR. WILLIAMSON:

17 Q This application -- or, excuse me, this document,
18 3199, does not include the key employees you mentioned?

19 A That's correct.

20 Q So it looks like the department's not confused about
21 who's an officer and who's not, is it?

22 A Doesn't appear so.

23 Q Now, of these -- the five applications you applied
24 for, how many of those did Deep Roots win?

25 A All five.

1 Q Have you ever had any conversations with Jorge Pupo?
2 A I have not.
3 Q Did you ever give him your cell phone number?
4 A No, I've never Jorge.
5 Q Have you ever had his cell phone number?
6 A I have not.
7 Q Have you ever offered him a job?
8 A No, I have not.
9 Q Have you ever given him a bribe?
10 A No.
11 Q Have you ever given him any money?
12 A No, I have not.
13 Q Anything of value?
14 A No.
15 Q You ever take him out for dinner?
16 A No.
17 Q Drinks?
18 A No.
19 Q Coffee?
20 A No.
21 Q Tea?
22 A No.
23 Q Have you ever sent him any tips?
24 A No, I haven't.
25 Q Have you ever had any private communication with

1 Jorge Pupo at all?

2 A No.

3 Q Let's talk about other people affiliated with the
4 Department of Taxation. Have you ever called any D.O.T.
5 officer on their cell phone?

6 A No, I have not.

7 Q Any employee on their cell phone?

8 A No.

9 Q Have you ever offered any D.O.T. employee a job?

10 A No.

11 Q Have you ever bribed any D.O.T. employee?

12 A No.

13 Q Have you ever given any D.O.T. employee any money
14 other than just normal licensing fees and taxes that the
15 company's required to provide to the Department?

16 A No.

17 Q Have you ever given any D.O.T. employee anything else
18 of value?

19 A No.

20 Q Have you ever taken any D.O.T. employee out for
21 dinner, drinks, coffee, anything like that?

22 A No.

23 Q Has Deep Roots ever hired Amanda Connor?

24 A No, we've never worked with Amanda.

25 Q Have any of your companies ever hired Amanda Connor?

1 A We have not.

2 Q Have you personally ever hired Amanda Connor?

3 A No.

4 Q Did she assist you in any way in the 2018 application
5 process?

6 A No, she did not.

7 Q Did you hire any outside consultants or additional
8 help to prepare the 2018 application?

9 A No, we did not.

10 Q Why not?

11 A Because we didn't need to. I felt confident with the
12 team that we have and the intellectual property that we've
13 developed over the years and we have a dedicated group that was
14 willing to roll up their sleeves and go to work on it.

15 Q Did you or anyone associated with Deep Roots have any
16 inside information about the 2018 application process?

17 A No, we did not.

18 Q Then how can you possibly explain Deep Roots scoring
19 so high and winning five licenses?

20 A I don't know. We just worked super hard and we --
21 you know, our company has developed over the years and we just
22 turned in an application that was reflective of our business.

23 MR. WILLIAMSON: No further questions, Your Honor.

24 THE COURT: Follow-up, Mr. Gentile?

25 MR. GENTILE: I do.

1 MR. WILLIAMSON: I'll wipe you down.

2 THE COURT: Thank you.

3 MR. WILLIAMSON: Sure.

4 THE COURT: And, sir, I like the branding of your
5 water bottle matching your application and your logo. We've
6 had other people attempt branding during the trial, they were
7 not as successful as you.

8 MR. WILLIAMSON: We're subtle around here, Your
9 Honor, you know?

10 REDIRECT EXAMINATION

11 BY MR. GENTILE:

12 Q Mr. Capurro, each of the applications that you filed
13 listed a real address at which you intended to operate if I
14 understand you correctly?

15 A That's correct.

16 Q Why did you do that?

17 A Why did we include -- we did that to be 100 percent
18 safe, you know? It was -- it's what, you know --

19 Q You could say it. It's what was on the application,
20 you were supposed to do it; am I right?

21 A It's what it asked for, yes.

22 Q It's what the law required at that time and you
23 applied it --

24 MR. PRINCE: Objection. That calls for a legal
25 conclusion of the law requires.

1 THE COURT: Okay. Let's let him finish his question
2 first.

3 Mr. Gentile, were you done?

4 MR. GENTILE: No. But I don't remember.

5 THE COURT: Okay. So the objection is moot.

6 MR. GENTILE: Okay.

7 THE COURT: Could you come up with a new question?

8 MR. GENTILE: Yeah.

9 BY MR. GENTILE:

10 Q In other words, you had read the law, the statute and
11 the regulations; right?

12 A Yes. We've --

13 Q Okay.

14 A -- at one point or another, we read the law, we read
15 the application.

16 Q All right. And among the things that that
17 application was going to score you on was the impact in the
18 community of the place that you were seeking to open; am I
19 right?

20 A That's correct.

21 Q And would you agree that you can't measure the impact
22 of a community unless you know where a store is going to be?

23 MR. WILLIAMSON: Objection. Calls for a legal
24 conclusion and calls for speculation.

25 THE COURT: Overruled.

1 THE WITNESS: I really didn't work on that section.
2 So I don't have any insight to that section.

3 BY MR. GENTILE:

4 Q But in any case, it was because you -- and when I'm
5 saying you, I'm talking about your team. I mean, you had
6 discussions among yourselves, didn't you, with regard to what
7 the application required and what it didn't?

8 A We worked on the application every day.

9 Q Okay. And so -- and you have a master's degree,
10 which means I know you can read. And the application says that
11 you had to list a actual physical address of where the proposed
12 store was going to be?

13 A We included the address because that's how we had
14 done it on our original application.

15 Q You said that you, in 2017, set up a compliance
16 committee, I think is the word that you said, but I might be
17 wrong about the second word. Was it a compliance committee?
18 Was that the way you refer to it?

19 A Yes, compliance or compliance and ethics.

20 Q Compliance and ethics. Okay. And how many people
21 are on that committee?

22 A There are five people -- at the time, there were five
23 people on that committed.

24 Q And who were they?

25 A They were Laurie Rogich, myself, Roger Primm, Amy

1 Ayub Ayoub, and Lali Sekhon.

2 Q And why did you find the compliance committee to be
3 important? I'm assuming you found it to be important or you
4 wouldn't have done it. So why did you find it to be important?

5 A Well, we wanted to create -- the board wasn't really
6 interested in getting into the detail required to be involved,
7 other than a few guys. But we thought that it was important,
8 because it would create a -- once we created a compliance
9 department, we felt that it would have more impact on that
10 department if they reported to a higher body, if you will. A
11 higher -- it would -- we believed that it would create a higher
12 level of accountability. We viewed our licenses and compliance
13 as our biggest asset in the company and we needed to take every
14 precaution, even though that it cost us more money, to protect
15 those licenses.

16 Q And in the 2018 application, one of the things that
17 it required information on was the history, so to speak, of the
18 applicants' involvement in the marijuana business and whether
19 they're complied with the laws or not; am I right?

20 A Could you repeat that again?

21 Q I'm sorry. I hear you --

22 A Right.

23 Q -- but I don't understand you.

24 THE COURT: He asked you to repeat it.

25 THE WITNESS: Please repeat the question.

1 BY MR. GENTILE:

2 Q Oh. Sure. One of the reasons you were concerned --
3 I'll rephrase the question, okay? Rather than repeat it.

4 You recognized, when you formed your compliance
5 committee that going into the future, it was going to be
6 important that you -- that your company, Deep Roots, remained
7 compliant with the laws and the regulations; am I right?

8 A Correct.

9 Q Okay. And you didn't want to be selling marijuana to
10 minors, did you?

11 A No. No company wants that.

12 Q Nobody wants that?

13 A No.

14 Q Okay. I think you're right. I certainly don't want
15 it. But you say that you didn't have Jorge Pupo's cellular
16 phone number; did you know who Jorge Pupo was?

17 A I knew of him.

18 Q Okay. And how did you know of him?

19 A You know, because I'm in the marijuana industry.

20 Q All right. And he was the deputy director of -- once
21 the Department of Taxation took over the administration of that
22 industry, he was the deputy director from day one; am I right?

23 A Yes, that's correct.

24 Q And -- but you -- had you met him?

25 A No, I never met him, no.

1 Q All right. And did you ever speak to him on the
2 phone?

3 A No.

4 Q Why didn't you want to get his phone number so that
5 you could communicate with him?

6 A I don't know. I didn't have any questions for him.

7 Q You didn't have what, sir?

8 A I didn't have a reason to --

9 Q Okay.

10 A -- get in touch with him.

11 Q All right. Did you yourself deal with anybody from
12 the Department of Taxation? Anybody, perhaps, all the way from
13 the director down to just the -- an administrative person?

14 A Early on in the development of our business, I did.
15 But as we evolved, I didn't really get in the weeds on that
16 level.

17 Q Did you make a conscious choice not to do that?

18 A I'm not sure that it was conscious. I just wasn't,
19 you know -- as our business grew, I started operating at a
20 higher level and didn't, you know -- we had department heads,
21 we had, you know, more segregation within the company that
22 handled those things.

23 Q You said that everybody that worked at your
24 organization that needed to was background checked. Anybody
25 that was an applicant, anybody that was an owner, board member,

1 officer, and even where there were entities that owned a share,
2 those entities, owners were, in turn, background checked?

3 A That's correct.

4 Q You think that that's a good idea?

5 A I don't really think it's for me to decide whether or
6 not that's a good idea.

7 Q Can you see the value in background-checking people
8 that are going to own or operate a business that is involved
9 in -- well, let's just say cannabis?

10 A I don't really have an opinion on it. I just -- as a
11 precautionary measure, our company got everybody background
12 checked.

13 Q Why have you never offered anybody -- well, when I
14 say you, okay, I guess there's the singular and there's the
15 plural. It's the same word. It's one of the weaknesses of the
16 English language, I think. But that pronoun describes both one
17 person, you, or many people that are also referred to as you in
18 the collective.

19 THE COURT: It could also be y'all, if you're from
20 the South.

21 MR. GENTILE: Y'all. There you go. Y'all. Well,
22 that's the benefit of Italian. In Italian, there's different
23 words --

24 THE COURT: I know.

25 MR. GENTILE: -- for those things.

1 THE COURT: I know the conjugation issues.

2 BY MR. GENTILE:

3 Q I'm going to use the collective you for this
4 question. By it, what I mean is what you have described as
5 your team. To your knowledge, did anybody on your team have
6 Jorge Pupo's cell number?

7 A Not to my knowledge, no.

8 Q Did anybody on your team ever offer an employee of
9 the Department of Taxation a job while they were an employee of
10 the Department of Taxation?

11 A Not to my knowledge.

12 Q Okay. If that had come to your attention, how would
13 you have responded to it?

14 MR. WILLIAMSON: Objection. Calls for speculation.

15 THE COURT: Overruled. You can answer.

16 THE WITNESS: I'm not sure. I probably wouldn't have
17 been too happy.

18 BY MR. GENTILE:

19 Q You wouldn't have been too happy? And why not?

20 A I don't know.

21 Q Well, it smacks of seeking influence, doesn't it?

22 A It's a potential conflict of interest.

23 Q To your knowledge, has anybody on your team ever
24 taken to lunch or to dinner or for drinks an employee of the
25 Department of Taxation while they were an employee of the

1 Department of Taxation?

2 A Not to my knowledge.

3 Q And is that a policy that Deep Roots kind of abides
4 by?

5 A I wouldn't say it's a policy. It's, you know, we're
6 slightly removed. We're out in the rurals. And we just mind
7 our own business.

8 Q Well, but you know -- you're not always out in the
9 rurals. You come to Las Vegas; right?

10 A I'm here now.

11 Q Yes, sir. Have you ever been to the office of the
12 Department of Taxation?

13 A I have, yes. Like to -- like in the early phases.

14 Q Okay. What about up north in Carson City?

15 A Actually, when I went, it was still Health at that
16 point.

17 Q I'm sorry?

18 A It was still considered the Department of Health or
19 whatever it was called.

20 Q I see. Well, then, you know what, let me rephrase
21 the question. Did you ever take -- before the Department of
22 Taxation became involved in what is called marijuana
23 enforcement, it was with the Department of Behavioral and
24 Public Health; am I right?

25 A Yes, that's correct.

1 Q Did you ever take anybody from the Department of
2 Behavior and Public Health out to dinner or for drinks?

3 A No, we did not.

4 Q Okay. Why not?

5 A I don't know. We're not very social.

6 Q How about up in Carson City? They've been up there.
7 I mean, you live up north?

8 A Well, I'm back and forth.

9 Q Okay.

10 A Yes.

11 Q I know a lot of Capurros and they're all from up
12 north.

13 A Yeah, I'm from up north, yes.

14 Q Yeah. The -- so you've never been to the Department
15 of Taxation offices up north?

16 A I have. I've dropped off payments.

17 Q Okay. But never to take anybody out to dinner or
18 offer them a job?

19 A No, just for business.

20 Q Do you have the cell number of any employee of the
21 Department of Taxation?

22 A I do not.

23 Q In the course of --

24 MR. GENTILE: That's why it's nice to have it clean.
25 I'll get to this.

1 Q In the course of you filing applications in the fall
2 of 2018, did you file multiple applications for single
3 jurisdictions?

4 A I'm not sure. I'm not sure I understand the
5 question.

6 Q Okay. Were you aware that there was a -- let's call
7 it a red letter entry on an application form that only one
8 license per jurisdictions would be awarded to an applicant?

9 MR. PRINCE: Objection. Beyond the scope of the
10 cross-examination, Your Honor.

11 THE COURT: Overruled.

12 THE WITNESS: I was not aware.

13 BY MR. GENTILE:

14 Q Okay. Does Deep Roots have subsidiary companies?

15 A Not in the marijuana industry.

16 Q Okay. You filed applications for five jurisdictions
17 or localities?

18 A Correct.

19 Q And you filed a specific real physical address for
20 each of those?

21 A We did.

22 Q And you also filed separate detailed budgets for each
23 of those; am I right?

24 A That's correct, yes.

25 Q Why? Why not just do one for all five?

1 A We did it because based on the location, it was going
2 to be different requirements, different sizes, different
3 construction costs.

4 Q So one size did not fit all, because you, in fact,
5 knew where you were going to build your stores?

6 A You know, we decided to make them as detailed as
7 possible.

8 Q And as a result, you went five for five, didn't you?

9 A Yeah, but it wasn't just that factor.

10 Q No, I understand that. But the fact of the matter is
11 you spent a lot of time and you read the law and you read the
12 regs and you did everything that you could to comply with them;
13 am I right?

14 A We tried, yes.

15 Q And included among that was a detailed budget for
16 each of the five separate locations; am I right?

17 A That's how we did it.

18 Q All right. And with regard to that first year, you
19 remember there was also a part where you had to be able to show
20 that you had enough money to get through the first year --
21 first year of operation?

22 A Yes.

23 Q That was different with regard to each location,
24 wasn't it?

25 A Well, we had a different budget number for each

1 location.

2 Q That also included rental expenditures?

3 A Yes.

4 Q Those were specific to each location?

5 A They were.

6 Q The Clark County budget was more than the Reno
7 budget?

8 A I don't recall the specific answers.

9 Q It was about a half a million dollars more.

10 A Was it?

11 Q Yes, it was. And it was 2.6 in Clark and 2.1 in
12 Washoe.

13 MR. WILLIAMSON: Objection. Argumentative, Your
14 Honor.

15 THE COURT: Overruled.

16 BY MR. GENTILE:

17 Q And that was because it was going to cost more to
18 operate in Clark County than it was going to cost to operate in
19 Reno?

20 A Potentially. I don't have the budget, you know,
21 budget information to review.

22 Q Okay. And if you didn't think the application form
23 called for that, you wouldn't have taken the time and spent the
24 money to do it, would you?

25 A I don't know that that's true.

1 Q So you might have anyhow?

2 A Possibly.

3 Q But the fact is that you did, in fact, do separate
4 specific locations, separate budgets, separate floor plans,
5 separate everything?

6 A That's the decision that we made, yes.

7 MR. GENTILE: Could I have a moment, please?

8 THE COURT: Yes.

9 BY MR. GENTILE:

10 Q With regard to each of these five separate locations,
11 sir, did you own any of those five locations? When I say you,
12 I mean -- I don't necessarily mean Deep Roots, but perhaps a
13 participant in Deep Roots.

14 A No, not at the time.

15 Q All right. Did you have a commitment from the
16 landlords -- not at the time, so you bought some since then; is
17 that the inference that I should take?

18 A No. I'm just saying when we turned in our
19 application, we weren't going to purchase a property before we
20 were allowed to operate there.

21 Q I see. But did you have options on it?

22 A We may have. I don't recall.

23 Q Did you have a lease on -- or a commitment for a
24 lease with regard to them?

25 A We may have had a lease or some type of letter of

1 intent.

2 Q So you would have had one or the other?

3 A We would -- I believe we had one or the other or --

4 Q For all five?

5 A I believe so. I don't recall specifically.

6 Q Okay. Thank you.

7 THE COURT: Any other plaintiffs or intervenors wish
8 to examine? The State.

9 MS. LEVIN: No, Your Honor.

10 THE COURT: Any other defendants? Any final words?

11 MR. WILLIAMSON: Very brief, Your Honor. In fact, I
12 won't even sully the lectern, if I can -- if you can hear me
13 okay from here.

14 THE COURT: Got to keep your voice up, but you're
15 doing okay so far.

16 MR. WILLIAMSON: Okay. Thank you, Your Honor.

17 RECROSS-EXAMINATION

18 BY MR. WILLIAMSON:

19 Q Mr. Capurro, Mr. Gentile asked you about some of the
20 specific members of your compliance and ethics committee; do
21 you recall that?

22 A Yes, I do.

23 Q Did you add those people solely for diversity
24 purposes?

25 A No, we added those people in 2017.

1 Q And did you add them solely to provide you any
2 additional political sway or cache or anything like that?

3 A No.

4 Q Thank you.

5 MR. WILLIAMSON: No further questions.

6 THE COURT: Anyone else?

7 Thank you, sir. We appreciate your time. Have a
8 nice day.

9 Counsel, we're going to take a short recess, and then
10 are we up to Mr. Pupo?

11 MR. GENTILE: Yes.

12 THE COURT: Okay. So 10 minutes, and then we'll
13 start at 10:30.

14 (Proceedings recessed at 10:16 a.m. until 10:28 a.m.)

15 THE COURT: Is everybody ready?

16 I believe the table has been wiped down for you,
17 Ms. Welch.

18 MS. WELCH: I just wiped it down.

19 THE COURT: Okay.

20 MR. GENTILE: May I proceed?

21 THE COURT: You may.

22 Mr. Pupo, if you'd stand up so we can swear you in.

23 THE WITNESS: I'm sorry?

24 THE COURT: Stand up so we can swear you in.

25 **JORGE PUPO**

JD Reporting, Inc.

1 [having been called as a witness and being first duly sworn,
2 testified as follows:]

3 THE CLERK: Thank you. Please be seated. Please
4 state and spell your name for the record.

5 THE WITNESS: Jorge, J-o-r-g-e. Last name is Pupo,
6 P-u-p-o.

7 THE COURT: Thank you.

8 Now, you can proceed.

9 Sir, I'll tell you through the masks it's really hard
10 to hear people. Try to keep your voice up. If you can't hear
11 counsel, tell them because they're muffled because of the
12 masks, and they will certainly tell you if they can't hear you.
13 Okay?

14 THE WITNESS: Will do. Thank you, Your Honor.

15 DIRECT EXAMINATION

16 BY MR. GENTILE:

17 Q Mr. Pupo, how are you employed?

18 A I'm not employed right now.

19 Q Okay. And for how long have you been unemployed?

20 A Since September of '19.

21 Q Since September of what, sir?

22 A 2019.

23 Q 2019. And where were you last employed?

24 A State of Nevada Marijuana Enforcement Division,
25 Department of Taxation.

1 Q And what was your role there?

2 A Deputy Executive Director.

3 Q And why did you cease being employed?

4 A I was separated and was not given a reason.

5 Q You were separated, but not given a reason?

6 A Yes.

7 Q And what was the date of that separation?

8 A Officially September 7th, 2019.

9 Q September 7th?

10 A Yes.

11 Q Of 2019?

12 A Yes.

13 Q Okay. Let's go back to a little bit about your
14 background. What have you done for a living prior -- well, let
15 me say it differently. When did you start working for the
16 Department of Taxation and the State of Nevada?

17 A March of 2005.

18 Q 2005. And so did you work from March of 2005 through
19 September of 2018 uninterrupted?

20 A September of 2019.

21 Q I'm sorry. '19?

22 A Yes.

23 Q So you worked for the Department of Taxation for
24 14 years; right?

25 A Yes.

1 Q Okay. And they -- and then you became separated
2 without having been given a reason as to why?

3 A That's correct.

4 Q All right. Prior to working with the Department of
5 Taxation, sir, take us back -- I don't know. Take us back to,
6 say, 1990. All right. Take us back 15 years before that. How
7 were you making a living during those years?

8 MS. WELCH: Objection. Relevance.

9 THE COURT: Overruled.

10 THE WITNESS: 1990 I was repairing medical equipment.

11 BY MR. GENTILE:

12 Q You are doing what, sir?

13 A Biomedical equipment repair and doing some
14 interpreting.

15 Q You know, Mr. Pupo, I apologize. Okay. I can hear
16 you, but I can't understand you. And it's because of the
17 masks, and I can't see your lips, and therefore, I can't add
18 that lip sync, you know, the lipreading part. And I'm old and
19 losing my hearing. Okay. So could you repeat what you just
20 said, please.

21 A Sure. No problem.

22 I was repairing -- I had two or three different jobs,
23 I guess, during the '90s. I repaired biomedical equipment,
24 and I did some interpreting.

25 Q You did some what?

1 A Interpreting.

2 Q Oh, interpreting.

3 A Yes.

4 Q What language?

5 A Spanish.

6 Q Okay. And what years did you do those jobs?

7 A Between 1990 and 1999 maybe.

8 Q Okay. So what did you do between -- after you left
9 that type of gainful work, what did you do between then and
10 going to work for the Department of Taxation?

11 A I worked for a company that manufactured condoms
12 for --

13 Q Condoms?

14 A Condoms.

15 Q Okay.

16 A -- for the -- for the government.

17 Q And for how long did you do that?

18 A About four years.

19 Q All right. Was that here in Nevada?

20 A The corporate office was here in Nevada. The factory
21 was in Alabama.

22 Q And where did you work?

23 A Both.

24 Q Both?

25 A I traveled back and forth.

1 Q Okay. Was that -- did you have an ownership interest
2 in that business?

3 A No.

4 Q Okay. Have you ever been in business for yourself?

5 A As an interpreter.

6 Q As an interpreter?

7 A Yes.

8 Q So a service business.

9 A Yes.

10 Q All right. And then after the -- why did you leave
11 the condom business?

12 A The contract was not renewed with the United States
13 Agency for International Development.

14 Q All right. And when was that?

15 A I want to say 2004.

16 Q Okay. Did you do anything in between the end of that
17 and going to work for the Department of Taxation?

18 A No.

19 Q All right. When you've commenced with the Department
20 of Taxation, what was your job? What did you do day to day?

21 A I was a Revenue Officer II responsible for the
22 collection of sales and use tax and other taxes.

23 Q You were a tax collector?

24 A I'm sorry?

25 Q A tax collector, is that what you --

1 A Yes.

2 Q Okay. And how long did you have that position?

3 A About three years.

4 Q What happened -- now that would have taken you to
5 about 2008?

6 A Yes.

7 Q And what happened then?

8 A I was promoted to team leader, Revenue Officer III.

9 Q Okay. And what was that role? What did you do there
10 that would be different than what you had been doing?

11 A I was responsible for overseeing the work of six
12 Revenue Officer IIs.

13 Q And how long did you do that?

14 A For about a year -- oh, no -- yes, I think about a
15 year.

16 Q And then what happened?

17 A I was promoted to Tax Program Supervisor III.

18 Q I'm sorry?

19 A Tax -- I was promoted to Tax Program Supervisor III.

20 Q All right. And how did that change what you did day
21 to day from what you had just been promoted from?

22 A So then I was responsible for the two offices in the
23 south for revenue collections, which would be the Las Vegas
24 office and the Henderson office.

25 Q And those revenue collections, would they have been

1 from all kinds of sources that have to pay taxes in Nevada?

2 A Yes, pretty much.

3 Q Okay. And for how long did you do that?

4 A About three years.

5 Q So what year did that take us to?

6 A I want to say 2012.

7 Q All right. And what happened in 2012?

8 A Or '13.

9 I was promoted to compliance tax manager.

10 Q Oh, compliance. What does that mean? What is a
11 compliance tax?

12 A It's a division of the tax department that deals with
13 revenue collections versus, let's say, excise or audit.

14 Q So compliance is not a type of tax. It's just the
15 people that work for you were auditors. Is that what I
16 understand?

17 A No, they were not auditors. The audit section is a
18 different section within the compliance section.

19 Q All right. Well, what did you do? What did the
20 people that you supervised do with regard to the compliance
21 section?

22 A The tax -- basically tax collection and held hearings
23 on joint and several liability, but mainly tax collections.

24 Q All right. And how long did you do that?

25 A About four years.

1 Q So that took us to 2017?

2 A Yes.

3 Q And what happened in 2017?

4 A I think it was the fall of 2017 I was promoted to
5 Deputy Executive Director of the Marijuana Enforcement
6 Division.

7 Q Now, I think we've just been through about 27 years
8 if we started in 1990, and we're in 2017.

9 What if any experience did you have in either the
10 marijuana industry or the liquor industry or the pharmacy
11 industry or anything like that by 2017?

12 A None.

13 Q Okay. What did you know about marijuana?

14 And I'm not asking you if you ever used marijuana.
15 Okay. I'm not. I'm seriously not. I think you'd have a hard
16 time finding a whole lot of people that would be able to say no
17 to that answer -- to that question.

18 But what experience did you have with regard to
19 marijuana before that?

20 A I mean, nothing. Youth, as a juvenile.

21 Q Okay. So you were aware that it is a mild
22 hallucinogenic drug by 2017; right?

23 A Yes.

24 Q Okay. And that's the reason people use it; right?

25 A To some extent.

1 Q Yeah. I mean, it's got medical -- clearly
2 established now medical benefits, but everybody doesn't use it
3 for medicine?

4 A Correct.

5 Q We can agree to that.

6 A Yes.

7 Q Certainly you weren't when you were a kid.

8 A Right.

9 MS. WELCH: Objection.

10 BY MR. GENTILE:

11 Q All right. But other than that, you had no
12 experience with it if I understand you right?

13 A No.

14 Q And no experience regulating or being a regulator for
15 any kind of an industry that was heavily regulated, such as
16 pharmacies and alcohol, liquor distributors and things like
17 that?

18 A Not as a regulator.

19 Q Not as a regulator. Okay. Well, what experience did
20 you have with regard to the liquor industry?

21 A No, not the liquor industry, the condom industry is
22 heavily regulated by the FDA.

23 Q Okay.

24 A It's a Class II medical device.

25 Q All right. I'm not even going to get into what would

1 be regulated in a condom, but -- but the point that I'm making
2 is you never really had to be involved in the enforcement of
3 regulations or the laws in heavily regulated industries before
4 you became the Deputy Director of the Department of Taxation
5 Marijuana Enforcement Division; is that fair to say?

6 A Yes, not of marijuana.

7 Q Okay. When you became the deputy director of the
8 medical -- excuse me. I keep wanting to say that.

9 When you became the Deputy Director of the Marijuana
10 Enforcement Division of the Department of Taxation, what was
11 your role? What did you do day to day? If you want, maybe
12 talk about -- you make a job description of what you really
13 were doing.

14 A I was doing all kinds of things. You know, I'm there
15 for staff to answer questions, guide them. There's -- in the
16 beginning, there was the trying to figure out how to do certain
17 things.

18 Prior to coming to the Department of Taxation, there
19 was no due process for suspensions or any type of hearing. So,
20 you know, we were putting that kind of stuff in place.

21 Dealing, you know, with licensees' questions, other
22 regulatory things.

23 I also -- I also was in charge or put in charge of
24 the tribal issues which took up a very large portion of my time
25 unfortunately. I was also responsible for overseeing the

1 excise taxes, including liquor, tobacco, live entertainment
2 tax, exhibition facility fees, scholarships, film credits.

3 Q So you were doing all --

4 A Liquor.

5 Q I don't want to --

6 THE COURT: Live entertainment tax --

7 MR. GENTILE: Oh, I know about Mr. Pupo's background
8 with the live entertainment tax --

9 THE COURT: -- you don't know anything about that, do
10 you, Mr. Gentile.

11 MR. GENTILE: -- don't I, Mr. Pupo?

12 THE WITNESS: Yeah, that's right.

13 MR. GENTILE: Yes, I do. Yes, I do.

14 We've met before, Your Honor.

15 THE COURT: Yeah. Yeah.

16 THE WITNESS: And, you know, I did liquor as well,
17 cigarettes, tobacco, other tobacco products. I mean, there was
18 a wide range of things.

19 Q While you were -- while your job title, all of that
20 you were doing while your job title was Deputy Director of the
21 Marijuana Enforcement Division?

22 A That's correct.

23 Q How many people did you supervise?

24 A Indirectly, I don't know. Probably I'd say close to
25 80.

1 Q Okay. And that was broken down by people in the
2 medical -- I mean, in the Marijuana Enforcement Division and in
3 the excise division; right?

4 A Yes.

5 Q Any other divisions?

6 A No.

7 Q No. Okay. When you became the Deputy Director of
8 the Marijuana Enforcement Division, that word enforcement, were
9 you a law enforcement officer?

10 A No.

11 Q No?

12 A No.

13 Q Were you only enforcing the tax?

14 A No. We're enforcing the regulations.

15 Q The regulations. Okay.

16 A Its regulatory enforcement.

17 Q And with regard to the personnel that worked with you
18 from day 1, once you got that job, okay -- well, let me ask it
19 a little differently.

20 There was a period of time after the Department of
21 Taxation took over the administration of marijuana laws that
22 there was no deputy director of Marijuana Enforcement Division.
23 Am I right?

24 A No, there was.

25 Q But it wasn't -- it wasn't you?

1 A Once we took over?

2 Q Well, yeah.

3 A Yes. There was a deputy director.

4 Q For how long before you became deputy director?

5 A It was short, three, four months maybe.

6 Q Okay. And then you took over. When you took over --
7 well, let me rephrase that.

8 During the tenure of the first deputy director, were
9 you assigned to Marijuana Enforcement Division?

10 A I was the tax manager, revenue tax manager at the
11 time. I was asked to assist in bringing the program on. So I
12 was still the tax manager.

13 Q All right. So your background up to that point was
14 basically the enforcement of tax laws?

15 A Yes.

16 Q Collection actually?

17 A Yes.

18 Q Then enforcement; right?

19 A Yes.

20 Q Go around to live entertainment establishments and
21 tell them that they have too many seats, and they've got to pay
22 the tax. Stuff like that; right?

23 A Right. That's part of it, yes.

24 Q Yes. I seem to remember that. Okay.

25 THE COURT: Sorry.

1 BY MR. GENTILE:

2 Q So is it fair to say that when you became the Deputy
3 Director of the Marijuana Enforcement Division, you were still
4 doing a lot of the things that you had been doing before, and
5 now you have this added?

6 A Yes.

7 Q Okay. From the time that you started in 2017 as the
8 Deputy Director of the Marijuana Enforcement Division, did you
9 use a cellular telephone at work?

10 A Yes.

11 Q And was the telephone Number (702)306-3085?

12 A Yes.

13 Q And was that your personal phone, but you were using
14 it at work?

15 A Yes.

16 Q And you signed off documents, like everybody else
17 does so you could use that it at work?

18 A Sometimes.

19 Q Okay.

20 A It changes.

21 Q In the course of this case, did you ever provide
22 cellular number (702)306-3085 and the telephone that you --
23 that housed it I guess is a way of putting it?

24 A I'm sorry? What was that last part?

25 Q Did you ever provide the telephone that had the

1 (702)306-3085 number to anyone either at the Attorney General's
2 office or at the Department of Taxation for purposes of having
3 that phone -- having an extraction performed to that phone with
4 regard to this case?

5 A No.

6 Q Why not?

7 A No one ever asked for it.

8 Q Did it ever come to your attention -- well, okay. I
9 guess I have to ask did it ever. I know it did.

10 Did it ever come to your attention that there was a
11 Court order that you provide -- that that phone be provided and
12 have a extraction performed of it?

13 MS. LEVIN: I just want to caution the witness not to
14 disclose any attorney-client communications.

15 THE COURT: Sir, what Mr. Gentile is asking you may
16 identify communications you had with attorneys, whether they
17 were Attorney General's office folks or private folks. If you
18 are being asked, he is not asking you to reveal the content of
19 those conversations, only whether the conversation occurred.
20 So like a yes or no.

21 BY MR. GENTILE:

22 Q Mr. Pupo -- oh, I'm sorry.

23 THE COURT: Yes.

24 MR. GENTILE: You want me to rephrase that?

25 / / /

1 BY MR. GENTILE:

2 Q All I want to know, and it only takes a yes or a no,
3 okay, and I don't want to know more than that for purposes of
4 this question, all right, the operative word is "ever." Did it
5 ever come to your attention that a Court order was entered that
6 your phone, not just your phone, but that your phone and others
7 were to be turned over for an extraction, turned over to the
8 Attorney General's office or to the Department for an
9 extraction to be performed?

10 A No.

11 Q Never?

12 A Not my phone, no.

13 Q Okay. Now, you also had another cell phone that had
14 a 775 area code number. Am I correct?

15 A Yes.

16 Q All right. And that was a Department-issued phone?

17 A Yes.

18 Q And you used that phone, but not as much as your
19 personal phone; is that fair to say?

20 A Yes.

21 Q Okay. And did anyone from either the Department of
22 Taxation or the Attorney General's office ask you to provide
23 that phone so that it could be -- have an extraction performed?

24 MS. LEVIN: Calls for legal --

25 THE COURT: And that's just a --

1 MS. LEVIN: -- communications.

2 THE COURT: -- yes or a no.

3 THE WITNESS: No.

4 BY MR. GENTILE:

5 Q A yes or a no. That's all it takes.

6 A Yeah, a "no." No.

7 Q Nobody. So neither one of the two phones?

8 A Correct.

9 Q Now, you've been asked that question before at your
10 deposition, and you answered it the same way you did today. So
11 I want to -- that kind of indicates to me that you sooner or
12 later learned that there was such an order. Was it during the
13 course of these depositions that you learned that?

14 A Yes.

15 Q About how long ago? Don't tell us who told you, just
16 how long ago?

17 A I don't know. It was recent, during these process,
18 during this process.

19 Q Okay. Did it ever -- okay. In the ordinary course
20 of -- by the way, do you still have the phone
21 number (702) 306-3085?

22 A No, I don't have that phone number anymore.

23 Q Good idea.

24 When did you cease using that phone?

25 A February of this year.

1 Q February 8th did you say?

2 A February of this year.

3 Q February of this year. And why?

4 THE COURT: Mr. Gentile, can you pull your mask up.
5 Thank you.

6 MR. GENTILE: I'm sorry, Judge.

7 THE COURT: It's all right.

8 MR. GENTILE: I have a big Italian nose. I keep
9 telling you that.

10 THE COURT: Well, but Mr. Smith's falls down --

11 MR. GENTILE: And these masks are not --

12 THE COURT: -- and he doesn't have a big Italian
13 nose.

14 MR. GENTILE: These masks are not designed for that.

15 THE COURT: None of the masks are designed for any of
16 us to use while speaking.

17 THE WITNESS: I'm sorry. What was the question?

18 MR. GENTILE: I don't know. I just got bawled out
19 for not having a mask on my nose. So I lost track of it.

20 THE COURT: Sorry.

21 BY MR. GENTILE:

22 Q Okay. You've told me that -- oh, I asked you why you
23 stopped using that telephone in February of this year?

24 A I stopped using that phone. I was trying to get a
25 small business started for my daughter. And then actually I

1 was able to finally change my wife's phone, and there was a --
2 there was a BOGO, by one get one free. So I got another phone,
3 and I had to activate another number. So I thought it was a
4 good time to change that number.

5 Q Okay. Mr. Pupo, when you had that phone number, and
6 I'm only looking at the time between when you started with the
7 Marijuana Enforcement Division, which if I understand you
8 correctly was around September of 2017?

9 A Around there, yeah.

10 Q Around there. Until the time that you stopped using
11 it in February of 2020, and I'm only talking about the phone
12 with the number (702)306-3085, when you had that phone, did you
13 ever delete anything from it? And I don't -- I don't mean --
14 nothing sinister here. I just want to know if in the course of
15 keeping the phone you would delete text messages or if you got
16 emails on it or maybe some, Shirley, voice messages. I mean, I
17 can't imagine that anyone wouldn't do that, but did you ever
18 delete things from it?

19 A Sure. I would routinely delete items.

20 Q Okay. And when you say routinely, would that be
21 something that you would do -- routine can mean a lot of
22 things. It can mean that you do it on a monthly basis, you
23 know, some kind of a time trigger to the routine.

24 Describe the routine that you employed between 2017
25 and 2020 with regard to deleting things from your phone.

1 A It's not a routine like a set schedule or anything,
2 you know. I'd be sitting at the airport and I'd be going
3 through my phone and I'd see it's, you know, cluttered. I've
4 got -- I'm trying to send a text message, and I've got to
5 scroll through, you know, 150 numbers to get to a message; it
6 had too much stuff on it. So I would sit there and delete, you
7 know, delete messages, delete emails, delete -- any time I
8 really had downtime that I wasn't doing anything -- like I
9 said, sitting at an airport is an example -- I'd just go
10 through it and clean out the phone.

11 Q So you would clean up text messages?

12 A Text messages, pictures, emails.

13 Q Photos. Voicemails?

14 A Yes.

15 Q Saved calls?

16 A Saved --

17 Q Well, those are voicemails really. So, okay.

18 If I understand you correctly, once this litigation
19 started, nobody told you not to do that anymore? Am I right?

20 A Yes. Shortly --

21 Q And so you continued to do that all the way up until
22 the time that you got rid of the phone this year; is that fair
23 to say?

24 A No.

25 Q No. When did you stop deleting things?

1 A In -- I want to say, like, the first or second week
2 of December.

3 Q Of last December?

4 A Of 2018.

5 Q 2018?

6 A Yes.

7 Q All right. So why did you stop deleting it? Did
8 somebody tell you to stop deleting it?

9 MS. LEVIN: Caution the witness not to disclose
10 attorney-client privilege.

11 THE COURT: So, sir, that's a yes or no, but no
12 content.

13 THE WITNESS: Yes.

14 BY MR. GENTILE:

15 Q Okay. The person who told you to stop deleting it,
16 did they also tell you that your phone needed to be produced as
17 part of this litigation, and that's the reason you shouldn't
18 delete it?

19 MS. LEVIN: Objection. Calls for attorney-client
20 privilege.

21 MR. GENTILE: Maybe not.

22 THE COURT: Sustained. It does.

23 BY MR. GENTILE:

24 Q But you maintained, sir, that although you were told
25 not to delete anything anymore, you were not told that you had

1 to give your phone up for purposes of extraction. Is that fair
2 to say?

3 MS. LEVIN: Same objection.

4 THE COURT: Overruled.

5 THE WITNESS: Yes.

6 BY MR. GENTILE:

7 Q Okay.

8 As part of your -- well, I shouldn't say it that way.

9 There came a time in this case, sir, when we
10 subpoenaed, we meaning my clients, me on their behalf, your
11 phone records for that phone number (702)306-3085, and that
12 came to your attention, didn't it?

13 A Yes.

14 Q Because as a matter of fact, the Judge ordered that
15 instead of those documents coming to us they had to go to your
16 lawyer, and then you examined those phone records for purposes
17 to see if there was anything privileged on it?

18 A Yes.

19 Q Okay. And you didn't find anything privileged on it?

20 A No.

21 Q And so you produced the records?

22 A Yes.

23 MR. GENTILE: Okay. Your Honor, at this point, I
24 would move into evidence Exhibit 1809, and I could tell you
25 that at page 18094196 the certificate of authentic --

1 authenticity appears, and they are the AT&T phone records of
2 Mr. Pupo.

3 THE COURT: Any objection?

4 (No audible response.)

5 THE COURT: They'll be admitted.

6 (Exhibit Number(s) 1809 admitted.)

7 BY MR. GENTILE:

8 Q Okay. Mr. Pupo --

9 MR. GENTILE: Oh, Your Honor, there are five
10 telephone numbers that I intend to inquire of.

11 THE COURT: Okay.

12 MR. GENTILE: You earlier had some issues with
13 reading a phone number into the record. I just need to know
14 what the parameters of that are.

15 THE COURT: There have previously been requests to
16 redact the last four digits of certain phone numbers. If a
17 request to make those redactions is made by somebody, I will,
18 of course, honor that. But right now no request is being made.

19 MR. GENTILE: Okay. All right.

20 BY MR. GENTILE:

21 Q Mr. Pupo, you know Amanda Connor?

22 A Yes.

23 Q Do you have any idea how many times there were phone
24 calls coming back and forth between you and Amanda Connor that
25 are reflected in your phone records?

1 A Oh, I don't remember.

2 Q You mentioned it at the deposition. It was pretty --
3 pretty -- you recognize her phone number to be (702)232-8777;
4 am I right?

5 A Yes.

6 Q Okay. When did you first obtain that phone number
7 from her?

8 A Oh, I don't know.

9 Q Best guess -- no, best estimate?

10 A I would say some time in 2017 probably.

11 Q 2017. Okay. And with regard to that number, you
12 know, rather than identify it -- well, I'll do that later.
13 With regard to that number, you would communicate with her with
14 phone calls; right?

15 A Yes.

16 Q And she would call you. You would call her?

17 A Yes.

18 Q You would communicate with her with text messages
19 back and forth; right?

20 A Yes.

21 Q What about emails? Did you send emails to each other
22 from your phone?

23 A Yes.

24 Q Okay. Do you know why Amanda Connor didn't disclose
25 any emails between you and her?

1 A No.

2 Q Okay. And all of the emails that you -- well, I'll
3 rephrase that.

4 Mr. Pupo, when you were the director of the Marijuana
5 Enforcement Division, which I think ended, as you said,
6 September of 2019, would you visit various dispensaries or
7 cultivation locations or production facilities?

8 A Yes.

9 Q Okay. Do you think you've -- do you know the people
10 that I represent in this case? I represent seven different
11 license holders that operate dispensaries. Do you know them?

12 A I believe some of them, yes.

13 Q Some of them. Well, who do you know?

14 A Well, you represent TGIG; right?

15 Q I do represent TGIG.

16 A So, yeah, I know them.

17 Q All right. You've been in their stores?

18 A Yes.

19 Q Okay. Who else?

20 A I'm not sure who else you're representing right now.

21 Q Okay. Well, I'll go over a list with you later.

22 Okay?

23 There came a time in 2018 when a application process
24 commenced for purposes of issuing additional licenses. Do you
25 remember that?

1 A Yes, additional retail licenses.

2 Q All right. When did that -- when did you first
3 become involved in that?

4 Now, if I understand correctly, around September of
5 '17, you became medical -- excuse me, Marijuana Enforcement
6 Division Deputy Director. When did this new licensing process
7 first come to your attention?

8 A Well, when the regulations were being written.

9 Q All right. And about when was that?

10 A Oh, it started immediately through -- you know, it
11 started in '17 with some temporary regulations, and it started
12 evolving until there were -- became permanent in 2018, I
13 believe, February of 2018 -- yes, 2018.

14 Q And then once the regulations came into effect, there
15 was the need to develop a method, a process for conducting this
16 application process so that you could award these licenses;
17 right?

18 A To a certain extent.

19 Q Okay. Well, tell us what you mean by "a certain
20 extent."

21 A Well, the application process had been not
22 necessarily for retail, but the application process had been
23 used before by DPBH in the medical application process.

24 Q All right. And you didn't have any involvement with
25 that back in 2014; am I right?

1 A Correct.

2 Q But you had a couple of people who were working for
3 you that did?

4 A Yes.

5 Q And who were those people?

6 A Steve Gilbert, Karalin Cronkhite, and there were some
7 inspectors.

8 Q Right. And you relied upon their experience in 2014
9 to establish the procedures for the 2018 process, didn't you?

10 A Yes.

11 Q Because they had experience, and you didn't?

12 A Yes.

13 Q Okay. In fact, you told them that because you were
14 the supervisor -- I don't want to say boss, but supervisor, you
15 told them basically do it the way you did it in 2014?

16 A Yes.

17 Q Did you have any knowledge that would permit you to
18 determine whether they were doing it like they did in 2014 or
19 not? Or did you have to rely on them to just carry out your
20 directions?

21 A Can you repeat that first part. Did I have
22 knowledge?

23 Q Sure. I'm asking you --

24 Look. We know you didn't have any experience with
25 regard to the 2014 process.

1 A Correct.

2 Q You said that.

3 We know that you relied on them because they did have
4 the experience; right?

5 A Yes.

6 Q Okay. You didn't have the ability to determine
7 whether they were, in fact, doing it like they did it in 2014
8 or not? You had to trust them. Is that fair to say?

9 A Yes.

10 Q So you assumed that they did what you told them to
11 do?

12 A Yes.

13 Q And with regard to training of people that were going
14 to do the grading for this -- and we're getting a little bit
15 ahead of myself, but with regard to the training as to how to
16 process these applications, that had to be done. You had to
17 train people that were going to score; right?

18 A Correct.

19 Q Okay. Who scored it back in 2014? Were you made
20 aware of who -- how it was scored in 2014?

21 A I believe I was told there were contractors. I don't
22 remember the name of the company.

23 Q Was the name of the company QuantumMark?

24 A Yeah, I'm not sure if it was QuantumMark contractors
25 that did it.

1 Q But you would agree that there was a whole process
2 that had been employed once before?

3 A Yes.

4 Q And that was -- and your direction to the people that
5 were working for you is do it the way you did it in 2014?

6 A Yes.

7 Q Now, there were certain regulations that were in
8 place in 2014, but that was when it was at the prior agency.
9 And that also dealt with medical marijuana; right?

10 A Yes.

11 Q Okay. So once the ballot question passed, there had
12 to be new regs. And you talked about those already. There
13 were some temporary regs that were put in place. Right?

14 A For retail, yes.

15 Q For retail. And the first retail establishments
16 didn't have to go through any kind of a competitive process to
17 get a license. If you had a medical marijuana license, you
18 could get a retail license?

19 A Correct.

20 Q Okay. As long as it was a dispensary; right?

21 A Yes. Yes.

22 Q Okay. So what was your role with regard to the
23 adoption of the new regulations?

24 A I participated in a group that was -- QuantumMark was
25 contracted to help write the regulations, and then there was an

1 executive team. I was tax manager at the time when we started.
2 So there were staff members, and the deputy director at the
3 time and the director and QuantumMark.

4 Q Okay. And anybody else? Anybody from the industry?

5 A Outside of any workshops or meetings, no.

6 Q And were you just beginning to meet the people in
7 this industry at around that time?

8 A I'm sorry. Can you say that again.

9 Q If I understand you correctly, you really didn't know
10 anybody in the retail marijuana industry or the medical
11 marijuana industry when you started your job as deputy
12 director?

13 A Correct.

14 Q So you were meeting them?

15 A Yes.

16 Q And you were kind of getting on-the-job training from
17 them to some extent?

18 A I was learning a lot from them, yes.

19 Q At some point in time, did it come to your attention
20 that there were regulations in place in the 2014 process that
21 were not being followed in the 2018 process?

22 A No.

23 Q When did it first, if it ever did, and I think it did
24 because of the deposition answers, but when did it first come
25 to your attention that in the 2014 process all of the questions

1 with regard to the application process that were going to be
2 asked by applicants had to be submitted to a single source?

3 A Your -- I'm trying to --

4 Q Should I repeat? Is that what you said?

5 A Yeah.

6 Q Okay.

7 A Sorry.

8 Q Did you ever come to your attention before the
9 deposition a little while ago that in the 2014 process if an
10 applicant for a license had a question, it had to submit it in
11 writing to a single source, a single location and that the
12 answer would then come back but would be posted for everybody
13 to see?

14 A Yeah. I think I first heard that during the
15 preliminary injunction actually, hearings.

16 Q That's when you first heard about that?

17 A Yes.

18 Q Okay. So while this was all going on and you were
19 telling the people that work for you do it the way you did it
20 in 2014, you did not know that; is that fair to say?

21 A Right.

22 Q Okay. With regard to the 2018 process, what was your
23 understanding as to where inquiries from applicants were to be
24 directed?

25 A If I remember correctly, there's an email inbox that

1 was set up to receive inquiries, and I believe Ky was taking
2 calls.

3 Q Okay. Well, we need that -- you know him as Ky, but
4 the record has to say -- what's his last name?

5 A Plaskon were Ploxon.

6 Q Yeah. I have trouble with it too. Plaskon I think.

7 A Yeah. Is it Plaskon?

8 Q And so what you were understanding is that if
9 something came in by way of an email, it was to be directed to
10 Ky Plaskon, who was your chief information officer for the
11 Marijuana Enforcement Division, and he was supposed to respond
12 to it?

13 A Yes. Officially he's -- his title is education
14 information officer, and he was doubling as a PIO, public
15 information officer.

16 Q All right. But except for the fact that I didn't
17 give him the right title, am I correct, that your understanding
18 was that if an email came in it was to be directed to him, and
19 he was to respond to it?

20 A Right. It would go into that email box, and he would
21 monitor that email box.

22 Q And if inquiries came in from applicants by way of
23 telephone, they were to be directed to Ky Plaskon?

24 A That's -- that was my understanding, yes.

25 Q That was your understanding. Were they to be

1 directed to you?

2 A No.

3 Q All right. And in fact, none of them were directed
4 to you, were they? The incoming calls -- I'm not talking about
5 Amanda Connor. That's a separate issue. We'll get to that.

6 But with regard to the others, they were not directed
7 to you. They were directed, as far as you know, to Ky or maybe
8 to Steve Gilbert at times?

9 A That's correct.

10 Q Is that fair to say?

11 A Yes.

12 Q Okay. And that is the totality of what you
13 understood was going on. Is that fair to say?

14 A Yes.

15 Q How did the application -- the actual document come
16 to be? Who created it?

17 A That would be Steve Gilbert's group with Ky.

18 Q As far as you know, was anybody else involved in the
19 creation of the application?

20 A No. I don't -- you know, whoever Steve used. I
21 don't know.

22 Q Okay. So Steve Gilbert and Ky Plaskon, as far as you
23 know, there might have been others?

24 A Right.

25 Q Okay. And what was your directive to them with

1 regard to what the application for 2018 should be based upon?
2 Or did you give them any direction?

3 A I don't understand the question. What do you mean
4 based upon? Other than, you know, the regulations for retail.

5 Q Okay. Did you have any role while it was being
6 developed in the creation of that application?

7 A No, other than review as they went -- pretty much
8 when they finished it.

9 Q Okay. Well, let me -- let me ask that a little --
10 let me follow up on that.

11 When you say review, what do you mean?

12 A You know, I looked at it. You know, once they had a
13 rough draft basically of -- I would bounce it off to
14 regulations and try to make sure that it matched the
15 regulations, that everything that the regulations said had to
16 be in there was in there basically.

17 Q How many rough drafts did you review?

18 A I don't know.

19 Q More than one?

20 A Sure, yes.

21 Q And who would you speak with with regard -- did you
22 ever make any changes -- let me rephrase the question because
23 it's too -- it's sloppy.

24 Did you ever make any changes to any of the rough
25 drafts that you received?

1 A I don't remember.

2 Q You don't recall?

3 A No. I mean, I don't remember. If, like, I made
4 changes, I probably would have commented something to Steve:
5 Hey, what about this or what about that.

6 Q You don't remember any of them specifically?

7 A No, I don't.

8 Q Okay. Did you ever see something that might be
9 missing that you said, you know, you missed this, you got to
10 put it in, or something that was in there that you said you
11 have to take out?

12 A I believe I did. I don't remember specifically what
13 those items were, but...

14 Q So would it be fair to say then that your role was
15 basically to review the work that was being done by primarily
16 Steve Gilbert, maybe with the help of some others?

17 A Yes.

18 Q And would it also be fair to say that you relied upon
19 Steve Gilbert's experience with the 2014 process with regard to
20 developing the application for the 2018 process?

21 A Yes.

22 Q And you, of course, had no knowledge of the 2014
23 process?

24 A Correct.

25 Q So it would be kind of hard for you to call Steve

1 Gilbert into question about that. Would that be fair to say?

2 A Of the process entirely, yes. I --

3 Q Did you ever compare the 2018 application, even the
4 rough drafts, to the 2014?

5 A No.

6 Q So, in essence, your role was to review and approve?

7 A Yes.

8 Q And you relied upon Steve Gilbert for purposes of you
9 approving this document?

10 A What do you mean? I relied on him to put the
11 application together.

12 Q Well, if he had to do a proposed application or an
13 application, you were relying on him that that application was
14 done the way you told him to do it, which was follow the 2014
15 process?

16 A Yes.

17 Q There was one difference with regard to the 2018
18 process, and that was in the 2018 process diversity had to be
19 taken into consideration. Do you remember that?

20 A Yes.

21 Q All right. So how did you handle that? I mean, was
22 there a discussion with regard to what are we going to do
23 because we have to add diversity?

24 A Yes.

25 Q All right. Tell us about that. Who was involved in

1 those discussions?

2 A Steve Gilbert.

3 Ky -- was it Ky?

4 Kara, and myself basically.

5 Q And when did they start? Did they start before the
6 application was completed or after?

7 A I believe it was before.

8 Q Before?

9 A Yes.

10 Q Tell us about that. How did that evolve? How many
11 such discussions were there?

12 A Oh, I don't know. The discussions were mainly was we
13 had to include diversity in the application. You know, I
14 don't -- I don't know -- Steve's group was the one that
15 determined, you know, where it was going --

16 Q I'm sorry. I'm sorry.

17 A I'm sorry. Steve's group was the one that determined
18 basically where it went because I'm not even sure if diversity
19 was included, and I think it was in the 2014 application. I'm
20 not sure. But they -- Steve's group determined where, you
21 know, where to put it. The only thing -- the only time I got
22 involved was in the points.

23 Q Okay. So with regard to where to place diversity,
24 you didn't have a role in that? When I say where, I mean where
25 within the application it would be scored?

1 A Correct.

2 Q Right?

3 A Correct.

4 Q You basically -- that was Steve Gilbert and the
5 people that he was working with, and it was something that
6 hadn't been done in 2014. So they had to do it this go around?

7 A Right.

8 Q Okay. Once it was placed in the application, by
9 Mr. Gilbert and maybe others, what was your role at that point?

10 A Well, nothing until it was time to assign it points
11 for the subcategory.

12 Q Okay. And that was, of course, after the application
13 was published and in the hands of applicants if I understand
14 you right?

15 A Right. The main category had its points set already.
16 At that point we were just -- we just had to assign the points
17 to the subcategories that made up the total points that went
18 out with the application.

19 Q Okay. And how did you go about doing that?

20 A Steve Gilbert flew down from Carson, sometime -- I
21 think it was the middle of August. And Kara and myself, and I
22 don't remember if Damon Hernandez was there or not, but
23 basically had a discussion on how to -- how to redistribute or
24 assign points to the diversity category, subcategory, if you
25 will.

1 Q Do you remember where diversity was included in the
2 application, what part of the application it was going to be
3 scored in?

4 A I want to say I believe it was under organizational
5 structure.

6 Q You get a hundred.

7 A All right.

8 Q You get an A. Okay. So I've looked at that
9 application a whole bunch of times, and I'm sure you've looked
10 at it a few yourself. I've probably looked at it more.

11 A Probably.

12 Q I don't see diversity defined in that application.
13 So what did it mean?

14 A Well, Steve's Gilbert called me one day and asked me
15 what does, you know, what are the categories for a diversity.
16 I looked it up. I found -- I basically Googled it and found a
17 sheet that pretty much matched the census bureau's definitions,
18 and I provided that sheet to them as a guideline.

19 Q Okay. But that definition, whatever it was, was
20 never made available to the applicants. You would agree to
21 that; right?

22 A Yes. I don't believe it was.

23 Q Okay. Was that your intent?

24 A It never crossed my mind really.

25 Q You never thought about it. You never thought about

1 the fact that if we're going to have a term like diversity we
2 ought to tell the people what that means?

3 A That's right.

4 Q Okay. And -- okay. And since it wasn't in there in
5 2014, they couldn't do it the way they did it in 2014. That's
6 fair to say?

7 A Yes.

8 Q Okay. So you have this meeting with Steve Gilbert,
9 and I think you said maybe Kara Cronkhite and maybe, Ky
10 Plaskon. I think that's what you said?

11 A No, not Ky. I'm not sure if Damon Hernandez was
12 there or not.

13 Q You are sure though that it was Steve Gilbert, Kara
14 and you?

15 A Yes.

16 Q Okay. And that took place in Las Vegas?

17 A Yes.

18 Q All right. So how did you move the points around?

19 A I don't remember exactly. There was -- I know that
20 we had to reduce some points of some other subcategories to be
21 able to give those points to diversity and still maintain the
22 total score for the main category that went out with the
23 application.

24 Q All right. So the application, the most points
25 anybody could get out of that application if they were perfect

1 would be 250 points?

2 A Correct.

3 Q And that's the same number that was on the 2014
4 application, 250 points; right?

5 A Correct.

6 Q All right. And then the categories, the broad
7 categories had certain points assigned to them in the
8 application itself; right?

9 A Yes.

10 Q So I'm -- that's what I'm trying to get at. How do
11 you move points around without changing the number of points
12 for each category that is already on the application, given
13 that your meeting with Steve Gilbert and Kara took place after
14 the application was out?

15 A So you have 60 points, let's say, in organizational
16 structure. I don't remember what the point was. All right.
17 That organizational structure has let's say four or five
18 subcategories. And using, you know, the points, it was the
19 same as 2014. Let's say in the organizational structure, the
20 org chart had five points assigned to it, and the next
21 subcategory also had five points assigned to it. So you'd take
22 one from each subcategory and give it to the diversity. You
23 still end up with the 60.

24 Q Well, diversity had 20 points, we've learned
25 obviously after the grading. So are you saying that however

1 many points there were in the organizational section alone you
2 took points from those subcategories totaling 20 points and
3 added this new subcategory of diversity?

4 A Yes.

5 Q Who knew that?

6 A The people at the -- the people at the table.

7 Q The people at the table?

8 A Yeah, myself, Steve and Kara.

9 Q And it was your intention, if I understood -- well,
10 forget that. It was your intention at that time, and when I
11 say you, I'm not talking about all three of you; I'm talking
12 about you, Mr. Pupo, that the diversity was only going to be
13 awarded for officers and board members; right?

14 A Yes, officers, owners and board members.

15 Q Officers, owners and board members.

16 A Yes.

17 Q Okay. Now let's talk about board members. If I
18 understand the regulations governing the marijuana industry
19 that existed when you were there, a member of the board of
20 directors, an owner and an officer all have to be
21 fingerprinted, don't they?

22 A Yes.

23 Q Okay. And when you were contemplating this
24 allocating diversity points to owners, officers and board
25 members, those people, those people that were subject to

1 fingerprinting as far as board of directors, that's what you
2 had in mind. Is that fair to say?

3 A Yes.

4 Q When did you first hear the term as used in the
5 marijuana industry of an advisory board?

6 A Oh, it was some time during the application process.

7 Q Okay. You would --

8 A After -- after the application went out.

9 Q After the application?

10 A Yes.

11 Q Okay. So the applications were already submitted,
12 and that's when this concept of advisory board first comes to
13 your attention?

14 A Not submitted. We had -- we had published it, if you
15 will.

16 Q Oh, you had published it?

17 A Right.

18 Q Okay. Is it fair to say that it was never your
19 intention that diversity points be awarded to advisory board
20 members?

21 A Right. I had never contemplated that.

22 Q You have subsequently learned, I think, maybe, maybe
23 not, that that's not what happened, that advisory board members
24 were -- applicants were awarded points for diversity of
25 advisory board members. You've learned that? Maybe you

1 haven't learned that.

2 A No, actually I --

3 Q You don't know that?

4 A No.

5 Q Okay. Was there a discussion between you and Kara
6 and Steve Gilbert with regard to that while you were moving
7 these points around? I mean, you talked about board members
8 during that discussion, didn't you? Or were you only talking
9 about how to move the points --

10 A Right. We were only talking about how to assign the
11 points.

12 Q Okay. So after the -- after the application was
13 processed, you learned for the first time that people were
14 talking about advisory board?

15 A I had heard some talk from the industry, yes.

16 Q Well, you know what, I'd like to have you, if you
17 don't mind, expand a little bit upon that in terms of, you
18 know, really, really tax your memory in terms of how that came
19 to your attention and in what context.

20 A All I can really tell you is, you know, you hear --
21 you hear stuff. Basically, you just come out -- you hear a
22 conversation. You hear something in passing or something about
23 an advisory board and, you know, that's -- no one ever came to
24 me, let's say, asked me about an advisory board or anything
25 like that. It's just it's talk you hear floating around the

1 industry. Hey, I hear someone is putting together an advisory
2 board. Okay.

3 Q Yeah. But it meant nothing to you.

4 A Right. It meant nothing to me.

5 Q You didn't care; right?

6 A Correct. It meant nothing to me.

7 Q Okay. And it certainly never came up as far as in
8 your hearing that an advisory board member would be given
9 points if they -- the applicant would be given points if they
10 had an advisory board member as opposed to a board of directors
11 member that might have been able to be characterized under the
12 term diversity?

13 A No. I mean, look, when it comes to the scoring and
14 evaluation, I don't -- I don't even know how the evaluators
15 were to score or what they were to consider, what they were
16 told to consider, not to consider.

17 Q To your knowledge, who trained the evaluators with
18 regard to how to award points for diversity and to -- you know,
19 what it took, or better yet what a board member meant?

20 A I don't know who trained them on that.

21 Q But if they trained them to give points to advisory
22 board members instead of just board of director members, that
23 was not what you intended. That's fair to say?

24 A Yes.

25 MR. GENTILE: Let me have a moment.

1 BY MR. GENTILE:

2 Q This application process, I get the sense about it
3 that there were some real busy times during that process for
4 you.

5 A Very busy, yes.

6 Q Would that be fair to say?

7 A Correct.

8 Q Busier than usual?

9 A Yes.

10 Q With regard to the process, if you take July,
11 beginning of July, July 5th when the application actually was
12 published, did it get busier from that point?

13 A It's hard to gauge. I mean, to me every day we're
14 doing a hundred miles a minute every day for two years, and it
15 just was getting worse and worse. So.

16 Q Did it ever come to your attention -- well, strike
17 that.

18 Mr. Pupo, before the final application -- excuse me.
19 Let me rephrase that.

20 On July 5th or thereabouts, an application was
21 published to the public for those who would be interested in
22 applying for a dispensary license in the September 20th
23 deadline for filing such applications. You're aware of that?

24 A Yes.

25 Q All right. And you had to approve that first

1 application; right, that July 5th application?

2 A Yes.

3 Q And in order for somebody to qualify to file that
4 application, they had to already be licensed somehow in the
5 marijuana industry in Nevada. Am I correct?

6 A Yes.

7 Q Okay. They could have been a cultivator?

8 A Yes.

9 Q They could have been in the production end?

10 A Yes.

11 Q They could have a dispensary?

12 A Yes.

13 Q Right? I mean --

14 A Right.

15 Q Really -- but they had to have one of them; right?

16 A Yes.

17 Q All right. And before that application was published
18 on July 5th of 2018, you had to approve it; am I correct?

19 A Yes.

20 Q Did anybody above you in the organizational chart of
21 the Department of Taxation Marijuana Enforcement Division have
22 to approve it?

23 A No.

24 Q Nobody?

25 A No.

1 Q So as a President once said, the buck stopped with
2 you?

3 A To a certain extent, yeah. I mean, the director
4 delegated the authority, you know --

5 Q Well --

6 A -- delegated --

7 Q -- let's talk about that. Who was the --

8 MR. PRINCE: Hang on he wasn't finished.

9 THE COURT: Were you done with your answer?

10 THE WITNESS: Yes.

11 THE COURT: Okay.

12 BY MR. GENTILE:

13 Q And, listen, I don't mean to cut you off. If you
14 have more to say, go ahead.

15 A No, that's fine.

16 MR. GENTILE: Okay. So --

17 THE COURT: Mr. Gentile, pull the mask back up.

18 Sorry. I know I'm going to distract you. So let's --

19 MR. GENTILE: If I wore a hockey helmet, would that
20 work? As long as it had one of these in front of it?

21 THE COURT: It has to have a fabric face covering.

22 MR. GENTILE: Okay.

23 BY MR. GENTILE:

24 Q Who was the director in July of 2018?

25 A I believe it was Bill Anderson.

1 Q Okay. Now, how long had he been the director? By
2 July 5th of 2018?

3 A I'm not even sure. Maybe six months.

4 Q Okay. You would agree, would you not, that
5 Mr. Anderson was fairly new by July 5th of 2018, as far as
6 being involved with the Department of Taxation?

7 A Yes.

8 Q Okay. And I don't mean to embarrass you, sir, but
9 would you agree that you have described Mr. Anderson as he
10 didn't know anything by July of 2018?

11 A Yes. I mean, I didn't mean that disparagingly. It's
12 just he was new --

13 Q No. I mean, some people might --

14 MS. WELCH: Allow the witness to finish.

15 BY MR. GENTILE:

16 Q -- think so?

17 THE COURT: You've got to let him finish his answer.
18 Were you done?

19 THE WITNESS: Yeah, I --

20 THE COURT: You said he was new.

21 THE WITNESS: Yeah. I just I didn't mean that in a
22 bad way. It's just he was new. He was still getting his feet
23 wet in all areas, and the Department of Taxation is not just
24 marijuana.

25 / / /

1 BY MR. GENTILE:

2 Q No, of course, but the Marijuana Enforcement Division
3 is?

4 A Yes.

5 Q Okay. And Mr. Anderson basically delegated it to you
6 to run The Division?

7 A Yes.

8 Q And you did -- so with regard to the application, to
9 the best of your memory, you reviewed it. You approved it.
10 You didn't even send it up to him, did you?

11 A I don't -- I don't remember if I sent it to the chief
12 deputy or -- or the director or not before I sent it out. Many
13 times I sent it for comments or would send something for
14 comments, and if I don't hear any objection, then it's out the
15 door.

16 Q Because you were doing a lot of things in addition to
17 medical -- excuse me, marijuana?

18 A Yes, sir.

19 Q And you've described those.

20 And this application that was published on July 5th
21 of 2018, it was never sent to the Tax Commission?

22 A No.

23 Q Prior to publishing it. Am I correct?

24 A Correct.

25 Q Okay.

1 A It's not required.

2 Q And with regard to the content and the intent of the
3 application, the people who knew about that, knew the most
4 about it would be you and Steve Gilbert; is that fair to say?

5 A And whoever he used to put together in the group.

6 Q So we don't know who those people are or even if
7 there are any, but --

8 A Well, I'm sure Steve Gilbert didn't do it himself.

9 Q You don't think he did it himself. Okay. But those
10 would be the people that would know?

11 A Yes.

12 Q With regard to officers -- then we're going to go
13 back a little bit now to diversity again.

14 With regard to officers, you said earlier owners,
15 officers and members of the board of directors were what you
16 intended with regard to who should be given points for
17 diversity?

18 A Yes.

19 Q Okay. With regard to officers, how did you define
20 officers the way you intended it for diversity points?

21 A Well, it would be officers of the corporation as they
22 would be registered with the Secretary of State.

23 Q And if it's an LLC, would it be the members?

24 A Yes, or -- and the managing member.

25 Q Managing member?

1 A Yes.

2 Q Okay. And if they weren't registered with the
3 Secretary of State, it was not your intent that they should be
4 given diversity points. Fair to say?

5 A If they're listed as officers, you know, if I
6 remember correctly, the application allowed for new members to
7 be put into the application.

8 Q Right. And supplement the Secretary of State listing
9 later?

10 A Right.

11 Q Yeah. But -- okay. If you never looked at the 2014
12 application, you don't really know how much that application
13 advised applicants as to how it was going to be scored. Am I
14 right?

15 A Correct.

16 Q And so you kind of relied on Steve Gilbert, as you've
17 said several times, and I don't want to beat that to death.

18 A Yes.

19 Q And you told him do it the way you did it before?

20 A Right.

21 Q Is there a reason why you did not --

22 I don't mean you, Jorge Pupo. This is the
23 collective.

24 -- why you did not advise the applicants as to what
25 the subparts of each broad category were and how they would be

1 scored?

2 A You know, I don't think there's a specific reason.
3 Like I say, you know, if that's -- if they didn't do it in
4 2014, then that's probably why it wasn't done in 2018.

5 Q Now, this application that went out on July the 5th
6 of 2018, if I understand your earlier testimony, and there's
7 been a lot of it as between the preliminary injunction and the
8 deposition, you did not know that an amended, a second
9 application, one that was changed was, in fact, distributed
10 until a few weeks before you testified at the preliminary
11 injunction hearing. Is that accurate?

12 A No. Because I knew that some clarifications were
13 being made.

14 Q I'm sorry?

15 A I said no, because I knew that some clarifications
16 were being made to the original application.

17 Q But you did not know that they were being made by
18 doing another application. You thought they were going to be
19 going on a LISTSERV or something. Am I right?

20 A Right. I --

21 MS. WELCH: Objection. Vague.

22 THE COURT: Overruled.

23 THE WITNESS: I thought it was just going to be a
24 clarification, a revised application or something like that.

25 / / /

1 BY MR. GENTILE:

2 Q You never saw the revised application or knew that it
3 was even distributed until a couple of weeks before you
4 testified at the preliminary injunction hearing.

5 A Well, I don't recall seeing it.

6 Q And so if you didn't see it, would it be fair to say
7 that you couldn't approve it? You got to see something and
8 review it before you can approve it. Am I right?

9 A Right. Like I say, I don't recall seeing it. It
10 doesn't mean I didn't see it. You know, it's --

11 Q Well, you've said pretty adamantly a couple of
12 different times, a year apart, that you didn't see it until
13 three weeks before the testimony at the preliminary injunction?

14 A Right. That's --

15 MR. BICE: Objection to the form. If that's true,
16 then he can show him that testimony.

17 THE COURT: Overruled.

18 THE WITNESS: Yes. I mean, that's true. That's my
19 recollection, but I don't -- it doesn't mean I didn't see it.

20 BY MR. GENTILE:

21 Q You would agree, would you not, that the statute, the
22 ballot question that resulted in the statute and the
23 regulations basically directed that the application process
24 contain -- that the applicant's history of operations basically
25 history of compliance was something that was to be considered

1 and scored. Would you agree?

2 MS. LEVIN: Objection. Misstates the statute.

3 THE COURT: Overruled.

4 THE WITNESS: Okay. I'm not sure that the statute
5 says or the regulation says to consider the history. I believe
6 it just says that they're in compliance with the regulations
7 and statutes.

8 BY MR. GENTILE:

9 Q Okay. But you would agree that compliance was
10 supposed to be part of the application and scoring process?

11 A Yes.

12 Q Okay. You would also agree that it is absent; there
13 is no section in that application for compliance?

14 A Like I said in my depo, I believe there's -- in the
15 evaluation sheet, they show the reference to the statute, and
16 the regulation says in compliance with regulation and statutes.
17 So like I said earlier, I don't know what the evaluators were
18 instructed to consider or not consider. The application itself
19 doesn't have a section just dealing with compliance.

20 Q And you have previously described that as an
21 oversight, have you not?

22 A Meaning that if it's not there and it was not
23 considered, then, you know, I would consider it an oversight.
24 It's not intentional.

25 Q Well, it doesn't have to be intentional. You can

1 break the law without intentionally doing it, can't you?

2 MR. PRINCE: Move to strike --

3 MS. WELCH: Objection.

4 MR. PRINCE: -- argumentative.

5 THE COURT: Granted. Can you rephrase your question.

6 MR. GENTILE: Your Honor, I don't know when you
7 intend to break, but --

8 THE COURT: It's 11:56. If you're telling me you're
9 ready to break for lunch, I'll break for lunch.

10 MR. GENTILE: I'm ready to break for lunch.

11 THE COURT: All right. What's your plan for the
12 afternoon?

13 MR. GENTILE: Mr. Pupo.

14 THE COURT: How long do you have?

15 MR. GENTILE: And I don't think -- I think that by
16 the end of today, maybe even before, but I don't -- I wouldn't
17 want to guarantee that, I'll be able to pass the witness.

18 THE COURT: I only ask because one of the members of
19 the group, and I'm not going to identify who, asked if we could
20 break at 3:30.

21 MR. GENTILE: I don't have a problem with that. I
22 don't have a problem with that. He has to come back tomorrow
23 anyhow --

24 THE COURT: I just don't know how long --

25 MR. GENTILE: -- and so we could just do the --

1 THE COURT: -- you're going to have Mr. Pupo for the
2 rest of the week.

3 MR. GENTILE: I do not anticipate that Mr. Pupo will
4 be testifying beyond the end of the day tomorrow. I do not. I
5 cut this down from about 30 pages to about, I don't know, 15,
6 12.

7 THE COURT: Lovely. Okay.
8 So your request is granted.

9 MR. BICE: I'm sorry. What?

10 THE COURT: One of your number, and I'm not going to
11 identify who, asked if it would be possible to break at 3:30,
12 and I said I would check. So I've made inquiry, and I have
13 checked, and I request -- I granted the request.

14 MR. BICE: Well, I mean, I don't know that -- I mean,
15 we might have an issue with that. Mr. Pupo is on the stand. I
16 know that there are issues with, you know, him being required
17 to be here. They have an expert now that they want to, as I
18 understand it, interrupt Mr. Pupo --

19 MR. GENTILE: I have to do that, Your Honor.

20 MR. BICE: So, I mean, I don't think that's
21 appropriate.

22 THE COURT: I understand your position, Mr. Bice. I
23 already said granted.

24 MR. BICE: Well, I know you said that before I even
25 heard that there was a request. So I don't know why now we

1 are -- you know, I mean, we've stopped early multiple days, and
2 we're going to run out of time. So I'll note my objection. I
3 do not think that that is fair to the defense side to do that.

4 THE COURT: Okay.

5 MS. WELCH: And I just note the objection to anything
6 that prolongs Mr. Pupo's testimony or requires him to come back
7 additional days that we could avoid otherwise.

8 THE COURT: So what time do you need Mr. Pupo
9 tomorrow? He's going to be here for the afternoon until we
10 break. And then what time tomorrow?

11 MR. GENTILE: I would say if we start at 8:30, I will
12 probably pass the witness in the neighborhood of 10:00 to
13 10:30.

14 MR. PRINCE: Which --

15 THE COURT: You're going to have a couple hours with
16 your expert --

17 MR. GENTILE: Mr. Seigneur. Mr. Seigneur.

18 MR. PRINCE: Okay. That's our other issue. Okay.

19 THE COURT: I thought you told me it was going to be
20 an hour.

21 MR. GENTILE: Hour, hour and a half. Okay. And I
22 gave them notice about Mr. Seigneur last week, that we were
23 going to interrupt Mr. Pupo for it. So.

24 THE COURT: I remember discussing it last week.
25 Okay.

1 MR. PRINCE: You did give us that notice. But I want
2 the opportunity to complete Mr. Pupo before we move on to an
3 expert. I don't understand why we --

4 THE COURT: I did not give that. I said last week
5 that we could suspend Mr. Pupo to take the witness who had
6 limited availability who was identified as Mr. Senior. But I
7 thought Mr. Seigneur would be an hour and a half.

8 MR. GENTILE: That would be -- I can't imagine a
9 direct lasting that long, but I'm -- cross is another story. I
10 don't know.

11 THE COURT: Okay. Anything else?

12 (No audible response.)

13 THE COURT: All right. So I'll see you guys at 1:00.
14 Have a nice lunch.

15 (Proceedings recessed at 11:58 a.m. until 12:55 p.m.)

16 THE COURT: Mr. Gentile, whenever you're ready.

17 BY MR. GENTILE:

18 Q Mr. Pupo, I believe when we broke for lunch we
19 were -- I was asking you questions about compliance. Can we
20 put --

21 MR. GENTILE: I don't know if this is an exhibit,
22 Shane, but 453D272.

23 THE COURT: It's been used as demonstrative --

24 MR. GENTILE: It's been up many times.

25 THE COURT: -- it's being used as a demonstrative we

1 don't have to have it admitted.

2 MR. GENTILE: Okay.

3 UNIDENTIFIED SPEAKER: And you're talking about
4 [Indiscernible].

5 MR. GENTILE: The Statute 450 -- NAC, I'm sorry, the
6 regulation, NAC 453D272.

7 THE COURT: And, Mr. Pupo, if you need it blown up or
8 moved up or down please let them know and Shane will be happy
9 to move it for you.

10 THE WITNESS: Okay. Thank you.

11 MR. GENTILE: What I want -- what I'd like you to do,
12 Shane, if you can is enlarge Paragraph G.

13 BY MR. GENTILE:

14 Q Okay. Mr. Pupo, you -- you have it in front of you
15 and I see you looking at it. Take a minute, read it and then
16 I'll question you on it. Please.

17 A Okay. I'm sorry, is this -- I can't see. Is this --
18 this is NAC?

19 Q This is the, yes, the Nevada Administrative Code --

20 A Yeah. Okay.

21 Q -- 453D272, and we have used this several times. But
22 this is -- you would agree, would you not, that this paragraph
23 speaks in terms of the owners, officers or board members of the
24 proposed marijuana establishment having direct experience with
25 the operation of a medical marijuana establishment or marijuana

1 establishment in this State and have demonstrated a record of
2 operating such an establishment in compliance with the laws and
3 regulations of the State; am I right?

4 A Yes, that's what it says.

5 Q Okay. And if you look up at the top of the document
6 its title, it speaks in terms of ranking of applications for
7 retail marijuana store; right?

8 A Yes.

9 Q And so this Subparagraph G with regard to the owner,
10 operator or board member has a demonstrated -- has demonstrated
11 a record of operating such an establishment in compliance with
12 the laws and regulations is a criteria that was to be judged
13 with -- with regard to the ranking of an application; right?

14 A Yeah.

15 Q Okay. That's your understanding, I mean, is that how
16 you read it?

17 A Yes.

18 Q Okay. Now, are you aware that as it turned out, the
19 compliance records of the applicants were not made available to
20 the graders?

21 A Right. No, I wasn't aware until recently.

22 Q You were not aware of that?

23 A No.

24 Q I'm sorry.

25 A I was not aware until recently.

1 Q So you're just learning that now?

2 A Right. I didn't -- I didn't know what -- what they
3 had access to or not.

4 Q Okay. If they weren't made aware of the compliance
5 records, they couldn't grade them, could they?

6 A It would be difficult to, yes.

7 Q I'm sorry, sir, either -- I'm having a hard time
8 understanding what you're saying to me.

9 A Right. If they didn't have written access to the
10 records they couldn't score it.

11 Q Right. So you agree with that? And it wasn't you
12 that decided that they couldn't have access to them; right?

13 A No.

14 Q I'm correct?

15 A Correct.

16 Q Okay. And so if they didn't have access to them and
17 they couldn't score them, then it really didn't matter what
18 kind of a compliance record the applicant had because the
19 grader wasn't going to be made aware of it and couldn't use it
20 as a factor in ranking them?

21 MS. LEVIN: Objection. Calls for speculation.

22 THE COURT: Overruled.

23 THE WITNESS: Again, I don't know what they were told
24 to consider or not consider regarding compliance so I can't
25 really answer that question.

1 BY MR. GENTILE:

2 Q Okay. Let's go back. You directed Steve Gilbert and
3 the others that were involved in 2014 to do it the way they did
4 it in 2014; right?

5 A Yes.

6 Q You would agree, would you not, that in 2014 nobody
7 in Nevada had a compliance record because it was a brand-new
8 industry?

9 A Correct.

10 Q So there was nothing to judge in 2014; right?

11 A Correct.

12 Q And it wasn't part of the regs or the application in
13 2014?

14 MR. BICE: Objection. Foundation.

15 MS. LEVIN: Join.

16 THE COURT: Overruled.

17 THE WITNESS: Yeah, I don't know that. I don't --

18 BY MR. GENTILE:

19 Q Well, you don't know that, but how could it be?

20 A Right.

21 Q Okay. You could put it there and everybody's got a
22 zero; right?

23 A Correct.

24 Q Or a hundred?

25 A Or what?

1 Q Depends on how -- or a hundred percent depending on
2 how you look at it?

3 A Right.

4 Q If I'd never been in the business I couldn't have
5 made a mistake in it; could I?

6 A Right.

7 Q So now we're in 2018, and this is the regulation, and
8 you've read what it says, and the record's clear as to what it
9 says. Is it fair to say that you don't know why the graders
10 were not made -- were not given access to the compliance
11 history of the various applicants?

12 A Yes, I don't know. I don't know.

13 Q Okay. But it wasn't you that said don't do it?

14 A No.

15 Q In fact, you thought from reading the regulation that
16 it was going to be there. How are you going to judge
17 compliance unless you're given access to the information?

18 MR. BICE: Objection. Foundation.

19 THE COURT: Overruled.

20 THE WITNESS: Right. I mean, if you're going to
21 score, you would need to know the history.

22 BY MR. GENTILE:

23 Q The graders would need to know; otherwise, it was not
24 going to be scored period?

25 MS. LEVIN: Objection. Lacks foundation.

1 THE COURT: Overruled.

2 THE WITNESS: Yeah, again I don't know what their
3 instructions were.

4 BY MR. GENTILE:

5 Q And would you agree, sir, that at least the
6 regulation appears to say that compliance is an important
7 criteria in deciding who gets a license and who doesn't?

8 A Well, it shows it's a criteria.

9 Q I'm sorry?

10 A It doesn't show the level of import. It's -- there's
11 several criteria, I mean, this is G, A through --

12 Q Right. It's only one factor, but it is a factor?

13 A Yes.

14 Q Okay. And you don't know why it was left out of the
15 application?

16 MR. BICE: Objection. Foundation. Asked and
17 answered.

18 THE COURT: Overruled.

19 THE WITNESS: Right. Again I -- I don't know that it
20 was totally left out or not. It depends on the instructions
21 given to the evaluators.

22 MR. GENTILE: Okay. Could we put 453D268 up on the
23 screen, please, Shane.

24 BY MR. GENTILE:

25 Q You see the caption on 453D268, Mr. Pupo?

1 A Yes.

2 MR. GENTILE: Okay. Shane, could we go to sub 2E.
3 Not B, E. Okay. Let's -- first let's -- can you highlight
4 both -- take the top part off. Highlight both 2 and B. Can
5 you do that? I would like to have both the paragraph 2 and
6 subparagraph E under it. Both highlighted at the same time.

7 BY MR. GENTILE:

8 Q Okay. You were familiar with this regulation back in
9 2018, sir?

10 A Yes.

11 Q This says that an application must be on a form
12 prescribed by the Department. I guess you were the prescriber
13 because you reviewed it and signed off on it.

14 A Right.

15 Q And the application must include without limitation.
16 Now before we go into sub E, to you, what did must include
17 without limitation mean?

18 A It means that it must be on the application.

19 Q It's got to be in there; right?

20 A Yes.

21 Q Okay. And when we go to sub E, it says, The physical
22 address where the proposed marijuana establishment will be
23 located and the physical address of any co-owned or otherwise
24 affiliated marijuana establishments. Now, that's got really
25 two parts to it.

1 So let's take the first part. The physical address
2 where the proposed marijuana establishment will be located;
3 what did that mean to you?

4 A That the application must have --

5 Q The application had to --

6 A I'm sorry?

7 Q The application had to request, demand actually, that
8 information; right?

9 A It -- to me is that the application had to have a
10 space, right, to list a physical address.

11 Q Right. It didn't mean that it had to scored, but it
12 had to be in there?

13 A Correct.

14 Q Okay. And it had to be not just a physical address;
15 it's the physical address where the proposed marijuana
16 establishment will be located; right?

17 A It says the -- yes.

18 Q It says what?

19 A It says the -- the, yeah.

20 Q Will be located; right?

21 A Yes.

22 Q Okay. So to your knowledge, has anybody ever opened
23 up a marijuana establishment in the box in which mail is
24 dropped at a UPS store?

25 A Not to my knowledge.

1 Q Not to your knowledge?

2 A No.

3 Q Right. It would be an awfully small marijuana
4 establishment, wouldn't it?

5 A Very small, yes.

6 Q Right. There was a movie out last year about, you
7 know, I don't remember the name of the movie, but everybody
8 was, like, little things, little people, and somebody's
9 laughing back there, they saw the movie.

10 UNIDENTIFIED SPEAKER: Gulliver's Travel.

11 THE COURT: Nobody saw the movie. We're all just
12 shaking our heads at you.

13 BY MR. GENTILE:

14 Q Okay. Well, anyhow. Gulliver's Travels. Okay.
15 Let's talk about that. That's not the movie, but -- okay. You
16 remember that story. Gulliver was like --

17 A Right.

18 Q -- just an ordinary size guy, but he was a monster to
19 those people; right?

20 A Right.

21 Q So you'd have to be the people that were running
22 around Gulliver that would have to shop in a marijuana store
23 that was located in a little post office --

24 THE COURT: The Lilliputians.

25 MR. GENTILE: The little who?

1 THE COURT: The Lilliputians.

2 MR. GENTILE: The Lilliputians, that's right.

3 THE COURT: Let's use the correct terminology.

4 MR. GENTILE: They didn't have that in the Cliff
5 Notes that I read.

6 BY MR. GENTILE:

7 Q Anyhow. So nobody's ever done one. Are you aware of
8 how many people listed the physical address where the proposed
9 marijuana establishment will be located as a box in a UPS
10 store?

11 A No. I'm not aware.

12 Q Were you aware that any did?

13 A Not until the preliminary injunction.

14 Q I'm sorry?

15 A Not until the preliminary injunction hearing.

16 Q I'm still not able to understand.

17 A That I wasn't aware until the preliminary injunction
18 hearing.

19 Q Okay. So -- so the bottom line is --

20 THE COURT: I think leaning in and speaking up helps
21 Mr. Gentile hear you.

22 THE WITNESS: I'm working on it, Your Honor.

23 THE COURT: I know.

24 THE WITNESS: I'm trying.

25 MR. GENTILE: Listen. I really apologize, but you

1 know this is what I am.

2 BY MR. GENTILE:

3 Q Okay. So it wasn't until the preliminary injunction
4 hearing that you first learned that people were putting in tiny
5 little places as the address of where the proposed marijuana
6 establishment will be located.

7 Were you aware that there were some people that not
8 only did not put in the address, the physical address where the
9 proposed marijuana establishment will be located, but they
10 actually put in, To be determined. They listed no address, not
11 even a UPS mail drop; were you aware that?

12 A No, I mean, I didn't review any applications. I
13 didn't even see them.

14 Q So you did not review the applications?

15 A Not at all.

16 Q Would you agree, sir, that at least with regard to
17 this paragraph, the first half of this paragraph, an
18 application on a form described by the Department, the
19 application must include without limitation the physical
20 address where the proposed marijuana establishment will be
21 located. If it did not -- if an application did not list the
22 physical address where the proposed marijuana establishment
23 will be located, regardless of whether that was scored or not,
24 it would not be complete because it would not have complied
25 with that subparagraph?

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1 MS. LEVIN: Objection. Calls for legal a conclusion.

2 THE COURT: Overruled. You can answer.

3 THE WITNESS: Yeah, you know, I don't know how -- how
4 you would define or judge completeness.

5 BY MR. GENTILE:

6 Q Well, if something is --

7 THE COURT: Wait. You've got to let him finish.

8 MR. GENTILE: I'm sorry.

9 THE WITNESS: In the sense of whether the application
10 should go forward or not --

11 BY MR. GENTILE:

12 Q I didn't ask you that.

13 THE COURT: Hold on. Were you finished, sir?

14 THE WITNESS: I guess I am, Your Honor.

15 THE COURT: Okay.

16 BY MR. GENTILE:

17 Q I didn't ask you whether it should go forward, all
18 right. That's not your call. That's a legal conclusion.
19 That's what the Judge will decide. What I asked you is way
20 shorter than that.

21 Would you agree that if it did not comply with having
22 a physical address where the proposed marijuana establishment
23 will be located, it was not complete because the information
24 wasn't in there?

25 A Right. I would say that it -- it failed to meet that

1 requirement.

2 Q And would you also agree that if it had -- well,
3 nevermind. So you do recognize, if I understand you right,
4 that there's a difference between including an address -- the
5 physical address where the store will be located and whether or
6 not you needed to score it; am I right?

7 A Yes.

8 Q All right. One of the issues in the application
9 scoring process, the ranking process, scoring and then ranking
10 was the impact that the proposed marijuana establishment which
11 was required to be listed in terms of a physical address where
12 it was to be located, the impact that that would have on the
13 community in which it was located; am I right?

14 A Yes.

15 Q And that was supposed to be scored, the impact that
16 it was going to have on the community; am I right?

17 A I believe so.

18 Q Okay. So whereas location may not be scored, the
19 impact on the community had to be scored; fair to say?

20 A I believe so, yeah, or, yes, sorry.

21 Q I don't know where you live and I don't care, okay?
22 But what's a community? Do you live in a community?

23 A Yes.

24 MS. LEVIN: Calls for a legal conclusion.

25 THE COURT: Overruled.

JD Reporting, Inc.

1 THE WITNESS: Yes, I live in a community.

2 BY MR. GENTILE:

3 Q Okay. Do you mind telling me what community? I
4 don't want to know your address, but can you just tell me what
5 community you live in?

6 A Silverado Ranch.

7 MS. LEVIN: Objection. Relevance.

8 THE COURT: Overruled.

9 BY MR. GENTILE:

10 Q Silverado Ranch?

11 A Yes.

12 Q Okay. Now, some of Silverado Ranch is gated; am I
13 right?

14 A Yes.

15 Q Do you live in the gated part?

16 A No.

17 MS. LEVIN: Objection.

18 THE COURT: Overruled.

19 BY MR. GENTILE:

20 Q Okay. So you don't live in North Las Vegas?

21 A No.

22 Q That's a different community; right?

23 A Yes.

24 Q Okay. You don't live in Summerlin; that's a
25 different community; right?

1 A Yes.

2 Q All right. You live in Silverado Ranch?

3 A Correct.

4 Q You don't live in Southern Highlands, that's a
5 different community?

6 THE COURT: Mr. Gentile, your mask.

7 THE WITNESS: I think -- I think we've established
8 that. I live in Silverado Ranch.

9 BY MR. GENTILE:

10 Q Okay. How could -- now, the Silverado Ranch has --
11 it's got a homeowners association?

12 A Some areas do, some housing try to do, some don't.

13 Q If somebody opens up a strip club in North Las Vegas,
14 what kind of impact does that have on the Silverado Ranch
15 community?

16 A None.

17 Q None. Okay.

18 A Unless you want to travel to North Las Vegas to visit
19 that strip club.

20 Q The original application form called for the
21 submission, not only of the actual physical location of where
22 the proposed marijuana establishment was going to be located,
23 but it also called for construction plans; do you remember
24 that?

25 A I believe it called for a general floor plan.

1 Q And there came a point in time when you had something
2 to do with changing that; am I right?

3 A Yes.

4 Q What change did you make?

5 A The language in the regulation was -- so I believe in
6 2014 it was construction plans, and then the language changed
7 in the current regulations to general floor plans, but the
8 application, I believe, had initially gone out that said
9 construction plans. So that was part of the clarification that
10 we made to change from construction plans to general floor
11 plans. And that change came out of the workshops by the way.

12 Q Did you also make a change with regard to the
13 requirement of the physical location at which the proposed
14 marijuana establishment will be located?

15 A No.

16 Q So the application always required in compliance with
17 Subparagraph 2E of 453D268 the actual physical location of
18 where the marijuana establishment -- the proposed marijuana
19 establishment will be located?

20 MR. PRINCE: Objection. Foundation. Assumes facts.

21 THE COURT: Overruled.

22 THE WITNESS: Yes.

23 BY MR. GENTILE:

24 Q During the course of the Governor's task force you
25 kind of -- you were involved in that a little bit, weren't you?

1 A Yes.

2 Q All right. And you monitored what was going on? I'm
3 not saying everything, but, you know, you stayed abreast of the
4 various working groups and what they were moving toward?

5 A Not really. I followed -- I was part of the lab
6 group so I was in touch with them, and then I kind of found out
7 what the other working groups were doing when the task force
8 met.

9 Q Did it come to your attention that people that were
10 involved in -- already involved in the marijuana industry in
11 Nevada were not happy with the need to declare an actual
12 physical location of where their store was going to be located
13 because it was costly to obtain a location and the plans and
14 things of that nature?

15 A So there were conversations regarding that, yes.

16 Q And those conversations took place before 453D2682E
17 was created, didn't they? The regs followed the Governor's
18 task force -- followed after in time?

19 A No, I believe they were discussed during the task
20 force as well.

21 Q That's what I'm saying.

22 A Yes.

23 Q They were discussed during the task force and then
24 later on regulations were passed?

25 A Yes.

1 Q There where a lot of things that the --

2 MR. GENTILE: I'm sorry, Judge. I'm doing the best I
3 can with this.

4 THE COURT: All right.

5 MR. GENTILE: Here, let me try something different.
6 See if that works.

7 THE COURT: Okay.

8 BY MR. GENTILE:

9 Q There were -- there were a number of things that the
10 industry wanted that, in fact, were worked into the
11 regulations; am I correct?

12 A I believe so, yes.

13 Q Okay. But at least with regard to --

14 MR. GENTILE: Could you put that up again, please,
15 Shane. 268.

16 BY MR. GENTILE:

17 Q At least with regard to the physical address where
18 the proposed marijuana establishment will be located, that
19 remained in the regulation?

20 A Yes.

21 Q Okay. And it had to be adhered to?

22 A Yes.

23 Q And we had a man here today, you weren't here, but he
24 adhered to it. He applied for five licenses, and he had five
25 different locations, and the real locations where they were

1 going to have their stores, and that's where their stores are.

2 So some people adhered to it; right?

3 MR. BICE: Objection. Foundation.

4 MR. GENTILE: Yeah, he may not know.

5 THE COURT: Overruled.

6 BY MR. GENTILE:

7 Q Do you know?

8 A I don't know.

9 Q Now, at least with regard to the statute that the
10 regulations were adopted pursuant to, the statute did not break
11 down jurisdictions into subparts, did it?

12 MS. LEVIN: Objection. Vague.

13 THE COURT: Overruled.

14 BY MR. GENTILE:

15 Q Do you understand the question?

16 A Yes. And, no, it was by county.

17 Q It was just by county, right?

18 A Yes.

19 Q Okay. Would you agree that had the language of the
20 initiative, the statute been strictly followed, it would have
21 presumably produced very different results?

22 A No, I don't know. I'd have to look because the
23 references to the counties is regarding allocation of licenses.

24 Q By reducing the counties, by subdividing the
25 counties, there were more opportunities for an applicant to get

1 licenses in a county than there would have been without it; am
2 I correct?

3 A I don't know that.

4 Q There was a antimonopoly provision, wasn't there?

5 A Yes.

6 Q Okay. And what was that provision?

7 A That no one could have more than 10 percent of the
8 allocable licenses in the county. So Clark County had 80
9 licenses allocated to it; no one can have more than eight
10 dispensaries.

11 Q Do you know a man name Armen Yemenidjian?

12 A Yes.

13 Q Who is he?

14 A The owner of Essence.

15 Q The owner of Essence?

16 A Or one of the owners.

17 Q What is Essence?

18 A A dispensary.

19 Q It's a dispensary?

20 A Yes.

21 Q Is it one dispensary?

22 A Yeah, I don't know how many there are. It's --

23 Q You don't know how many they have?

24 A No.

25 Q All right. What do you know about the structure --

1 strike that.

2 Have you ever heard of a company called Integral?

3 A Yes.

4 Q Okay. And what is Integral?

5 A Integral's, I believe, the parent company that owns
6 the Essence dispensaries.

7 Q Integral is the parent company that owns the Essence
8 what?

9 A Dispensaries.

10 Q Dispensaries?

11 A Yes.

12 Q Okay.

13 A Or retail stores.

14 Q So is Armen Yemenidjian the owner of Integral or was
15 he at the time that you were with the Department of Taxation?

16 A Yeah, I believe he was a owner. Uh-huh.

17 Q Okay. Who were the others?

18 A I don't know. I believe maybe Alex Yemenidjian. I
19 don't know who else is owner.

20 Q What was your relationship with Mr. Yemenidjian?

21 A Casual, friendly.

22 Q I'm sorry?

23 A Casual, friendly.

24 Q Casual, friendly relationship, okay.

25 How did you meet him?

1 A I met him initially at the Henderson office. Amanda
2 Connor took him to meet Deonne Contine who was the director at
3 the time.

4 Q And who introduced you to him?

5 A Amanda Connor.

6 Q Okay. And did you later meet a man named Alex
7 Yemenidjian?

8 A I -- I met Alex much, much later.

9 Q Later?

10 A Yes.

11 Q Okay. So about when to the best of your memory did
12 you meet Armen Yemenidjian?

13 A I have no idea. I believe it was shortly after the
14 Department took over the marijuana program --

15 Q But --

16 A -- so I want to say sometime in 2017.

17 Q In any case, you met him at the offices at the
18 Department of Taxation?

19 A Yes.

20 Q Where you work?

21 A Yes.

22 Q You have testified today that you had a routine that
23 was -- I was trying to remember the word -- you routinely
24 deleted text messages, telephone voice messages, emails, things
25 like that from your telephone; am I right?

1 A Yes.

2 Q You would agree, would you not, that you may have
3 deleted such things that were communications between you and
4 Armen Yemenidjian?

5 A Sure. It's possible, yes.

6 Q Because it wasn't until after -- well, I shouldn't
7 say because. It wasn't until after the conditional licenses
8 were awarded on December 5th of 2018, that you ceased
9 deleting messages and emails and voice messages routinely?

10 A Yes.

11 MS. WELCH: Objection. That misstates his testimony.

12 THE COURT: Overruled.

13 THE WITNESS: Yes.

14 BY MR. GENTILE:

15 Q Now, I want to ask you about something called GTI;
16 have you ever heard of GTI?

17 A Yes.

18 Q What is GTI?

19 A A marijuana corporation. I believe stands for Green
20 Thumb Industries.

21 Q Publicly traded?

22 A Yes.

23 Q What -- and do you know where the offices of GTI are?

24 A I believe Chicago.

25 Q Chicago. Okay.

1 Did you ever meet any of the principals in GTI at --
2 well, let me rephrase that. Prior to September 20th of 2018,
3 did you meet any of the principals of GTI?

4 A In person? No.

5 Q No. How about telephonically, did you talk to them
6 on the phone?

7 A I spoke to them once, but I don't know the time
8 frame.

9 Q Okay. At some point in time Armen Yemenidjian told
10 you that Integral was going to sell to GTI; am I right?

11 A Yes.

12 Sorry, I'm having mask issues.

13 THE COURT: So is Mr. Gentile so.

14 BY MR. GENTILE:

15 Q Did you ever read the application that was filed by
16 Essence or subsidiaries of Essence for the September 2018
17 impartial numerically scored competitive process?

18 A No.

19 Q So you don't know whether it was disclosed on that
20 application that the applicants were going to sell to GTI; am I
21 right?

22 A Right, I don't know that.

23 Q You were -- you just a little bit ago talked about
24 this monopoly issue -- antimonopoly issue, and you said that
25 you -- that no one could own more than how many, what

1 percentage of the licenses in a county?

2 A 10 percent of the allocable licenses in the county.

3 Q 10 percent of the eligible licenses?

4 A Allocable.

5 Q Allocable. Okay.

6 How many licenses when you were with the Department,
7 and it probably hasn't changed actually, were allocated to
8 Washoe County?

9 A Well, I don't remember.

10 Q You don't remember?

11 A No.

12 Q Okay. Are you aware that GTI had a dispensary in
13 Washoe County before the December 2018 conditional licenses
14 were announced?

15 A I believe they did, yes.

16 Q Okay. Would you agree, sir --

17 A Wait -- who -- I'm sorry, can you go back? Who are
18 you saying had a dispensary there?

19 Q I said GTI. Did --

20 A GTI?

21 Q Were you aware that GTI had a dispensary in Washoe
22 County?

23 A Yes.

24 Q Okay. And I -- did you ever become aware that GTI
25 actually did acquire Essence -- Integral?

1 A Yes.

2 Q Okay. And do you know how many licenses Integral or
3 its subsidiaries -- I'll use the word won, okay -- no, let me
4 use the word awarded, were awarded in Washoe County with regard
5 to the results in December of 2018?

6 A No, I don't remember.

7 Q Are you aware of whether Essence -- or Integral, I
8 should say, already had a location or more than one location in
9 Washoe County before December of 2018?

10 A Yeah, I don't know. I don't remember that.

11 Q You do or you don't?

12 A I don't.

13 Q You don't. Okay.

14 What in your mind would the result be with regard to
15 the antimonopoly provision if by reason of purchasing a company
16 that already had dispensaries in a county like Washoe County,
17 the purchasing company also had them in Washoe County and as a
18 result of the two, one buying the other, they exceeded the
19 antimonopoly provision; what would happen then?

20 MR. BICE: Objection to the form. Incomplete
21 hypothetical. Foundation.

22 THE COURT: Overruled.

23 You can answer.

24 THE WITNESS: They would have to divest themselves of
25 that ownership.

1 BY MR. GENTILE:

2 Q To get back in compliance with the antimonopoly
3 provision?

4 A Yes. That's correct.

5 Q Thank you, sir.

6 You developed a -- well, I don't want to put words in
7 your mouth. Did you ever go out for drinks or dinner with
8 Armen Yemenidjian?

9 A Yes.

10 Q Would it be fair to say that you went out with him
11 probably more than 10 times?

12 A I have no idea.

13 Q You don't have any idea. Do you remember testifying
14 at your deposition that you went out with Mr. Yemenidjian
15 probably more than 10 times?

16 MR. BICE: Objection to the form.

17 THE COURT: Overruled.

18 THE WITNESS: Yeah, no, I don't remember how many
19 times.

20 BY MR. GENTILE:

21 Q You don't remember saying that?

22 A No, I don't remember saying it 10 times, but.

23 Q Okay. Well, then let's see.

24 MR. GENTILE: Shane, we're talking about page 335.

25 THE COURT: And have you sent me the original

1 transcript yet?

2 MR. GENTILE: I'm sorry?

3 TECH SHANE: I have not.

4 THE COURT: Can you send it to me later today?

5 TECH SHANE: Yes.

6 THE COURT: That would be lovely.

7 The deposition will be published.

8 MR. GENTILE: Hold on a moment.

9 Yeah, we're starting at page 335, at line 22. And
10 we're going through 336, line 13, please.

11 THE WITNESS: Good thing it's not high def.

12 (Publishing audio-video recording.)

13 BY MR. PARKER:

14 Q Mr. Pupo, do you recall how many times you actually
15 went out with Mr. Yemenidjian?

16 A No, not specifically. I'd have to ballpark it.

17 Q What would it be ballparked at?

18 A Four or five.

19 Q Okay. How about I ask you the same question in terms
20 of Ms. Connor?

21 A Well, I wouldn't have any idea.

22 Q No idea?

23 A No idea. Several.

24 Q Would it be more than 10 times?

25 A Probably.

1 Q More than 20 times?

2 A (Indiscernible) it would be a total guess as to how
3 many.

4 Q All right. So --

5 (Audio-video recording ends.)

6 MR. GENTILE: That's enough. That's fine.

7 BY MR. GENTILE:

8 Q Now, you went out with Mr. Yemenidjian alone four or
9 five times, and then he was also present when -- at times when
10 you and he and Amanda Connor were together; am I right?

11 MR. BICE: Objection, Your Honor. Foundation and
12 improper use of the deposition. Counsel represented --

13 THE COURT: Mr. Bice, please don't make a speaking
14 objection. The witness had the opportunity to review the
15 deposition so he knows what it said. Your objection's
16 overruled.

17 MR. BICE: All right.

18 BY MR. GENTILE:

19 Q Do you remember my question?

20 A Yeah. But you saw it as there was times that I met
21 with Armen Yemenidjian without Amanda Connor and sometimes with
22 Amanda Connor.

23 Q Right.

24 A Yes.

25 Q And that's true, isn't it?

1 A Yes.

2 Q And if you aggregate the two, it's more than 10
3 times?

4 A I don't know.

5 Q You would agree that -- oh, you've already said that.
6 Okay. I want to call your attention to July the 17th
7 of 2018, which was about 12 days after the application for the
8 September competitive process had been published, but before
9 the publication -- excuse me, before the submission of the
10 applications had to be made July the 17th of 2018.

11 A Okay.

12 Q Do you recall having dinner at Hank's restaurant at
13 the Green Valley Ranch with Armen Yemenidjian and Amanda Connor
14 that night?

15 A Yes, vaguely. I'm not sure of the date though.

16 Q You're not sure of the date?

17 A Well, I -- I'll take your word for it.

18 Q Okay. Well, we have other documents in the record --

19 A Okay.

20 Q -- already that will pinpoint the date. So I'm going
21 to say to you, you don't have to believe me, but the record
22 reflects that it was July the 17th of 2018, based on the
23 receipts and the reservation book and Amanda Connor's
24 testimony.

25 A Okay.

1 Q Okay. You would agree, would you not -- well, and so
2 that you understand, let me ask you your memory, okay. The
3 receipt indicates that you guys were there almost three hours.
4 What's your memory? Were you there a good deal of time that
5 night?

6 A Three hours seems like a long time. They were there
7 when I got there. So I don't know how long they were there
8 before I got there.

9 Q All right. Do you remember what time you arrived?

10 A No.

11 Q Can you approximate it?

12 A No.

13 Q No, okay. You would agree, would you not, that that
14 night you were there for quite a while with the two of them?

15 A Yes.

16 Q Okay. Talked a lot?

17 A Yes.

18 Q Dined, had something to eat, something to drink,
19 things of that nature?

20 A Yes, I don't even remember if I ate or not, but.

21 Q Okay. And among the things that you talked about
22 that night was the GTI purchase of Integral; am I right?

23 A I believe that's what we talked about.

24 Q And Mr. Yemenidjian advised you that Integral was
25 doing a deal with GTI, hadn't been completed yet, but they were

1 in negotiations; right?

2 A Right. I believe that's when he told me.

3 Q I'm sorry, sir, I --

4 A I believe that's when he told me.

5 Q And you had just gotten back from a trip to Arizona;
6 do you remember that?

7 A Yes.

8 Q You were in Arizona with your daughter?

9 A Yes.

10 Q Trying to get her set up for school; right?

11 A Yes.

12 Q And before this meeting took place while you were in
13 Arizona, you received a text from Amanda Connor regarding a
14 list of things that she wanted to talk to you about. Do you
15 remember that?

16 A Yes.

17 Q And this meeting at Hank's was the first time since
18 you returned from Arizona that you met up with Amanda Connor;
19 do you remember that? You got back the day before.

20 A Oh, then, yeah, probably.

21 Q Well, according to your text, you got back the day
22 before. You got back July the 16th.

23 A Okay.

24 Q So does that sound right to you then?

25 A Right.

1 Q Now, you didn't know because you hadn't seen the
2 revised -- what I call the revised application, but 13 days
3 after your meeting at Hank's with Armen Yemenidjian and Amanda
4 Connor, a second revised -- excuse me, wrong way to say it -- a
5 revised application form for the 2018 application process was
6 published. You've already said you didn't know about that
7 until the preliminary injunction hearing, but are you aware now
8 that it was published on July 30th of 2018?

9 A Right. Yes.

10 Q And is that -- at that Hank's meeting, is that the
11 time, and we can mince words, but I'm going to use offered you
12 a job, okay? We -- you can say it different ways. You can
13 say, you know, all kinds of different language, but the essence
14 of it is that the time that Armen Yemenidjian offered you a job
15 if you left the D.O.T.?

16 MR. BICE: Objection to the form --

17 THE COURT: Overruled.

18 MR. BICE: -- testimony.

19 MS. WELCH: Objection.

20 THE COURT: You can answer.

21 THE WITNESS: Yeah, I don't remember if it was there.
22 I don't believe so.

23 BY MR. GENTILE:

24 Q You don't remember if it was that night or a
25 different time?

1 A Right.

2 MR. BICE: Same objection.

3 BY MR. GENTILE:

4 Q Might it have been later than that?

5 THE COURT: Overruled.

6 THE WITNESS: I don't -- I don't know.

7 BY MR. GENTILE:

8 Q So you don't remember if it was before the Hank's
9 dinner or if it was after the Hank's dinner, but you do
10 remember that Armen Yemenidjian suggested to you that if you
11 left the D.O.T., he'd hire you?

12 A Yes.

13 Q You left the D.O.T.; has Mr. Yemenidjian offered you
14 a job?

15 A No.

16 Q About 10 days after the Hank's meeting, dinner
17 meeting with Amanda Connor and Armen Yemenidjian, you met with
18 Amanda Connor and Mitch Britten. I believe you had lunch with
19 them that day; do you remember that?

20 A Yes.

21 Q Do you remember where that took place?

22 A I believe it was the Artisan.

23 Q Artisan Hotel?

24 A Yes. It's -- escapes me now. There's a restaurant
25 in there.

1 Q It's a restaurant, okay.

2 I have to ask you, when you would go to dinner --
3 well, first of all, let me ask you a predicate question. How
4 many times did you meet up with Mitch Britten? We've talked
5 about how many times you've met up with Armen Yemenidjian, but
6 how many times did you meet up with Mitch Britten with or
7 without Amanda Connor? And you can estimate it, sir.

8 A I'm sorry?

9 Q You can estimate.

10 A Probably two times, two or three times.

11 Q Two or three times. Okay.

12 Was Amanda Connor always there?

13 A Yes.

14 Q All right. And where would you meet, different
15 restaurants or bars?

16 A Once at the restaurant and once at the office.

17 Q Elephant Bar did you say?

18 A Once at the office.

19 Q Oh, once at the office, once at the restaurant, those
20 are the only two times you remember?

21 A Yes.

22 Q Have you ever been to the Elephant Bar?

23 A Yes.

24 Q You ever been to the Elephant Bar with anybody in the
25 marijuana industry?

1 A Yes.

2 Q Who?

3 A Armen.

4 Q Armen Yemenidjian?

5 A Armen Yemenidjian and Amanda Connor.

6 Q Okay. Was Armen Yemenidjian always there when you
7 would meet at the Elephant Bar?

8 A Yes.

9 Q Did you ever meet him at the Elephant Bar without
10 Amanda Connor?

11 A Not that I recall.

12 Q Did you ever meet Amanda Connor at the Elephant Bar
13 without Armen Yemenidjian?

14 A Yes.

15 Q Did Armen Yemenidjian ever fail to show up when you
16 had an appointment with him?

17 A No.

18 Q And did you tell anybody at the Department of
19 Taxation, any of your coworkers or your supervisor, that you
20 were having -- that you were meeting people that were in the
21 industry at places such as restaurants and bars and things like
22 that?

23 A I didn't -- I wouldn't go out, you know, straight up
24 tell them. They knew because I would comment and say, hey,
25 I'm, you know, I'm going to X place tonight, you know, to see

1 so-and-so or whatnot.

2 Q So who did you tell?

3 A Just whoever was around, you know, my assistant would
4 know. Sometimes, you know, Kara would be around or it was just
5 kind of a pass-through conversation type.

6 Q Your meeting with Mitch Britten July 27th of 2018,
7 do you remember that there was a application period up in Ely
8 that summer?

9 A I don't know if it was that summer or spring.

10 Q You don't remember if it was summer or spring, but
11 you do remember that year there was a process for applying for
12 a location up in Ely?

13 A For a medical dispensary.

14 Q Right.

15 A There was --

16 Q Up in Ely.

17 A -- there was an application.

18 Q Up in Ely; right?

19 A Yes.

20 Q Okay. And you learned that Thrive had applied for an
21 application up there and was not successful; am I right?

22 A Yes.

23 Q Who did you learn that from?

24 A Scott, you know, when they came out with, you know,
25 who was awarded.

1 Q Okay. And did Amanda Connor ever contact you about
2 the fact that Thrive was unsuccessful in its pursuit of the
3 medical marijuana license for Ely?

4 A I don't recall a specific time, but I'm sure she told
5 me about it.

6 Q As a matter of fact, you knew that there had been a
7 score review conducted by Kara Cronkhite with Amanda Connor and
8 Mitch Britten after Thrive failed to get that license; am I
9 right?

10 A Yes. I believe she asked for one.

11 Q And after that, Amanda Connor contacted you with
12 regard to the scores that Thrive got, and you also went through
13 it with her --

14 A Yes.

15 Q Am I right?

16 A Yes.

17 Q Yes, okay. How many times with regard to the
18 licenses that were awarded on December 5th of 2018, did you
19 sit in on a score review with anyone whether they were
20 successful or not successful?

21 A None.

22 Q How many times before sitting in with -- excuse me,
23 how many times with regard to the December 2018 process after a
24 score review was conducted with an applicant did you then also
25 talk to the applicant or to the applicant's lawyer about the

1 score review?

2 A I don't recall any, no.

3 Q How many times before the Ely application -- well,
4 let me take a step back. When you became the Deputy Director
5 of the Marijuana Enforcement Division, what was the first
6 contested application process that you experienced?

7 A I believe it's --

8 Q Were there any in 2017?

9 A No.

10 Q Were there any in the first six months of 2018?

11 A No.

12 Q Was Ely the first one?

13 A I don't believe -- Ely wasn't contested.

14 Q Ely was what?

15 A Was not contested.

16 Q Was not contested?

17 A Right.

18 Q Okay. Was Ely the first application period during
19 your tenure as Deputy Director of the -- excuse me, yeah,
20 Deputy Director of the Marijuana Enforcement Division?

21 A No.

22 Q What was the first one?

23 A I don't know. There were some rurals like West
24 Wendover, Fernley, those areas up north.

25 Q And with regard to whatever the first one was, with

1 whom did you review the scores after the results came in?

2 A No one.

3 Q No one. So would it be -- would it be probable, let
4 me put it that way. Would it be probable that the first time
5 that you ever reviewed a score after the actual score was
6 reviewed the way it always is, would that be this situation in
7 Ely?

8 A Yeah, I would say she's the first one that ever
9 asked.

10 Q We'll talk a little bit about Amanda Connor and your
11 relationship with her. First of all, do you know Maggie
12 McLetchie?

13 A Yes.

14 Q Do you know Tisha Black?

15 A Who?

16 Q Tisha Black.

17 A I don't remember if I've ever met her; I possibly
18 have.

19 Q Do you know Alicia Ashcroft?

20 A Yes.

21 Q Do you know Adam Fulton?

22 A Yes.

23 Q Okay. How come none of their phone numbers show up
24 on your cell phone records?

25 MR. BICE: Objection. Foundation.

1 THE COURT: Overruled.

2 BY MR. GENTILE:

3 Q Did they not have your cell phone number?

4 A I believe Alicia does. Megan McLetchie probably not
5 and Adam not.

6 Q So Maggie doesn't, Adam doesn't, Tisha Black doesn't,
7 but you think that Alicia does?

8 A Maybe, yes.

9 Q Maybe. Okay. We can agree that Amanda had your cell
10 phone number; right?

11 A Yes.

12 Q And you had hers?

13 A I'm sorry?

14 Q And you had hers?

15 A Yes.

16 Q Can we also agree that Maggie McLetchie is an active
17 practitioner, legal -- law practitioner in the marijuana
18 regulatory space?

19 A Yes.

20 Q Can we also agree that Tisha Black is an active
21 practitioner in the area of regulatory law as it applies to
22 marijuana?

23 A Not sure.

24 Q You're not sure. She'll be crushed.

25 Can we agree that Alicia Ashcraft is?

1 A Yes.

2 Q Can we agree that Adam Fulton is?

3 A Yes.

4 Q Okay. Would it be fair to say that Amanda Connor is
5 the only person you remember that asked you questions about the
6 application process on your cellular telephone?

7 A I can't -- I can't say that definitively.

8 Q Are you saying that that's not true, or are you
9 saying that you just don't remember?

10 A I'm saying I can't say that definitively. I've, you
11 know, would get texts from all kinds of licensees.

12 Q Do you remember testifying at the preliminary
13 injunction hearing about that subject?

14 A Somewhat.

15 Q Do you remember saying at that time at least that
16 your memory at that point was -- she was, she meaning Amanda
17 Connor, was the only person that asked you questions about the
18 application process on your cell telephone?

19 A Could be. I don't -- like I said, as I sit here
20 today, I can't definitively say that.

21 Q There are literally thousands of calls between you
22 and Ms. Connor in this time frame of 2018 into early '19. And
23 if I were to tell you that you talked to her more than you
24 talked your wife and your family in California, would you
25 believe me?

1 MS. WELCH: Objection. Lacks foundation.

2 THE COURT: Overruled.

3 THE WITNESS: Could be. Yes.

4 BY MR. GENTILE:

5 Q Why is she calling you? Why not go to Steve or to
6 Kara Cronkhite or to somebody that is actually handling the
7 matter? Why go right to the top?

8 A You'd have to ask her.

9 Q We did.

10 A Okay.

11 Q Did you ever get the impression that Amanda Connor
12 was basically bypassing the people that worked under you and
13 going directly to you?

14 A No. I think -- I think she always tried to contact
15 or -- contact my staff first, and then, you know, she'd follow
16 up with me if she disagreed with something or to that effect,
17 you know, she'd call me.

18 Q When these phone calls would take place -- the
19 exhibit is now in evidence, if you want to look at the 4200
20 pages again, have at it, but you've already looked at them; am
21 I right?

22 A Right.

23 Q And you knew when you looked at them, that there were
24 quite a few calls from Amanda Connor on those records, that
25 kind of jumped out at you, didn't it?

1 MS. WELCH: Objection as to form.

2 THE COURT: Overruled.

3 THE WITNESS: Well, it's over year and a half period
4 so you're going to have quite a few calls, yes.

5 BY MR. GENTILE:

6 Q Oh, you had quite a few calls.

7 Can you tell me anybody that called you more or you
8 called more than Amanda Connor?

9 A I don't keep track of the number of calls so, no.

10 Q When you would speak to Amanda Connor, you would be
11 talking to her about official business at least some of the
12 time; right?

13 A Yes.

14 Q All right. Did you ever make a memorandum of any
15 kind, notes, dictated into a sound recorder, do a report about
16 any of these calls that you had with Amanda Connor?

17 A No.

18 Q No?

19 A No.

20 Q You developed a relationship with Derek Connor as
21 well; right, her husband?

22 A Yes.

23 Q All right. You like to shoot firearms?

24 A Yes.

25 Q What kind?

1 A All kinds.

2 Q All kinds, okay.

3 A If it goes bang, I like it.

4 Q And you have been to shooting ranges with Derek
5 Connor, have you not?

6 A Yes.

7 Q More than once?

8 A Yes.

9 Q There came a point in time when your daughter's
10 boyfriend wrecked her car and you asked Derek Connor for advice
11 about that, didn't you?

12 A I -- I asked --

13 Q It's a yes or no and then if you want to --

14 A Okay. Well --

15 MS. WELCH: Objection. Permit the witness to answer.

16 THE COURT: Sir, if you want, you can provide more
17 than a yes or no if it requires explanation.

18 THE WITNESS: I just had questions for him; I wasn't
19 really looking for advice.

20 BY MR. GENTILE:

21 Q You asked him a question?

22 A Yes.

23 Q Right?

24 A Yes.

25 Q It was a question that you needed a lawyer to answer.

1 Right?

2 A No, not necessarily it had to be a lawyer.

3 Q Okay. But you needed somebody with experience with
4 insurance companies to answer?

5 A Yes.

6 Q And Derek you knew had experience with insurance
7 companies because he used to represent them --

8 A Yes.

9 Q Right?

10 A Yes.

11 Q And so you asked him?

12 A Yes.

13 Q And he was a lawyer?

14 A Yes.

15 Q And he gave you an answer --

16 A Yes.

17 Q -- that he learned to be able to answer being an
18 insurance defense lawyer?

19 A Yes.

20 Q You trusted him to advise you?

21 A I trusted him to answer the question.

22 Q After he answered the question, did you say that
23 can't be right and you called someone else?

24 A No.

25 Q So you relied on his answer?

IN THE SUPREME COURT OF THE STATE OF NEVADA

IN RE: D.O.T. LITIGATION

TGIG, LLC; NEVADA HOLISITIC
MEDICINE, LLC; GBS NEVADA
PARTNERS, LLC; FIDELIS HOLDINGS,
LLC; GRAVITAS NEVADA, LLC;
NEVADA PURE, LLC; MEDIFARM, LLC;
MEDIFARM IV LLC; THC NEVADA, LLC;
HERBAL CHOICE, INC.; RED EARTH LLC;
NEVCANN LLC, GREEN THERAPEUTICS
LLC; AND GREAN LEAF FARMS
HOLDINGS LLC,

Appellants,

vs.

THE STATE OF NEVADA, ON RELATION
OF ITS DEPARTMENT OF TAXATION,

Respondent.

Supreme Court Case No.: 82014

District Court Case No.: A787004

PLAINTIFFS' JOINT APPENDIX

VOLUME 306 OF 343

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TABLE OF CONTENT

Chronological by Date Filed¹

TAB#	Document	Vol.	Date	Pages
1	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/10/2018	000001-000012
2	FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/18/2018	000013-000025
3	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/19/2018	000026-000036
4	COMPLAINT	1	1/4/2019	000037-000053
5	COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	1	1/4/2019	000054-000078
6	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	1/16/2019	000079-000092
7	ANSWER TO PLAINTIFFS' FIRST AMENDED COMPLAINT AND COUNTERCLAIM	1	3/15/2019	000093-000107
8	MOTION FOR PRELIMINARY INJUNCTION	2	3/18/2019	000108-000217
9	PLAINTIFFS' COUNTER-DEFENDANTS' ANSWER TO COUNTERCLAIM	2	4/5/2019	000218-000223
10	ANSWER TO AMENDED COMPLAINT	2	4/10/2019	000224-000236
11	DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	2	4/16/2019	000237-000251
12	CLEAR RIVER, LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	2	5/7/2019	000252-000269
13	OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION	3 thru 4	5/9/2019	000270-000531
14	APPENDIX OF EXHIBITS TO NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO SERENITY WELLNESS CENTER, LLC AND RELATED	5 thru 7	5/9/2019	000532-000941

¹ Pursuant to NRAP 30(c)(1), “[t]ranscripts that are included in the appendix shall be placed in chronological order by date of the hearing or trial.” Accordingly, the controlling date for the placement of a transcript in this appendix is the hearing date, not the date the transcript was filed with the district court.

	PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION			
15	NEVADA ORGANIC REMIDIES, LLC'S OPPOSITION TO SERENITY WELLNESS CENTER, LLC AND RELATED PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION	8	5/9/2019	000942-000974
16	DEFENDANT IN INTERVENTION'S OPPOSITION TO PLAINTIFFS' APPLICATION FOR A TEMPORARY RESTRAINING ORDER	8	5/10/2019	000975-001024
17	DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' FIRST AMENDED COMPLAINT	8	5/16/2019	001025-001037
18	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	8	5/16/2019	001038-001041
19	ANSWER TO COMPLAINT	8	5/20/2019	001042-001053
20	PLAINTIFFS' OMNIBUS REPLY IN SUPPORT OF MOTION FOR PRELIMINARY INJUNCTION	8	5/22/2019	001054-001067
21	INTERVENING DEFENDANTS' JOINDER AND SUPPLEMENTAL BRIEFING IN SUPPORT OF THE STATE OF NEVADA'S AND NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION; AND LONE MOUNTAIN PARTNERS, LLC'S OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION OR FOR WRIT OF MANDAMUS	9	5/23/2019	001068-001133
22	EVIDENTIARY HEARING - DAY 1	10 thru 11	5/24/2019	001134-001368
23	EVIDENTIARY HEARING - DAY 2 VOLUME I OF II	12	5/28/2019	001369-001459
24	EVIDENTIARY HEARING - DAY 2 VOLUME II	13	5/28/2019	001460-001565
25	EVIDENTIARY HEARING - DAY 3 VOLUME I OF II	14	5/29/2019	001566-001663

26	EVIDENTIARY HEARING - DAY 3 VOLUME II	15	5/29/2019	001664-001807
27	EVIDENTIARY HEARING - DAY 4	16 thru 17	5/30/2019	001808-002050
28	EVIDENTIARY HEARING - DAY 5 VOLUME I OF II	18	5/31/2019	002051-002113
29	EVIDENTIARY HEARING - DAY 5 VOLUME II	19 thru 20	5/31/2019	002114-002333
30	LONE MOUNTAIN PARTNERS, LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	21	6/5/2019	002334-002344
31	EVIDENTIARY HEARING - DAY 6	22 thru 23	6/10/2019	002345-002569
32	EVIDENTIARY HEARING - DAY 7	24 thru 25	6/11/2019	002570-002822
33	DEFENDANTS' ANSWER TO PLAINTIFFS' COMPLAINT WITH COUNTERCLAIM	26	6/14/2019	002823-002846
34	EVIDENTIARY HEARING - DAY 8 VOLUME I OF II	26	6/18/2019	002847-002958
35	EVIDENTIARY HEARING - DAY 8 VOLUME II	27	6/18/2019	002959-003092
36	EVIDENTIARY HEARING - DAY 9 VOLUME I OF II	28	6/19/2019	003093-003215
37	EVIDENTIARY HEARING - DAY 9 VOLUME II	29	6/19/2019	003216-003348
38	EVIDENTIARY HEARING - DAY 10 VOLUME I OF II	30	6/20/2019	003349-003464
39	EVIDENTIARY HEARING - DAY 10 VOLUME II	31	6/20/2019	003465-003622
40	INTERVENOR DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' SECOND AMENDED COMPLAINT	31	6/24/2019	003623-003639
41	INTERVENOR DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFF'S COMPLAINT	32	7/3/2019	003640-003652
42	FIRST AMENDED COMPLAINT	32	7/3/2019	003653-003670
43	EVIDENTIARY HEARING - DAY 11	32	7/5/2019	003671-003774

44	EVIDENTIARY HEARING - DAY 12	33	7/10/2019	003775-003949
45	CORRECTED FIRST AMENDED COMPLAINT.	34	7/11/2019	003950-003967
46	EVIDENTIARY HEARING - DAY 13 VOLUME I OF II	34	7/11/2019	003968-004105
47	EVIDENTIARY HEARING - DAY 13 VOLUME II	35	7/11/2019	004106-004227
48	PLAINTIFFS-COUNTER DEFENDANTS' ANSWER TO COUNTERCLAIM	35	7/12/2019	004228-004236
49	EVIDENTIARY HEARING - DAY 14	36	7/12/2019	004237-004413
50	ANSWER TO CORRECTED FIRST AMENDED COMPLAINT	37	7/15/2019	004414-004425
51	EVIDENTIARY HEARING - DAY 15	37	7/15/2019	004426-004500
52	EVIDENTIARY HEARING - DAY 15 VOLUME II	38	7/15/2019	004501-004679
53	GREENMART OF NEVADA NLC LLC'S ANSWER TO PLAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/17/2019	004680-004694
54	LONE MOUNTAIN PARTNERS, LLC'S ANSWER TO LAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/22/2019	004695-004705
55	CLEAR RIVER, LLC'S ANSWER TO PLAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/26/2019	004706-004723
56	EVIDENTIARY HEARING - DAY 16	39	7/28/2019	004724-004828
57	EVIDENTIARY HEARING - DAY 17 VOLUME I OF II	40	8/13/2019	004829-004935
58	EVIDENTIARY HEARING - DAY 17 VOLUME II	41	8/13/2019	004936-005027
59	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	41	8/14/2019	005028-005030
60	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	41	8/14/2019	005031-005033
61	EVIDENTIARY HEARING - DAY 18	42 thru 43	8/14/2019	005034-005222
62	EVIDENTIARY HEARING - DAY 19	44	8/15/2019	005223-005301
63	EVIDENTIARY HEARING - DAY 20	45	8/16/2019	005302-005468

64	FINDINGS OF FACT AND CONCLUSIONS OF LAW GRANTING PRELIMINARY INJUNCTION	46	8/23/2019	005469-005492
65	HEARING ON OBJECTIONS TO STATE'S RESPONSE, NEVADA WELLNESS CENTER'S MOTION RE COMPLIANCE RE PHYSICAL ADDRESS, AND BOND AMOUNT SETTING	46	8/29/2019	005493-005565
66	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	46	9/5/2019	005566-005592
67	FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/6/2019	005593-005698
68	DEFENDANT-RESPONDENT'S GOOD CHEMISTRY NEVADA, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/27/2019	005699-005707
69	D LUX, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/27/2019	005708-005715
70	FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	47	9/29/2019	005716-005731
71	ANSWER TO COMPLAINT	47	10/1/2019	005732-005758
72	DEFENDANT RURAL REMEDIES, LLC ANSWER TO FIRST AMENDED COMPLAINT	47	10/1/2019	005759-005760
73	DEFENDANTS MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S ANSWER	48	10/3/2019	005761-005795
74	APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	48	10/10/2019	005796-005906
75	DEFENDANT-INTERVENOR CLEAR RIVER, LLC'S ORDER DENYING IT'S MOTION FOR PARTIAL SUMMARY JUDGEMENT ON THE PETITION FOR JUDICIAL REVIEW CAUSE OF ACTION	48	11/7/2019	005907-005912

76	ANSWER TO FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	48	11/8/2019	005913-005921
77	ERRATA TO ANSWER TO FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	48	11/8/2019	005922-005930
78	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI MANDAMUS, AND PROHIBITION	49	11/12/2019	005931-005937
79	ANSWER TO FIRST AMENDED COMPLAINT GRAVITAS NEVADA LTD	49	11/12/2019	005938-005942
80	ORDER DENYING 1) ORGANIC REMEDIES, LLC'S MOTION TO DISSOLVE PRELIMINARY INJUNCTION AND TO STAY PRELIMINARY INJUNCTION PENDING APPEAL AND 2) LONE MOUNTAIN PARTNERS, LLC'S	49	11/19/2019	005943-005949
81	AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	11/21/2019	005950-006004
82	EUPHORIA WELLNESS, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	49	11/21/2019	006005-006011
83	NOTICE OF ENTRY OF ORDER DENYING MM DEVELOPMENT COMPANY, INC.'S AND LIVFREE WELLNESS, LLC'S MOTION TO ALTER OR AMEND FINDINGS OF FACT AND CONCLUSION OF LAW,	49	11/22/2019	006012-006015
84	ORDER DENYING MM DEVELOPMENT COMPANY, INC. 'S AND LIVFREE WELLNESS LLC'S MOTION TO ALTER AMEND FINDINGS OF FACT AND CONCLUSION OF LAW	49	11/22/2019	006016-006017
85	BUSINESS COURT ORDER	49	11/25/2019	006018-006022

86	ORDER GRANTING MOTION FOR LEAVE TO FILE SECOND AMENDED COMPLAINT IN CASE NO. A-786962	49	11/26/2019	006023-006024
87	TGIG SECOND AMENDED COMPLAINT	49	11/26/2019	006025-006047
88	REPLY IN SUPPORT OF AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	12/6/2019	006048-006057
89	HEARING ON APPLICATION OF NEVADA ORGANIC REMEDIES FOR WRIT OF MANDAMUS TO COMPEL STATE TO MOVE IT TO TIER 2 OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	12/9/2019	006058-006068
90	LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	49	12/10/2019	006069-006081
91	NOTICE OF HEARING	49	12/13/2019	006082-006087
92	DEFENDANT'S ANSWER TO DH FLAMINGO INC'S ET AL., FIRST AMENDED COMPLAINT	50	12/16/2019	006088-006105
93	DEFENDANT'S ANSWER TO DH FLAMINGO INC'S ET AL., FIRST AMENDED COMPLAINT	50	12/16/2019	006106-006123
94	PLAINTIFFS' OPPOSITION TO LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	50	12/20/2019	006124-006206
95	OPPOSITION TO HELPING HANDS WELLNESS CTR, INC.'S APPLICATION FOR WRIT OF MANDAMUS	50	12/27/2019	006207-006259
96	ORDER DENYING MOTION FOR STAY AND GRANTING IN PART MOTION TO EXPEDITE	50	12/30/2019	006260-006262
97	ORDER DENYING THE DEPARTMENT OF TAXATION OBJECTION TO DISCOVERY COMMISSIONER'S REPORT AND RECOMMENDATIONS	51	12/31/2019	006263-006263
98	NOTICE OF ENTRY OF ORDER	51	1/3/2020	006264-006271

99	GREENMART OF NEVADA NLV LLC'S ANSWER TO D.H. FLAMINGO PLAINTIFFS' FIRST AMENDED COMPLAINT	51	1/6/2020	006272-006295
100	NV WELLNESS CENTER, LLC'S MOTION TO COMPEL ON AN ORDER SHORTENING TIME	51	1/8/2020	006296-006358
101	LONE MOUNTAIN PARTNERS, LLC'S REPLY IN SUPPORT OF MOTION TO DISMISS SECOND AMENDED COMPLAINT	51	1/8/2020	006359-006368
102	OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL	52	1/10/2020	006369-006439
103	ESSENCE ENTITIES' ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	52	1/14/2020	006440-006468
104	NOTICE OF ENTRY OF ORDER	52	1/14/2020	006469-006474
105	ORDER DENYING NEVADA ORGANIC REMEDIES, LLC'S AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC	52	1/14/2020	006475-006477
106	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO FIRST AMENDED COMPALINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	52	1/21/2020	006478-006504
107	ERRATA TO DECLARATION OF ALFRED TERTERYAN IN SUPPORT OF HELPING HANDS WELLNESS CENTER, INC.'S APPLICATION FOR WRIT OF MANDAMUS	52	1/24/2020	006505-006506
108	AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/28/2020	006507-006542
109	DEPARTMENT OF TAXATION'S ANSWER TO PLAINTIFF SERENITY PARTIES' SECOND AMENDED COMPLAINT	53	1/28/2020	006543-006559
110	DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/28/2020	006560-006588

111	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/29/2020	006589-006609
112	HEARING ON OBJECTIONS TO SUBPOENAS DUCES TECUM, MOTIONS FOR PROTECTIVE ORDERS, APPLICATION OF FOR WRIT OF MANDAMUS, MOTION FOR SETTING SETTLEMENT CONFERENCE, AND MOTION TO REDACT AND SEAL EXHIBITS 4 AND 5	53	1/31/2020	006610-006657
113	ANSWER TO D.H. FLAMINGO PARTIES' FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/5/2020	006658-006697
114	FINDINGS OF FACT AND CONCLUSIONS OF LAW GRANTING PRELIMINARY INJUNCTION	54	2/7/2020	006698-006722
115	DEFENDANT-RESPONDENT NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/7/2020	006723-006752
116	DEFENDANT-RESPONDENT STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/7/2020	006753-006781
117	SECOND AMENDED COMPLAINT	54	2/11/2020	006782-006805
118	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO THE SERENITY PLAINTIFFS' SECOND AMENDED COMPLAINT	54	2/12/2020	006806-006814
119	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO ETW PLAINTIFFS' THIRD AMENDED COMPLAINT	54	2/12/2020	006815-006822

120	GREENMART OF NEVADA NLV LLC'S ANSWER TO ETW MANAGEMENT GROUP LLC, GLOBAL HARMONY LLC, GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, HERBAL CHOICE INC., JUST QUALITY LLC, LIBRA WELLNESS CENTER, LLC, ROMBOUGH REAL ESTATE INC. DBA MOTHER HERB, NEVCANN LLC, RED EARTH LLC, THC NEVADA LLC, ZION GARDENS LLC AND MMOF VEGAS RETAIL, INC.'S THIRD AMENDED COMPLAINT	55	2/12/2020	006823-006841
121	ANSWER TO D.H. FLAMINGO PLAINTIFFS' FIRST AMENDED COMPLAINT AND PETITION FOR REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/12/2020	006842-006853
122	CPCM HOLDINGS, LLC D/B/A THRIVE CANNABIS MARKETPLACE'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/13/2020	006854-006867
123	ANSWER TO SERENITY PLAINTIFFS' SECOND AMENDED COMPLAINT	55	2/14/2020	006868-006876
124	CIRCLE S FARMS LLC'S ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/18/2020	006877-006884
125	ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION	55	2/18/2020	006885-006910
126	GREENMART OF NEVADA NLV LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/18/2020	006911-006921
127	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION	55	2/18/2020	006922-006935
128	ORDER GRANTING IN PART AND DENYING IN PART THE DEPARTMENT OF TAXATION'S MOTIONS FOR PROTECTIVE ORDER ON ORDER SHORTENING TIME	55	2/19/2020	006936-006941

129	CIRCLE S FARMS LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/20/2020	006942-006949
130	NOTICE OF FILING OF EMERGENCY PETITION FOR WRIT OF MANDAMUS OR PROHIBITION UNDER NRAP 21(a)6)	55	2/21/2020	006950-006951
131	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND/OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/25/2020	006952-006958
132	GREENMART OF NEVADA NLV LLC'S ANSWER TO QUALCAN LLC'S SECOND AMENDED COMPLAINT	55	2/25/2020	006959-006970
133	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/26/2020	006971-006983
134	GREENMART OF NEVADA NLV LLC'S MOTION TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/28/2020	006984-006987
135	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC ANSWER TO NATURAL MEDICINE, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	2/28/2020	006988-007000
136	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT/RESPONDENT STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND/OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	2/28/2020	007001-007012

137	GREENMART OF NEVADA NLV LLC'S ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	3/6/2020	007013-007024
138	GREENMART OF NEVADA NLV LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	3/6/2020	007025-007036
139	QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	56	3/13/2020	007037-007057
140	PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL GREENMART OF NEVADA, LLC TO PRODUCE KENNETH LEE AND HAE LEE FOR DEPOSITION ON ORDER SHORTENING TIME	56	3/16/2020	007058-007074
141	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL GREENMART TO ALSO PRODUCE KENNETH LEE AND HAE LEE FOR DEPOSITION	56	3/18/2020	007075-007080
142	NEVADA WELLNESS CENTER, LLC'S JOINDER TO ETW PLAINTIFFS' MOTION TO COMPEL PRIVILEGE LOGS	56	3/20/2020	007081-007083
143	NEVADA WELLNESS CENTER, LLC'S JOINDER TO ETW PLAINTIFFS' MOTION TO COMPEL	56	3/20/2020	007084-007086
144	GREENMART OF NEVADA NLV LLC'S RESPONSE IN OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	56	3/23/2020	007087-007095
145	CLEAR RIVER, LLC'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS ON ORDER SHORTENING TIME	56	3/27/2020	007096-007099
146	NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO QUALCAN'S PETITION FOR WRIT OF MANDAMUS	56	3/27/2020	007100-007143
147	PLAINTIFF NEVADA WELLNESS CENTER, LLC'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	57	3/27/2020	007144-007175
148	DEPARTMENT OF TAXATION'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	57	3/27/2020	007176-007182

149	THE ESSENCE ENTITIES' OPPOSITION TO ETW PLAINTIFFS' 1) MOTION TO COMPEL AND 2) MOTION TO COMPEL PRIVILEGE LOGS	57	3/27/2020	007183-007293
150	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF'S MOTION TO COMPEL PRIVILEGE LOGS AND COUNTER MOTION FOR SANCTIONS PURSUANT TO NRCP 37	57	3/30/2020	007294-007310
151	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF'S MOTION TO COMPEL SUPPLEMENTAL RESPONSES	58	3/30/2020	007311-007329
152	ORDER DENYING DEFENDANT JORGE PUPO'S MOTION TO DISMISS	58	3/30/2020	007330-007332
153	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO ETW PLAINTIFFS' MOTION TO COMPEL PRIVILEGE LOGS	58	4/3/2020	007333-007336
154	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO ETW PLAINTIFFS' MOTION TO COMPEL	58	4/3/2020	007337-007346
155	DEPARTMENT OF TAXATION'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/8/2020	007347-007360
156	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/8/2020	007361-007373
157	CIRCLE S FARMS LLC'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/9/2020	007374-007381
158	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE ADDITIONAL DOCUMENTS ON ORDER SHORTENING TIME	58	4/9/2020	007382-007395

159	NOTICE OF ENTRY OF ORDER DENYING MM DEVELOPMENT COMPANY, INC.'S MOTION TO STRIKE AND-OR DISMISS D.H. FLAMINGO, INC.'S COUNTERCLAIM	58	4/9/2020	007396-007400
160	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S MOTION TO DISMISS 1) NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS;(2) STRIVE WELLNESS' COMPLAINT; (3) RURAL REMEDIES AMENDED COMPLAINT; (4) QUALCAN'S AMENDED COMPLAINT; (5) HIGH SIERRA HOLISTICS COMPLAINT AND (6) NATURAL MEDICINE'S COMPLAINT FOR FAILING TO COMPLY WITH NRS 233B.130(2)(D)	59 thru 60	4/14/2020	007401-007717
161	DEFENDANT PUPO'S ANSWER TO RURAL REMEDIES' AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	61	4/14/2020	007718-007730
162	THRIVE'S SUPPLEMENTAL BRIEF IN SUPPORT OF OPPOSITION TO ETW MANAGEMENT GROUP LLC; ET AL.'S MOTION TO COMPEL	61	4/14/2020	007731-007792
163	MINUTE ORDER CLEAR RIVER'S REQUEST FOR OST ON MOTION TO DISMISS	61	4/15/2020	007793-007793
164	DEPARTMENT OF TAXATION'S ANSWER TO ETW MANAGEMENT GROUP LLC PARTIES' THIRD AMENDED COMPLAINT	61	4/20/2020	007794-007810
165	DEPARTMENT OF TAXATION'S ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	61	4/20/2020	007811-007845
166	DEPARTMENT OF TAXATION'S ANSWER TO QUALCAN'S SECOND A MENDED COMPLAINT	61	4/20/2020	007846-007862
167	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO ETW PLAINTIFFS' THIRD AMENDED COMPLAINT	62	4/21/2020	007863-007893

168	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	62	4/21/2020	007894-007913
169	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO TGIG PLAINTIFFS' SECOND AMENDED COMPLAINT	62	4/21/2020	007914-007935
170	ORDER GRANTING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE ADDITIONAL DOCUMENTS ON ORDER SHORTENING TIME	62	4/21/2020	007936-007939
171	ORDER DENYING LONE MOUNTAIN PARTNER'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	62	5/5/2020	007940-007941
172	DEPARTMENT OF TAXATION'S INDEX OF EXHIBITS IN SUPPORT OF ITS OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN DEPARTMENT OF TAXATION'S ANSWER TO SECOND AMENDED COMPLAINT	63 thru 64	5/11/2020	007942-008232
173	DEPARTMENT OF TAXATION'S OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN DEPARTMENT OF TAXATION'S ANSWER TO SECOND AMENDED COMPLAINT	65	5/11/2020	008233-008241
174	DEPARTMENT OF TAXATION'S NOTICE OF SUPPLEMENTAL AUTHORITY	65	5/12/2020	008242-008252
175	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	65	5/21/2020	008253-008302
176	HEARING ON MOTIONS FOR SUMMARY JUDGMENT OR WRIT OF MANDAMUS AND MOTION TO EXTEND TIME FOR BRIEFING	65	5/22/2020	008303-008354

177	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	65	5/26/2020	008355-008375
178	PURE TONIC CONCENTRATES LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	65	5/29/2020	008376-008379
179	RURAL REMEDIES, LLC'S ANSWER TO DEFENDANT-RESPONDENT NATURAL MEDICINE'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	65	6/3/2020	008380-008393
180	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO NATURAL MEDICINE'S LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	65	6/4/2020	008394-008401
181	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	66	6/4/2020	008402-008409
182	ORDER DENYING D.H. FLAMINGO, INC. AND SURTERRA HOLDINGS, INC.'S MOTION FOR SUMMARY JUDGMENT AGAINST MM DEVELOPMENT COMPANY, INC.	66	6/5/2020	008410-008413
183	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO DEFENDANT-RESPONDENT NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRIT OF CERTIORARI, MANDAMUS, AND PROHIBITION	66	6/5/2020	008414-008435
184	TGIG, LLC, NEVADA HOLISTIC MEDICINE, LLC, GBS NEVADA PARTNERS, FIDELIS HOLDINGS, LLC, GRAVITAS NEVADA, NEVADA PURE, LLC, MEDIFARM, LLC, AND MEDIFARM IV'S ANSWER TO NATURAL MEDICINE	66	6/10/2020	008436-008454

185	PLAINTIFF'S DECLARATION & POA-F2018-01430	67 thru 74	6/12/2020	008455-009889
186	PLAINTIFF'S NOTICE OF FILING RECORD ON REVIEW	75	6/12/2020	009890-009933
187	PLAINTIFF'S DKT 148-1 INDEX OF EXHIBITS - 1	76 thru 77	6/12/2020	009934-010291
188	PLAINTIFF'S DKT 148-1 INDEX OF EXHIBITS - 2	78 thru 79	6/12/2020	010292-010595
189	PLAINTIFF'S RECORD PART 1	80 thru 81	6/12/2020	010596-010937
190	PLAINTIFF'S RECORD PART 2	82 thru 83	6/12/2020	010938-011275
191	PLAINTIFF'S RECORD PART 3	84 thru 85	6/12/2020	011276-011613
192	PLAINTIFF'S RECORD PART 4	86 thru 87	6/12/2020	011614-011951
193	PLAINTIFF'S RECORD PART 5	88	6/12/2020	011952-012104
194	PLAINTIFF'S RECORD PART 6	89	6/12/2020	012105-012258
195	PLAINTIFF'S RECORD PART 7	90	6/12/2020	012259-012413
196	PLAINTIFF'S RECORD PART 8	91	6/12/2020	012414-012569
197	PLAINTIFF'S RECORD PART 9	92	6/12/2020	012570-012723
198	PLAINTIFF'S RECORD PART 10	93	6/12/2020	012724-012878
199	PLAINTIFF'S RECORD PART 11	94	6/12/2020	012879-013032
200	PLAINTIFF'S RECORD PART 12	95	6/12/2020	013033-013187
201	PLAINTIFF'S RECORD PART 13	96	6/12/2020	013188-013341

202	PLAINTIFF'S RECORD PART 14	97	6/12/2020	013342-013496
203	PLAINTIFF'S RECORD PART 15	98 thru 99	6/12/2020	013497-013774
204	PLAINTIFF'S RECORD PART 16	100 thru 101	6/12/2020	013775-014052
205	PLAINTIFF'S RECORD PART 17	102 thru 103	6/12/2020	014053-014330
206	PLAINTIFF'S RECORD PART 18	104 thru 105	6/12/2020	014331-014608
207	PLAINTIFF'S RECORD PART 18	106 thru 107	6/12/2020	014609-014886
208	PLAINTIFF'S RECORD PART 19	108 thru 111	6/12/2020	014887-015426
209	PLAINTIFF'S RECORD PART 20	112 thru 115	6/12/2020	015427-015966
210	PLAINTIFF'S RECORD PART 21	116 thru 119	6/12/2020	015967-016506
211	PLAINTIFF'S RECORD PART 22	120 thru 123	6/12/2020	016507-017048
212	PLAINTIFF'S RECORD PART 24	124 thru 131	6/12/2020	017049-018484
213	PLAINTIFF'S RECORD PART 25	132 thru 134	6/12/2020	018485-018844
214	PLAINTIFF'S RECORD PART 26	135 thru 136	6/12/2020	018845-019202
215	PLAINTIFF'S RECORD PART 27	137 thru 144	6/12/2020	019203-020637

216	PLAINTIFF'S RECORD PART 28	145 thru 147	6/12/2020	020638-020999
217	PLAINTIFF'S RECORD PART 29	148 thru 149	6/12/2020	021000-021357
218	PLAINTIFF'S RECORD PART 30	150 thru 157	6/12/2020	021358-022621
219	PLAINTIFF'S RECORD PART 31	158 thru 159	6/12/2020	022622-022979
220	PLAINTIFF'S RECORD PART 32	160 thru 167	6/12/2020	022980-024414
221	PLAINTIFF'S RECORD PART 33	168 thru 169	6/12/2020	024415-024718
222	PLAINTIFF'S RECORD PART 35	170 thru 177	6/12/2020	024719-026153
223	PLAINTIFF'S RECORD PART 37	178	6/12/2020	026154-026256
224	PLAINTIFF'S RECORD PART 39	179 thru 181	6/12/2020	026257-026669
225	PLAINTIFF'S RECORD PART 40	182 thru 183	6/12/2020	026670-026934
226	PLAINTIFF'S RECORD PART 41	184 thru 186	6/12/2020	026935-027347
227	PLAINTIFF'S RECORD PART 42	187 thru 188	6/12/2020	027348-027612
228	PLAINTIFF'S RECORD PART 43	189 thru 191	6/12/2020	027613-028025
229	PLAINTIFF'S RECORD PART 44	192 thru 193	6/12/2020	028026-028290

230	PLAINTIFF'S RECORD PART 45	194 thru 196	6/12/2020	028291-028703
231	PLAINTIFF'S RECORD PART 46	197 thru 198	6/12/2020	028704-028968
232	PLAINTIFF'S RECORD PART 47	199 thru 201	6/12/2020	028969-029451
233	PLAINTIFF'S RECORD PART 48	202 thru 204	6/12/2020	029452-029934
234	PLAINTIFF'S RECORD PART 49	205 thru 207	6/12/2020	029935-030346
235	PLAINTIFF'S RECORD PART 50	208 thru 210	6/12/2020	030347-030758
236	PLAINTIFF'S RECORD PART 51	211 thru 213	6/12/2020	030759-031170
237	PLAINTIFF'S RECORD PART 52	214 thru 216	6/12/2020	031171-031582
238	PLAINTIFF'S RECORD PART 54	217 thru 219	6/12/2020	031583-031994
239	PLAINTIFF'S RECORD PART 55	220 thru 222	6/12/2020	031995-032406
240	PLAINTIFF'S RECORD PART 56	223 thru 225	6/12/2020	032407-032818
241	PLAINTIFF'S RECORD PARTY 57	226 thru 228	6/12/2020	032819-033230
242	PLAINTIFF'S RECORD PART 58	229 thru 231	6/12/2020	033231-033642
243	PLAINTIFF'S RECORD PART 59	232	6/12/2020	033643-033801
244	PLAINTIFF'S RECORD PART 60	233	6/12/2020	033802-033877

245	PLAINTIFF'S RECORD PART 61	234 thru 235	6/12/2020	033878-034143
246	PLAINTIFF'S RECORD PART 62	236 thru 237	6/12/2020	034144-034409
247	PLAINTIFF'S RECORD PART 63	238 thru 239	6/12/2020	034410-034675
248	PLAINTIFF'S RECORD PART 64	240 thru 241	6/12/2020	034676-034943
249	PLAINTIFF'S RECORD PART 65	242 thru 245	6/12/2020	034944-035512
250	PLAINTIFF'S RECORD PART 66	246 thru 248	6/12/2020	035513-035919
251	PLAINTIFF'S RECORD PART 67	249 thru 251	6/12/2020	035920-036326
252	PLAINTIFF'S RECORD PART 68	252 thru 254	6/12/2020	036327-036733
253	PLAINTIFF'S RECORD PART 69	255 thru 257	6/12/2020	036734-037140
254	PLAINTIFF'S RECORD PART 70	258 thru 260	6/12/2020	037141-037547
255	PLAINTIFF'S RECORD PART 71	261 thru 263	6/12/2020	037548-037954
256	PLAINTIFF'S RECORD PART 72	264 thru 266	6/12/2020	037955-038415
257	PLAINTIFF'S RECORD PART 73	267 thru 269	6/12/2020	038416-038867
258	NOTICE OF ENTRY OF ORDER ON PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN JORGE	270	6/23/2020	038868-038871

	PUPPO'S ANSWER TO SECOND AMENDED COMPLAINT			
259	SUPPLEMENT TO RECORD ON REVIEW IN ACCORDANCE WITH THE NEVADA ADMINISTRATIVE PROCEDURE ACT	270	6/26/2020	038872-038947
260	MOTION TO VOLUNTARILY DISMISS MMOF VEGAS RETAIL, INC. AND REQUEST TO RELEASE MMOF VEGAS RETAIL, INC.'S BOND FUNDS ON AN ORDER SHORTENING TIME	271	6/29/2020	038948-039114
261	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	6/29/2020	039115-039135
262	WELLNESS CONNECTION OF NEVADA, LLC'S ANSWER TO PLAINTIFF NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	6/29/2020	039136-039152
263	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO QUALCAN, LLC'S SECOND AMENDED COMPLAINT	272	7/1/2020	039153-039164
264	ESSENCE ENTITIES' ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	272	7/8/2020	039165-039193
265	ESSENCE ENTITIES' ANSWER TO THIRD AMENDED COMPLAINT	272	7/8/2020	039194-039210
266	ESSENCE ENTITIES' ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	7/8/2020	039211-039223
267	ESSENCE ENTITIES' ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	272	7/8/2020	039224-039235
268	ESSENCE ENTITIES' ANSWER TO SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	7/8/2020	039236-039265

269	ESSENCE ENTITIES' ANSWER QUALCAN, LLC'S SECOND AMENDED COMPLAINT	272	7/8/2020	039266-039284
270	ESSENCE ENTITIES' ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/8/2020	039285-039299
271	ESSENCE ENTITIES' ANSWER TO THE TGIG PARTIES' SECOND AMENDED COMPLAINT	273	7/8/2020	039300-039313
272	ESSENCE ENTITIES' ANSWER TO COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/8/2020	039314-039323
273	HIGH SIERRA HOLISTICS, LLC'S JOINDER TO ETW MANAGEMENT GROUP LLC'S ANSWERS	273	7/8/2020	039324-039325
274	GREENMART OF NEVADA NLV LLC'S JOINDER TO MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC., AND LIVFREE WELLNESS, LLC ON AN ORDER SHORTENING TIME	273	7/8/2020	039326-039327
275	MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC ON AN ORDER SHORTENING TIME	273	7/8/2020	039328-039381
276	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	273	7/9/2020	039382-039411
277	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO HIGH SIERRA HOLISTICS COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/9/2020	039412-039421
278	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO MM DEVELOPMENT COMPANY, INC., & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/9/2020	039422-039434
279	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	273	7/9/2020	039435-039445

280	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	274	7/9/2020	039446-039478
281	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO QUALCANN, LLC'S SECOND AMENDED COMPLAINT	274	7/9/2020	039479-039496
282	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT	274	7/9/2020	039497-039509
283	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO TGIG PARTIES' SECOND AMENDED COMPLAINT	274	7/9/2020	039510-039523
284	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO THIRD AMENDED COMPLAINT	274	7/9/2020	039524-039539
285	OPPOSITION TO MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC ON AN ORDER SHORTENING TIME	274	7/9/2020	039540-039575
286	MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRARECORD EVIDENCE AT THE HEARING OF JUDICIAL REVIEW and TO ENLARGE TIME FOR FILING OPENING BRIEF	275	7/9/2020	039576-039735
287	DEFENDANT IN INTRVENTION, CLEAR RIVER, LLC'S ANSWER TO HIGH SIERRA HOLISTICS, LLC COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	275	7/10/2020	039736-039750
288	DEFENDANT-INTERVENOR NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO TGIG PARTIES' SECOND AMENDED COMPLAINT	276	7/10/2020	039751-039759
289	NEVADA ORGANIC REMEDIES, LLC'S ANSWER NEVADA WELLNESS CENTER, LLC'S AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039760-039772

290	DEFENDANT-INTERVENOR NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO CLARK NATURAL MEDICINE ET AL.'S FIRST AMENDED COMPLAINT	276	7/10/2020	039773-039789
291	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO ETW MANAGEMENT GROUP, LLC ET AL.'S THIRD AMENDED THIRD AMENDED COMPLAINT	276	7/10/2020	039790-039804
292	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO HIGH SIERRA HOLISTIC'S COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039805-039815
293	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039816-039829
294	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO QUALCAN, LLC.'S SECOND AMENDED COMPLAINT	276	7/10/2020	039830-039844
295	NEVADA ORGANIC REMEDIES, LLC'S ANSWER RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039845-039859
296	FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER GRANTING IN PART AND DENYING IN PART MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS (1)	276	7/11/2020	039860-039862
297	FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER GRANTING IN PART AND DENYING IN PART MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS (2)	276	7/11/2020	039863-039865
298	ORDER GRANTING CLEAR RIVER, LLC'S MOTION TO RECONSIDER THE COURT'S ORDER GRANTING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE JOHN KOCER AND NORTON ARBELAEZ FOR DEPOSITION ON ORDER SHORTENING TIME	276	7/11/2020	039866-039868

299	EVIDENTIARY HEARING ON CASE -ENDING SANCTIONS - DAY 1	277 thru 278	7/13/2020	039869-040216
300	EVIDENTIARY HEARING ON CASE -ENDING SANCTIONS - DAY 2	279	7/14/2020	040217-040263
301	MOTION FOR PROTECTIVE ORDER ON ORDER SHORTENING TIME	279	7/15/2020	040264-040323
302	BENCH TRIAL - DAY 1	280 thru 281	7/17/2020	040324-040663
303	BENCH TRIAL - DAY 2	282 thru 283	7/20/2020	040664-041020
304	BENCH TRIAL - DAY 3	284 thru 285	7/21/2020	041021-041330
305	PLAINTIFFS' OPENING BRIEF IN SUPPORT OF PETITION FOR JUDICIAL REVIEW	286	7/22/2020	041331-041363
306	BENCH TRIAL - DAY 4	287 thru 288	7/22/2020	041364-041703
307	DEPARTMENT OF TAXATION'S OPPOSITION TO TGIG'S MOTION TO SUPPLEMENT THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE; AND TO ENLARGE TIME FOR FILING OPENING BRIEF	289	7/23/2020	041704-041732
308	THC NEVADA, LLC'S JOINDER TO PLAINTIFF TGIG, LLC ET AL'S OPENING BRIEF IN SUPPORT OF PETITION FOR JUDICIAL REVIEW	289	7/23/2020	041733-041735
309	BENCH TRIAL - DAY 5	290 thru 291	7/23/2020	041736-042068
310	CIRCLE S FARMS LLC'S JOINDER TO CLEAR RIVER, LLC AND DEPARTMENT OF TAXATION'S OPPOSITIONS TO PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINIST	292	7/24/2020	042069-042071
311	THE ESSENCE ENTITIES' JOINDER TO DEPARTMENT OF TAXATION'S OPPOSITION	292	7/24/2020	042072-042074

	TO TGIG'S MOTION TO SUPPLEMENT THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE AND TO ENLARGE TIME FOR FILING OPENING BRIEF			
312	BENCH TRIAL - DAY 6	293 thru 294	7/24/2020	042075-042381
313	BENCH TRIAL - DAY 7	295 thru 296	7/27/2020	042382-042639
314	EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	297	7/28/2020	042640-042670
315	BENCH TRIAL - DAY 8	298 thru 299	7/28/2020	042671-042934
316	BENCH TRIAL - DAY 9 VOLUME I	300 thru 301	7/29/2020	042935-043186
317	THRIVE'S JOINDER TO PLAINTIFFS' OPPOSITION TO THC NEVADA LLC'S AND HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER FOR PRELIMINARY INJUNCTION ON AN ORDER SHORTENING TIME	302	7/30/2020	043187-043190
318	GREENMART OF NEVADA NLV LLC'S JOINDER TO PLAINTIFFS' OPPOSITION TO THE THC NEVADA LLC'S AND HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER FOR PRELIMINARY INJUNCTION ON AN ORDER SHORTENING TIME AND DECLARATION OF ALINA M. SHELL	302	7/30/2020	043191-043195
319	JOINDER TO THC NEVADA, LLC and HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAIING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	302	7/30/2020	043196-043209
320	BENCH TRIAL - DAY 10	303 thru 304	7/30/2020	043210-043450

321	BENCH TRIAL - DAY 11	305	7/31/2020	043451-043567
322	EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	306	7/31/2020	043568-043639
323	NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE ON AN ORDER SHORTENING TIME	306	8/3/2020	043640-043708
324	BENCH TRIAL - DAY 12	307 thru 308	8/3/2020	043709-043965
325	BENCH TRIAL - DAY 13	309 thru 310	8/4/2020	043966-044315
326	BENCH TRIAL - DAY 14	311 thru 313	8/5/2020	044316-044687
327	BENCH TRIAL - DAY 15	314 thru 316	8/6/2020	044688-045065
328	REPLY TO THE DOT'S AND CLEAR RIVER, LLC'S OPPOSITIONS TO PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS	317	8/7/2020	045066-045084
329	BENCH TRIAL - DAY 16	318 thru 319	8/10/2020	045085-045316
330	DEPARTMENT OF TAXATION'S NOTICE OF REMOVING ENTITITES FROM TIER 3	320	8/11/2020	045317-045332
331	BENCH TRIAL - DAY 17	321 thru 323	8/11/2020	045333-045697
332	MOTION TO PRECLUDE APPLICATION OF THE EQUITABLE MAXIM OF UNCLEAR HANDS AGAIN ST THE TGIG PLAINTIFFS	324	8/11/2020	045698-045711
333	BENCH TRIAL - DAY 18	325	8/12/2020	045712-045877

334	OPPOSITION TO MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	325	8/14/2020	045878-045882
335	JOINDER TO THC NEVADA, LLC AND HERBAL CHOICE, INC'S MOTION TO STRIKE DEPARTMENT OF TAXATION NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	325	8/14/2020	045883-045888
336	THC NEVADA, LLC AND HERBAL CHOICE, INC.'S JOINDER TO TGIG PLAINTIFFS' PROPOSED SUPPLEMENTAL FINDINGS OF FACT AND CONCLUSIONS OF LAW BASED UPON PARTIAL SUBSTITUTION OF THE NEVADA CANNABIS COMPLIANCE BOARD AS A PARTY DEFENDANT IN THESE CONSOLIDATED MATTERS	326	8/14/2020	045889-045891
337	DEPARTMENT OF TAXATION'S OPPOSITION TO THC NEVADA, LLC AND HERBAL CHOICE, INC.'S MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING	326	8/15/2020	045892-045899
338	ORDER REGARDING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION FOR SUMMARY JUDGMENT ON FIRST CLAIM FOR RELIEF	326	8/15/2020	045900-045905
339	THC NEVADA, LLC AND HERBAL CHOICE, INC.'S REPLY TO NEVADA ORGANIC REMEDIES' OPPOSITION TO MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	326	8/15/2020	045906-045917
340	HELPING HANDS WELLNESS CENTER, INC.'S REPLY IN SUPPORT OF MOTION TO MODIFY OR DISSOLVE THE PRELIMINARY INJUNCTION1	326	8/16/2020	045918-045932
341	NOTICE OF ENTRY OF ORDER	326	8/17/2020	045933-045939
342	BENCH TRIAL - DAY 19	327 thru 328	8/17/2020	045940-046223

343	BENCH TRIAL - DAY 20	329	8/18/2020	046224-046355
344	TRIAL EXHIBIT 1005	329	8/18/2020	046356-046389
345	TRIAL EXHIBIT 1006	330	8/18/2020	046390-046423
346	TRIAL EXHIBIT 1135	330	8/18/2020	046424-046445
347	TRIAL EXHIBIT 1302	330	8/18/2020	046446-046448
348	TRIAL EXHIBIT 2157	330	8/18/2020	046449-046502
349	TRIAL EXHIBIT 2158	330	8/18/2020	046503-046548
350	TRIAL EXHIBIT 3291	331	8/18/2020	046549-046564
351	JOINDER TO THC NEVADA, LLC and HERBAL CHOICE, INC.'S MOTION TO RENEW JOINDER TO TGIG'S COUNTERMOTION FOR ORDER DISPENSING WITH THE BOND REQUIREMENT FOR PURPOSES OF THE PRELIMINARY	331	8/28/2020	046565-046567
352	ORDER DENYING TGIG PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE AT THE HEARING OF JUDICIAL REVIEW; AND TO ENLARGE TIME FOR FILING OPENING BRIEF	331	8/28/2020	046568-046572
353	MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC FINAL PRETRIAL CONFERENCE	331	9/3/2020	046573-046666
354	BENCH TRIAL - PHASE 1	332	9/8/2020	046667-046776
355	TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/10/2020	046777-046812

356	PLAINTIFFS GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, NEVCANN LLC AND RED EARTH LLC'S JOINDER TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/14/2020	046813-046815
357	RURAL REMEDIES, LLC'S JOINDER IN TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT AND CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/15/2020	046816-046817
358	FINDINGS OF FACT, CONCLUSION OF LAW AND PERMANENT INJUNCTION	332	9/16/2020	046818-046829
359	NOTICE OF ENTRY OF JUDGMENT (1)	333	9/22/2020	046830-046844
360	NOTICE OF ENTRY OF JUDGMENT (2)	333	9/22/2020	046845-046877
361	DEPARTMENT OF TAXATION'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW, AND PERMANENT INJUNCTION	333	9/24/2020	046878-046921
362	THE ESSENCE ENTITIES' LIMITED OPPOSITION TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	9/24/2020	046922-046924
363	GREENMART OF NEVADA NLV LLC'S JOINDER TO DEPARTMENT OF TAXATION'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW, AND PERMANENT INJUNCTION	333	9/24/2020	046925-046926
364	HELPING HANDS WELLNESS CENTER, INC.'S OPPOSITION TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	9/24/2020	046927-046931
365	CLARK NATURAL MEDICINAL SOLUTIONS LLC, NYE NATURAL MEDICINAL SOLUTIONS LLC CLARK NMSD LLC AND INYO FINE CANNABIS DISPENSARY L.L.C.'S JOINDER TO NEVADA WELLNESS CENTER'S MOTION TO AND PERMANENT INJUNCTION	333	9/24/2020	046932-046933

366	WELLNESS CONNECTION OF NEVADA, LLC'S RESPONSE TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION AND COUNTERMOTION TO CLARIFY AND-OR FOR ADDITIONAL FINDINGS	333	9/24/2020	046934-046940
367	CIRCLE S FARMS LLC'S JOINDER TO OPPOSITIONS TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	10/1/2020	046941-046943
368	MOTION FOR ORDER TO SHOW CAUSE	333	10/16/2020	046944-046965
369	ORDER TO SHOW CAUSE	334	10/18/2020	046966-046999
370	PLAINTIFFS GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, NEVCANN LLC AND RED EARTH LLC'S JOINDER TO TGIG PLAINTIFFS' MOTION FOR ORDER TO SHOW CAUSE	334	10/21/2020	047000-047002
371	NOTICE OF APPEAL	335 thru 339	10/23/2020	047003-047862
372	NOTICE OF ENTRY OF ORDER	340	10/27/2020	047863-047882
373	INDEX OF EXHIBITS IN SUPPORT OF DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	341 thru 342	10/30/2020	047883-048130
374	DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	343	10/30/2020	048131-048141
375	GREENMART OF NEVADA NLV LLC'S JOINDER TO DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	343	11/2/2020	048142-048143

TABLE OF CONTENT

Alphabetical by Document Name

TAB#	Document	Vol.	Date	Pages
81	AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	11/21/2019	005950-006004
108	AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/28/2020	006507-006542
10	ANSWER TO AMENDED COMPLAINT	2	4/10/2019	000224-000236
19	ANSWER TO COMPLAINT	8	5/20/2019	001042-001053
71	ANSWER TO COMPLAINT	47	10/1/2019	005732-005758
50	ANSWER TO CORRECTED FIRST AMENDED COMPLAINT	37	7/15/2019	004414-004425
113	ANSWER TO D.H. FLAMINGO PARTIES' FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/5/2020	006658-006697
121	ANSWER TO D.H. FLAMINGO PLAINTIFFS' FIRST AMENDED COMPLAINT AND PETITION FOR REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/12/2020	006842-006853
76	ANSWER TO FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	48	11/8/2019	005913-005921
79	ANSWER TO FIRST AMENDED COMPLAINT GRAVITAS NEVADA LTD	49	11/12/2019	005938-005942
7	ANSWER TO PLAINTIFFS' FIRST AMENDED COMPLAINT AND COUNTERCLAIM	1	3/15/2019	000093-000107
125	ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION	55	2/18/2020	006885-006910
123	ANSWER TO SERENITY PLAINTIFFS' SECOND AMENDED COMPLAINT	55	2/14/2020	006868-006876
14	APPENDIX OF EXHIBITS TO NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO SERENITY WELLNESS CENTER, LLC AND RELATED PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION	5 thru 7	5/9/2019	000532-000941

74	APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	48	10/10/2019	005796-005906
302	BENCH TRIAL - DAY 1	280 thru 281	7/17/2020	040324-040663
320	BENCH TRIAL - DAY 10	303 thru 304	7/30/2020	043210-043450
321	BENCH TRIAL - DAY 11	305	7/31/2020	043451-043567
324	BENCH TRIAL - DAY 12	307 thru 308	8/3/2020	043709-043965
325	BENCH TRIAL - DAY 13	309 thru 310	8/4/2020	043966-044315
326	BENCH TRIAL - DAY 14	311 thru 313	8/5/2020	044316-044687
327	BENCH TRIAL - DAY 15	314 thru 316	8/6/2020	044688-045065
329	BENCH TRIAL - DAY 16	318 thru 319	8/10/2020	045085-045316
331	BENCH TRIAL - DAY 17	321 thru 323	8/11/2020	045333-045697
333	BENCH TRIAL - DAY 18	325	8/12/2020	045712-045877
342	BENCH TRIAL - DAY 19	327 thru 328	8/17/2020	045940-046223
303	BENCH TRIAL - DAY 2	282 thru 283	7/20/2020	040664-041020
343	BENCH TRIAL - DAY 20	329	8/18/2020	046224-046355

304	BENCH TRIAL - DAY 3	284 thru 285	7/21/2020	041021-041330
306	BENCH TRIAL - DAY 4	287 thru 288	7/22/2020	041364-041703
309	BENCH TRIAL - DAY 5	290 thru 291	7/23/2020	041736-042068
312	BENCH TRIAL - DAY 6	293 thru 294	7/24/2020	042075-042381
313	BENCH TRIAL - DAY 7	295 thru 296	7/27/2020	042382-042639
315	BENCH TRIAL - DAY 8	298 thru 299	7/28/2020	042671-042934
316	BENCH TRIAL - DAY 9 VOLUME I	300 thru 301	7/29/2020	042935-043186
354	BENCH TRIAL - PHASE 1	332	9/8/2020	046667-046776
85	BUSINESS COURT ORDER	49	11/25/2019	006018-006022
157	CIRCLE S FARMS LLC'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/9/2020	007374-007381
124	CIRCLE S FARMS LLC'S ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/18/2020	006877-006884
129	CIRCLE S FARMS LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/20/2020	006942-006949
310	CIRCLE S FARMS LLC'S JOINDER TO CLEAR RIVER, LLC AND DEPARTMENT OF TAXATION'S OPPOSITIONS TO PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINIST	292	7/24/2020	042069-042071

367	CIRCLE S FARMS LLC'S JOINDER TO OPPOSITIONS TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	10/1/2020	046941-046943
365	CLARK NATURAL MEDICINAL SOLUTIONS LLC, NYE NATURAL MEDICINAL SOLUTIONS LLC CLARK NMSD LLC AND INYO FINE CANNABIS DISPENSARY L.L.C.'S JOINDER TO NEVADA WELLNESS CENTER'S MOTION TO AND PERMANENT INJUNCTION	333	9/24/2020	046932-046933
12	CLEAR RIVER, LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	2	5/7/2019	000252-000269
55	CLEAR RIVER, LLC'S ANSWER TO PLAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/26/2019	004706-004723
158	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE ADDITIONAL DOCUMENTS ON ORDER SHORTENING TIME	58	4/9/2020	007382-007395
150	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF'S MOTION TO COMPEL PRIVILEGE LOGS AND COUNTER MOTION FOR SANCTIONS PURSUANT TO NRCP 37	57	3/30/2020	007294-007310
151	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF'S MOTION TO COMPEL SUPPLEMENTAL RESPONSES	58	3/30/2020	007311-007329
145	CLEAR RIVER, LLC'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS ON ORDER SHORTENING TIME	56	3/27/2020	007096-007099
4	COMPLAINT	1	1/4/2019	000037-000053
5	COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	1	1/4/2019	000054-000078
1	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/10/2018	000001-000012
3	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/19/2018	000026-000036
6	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	1/16/2019	000079-000092
66	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	46	9/5/2019	005566-005592

45	CORRECTED FIRST AMENDED COMPLAINT.	34	7/11/2019	003950-003967
122	CPCM HOLDINGS, LLC D/B/A THRIVE CANNABIS MARKETPLACE'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/13/2020	006854-006867
183	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO DEFENDANT-RESPONDENT NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRIT OF CERTIORRI. MANDAMUS, AND PROHIBITION	66	6/5/2020	008414-008435
263	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO QUALCAN, LLC'S SECOND AMENDED COMPLAINT	272	7/1/2020	039153-039164
261	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	6/29/2020	039115-039135
106	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO FIRST AMENDED COMPALINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	52	1/21/2020	006478-006504
69	D LUX, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/27/2019	005708-005715
119	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO ETW PLAINTIFFS' THIRD AMENDED COMPLAINT	54	2/12/2020	006815-006822
78	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI MANDAMUS, AND PROHIBITION	49	11/12/2019	005931-005937
131	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND/OR	55	2/25/2020	006952-006958

	WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION			
118	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO THE SERENITY PLAINTIFFS' SECOND AMENDED COMPLAINT	54	2/12/2020	006806-006814
11	DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	2	4/16/2019	000237-000251
17	DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' FIRST AMENDED COMPLAINT	8	5/16/2019	001025-001037
177	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	65	5/26/2020	008355-008375
168	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	62	4/21/2020	007894-007913
167	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO ETW PLAINTIFFS' THIRD AMENDED COMPLAINT	62	4/21/2020	007863-007893
175	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	65	5/21/2020	008253-008302
169	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO TGIG PLAINTIFFS' SECOND AMENDED COMPLAINT	62	4/21/2020	007914-007935
160	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S MOTION TO DISMISS 1) NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS;(2) STRIVE WELLNESS' COMPLAINT; (3) RURAL REMEDIES AMENDED COMPLAINT; (4) QUALCAN'S AMENDED COMPLAINT; (5) HIGH SIERRA HOLISTICS	59 thru 60	4/14/2020	007401-007717

	COMPLAINT AND (6) NATURAL MEDICINE'S COMPLAINT FOR FAILING TO COMPLY WITH NRS 233B.130(2)(D)			
16	DEFENDANT IN INTERVENTION'S OPPOSITION TO PLAINTIFFS' APPLICATION FOR A TEMPORARY RESTRAINING ORDER	8	5/10/2019	000975-001024
287	DEFENDANT IN INTRVENTION, CLEAR RIVER, LLC'S ANSWER TO HIGH SIERRA HOLISTICS, LLC COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	275	7/10/2020	039736-039750
161	DEFENDANT PUPO'S ANSWER TO RURAL REMEDIES' AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	61	4/14/2020	007718-007730
72	DEFENDANT RURAL REMEDIES, LLC ANSWER TO FIRST AMENDED COMPLAINT	47	10/1/2019	005759-005760
110	DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/28/2020	006560-006588
92	DEFENDANT'S ANSWER TO DH FLAMINGO INC'S ET AL., FIRST AMENDED COMPLAINT	50	12/16/2019	006088-006105
75	DEFENDANT-INTERVENOR CLEAR RIVER, LLC'S ORDER DENYING IT'S MOTION FOR PARTIAL SUMMARY JUDGEMENT ON THE PETITION FOR JUDICIAL REVIEW CAUSE OF ACTION	48	11/7/2019	005907-005912
290	DEFENDANT-INTERVENOR NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO CLARK NATURAL MEDICINE ET AL.'S FIRST AMENDED COMPLAINT	276	7/10/2020	039773-039789
288	DEFENDANT-INTERVENOR NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO TGIG PARTIES' SECOND AMENDED COMPLAINT	276	7/10/2020	039751-039759
115	DEFENDANT-RESPONDENT NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/7/2020	006723-006752

116	DEFENDANT-RESPONDENT STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/7/2020	006753-006781
68	DEFENDANT-RESPONDENT'S GOOD CHEMISTRY NEVADA, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/27/2019	005699-005707
93	DEFENDANT'S ANSWER TO DH FLAMINGO INC'S ET AL., FIRST AMENDED COMPLAINT	50	12/16/2019	006106-006123
33	DEFENDANTS' ANSWER TO PLAINTIFFS' COMPLAINT WITH COUNTERCLAIM	26	6/14/2019	002823-002846
73	DEFENDANTS MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S ANSWER	48	10/3/2019	005761-005795
374	DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	343	10/30/2020	048131-048141
164	DEPARTMENT OF TAXATION'S ANSWER TO ETW MANAGEMENT GROUP LLC PARTIES' THIRD AMENDED COMPLAINT	61	4/20/2020	007794-007810
165	DEPARTMENT OF TAXATION'S ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	61	4/20/2020	007811-007845
109	DEPARTMENT OF TAXATION'S ANSWER TO PLAINTIFF SERENITY PARTIES' SECOND AMENDED COMPLAINT	53	1/28/2020	006543-006559
166	DEPARTMENT OF TAXATION'S ANSWER TO QUALCAN'S SECOND A MENDED COMPLAINT	61	4/20/2020	007846-007862
155	DEPARTMENT OF TAXATION'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/8/2020	007347-007360
172	DEPARTMENT OF TAXATION'S INDEX OF EXHIBITS IN SUPPORT OF ITS OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN DEPARTMENT OF TAXATION'S ANSWER TO SECOND AMENDED COMPLAINT	63 thru 64	5/11/2020	007942-008232

330	DEPARTMENT OF TAXATION'S NOTICE OF REMOVING ENTITIES FROM TIER 3	320	8/11/2020	045317-045332
174	DEPARTMENT OF TAXATION'S NOTICE OF SUPPLEMENTAL AUTHORITY	65	5/12/2020	008242-008252
173	DEPARTMENT OF TAXATION'S OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN DEPARTMENT OF TAXATION'S ANSWER TO SECOND AMENDED COMPLAINT	65	5/11/2020	008233-008241
148	DEPARTMENT OF TAXATION'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	57	3/27/2020	007176-007182
307	DEPARTMENT OF TAXATION'S OPPOSITION TO TGIG'S MOTION TO SUPPLEMENT THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE; AND TO ENLARGE TIME FOR FILING OPENING BRIEF	289	7/23/2020	041704-041732
337	DEPARTMENT OF TAXATION'S OPPOSITION TO THC NEVADA, LLC AND HERBAL CHOICE, INC.'S MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING	326	8/15/2020	045892-045899
361	DEPARTMENT OF TAXATION'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW, AND PERMANENT INJUNCTION	333	9/24/2020	046878-046921
77	ERRATA TO ANSWER TO FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	48	11/8/2019	005922-005930
107	ERRATA TO DECLARATION OF ALFRED TERTERYAN IN SUPPORT OF HELPING HANDS WELLNESS CENTER, INC.'S APPLICATION FOR WRIT OF MANDAMUS	52	1/24/2020	006505-006506
269	ESSENCE ENTITIES' ANSWER QUALCAN, LLC'S SECOND AMENDED COMPLAINT	272	7/8/2020	039266-039284
272	ESSENCE ENTITIES' ANSWER TO COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/8/2020	039314-039323
103	ESSENCE ENTITIES' ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	52	1/14/2020	006440-006468

264	ESSENCE ENTITIES' ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	272	7/8/2020	039165-039193
266	ESSENCE ENTITIES' ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	7/8/2020	039211-039223
267	ESSENCE ENTITIES' ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	272	7/8/2020	039224-039235
270	ESSENCE ENTITIES' ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/8/2020	039285-039299
268	ESSENCE ENTITIES' ANSWER TO SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	7/8/2020	039236-039265
271	ESSENCE ENTITIES' ANSWER TO THE TGIG PARTIES' SECOND AMENDED COMPLAINT	273	7/8/2020	039300-039313
265	ESSENCE ENTITIES' ANSWER TO THIRD AMENDED COMPLAINT	272	7/8/2020	039194-039210
82	EUPHORIA WELLNESS, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	49	11/21/2019	006005-006011
22	EVIDENTIARY HEARING - DAY 1	10 thru 11	5/24/2019	001134-001368
38	EVIDENTIARY HEARING - DAY 10 VOLUME I OF II	30	6/20/2019	003349-003464
39	EVIDENTIARY HEARING - DAY 10 VOLUME II	31	6/20/2019	003465-003622
43	EVIDENTIARY HEARING - DAY 11	32	7/5/2019	003671-003774
44	EVIDENTIARY HEARING - DAY 12	33	7/10/2019	003775-003949
46	EVIDENTIARY HEARING - DAY 13 VOLUME I OF II	34	7/11/2019	003968-004105
47	EVIDENTIARY HEARING - DAY 13 VOLUME II	35	7/11/2019	004106-004227
49	EVIDENTIARY HEARING - DAY 14	36	7/12/2019	004237-004413

51	EVIDENTIARY HEARING - DAY 15	37	7/15/2019	004426-004500
52	EVIDENTIARY HEARING - DAY 15 VOLUME II	38	7/15/2019	004501-004679
56	EVIDENTIARY HEARING - DAY 16	39	7/28/2019	004724-004828
57	EVIDENTIARY HEARING - DAY 17 VOLUME I OF II	40	8/13/2019	004829-004935
58	EVIDENTIARY HEARING - DAY 17 VOLUME II	41	8/13/2019	004936-005027
61	EVIDENTIARY HEARING - DAY 18	42 thru 43	8/14/2019	005034-005222
62	EVIDENTIARY HEARING - DAY 19	44	8/15/2019	005223-005301
23	EVIDENTIARY HEARING - DAY 2 VOLUME I OF II	12	5/28/2019	001369-001459
24	EVIDENTIARY HEARING - DAY 2 VOLUME II	13	5/28/2019	001460-001565
63	EVIDENTIARY HEARING - DAY 20	45	8/16/2019	005302-005468
25	EVIDENTIARY HEARING - DAY 3 VOLUME I OF II	14	5/29/2019	001566-001663
26	EVIDENTIARY HEARING - DAY 3 VOLUME II	15	5/29/2019	001664-001807
27	EVIDENTIARY HEARING - DAY 4	16 thru 17	5/30/2019	001808-002050
28	EVIDENTIARY HEARING - DAY 5 VOLUME I OF II	18	5/31/2019	002051-002113
29	EVIDENTIARY HEARING - DAY 5 VOLUME II	19 thru 20	5/31/2019	002114-002333
31	EVIDENTIARY HEARING - DAY 6	22 thru 23	6/10/2019	002345-002569
32	EVIDENTIARY HEARING - DAY 7	24 thru 25	6/11/2019	002570-002822
34	EVIDENTIARY HEARING - DAY 8 VOLUME I OF II	26	6/18/2019	002847-002958
35	EVIDENTIARY HEARING - DAY 8 VOLUME II	27	6/18/2019	002959-003092
36	EVIDENTIARY HEARING - DAY 9 VOLUME I OF II	28	6/19/2019	003093-003215

37	EVIDENTIARY HEARING - DAY 9 VOLUME II	29	6/19/2019	003216-003348
299	EVIDENTIARY HEARING ON CASE -ENDING SANCTIONS - DAY 1	277 thru 278	7/13/2020	039869-040216
300	EVIDENTIARY HEARING ON CASE -ENDING SANCTIONS - DAY 2	279	7/14/2020	040217-040263
314	EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	297	7/28/2020	042640-042670
322	EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	306	7/31/2020	043568-043639
64	FINDINGS OF FACT AND CONCLUSIONS OF LAW GRANTING PRELIMINARY INJUNCTION	46	8/23/2019	005469-005492
114	FINDINGS OF FACT AND CONCLUSIONS OF LAW GRANTING PRELIMINARY INJUNCTION	54	2/7/2020	006698-006722
358	FINDINGS OF FACT, CONCLUSION OF LAW AND PERMANENT INJUNCTION	332	9/16/2020	046818-046829
296	FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER GRANTING IN PART AND DENYING IN PART MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS (1)	276	7/11/2020	039860-039862
297	FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER GRANTING IN PART AND DENYING IN PART MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS (2)	276	7/11/2020	039863-039865
42	FIRST AMENDED COMPLAINT	32	7/3/2019	003653-003670
67	FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/6/2019	005593-005698
2	FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/18/2018	000013-000025
70	FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	47	9/29/2019	005716-005731

53	GREENMART OF NEVADA NLC LLC'S ANSWER TO PLAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/17/2019	004680-004694
126	GREENMART OF NEVADA NLV LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/18/2020	006911-006921
120	GREENMART OF NEVADA NLV LLC'S ANSWER TO ETW MANAGEMENT GROUP LLC, GLOBAL HARMONY LLC, GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, HERBAL CHOICE INC., JUST QUALITY LLC, LIBRA WELLNESS CENTER, LLC, ROMBOUGH REAL ESTATE INC. DBA MOTHER HERB, NEVCANN LLC, RED EARTH LLC, THC NEVADA LLC, ZION GARDENS LLC AND MMOF VEGAS RETAIL, INC.'S THIRD AMENDED COMPLAINT	55	2/12/2020	006823-006841
137	GREENMART OF NEVADA NLV LLC'S ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	3/6/2020	007013-007024
132	GREENMART OF NEVADA NLV LLC'S ANSWER TO QUALCAN LLC'S SECOND AMENDED COMPLAINT	55	2/25/2020	006959-006970
138	GREENMART OF NEVADA NLV LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	3/6/2020	007025-007036
375	GREENMART OF NEVADA NLV LLC'S JOINDER TO DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	343	11/2/2020	048142-048143
363	GREENMART OF NEVADA NLV LLC'S JOINDER TO DEPARTMENT OF TAXATION'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW, AND PERMANENT INJUNCTION	333	9/24/2020	046925-046926

274	GREENMART OF NEVADA NLV LLC'S JOINDER TO MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC., AND LIVFREE WELLNESS, LLC ON AN ORDER SHORTENING TIME	273	7/8/2020	039326-039327
318	GREENMART OF NEVADA NLV LLC'S JOINDER TO PLAINTIFFS' OPPOSITION TO THE THC NEVADA LLC'S AND HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER FOR PRELIMINARY INJUNCTION ON AN ORDER SHORTENING TIME AND DECLARATION OF ALINA M. SHELL	302	7/30/2020	043191-043195
134	GREENMART OF NEVADA NLV LLC'S MOTION TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/28/2020	006984-006987
154	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO ETW PLAINTIFFS' MOTION TO COMPEL	58	4/3/2020	007337-007346
153	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO ETW PLAINTIFFS' MOTION TO COMPEL PRIVILEGE LOGS	58	4/3/2020	007333-007336
141	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL GREENMART TO ALSO PRODUCE KENNETH LEE AND HAE LEE FOR DEPOSITION	56	3/18/2020	007075-007080
144	GREENMART OF NEVADA NLV LLC'S RESPONSE IN OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	56	3/23/2020	007087-007095
99	GREENMART OF NEVADA NLV LLC'S ANSWER TO D.H. FLAMINGO PLAINTIFFS' FIRST AMENDED COMPLAINT	51	1/6/2020	006272-006295
89	HEARING ON APPLICATION OF NEVADA ORGANIC REMEDIES FOR WRIT OF MANDAMUS TO COMPEL STATE TO MOVE IT TO TIER 2 OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	12/9/2019	006058-006068
176	HEARING ON MOTIONS FOR SUMMARY JUDGMENT OR WRIT OF MANDAMUS AND MOTION TO EXTEND TIME FOR BRIEFING	65	5/22/2020	008303-008354

65	HEARING ON OBJECTIONS TO STATE'S RESPONSE, NEVADA WELLNESS CENTER'S MOTION RE COMPLIANCE RE PHYSICAL ADDRESS, AND BOND AMOUNT SETTING	46	8/29/2019	005493-005565
112	HEARING ON OBJECTIONS TO SUBPOENAS DUCES TECUM, MOTIONS FOR PROTECTIVE ORDERS, APPLICATION OF FOR WRIT OF MANDAMUS, MOTION FOR SETTING SETTLEMENT CONFERENCE, AND MOTION TO REDACT AND SEAL EXHIBITS 4 AND 5	53	1/31/2020	006610-006657
276	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	273	7/9/2020	039382-039411
277	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO HIGH SIERRA HOLISTICS COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/9/2020	039412-039421
278	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO MM DEVELOPMENT COMPANY, INC., & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/9/2020	039422-039434
279	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	273	7/9/2020	039435-039445
280	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	274	7/9/2020	039446-039478
281	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO QUALCANN, LLC'S SECOND AMENDED COMPLAINT	274	7/9/2020	039479-039496
282	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT	274	7/9/2020	039497-039509
283	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO TGIG PARTIES' SECOND AMENDED COMPLAINT	274	7/9/2020	039510-039523

284	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO THIRD AMENDED COMPLAINT	274	7/9/2020	039524-039539
364	HELPING HANDS WELLNESS CENTER, INC.'S OPPOSITION TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	9/24/2020	046927-046931
340	HELPING HANDS WELLNESS CENTER, INC.'S REPLY IN SUPPORT OF MOTION TO MODIFY OR DISSOLVE THE PRELIMINARY INJUNCTION1	326	8/16/2020	045918-045932
273	HIGH SIERRA HOLISTICS, LLC'S JOINDER TO ETW MANAGEMENT GROUP LLC'S ANSWERS	273	7/8/2020	039324-039325
373	INDEX OF EXHIBITS IN SUPPORT OF DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	341 thru 342	10/30/2020	047883-048130
21	INTERVENING DEFENDANTS' JOINDER AND SUPPLEMENTAL BRIEFING IN SUPPORT OF THE STATE OF NEVADA'S AND NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION; AND LONE MOUNTAIN PARTNERS, LLC'S OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION OR FOR WRIT OF MANDAMUS	9	5/23/2019	001068-001133
41	INTERVENOR DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFF'S COMPLAINT	32	7/3/2019	003640-003652
40	INTERVENOR DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' SECOND AMENDED COMPLAINT	31	6/24/2019	003623-003639
319	JOINDER TO THC NEVADA, LLC and HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAIING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	302	7/30/2020	043196-043209
351	JOINDER TO THC NEVADA, LLC and HERBAL CHOICE, INC.'S MOTION TO RENEW JOINDER TO TGIG'S COUNTERMOTION FOR ORDER DISPENSING WITH THE BOND REQUIREMENT FOR PURPOSES OF THE PRELIMINARY	331	8/28/2020	046565-046567

335	JOINDER TO THC NEVADA, LLC AND HERBAL CHOICE, INC'S MOTION TO STRIKE DEPARTMENT OF TAXATION NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	325	8/14/2020	045883-045888
54	LONE MOUNTAIN PARTNERS, LLC'S ANSWER TO LAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/22/2019	004695-004705
30	LONE MOUNTAIN PARTNERS, LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	21	6/5/2019	002334-002344
90	LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	49	12/10/2019	006069-006081
101	LONE MOUNTAIN PARTNERS, LLC'S REPLY IN SUPPORT OF MOTION TO DISMISS SECOND AMENDED COMPLAINT	51	1/8/2020	006359-006368
163	MINUTE ORDER CLEAR RIVER'S REQUEST FOR OST ON MOTION TO DISMISS	61	4/15/2020	007793-007793
135	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC ANSWER TO NATURAL MEDICINE, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	2/28/2020	006988-007000
127	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION	55	2/18/2020	006922-006935
111	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/29/2020	006589-006609
286	MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRARECORD EVIDENCE AT THE HEARING OF JUDICIAL REVIEW and TO ENLARGE TIME FOR FILING OPENING BRIEF	275	7/9/2020	039576-039735
368	MOTION FOR ORDER TO SHOW CAUSE	333	10/16/2020	046944-046965
8	MOTION FOR PRELIMINARY INJUNCTION	2	3/18/2019	000108-000217
301	MOTION FOR PROTECTIVE ORDER ON ORDER SHORTENING TIME	279	7/15/2020	040264-040323

275	MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC ON AN ORDER SHORTENING TIME	273	7/8/2020	039328-039381
353	MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC FINAL PRETRIAL CONFERENCE	331	9/3/2020	046573-046666
332	MOTION TO PRECLUDE APPLICATION OF THE EQUITABLE MAXIM OF UNCLEAN HANDS AGAIN ST THE TGIG PLAINTIFFS	324	8/11/2020	045698-045711
260	MOTION TO VOLUNTARILY DISMISS MMOV VEGAS RETAIL, INC. AND REQUEST TO RELEASE MMOV VEGAS RETAIL, INC.'S BOND FUNDS ON AN ORDER SHORTENING TIME	271	6/29/2020	038948-039114
289	NEVADA ORGANIC REMEDIES, LLC'S ANSWER NEVADA WELLNESS CENTER, LLC'S AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039760-039772
295	NEVADA ORGANIC REMEDIES, LLC'S ANSWER RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039845-039859
291	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO ETW MANAGEMENT GROUP, LLC ET AL.'S THIRD AMENDED THIRD AMENDED COMPLAINT	276	7/10/2020	039790-039804
292	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO HIGH SIERRA HOLISTIC'S COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039805-039815
293	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039816-039829
180	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO NATURAL MEDICINE'S LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	65	6/4/2020	008394-008401
294	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO QUALCAN, LLC.'S SECOND AMENDED COMPLAINT	276	7/10/2020	039830-039844

181	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	66	6/4/2020	008402-008409
146	NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO QUALCAN'S PETITION FOR WRIT OF MANDAMUS	56	3/27/2020	007100-007143
15	NEVADA ORGANIC REMIDIES, LLC'S OPPOSITION TO SERENITY WELLNESS CENTER, LLC AND RELATED PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION	8	5/9/2019	000942-000974
136	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT/RESPONDENT STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND/OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	2/28/2020	007001-007012
156	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/8/2020	007361-007373
133	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/26/2020	006971-006983
143	NEVADA WELLNESS CENTER, LLC'S JOINDER TO ETW PLAINTIFFS' MOTION TO COMPEL	56	3/20/2020	007084-007086
142	NEVADA WELLNESS CENTER, LLC'S JOINDER TO ETW PLAINTIFFS' MOTION TO COMPEL PRIVILEGE LOGS	56	3/20/2020	007081-007083
323	NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE ON AN ORDER SHORTENING TIME	306	8/3/2020	043640-043708
371	NOTICE OF APPEAL	335 thru 339	10/23/2020	047003-047862
359	NOTICE OF ENTRY OF JUDGMENT (1)	333	9/22/2020	046830-046844
360	NOTICE OF ENTRY OF JUDGMENT (2)	333	9/22/2020	046845-046877
98	NOTICE OF ENTRY OF ORDER	51	1/3/2020	006264-006271
104	NOTICE OF ENTRY OF ORDER	52	1/14/2020	006469-006474

341	NOTICE OF ENTRY OF ORDER	326	8/17/2020	045933-045939
372	NOTICE OF ENTRY OF ORDER	340	10/27/2020	047863-047882
159	NOTICE OF ENTRY OF ORDER DENYING MM DEVELOPMENT COMPANY, INC.'S MOTION TO STRIKE AND-OR DISMISS D.H. FLAMINGO, INC.'S COUNTERCLAIM	58	4/9/2020	007396-007400
83	NOTICE OF ENTRY OF ORDER DENYING MM DEVELOPMENT COMPANY, INC.'S AND LIVFREE WELLNESS, LLC'S MOTION TO ALTER OR AMEND FINDINGS OF FACT AND CONCLUSION OF LAW,	49	11/22/2019	006012-006015
258	NOTICE OF ENTRY OF ORDER ON PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN JORGE PUPO'S ANSWER TO SECOND AMENDED COMPLAINT	270	6/23/2020	038868-038871
130	NOTICE OF FILING OF EMERGENCY PETITION FOR WRIT OF MANDAMUS OR PROHIBITION UNDER NRAP 21(a)6)	55	2/21/2020	006950-006951
91	NOTICE OF HEARING	49	12/13/2019	006082-006087
100	NV WELLNESS CENTER, LLC'S MOTION TO COMPEL ON AN ORDER SHORTENING TIME	51	1/8/2020	006296-006358
95	OPPOSITION TO HELPING HANDS WELLNESS CTR, INC.'S APPLICATION FOR WRIT OF MANDAMUS	50	12/27/2019	006207-006259
13	OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION	3 thru 4	5/9/2019	000270-000531
285	OPPOSITION TO MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC ON AN ORDER SHORTENING TIME	274	7/9/2020	039540-039575
334	OPPOSITION TO MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	325	8/14/2020	045878-045882
102	OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL	52	1/10/2020	006369-006439

80	ORDER DENYING 1) ORGANIC REMEDIES, LLC'S MOTION TO DISSOLVE PRELIMINARY INJUNCTION AND TO STAY PRELIMINARY INJUNCTION PENDING APPEAL AND 2) LONE MOUNTAIN PARTNERS, LLC'S	49	11/19/2019	005943-005949
182	ORDER DENYING D.H. FLAMINGO, INC. AND SURTERRA HOLDINGS, INC.'S MOTION FOR SUMMARY JUDGMENT AGAINST MM DEVELOPMENT COMPANY, INC.	66	6/5/2020	008410-008413
152	ORDER DENYING DEFENDANT JORGE PUPO'S MOTION TO DISMISS	58	3/30/2020	007330-007332
171	ORDER DENYING LONE MOUNTAIN PARTNER'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	62	5/5/2020	007940-007941
84	ORDER DENYING MM DEVELOPMENT COMPANY, INC. 'S AND LIVFREE WELLNESS LLC'S MOTION TO ALTER AMEND FINDINGS OF FACT AND CONCLUSION OF LAW	49	11/22/2019	006016-006017
96	ORDER DENYING MOTION FOR STAY AND GRANTING IN PART MOTION TO EXPEDITE	50	12/30/2019	006260-006262
105	ORDER DENYING NEVADA ORGANIC REMEDIES, LLC'S AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC	52	1/14/2020	006475-006477
352	ORDER DENYING TGIG PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE AT THE HEARING OF JUDICIAL REVIEW; AND TO ENLARGE TIME FOR FILING OPENING BRIEF	331	8/28/2020	046568-046572
97	ORDER DENYING THE DEPARTMENT OF TAXATION OBJECTION TO DISCOVERY COMMISSIONER'S REPORT AND RECOMMENDATIONS	51	12/31/2019	006263-006263
298	ORDER GRANTING CLEAR RIVER, LLC'S MOTION TO RECONSIDER THE COURT'S ORDER GRANTING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE	276	7/11/2020	039866-039868

	JOHN KOCER AND NORTON ARBELAEZ FOR DEPOSITION ON ORDER SHORTENING TIME			
18	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	8	5/16/2019	001038-001041
59	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	41	8/14/2019	005028-005030
60	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	41	8/14/2019	005031-005033
128	ORDER GRANTING IN PART AND DENYING IN PART THE DEPARTMENT OF TAXATION'S MOTIONS FOR PROTECTIVE ORDER ON ORDER SHORTENING TIME	55	2/19/2020	006936-006941
86	ORDER GRANTING MOTION FOR LEAVE TO FILE SECOND AMENDED COMPLAINT IN CASE NO. A-786962	49	11/26/2019	006023-006024
170	ORDER GRANTING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE ADDITIONAL DOCUMENTS ON ORDER SHORTENING TIME	62	4/21/2020	007936-007939
338	ORDER REGARDING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION FOR SUMMARY JUDGMENT ON FIRST CLAIM FOR RELIEF	326	8/15/2020	045900-045905
369	ORDER TO SHOW CAUSE	334	10/18/2020	046966-046999
140	PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL GREENMART OF NEVADA, LLC TO PRODUCE KENNETH LEE AND HAE LEE FOR DEPOSITION ON ORDER SHORTENING TIME	56	3/16/2020	007058-007074
147	PLAINTIFF NEVADA WELLNESS CENTER, LLC'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	57	3/27/2020	007144-007175
243	PLAINTIFF'S RECORD PART 59	232	6/12/2020	033643-033801
9	PLAINTIFFS' COUNTER-DEFENDANTS' ANSWER TO COUNTERCLAIM	2	4/5/2019	000218-000223

185	PLAINTIFF'S DECLARATION & POA-F2018-01430	67 thru 74	6/12/2020	008455-009889
187	PLAINTIFF'S DKT 148-1 INDEX OF EXHIBITS - 1	76 thru 77	6/12/2020	009934-010291
188	PLAINTIFF'S DKT 148-1 INDEX OF EXHIBITS - 2	78 thru 79	6/12/2020	010292-010595
370	PLAINTIFFS GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, NEVCANN LLC AND RED EARTH LLC'S JOINDER TO TGIG PLAINTIFFS' MOTION FOR ORDER TO SHOW CAUSE	334	10/21/2020	047000-047002
356	PLAINTIFFS GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, NEVCANN LLC AND RED EARTH LLC'S JOINDER TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/14/2020	046813-046815
186	PLAINTIFF'S NOTICE OF FILING RECORD ON REVIEW	75	6/12/2020	009890-009933
20	PLAINTIFFS' OMNIBUS REPLY IN SUPPORT OF MOTION FOR PRELIMINARY INJUNCTION	8	5/22/2019	001054-001067
305	PLAINTIFFS' OPENING BRIEF IN SUPPORT OF PETITION FOR JUDICIAL REVIEW	286	7/22/2020	041331-041363
94	PLAINTIFFS' OPPOSITION TO LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	50	12/20/2019	006124-006206
189	PLAINTIFF'S RECORD PART 1	80 thru 81	6/12/2020	010596-010937
198	PLAINTIFF'S RECORD PART 10	93	6/12/2020	012724-012878
199	PLAINTIFF'S RECORD PART 11	94	6/12/2020	012879-013032
200	PLAINTIFF'S RECORD PART 12	95	6/12/2020	013033-013187
201	PLAINTIFF'S RECORD PART 13	96	6/12/2020	013188-013341
202	PLAINTIFF'S RECORD PART 14	97	6/12/2020	013342-013496

203	PLAINTIFF'S RECORD PART 15	98 thru 99	6/12/2020	013497-013774
204	PLAINTIFF'S RECORD PART 16	100 thru 101	6/12/2020	013775-014052
205	PLAINTIFF'S RECORD PART 17	102 thru 103	6/12/2020	014053-014330
206	PLAINTIFF'S RECORD PART 18	104 thru 105	6/12/2020	014331-014608
207	PLAINTIFF'S RECORD PART 18	106 thru 107	6/12/2020	014609-014886
208	PLAINTIFF'S RECORD PART 19	108 thru 111	6/12/2020	014887-015426
190	PLAINTIFF'S RECORD PART 2	82 thru 83	6/12/2020	010938-011275
209	PLAINTIFF'S RECORD PART 20	112 thru 115	6/12/2020	015427-015966
210	PLAINTIFF'S RECORD PART 21	116 thru 119	6/12/2020	015967-016506
211	PLAINTIFF'S RECORD PART 22	120 thru 123	6/12/2020	016507-017048
212	PLAINTIFF'S RECORD PART 24	124 thru 131	6/12/2020	017049-018484
213	PLAINTIFF'S RECORD PART 25	132 thru 134	6/12/2020	018485-018844
214	PLAINTIFF'S RECORD PART 26	135 thru 136	6/12/2020	018845-019202
215	PLAINTIFF'S RECORD PART 27	137 thru 144	6/12/2020	019203-020637

216	PLAINTIFF'S RECORD PART 28	145 thru 147	6/12/2020	020638-020999
217	PLAINTIFF'S RECORD PART 29	148 thru 149	6/12/2020	021000-021357
191	PLAINTIFF'S RECORD PART 3	84 thru 85	6/12/2020	011276-011613
218	PLAINTIFF'S RECORD PART 30	150 thru 157	6/12/2020	021358-022621
219	PLAINTIFF'S RECORD PART 31	158 thru 159	6/12/2020	022622-022979
220	PLAINTIFF'S RECORD PART 32	160 thru 167	6/12/2020	022980-024414
221	PLAINTIFF'S RECORD PART 33	168 thru 169	6/12/2020	024415-024718
222	PLAINTIFF'S RECORD PART 35	170 thru 177	6/12/2020	024719-026153
223	PLAINTIFF'S RECORD PART 37	178	6/12/2020	026154-026256
224	PLAINTIFF'S RECORD PART 39	179 thru 181	6/12/2020	026257-026669
192	PLAINTIFF'S RECORD PART 4	86 thru 87	6/12/2020	011614-011951
225	PLAINTIFF'S RECORD PART 40	182 thru 183	6/12/2020	026670-026934
226	PLAINTIFF'S RECORD PART 41	184 thru 186	6/12/2020	026935-027347
227	PLAINTIFF'S RECORD PART 42	187 thru 188	6/12/2020	027348-027612

228	PLAINTIFF'S RECORD PART 43	189 thru 191	6/12/2020	027613-028025
229	PLAINTIFF'S RECORD PART 44	192 thru 193	6/12/2020	028026-028290
230	PLAINTIFF'S RECORD PART 45	194 thru 196	6/12/2020	028291-028703
231	PLAINTIFF'S RECORD PART 46	197 thru 198	6/12/2020	028704-028968
232	PLAINTIFF'S RECORD PART 47	199 thru 201	6/12/2020	028969-029451
233	PLAINTIFF'S RECORD PART 48	202 thru 204	6/12/2020	029452-029934
234	PLAINTIFF'S RECORD PART 49	205 thru 207	6/12/2020	029935-030346
193	PLAINTIFF'S RECORD PART 5	88	6/12/2020	011952-012104
235	PLAINTIFF'S RECORD PART 50	208 thru 210	6/12/2020	030347-030758
236	PLAINTIFF'S RECORD PART 51	211 thru 213	6/12/2020	030759-031170
237	PLAINTIFF'S RECORD PART 52	214 thru 216	6/12/2020	031171-031582
238	PLAINTIFF'S RECORD PART 54	217 thru 219	6/12/2020	031583-031994
239	PLAINTIFF'S RECORD PART 55	220 thru 222	6/12/2020	031995-032406
240	PLAINTIFF'S RECORD PART 56	223 thru 225	6/12/2020	032407-032818

242	PLAINTIFF'S RECORD PART 58	229 thru 231	6/12/2020	033231-033642
194	PLAINTIFF'S RECORD PART 6	89	6/12/2020	012105-012258
244	PLAINTIFF'S RECORD PART 60	233	6/12/2020	033802-033877
245	PLAINTIFF'S RECORD PART 61	234 thru 235	6/12/2020	033878-034143
246	PLAINTIFF'S RECORD PART 62	236 thru 237	6/12/2020	034144-034409
247	PLAINTIFF'S RECORD PART 63	238 thru 239	6/12/2020	034410-034675
248	PLAINTIFF'S RECORD PART 64	240 thru 241	6/12/2020	034676-034943
249	PLAINTIFF'S RECORD PART 65	242 thru 245	6/12/2020	034944-035512
250	PLAINTIFF'S RECORD PART 66	246 thru 248	6/12/2020	035513-035919
251	PLAINTIFF'S RECORD PART 67	249 thru 251	6/12/2020	035920-036326
252	PLAINTIFF'S RECORD PART 68	252 thru 254	6/12/2020	036327-036733
253	PLAINTIFF'S RECORD PART 69	255 thru 257	6/12/2020	036734-037140
195	PLAINTIFF'S RECORD PART 7	90	6/12/2020	012259-012413
254	PLAINTIFF'S RECORD PART 70	258 thru 260	6/12/2020	037141-037547
255	PLAINTIFF'S RECORD PART 71	261 thru 263	6/12/2020	037548-037954

256	PLAINTIFF'S RECORD PART 72	264 thru 266	6/12/2020	037955-038415
257	PLAINTIFF'S RECORD PART 73	267 thru 269	6/12/2020	038416-038867
196	PLAINTIFF'S RECORD PART 8	91	6/12/2020	012414-012569
197	PLAINTIFF'S RECORD PART 9	92	6/12/2020	012570-012723
241	PLAINTIFF'S RECORD PARTY 57	226 thru 228	6/12/2020	032819-033230
48	PLAINTIFFS-COUNTER DEFENDANTS' ANSWER TO COUNTERCLAIM	35	7/12/2019	004228-004236
178	PURE TONIC CONCENTRATES LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	65	5/29/2020	008376-008379
139	QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	56	3/13/2020	007037-007057
88	REPLY IN SUPPORT OF AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	12/6/2019	006048-006057
328	REPLY TO THE DOT'S AND CLEAR RIVER, LLC'S OPPOSITIONS TO PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS	317	8/7/2020	045066-045084
179	RURAL REMEDIES, LLC'S ANSWER TO DEFENDANT-RESPONDENT NATURAL MEDICINE'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORI, MANDAMUS AND PROHIBITION	65	6/3/2020	008380-008393
357	RURAL REMEDIES, LLC'S JOINDER IN TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT AND CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/15/2020	046816-046817

117	SECOND AMENDED COMPLAINT	54	2/11/2020	006782-006805
376	SHOW CAUSE HEARING	343	11/2/2020	048144-048281
259	SUPPLEMENT TO RECORD ON REVIEW IN ACCORDANCE WITH THE NEVADA ADMINISTRATIVE PROCEDURE ACT	270	6/26/2020	038872-038947
355	TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/10/2020	046777-046812
87	TGIG SECOND AMENDED COMPLAINT	49	11/26/2019	006025-006047
184	TGIG, LLC, NEVADA HOLISTIC MEDICINE, LLC, GBS NEVADA PARTNERS, FIDELIS HOLDINGS, LLC, GRAVITAS NEVADA, NEVADA PURE, LLC, MEDIFARM, LLC, AND MEDIFARM IV'S ANSWER TO NATURAL MEDICINE	66	6/10/2020	008436-008454
336	THC NEVADA, LLC AND HERBAL CHOICE, INC.'S JOINDER TO TGIG PLAINTIFFS' PROPOSED SUPPLEMENTAL FINDINGS OF FACT AND CONCLUSIONS OF LAW BASED UPON PARTIAL SUBSTITUTION OF THE NEVADA CANNABIS COMPLIANCE BOARD AS A PARTY DEFENDANT IN THESE CONSOLIDATED MATTERS	326	8/14/2020	045889-045891
339	THC NEVADA, LLC AND HERBAL CHOICE, INC.'S REPLY TO NEVADA ORGANIC REMEDIES' OPPOSITION TO MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	326	8/15/2020	045906-045917
308	THC NEVADA, LLC'S JOINDER TO PLAINTIFF TGIG, LLC ET AL'S OPENING BRIEF IN SUPPORT OF PETITION FOR JUDICIAL REVIEW	289	7/23/2020	041733-041735
311	THE ESSENCE ENTITIES' JOINDER TO DEPARTMENT OF TAXATION'S OPPOSITION TO TGIG'S MOTION TO SUPPLEMENT THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE AND TO ENLARGE TIME FOR FILING OPENING BRIEF	292	7/24/2020	042072-042074
362	THE ESSENCE ENTITIES' LIMITED OPPOSITION TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	9/24/2020	046922-046924

149	THE ESSENCE ENTITIES' OPPOSITION TO ETW PLAINTIFFS' 1) MOTION TO COMPEL AND 2) MOTION TO COMPEL PRIVILEGE LOGS	57	3/27/2020	007183-007293
317	THRIVE'S JOINDER TO PLAINTIFFS' OPPOSITION TO THC NEVADA LLC'S AND HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER FOR PRELIMINARY INJUNCTION ON AN ORDER SHORTENING TIME	302	7/30/2020	043187-043190
162	THRIVE'S SUPPLEMENTAL BRIEF IN SUPPORT OF OPPOSITION TO ETW MANAGEMENT GROUP LLC; ET AL.'S MOTION TO COMPEL	61	4/14/2020	007731-007792
344	TRIAL EXHIBIT 1005	329	8/18/2020	046356-046389
345	TRIAL EXHIBIT 1006	330	8/18/2020	046390-046423
346	TRIAL EXHIBIT 1135	330	8/18/2020	046424-046445
347	TRIAL EXHIBIT 1302	330	8/18/2020	046446-046448
348	TRIAL EXHIBIT 2157	330	8/18/2020	046449-046502
349	TRIAL EXHIBIT 2158	330	8/18/2020	046503-046548
350	TRIAL EXHIBIT 3291	331	8/18/2020	046549-046564
262	WELLNESS CONNECTION OF NEVADA, LLC'S ANSWER TO PLAINTIFF NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	6/29/2020	039136-039152
366	WELLNESS CONNECTION OF NEVADA, LLC'S RESPONSE TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION AND COUNTERMOTION TO CLARIFY AND/OR FOR ADDITIONAL FINDINGS	333	9/24/2020	046934-046940

322

A P P E A R A N C E S

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ALSO PRESENT:

DIANE L. WELCH, ESQ.
For Jorge Pupo

1 **LAS VEGAS, CLARK COUNTY, NEVADA, JULY 31, 2020, 8:28 A.M.**

2 * * * * *

3 THE COURT: All right. Is everyone who we anticipate
4 here ready?

5 Ms. Sugden and Ms. Chattah, it's your motion.

6 Ladies, it's your motion. Who wants to go first?

7 MS. SUGDEN: I'll start. Sorry, Your Honor,
8 [inaudible].

9 THE COURT: It's all right. You moved chairs. So we
10 were trying to find where you were.

11 MS. SUGDEN: We were trying to get closer.

12 THE COURT: I know. I saw that.

13 MS. SUGDEN: Okay. Good morning. THC Nevada, along
14 with Herbal Choice are requesting this Court to enter a
15 temporary restraining order of the partial settlement agreement
16 at issue because our clients in addition to the nonsettling
17 parties will be irreparably harmed by the specific terms set
18 forth in the settlement agreement.

19 Now, it's worth repeating the following soundbite in
20 our motion because it sums it up very clearly:

21 The partial settlement agreement is
22 designed not simply to resolve the settling
23 parties disputes amongst themselves in
24 agreeing to redistribute the coveted
25 dispensary licenses from the haves to the

JD Reporting, Inc.

1 have-nots.

2 But the partial settlement agreement is designed
3 specifically and purposely to eradicate the remaining parties'
4 rights in this lawsuit. This is why THC has moved along with
5 Herbal Choice to enjoin the enforcement of the settlement
6 agreement and any dismissal based on the same as required by
7 NRCP 41A2.

8 Now, despite the settling parties pronouncement
9 otherwise in their moving papers, there are clear provisions in
10 the settlement agreement that are detrimental to our clients.
11 And at worse, it's because they're at the hands of our client's
12 former counsel. This includes the mandate in Section 13 of the
13 settlement agreement which states,

14 The settling plaintiffs will file a
15 motion to intervene as defendants and
16 intervenors in the lawsuit and participate in
17 the lawsuit in good faith and shall use best
18 efforts to defend against the lawsuit.

19 Now, the settling parties now assert they didn't mean
20 that, and they're not going to go forward with that provision,
21 which actually gives us even greater concern because what other
22 faux provisions don't really mean to be intended to be enforced
23 in that settlement agreement?

24 So there's also Section 7, which includes the
25 dissolution of bond and injunction. This provides for

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1 collusion among the Department of Tax and the settling parties
2 and what we assert is a pathetic attempt to work around Your
3 Honor's order. And, respectfully, Your Honor should be just as
4 offended by the terms of the settlement agreement, not just the
5 remaining parties.

6 Now, there was a lot of debate in the pleadings about
7 the secretness and the opportunity to be involved. But let me
8 be clear. THC and Herbal Choice do not dispute that the
9 parties should work together to try and resolve this matter
10 because it would be a lot better than presenting evidence for
11 weeks in this convention center with masks.

12 But the problem is the settlement agreement is
13 targeting certain remaining parties. And as a result of that
14 settlement, it should not be enforced. So we respectfully
15 assert that this Court should use its authority to enjoin any
16 enforcement of that settlement agreement.

17 And Ms. Chattah and the remaining plaintiffs will
18 discuss additional issues.

19 THE COURT: Thank you.

20 MS. SUGDEN: Thank you.

21 THE COURT: Ms. Chattah.

22 MS. CHATTAH: Judge, I'm just going to summarize
23 essentially where -- what my position is as far as the
24 commission, the Tax Commission.

25 As my pleading states, the Tax Commission does not

1 have any authority on this settlement. And I think the
2 pleading is very clear that the Tax Commission is not a
3 successor to the Department of Taxation.

4 Our motion, actually, it's our reply actually raises
5 that Melanie Young, while she might be the executive director
6 of the Department of Taxation, we have no -- no proof that she
7 has authority to sign on behalf of the Cannabis Commission.

8 Now, the Cannabis Commission was established as an
9 independent body. It is not a successor. Our reply provides
10 the Court with the members of the board, that those are the
11 members that have the authority to transfer the license. They
12 have the authority to revoke the license -- the licenses. In
13 fact, in their first meeting, they gave sanctions against
14 license holders. They already revoked six licenses. So
15 exactly how is the Department --

16 THE COURT: And they approved the settlement.

17 MS. CHATTAH: I'm sorry?

18 THE COURT: And they approved the settlement.

19 MS. CHATTAH: And they approved -- well, they haven't
20 approved the settlement yet.

21 THE COURT: Not this one, another one.

22 MS. CHATTAH: Okay. So -- so now it's almost -- it's
23 questionable as to how does the Cannabis Commission hold their
24 first meeting and do all the things that Chapter 678A allows
25 them to do, but then when it comes to this case and this

1 settlement, the Department of Taxation and the Tax Commission
2 is going to reserve its rights?

3 Here's what I think. I think that this settlement
4 was drafted before July 1st, and it was negotiated. As the
5 Court knows, negotiations have been going on for the past year
6 since they started it in front of Togliatti, which predated my
7 participation in this case. But I tend to believe that this
8 settlement agreement was drafted before that and was simply
9 parlayed to include certain portions which give the cannabis --
10 which give the Tax Commission the authority.

11 And I think the law that I have in my reply really
12 delves into the lack of that authority because of the fact that
13 the Cannabis Commission Board is an independent board. Binding
14 the Cannabis Commission Board without any written authorization
15 is no different than the D.O.T. trying to bind any other
16 administrative agency. It just doesn't work, Judge.

17 And the reality of it is, like I stated in my reply,
18 the cannabis -- the Department of Taxation has one thing that
19 they are allowed to do under 678A. And what that is is
20 financial audits. And the same way that they can financially
21 audit any other business in the State of Nevada, that is the
22 only thing that they could do.

23 So and I feel like I'm repeating the reply, and I
24 think the law is there, and the statutory authority is there.

25 Now, I understand that the Court is probably thinking

1 I'm not going to give you an advisory opinion as to whether the
2 Cannabis Commission has authority or not. I mean, you most
3 likely will defer to the Cannabis Commission -- to the Tax
4 Commission hearing today at 2:00 o'clock to determine whether
5 they do or they do not have that authority.

6 I'll reserve any questions to the Court. I think
7 everything else I've addressed in the reply.

8 THE COURT: Thank you.

9 Mr. Gentile, you join?

10 (No audible response.)

11 THE COURT: Mr. Miller, you joined?

12 MR. MILLER: We'll submit it on the pleadings, Your
13 Honor.

14 THE COURT: All right. I had a bunch of oppositions.
15 Who wants to go first?

16 UNIDENTIFIED SPEAKER: Your Honor --

17 THE COURT: Wait. I have another person who joined.
18 Mr. Slater.

19 MR. SLATER: Your Honor, we joined in the motion. I
20 just want to raise one point. My apologies for not briefing
21 this. I did not see the settlement agreement until yesterday.
22 So I wasn't sure of the terms.

23 But with respect to the portion of the settlement
24 agreement where the settling plaintiffs will jump sides and
25 appear on the defense side to defend this claim, whether or not

1 they intend on doing that, the fact remains that language is
2 expressly stated in the signed settlement agreement.

3 I want to point your attention to a case called *Lum*
4 *v. Stinnett*. The cite is 87 Nevada 402. That portion of the
5 settlement --

6 THE COURT: I remember that case.

7 MR. SLATER: -- agreement is essentially a Mary
8 Carter agreement or a very similar to a Mary Carter agreement.

9 THE COURT: Not really but okay.

10 MR. SLATER: With respect to that -- Nonetheless, our
11 Supreme Court has stated this:

12 Trials and legal proceedings shall be
13 honest, shall call for the best possible
14 legal abilities of the lawyer on behalf of
15 his client and shall be directed to the
16 achievement of justice.

17 Those are the basis for which the Supreme Court in
18 Nevada expressly rejected Mary Carter agreements.

19 It's my contention that this settlement agreement,
20 specifically the provision where the settling parties suddenly
21 defend this action when they have been vigorously prosecuting
22 the action for over 18 months, is akin to a Mary Carter
23 agreement. And for that reason our Supreme Court would reject
24 that specific provision.

25 In the *Stinnett* case, the holding was that the

1 agreement was void as against public policy. I believe that
2 this agreement too is void as against public policy.

3 THE COURT: Thank you.

4 MR. SLATER: Thank you.

5 THE COURT: Anybody else wish to speak in support of
6 the motion?

7 (No audible response.)

8 THE COURT: I have several oppositions.

9 Mr. Kemp.

10 We haven't wiped down the lectern this morning. We
11 may want to do it now, Mr. Kemp, since you've had, like, four
12 people up there.

13 MR. KEMP: Okay. Do I have to open this, Your Honor?
14 Am I the first of the day?

15 THE COURT: Wait. Don't do that. Don't do that.
16 Let Mr. Shevorski help.

17 MR. SHEVORSKI: He can't live without me.

18 MR. PRINCE: Mr. Kemp has people to do these things.

19 THE COURT: I know.

20 MR. SHEVORSKI: Your Honor, that was like a window
21 into --

22 MR. KEMP: That's -- that's -- yeah, that was a
23 window, Your Honor.

24 Okay, Your Honor. The primary argument here is based
25 on the *MGM* case, which I have a copy of --

1 THE COURT: I've read it. I'm familiar with it. I'm
2 not approving any good --

3 MR. KEMP: -- yeah, if the Court read it --

4 THE COURT: -- I'm not approving any good-faith
5 settlement.

6 MR. KEMP: -- there's my name right there.

7 THE COURT: Yeah, no, I am aware of that. Yeah.

8 MR. KEMP: So in the fall of 1982, I helped draft the
9 global settlement agreement.

10 THE COURT: Pull your mask back up.

11 MR. KEMP: We filed a good faith motion, Your Honor.
12 There is no good faith motion in this case because this is
13 different than *MGM*.

14 THE COURT: It is very different.

15 MR. KEMP: In *MGM* we settled. We had thousands of
16 plaintiffs. We settled with hundreds of defendants. And
17 contrary to the way they read the *MGM* case, the *MGM* case
18 actually involved a series of partial settlements that occurred
19 before the global. And I direct the Court specifically to the
20 language in the paragraph that discusses the 20 death cases
21 that settled for 30 million. And then the global settlement
22 settled the remaining 67 death cases. There were a total of 87
23 death cases in that case, not the 84 I put in the pleadings by
24 mistake.

25 But in any event, so what happened in that case is we

1 had 30 million in primary insurance, which some of the
2 plaintiffs jumped on, and they took it and said goodbye. Okay.
3 So that explained the partial settlements.

4 After that, we did the global settlement. And the
5 global settlements was the one that needed the good faith
6 motion. And the reason we needed a good faith motion is
7 because there were claims for contribution and indemnity
8 between the settling defendants. There are no claims for
9 contribution and indemnity in this case between the parties,
10 and there's no need for a good faith motion. There hasn't been
11 a good faith motion filed in this case. So to suggest that we
12 can't do a partial settlement and then a global is just flat
13 out wrong.

14 And the problem we have in this case, they call it
15 collusion. I call it toxic plaintiffs, and, you know, I've
16 heard -- when you have a mass disaster or a big case, you have
17 some plaintiffs that nobody's a poly pure heart. Okay. In
18 this case, we have two toxic plaintiff problems that have --
19 has impeded the global settlement. One, we have the client who
20 was arrested two months ago, THC, for a guess what they did was
21 they took it --

22 THE COURT: It doesn't matter what they were arrested
23 for.

24 MR. KEMP: It doesn't matter, but we got, and I think
25 Mr. Kahn attached it to his opposition. He sent an email to

1 that counsel saying, hey, my client just doesn't want to be
2 involved in a settlement with someone that's been arrested for
3 a criminal action that pertains to marijuana. And I think
4 that's a sensible position because how can we ask the State to
5 transfer a license to someone who is probably going to have
6 their license revoked? So that's toxic Plaintiff Number 1.

7 Toxic Plaintiff Number 2 is Mr. Ritter. Some of the
8 defendants feel very strongly about Mr. Ritter. They think he
9 has unclean hands because -- for two reasons. One, this
10 ownership thing where he owns five dispensaries, goes into
11 bankruptcy and some kind of magic he still owns -- maybe he
12 doesn't own. I don't know. Nobody knows. So they think
13 there's an ownership issue there that hopefully the ownership
14 expert today explains a little bit. But also they think the
15 whole theory of the case where Mr. Ritter's attorney allegedly
16 had inside information, gave it to Mr. Ritter, and even though
17 he had the answers to the test, he still lost. They think that
18 makes his claim problematic.

19 But in any event, Your Honor, we have two toxic
20 plaintiffs, and that precludes us from doing a global at this
21 time. I'm still working on it.

22 But, Your Honor, there is no case law that suggests
23 that, you know, it's like the four musketeers, you know,
24 everybody has to be in on it.

25 THE COURT: So you don't have a stand-together

1 agreement?

2 MR. KEMP: Right. We do not have an agreement. You
3 know, we had a shared agreement at one point, but Mr. Gentile
4 became upset about something about a year ago and fired off an
5 email and terminated that. And since then it's just been
6 informal cooperation. So there's no agreement.

7 And then I'd like to, you know, take two seconds to
8 defend Mr. Bult because they accuse him of all these ethical
9 violations. I mean, what is he supposed to do? He's got
10 multiple clients. One's accused of a criminal action. He's
11 got to cut out the bad apple, you know, and to suggest that he
12 has an ethical obligation to include the bad apple that he's
13 cut out in the settlement, I just think there's no basis for
14 that. And, you know, that was unfortunate that we had to get
15 there.

16 But anyway, Your Honor, for this reason there's no
17 grounds for a TRO. You know, and all these statements that the
18 Tax Commission can do this, and the cannabis board can do that,
19 you know, if that's true, my license is no good. You know, I
20 mean, that's my problem. All I can tell you is we went through
21 175 drafts of the settlement agreement. There was input from a
22 lot of people on it. The State had a lot of input on it.
23 These exact same points that counsel brought up was discussed,
24 and I think I have an agreement that's binding upon the
25 cannabis board. But if I don't, you know, that's my problem.

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1 In any event, Your Honor, I think there's no basis
2 for a TRO. It's just a desperate attempt to derail a partial
3 settlement because these toxic plaintiffs aren't included.

4 THE COURT: Thank you.

5 MR. KEMP: And so for that reason, I'd ask that the
6 motion be denied.

7 THE COURT: I have several other oppositions. Who
8 wants to go next?

9 Mr. Kemp, I'm not going to make you try and wipe down
10 again.

11 Mr. Shevorski, why don't you come up and show us how
12 to wipe down the area. And then you can close the wipes too.

13 MR. SHEVORSKI: I'll do my best, Your Honor.

14 THE COURT: As a parent of young children, you
15 probably do more of this than the rest of us.

16 MR. SHEVORSKI: But not the good one. But I have had
17 my turn once or twice.

18 Your Honor, first I'd like to respectfully request
19 that you deny the motion. Questions of whether or not the Tax
20 Commission has jurisdiction, those are -- the Tax Commission
21 hasn't even ruled yet. Those are more appropriately addressed
22 to the Tax Commission.

23 With respect to paragraph 13, I released them from
24 it. I have the authority to do so. I released them from it.
25 There is no ethical problem for Mr. Bult. Because that

1 paragraph is released.

2 Your Honor, I've never seen where a party, a stranger
3 to an agreement can come into court and request a TRO based
4 upon a settlement agreement among other settlement plaintiffs.
5 There is no irreparable harm. Everyone to the settlement
6 agreement understands that the transfers that are contemplated
7 in the future are subject to this Court's ruling. The
8 plaintiffs are wholly free. THC is wholly free to come into
9 this Court and try its case, to argue that the process should
10 be started over, that any transfers of license are ineffective,
11 that any conditional licenses issued in September 2018 are
12 ineffective for the reasons that they may articulate at a trial
13 on the merits.

14 But that has nothing to do with a threat of
15 irreparable harm from this settlement agreement because the
16 settlement agreement obviously recognizes that it is subject to
17 what Your Honor rules. These plaintiffs and defendants and
18 intervenors are taking the risk that Your Honor may disagree.
19 But that's not irreparable. That's shows why there's no
20 irreparable harm to these plaintiffs.

21 They're entitled to come into this Court before this
22 trial started to prove their case. They still have that right.
23 What they are not entitled to is to seek an injunction to
24 thwart a private agreement amongst intervenors and plaintiffs
25 and the State in order to somehow compel other plaintiffs to

1 carry water for them. That is what they seek. That is not
2 what they're entitled to. I would respectfully request that
3 Your Honor deny the motion.

4 THE COURT: Thank you, Mr. Shevorski.

5 Anyone else wish to speak in opposition?

6 Mr. Koch, I'll let you wipe down the lectern before
7 you start, please. Oh, Mr. Shevorski is going to help again.

8 MR. SHEVORSKI: Well, you just gave me a boost on my
9 parenting, and so I want to --

10 THE COURT: I did.

11 MR. SHEVORSKI: I don't want to --

12 THE COURT: But Mr. Koch's got the winning on the
13 lights because his light display is still up. The BLM hasn't
14 made him take them down.

15 MR. KOCH: I'm telling you that Sun City is going to
16 riot if I take it down. So I've got to be careful.

17 Just a few points. I think most of them have been
18 made. Effectively, I think the motion is making the claim that
19 no settlement other than a global settlement can be affected
20 because they want to be a part of it. We've been involved in
21 negotiations for a very, very long time, long before this
22 trial. And it's interesting to me that the only parties that
23 are -- have filed this motion were not there at the preliminary
24 injunction, not there during the negotiations. And I
25 understand that they feel like this is somehow -- I want to be

1 part of it. But this is the holdout problem. That's exactly
2 what this is, and we don't need a good faith settlement
3 determination.

4 And, really, I think there's been no irreparable harm
5 expressed other than now I can't ride on the coattails of Teddy
6 asking questions, of Mr. Kemp asking questions. The trial is
7 going to be harder because I have to do some work now. Their
8 rights are not impacted in any way.

9 There is no liability contribution, any other
10 determination that affects these plaintiffs, and there is no
11 basis for an injunction here.

12 And I saw last night TGIG, I guess, filed a joinder
13 saying, well, these assignments can't be made to anybody who
14 didn't rank high enough to get a license, which is somewhat
15 nonsensical because none of the plaintiffs in this case
16 received a license. And so essentially what they're saying is
17 we didn't receive a -- we didn't rank high enough. You can't
18 give it to anybody else who didn't rank high enough, and the
19 TGIG plaintiffs continue to shoot themselves in the foot,
20 taking the position that you can't do this even though we're in
21 the same position as everybody else, similar to other legal
22 positions taken in the case.

23 And so for those reasons, I think what Ms. Chattah
24 indicated at the end is the right. This Court will defer to
25 the Tax Commission or the CCB to determine whether that

1 settlement is appropriate. That's the right place for this
2 issue to be confirmed or approved. And then the remaining
3 plaintiffs can move forward on whatever they basis they believe
4 they can in the trial of this matter. And for that basis, the
5 motion should be denied. Thank you.

6 THE COURT: Thank you, Mr. Koch.

7 Mr. Gutierrez, before you come up, can you wipe down
8 the lectern.

9 MR. KOCH: Sorry. I didn't touch it. I apologize.

10 THE COURT: I am being hypervigilant.

11 MR. GUTIERREZ: Good morning, Your Honor.

12 Your Honor, I want to just talk briefly about how
13 long we've been going through this process with the settlement.
14 This actually started back in June of 2019 with Mr. Kemp.
15 We've had countless settlement discussions. After -- every day
16 after the injunction hearing, Mr. Parker, Mr. Rulis, Mr. Kemp,
17 Mr. Bult, we would talk. We would try to work towards
18 settlement, whether it was a global or a partial.

19 We spent weekends with Judge Togliatti and had
20 multiple discussions on trying to get this resolved, Your
21 Honor. And that continued nearly every month until this trial.
22 And there was a point in this case where there was motions for
23 mandatory settlement conferences that were opposed. We've
24 always been trying to get this case resolved at some level.
25 The State has participated actively through Mr. Shevorski.

1 And, Your Honor, the plaintiffs that are bringing
2 this, THC and Herbal Choice, not once have they reached out to
3 my office to try to discuss settlement. And there's nothing
4 secretive about this settlement. We've been in the hall. And
5 not once have they reached out to me or anyone on my side to
6 discuss being part of the settlement.

7 My client Phil Peckman, who is here today, has been
8 here nearly every day at this trial, and not once --

9 THE COURT: And the preliminary injunction hearing.

10 MR. GUTIERREZ: And at the injunction hearing till
11 today. And not once has someone from their side reached out to
12 try to resolve this case. So, Your Honor, we've been working
13 for well over a year to get this resolved. There's nothing
14 secretive about this. There's absolutely no irreparable harm
15 because no part of their case is going to be harmed. They're
16 allowed to move forward with this case. And, Your Honor, we
17 ask that this settlement -- this TRO be denied.

18 THE COURT: Thank you, Mr. Gutierrez.

19 MR. GUTIERREZ: Thank you.

20 THE COURT: Ms. Shell.

21 And Mr. Gutierrez is wiping down the lectern for you.

22 MS. SHELL: I appreciate it.

23 Your Honor, just briefly I want to echo the comments
24 of my fellow intervenors and Mr. Kemp. There's nothing
25 secretive about the settlement discussions that have gone on in

1 this case. They have been going on for well over a year. And
2 I would also echo like what Mr. Gutierrez said. No one from
3 THC Nevada ever called my office to approach -- to talk about
4 settlement, and no one from Herbal Choice ever contacted us.

5 And I just wanted to say, Ms. Sugden said something
6 about how this -- the settlement agreement was designed to
7 eradicate rights. I don't know what proof she has of that
8 other than her parsing of the language.

9 What I can tell you is the settlement is designed for
10 resolution. This has been going on far too long, and I know
11 that many plaintiff and intervenors have incurred outrageous
12 costs in this litigation. So settlement is always encouraged
13 by the Courts, and I would encourage the Court to deny the
14 motion. Thank you.

15 THE COURT: Thank you.

16 Do I have anyone else who would like to speak?

17 Mr. Hone -- no, Mr. Khan.

18 MR. KAHN: Good morning, Your Honor.

19 THE COURT: Can we wipe down -- thank you.

20 MR. KAHN: I may be bald and look like Mr. Hone.

21 THE COURT: From the back you were coming up. It's
22 like, okay. Sorry.

23 MR. KAHN: That's okay.

24 UNIDENTIFIED SPEAKER: He's taller and he walks a lot
25 faster.

1 THE COURT: Yeah.

2 MR. KAHN: Your Honor, joining in what's already been
3 said. At this time we have probably spent thousands of
4 man-hours amongst the counsel to try and settle this case
5 reaching impossible hurdles, overcoming them at certain times.
6 But it was impossible from what we determined to reach a global
7 settlement.

8 As Mr. Kemp noted, there is the criminal violation
9 allegedly by the Herbal Choice entity, and the defendant
10 intervenors elected to not entertain settlement discussions
11 with them. In fact, Mr. Bult has even attempted to have their
12 counsel reach out to me back in May. Two months go by without
13 any contact. And then I receive an email essentially what
14 licenses do you have? What do you got? He was, like, asking
15 for what kind of candy do I have at the lunch table.

16 This is no joke, Your Honor. These licenses are
17 extremely valuable. We're going through an extremely arduous
18 process. And yet plaintiffs who have had every opportunity to
19 try and settle this case with us could have taken those
20 opportunities. Some of them did. Some of them worked
21 diligently to do so, and we worked diligently with them. We
22 have the right to settle with any party we choose or not settle
23 at all. And at this time we have elected to settle with the
24 State and with certain plaintiffs as to who we believe was
25 going to be the necessary parties to settle with.

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1 And I'll leave it at that, Your Honor. Thank you.

2 THE COURT: Thank you, Mr. Khan.

3 Mr. Schwarz, since you're here for Mr. Hone, you can
4 go next. Will you wipe down the lectern, please.

5 MR. SCHWARZ: I learned my lesson from the other day.
6 I will be extremely brief in joining in what everybody else
7 said, and I want to -- I just want to make one point that
8 nobody else before me has made, which is there are defendants
9 and intervenors in here who are actually licensees. They are
10 not opposing this settlement even though they are still going
11 to be defending this case, as are those of us who settled. We
12 still have to defend this case. You don't hear any of the
13 other defendants in here complaining about us settling with
14 some of the plaintiffs. And I think that's most telling.
15 Thank you.

16 THE COURT: Thank you.

17 Mr. Rose.

18 And thank you for wiping it down, Mr. Schwarz.

19 MR. ROSE: Good morning, Your Honor. Our client is
20 kind of stuck in the middle here, like they have been
21 throughout these entire proceedings.

22 THE COURT: Yeah. But you straightened out your
23 option to purchase that piece of property.

24 MR. ROSE: Thank you very much, Your Honor. That
25 happened in great part because of your assistance. So we

1 appreciate that.

2 So we're not a settling party, which makes sense. No
3 one has come to us. We received one license. So no one is
4 going to come to us and say give up your license, or we want
5 you to pay money. So that's fine. And we recognize that
6 parties can settle a case.

7 With that said, we have concerns as a licensee, and
8 that's what I just want to express on the record, Your Honor.
9 As a licensee, you expect the regulatory authorities to treat
10 the licensees equally, to treat them in the same way, to not
11 show favoritism. And, in fact, that's why we're here today.

12 For the last year and a half the plaintiffs have been
13 alleging that the D.O.T. has engaged in favoritism and has
14 treated people differently. So, Your Honor, it's just
15 concerning to us that now the case would be resolved through a
16 contract that requires the D.O.T. to engage in favoritism.
17 There would be applicants or licensees who get to move to the
18 front of the line when it comes to ownership transfers or final
19 inspections or the issuance of licenses. And even to get more
20 time to finalize their license, this 14 month extension.

21 So, Your Honor, it's just concerning for us as a
22 licensee. Again, parties can settle a case, but when we saw
23 the settlement agreement and we got it for the first time late
24 yesterday, it was concerning that a case over allegations of
25 improper favoritism would be resolved through an agreement that

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1 required, again, favoritism.

2 So, Your Honor, that's -- that's the one concern.

3 We are a little concerned about the provision of
4 people switching sides. I haven't seen that before. Maybe
5 that's allowed. Maybe it's not.

6 THE COURT: They have to ask the Court first, and
7 sometimes it's not granted.

8 MR. ROSE: Understood, Your Honor, whatever
9 happens --

10 THE COURT: Is called judicial estoppel. You can't
11 talk out of both sides of your mouth.

12 MR. ROSE: Understood. Our position --

13 UNIDENTIFIED SPEAKER: I tried.

14 MR. ROSE: Our position is we never should have been
15 named in this case in the first place. And regardless of what
16 side of the V a party ends up on, Your Honor, we're reserving
17 our rights for costs and attorneys' fees.

18 And then the final point, Your Honor, we mentioned
19 this in our opening statement. This has been our position all
20 along. Again, if parties want to settle a matter, that's fine,
21 and they don't need to include us in it. But when it comes to
22 the licenses that were issued in this case, those licenses
23 should follow the ranking system. That's what we believe the
24 statute requires. That's what we believe is required in all
25 the circumstances. So, Your Honor, those are our concerns. We

1 want to push that for the record. Thank you.

2 THE COURT: Thank you.

3 Anyone else wish to speak in favor or against the
4 motion?

5 MS. BRASTER: Thank you, Your Honor. And I'll be
6 very brief. We were actually -- I represent the Circle S
7 Farms. We're in a very similar situation to Mr. Rose's client.
8 We have one license, and I understand his concerns, but I do
9 have, quite frankly, a different perspective here. An election
10 can be made to be on the plaintiff side or on the defense side.
11 This is where we are. We were brought into it.

12 All of the settling parties, it is their right to
13 choose whether they want --

14 THE COURT: Please put us on mute.

15 Sorry.

16 MS. BRASTER: No, it's fine.

17 It is their right to choose whether they want to
18 settle or not. And it's the commission's right this afternoon
19 to approve it or not.

20 So again, the selection was made. We're on the
21 defense side. It's these settling parties' right to settle if
22 they so choose to do so.

23 THE COURT: Thank you.

24 MS. BRASTER: Thank you.

25 THE COURT: Anyone else wish to speak against the

1 motion?

2 Ms. Sugden and Ms. Chattah, your last word.

3 MS. SUGDEN: Thank you. A lot of oppositions. I'll
4 try to keep it brief to respond to the points that were made.

5 Mr. Kemp gave a nice recitation of *MGM Grand*, which I
6 appreciate. I think I was three years old when the decision
7 came out.

8 THE COURT: Oh.

9 MS. SUGDEN: So I appreciate that. And while we
10 understand the good faith standard, the point of us saying,
11 putting forth the citation in the case, Your Honor, was that
12 under NRCP 41A2, you and you only get to decide when plaintiffs
13 can dismiss their case. And the terms on which you must make
14 that decision are left up to you. And the rule, it says, on
15 the terms you consider proper. We merely suggested it would
16 make sense to consider the good faith element, such as fraud
17 and collusion and the like, which is why we cited that case.
18 So respectfully we're not confused on what the standards are.

19 Now, Mr. Shevorski said he didn't know of any
20 instance in which a party tried to interfere with another
21 party's settlement agreement. Well, he apparently didn't read
22 our brief because we cited to *Dangberg Holdings*, which was a
23 case, ironically, where the State sought an injunction and
24 received it because a party was going to enter into -- a
25 private party, *Dangberg Holdings, LLC*, with Douglas County.

1 The State came in, albeit later, and said, hey, we
2 think by you guys entering into this agreement it is going to
3 affect our rights under another agreement. So the Court issued
4 an injunction. The Nevada Supreme Court said that was
5 appropriate. The Court did not abuse its discretion.

6 That is what we're asking here. I'm quite frankly
7 surprised that no one thinks that THC or Herbal Choice their
8 rates are impacted. Even if they want to waive away what's set
9 forth in the settlement agreement, that one provision with
10 Section 7, that's not the only one we complain of.

11 As the other parties discussed, there are several
12 concerns about priority over change of ownerships, which has
13 been stalled for over a year at the State level. There's
14 concerns about the City of Henderson getting a conditional
15 license to MM based on the D.O.T. There are numerous things
16 that TGIG raised as far as other provisions, in particular with
17 this injunction and how those who were enjoined can just slide
18 over there -- excuse me -- their licenses to who is presumably
19 unapproved other applicant plaintiffs. So we do submit there's
20 harm. This isn't just a sour grapes because we were not
21 included.

22 And the reason that we said it was secretive, we
23 didn't oppose the idea that people could get together and
24 resolve their issues. What we oppose is not knowing the terms
25 which potentially impact our clients.

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1 Now, respectfully, I expect more from Brownstein
2 Hyatt as a premier firm to get written consent if it wants to
3 take adverse actions to its former clients. So I do not feel
4 sorry for the things that we raised in our pleadings. I have
5 to protect my client. So if there's any other questions, I
6 believe I addressed the points that were of the most
7 importance.

8 THE COURT: Thank you.

9 Ms. Chattah, anything else?

10 (Pause in the proceedings.)

11 MS. CHATTAH: Judge, I feel that it is imperative
12 that I address the Norberto Madrigal issue and the discussions,
13 if you could call it a discussion through an email that I had
14 with Mr. Kahn regarding the Herbal Choice.

15 I presented the emails to the Court. Norberto
16 Madrigal was arrested in May. A criminal complaint hadn't even
17 been filed at the time that I reached out to Mr. Kahn.

18 Now, I understand that toxic -- Mr. Kemp called it a
19 toxic plaintiff. I find that ironic that Mr. Kemp raises toxic
20 plaintiff considering his client that was involved in the
21 settlement was one of the parties that was -- just had a
22 complaint for disciplinary action against him in front of the
23 Cannabis Commission. So if that doesn't show favoritism -- so
24 his clients aren't toxic plaintiffs. My client, who was
25 arrested, no criminal complaint even filed yet with the Justice

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1 Court, OR'd, was a toxic client -- a toxic plaintiff that
2 wasn't worthy of negotiation.

3 Now, I don't even need to get into the point of
4 innocent until proven guilty. There still has to be a
5 complaint, a trial and a conviction.

6 But the minute that Norberto was arrested, they
7 washed their hands. Why? Because that's one license they
8 don't have to deal with because he's a toxic plaintiff. So if
9 this Court listens to Mr. Kemp and when he talks about the
10 toxic plaintiffs, there is favoritism. That is precisely what
11 favoritism is, somebody that's got an open disciplinary case in
12 front of the Cannabis Commission that gets a license through a
13 settlement. Meanwhile, the other person hasn't even been
14 charged yet. That's favoritism.

15 I believe I provided the Court with the emails back
16 and forth. The reason why we didn't reach out to the other
17 intervenors was because it was made very clear to us you talked
18 to Jared Kahn. Jared Kahn is working on the settlement. In
19 fact, my email provided to the Court has Mr. Kahn telling us
20 that, I have been working for over a year trying to herd the
21 cats to get a settlement together. So if I'm told that
22 Mr. Kahn is the broker, why would I go talk to the other
23 people? I'm going to talk to Mr. Kahn, and that's exactly what
24 I did, and I was rejected. So that's all I have, Judge.

25 THE COURT: Thank you.

1 Mr. Gentile, if you talk, I'm going to let everybody
2 else have a last word because you deferred to Mr. Miller
3 before.

4 Can you wipe down the -- thank you.

5 Ms. Chattah, oh, my gosh. So sorry.

6 MS. SUGDEN: I forgot to do it for you.

7 THE COURT: It's all right.

8 Ms. Chattah, I'm like Mr. Kemp. I've got a --

9 MR. GENTILE: If we ever reopen restaurants, I have a
10 job I guess.

11 THE COURT: How many restaurants do you still have?

12 MR. GENTILE: Actually, only one.

13 Okay. I would not have spoken, but for some things
14 that were said, and I don't want silence to be taken as a tacit
15 admission.

16 Number one, I totally disagree with Mr. Kemp that
17 there has not been a sharing agreement here, and he is going to
18 have to provide me with this letter that I did -- that I sent
19 terminating it. But that's for another day.

20 I want to remind the Court that this case started
21 out, at least my part of it, suing the State of Nevada. We did
22 not sue any of these intervenors. They intervened. We didn't
23 object to it. But we did not bring a lawsuit against them.

24 Lots has happened since then, pretty clearly.

25 I think Mr. Kemp did -- first of all, I don't mean to

1 suggest that he did not tell the Court the truth. We have a
2 difference of opinion with regard to the -- to that one aspect
3 of what he said.

4 But I think he did say to you accurately that what
5 has been -- what he calls toxic, and I'm beginning to believe
6 him, is the presence of John Ritter in this lawsuit which is
7 creating a chasm that seems to not be surmountable. We can
8 deal with that at another time.

9 This is a motion for a temporary restraining order
10 and nothing more. This Court will be getting additional
11 pleadings from us. We have hired two former State Bar counsel
12 and a former Supreme Court Justice to help us on some of these
13 issues. I do not want our silence to be taken as some sort of
14 an approval in any way, shape, or form of what has gone on here
15 with regard to this partial settlement.

16 And I suggest to you two things. Number one, and I
17 have a brief on it, been sitting on it for a while, the
18 so-called clean hands doctrine -- well, I shouldn't call it the
19 so-called clean hands doctrine. The concept of unclean hands
20 has, depending upon what circuit you look at, no application in
21 constitutional litigation because of the public policy involved
22 when the State misbehaves, or it is a factor, but a very small
23 factor in it. And I can see what's coming when the defense --
24 we could see it for three weeks. You will --

25 THE COURT: Since opening statement.

1 MR. GENTILE: You will get a brief on that issue.

2 THE COURT: Since opening statements.

3 MR. GENTILE: Yes.

4 THE COURT: Yes.

5 MR. GENTILE: Okay. That's number one. And
6 Number 2, I think I've already said it. Settlements in
7 declaratory judgment actions that are attacking State
8 misbehavior that arises to a constitutional level have to be
9 very carefully scrutinized. In this instance, and we will be
10 filing this, we see at least three internal conflicts of
11 interest on the part of the Attorney General's office, but that
12 will be forthcoming.

13 THE COURT: Thank you.

14 Since I let Mr. Gentile speak, does anyone else want
15 to say anything?

16 Mr. Kemp.

17 MR. KEMP: Okay. Judge, I think I'm getting the hang
18 of it.

19 THE COURT: Yeah. They left it open for you. So
20 there we go.

21 MR. KEMP: I know. It's too easy.

22 Judge, I earlier advised the Court that Mr. Gentile
23 sent an email terminating the agreement. Let me quote from
24 Mr. Gentile's email --

25 THE COURT: I don't need you to. It doesn't make a

1 difference to what I'm deciding today.

2 MR. KEMP: Okay.

3 It is crystal clear, Your Honor, but in any event,
4 toxic plaintiff, unclean hands, I think Mr. Gentile and I do
5 agree that there is a problem with Mr. Ritter's position in the
6 case, and we've had discussions about attempting to resolve
7 that problem sooner as opposed to later in the trial.

8 And the legal issue is whether or not a plaintiff
9 with unclean hands that asserts a constitutional claim is
10 entitled to injunctive relief. There's a Ninth Circuit case
11 that suggests the answer is no. You know, there's a bunch of
12 dirty bookstore cases that say they still have a right to the
13 First Amendment.

14 I think that issue really needs to be resolved if
15 we're going to get to a global. Because Mr. Ritter, maybe he's
16 not toxic, but it's definitely a situation where this side of
17 the room thinks he has unclean hands, and that is stopping me
18 from going much further with Mr. Gentile's clients. So I don't
19 say that to be derogatory to Mr. Ritter.

20 I'm just telling the Court that that is a fundamental
21 problem in obtaining a global settlement, and that's why we did
22 the partial the way we did, Your Honor. If you can't do a
23 global, get the best you can, and that's what we did, and
24 that's why I think the motion should be denied.

25 THE COURT: Thank you. Anyone else wish to speak

1 since I allowed Mr. Gentile to speak?

2 Ms. Sugden, Ms. Chattah, anything you'd like to add?

3 (No audible response.)

4 THE COURT: All right. As the agreement does not
5 seek to limit the Court's authority on any remaining claims and
6 there are no indemnity or contribution claims which are sought
7 to be extinguished by the settlement, the Court will not
8 interfere with the business decisions being made by the parties
9 and will leave to the Tax Commission whether they believe they
10 have authority to approve the settlement or not.

11 So that takes me to my next issue, which is Zoom
12 testimony.

13 For those of you sitting on the defendant's side of
14 the front table, can you wipe down before you leave.

15 MS. SUGDEN: Yeah.

16 THE COURT: Thanks. Because I know I'm going to have
17 other people come up and sit.

18 MR. GENTILE: Well, there have been discussions,
19 telephone calls, a plan moving toward all of that. And with
20 the Court's reminder yesterday --

21 THE COURT: That was my problem-solving ability.

22 MR. GENTILE: -- of NRAP 9D, we -- I would like to
23 address this witness by witness, because I think it makes
24 sense. All right.

25 Number one, we have to complete the testimony of

1 Karalin Cronkhite before this case -- before my -- before the
2 plaintiffs can rest. And it appears, and I asked Ms. Levin,
3 and I don't want to speak for her, but I asked her to address
4 that issue. I'm not sure I got an answer this morning. She
5 did say something, but there's been a lot going on. So I don't
6 remember it.

7 I would prefer to have her as a live witness the way
8 she commenced, but it's not worth stalling the trial for, and I
9 think that the plaintiffs can rest their case if we're lucky
10 and everything goes smoothly by a week from next Wednesday.
11 And I don't know when she's going to be available to come back.
12 I would expect that her testimony is going to take at least
13 another day to a day and a half.

14 Does that sound right, Ross?

15 MR. MILLER: At least a day.

16 MR. GENTILE: Yeah, another day to a day and a half.

17 Mr. Pupo is going to take two days. We have a expert in
18 Denver, Colorado that can be on and off in a day, I believe.
19 We have an expert in Reno, Nevada, and while this Court said
20 you would consider this -- well, this motion technically I
21 think talks about out-of-state witnesses. Really the meaning,
22 the intent of it was anybody that would have to get on an
23 airplane to get here. And both Mr. Seigneur, who's in Denver,
24 and Mr. Smith, who's in Reno, fit right into the enhanced
25 danger group.

1 Now, I recognize that the Court is not fond of Zoom.

2 THE COURT: It's not whether I'm fond of Zoom. It's
3 not part of my record because it is not connected with the Blue
4 Jean system.

5 MR. GENTILE: I understand.

6 THE COURT: And my IT staff believes that Zoom is not
7 a secure platform.

8 MR. GENTILE: Well, we could probably set up a closed
9 circuit. I'm working on that. I don't know if that's a secure
10 platform. I guess I have to work with your staff on that, and
11 I'm available to do that today.

12 THE COURT: We don't have options at this -- at this
13 location, we don't have any options, Mr. Gentile. That's the
14 problem.

15 MR. GENTILE: With regard to security?

16 THE COURT: With regard to allowing anything into our
17 Blue Jeans and JAV system. We don't have anything.

18 MR. GENTILE: Okay. So what -- but that really --

19 THE COURT: There's no technology option for us,
20 which is why I asked you to look at 9D yesterday.

21 MR. GENTILE: To integrate into JAVS is what you're
22 saying. Okay. But I think we could cure that the very same
23 way, especially with employing 9D, we could cure that the same
24 way that we do with regard to a deposition. We have played
25 many depositions here. There are transcripts of all of those.

1 I recognize that they are not official. I have gone around the
2 room to ask various intervenors. I have not talked to the
3 State. I have not talked to the State. I apologize for that.

4 But I've talked to intervenors, and there was one
5 intervenor that has voiced an objection, and that's Mr. Prince,
6 and I'm sure he'll voice it for himself in a minute. But the
7 way I read 9D, and the way I have always read what I call the
8 bystander record, that is not something that needs to be done
9 by stipulation.

10 There is a process, and that -- and if the Court
11 says, okay, I'm going to allow a court reporter to do the
12 transcript, and then by way of a motion pursuant to 9D, if it
13 gets to appeal, you can seek to have the testimony accepted by
14 the Supreme Court or the appellate Court of Appeals now. I
15 think that the best way to approach it would be to either Zoom
16 or close-circuit it, have a court reporter taking simultaneous
17 recording of it by way of a court reporter and then either by
18 way of a motion to the Court or later on by way of motion --
19 and by the way I think I can do that.

20 I think I can move the Court at that point in time to
21 accept that as a bystander's record. I know that it's not a
22 rule that deals with the Rules of Civil Procedure. It deals
23 with appellate procedure. But what I would propose to do is to
24 file a motion, attach the transcript. The Court could do
25 whatever it wants to do or do nothing. But at least it would

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1 be part of the record for purposes of the appeal, and whoever
2 is the appellant in the Court of Appeals could at that point in
3 time file a motion seeking it. If the appellant doesn't, the
4 appellee can. But I think that given the ever present problems
5 that seem to morph with regard to this pandemic, it would be my
6 request of the Court to allow Ms. Cronkhite, who apparently is
7 in quarantine, Mr. Pupo, Mr. Seigneur, Mr. Smith and the two
8 Lone Mountain reps to be done by way of remote testimony.

9 THE COURT: Okay.

10 MR. GENTILE: And that's it.

11 THE COURT: Anyone wish to speak in favor of the
12 motion, in favor of the motion?

13 Ms. Welch.

14 MS. WELCH: Good morning, Your Honor.

15 You're very familiar with my position on this
16 regarding Mr. Pupo. Just to remind the Court that TGIG
17 has stated it's got no objection to his remote testimony. I do
18 have a question as far as the application of Rule 9D regarding
19 the 1983 claim which still exists and whether or not that
20 record would be available to be used in that matter as needed.
21 But otherwise, I'd just like to join in TGIG's argument in
22 favor of allowing remote testimony for Mr. Pupo.

23 THE COURT: Thank you.

24 MS. WELCH: Uh-huh.

25 THE COURT: Anyone else wish to speak in favor of the

1 motion?

2 (No audible response.)

3 THE COURT: Anyone wish to speak against the motion?

4 Mr. Prince.

5 MR. PRINCE: Your Honor, good morning.

6 So I'm going to first address the Zoom issue, and
7 then I have a separate joinder if you want to deal with that
8 separately after you --

9 THE COURT: I'm going to deal with that separately.

10 MR. PRINCE: Very well.

11 With respect to the remote testimony, this is the
12 most significant or one of the most significant pieces of
13 litigation in the State. It affects an industry that is in
14 excess of a billion dollars. And in terms of its revenue
15 generation is second behind gaming.

16 When we talk about record, this is not a simple
17 negligence auto accident case where some parts of the record
18 you might be able to have a summary of appropriately. You and
19 I have been down this path before on an adequacy of record in
20 the Allstate Miller case, and can you imagine after spending
21 all this time and the effort you've put in, and if there is a
22 adequacy of record issue that it comes back --

23 THE COURT: It's not going to happen.

24 MR. PRINCE: I agree.

25 THE COURT: Okay.

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1 MR. PRINCE: That it's not going to happen. But
2 we've -- you and I have had that issue.

3 THE COURT: I'm not going to do it over because of a
4 record issue.

5 MR. PRINCE: Right. So for those reasons, Your
6 Honor, we don't think that a Zoom testimony is appropriate.

7 Moreover, the hypocrisy of the position taken by the
8 TGIG plaintiffs in this case is only because they want their
9 experts now to appear by Zoom because they don't want to
10 travel; however, when Ms. Connor had a death in her family and
11 was on a family vacation --

12 THE COURT: There wasn't a death in her family.

13 MR. PRINCE: Yes, there was a death in her family.
14 She went to a funeral first. Oh, yes.

15 THE COURT: That wasn't a part of my record.

16 MR. PRINCE: She hadn't even started her vacation
17 yet.

18 THE COURT: Okay.

19 MR. PRINCE: So just to -- so you ordered her back.
20 So remote testimony wasn't an option, and Mr. Gentile was the
21 loudest voice in this room about forcing her to get on a plane,
22 return, come to court, and then two days later, after traveling
23 both to and from Oregon and then going to Idaho with elderly
24 in-laws and a father-in-law who just died and kids, they had no
25 concerns about her safety or anyone else's safety for that

1 matter.

2 But since the record cannot be complete, we are
3 asking you to disallow Zoom testimony because the record will
4 not be adequate.

5 While it's one thing for you to discuss there may be
6 an alternative means under Rule NRAP 9 for appellate record
7 purposes, given the importance of these particular witnesses,
8 including Mr. Pupo, including Ms. Cronkhite as well as the
9 expert witnesses, these aren't simple witnesses. They are
10 vital to the case, and the adequacy of the record in particular
11 is going to be particularly important in this case.

12 I think given the stakes in this case, the positions
13 taken by the parties, there is little doubt that the Nevada
14 Supreme Court is going to be addressing numerous issues arising
15 from this litigation. And the appropriateness, the adequacy
16 and the completeness of the record, as well as its accuracy are
17 going to be of vital importance to prevent any misunderstanding
18 of the position of the Court, of the witnesses and your
19 evidentiary ruling.

20 So for those reasons, Your Honor, we're asking you to
21 disallow Zoom. I respect Mr. Pupo's concerns, but I think the
22 Court has taken every appropriate and reasonable step to have a
23 protocol in place in the facility here at the convention center
24 in compliance with not only our administrative order from our
25 chief judge, Judge Bell, as well as CDC guidelines. So I think

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1 we're following all the appropriate protocols. Others have
2 come in and testified. So I'm asking you to not allow for any
3 witness, including the expert out-of-state witnesses.

4 THE COURT: Thank you.

5 MR. PRINCE: Yes, Your Honor.

6 THE COURT: Anyone else wish to speak against the
7 motion?

8 Mr. Williamson.

9 MR. WILLIAMSON: Thank you, Your Honor.

10 I will join in Mr. Prince's arguments, but I also
11 want to make an additional point, and that is Mr. Gentile
12 mentioned looking at this case on a witness-by-witness basis,
13 and I actually agree with him on that point. There may be a
14 different calculus when we're talking about medical issues with
15 regard to some witnesses, and adverse parties, which
16 Ms. Cronkhite, Mr. Pupo and the Lone Mountain representatives
17 would all be adverse to the party calling them.

18 But the experts in particular, those are favorable
19 witnesses retained by the plaintiffs, and we have a right of
20 confrontation. And so to deprive us of that right of
21 confrontation and have somebody in a remote place where they've
22 had their preprepped testimony planned out and rehearsed and
23 then have us have to deal with the logistical problems of Zoom
24 is completely inappropriate and violates our right of
25 confrontation. And so I think in addition to the points

1 Mr. Prince raised, if the Court is going to make any
2 accommodations, it should not apply to any expert witnesses.

3 THE COURT: Thank you.

4 MR. WILLIAMSON: Thank you, Your Honor.

5 THE COURT: Mr. Schwarz.

6 Thanks for wiping us down, Mr. Williamson.

7 MR. SCHWARZ: Thank you, Your Honor.

8 When it comes to the portion of the motion that dealt
9 with Mr. Dorf and Mr. Archos, there may be a little bleed over,
10 but there's two separate issues going on here, and --

11 THE COURT: Well, one is whether they were ever
12 subpoenaed.

13 MR. SCHWARTZ: Correct. And that's --

14 THE COURT: Okay.

15 MR. SCHWARZ: And that's a problem, but --

16 THE COURT: That's an elephant in the room kind of
17 issue.

18 MR. SCHWARZ: But with respect to the Zoom aspect of
19 this, what we see happening now is that they're trying to use
20 Zoom as the cover-up or as a cure-all for their failure to
21 actually serve subpoenas. And so that's inappropriate.

22 Dealing specifically with Mr. Archos and Mr. Dorf,
23 they haven't been served with subpoenas. The Consolidated
24 Generator, Cummins case is very clear that if you want to get
25 testimony from specific corporate officers who are out of state

1 in particular, you have to subpoena them. If they want
2 testimony from a representative of Lone Mountain Partners, then
3 they can follow the trial protocol, tell us they want someone.
4 They don't get to pick who. We get to pick who. And we'll
5 present somebody to testify on behalf of Lone Mountain
6 Partners. And we don't need Zoom for that because there are
7 people here. Mr. Archos and Mr. Dorf are not those people.
8 They're in Chicago.

9 If they come here, which they can't be made to do
10 right now, because again they haven't been served with any
11 subpoena, if they come here, then they're going to sit here and
12 wait for plaintiffs to figure out when they're going to call
13 them because we've seen what has happened over the course of
14 the last few days. They don't know what's going on. So
15 they're going to sit here, and then they're going to fly back
16 home, and then they're going to have to sit in quarantine for
17 14 days because that's what's being required for people
18 traveling from Las Vegas back to Chicago.

19 So you don't get to skip over the subpoena part. If
20 they want someone from Lone Mountain Partners to testify in
21 this trial, they give us the seven days' notice that the trial
22 protocol requires. We will decide who that person is going to
23 be. It will be someone local. We will tell them who that is
24 so they can prepare to put this on.

25 And what you're going to then see, Your Honor, is an

1 attempt to take a deposition during the trial because they
2 never made any legitimate attempt to depose anybody from my
3 client in this case.

4 THE COURT: Thank you.

5 Anyone else wish to speak against the motion?

6 Ms. Levin.

7 MS. LEVIN: I just briefly want to address Kara
8 Cronkhite. The only --

9 THE COURT: Please don't give me any specifics about
10 her medical condition. General overview would be fine.

11 MS. LEVIN: Okay. Yeah. It's just she's waiting for
12 test results. So I think it's -- I would much rather, and the
13 State would much rather have her here in person. Same with the
14 expert witnesses. I would think that there's a difference
15 between doing deposition remotely via Zoom and having somebody
16 testify here at trial with exhibits and direct, you know, being
17 able to address the witness directly.

18 But with respect to Ms. Cronkhite, I believe it's
19 just perhaps it's a premature issue because we expect these
20 results to come back any day.

21 THE COURT: Thank you.

22 Anyone else wish to speak against or in favor of the
23 motion before I go back to Mr. Gentile?

24 Mr. Gentile, you're up.

25 MR. GENTILE: It's good news about Ms. Cronkhite.

1 I'm glad. I would rather have her as a live witness too.

2 With regard to the -- this comes as a bit of a
3 surprise to me with regard to what Mr. Schwarz just said. I
4 was not advised until he stood up here that they had a problem
5 producing those two people.

6 THE COURT: They said it yesterday.

7 MR. GENTILE: I remember -- I don't remember hearing
8 it. But as you know, this room is not the greatest for
9 acoustics.

10 THE COURT: I know that.

11 MR. GENTILE: So when I say what I just said, it's
12 accurate albeit maybe he did say it yesterday, and I didn't
13 hear it.

14 And with regard to the others, it is true that I do
15 not have a subpoena for either Mr. Seigneur or for Mr. Smith.
16 I will tell you hundreds, maybe hundreds for sure of experts
17 that I've hired and used as witnesses over the year, I've never
18 subpoenaed one, and I had a discussion with a couple of the
19 intervenor lawyers and only one has said that he ever
20 subpoenaed one. So, I mean, it's just not something that you
21 ordinarily do. Maybe once the pandemic hit this was something
22 we probably should have seen, and that's about all that I have
23 to add. I mean, we've made our requests. If you feel that it
24 is appropriate, you'll grant it; if you don't, you won't.

25 THE COURT: Thank you.

1 Where there are serious medical issues or interstate
2 travel that is involved, the motion is granted; however, before
3 a witness testifies by Zoom, the party proffering the witness
4 or calling the witness will obtain a stipulation or order from
5 the Court which identifies what the alternate best available
6 means for recording the testimony is that is going to be used
7 for that witness if it is unable to be picked up by our JAVS
8 system in the room that we were currently using, and the
9 transcript is therefore unavailable for that portion of the
10 testimony.

11 This ruling is not intended to replace the
12 requirement of a subpoenaing a witness, nor is it intended to
13 excuse a witness who is otherwise available and local from
14 appearing.

15 MR. GENTILE: Okay. So Mr. Pupo will be here.
16 Ms. Cronkhite will have to come back.

17 THE COURT: Ms. Cronkhite will depend upon the
18 medical issues. She's still waiting test results, and then
19 there is additionally a letter from a doctor related to some
20 issues related to a medical procedure she had.

21 MR. GENTILE: Well, I guess we'll get to that when we
22 get to that.

23 With regard to Mr. Smith, he is not out of state.

24 THE COURT: I know that.

25 MR. GENTILE: So you're saying he has to be here?

1 THE COURT: That is correct.

2 MR. GENTILE: Okay. So --

3 THE COURT: And the only reason I'm including out of
4 state is because there are several states in the country right
5 now who are requiring quarantining from people returning from
6 Las Vegas, and because of that interstate issue, I am not going
7 to require interstate travel for witnesses who do not otherwise
8 want to attend.

9 MR. GENTILE: Okay. Thank you.

10 THE COURT: Okay. If I could go to the motion to
11 admit certain evidence. Is that still on?

12 MR. PRINCE: No.

13 THE COURT: Okay. Then I won't deal with it because
14 I would've said, gosh, read the *Shufflemaster versus Awada*
15 case. But, okay.

16 Anything else?

17 I think the only one who would know that is
18 Mr. Lenhard, and he's not in this case.

19 MR. GENTILE: Your Honor, there's another motion on,
20 the motion to admit evidence.

21 THE COURT: Yeah. That's the one I just asked about,
22 and I was told it was off.

23 MR. GENTILE: Well, Mr. Prince said --

24 MR. PRINCE: Oh, no. Mr. Christiansen withdrew.

25 THE COURT: Apparently it's not off, Mr. Prince.

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1 There were joinders to it.

2 And then after that I'm going to go to Mr. Prince's
3 request related to Mr. Ritter.

4 MR. GENTILE: I'll submit it. I mean, I --

5 THE COURT: I told you guys at the beginning of the
6 trial protocol that I do not remember everything that happened
7 during the injunctive relief hearing. It was not only over too
8 long a period of time, but I've done too many other bench
9 trials and evidentiary proceedings than to trust my memory of
10 what happened, which is why if there is a particular piece of
11 evidence from that hearing that somebody wants to admit, I'm
12 going to need you to specifically admit that item so that I
13 won't be forced to rely upon my memory, which might be faulty,
14 of what happened during those proceedings.

15 So I didn't say no, but I said under *Shufflemaster*
16 *versus Awada*, I could of course rely upon it all, but that
17 means I'd have to remember it all, and I don't.

18 MR. GENTILE: And I understand that, which is why
19 we're submitting a motion.

20 THE COURT: Yeah. But I don't remember it all. You
21 have to give me a case-by-case piece of evidence.

22 MR. GENTILE: We will do that.

23 THE COURT: Okay.

24 MR. GENTILE: I will supplement it. Thank you.

25 THE COURT: All right. Mr. Prince, you had a joinder

1 related to Mr. Ritter.

2 And then I have some issues about, gosh, can we
3 shorten notice.

4 Mr. Williamson, you will have an opportunity to
5 object if they offer something. You, of course, have the
6 opportunity to object.

7 MR. PRINCE: It's a regular --

8 MR. WILLIAMSON: Okay. So we're not waiving
9 anything?

10 THE COURT: No. No.

11 MR. WILLIAMSON: Okay --

12 MR. PRINCE: So as of now then, with regard to the
13 motion to admit, that motion is now --

14 THE COURT: It is denied without prejudice.

15 MR. PRINCE: Very good.

16 THE COURT: You may offer any piece of evidence that
17 was previously admitted because under Rule 65 I'm allowed to
18 consider it, but I'm telling you all I don't remember it.

19 MR. PRINCE: Understood.

20 THE COURT: And as Ms. Welch indicated on the phone
21 last week, I may not remember it accurately.

22 MR. PRINCE: Okay.

23 MR. BICE: Your Honor, can we get a deadline on when
24 this is going to be? Because, you know, how are we supposed to
25 respond that there's -- that there's now going to be new

1 evidence or evidence from a preliminary injunction hearing --

2 MR. PRINCE: Right.

3 MR. BICE: -- that they now want you to consider, and
4 we don't know what it is.

5 THE COURT: So under *Shufflemaster versus Awada*, I
6 can consider it at any time.

7 MR. PRINCE: It's per --

8 THE COURT: But it has to be specifically brought to
9 our attention. You have to have the opportunity to review and
10 object. It's not something that I'm not going to give you an
11 opportunity to object, Mr. Bice.

12 MR. PRINCE: Right. Yeah, just as it relates to that
13 issue, it's certainly within your discretion to do that. The
14 way we set up the trial protocol and the way you handled the
15 pretrial proceedings, you said we were starting the trial anew.
16 So we came --

17 THE COURT: That is correct.

18 MR. PRINCE: -- out with an entirely new format of
19 exhibits. They're not the same. They're not organized the
20 same. They don't have the same numbers, and all of the
21 appropriate evidentiary foundational or relevancy issues may
22 still apply, and there --

23 THE COURT: And you've actually done some discovery
24 since the preliminary injunction hearing.

25 MR. PRINCE: Absolutely. Exactly right. So I guess

1 we'll deal with it on a case-by-case basis or exhibit by
2 exhibit.

3 THE COURT: Isn't that what I said?

4 MR. PRINCE: That's exactly what you said.

5 THE COURT: Thank you.

6 MR. PRINCE: Now, with regard -- I'm in agreement
7 with Mr. Kemp. We've been at disagreement through throughout
8 the case on many issues, but Mr. Ritter is toxic Plaintiff
9 Number 1. There is nobody more connected to this proceeding
10 and controlling of this proceeding than Mr. Ritter. He is a
11 vital part of the case from a knowledge standpoint. He has
12 involvement with the industry. He has involvement with
13 regulators. He has involvement with the application process
14 and things that went on after that.

15 We have been in -- we have diligently been trying to
16 serve him with a subpoena, but he is now in Prescott, Arizona
17 for the summer.

18 And Mr.-- I got that from Mr. Gentile himself, that
19 that's where Mr. Ritter is located.

20 It's not enough that we have Demetri Kouretas, who
21 was the designated 30(b)(6) witness. We definitely intend to
22 call him, but there's other information that relate
23 specifically to Mr. Ritter. He is now --

24 THE COURT: So why didn't you take his depo or
25 preserve his testimony?

1 MR. PRINCE: Because we chose not to.

2 THE COURT: Okay.

3 MR. PRINCE: And we have his day one testimony from
4 the evidentiary hearing.

5 THE COURT: Absolutely.

6 MR. PRINCE: So I have that. But --

7 THE COURT: You do. And you can play it all you
8 want.

9 MR. PRINCE: -- we had discovery --

10 I'm sorry?

11 THE COURT: And you can play it all you want.

12 MR. PRINCE: Understood, Your Honor. However, he
13 is -- you have the inherent power to order him here. It's not
14 as if the TGIG is a plaintiff in here that's unknowing. They
15 have availed themselves of this Court's jurisdiction, this
16 Court's power. They've had the benefit of a preliminary
17 injunction, and Mr. Ritter was the second witness to testify
18 voluntarily, voluntarily.

19 Now he is purposely evading service of a subpoena
20 because he hasn't been here. He continues to make moves in the
21 case and tries to negotiate from long distance. You ordered
22 Ms. Connor to come back to Nevada to testify.

23 THE COURT: She was served with a subpoena here in
24 Nevada, which is where she lives.

25 MR. PRINCE: But you -- right. And she was going

1 to -- oh, I understood that. But she was going to be back in
2 two weeks. But when the plaintiffs wanted them, you ordered
3 her here --

4 THE COURT: I did.

5 MR. PRINCE: -- from a funeral and part of her
6 vacation. So that happened. The fact that Mr. Ritter is in
7 Arizona should be inconsequential to this case. He is actively
8 participating behind the scenes with these negotiations and
9 these issues. He controls the whole plaintiffs' group. He
10 controls the industry. This is -- there's no one more central
11 to the industry and closer to it than Mr. Ritter. Now, you
12 said you had one or two witnesses you thought were the most
13 critical in the case. For us it's Mr. Ritter, and it's that
14 simple, Your Honor. So we're asking you to exercise your
15 inherent authority and have him ordered here.

16 Mr. Gentile, when it came to the issues regarding
17 Lone Mountain Partners in Verano, he just told you that you
18 have the ability to order the corporate representatives here.
19 We're asking you to order a current board member --

20 THE COURT: And I declined to do it.

21 MR. PRINCE: Yeah. But their involvement in this
22 part of it is questionable. Mr. Ritter's involvement in this
23 case throughout the process, the regulatory process, the task
24 force, the application period dealing with Mr. Pupo and other
25 regulators, that is beyond demonstrated in this case so far,

1 and we're asking you to order him here.

2 THE COURT: Thank you. Anyone else want to speak in
3 favor of the motion?

4 (No audible response.)

5 THE COURT: Mr. Gentile, do you want to speak against
6 the motion? I guess it's a countermotion not a motion.

7 MR. GENTILE: If Mr.-- well, first of all, Mr. Ritter
8 was not served with a subpoena. I never said that Mr. Ritter
9 was in Prescott, Arizona. I said he was in Arizona. I didn't
10 know he was in Prescott. Apparently Mr. Prince does. But I
11 did say Arizona.

12 THE COURT: Can you look at me when you talk so we
13 pick you up. We at least have a chance to pick you up on the
14 audio.

15 MR. GENTILE: Yeah, I'm sorry. I'm just getting
16 tired of being misquoted.

17 If it's true what Mr. Prince just said, that the
18 record is replete with Mr. Ritter's involvement in the litany
19 of things that he said, well, then he doesn't have much need
20 for him, does he?

21 But the bottom line to it is he was not subpoenaed.
22 He is not dodging service. He is just not in the State. He
23 does this every summer. It's not like it's something that he's
24 doing for the first time, and that's about it.

25 THE COURT: Thank you.

1 Anyone else wish to speak against the countermotion
2 by Mr. Prince?

3 (No audible response.)

4 THE COURT: Mr. Prince, you want to say anything
5 else?

6 MR. PRINCE: I'm just going to stand back here and
7 not get near the lectern so I don't have to clean it down.

8 THE COURT: Okay.

9 MR. PRINCE: With regard to Mr. Ritter, he's
10 purposely in Arizona to evade the service of a subpoena. He
11 has no shame. He had no problem being here the very first day
12 acting in support, asking this Court to throw out the entire
13 process because he felt it was unfair. He is the most central
14 witness to the litigation. There's no one more closely
15 connected to the process than Mr. Ritter. He is a active
16 participant in the litigation even if he is out of state.

17 Mr. Demetri Kouretas, it's not enough that he
18 testified as the 30(b)(6). We certainly intend to call him,
19 and we'll do that appropriately.

20 But how does Mr. Ritter have the ability to ask this
21 Court for so much relief? They've asked other corporate
22 representatives to come here, but he won't show his face in
23 front of you.

24 We're asking that you order. You have the power to
25 order it. It's within your discretion, and there will not be

1 an abuse of your discretion. You have that inherent authority
2 to do that. And I think to keep everybody on a level playing
3 field that would be the only fair thing to do, Your Honor, is
4 order him back here so that we could --

5 Because I can't serve him with a subpoena. If I
6 served him in Prescott, Arizona, or wherever else in Arizona,
7 it would be an easy motion to quash because it would be a
8 defective subpoena.

9 A subpoena to Rule 45 is effectively a Court order.
10 You have the same power even without a subpoena to order a
11 corporate representative with this level of involvement here.
12 So respectfully, Your Honor, we're asking you to do that.

13 THE COURT: Thank you.

14 The countermotion is denied. As Mr. Ritter was not
15 served with a subpoena in the state of Nevada, I'm not going to
16 order his appearance; however, any of the prior testimony that
17 he provided in the proceeding may be used at any time by any
18 party.

19 There was also a portion in the motion related to
20 Zoom, to shorten notice. That request is denied. While I
21 certainly understand the reason that people want to shorten the
22 notice period, unless there is a stipulation among the parties,
23 I'm not too going to do that.

24 Anything else?

25 Can we go to our witness who's here?

1 MR. J. SMITH: Your Honor, I have one brief
2 housekeeping issue.

3 THE COURT: Okay.

4 MR. J. SMITH: Yesterday --

5 THE COURT: An hour and 15 minutes on our motions.
6 Sorry, guys.

7 MR. J. SMITH: I'll be brief. I promise.

8 Yesterday, we --

9 THE COURT: Mr. Smith, you've got to come to the mic
10 and wipe it down.

11 Where's your court reporter today, guys?

12 UNIDENTIFIED SPEAKER: She's done.

13 THE COURT: She's done? Oh. Okay.

14 MR. GENTILE: Yes, temporarily she's done.

15 THE COURT: Okay.

16 MR. J. SMITH: Yesterday we read in the testimony
17 with Armen Yemenidjian and his deposition was published. A
18 portion of that deposition transcript was designated
19 confidential. It was not a portion that was read yesterday. I
20 don't know if there's a way to SEAL that portion now that the
21 deposition has been published.

22 THE COURT: No.

23 MR. J. SMITH: Fair enough. I thought I would raise
24 it and ask.

25 THE COURT: Anything else?

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(No audible response.)

THE COURT: Okay. Next. I know I have a witness
that was coming today to testify.

(Proceedings concluded at 9:46 a.m.)

CERTIFICATION

I CERTIFY THAT THE FOREGOING IS A CORRECT TRANSCRIPT FROM THE AUDIO-VISUAL RECORDING OF THE PROCEEDINGS IN THE ABOVE-ENTITLED MATTER.

AFFIRMATION

I AFFIRM THAT THIS TRANSCRIPT DOES NOT CONTAIN THE SOCIAL SECURITY OR TAX IDENTIFICATION NUMBER OF ANY PERSON OR ENTITY.

DANA L. WILLIAMS
LAS VEGAS, NEVADA 89183



DANA L. WILLIAMS, TRANSCRIBER

07/31/2020

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attend [1] 49/8
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attorney [2] 13/15 33/11

attorneys' [1] 25/17
audible [7] 8/10 10/7 35/3 40/2 56/4 57/3 60/1
audio [2] 56/14 61/4
AUDIO-VISUAL [1] 61/4
audit [1] 7/21
audits [1] 7/20
authorities [1] 24/9
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AUTHORIZE [2] 1/17 1/20
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became [1] 14/4
because [52] 3/16 3/20 4/11 4/21 5/10 7/12 11/12 12/7 13/4 13/9 14/8 15/3 15/25 16/15 17/13 17/20 18/7 18/15 20/15 23/25 27/22 27/24 28/20 30/7 30/8 30/17 31/2 32/21 34/15 35/16 35/23 37/3 41/3 41/8 41/9 42/3 45/6 45/10 45/13 45/17 46/1 46/19 49/4 49/6 49/13 51/17 51/24 54/1 54/20 57/13 58/5 58/7
been [37] 7/5 9/21 12/10 13/2 14/5 17/17 17/20 18/4 19/13 19/24 20/4 20/7 20/12 21/1 21/10 22/2 23/20 24/12 25/14 25/19 28/13 29/17 30/13 30/20 31/17 32/5 32/17 35/18 36/5 40/19 44/23 45/10 53/7 53/15 53/15 54/20

59/21
before [18] 1/9 7/4 7/8 11/19 16/21 17/6 17/21 19/7 23/8 25/4 31/3 35/14 36/1 36/1 36/1 40/19 46/23 48/2
beginning [2] 32/5 50/5
behalf [3] 6/7 9/14 45/5
behind [2] 40/15 55/8
being [7] 19/10 20/6 35/8 45/17 46/16 56/16 57/11
believe [12] 7/7 10/1 19/3 22/24 25/23 25/24 29/6 30/15 32/5 35/9 36/18 46/18
believes [1] 37/6
Bell [1] 42/25
bench [1] 50/8
benefit [1] 54/16
best [6] 4/17 9/13 15/13 34/23 38/15 48/5
better [1] 5/10
between [3] 12/8 12/9 46/15
beyond [1] 55/25
BICE [2] 2/12 52/11
big [1] 12/16
billion [1] 40/14
bind [1] 7/15
binding [2] 7/13 14/24
bit [2] 13/14 47/2
bleed [1] 44/9
BLM [1] 17/13
Blue [2] 37/3 37/17
board [7] 6/10 7/13 7/13 7/14 14/18 14/25 55/19
body [1] 6/9
bond [1] 4/25
bookstore [1] 34/12
boost [1] 17/8
both [3] 25/11 36/23 41/23
bottom [1] 56/21
BRASTER [4] 2/12 26/5 26/16 26/24
brief [8] 23/6 26/6 27/4 27/22 32/17 33/1 59/1 59/7
briefing [1] 8/20
briefly [3] 19/12 20/23 46/7
bring [1] 31/23
bringing [1] 20/1
broker [1] 30/22
brought [3] 14/23 26/11 52/8
Brownstein [1] 29/1
BULT [5] 2/2 14/8 15/25 19/17 22/11
bunch [2] 8/14 34/11
business [2] 7/21 35/8
but [75]
bystander [1] 38/8
bystander's [1] 38/21

C
calculus [1] 43/14
call [9] 9/13 12/14 12/15 29/13 32/18 38/7 45/12 53/22 57/18
called [6] 9/3 21/3 25/10 29/18 32/18 32/19
calling [2] 43/17 48/4
calls [2] 32/5 35/19
came [4] 27/7 28/1 52/16 55/16
can [41] 7/20 13/4 14/18 14/18 14/20 15/12 16/3 17/19 19/3 19/4 19/7 21/9 21/19 23/3 24/6 24/22 26/10 27/13 28/17 31/4 32/7 32/23 34/23 35/14 36/2 36/9 36/18 38/13 38/19 38/20 39/4 40/20 45/3 45/24 51/2 51/23 52/6 54/7 54/11 56/12 58/25
can't [10] 10/17 12/12 18/5 18/13 18/17 18/20 25/10 34/22 45/9 58/5
candy [1] 22/15
cannabis [13] 6/7 6/8 6/23 7/9 7/13 7/14 7/18 8/2 8/3 14/18 14/25 29/23 30/12
cannot [1] 42/2
careful [1] 17/16
carefully [1] 33/9
carry [1] 17/1
Carter [4] 9/8 9/8 9/18 9/22
case [71]
cases [4] 11/20 11/22 11/23 34/12
cats [1] 30/21
CCB [1] 18/25
CDC [1] 42/25
center [2] 5/11 42/23
central [2] 55/10 57/13
certain [5] 5/13 7/9 22/5 22/24 49/11
certainly [3] 52/13 57/18 58/21
CERTIFICATION [1] 60/5
CERTIFY [1] 61/3
chairs [1] 3/9
chance [1] 56/13
change [1] 28/12
Chapter [1] 6/24
Chapter 678A [1] 6/24
charged [1] 30/14
chasm [1] 32/7
CHATTAH [11] 2/3 3/5 5/17 5/21 18/23 27/2 29/9 29/11 31/5 31/8 35/2
Chicago [2] 45/8 45/18
chief [1] 42/25
children [1] 15/14
Choice [8] 3/14 4/5 5/8 20/2 21/4 22/9 28/7

29/14
choose [4] 22/22 26/13 26/17 26/22
chose [1] 54/1
CHRISTIANSEN [2] 2/3 49/24
CHRISTOPHER [1] 2/16
Circle [1] 26/6
circuit [4] 32/20 34/10 37/9 38/16
circumstances [1] 25/25
citation [1] 27/11
cite [1] 9/4
cited [2] 27/17 27/22
City [2] 17/15 28/14
Civil [1] 38/22
claim [5] 8/25 13/18 17/18 34/9 39/19
claims [4] 12/7 12/8 35/5 35/6
CLARENCE [1] 2/13
CLARK [2] 1/2 3/1
clean [3] 32/18 32/19 57/7
clear [6] 4/9 5/8 6/2 30/17 34/3 44/24
clearly [2] 3/20 31/24
client [11] 9/15 12/19 13/1 20/7 23/19 26/7 29/5 29/20 29/24 30/1 46/3
client's [1] 4/11
clients [7] 3/16 4/10 14/10 28/25 29/3 29/24 34/18
close [2] 15/12 38/16
close-circuit [1] 38/16
closed [1] 37/8
closely [1] 57/14
closer [2] 3/11 55/11
coattails [1] 18/5
collusion [3] 5/1 12/15 27/17
Colorado [1] 36/18
come [18] 15/11 16/3 16/8 16/21 19/7 24/3 24/4 35/17 36/11 41/22 43/2 45/9 45/11 46/20 48/16 54/22 57/22 59/9
comes [6] 6/25 24/18 25/21 40/22 44/8 47/2
coming [3] 21/21 32/23 60/3
commenced [1] 36/8
comments [1] 20/23
commission [22] 5/24 5/24 5/25 6/2 6/7 6/8 6/23 7/1 7/10 7/13 7/14 8/2 8/3 8/4 14/18 15/20 15/20 15/22 18/25 29/23 30/12 35/9
commission's [1] 26/18
compel [1] 16/25
complain [1] 28/10
complaining [1] 23/13
complaint [4] 29/16

C	counsel [6] 4/12 13/1 14/23 22/4 22/12 32/11 countermotion [3] 56/6 57/1 58/14 countless [1] 19/15 country [1] 49/4 COUNTY [3] 1/2 3/1 27/25 couple [1] 47/18 course [3] 45/13 50/16 51/5 court [59] 1/2 1/9 1/24 3/14 5/15 6/10 7/5 7/25 8/6 9/11 9/17 9/23 11/3 11/19 16/3 16/9 16/21 18/24 21/13 25/6 28/3 28/4 28/5 29/15 30/1 30/9 30/15 30/19 31/20 32/1 32/10 32/12 33/22 34/20 35/7 36/19 37/1 38/10 38/11 38/14 38/14 38/16 38/17 38/18 38/20 38/24 39/2 39/6 39/16 41/22 42/14 42/18 42/22 44/1 48/5 57/12 57/21 58/9 59/11 Court's [5] 16/7 35/5 35/20 54/15 54/16 Courts [1] 21/13 cover [1] 44/20 cover-up [1] 44/20 coveted [1] 3/24 CRAIG [1] 2/8 creating [1] 32/7 criminal [5] 13/3 14/10 22/8 29/16 29/25 critical [1] 55/13 Cronkhite [9] 36/1 39/6 42/8 43/16 46/8 46/18 46/25 48/16 48/17 crystal [1] 34/3 Cummins [1] 44/24 cure [3] 37/22 37/23 44/20 cure-all [1] 44/20 current [1] 55/19 currently [1] 48/8 cut [2] 14/11 14/13	40/9 43/23 49/13 53/1 dealing [2] 44/22 55/24 deals [2] 38/22 38/22 dealt [1] 44/8 death [6] 11/20 11/22 11/23 41/10 41/12 41/13 debate [1] 5/6 decide [2] 27/12 45/22 deciding [1] 34/1 decision [2] 27/6 27/14 decisions [1] 35/8 declaratory [1] 33/7 declined [1] 55/20 defective [1] 58/8 defend [5] 4/18 8/25 9/21 14/8 23/12 defendant [1] 22/9 defendants [1] 35/13 defendants [7] 4/15 11/16 12/8 13/8 16/17 23/8 23/13 defending [1] 23/11 defense [5] 2/11 8/25 26/10 26/21 32/23 defer [2] 8/3 18/24 deferred [1] 31/2 definitely [2] 34/16 53/21 delves [1] 7/12 Demetri [2] 53/20 57/17 demonstrated [1] 55/25 denied [7] 15/6 19/5 20/17 34/24 51/14 58/14 58/20 DENNIS [1] 2/16 Denver [2] 36/18 36/23 deny [3] 15/19 17/3 21/13 Department [6] 5/1 6/3 6/6 6/15 7/1 7/18 depend [1] 48/17 depending [1] 32/20 depo [1] 53/24 depose [1] 46/2 deposition [6] 37/24 46/1 46/15 59/17 59/18 59/21 depositions [1] 37/25 deprive [1] 43/20 DEPT [1] 1/5 derail [1] 15/2 derogatory [1] 34/19 designated [2] 53/21 59/18 designed [4] 3/22 4/2 21/6 21/9 desperate [1] 15/2 despite [1] 4/8 determination [2] 18/3 18/10 determine [2] 8/4 18/25 determined [1] 22/6 detrimental [1] 4/10 DIANE [1] 2/20 did [20] 8/21 12/4	12/20 17/10 22/20 28/5 30/24 31/18 31/21 31/23 31/25 32/1 32/4 34/21 34/22 34/23 36/5 47/12 55/4 56/11 didn't [15] 4/19 18/14 18/17 18/17 18/18 19/9 27/19 27/21 28/23 30/16 31/22 47/12 50/15 53/24 56/9 died [1] 41/24 difference [3] 32/2 34/1 46/14 different [5] 7/15 11/13 11/14 26/9 43/14 differently [1] 24/14 diligently [3] 22/21 22/21 53/15 direct [2] 11/19 46/16 directed [1] 9/15 directly [1] 46/17 director [1] 6/5 dirty [1] 34/12 disagree [2] 16/18 31/16 disagreement [1] 53/7 disallow [2] 42/3 42/21 disaster [1] 12/16 disciplinary [2] 29/22 30/11 discovery [2] 52/23 54/9 discretion [4] 28/5 52/13 57/25 58/1 discuss [4] 5/18 20/3 20/6 42/5 discussed [2] 14/23 28/11 discusses [1] 11/20 discussion [2] 29/13 47/18 discussions [7] 19/15 19/20 20/25 22/10 29/12 34/6 35/18 dismiss [1] 27/13 dismissal [1] 4/6 dispensaries [1] 13/10 dispensary [1] 3/25 display [1] 17/13 dispute [1] 5/8 disputes [1] 3/23 dissolution [1] 4/25 distance [1] 54/21 DISTRICT [2] 1/2 1/9 do [62] doctor [1] 48/19 doctrine [2] 32/18 32/19 DOCUMENTS [1] 1/14 dodging [1] 56/22 does [10] 5/25 6/23 33/14 35/4 36/14 56/10 56/20 56/23 57/20 61/9 doesn't [9] 7/16 12/22 12/24 13/1 13/12 29/23 33/25 39/3 56/19 doing [4] 9/1 13/20 46/15 56/24 dollars [1] 40/14	DOMINIC [1] 2/5 don't [41] 4/22 10/15 10/15 13/12 13/25 14/25 15/11 17/11 18/2 21/7 23/12 25/21 30/3 30/8 31/14 31/25 33/25 34/18 36/3 36/5 36/11 37/9 37/12 37/13 37/17 41/6 41/9 45/4 45/6 45/14 45/19 46/9 47/7 47/24 50/17 50/20 51/18 52/4 52/20 57/7 59/20 done [7] 38/8 39/8 50/8 52/23 59/12 59/13 59/14 Dorf [3] 44/9 44/22 45/7 doubt [1] 42/13 Douglas [1] 27/25 down [17] 10/10 15/9 15/12 17/6 17/14 17/16 19/7 20/21 21/19 23/4 23/18 31/4 35/14 40/19 44/6 57/7 59/10 draft [1] 11/8 drafted [2] 7/4 7/8 drafts [1] 14/21 during [5] 1/15 17/24 46/1 50/7 50/14 DZARNOSKI [1] 2/4
	D		E	
	D.O.T [5] 1/6 7/15 24/13 24/16 28/15 DANA [2] 61/12 61/16 Dangberg [2] 27/22 27/25 danger [1] 36/25 DATE [1] 61/19 DAVID [1] 2/15 day [16] 1/17 1/21 10/14 19/15 20/8 23/5 31/19 36/13 36/13 36/15 36/16 36/16 36/18 46/20 54/3 57/11 days [6] 1/18 1/21 36/17 41/22 45/14 45/17 days' [1] 45/21 deadline [1] 51/23 deal [7] 30/8 32/8 40/7		earlier [1] 33/22 easy [2] 33/21 58/7 echo [2] 20/23 21/2 effectively [2] 17/18 58/9 effort [1] 40/21 efforts [1] 4/18 either [3] 38/15 38/17 47/15 elderly [1] 41/23 elected [2] 22/10 22/23 election [1] 26/9 element [1] 27/16 elephant [1] 44/16 ELIZABETH [1] 1/9 else [25] 8/7 10/5 17/5 18/18 18/21 21/16 23/6 23/8 26/3 26/25 29/9 31/2 33/14 34/25 39/25 43/6 46/5 46/22 49/16 56/2 57/1 57/5 58/6 58/24 59/25 else's [1] 41/25 email [7] 12/25 14/5 22/13 29/13 30/19 33/23 33/24 emails [2] 29/15 30/15 employing [1] 37/23 encourage [1] 21/13 encouraged [1] 21/12 end [1] 18/24 ends [1] 25/16 enforced [2] 4/22 5/14 enforcement [2] 4/5 5/16 engage [1] 24/16	

E	expect [4] 24/9 29/1 36/12 46/19 expert [7] 13/14 36/17 36/19 42/9 43/3 44/2 46/14 experts [3] 41/9 43/18 47/16 explained [1] 12/3 explains [1] 13/14 express [1] 24/8 expressed [1] 18/5 expressly [2] 9/2 9/18 extension [1] 24/20 extinguished [1] 35/7 extremely [3] 22/17 22/17 23/6	26/16 46/10 fired [1] 14/4 firm [1] 29/2 first [16] 3/6 6/13 6/24 8/15 10/14 15/18 24/23 25/6 25/15 31/25 34/13 40/6 41/14 56/7 56/24 57/11 fit [1] 36/24 five [1] 13/10 flat [1] 12/12 fly [1] 45/15 follow [2] 25/23 45/3 following [2] 3/19 43/1 fond [2] 37/1 37/2 foot [1] 18/19 force [1] 55/24 forced [1] 50/13 forcing [1] 41/21 FOREGOING [1] 61/3 forgot [1] 31/6 form [1] 32/14 format [1] 52/18 former [4] 4/12 29/3 32/11 32/12 forth [3] 3/18 27/11 28/9 30/16 forthcoming [1] 33/12 forward [3] 4/20 19/3 20/16 foundational [1] 52/21 four [2] 10/11 13/23 frankly [2] 26/9 28/6 fraud [1] 27/16 free [2] 16/8 16/8 FRIDAY [1] 1/10 front [6] 7/6 24/18 29/22 30/12 35/14 57/23 fundamental [1] 34/20 funeral [2] 41/14 55/5 further [1] 34/18 future [1] 16/7	getting [4] 28/14 32/10 33/17 56/15 give [9] 7/9 7/10 8/1 18/18 24/4 45/21 46/9 50/21 52/10 given [3] 39/4 42/7 42/12 gives [1] 4/21 glad [1] 47/1 global [14] 11/9 11/19 11/21 12/4 12/5 12/12 12/19 13/20 17/19 19/18 22/6 34/15 34/21 34/23 go [12] 3/6 4/20 8/15 15/8 22/12 23/4 30/22 33/20 46/23 49/10 50/2 58/25 goes [2] 13/10 36/10 going [62] gone [3] 20/25 32/14 38/1 GONZALEZ [1] 1/9 good [22] 3/13 4/17 11/2 11/4 11/11 11/12 12/5 12/6 12/10 12/11 14/19 15/16 18/2 19/11 21/18 23/19 27/10 27/16 39/14 40/5 46/25 51/15 good-faith [1] 11/4 goodbye [1] 12/2 gosh [3] 31/5 49/14 51/2 got [13] 12/24 14/9 14/11 17/12 17/16 22/14 24/23 30/11 31/8 36/4 39/17 53/18 59/9 GRAF [1] 2/13 Grand [1] 27/5 grant [1] 47/24 granted [2] 25/7 48/2 grapes [1] 28/20 great [1] 23/25 greater [1] 4/21 greatest [1] 47/8 grounds [1] 14/17 group [2] 36/25 55/9 guess [7] 12/20 18/12 31/10 37/10 48/21 52/25 56/6 guidelines [1] 42/25 guilty [1] 30/4 GUTIERREZ [5] 2/14 19/7 20/18 20/21 21/2 guys [4] 28/2 50/5 59/6 59/11	36/16 hall [1] 20/4 handled [1] 52/14 hands [9] 4/11 13/9 30/7 32/18 32/19 32/19 34/4 34/9 34/17 hang [1] 33/17 happen [2] 40/23 41/1 happened [8] 11/25 23/25 31/24 45/13 50/6 50/10 50/14 55/6 happening [1] 44/19 happens [1] 25/9 harder [1] 18/7 harm [6] 16/5 16/15 16/20 18/4 20/14 28/20 harmed [2] 3/17 20/15 has [44] 4/4 6/7 7/18 8/2 9/11 10/18 12/19 13/9 13/24 14/12 15/20 16/14 19/25 20/7 20/11 21/7 21/10 22/11 23/8 24/3 24/13 24/13 25/19 28/12 30/4 30/19 31/17 31/24 32/5 32/14 32/20 34/17 38/5 39/17 42/22 45/13 47/19 48/25 52/8 53/11 53/12 53/13 57/11 59/21 has stated [1] 39/17 hasn't [5] 12/10 15/21 17/13 30/13 54/20 have [131] have-nots [1] 4/1 haven't [5] 6/19 10/10 25/4 44/23 45/10 haves [1] 3/25 having [1] 46/15 HAWKINS [1] 1/24 he [58] 10/17 12/25 13/8 13/10 13/11 13/11 13/17 13/17 14/9 14/11 21/24 22/14 27/19 27/21 30/9 31/17 32/1 32/3 32/4 32/5 34/17 47/4 47/12 47/19 48/23 48/25 53/10 53/11 53/12 53/13 53/16 53/23 54/12 54/19 54/20 54/20 55/7 55/9 55/9 55/17 56/9 56/10 56/19 56/19 56/20 56/21 56/22 56/22 56/22 57/10 57/11 57/13 57/13 57/15 57/16 57/17 57/22 58/17 he'll [1] 38/6 he's [9] 14/9 14/10 14/12 21/24 30/8 34/15 49/18 56/23 57/9 hear [2] 23/12 47/13 heard [1] 12/16 hearing [11] 1/15 8/4 19/16 20/9 20/10 47/7 50/7 50/11 52/1 52/24 54/4 heart [1] 12/17 help [3] 10/16 17/7			
	F	face [1] 57/22 facility [1] 42/23 fact [7] 6/13 7/12 9/1 22/11 24/11 30/19 55/6 factor [2] 32/22 32/23 failure [1] 44/20 fair [2] 58/3 59/23 faith [11] 4/17 11/4 11/11 11/12 12/5 12/6 12/10 12/11 18/2 27/10 27/16 fall [1] 11/8 familiar [2] 11/1 39/15 family [4] 41/10 41/11 41/12 41/13 far [5] 5/23 21/10 28/16 39/18 55/25 Farms [1] 26/7 faster [1] 21/25 father [1] 41/24 father-in-law [1] 41/24 faulty [1] 50/13 faux [1] 4/22 favor [7] 26/3 39/11 39/12 39/22 39/25 46/22 56/3 favorable [1] 43/18 favoritism [9] 24/11 24/13 24/16 24/25 25/1 29/23 30/10 30/11 30/14 feel [6] 7/23 13/8 17/25 29/3 29/11 47/23 fees [1] 25/17 fellow [1] 20/24 felt [1] 57/13 FETAZ [1] 2/4 few [2] 17/17 45/14 field [1] 58/3 figure [1] 45/12 file [3] 4/14 38/24 39/3 filed [6] 11/11 12/11 17/23 18/12 29/17 29/25 filing [1] 33/10 final [2] 24/18 25/18 finalize [1] 24/20 financial [1] 7/20 financially [1] 7/20 find [2] 3/10 29/19 fine [4] 24/5 25/20	26/16 46/10 fired [1] 14/4 firm [1] 29/2 first [16] 3/6 6/13 6/24 8/15 10/14 15/18 24/23 25/6 25/15 31/25 34/13 40/6 41/14 56/7 56/24 57/11 fit [1] 36/24 five [1] 13/10 flat [1] 12/12 fly [1] 45/15 follow [2] 25/23 45/3 following [2] 3/19 43/1 fond [2] 37/1 37/2 foot [1] 18/19 force [1] 55/24 forced [1] 50/13 forcing [1] 41/21 FOREGOING [1] 61/3 forgot [1] 31/6 form [1] 32/14 format [1] 52/18 former [4] 4/12 29/3 32/11 32/12 forth [3] 3/18 27/11 28/9 30/16 forthcoming [1] 33/12 forward [3] 4/20 19/3 20/16 foundational [1] 52/21 four [2] 10/11 13/23 frankly [2] 26/9 28/6 fraud [1] 27/16 free [2] 16/8 16/8 FRIDAY [1] 1/10 front [6] 7/6 24/18 29/22 30/12 35/14 57/23 fundamental [1] 34/20 funeral [2] 41/14 55/5 further [1] 34/18 future [1] 16/7	G	GAMBLE [1] 2/13 gaming [1] 40/15 gave [4] 6/13 13/16 17/8 27/5 General [1] 46/10 General's [1] 33/11 generation [1] 40/15 Generator [1] 44/24 GENTILE [16] 2/5 8/9 14/3 31/1 33/14 33/22 34/4 35/1 37/13 41/20 43/11 46/23 46/24 53/18 55/16 56/5 Gentile's [2] 33/24 34/18 get [27] 3/11 14/14 18/14 19/20 19/24 20/13 24/17 24/19 27/12 28/23 29/2 30/3 30/21 33/1 34/15 34/23 36/22 36/23 41/21 44/24 45/4 45/4 45/19 48/21 48/22 51/23 57/7 gets [2] 30/12 38/13	getting [4] 28/14 32/10 33/17 56/15 give [9] 7/9 7/10 8/1 18/18 24/4 45/21 46/9 50/21 52/10 given [3] 39/4 42/7 42/12 gives [1] 4/21 glad [1] 47/1 global [14] 11/9 11/19 11/21 12/4 12/5 12/12 12/19 13/20 17/19 19/18 22/6 34/15 34/21 34/23 go [12] 3/6 4/20 8/15 15/8 22/12 23/4 30/22 33/20 46/23 49/10 50/2 58/25 goes [2] 13/10 36/10 going [62] gone [3] 20/25 32/14 38/1 GONZALEZ [1] 1/9 good [22] 3/13 4/17 11/2 11/4 11/11 11/12 12/5 12/6 12/10 12/11 14/19 15/16 18/2 19/11 21/18 23/19 27/10 27/16 39/14 40/5 46/25 51/15 good-faith [1] 11/4 goodbye [1] 12/2 gosh [3] 31/5 49/14 51/2 got [13] 12/24 14/9 14/11 17/12 17/16 22/14 24/23 30/11 31/8 36/4 39/17 53/18 59/9 GRAF [1] 2/13 Grand [1] 27/5 grant [1] 47/24 granted [2] 25/7 48/2 grapes [1] 28/20 great [1] 23/25 greater [1] 4/21 greatest [1] 47/8 grounds [1] 14/17 group [2] 36/25 55/9 guess [7] 12/20 18/12 31/10 37/10 48/21 52/25 56/6 guidelines [1] 42/25 guilty [1] 30/4 GUTIERREZ [5] 2/14 19/7 20/18 20/21 21/2 guys [4] 28/2 50/5 59/6 59/11	36/16 hall [1] 20/4 handled [1] 52/14 hands [9] 4/11 13/9 30/7 32/18 32/19 32/19 34/4 34/9 34/17 hang [1] 33/17 happen [2] 40/23 41/1 happened [8] 11/25 23/25 31/24 45/13 50/6 50/10 50/14 55/6 happening [1] 44/19 happens [1] 25/9 harder [1] 18/7 harm [6] 16/5 16/15 16/20 18/4 20/14 28/20 harmed [2] 3/17 20/15 has [44] 4/4 6/7 7/18 8/2 9/11 10/18 12/19 13/9 13/24 14/12 15/20 16/14 19/25 20/7 20/11 21/7 21/10 22/11 23/8 24/3 24/13 24/13 25/19 28/12 30/4 30/19 31/17 31/24 32/5 32/14 32/20 34/17 38/5 39/17 42/22 45/13 47/19 48/25 52/8 53/11 53/12 53/13 57/11 59/21 has stated [1] 39/17 hasn't [5] 12/10 15/21 17/13 30/13 54/20 have [131] have-nots [1] 4/1 haven't [5] 6/19 10/10 25/4 44/23 45/10 haves [1] 3/25 having [1] 46/15 HAWKINS [1] 1/24 he [58] 10/17 12/25 13/8 13/10 13/11 13/11 13/17 13/17 14/9 14/11 21/24 22/14 27/19 27/21 30/9 31/17 32/1 32/3 32/4 32/5 34/17 47/4 47/12 47/19 48/23 48/25 53/10 53/11 53/12 53/13 53/16 53/23 54/12 54/19 54/20 54/20 55/7 55/9 55/9 55/17 56/9 56/10 56/19 56/19 56/20 56/21 56/22 56/22 56/22 57/10 57/11 57/13 57/13 57/15 57/16 57/17 57/22 58/17 he'll [1] 38/6 he's [9] 14/9 14/10 14/12 21/24 30/8 34/15 49/18 56/23 57/9 hear [2] 23/12 47/13 heard [1] 12/16 hearing [11] 1/15 8/4 19/16 20/9 20/10 47/7 50/7 50/11 52/1 52/24 54/4 heart [1] 12/17 help [3] 10/16 17/7
	H	had [28] 8/14 10/11 11/15 12/1 13/16 13/17 14/3 14/14 14/22 15/16 19/15 19/19 22/18 29/13 29/21 34/6 41/2 41/10 41/24 43/22 47/4 47/18 48/20 50/25 54/9 54/16 55/12 57/11 hadn't [2] 29/16 41/16 half [3] 24/12 36/13	H	had [28] 8/14 10/11 11/15 12/1 13/16 13/17 14/3 14/14 14/22 15/16 19/15 19/19 22/18 29/13 29/21 34/6 41/2 41/10 41/24 43/22 47/4 47/18 48/20 50/25 54/9 54/16 55/12 57/11 hadn't [2] 29/16 41/16 half [3] 24/12 36/13			

<p>H help... [1] 32/12 helped [1] 11/8 Henderson [1] 28/14 her [17] 21/8 36/3 36/3 36/7 36/12 41/10 41/12 41/13 41/16 41/19 41/21 41/25 46/10 46/13 47/1 55/3 55/5 Herbal [8] 3/14 4/5 5/8 20/2 21/4 22/9 28/7 29/14 herd [1] 30/20 here [42] 3/4 10/24 18/11 20/7 20/8 23/3 23/9 23/13 23/20 24/11 26/9 28/6 31/17 32/14 36/23 37/25 42/23 44/10 45/7 45/9 45/11 45/11 45/15 46/13 46/16 47/4 48/15 48/25 54/13 54/14 54/20 54/23 55/3 55/15 55/18 56/1 57/6 57/11 57/22 58/4 58/11 58/25 Here's [1] 7/3 hey [2] 13/1 28/1 high [4] 1/13 18/14 18/17 18/18 him [15] 14/8 17/14 29/22 32/6 43/13 53/16 53/22 54/13 55/15 56/1 56/20 57/18 58/4 58/5 58/6 himself [2] 38/6 53/18 hired [2] 32/11 47/17 his [14] 9/15 12/25 13/18 17/13 26/8 29/20 29/24 39/17 53/24 53/25 54/3 57/22 58/16 59/17 hit [1] 47/21 hold [1] 6/23 holders [1] 6/14 holding [1] 9/25 Holdings [2] 27/22 27/25 holdout [1] 18/1 HOLISTICS [1] 1/14 home [1] 45/16 Hone [3] 21/17 21/20 23/3 honest [1] 9/13 Honor [61] 3/7 5/3 8/13 8/16 8/19 10/13 10/20 10/23 10/24 11/11 13/19 13/22 14/16 15/1 15/13 15/18 16/2 16/17 16/18 17/3 19/11 19/12 19/21 20/1 20/12 20/16 20/23 21/18 22/2 22/16 23/1 23/19 23/24 24/8 24/14 24/21 25/2 25/8 25/16 25/18 25/25 26/5 27/11 34/3 34/22 39/14 40/5 41/6 42/20 43/5 43/9 44/4 44/7 45/25 49/19 51/23 54/12</p>	<p>55/14 58/3 58/12 59/1 Honor's [1] 5/3 HONORABLE [1] 1/9 hopefully [1] 13/13 hour [1] 59/5 hours [1] 22/4 housekeeping [1] 59/2 how [10] 6/15 6/23 13/4 15/11 19/12 21/6 28/17 31/11 51/24 57/20 however [4] 41/10 48/2 54/12 58/16 huh [1] 39/24 hundreds [3] 11/16 47/16 47/16 hurdles [1] 22/5 Hyatt [1] 29/2 hypervigilant [1] 19/10 hypocrisy [1] 41/7</p> <hr/> <p>I I'd [5] 14/7 15/5 15/18 39/21 50/17 I'll [9] 3/7 8/6 15/13 17/6 23/1 26/5 27/3 50/4 59/7 I'm [44] 5/22 6/17 7/23 8/1 11/1 11/1 11/4 13/21 15/9 17/15 28/6 30/21 30/23 31/1 31/8 32/5 33/17 34/1 34/20 35/16 36/4 37/2 37/9 37/11 38/6 38/11 40/6 40/9 41/3 43/2 47/1 49/3 50/2 50/11 51/17 51/18 52/10 53/6 54/10 56/15 56/15 57/6 58/15 58/23 I've [11] 8/7 11/1 12/15 16/2 17/16 31/8 33/6 38/4 47/17 47/17 50/8 Idaho [1] 41/23 idea [1] 28/23 IDENTIFICATION [1] 61/10 identifies [1] 48/5 if [42] 11/3 14/19 14/25 17/16 25/20 26/21 28/8 29/2 29/5 29/13 29/23 30/8 30/21 31/1 31/9 34/14 34/22 36/9 37/9 38/10 38/12 39/3 40/7 40/21 44/1 44/24 45/1 45/9 45/11 45/19 47/23 47/24 48/7 49/10 50/10 51/5 54/14 56/7 56/17 57/16 58/5 59/20 Ill [1] 2/6 imagine [1] 40/20 impact [1] 28/25 impacted [2] 18/8 28/8 impeded [1] 12/19 imperative [1] 29/11 importance [3] 29/7 42/7 42/17 important [1] 42/11 impossible [2] 22/5 22/6</p>	<p>improper [1] 24/25 in [185] in-laws [1] 41/24 inappropriate [2] 43/24 44/21 inaudible [1] 3/8 INC [1] 1/25 include [3] 7/9 14/12 25/21 included [2] 15/3 28/21 includes [2] 4/12 4/24 including [4] 42/8 42/8 43/3 49/3 inconsequential [1] 55/7 incurred [1] 21/11 indemnity [3] 12/7 12/9 35/6 independent [2] 6/9 7/13 indicated [2] 18/24 51/20 industry [4] 40/13 53/12 55/10 55/11 ineffective [2] 16/10 16/12 informal [1] 14/6 information [2] 13/16 53/22 inherent [3] 54/13 55/15 58/1 injunction [15] 1/12 1/15 4/25 16/23 17/24 18/11 19/16 20/9 20/10 27/23 28/4 28/17 52/1 52/24 54/17 injunctive [2] 34/10 50/7 innocent [1] 30/4 input [2] 14/21 14/22 inside [1] 13/16 inspections [1] 24/19 instance [2] 27/20 33/9 insurance [1] 12/1 integrate [1] 37/21 intend [3] 9/1 53/21 57/18 intended [3] 4/22 48/11 48/12 intent [1] 36/22 interest [1] 33/11 interesting [1] 17/22 interfere [2] 27/20 35/8 internal [1] 33/10 interstate [3] 48/1 49/6 49/7 intervene [1] 4/15 intervened [1] 31/22 intervenor [2] 38/5 47/19 intervenors [11] 4/16 16/18 16/24 20/24 21/11 22/10 23/9 30/17 31/22 38/2 38/4 into [14] 1/14 7/12 10/21 13/10 16/3 16/8 16/21 26/11 27/24 28/2 30/3 36/24 37/16 37/21</p>	<p>involved [7] 5/7 11/18 13/2 17/20 29/20 32/21 48/2 involvement [7] 53/12 53/12 53/13 55/21 55/22 56/18 58/11 ironic [1] 29/19 ironically [1] 27/23 irreparable [6] 16/5 16/15 16/19 16/20 18/4 20/14 irreparably [1] 3/17 is [188] isn't [2] 28/20 53/3 issuance [1] 24/19 issue [18] 3/16 13/13 19/2 29/12 33/1 34/8 34/14 35/11 36/4 40/6 40/22 41/2 41/4 44/17 46/19 49/6 52/13 59/2 issued [3] 16/11 25/22 28/3 issues [14] 5/18 28/24 32/13 42/14 43/14 44/10 48/1 48/18 48/20 51/2 52/21 53/8 55/9 55/16 it [142] it's [54] 3/5 3/6 3/9 3/19 4/11 6/4 6/22 6/22 9/19 13/23 14/5 15/2 17/22 21/21 24/14 24/21 25/5 25/7 26/16 26/18 26/21 31/7 33/21 34/16 36/8 37/2 37/2 38/21 39/17 40/23 41/1 42/5 46/11 46/12 46/18 46/19 46/25 47/11 47/20 49/25 51/7 52/7 52/10 52/13 53/20 54/13 55/13 55/13 56/6 56/17 56/23 56/23 57/17 57/25 item [1] 50/12 its [7] 5/15 7/2 16/9 28/5 29/3 40/14 42/16</p> <hr/> <p>J JAMES [1] 2/7 JARED [3] 2/14 30/18 30/18 JAV [1] 37/17 JAVS [2] 37/21 48/7 JD [1] 1/25 Jean [1] 37/4 Jeans [1] 37/17 JENNIFER [1] 2/12 JILL [1] 1/24 job [1] 31/10 JOEL [1] 2/17 John [1] 32/6 join [3] 8/9 39/21 43/10 joinder [6] 1/14 1/16 1/19 18/12 40/7 50/25 joinders [1] 50/1 joined [3] 8/11 8/17 8/19 joining [2] 22/2 23/6 joke [1] 22/16</p>	<p>JORDAN [1] 2/18 Jorge [1] 2/20 JOSEPH [1] 2/14 judge [10] 1/9 5/22 7/16 19/19 29/11 30/24 33/17 33/22 42/25 42/25 judgment [1] 33/7 judicial [1] 25/10 JULY [3] 1/10 3/1 7/4 jump [1] 8/24 jumped [1] 12/2 June [1] 19/14 jurisdiction [2] 15/20 54/15 just [40] 5/3 5/4 5/22 7/16 8/20 12/12 13/1 14/5 14/13 15/2 17/8 17/17 19/12 20/23 21/5 23/7 24/8 24/14 24/21 28/17 28/20 29/21 34/20 39/16 39/21 41/19 41/24 46/7 46/11 46/19 47/3 47/11 47/20 49/21 52/12 55/17 56/15 56/17 56/22 57/6 justice [3] 9/16 29/25 32/12</p> <hr/> <p>K KAHN [9] 2/14 12/25 29/14 29/17 30/18 30/18 30/19 30/22 30/23 Kara [1] 46/7 Karalin [1] 36/1 keep [2] 27/4 58/2 KEMP [19] 2/5 10/9 10/11 10/18 15/9 18/6 19/14 19/16 20/24 22/8 27/5 29/18 29/19 30/9 31/8 31/16 31/25 33/16 53/7 Khan [2] 21/17 23/2 kids [1] 41/24 kind [4] 13/11 22/15 23/20 44/16 KIRILL [1] 2/15 know [34] 3/12 10/19 12/15 13/12 13/23 13/23 14/3 14/7 14/11 14/14 14/17 14/19 14/19 14/25 21/7 21/10 27/19 33/21 34/11 35/16 36/11 37/9 38/21 45/14 46/16 47/8 47/10 48/24 49/17 51/24 52/4 56/10 59/20 60/2 knowing [1] 28/24 knowledge [1] 53/11 knows [2] 7/5 13/12 KOCH [3] 2/15 17/6 19/6 Koch's [1] 17/12 Kouretas [2] 53/20 57/17</p> <hr/> <p>L lack [1] 7/12</p>
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L	32/21 40/13 42/15 57/14 57/16 little [4] 13/14 25/3 42/13 44/9 live [3] 10/17 36/7 47/1 lives [1] 54/24 LLC [2] 1/13 27/25 LLC'S [4] 1/14 1/14 1/16 1/20 local [2] 45/23 48/13 located [1] 53/19 location [1] 37/13 logistical [1] 43/23 Lone [6] 39/8 43/16 45/2 45/5 45/20 55/17 long [6] 17/21 17/21 19/13 21/10 50/8 54/21 look [4] 21/20 32/20 37/20 56/12 looking [1] 43/12 lost [1] 13/17 lot [7] 5/6 5/10 14/22 14/22 21/24 27/3 36/5 Lots [1] 31/24 loudest [1] 41/21 lucky [1] 36/9 Lum [1] 9/3 lunch [1] 22/15	17/22 20/5 22/12 23/8 28/18 31/18 33/23 34/17 35/11 46/9 47/3 50/21 56/12 mean [9] 4/19 4/22 8/2 14/9 14/20 31/25 47/20 47/23 50/4 meaning [1] 36/21 means [3] 42/6 48/6 50/17 Meanwhile [1] 30/13 medical [5] 43/14 46/10 48/1 48/18 48/20 MEDICINE [1] 1/13 meeting [2] 6/13 6/24 Melanie [1] 6/5 member [1] 55/19 members [2] 6/10 6/11 memory [2] 50/9 50/13 mentioned [2] 25/18 43/12 merely [1] 27/15 merits [1] 16/13 MGM [6] 10/25 11/13 11/15 11/17 11/17 27/5 mic [1] 59/9 middle [1] 23/20 might [3] 6/5 40/18 50/13 MIKHAYLOV [1] 2/15 MILLER [4] 2/6 8/11 31/2 40/20 million [2] 11/21 12/1 minute [2] 30/6 38/6 minutes [1] 59/5 misbehaves [1] 32/22 misbehavior [1] 33/8 misquoted [1] 56/16 mistake [1] 11/24 misunderstanding [1] 42/17 MM [1] 28/15 money [1] 24/5 month [2] 19/21 24/20 months [3] 9/22 12/20 22/12 more [8] 15/15 15/21 24/19 29/1 32/10 53/9 55/10 57/14 Moreover [1] 41/7 morning [8] 3/13 10/10 19/11 21/18 23/19 36/4 39/14 40/5 morph [1] 39/5 most [8] 8/2 17/17 23/14 29/6 40/12 40/12 55/12 57/13 motion [54] 1/12 1/14 1/16 1/20 3/5 3/6 3/20 4/15 6/4 8/19 10/6 11/11 11/12 12/6 12/6 12/10 12/11 15/6 15/19 17/3 17/18 17/23 19/5 21/14 26/4 27/1 32/9 34/24 36/20 38/12 38/18 38/18 38/24 39/3 39/12 39/12 40/1 40/3 43/7 44/8 46/5 46/23 48/2 49/10 49/19 49/20	50/19 51/13 51/13 56/3 56/6 56/6 58/7 58/19 motions [2] 19/22 59/5 Mountain [6] 39/8 43/16 45/2 45/5 45/20 55/17 mouth [1] 25/11 move [4] 19/3 20/16 24/17 38/20 moved [2] 3/9 4/4 moves [1] 54/20 moving [2] 4/9 35/19 Mr [5] 36/23 44/5 44/13 53/18 56/7 Mr. [146] Mr. Archos [3] 44/9 44/22 45/7 Mr. Bice [1] 52/11 Mr. Bult [4] 14/8 15/25 19/17 22/11 Mr. Christiansen [1] 49/24 Mr. Demetri [1] 57/17 Mr. Dorf [3] 44/9 44/22 45/7 Mr. Gentile [15] 8/9 14/3 31/1 33/14 33/22 34/4 35/1 37/13 41/20 43/11 46/23 46/24 53/18 55/16 56/5 Mr. Gentile's [2] 33/24 34/18 Mr. Gutierrez [4] 19/7 20/18 20/21 21/2 Mr. Hone [3] 21/17 21/20 23/3 Mr. Kahn [6] 12/25 29/14 29/17 30/19 30/22 30/23 Mr. Kemp [18] 10/9 10/11 10/18 15/9 18/6 19/14 19/16 20/24 22/8 27/5 29/18 29/19 30/9 31/8 31/16 31/25 33/16 53/7 Mr. Khan [2] 21/17 23/2 Mr. Koch [2] 17/6 19/6 Mr. Koch's [1] 17/12 Mr. Lenhard [1] 49/18 Mr. Miller [2] 8/11 31/2 Mr. Parker [1] 19/16 Mr. Prince [10] 38/5 40/4 44/1 49/23 49/25 50/25 56/10 56/17 57/2 57/4 Mr. Prince's [2] 43/10 50/2 Mr. Pupo [8] 36/17 39/7 39/16 39/22 42/8 43/16 48/15 55/24 Mr. Pupo's [1] 42/21 Mr. Ritter [21] 13/7 13/8 13/16 34/15 34/19 50/3 51/1 53/8 53/10 53/19 53/23 54/17 55/6 55/11 55/13 56/7 56/8 57/9 57/15 57/20 58/14 Mr. Ritter's [4] 13/15	34/5 55/22 56/18 Mr. Rose [1] 23/17 Mr. Rose's [1] 26/7 Mr. Rulis [1] 19/16 Mr. Schwarz [6] 23/3 23/18 44/7 44/15 44/18 47/3 Mr. Seigneur [2] 39/7 47/15 Mr. Shevorski [6] 10/16 15/11 17/4 17/7 19/25 27/19 Mr. Slater [1] 8/18 Mr. Smith [5] 36/24 39/7 47/15 48/23 59/9 Mr. Williamson [7] 43/8 43/9 44/4 44/6 51/4 51/8 51/11 MS [1] 35/15 Ms. [34] 3/5 3/5 5/17 5/21 18/23 20/20 21/5 26/5 26/16 26/24 27/2 27/2 27/3 27/9 29/9 29/11 31/5 31/6 31/8 35/2 35/2 36/2 39/6 39/13 41/10 42/8 43/16 46/6 46/18 46/25 48/16 48/17 51/20 54/22 MS. BRASTER [3] 26/5 26/16 26/24 Ms. Chattah [10] 3/5 5/17 5/21 18/23 27/2 29/9 29/11 31/5 31/8 35/2 Ms. Connor [2] 41/10 54/22 Ms. Cronkhite [7] 39/6 42/8 43/16 46/18 46/25 48/16 48/17 Ms. Levin [2] 36/2 46/6 Ms. Shell [1] 20/20 Ms. Sugden [7] 3/5 21/5 27/2 27/3 27/9 31/6 35/2 Ms. Welch [2] 39/13 51/20 much [6] 23/24 34/18 46/12 46/13 56/19 57/21 multiple [2] 14/10 19/20 musketeers [1] 13/23 must [1] 27/13 mute [1] 26/14 my [37] 5/23 5/25 7/6 7/11 7/17 8/20 9/19 11/6 13/1 14/19 14/20 14/25 15/13 15/17 17/8 20/3 20/5 20/7 20/24 21/3 23/5 29/5 29/24 30/19 31/5 31/21 35/11 35/21 36/1 37/3 37/6 39/5 39/15 41/15 46/2 50/9 50/13
	M			
	made [12] 17/14 17/18 18/13 23/8 26/10 26/20 27/4 30/17 35/8 45/9 46/2 47/23 Madrigal [2] 29/12 29/16 magic [1] 13/11 make [8] 15/9 23/7 27/13 27/16 33/25 43/11 44/1 54/20 makes [3] 13/18 24/2 35/23 making [1] 17/18 man [1] 22/4 man-hours [1] 22/4 mandate [1] 4/12 mandatory [1] 19/23 many [5] 21/11 31/11 37/25 50/8 53/8 marijuana [1] 13/3 MARK [1] 2/4 Mary [4] 9/7 9/8 9/18 9/22 mask [1] 11/10 masks [1] 5/11 mass [1] 12/16 matter [8] 5/9 12/22 12/24 19/4 25/20 39/20 42/1 61/5 MAXIMILIEN [1] 2/4 may [13] 10/11 16/12 16/18 21/20 22/12 29/16 42/5 43/13 44/9 51/16 51/21 52/21 58/17 maybe [7] 13/11 25/4 25/5 34/15 47/12 47/16 47/21 me [16] 5/7 10/17 17/8			
			N	
			name [1] 11/6 named [1] 25/15 NATHANAEL [1] 2/7	

N	27/19 29/1 29/18 30/3 37/1 38/14 41/9 44/19 45/10 49/5 51/12 51/13 51/25 52/3 53/6 53/16 53/23 54/19 55/11 59/20 NRAP [2] 35/22 42/6 NRCP [2] 4/7 27/12 number [9] 13/6 13/7 31/16 32/16 33/5 33/6 35/25 53/9 61/10 Number 1 [2] 13/6 53/9 Number 2 [2] 13/7 33/6 Number one [2] 31/16 32/16 numbers [1] 52/20 numerous [2] 28/15 42/14	49/17 50/7 58/3 open [3] 10/13 30/11 33/19 opening [3] 25/19 32/25 33/2 opinion [2] 8/1 32/2 opportunities [1] 22/20 opportunity [6] 5/7 22/18 51/4 51/6 52/9 52/11 oppose [2] 28/23 28/24 opposed [2] 19/23 34/7 opposing [1] 23/10 opposition [2] 12/25 17/5 oppositions [4] 8/14 10/8 15/7 27/3 option [3] 23/23 37/19 41/20 options [2] 37/12 37/13 or [47] 8/2 8/5 8/25 9/8 12/16 15/17 15/19 18/25 19/2 19/18 20/5 22/22 24/4 24/17 24/18 24/19 26/3 26/10 26/18 26/19 28/7 32/14 32/22 34/8 35/6 35/10 38/14 38/16 38/18 38/25 39/19 40/12 41/25 44/20 46/22 47/15 48/1 48/4 48/4 52/1 52/21 53/1 53/24 55/12 58/6 61/10 61/10 OR'd [1] 30/1 order [21] 1/11 1/12 1/15 1/18 1/21 3/15 5/3 16/25 32/9 42/24 48/4 54/13 55/18 55/19 56/1 57/24 57/25 58/4 58/9 58/10 58/16 ordered [4] 41/19 54/21 55/2 55/15 ordinarily [1] 47/21 Oregon [1] 41/23 organized [1] 52/19 other [25] 4/21 7/15 7/21 15/7 16/4 16/25 17/19 18/5 18/9 18/21 21/8 23/5 23/13 28/11 28/16 28/19 29/5 30/13 30/16 30/22 35/17 50/8 53/22 55/24 57/21 others [2] 43/1 47/14 otherwise [4] 4/9 39/21 48/13 49/7 our [30] 3/16 3/20 4/10 4/11 6/4 6/4 6/9 9/10 9/23 23/19 25/12 25/14 25/17 25/19 25/19 25/25 27/22 28/3 28/25 29/4 32/13 37/16 42/24 42/24 43/24 47/23 48/7 52/9 58/25 59/5 out [23] 12/13 14/11 14/13 20/2 20/5 20/11 22/12 23/22 25/11 27/7	29/17 30/16 31/21 36/21 43/3 43/22 44/25 45/12 48/23 49/3 52/18 57/12 57/16 outrageous [1] 21/11 over [15] 9/22 16/10 20/13 21/1 24/24 28/12 28/13 28/18 30/20 41/3 44/9 45/13 45/19 47/17 50/7 overcoming [1] 22/5 overview [1] 46/10 own [1] 13/12 ownership [4] 13/10 13/13 13/13 24/18 ownerships [1] 28/12 owns [2] 13/10 13/11	28/23 30/23 35/17 45/7 45/7 45/17 47/5 49/5 58/21 per [1] 52/7 perhaps [1] 46/19 period [3] 50/8 55/24 58/22 person [5] 8/17 30/13 45/22 46/13 61/10 perspective [1] 26/9 pertains [1] 13/3 PETER [1] 2/3 Phil [1] 20/7 phone [1] 51/20 pick [4] 45/4 45/4 56/13 56/13 picked [1] 48/7 piece [4] 23/23 50/10 50/21 51/16 pieces [1] 40/12 place [4] 19/1 25/15 42/23 43/21 plaintiff [13] 12/18 13/6 13/7 21/11 26/10 29/19 29/20 30/1 30/8 34/4 34/8 53/8 54/14 plaintiffs [35] 2/2 4/14 5/17 8/24 11/16 12/2 12/15 12/17 13/20 15/3 16/4 16/8 16/17 16/20 16/24 16/25 18/10 18/15 18/19 19/3 20/1 22/18 22/24 23/14 24/12 27/12 28/19 29/24 30/10 36/2 36/9 41/8 43/19 45/12 55/2 plaintiffs' [1] 55/9 plan [1] 35/19 plane [1] 41/21 planned [1] 43/22 platform [2] 37/7 37/10 play [2] 54/7 54/11 played [1] 37/24 playing [1] 58/2 pleading [2] 5/25 6/2 pleadings [5] 5/6 8/12 11/23 29/4 32/11 please [4] 17/7 23/4 26/14 46/9 point [12] 8/20 9/3 14/3 19/22 23/7 25/18 27/10 30/3 38/20 39/2 43/11 43/13 points [5] 14/23 17/17 27/4 29/6 43/25 policy [3] 10/1 10/2 32/21 poly [1] 12/17 portion [8] 8/23 9/4 44/8 48/9 58/19 59/18 59/19 59/20 portions [1] 7/9 position [11] 5/23 13/4 18/20 18/21 25/12 25/14 25/19 34/5 39/15 41/7 42/18 positions [2] 18/22 42/12 possible [1] 9/13
NATURAL [1] 1/13 near [1] 57/7 nearly [2] 19/21 20/8 necessary [1] 22/25 need [8] 12/10 18/2 25/21 30/3 33/25 45/6 50/12 56/19 needed [3] 12/5 12/6 39/20 needs [2] 34/14 38/8 negligence [1] 40/17 negotiate [1] 54/21 negotiated [1] 7/4 negotiation [1] 30/2 negotiations [4] 7/5 17/21 17/24 55/8 NEVADA [17] 1/2 1/18 1/21 3/1 3/13 7/21 9/4 9/18 21/3 28/4 31/21 36/19 42/13 54/22 54/24 58/15 61/12 never [5] 16/2 25/14 46/2 47/17 56/8 new [2] 51/25 52/18 news [1] 46/25 next [5] 15/8 23/4 35/11 36/10 60/2 nice [1] 27/5 night [1] 18/12 Ninth [1] 34/10 no [56] 1/5 1/5 6/6 6/6 7/15 8/10 10/7 11/7 11/12 12/8 12/10 13/22 14/6 14/13 14/16 14/19 15/1 15/25 16/5 16/19 17/19 18/4 18/9 18/10 20/14 20/15 21/2 21/4 21/17 22/16 24/2 24/3 26/16 28/7 29/25 32/20 34/11 35/3 35/6 37/19 39/17 40/2 41/24 49/12 49/24 50/15 51/10 51/10 55/10 56/4 57/3 57/11 57/11 57/14 59/22 60/1 nobody [3] 13/12 23/8 53/9 nobody's [1] 12/17 none [1] 18/15 Nonetheless [1] 9/10 nonsensical [1] 18/15 nonsettling [1] 3/16 nor [1] 48/12 Norberto [3] 29/12 29/15 30/6 not [117] noted [1] 22/8 nothing [6] 16/14 20/3 20/13 20/24 32/10 38/25 notice [7] 1/12 1/17 1/21 45/21 51/3 58/20 58/22 nots [1] 4/1 now [32] 3/19 4/8 4/19 4/19 5/6 6/8 6/22 7/25 10/11 18/5 18/7 24/15	O o'clock [1] 8/4 object [5] 31/23 51/5 51/6 52/10 52/11 objection [2] 38/5 39/17 obligation [1] 14/12 obtain [1] 48/4 obtaining [1] 34/21 obviously [1] 16/16 occurred [1] 11/18 off [4] 14/4 36/18 49/22 49/25 offended [1] 5/4 offer [2] 51/5 51/16 office [3] 20/3 21/3 33/11 officers [1] 44/25 official [1] 38/1 oh [7] 17/7 27/8 31/5 41/14 49/24 55/1 59/13 okay [37] 3/13 6/22 9/9 10/13 10/24 12/2 12/17 21/22 21/23 31/13 33/5 33/17 34/2 37/18 37/22 38/11 39/9 40/25 41/18 44/14 46/11 48/15 49/2 49/9 49/10 49/13 49/15 50/23 51/8 51/11 51/22 54/2 57/8 59/3 59/13 59/15 60/2 old [1] 27/6 on [73] once [6] 15/17 20/2 20/5 20/8 20/11 47/21 one [42] 6/21 6/21 7/18 8/20 12/5 12/19 13/9 14/3 15/16 21/2 21/4 23/7 24/3 24/3 24/3 25/2 26/8 28/7 28/9 28/10 29/21 30/7 31/12 31/16 32/2 32/16 33/5 35/25 38/4 40/12 42/5 44/11 47/18 47/19 47/20 49/17 49/21 54/3 55/10 55/12 57/14 59/1 One's [1] 14/10 only [13] 7/22 17/22 27/12 28/10 31/12 41/8 42/24 46/8 47/19 49/3	P pandemic [2] 39/5 47/21 papers [1] 4/9 paragraph [3] 11/20 15/23 16/1 paragraph 13 [1] 15/23 parent [1] 15/14 parenting [1] 17/9 PARKER [2] 2/6 19/16 parlayed [1] 7/9 parsing [1] 21/8 part [14] 17/20 18/1 20/6 20/15 23/25 31/21 33/11 37/3 39/1 41/15 45/19 53/11 55/5 55/22 PARTE [1] 1/11 partial [10] 3/15 3/21 4/2 11/18 12/3 12/12 15/2 19/18 32/15 34/22 participant [1] 57/16 participate [1] 4/16 participated [1] 19/25 participating [1] 55/8 participation [1] 7/7 particular [6] 28/16 42/7 42/10 43/18 45/1 50/10 particularly [1] 42/11 parties [22] 3/17 3/23 4/8 4/19 5/1 5/5 5/9 5/13 9/20 12/9 17/22 22/25 24/6 24/22 25/20 26/12 28/11 29/21 35/8 42/13 43/15 58/22 parties' [2] 4/3 26/21 Partners [4] 45/2 45/6 45/20 55/17 parts [1] 40/17 party [10] 16/2 22/22 24/2 25/16 27/20 27/24 27/25 43/17 48/3 58/18 party's [1] 27/21 past [1] 7/5 path [1] 40/19 pathetic [1] 5/2 Pause [1] 29/10 pay [1] 24/5 Peckman [1] 20/7 people [14] 10/12 10/18 14/22 24/14 25/4		

<p>P</p> <p>potentially [1] 28/25</p> <p>power [4] 54/13 54/16 57/24 58/10</p> <p>precisely [1] 30/10</p> <p>precludes [1] 13/20</p> <p>predated [1] 7/6</p> <p>prefer [1] 36/7</p> <p>prejudice [1] 51/14</p> <p>preliminary [7] 1/12 1/15 17/23 20/9 52/1 52/24 54/16</p> <p>premature [1] 46/19</p> <p>premier [1] 29/2</p> <p>prepare [1] 45/24</p> <p>prepped [1] 43/22</p> <p>Prescott [4] 53/16 56/9 56/10 58/6</p> <p>presence [1] 32/6</p> <p>present [3] 2/20 39/4 45/5</p> <p>PRESENTATION [2] 1/17 1/20</p> <p>presented [1] 29/15</p> <p>presenting [1] 5/10</p> <p>preserve [1] 53/25</p> <p>presumably [1] 28/18</p> <p>pretrial [1] 52/15</p> <p>pretty [1] 31/24</p> <p>prevent [1] 42/17</p> <p>previously [1] 51/17</p> <p>primary [2] 10/24 12/1</p> <p>PRINCE [11] 2/16 38/5 40/4 44/1 49/23 49/25 50/25 56/10 56/17 57/2 57/4</p> <p>Prince's [2] 43/10 50/2</p> <p>prior [2] 1/14 58/16</p> <p>priority [1] 28/12</p> <p>private [2] 16/24 27/25</p> <p>probably [6] 7/25 13/5 15/15 22/3 37/8 47/22</p> <p>problem [14] 5/12 12/14 14/20 14/25 15/25 18/1 34/5 34/7 34/21 35/21 37/14 44/15 47/4 57/11</p> <p>problem-solving [1] 35/21</p> <p>problematic [1] 13/18</p> <p>problems [3] 12/18 39/4 43/23</p> <p>procedure [3] 38/22 38/23 48/20</p> <p>proceeding [3] 53/9 53/10 58/17</p> <p>proceedings [9] 1/7 9/12 23/21 29/10 50/9 50/14 52/15 60/4 61/4</p> <p>process [9] 16/9 19/13 22/18 38/10 53/13 55/23 55/23 57/13 57/15</p> <p>producing [1] 47/5</p> <p>proffering [1] 48/3</p> <p>promise [1] 59/7</p> <p>pronouncement [1] 4/8</p>	<p>proof [2] 6/6 21/7</p> <p>proper [1] 27/15</p> <p>property [1] 23/23</p> <p>propose [1] 38/23</p> <p>prosecuting [1] 9/21</p> <p>protect [1] 29/5</p> <p>protocol [5] 42/23 45/3 45/22 50/6 52/14</p> <p>protocols [1] 43/1</p> <p>prove [1] 16/22</p> <p>proven [1] 30/4</p> <p>provide [1] 31/18</p> <p>provided [3] 30/15 30/19 58/17</p> <p>provides [2] 4/25 6/9</p> <p>provision [5] 4/20 9/20 9/24 25/3 28/9</p> <p>provisions [3] 4/9 4/22 28/16</p> <p>public [3] 10/1 10/2 32/21</p> <p>published [2] 59/17 59/21</p> <p>Pull [1] 11/10</p> <p>Pupo [9] 2/20 36/17 39/7 39/16 39/22 42/8 43/16 48/15 55/24</p> <p>PUPO'S [2] 1/19 42/21</p> <p>purchase [1] 23/23</p> <p>pure [1] 12/17</p> <p>purposely [3] 4/3 54/19 57/10</p> <p>purposes [2] 39/1 42/7</p> <p>pursuant [1] 38/12</p> <p>push [1] 26/1</p> <p>put [4] 11/23 26/14 40/21 45/24</p> <p>putting [1] 27/11</p> <p>PUZEY [1] 2/7</p> <p>Q</p> <p>QUALCAN [3] 1/14 1/16 1/20</p> <p>quarantine [2] 39/7 45/16</p> <p>quarantining [1] 49/5</p> <p>quash [1] 58/7</p> <p>question [1] 39/18</p> <p>questionable [2] 6/23 55/22</p> <p>questions [5] 8/6 15/19 18/6 18/6 29/5</p> <p>quite [2] 26/9 28/6</p> <p>quote [1] 33/23</p> <p>R</p> <p>raise [2] 8/20 59/23</p> <p>raised [3] 28/16 29/4 44/1</p> <p>raises [2] 6/4 29/19</p> <p>rank [3] 18/14 18/17 18/18</p> <p>ranking [1] 25/23</p> <p>rates [1] 28/8</p> <p>rather [3] 46/12 46/13 47/1</p> <p>RE [1] 1/6</p> <p>reach [3] 22/6 22/12 30/16</p>	<p>reached [4] 20/2 20/5 20/11 29/17</p> <p>reaching [1] 22/5</p> <p>read [9] 11/1 11/3 11/17 27/21 38/7 38/7 49/14 59/16 59/19</p> <p>ready [1] 3/4</p> <p>reality [1] 7/17</p> <p>really [7] 4/22 7/11 9/9 18/4 34/14 36/21 37/18</p> <p>reason [8] 9/23 12/6 14/16 15/5 28/22 30/16 49/3 58/21</p> <p>reasonable [1] 42/22</p> <p>reasons [5] 13/9 16/12 18/23 41/5 42/20</p> <p>receive [2] 18/17 22/13</p> <p>received [3] 18/16 24/3 27/24</p> <p>recitation [1] 27/5</p> <p>recognize [3] 24/5 37/1 38/1</p> <p>recognizes [1] 16/16</p> <p>record [19] 24/8 26/1 37/3 38/8 38/21 39/1 39/20 40/16 40/17 40/19 40/22 41/4 41/15 42/2 42/3 42/6 42/10 42/16 56/18</p> <p>RECORDED [1] 1/24</p> <p>RECORDER [1] 1/24</p> <p>recording [3] 38/17 48/6 61/4</p> <p>redistribute [1] 3/24</p> <p>REDUCE [2] 1/17 1/20</p> <p>regard [14] 32/2 32/15 37/15 37/16 37/24 39/5 43/15 47/2 47/3 47/14 48/23 51/12 53/6 57/9</p> <p>regarding [4] 29/14 39/16 39/18 55/16</p> <p>regardless [1] 25/15</p> <p>regular [1] 51/7</p> <p>regulators [2] 53/13 55/25</p> <p>regulatory [2] 24/9 55/23</p> <p>rehearsed [1] 43/22</p> <p>reject [1] 9/23</p> <p>rejected [2] 9/18 30/24</p> <p>relate [1] 53/22</p> <p>related [5] 48/19 48/20 50/3 51/1 58/19</p> <p>relates [1] 52/12</p> <p>released [3] 15/23 15/24 16/1</p> <p>relevancy [1] 52/21</p> <p>relief [3] 34/10 50/7 57/21</p> <p>rely [2] 50/13 50/16</p> <p>remaining [7] 4/3 5/5 5/13 5/17 11/22 19/2 35/5</p> <p>remains [1] 9/1</p> <p>remember [9] 9/6 36/6 47/7 47/7 50/6 50/17 50/20 51/18 51/21</p> <p>remind [2] 31/20 39/16</p> <p>reminder [1] 35/20</p>	<p>remote [6] 39/8 39/17 39/22 40/11 41/20 43/21</p> <p>remotely [1] 46/15</p> <p>Reno [2] 36/19 36/24</p> <p>reopen [1] 31/9</p> <p>repeating [2] 3/19 7/23</p> <p>replace [1] 48/11</p> <p>replete [1] 56/18</p> <p>reply [6] 6/4 6/9 7/11 7/17 7/23 8/7</p> <p>reporter [4] 38/11 38/16 38/17 59/11</p> <p>REPORTING [1] 1/25</p> <p>represent [1] 26/6</p> <p>representative [2] 45/2 58/11</p> <p>representatives [3] 43/16 55/18 57/22</p> <p>reps [1] 39/8</p> <p>request [6] 15/18 16/3 17/2 39/6 50/3 58/20</p> <p>requesting [1] 3/14</p> <p>requests [1] 47/23</p> <p>require [1] 49/7</p> <p>required [4] 4/6 25/1 25/24 45/17</p> <p>requirement [1] 48/12</p> <p>requires [3] 24/16 25/24 45/22</p> <p>requiring [1] 49/5</p> <p>reserve [2] 7/2 8/6</p> <p>reserving [1] 25/16</p> <p>RESIDENTS [2] 1/18 1/21</p> <p>resolution [1] 21/10</p> <p>resolve [5] 3/22 5/9 20/12 28/24 34/6</p> <p>resolved [6] 19/20 19/24 20/13 24/15 24/25 34/14</p> <p>respect [7] 8/23 9/10 15/23 40/11 42/21 44/18 46/18</p> <p>respectfully [7] 5/3 5/14 15/18 17/2 27/18 29/1 58/12</p> <p>respond [2] 27/4 51/25</p> <p>response [7] 8/10 10/7 35/3 40/2 56/4 57/3 60/1</p> <p>rest [3] 15/15 36/2 36/9</p> <p>restaurants [2] 31/9 31/11</p> <p>restraining [3] 1/11 3/15 32/9</p> <p>result [1] 5/13</p> <p>results [3] 46/12 46/20 48/18</p> <p>retained [1] 43/19</p> <p>return [1] 41/22</p> <p>returning [1] 49/5</p> <p>revenue [1] 40/14</p> <p>review [1] 52/9</p> <p>revoke [1] 6/12</p> <p>revoked [2] 6/14 13/6</p> <p>RICHARD [1] 2/18</p> <p>ride [1] 18/5</p> <p>right [30] 3/3 3/9 8/14</p>	<p>11/6 14/2 16/22 18/24 19/1 22/22 26/12 26/17 26/18 26/21 31/7 34/12 35/4 35/24 36/14 36/24 41/5 43/19 43/20 43/24 45/10 49/4 50/25 52/2 52/12 52/25 54/25</p> <p>rights [6] 4/4 7/2 18/8 21/7 25/17 28/3</p> <p>riot [1] 17/16</p> <p>risk [1] 16/18</p> <p>Ritter [22] 13/7 13/8 13/16 32/6 34/15 34/19 50/3 51/1 53/8 53/10 53/19 53/23 54/17 55/6 55/11 55/13 56/7 56/8 57/9 57/15 57/20 58/14</p> <p>Ritter's [4] 13/15 34/5 55/22 56/18</p> <p>room [6] 34/17 38/2 41/21 44/16 47/8 48/8</p> <p>ROSE [2] 2/16 23/17</p> <p>Rose's [1] 26/7</p> <p>ROSS [2] 2/6 36/14</p> <p>rule [6] 27/14 38/22 39/18 42/6 51/17 58/9</p> <p>Rule 45 [1] 58/9</p> <p>Rule 65 [1] 51/17</p> <p>Rule 9D [1] 39/18</p> <p>ruled [1] 15/21</p> <p>rules [2] 16/17 38/22</p> <p>ruling [3] 16/7 42/19 48/11</p> <p>RULIS [2] 2/7 19/16</p> <p>RUSTY [1] 2/13</p> <p>S</p> <p>safety [2] 41/25 41/25</p> <p>said [29] 12/2 21/2 21/5 22/3 23/7 24/7 27/19 28/1 28/4 28/22 31/14 32/3 33/6 36/19 47/3 47/6 47/11 47/19 49/14 49/23 50/15 52/15 53/3 53/4 55/12 56/8 56/9 56/17 56/19</p> <p>same [12] 4/6 7/20 14/23 18/21 24/10 37/22 37/23 46/13 52/19 52/20 52/20 58/10</p> <p>sanctions [1] 6/13</p> <p>saw [3] 3/12 18/12 24/22</p> <p>say [12] 21/5 24/4 32/4 33/15 34/12 34/19 36/5 47/11 47/12 50/15 56/11 57/4</p> <p>saying [6] 13/1 18/13 18/16 27/10 37/22 48/25</p> <p>says [2] 27/14 38/11</p> <p>scenes [1] 55/8</p> <p>SCHWARTZ [1] 44/13</p> <p>SCHWARZ [8] 2/17 23/3 23/18 44/5 44/7 44/15 44/18 47/3</p> <p>scrutinized [1] 33/9</p> <p>SEAL [1] 59/20</p>
--	---	---	---	---

S	shared [1] 14/3 sharing [1] 31/17 she [12] 6/5 6/6 21/7 36/4 36/8 41/14 41/16 48/20 54/23 54/24 54/25 55/1 she's [6] 36/11 46/11 48/18 59/12 59/13 59/14 SHELL [2] 2/17 20/20 SHEVORSKI [7] 2/11 10/16 15/11 17/4 17/7 19/25 27/19 shoot [1] 18/19 shorten [3] 51/3 58/20 58/21 SHORTENING [4] 1/12 1/15 1/18 1/21 should [12] 5/3 5/9 5/14 5/15 16/9 19/5 25/14 25/23 34/24 44/2 47/22 55/7 shouldn't [1] 32/18 show [4] 15/11 24/11 29/23 57/22 shows [1] 16/19 Shufflemaster [3] 49/14 50/15 52/5 side [9] 8/25 20/5 20/11 25/16 26/10 26/10 26/21 34/16 35/13 sides [3] 8/24 25/4 25/11 SIERRA [1] 1/13 SIGAL [1] 2/3 sign [1] 6/7 signed [1] 9/2 significant [2] 40/12 40/12 silence [2] 31/14 32/13 similar [3] 9/8 18/21 26/7 simple [3] 40/16 42/9 55/14 simply [2] 3/22 7/8 simultaneous [1] 38/16 since [11] 7/6 10/11 14/5 23/3 31/24 32/25 33/2 33/14 35/1 42/2 52/24 sit [4] 35/17 45/11 45/15 45/16 sitting [2] 32/17 35/13 situation [2] 26/7 34/16 six [1] 6/14 skip [1] 45/19 SLATER [2] 2/8 8/18 slide [1] 28/17 small [1] 32/22 SMITH [7] 2/8 2/18 36/24 39/7 47/15 48/23 59/9 smoothly [1] 36/10 so [92] so-called [2] 32/18 32/19	SOCIAL [1] 61/9 solving [1] 35/21 some [17] 12/1 12/17 13/7 13/11 18/7 19/24 22/20 22/20 23/14 31/13 32/12 32/13 40/17 43/15 48/19 51/2 52/23 somebody [5] 30/11 43/21 45/5 46/15 50/11 somehow [2] 16/25 17/25 someone [6] 13/2 13/5 20/11 45/3 45/20 45/23 something [9] 14/4 21/5 36/5 38/8 47/20 47/21 51/5 52/10 56/23 sometimes [1] 25/7 somewhat [1] 18/14 sooner [1] 34/7 sorry [10] 3/7 6/17 19/9 21/22 26/15 29/4 31/5 54/10 56/15 59/6 sort [1] 32/13 sought [2] 27/23 35/6 sound [1] 36/14 soundbite [1] 3/19 sour [1] 28/20 speak [18] 10/5 17/5 21/16 26/3 26/25 33/14 34/25 35/1 36/3 39/11 39/25 40/3 43/6 46/5 46/22 56/2 56/5 57/1 specific [3] 3/17 9/24 44/25 specifically [7] 4/3 9/20 11/19 44/22 50/12 52/8 53/23 specifics [1] 46/9 spending [1] 40/20 spent [2] 19/19 22/3 spoken [1] 31/13 staff [2] 37/6 37/10 stakes [1] 42/12 stalled [1] 28/13 stalling [1] 36/8 stand [2] 13/25 57/6 stand-together [1] 13/25 standard [1] 27/10 standards [1] 27/18 standpoint [1] 53/11 start [2] 3/7 17/7 started [6] 7/6 16/10 16/22 19/14 31/20 41/16 starting [1] 52/15 state [25] 7/21 13/4 14/22 16/25 19/25 22/24 27/23 28/1 28/13 31/21 32/11 32/22 33/7 36/21 38/3 38/3 40/13 43/3 44/25 46/13 48/23 49/4 56/22 57/16 58/15 stated [4] 7/17 9/2 9/11 39/17 statement [2] 25/19 32/25 statements [2] 14/17	33/2 states [3] 4/13 5/25 49/4 statute [1] 25/24 statutory [1] 7/24 step [1] 42/22 STEPHANIE [1] 2/8 STEVEN [1] 2/11 still [14] 13/11 13/17 13/21 16/22 17/13 23/10 23/12 30/4 31/11 34/12 39/19 48/18 49/11 52/22 Stinnett [2] 9/4 9/25 stipulation [3] 38/9 48/4 58/22 stood [1] 47/4 stopping [1] 34/17 straightened [1] 23/22 stranger [1] 16/2 strongly [1] 13/8 stuck [1] 23/20 subject [2] 16/7 16/16 submit [3] 8/12 28/19 50/4 submitting [1] 50/19 subpoena [14] 45/1 45/11 45/19 47/15 53/16 54/19 54/23 56/8 57/10 58/5 58/8 58/9 58/10 58/15 subpoenaed [4] 44/12 47/18 47/20 56/21 subpoenaing [1] 48/12 subpoenas [2] 44/21 44/23 successor [2] 6/3 6/9 such [1] 27/16 suddenly [1] 9/20 sue [1] 31/22 SUGDEN [9] 2/9 3/5 21/5 27/2 27/3 27/9 31/6 35/2 35/15 suggest [4] 12/11 14/11 32/1 32/16 suggested [1] 27/15 suggests [2] 13/22 34/11 suing [1] 31/21 summarize [1] 5/22 summary [1] 40/18 summer [2] 53/17 56/23 sums [1] 3/20 Sun [1] 17/15 supplement [3] 1/16 1/19 50/24 support [2] 10/5 57/12 supposed [2] 14/9 51/24 Supreme [7] 9/11 9/17 9/23 28/4 32/12 38/14 42/14 sure [4] 8/22 36/4 38/6 47/16 surmountable [1] 32/7 surprise [1] 47/3 surprised [1] 28/7 switching [1] 25/4	system [4] 25/23 37/4 37/17 48/8
			T	
			table [2] 22/15 35/14 tacit [1] 31/14 take [8] 14/7 17/14 17/16 29/3 36/12 36/17 46/1 53/24 taken [7] 18/22 22/19 31/14 32/13 41/7 42/13 42/22 takes [1] 35/11 taking [3] 16/18 18/20 38/16 talk [9] 19/12 19/17 21/3 25/11 30/22 30/23 31/1 40/16 56/12 talked [4] 30/17 38/2 38/3 38/4 talking [1] 43/14 talks [2] 30/9 36/21 taller [1] 21/24 targeting [1] 5/13 task [1] 55/23 Tax [14] 5/1 5/24 5/25 6/2 7/1 7/10 8/3 14/18 15/19 15/20 15/22 18/25 35/9 61/10 Taxation [4] 6/3 6/6 7/1 7/18 technically [1] 36/20 technology [1] 37/19 Teddy [1] 18/5 telephone [1] 35/19 tell [6] 14/20 21/9 32/1 45/3 45/23 47/16 telling [5] 17/15 23/14 30/19 34/20 51/18 temporarily [1] 59/14 temporary [3] 1/11 3/15 32/9 tend [1] 7/7 terminated [1] 14/5 terminating [2] 31/19 33/23 terms [7] 3/17 5/4 8/22 27/13 27/15 28/24 40/14 test [3] 13/17 46/12 48/18 testified [2] 43/2 57/18 testifies [1] 48/3 testify [6] 45/5 45/20 46/16 54/17 54/22 60/3 testimony [23] 1/14 1/17 1/20 35/12 35/25 36/12 38/13 39/8 39/17 39/22 40/11 41/6 41/20 42/3 43/22 44/25 45/2 48/6 48/10 53/25 54/3 58/16 59/16 TGIG [7] 1/13 18/12 18/19 28/16 39/16 41/8 54/14 TGIG's [1] 39/21 than [11] 5/10 7/15 11/13 15/15 17/19 18/5 21/8 50/9 53/10 55/11	

T	41/13 42/5 42/13 43/13 44/9 45/6 48/1 48/19 49/4 50/1 50/10 52/22 53/9 57/25 58/19 58/22 there's [30] 4/24 11/6 12/10 13/13 14/6 14/13 14/16 15/1 16/19 18/4 20/3 20/13 20/14 20/24 28/13 28/19 29/5 34/10 34/11 36/5 37/19 44/10 46/14 49/19 51/25 51/25 53/22 55/10 57/14 59/20 therefore [1] 48/9 these [19] 10/18 14/8 14/17 14/23 15/3 16/17 16/20 18/10 18/13 22/16 23/21 26/21 31/22 32/12 42/7 42/9 46/19 55/8 55/9 they [81] they're [15] 4/11 4/20 16/21 17/2 18/16 20/15 44/19 45/8 45/11 45/12 45/15 45/15 45/16 52/19 52/19 they've [3] 43/21 54/16 57/21 thing [5] 7/18 7/22 13/10 42/5 58/3 things [8] 6/24 10/18 28/15 29/4 31/13 32/16 53/14 56/19 think [46] 6/1 7/3 7/3 7/11 7/24 8/6 12/24 13/3 13/8 13/12 13/14 13/17 14/13 14/24 15/1 17/17 17/18 18/4 18/23 23/14 27/6 28/2 31/25 32/4 33/6 33/17 34/4 34/14 34/24 35/23 36/9 36/21 37/22 38/15 38/19 38/20 39/4 41/6 42/12 42/21 42/25 43/25 46/12 46/14 49/17 58/2 thinking [1] 7/25 thinks [2] 28/7 34/17 this [140] those [18] 6/10 9/17 15/20 15/21 18/23 22/19 23/11 25/22 25/25 28/17 35/13 37/25 41/5 42/20 43/18 45/7 47/5 50/14 though [3] 13/16 18/20 23/10 thought [2] 55/12 59/23 thousands [2] 11/15 22/3 threat [1] 16/14 three [3] 27/6 32/24 33/10 THRIVE [1] 1/19 through [9] 14/20 19/13 19/25 22/17 24/15 24/25 29/13 30/12 53/7	throughout [3] 23/21 53/7 55/23 throw [1] 57/12 thwart [1] 16/24 till [1] 20/10 time [19] 1/12 1/15 1/18 1/21 13/21 17/21 22/3 22/23 24/20 24/23 29/17 32/8 38/20 39/3 40/21 50/8 52/6 56/24 58/17 times [1] 22/5 tired [1] 56/16 today [9] 8/4 13/14 20/7 20/11 24/11 34/1 37/11 59/11 60/3 TODD [1] 2/12 together [4] 5/9 13/25 28/23 30/21 Togliatti [2] 7/6 19/19 told [4] 30/21 49/22 50/5 55/17 too [8] 10/2 15/12 21/10 33/21 47/1 50/7 50/8 58/23 took [2] 12/2 12/21 total [1] 11/22 totally [1] 31/16 touch [1] 19/9 toward [1] 35/19 towards [1] 19/17 toxic [18] 12/15 12/18 13/6 13/7 13/19 15/3 29/18 29/19 29/19 29/24 30/1 30/1 30/8 30/10 32/5 34/4 34/16 53/8 TRAN [1] 1/1 TRANSCRIBED [1] 1/25 TRANSCRIBER [1] 61/16 transcript [7] 1/7 38/12 38/24 48/9 59/18 61/3 61/9 transcripts [1] 37/25 transfer [2] 6/11 13/5 transfers [3] 16/6 16/10 24/18 travel [3] 41/10 48/2 49/7 traveling [2] 41/22 45/18 treat [2] 24/9 24/10 treated [1] 24/14 trial [18] 16/12 16/22 17/22 18/6 19/4 19/21 20/8 30/5 34/7 36/8 45/3 45/21 45/21 46/1 46/16 50/6 52/14 52/15 trials [2] 9/12 50/9 tried [2] 25/13 27/20 tries [1] 54/21 TRO [4] 14/17 15/2 16/3 20/17 true [3] 14/19 47/14 56/17 trust [1] 50/9 truth [1] 32/1	try [9] 5/9 15/9 16/9 19/17 20/3 20/12 22/4 22/19 27/4 trying [8] 3/10 3/11 7/15 19/20 19/24 30/20 44/19 53/15 turn [1] 15/17 twice [1] 15/17 two [15] 12/18 12/20 13/9 13/19 14/7 22/12 32/11 32/16 36/17 39/7 41/22 44/10 47/5 55/2 55/12	U Uh [1] 39/24 Uh-huh [1] 39/24 unable [1] 48/7 unapproved [1] 28/19 unavailable [1] 48/9 unclean [5] 13/9 32/19 34/4 34/9 34/17 under [7] 7/19 27/12 28/3 42/6 50/15 51/17 52/5 understand [8] 7/25 17/25 26/8 27/10 29/18 37/5 50/18 58/21 understands [1] 16/6 understood [5] 25/8 25/12 51/19 54/12 55/1 unfair [1] 57/13 unfortunate [1] 14/14 unknowing [1] 54/14 unless [1] 58/22 until [4] 8/21 19/21 30/4 47/4 up [20] 3/20 10/12 11/10 14/23 15/11 17/13 19/7 21/21 24/4 25/16 27/14 35/17 37/8 44/20 46/24 47/4 48/7 52/14 56/13 56/13 upon [6] 14/24 16/4 32/20 48/17 50/13 50/16 upset [1] 14/4 us [26] 4/21 13/20 15/11 15/15 21/4 22/19 23/11 23/13 24/3 24/4 24/15 24/21 25/21 26/14 27/10 30/17 30/19 32/11 32/12 37/19 43/20 43/23 44/6 45/3 45/21 55/13 use [3] 4/17 5/15 44/19 used [4] 39/20 47/17 48/6 58/17 using [1] 48/8	52/5 very [19] 3/20 6/2 9/8 11/14 13/8 17/21 17/21 23/24 26/6 26/7 30/17 32/22 33/9 37/22 39/15 40/10 44/24 51/15 57/11 via [1] 46/15 VIDEOCONFERENCE [2] 1/17 1/20 vigorously [1] 9/21 violates [1] 43/24 violation [1] 22/8 violations [1] 14/9 VISUAL [1] 61/4 vital [3] 42/10 42/17 53/11 voiced [2] 38/6 41/21 voiced [1] 38/5 void [2] 10/1 10/2 voluntarily [2] 54/18 54/18
			W wait [3] 8/17 10/15 45/12 waiting [2] 46/11 48/18 waive [1] 28/8 waiving [1] 51/8 walks [1] 21/24 want [41] 8/20 9/3 10/11 13/1 17/9 17/11 17/20 17/25 19/12 20/23 23/7 23/7 24/4 24/8 25/20 26/1 26/13 26/17 28/8 31/14 31/20 32/13 33/14 36/3 40/7 41/8 41/9 43/11 44/24 45/1 45/3 45/20 46/7 49/8 52/3 54/8 54/11 56/2 56/5 57/4 58/21 wanted [2] 21/5 55/2 wants [6] 3/6 8/15 15/8 29/2 38/25 50/11 was [71] washed [1] 30/7 wasn't [5] 8/22 30/2 41/12 41/15 41/20 water [1] 17/1 way [21] 7/20 11/17 18/8 24/10 32/14 34/22 36/7 37/23 37/24 38/7 38/7 38/12 38/15 38/17 38/18 38/18 38/19 39/8 52/14 52/14 59/20 we [134] we'll [5] 8/12 45/4 48/21 53/1 57/19 we're [21] 18/20 22/17 24/2 24/11 25/16 26/7 26/20 27/18 28/6 34/15 36/9 42/20 43/1 43/14 50/19 51/8 55/14 55/19 56/1 57/24 58/12 we've [11] 17/20 19/13 19/15 19/23 20/4 20/12 34/6 41/2 45/13 47/23 53/7 Wednesday [1] 36/10		

W
week [2] 36/10 51/21
weekends [1] 19/19
weeks [3] 5/11 32/24 55/2
WELCH [3] 2/20 39/13 51/20
well [19] 6/19 17/8 18/13 20/13 21/1 27/21 32/18 35/18 36/20 37/8 40/10 42/8 42/16 42/25 44/11 48/21 49/23 56/7 56/19
went [3] 14/20 41/14 53/14
were [22] 3/10 3/10 3/11 11/22 12/7 12/22 17/23 19/23 21/21 25/22 26/6 26/11 27/4 28/17 28/20 29/6 31/14 44/11 48/8 50/1 52/15 55/12
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what's [5] 22/2 28/8 32/23 45/14 45/17
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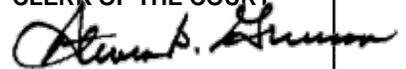
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323



1 MTN
2 THEODORE PARKER, III, ESQ.
3 Nevada Bar No. 4716
4 **PARKER, NELSON & ASSOCIATES, CHTD.**
5 2460 Professional Court, Suite 200
6 Las Vegas, Nevada 89128
7 Telephone: (702) 868-8000
8 Facsimile: (702) 868-8001
9 Email: tparker@pnalaw.net

10 *Attorneys for Plaintiff,*
11 *Nevada Wellness Center, LLC*

12 **DISTRICT COURT**
13 **CLARK COUNTY, NEVADA**

14 In Re: D.O.T. Litigation,

15 **Case No.:** A-19-787004-B

16 **Consolidated with:**

17 A-18-785818-W
18 A-18-786357-W
19 A-19-786962-B
20 A-19-787035-C
21 A-19-787540-W
22 A-19-787726-C
23 A-19-801416-B

24 **Dept. No.:** XI

25 **HEARING DATE REQUESTED**

26 Date of Hearing: 08/05/2020 at 8:30a.m.

27 **NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE ON AN ORDER**
28 **SHORTENING TIME**

29 COMES NOW, Plaintiff, NEVADA WELLNESS CENTER, LLC (hereinafter "NWC"), by
30 and through its attorney of record, THEODORE PARKER, III, ESQ. of the law firm of PARKER,
31 NELSON & ASSOCIATES, CHTD., and hereby files this motion for sanctions for spoliation on an
32 order shortening time.

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7. This request for order shortening time is made in good faith and without dilatory motive.

FURTHER AFFIANT SAYETH NAUGHT.

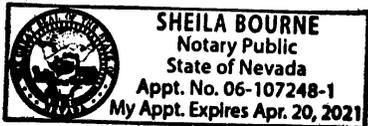


JENNIFER DELCARMEN, ESQ.

SUBSCRIBED and SWORN to before me
this 3rd day of July, 2020.



NOTARY PUBLIC in and for
said County and State



1 **MEMORANDUM OF POINTS AND AUTHORITIES**

2 **I.**

3 **INTRODUCTION**

4 This Court is well versed in the facts of this case involving a challenge to the licensing and
5 application process, conducted in 2018 by DOT, regarding licenses to operate a recreational
6 marijuana retail store. As this Court is also well aware, trial on this matter began on July 17, 2020.
7 However, despite the fact the parties are currently in trial, and the abundantly clear direction from
8 all Courts in this state that parties are not required to submit to trial by ambush, GREENMART OF
9 NEVADA NLV LLC (hereinafter “GM”) is trying to do just that to NWC. GM’s conduct is appalling
10 and should not be tolerated by this Court.

11 On July 24, 2020, GM served its Ninth Supplement to its Initial List of Witnesses and
12 Documents. (See Exhibit “A”.) The Supplement consisted solely of new documents related to NWC.
13 (Id.) Likewise, on the same day, GM filed its Second Amended Pretrial Disclosures, again, solely
14 consisting of the same new documents related to NWC. (See Exhibit “B”.) Setting aside the fact that
15 these documents are irrelevant, as events contained therein occurred long after the application and
16 scoring and grading process for the 2018 applications, a party should not be permitted to present new
17 evidence for the first time at trial. As such, NWC respectfully requests that both GM’s Ninth
18 Supplement, and Second Amended Pretrial Disclosures, be stricken and that all parties be prohibited
19 from using the documents.
20

21 **II.**

22 **DISCUSSION**

23 **A. APPLICABLE LAW**

24 **1. Disclosure Requirements**

25 NRCP 16.1 requires parties, without awaiting a discovery request, to provide:

26 (ii) a copy — or a description by category and location — of all documents,
27 electronically stored information, and tangible things that the disclosing party
28 has in its possession, custody, or control and may use to support its claims or
defenses, including for impeachment or rebuttal, and, unless privileged or

1 protected from disclosure, any record, report, or witness statement, in any
2 form, concerning the incident that gives rise to the lawsuit.

3 (See NRCP 16.1(a)(1)(A)(ii).) NRCP 26(e) requires these disclosures to be timely supplemented.

4 Further, NRCP 16.1(a)(3)(A) requires, “in addition to the disclosures required by Rule
5 16.1(a)(1) and (2)”, parties must also file and disclose to all other parties “an identification of each
6 documents or other exhibit...separately identifying those items the part expects to offer...”. (See
7 NRCP 16.1(a)(3)(A)(iii).) Unless the Court orders otherwise, the pretrial disclosures are to be made
8 at least 30 days before trial. (See NRCP 16.1(a)(3)(B)(i).) Here, pursuant to the Trial Protocol,
9 disclosure of trial exhibits, or pretrial disclosures, were to be made June 26, 2020. (See Amended
10 Trial Protocol No. 2, filed July 2, 2020, at p. 4:17-18, a true and correct copy attached hereto as
11 Exhibit “C”.) The Trial Protocol went on to mandate that the joint exhibit list was to be finalized by
12 July 2, 2020. (Id. at p. 4:27-28.) The final pretrial conference, pursuant to the protocol, was set for
13 July 10, 2020, and at that time the parties were to bring, and prior to that, on July 8, 2020, exchange
14 “all items identified in EDCR 2.69(a). (Id. at p. 7:16-17.) EDCR 2.69(a) includes exhibits.

15 The appropriate sanction for failing to disclose under NRCP 16.1, is to prohibit the party
16 from using the information at trial. (See generall NRCP 37(c)(1).) NRCP 16.1 provides a separate
17 basis for exclusion, providing as follows:

18 If an attorney fails to reasonably comply with any provision of this rule, or if
19 an attorney or a party fails to comply with an order entered under Rule 16.3,
20 the court, on motion or on its own, should impose upon a party or a party’s
attorney, or both, appropriate sanctions in regard to the failure(s) as are just,
including the following:

21 (A) any of the sanctions available under Rules 37(b) and 37(f);
22 or

23 (B) an order prohibiting the use of any witness, document, or
24 tangible thing that should have been disclosed, produced,
exhibited, or exchanged under Rule 16.1(a).

25 (NRCP 16.1(3)(3)(A-B).
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2. Relevant Evidence

NRS 48.015 defines relevant evidence as “evidence having any tendency to make the existence of any fact that is one of consequence to the determination of the action more or less probable than it would be without the evidence.” “Evidence which is not relevant is not admissible.” NRS 48.025(2). Moreover, even if relevant, the evidence should be excluded “if its probative value is substantially outweighed by the danger of unfair prejudice, of confusion of the issues or of misleading the jury.” NRS 48.035. Relevant evidence that does nothing but waste the Court’s time should also be excluded. NRS 48.035(2).

B. ARGUMENT

1. This Court Should Strike GM’s Disclosure as Untimely

This matter is currently being tried. Nonetheless, on July 24, 2020, GM amended its pretrial disclosures to include new evidence not previously disclosed. (See Exhibit “A”.) This is in violation of NRCPC 16.1. The appropriate remedy for untimely disclosure of evidence is exclusion at trial. NWC now asks this Court to exclude the documents disclosed in GM’s Ninth Supplement and strike the untimely supplement.

2. The Documents Disclosed by GM Are Irrelevant

It is a long standing maxim in Nevada, and all courts, that only relevant evidence will be admitted. In order to be relevant, the evidence must have a “tendency to make the existence of any fact that is one of consequence to the determination of the action more or less probable than it would be without the evidence.” NRS 48.015. The evidence GM seeks to introduce are Complaints for a Disciplinary Action brought by the Cannabis Compliance Board of the State of Nevada (hereinafter “CCB”), both issued July 21 of 2020. (See Exhibit “A” and “B”.) This evidence is completely irrelevant.

The instant case surrounds the application and scoring processes that were conducted by DOT, in 2018. NWC does not dispute that compliance (of the applicants) is generally relevant. However, in the instant action, only compliance histories and/or violations that occurred prior to the

1 award of the 2018 licenses are relevant. It is unclear how violations that occurred after the
2 conditional licenses were awarded, on or about December 5, 2018, would make any fact that is of
3 consequence more or less probable than it would be without the evidence. This Court is evaluating
4 the 2018 application and scoring process. Post award compliance, and alleged violations that
5 occurred in 2020, are irrelevant to these proceedings.

6 Moreover, even if the purported evidence were relevant, which would be a tenuous position
7 at best, the evidence should still be excluded because the probative value of the evidence, if any, is
8 substantially outweighed by the danger of unfair prejudice or confusion of the issues. NRS 48.035.
9 The new evidence GM tries to bring does nothing but confuses the issues at hand. This Court is
10 deciding whether DOT acted arbitrarily and capriciously and whether the DOT's conduct violated
11 the constitutional rights of NWC (and others). The specific conduct at issue occurred between 2017
12 and 2018. Introducing evidence related to July 2020 compliance of parties will do nothing but
13 confound the analysis this Court is asked to perform.

14 Further, admission of the evidence would result in unfair prejudice to NWC. The Complaint
15 is just that, a Complaint. The allegations therein have not been proven. (See Exhibit "A" at
16 GM1077.) NWC has not yet answered the Complaint. A hearing on the Complaint has not yet
17 occurred. The outcome of the Complaint could very well be dismissal. To allow GM to admit the
18 Complaint in the instant case to argue that NWC is violating the law would be extremely prejudicial
19 to NWC.

20 Again, NWC fails to see how the Complaint, issued in July of 2020, has a tendency to make
21 any fact that is of consequence to this Court's decision of whether there was bias or partiality in the
22 2018 application and scoring process. However, even if this Court disagrees, the probative value,
23 if any, of the purported evidence is substantially outweighed by the danger of unfair prejudice against
24 NWC. Admission of the new evidence would also do nothing but waste this Court's time in an
25 already long trial with thousands of proposed exhibits. The Complaints do nothing to aid this Court
26 in its fact finding function.
27
28

1 The evidence GM seeks to admit is irrelevant. However, even if it were relevant, which it is
2 not, the evidence should still be stricken as any probative value is substantially outweighed by the
3 danger of unfair prejudice to NWC and confusion of the issues. Further, the documents presented
4 by GM will do nothing but waste the Court's time in exploring issues that have no impact on the
5 merits of the instant case. As such, GM's Second Amended Pretrial Disclosures should be stricken,
6 as well as the documents contained therein.

7 **III.**

8 **CONCLUSION**

9 Based on the foregoing, Plaintiff hereby respectfully requests the Court grant the instant
10 Motion and issue an Order striking GREENMART OF NEVADA NLV LLC's Second Amended
11 Pretrial Disclosures and Ninth Supplement to Initial List of Witnesses and Documents Pursuant to
12 NRCPC 16.1(a)(1).

13 DATED this 31st day of July, 2020.

14 **PARKER, NELSON & ASSOCIATES, CHTD.**

15
16  Ver # 12727
17 THEODORE PARKER, III, ESQ.
18 Nevada Bar No. 4716
19 2460 Professional Court, Suite 200
20 Las Vegas, Nevada 89128
21 *Attorneys for Plaintiff,*
22 *Nevada Wellness Center, LLC*
23
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25
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1 **CERTIFICATE OF SERVICE**

2 Pursuant to N.R.C.P. 5(b), I certify that I am an employee of the law office of PARKER,
3 NELSON & ASSOCIATES, CHTD., and that on this 31st day of July, 2020, I served a true and
4 correct copy of the foregoing **NEVADA WELLNESS CENTER, LLC'S MOTION TO**
5 **COMPEL ON AN ORDER SHORTENING TIME** on all parties currently on the electronic
6 service list as set forth below:

- 7 By placing an original or true copy thereof in a sealed envelope placed for collection and mailing
8 in the United States Mail, at Las Vegas, NV, postage prepaid, following ordinary business practices.
- 9 Facsimile transmission, pursuant to the amendment to the Eighth Judicial District Court Rule 7.26,
by faxing a true and correct copy of the same to each party addressed as follows:
- 10 By E-mail: by electronic mail delivering the document(s) listed above to the e-mail address(es) set
11 forth below on this date before 5:00 p.m.
- 12 By EFC: by electronic filing with the Court delivering the document(s) listed above via E-file & E-
serve (Odyssey) filing system.

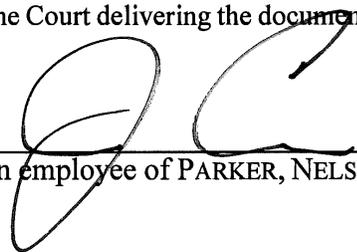
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15 _____
16 An employee of PARKER, NELSON & ASSOCIATES, CHTD.

EXHIBIT “A”

1 MARGARET A. MCLETCHIE, Nevada Bar No. 10931
ALINA M. SHELL, Nevada Bar No. 11711
2 MCLETCHIE LAW
3 701 East Bridger Avenue, Suite 520
Las Vegas, NV 89101
4 Telephone: (702) 728-5300
5 Email: maggie@nvlitigation.com
Counsel for GreenMart of Nevada NLV LLC

6 **EIGHTH JUDICIAL DISTRICT COURT**
7 **CLARK COUNTY, NEVADA**

8 In Re: D.O.T. Litigation

Case No.: A-19-787004-B
Consolidated with:
A-18-785818-W
A-18-786357-W
A-19-786962-B
A-19-787035-C
A-19-787540-W
A-19-787726-C
A-19-801416-B

Dept. No.: XI

**GREENMART OF NEVADA NLV
LLC'S NINTH SUPPLEMENT TO
INITIAL LIST OF WITNESSES
AND DOCUMENTS PURSUANT TO
NRCP 16.1(a)(1)**

MCLETCHIE LAW
ATTORNEYS AT LAW
701 EAST BRIDGER AVE., SUITE 520
LAS VEGAS, NV 89101
(702)728-5300 (D) / (702)425-8220 (F)
WWW.NVLITIGATION.COM

19
20 GreenMart of Nevada NLV LLC (“GreenMart”), by and through its undersigned
21 counsel, Margaret A. McLetchie and Alina M. Shell, of the law firm McLetchie Law, hereby
22 supplements its disclosures pursuant to NRCP 16(a)(1). **Supplements and additions appear**
23 **in boldface font.**

24 **A. Documents Presently In GreenMart’s Possession**

25 The following is a list of documents discoverable under Nev. R. Civ. P. 16(b) that
26 are currently available to GreenMart. GreenMart expressly reserves its right to add to this
27 list as additional documents become available to GreenMart and/or as facts, documents, and
28 circumstances are found through discovery, to call or cross-examine at trial any witness

1 disclosed by any other party and to introduce any document or other information offered by
2 any other party.

3 1. Redacted State of Nevada Department of Taxation Recreational License
4 Applications for GreenMart

5 DOT-Greenmart000001 - DOT-Greenmart008432¹.

6 a. Redacted Attachment C regarding GreenMart's RD504 Application

7 DOT-Greenmart000365-452.

8 b. Redacted Attachment C regarding GreenMart's RD505 Application

9 DOT-Greenmart001419-1506.

10 c. Redacted Attachment C regarding GreenMart's RD506 Application

11 DOT-Greenmart002473-2560.

12 d. Redacted Attachment C regarding GreenMart's RD507 Application

13 DOT-Greenmart003527-3614.

14 e. Redacted Attachment C regarding GreenMart's RD508 Application

15 DOT-Greenmart004581-4668.

16 f. Redacted Attachment C regarding GreenMart's RD509 Application

17 DOT-Greenmart005635-5722.

18 g. Redacted Attachment C regarding GreenMart's RD510 Application

19 DOT-Greenmart006689-6776.

20 h. Redacted Attachment C regarding GreenMart's RD511 Application

21 DOT-Greenmart007743-7830.²

22 ///

23 _____
24 ¹ Pursuant to Protective Order, marked as "HIGHLY CONFIDENTIAL – ATTORNEYS'
25 EYES ONLY."

26 ² GreenMart previously produced DOT-Greenmart000365-452, DOT-Greenmart001419-
27 1506, DOT-Greenmart002473-2560, DOT-Greenmart003527-3614, DOT-
28 Greenmart004581-4668, DOT-Greenmart005635-5722, DOT-Greenmart006689-6776, and
DOT-Greenmart007743-7830 in this litigation. This Supplement reproduces the same bates
ranges with less redactions.

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B. Potential Witnesses

1. Elizabeth Stavola, Chief Executive Officer
c/o MCLETCHE LAW
701 E. Bridger Ave., Suite 520
Las Vegas, NV 89101
Telephone: (702) 728-5300

Ms. Stavola is the Chief Executive Officer of GreenMart and has personal knowledge of events detailed in the Complaint(s), other pleadings in these cases, and other facts and circumstances concerning the subject matter of this litigation, in the following cases:

- *ETW Management Group LLC, et al. v. State of Nevada, Department of Taxation, et al.*, Clark County District Court Case No. A-19-787004-B;
- *Serenity Wellness Center, LLC, et al. v. State of Nevada, Department of Taxation, et al.*, Clark County District Court Case No A-19-786962-B;
- *MM Development Company, Inc. et. al. v. State of Nevada, Department of Taxation*, Clark County District Court Case No. A-19-785818-W;
- *Nevada Wellness Center v. State of Nevada, Department of Taxation*, Clark County District Court Case No. A-19-787540-W;
- *Compassionate Team of Las Vegas LLC v. Nevada Department of Taxation*, Clark County District Court Case No. A-18-786357-W;
- *High Sierra Holistics LLC v. State of Nevada Department of Taxation*, Clark County District Court Case No. A-19-787726-C; and
- *Qualcan LLC v. State of Nevada Department of Taxation, et al.*, Clark County District Court Case No A-19-801416-B;
- *D.H. Flamingo, Inc., et al. v. State of Nevada Department of Taxation, et al.*, Clark County District Court Case No. A-19-787035-C.

///
///
///

1 2. Stacey Dougan, Advisory Board Member
2 c/o Christian Balducci of Marquis Aurbach Coffing
3 10001 Park Run Drive
4 Las Vegas, NV 89145
5 Telephone: (702) 207-6071

6 Ms. Dougan is an Advisory Board Member of GreenMart and has personal
7 knowledge of events detailed in the Complaint(s), other pleadings in these cases, and other
8 facts and circumstances concerning the subject matter of this litigation, in the following
9 cases:

- 10 • *ETW Management Group LLC, et al. v. State of Nevada, Department of*
11 *Taxation, et al.*, Clark County District Court Case No. A-19-787004-B;
- 12 • *Serenity Wellness Center, LLC, et al. v. State of Nevada, Department of*
13 *Taxation, et al.*, Clark County District Court Case No A-19-786962-B;
- 14 • *MM Development Company, Inc. et. al. v. State of Nevada, Department of*
15 *Taxation*, Clark County District Court Case No. A-19-785818-W;
- 16 • *Nevada Wellness Center v. State of Nevada, Department of Taxation*, Clark
17 County District Court Case No. A-19-787540-W;
- 18 • *Compassionate Team of Las Vegas LLC v. Nevada Department of Taxation*,
19 Clark County District Court Case No. A-18-786357-W;
- 20 • *High Sierra Holistics LLC v. State of Nevada Department of Taxation*,
21 Clark County District Court Case No. A-19-787726-C; and
- 22 • *Qualcan LLC v. State of Nevada Department of Taxation, et al.*, Clark
23 County District Court Case No A-19-801416-B;
- 24 • *D.H. Flamingo, Inc., et al. v. State of Nevada Department of Taxation, et*
25 *al.*, Clark County District Court Case No. A-19-787035-C.

26 **C. Computation of Damages**

27 Discovery is ongoing. GreenMart will supplement and provide computation
28 information as available. GreenMart has suffered the following categories of damages:

1. Compensatory Damages for Wrongful Injunction: in an amount allowable
under the law and under the \$5 million bond posted by Plaintiffs on September 13, 2019, to

1 compensate GreenMart for the damages it has incurred by being wrongfully enjoined from
2 receiving final inspections of (and subsequently operating) retail marijuana stores pursuant
3 to the licenses granted by the Department of Taxation in 2018.

4 2. Attorney fees, costs, and taxes: all costs and fees in an amount allowed by
5 the law and an additional amount to account for taxes GreenMart may be called upon to pay.

6 **D. Insurance Agreements**

7 Discovery is ongoing. GreenMart is conducting a search for any additional
8 insurance policies under which it may be liable to satisfy all or part of a possible judgment
9 in this action or to indemnify or reimburse any payments made to satisfy a judgment.
10 GreenMart will provide information as available and supplement this disclosure accordingly.

11 DATED this the 24th day of July, 2020.

12 /s/ Alina M. Shell

13 MARGARET A. MCLETCHIE, Nevada Bar No. 10931
14 ALINA M. SHELL, Nevada Bar No. 11711
15 MCLETCHIE LAW
16 701 East Bridger Avenue, Suite 520
17 Las Vegas, NV 89101
18 Telephone: (702) 728-5300
19 Email: maggie@nvlitigation.com
20 *Counsel for GreenMart of Nevada NLV LLC*

21 **CERTIFICATE OF SERVICE**

22 I hereby certify, pursuant to Administrative Order 14-2 and N.E.F.C.R. 9, I did
23 cause a true copy of the foregoing GREENMART OF NEVADA NLV LLC'S NINTH
24 SUPPLEMENT TO INITIAL LIST OF WITNESSES AND DOCUMENTS PURSUANT
25 TO NRCP 16.1(a)(1) to be submitted electronically using the Odyssey File & Serve system,
26 ***E-SERVE ONLY option*** to all parties currently on the electronic service list on July 24,
27 2020.

28 /s/ Pharan Burchfield

An Employee of McLetchie Law

1 **BEFORE THE CANNABIS COMPLIANCE BOARD**
2 **STATE OF NEVADA**

3
4 STATE OF NEVADA, CANNABIS
COMPLIANCE BOARD,

Case No. 2020-006

5 Petitioner,

6 vs.

7 NEVADA WELLNESS CENTER, LLC,

8 Respondent.
9

10 **COMPLAINT FOR DISCIPLINARY ACTION**

11 The Cannabis Compliance Board of the State of Nevada (the "CCB"), by and through
12 counsel, Aaron D. Ford, Attorney General of the State of Nevada, L. Kristopher Rath, Esq.,
13 Senior Deputy Attorney General, and Ashley A. Balducci, Esq., Senior Deputy Attorney
14 General, having a reasonable basis to believe that RESPONDENT NEVADA WELLNESS
15 CENTER, LLC ("Nevada Wellness" or "Respondent") has violated provisions of Chapters
16 453A and 453D of the Nevada Revised Statutes ("NRS") and Chapters 453A and 453D of
17 the Nevada Administrative Code ("NAC"), hereby issues its Complaint, stating the CCB's
18 charges and allegations as follows:

19 **JURISDICTION**

20 1. During all relevant times mentioned in this Complaint, Nevada Wellness
21 held, and currently holds, the following certificates and licenses:

22 ID	License/Certificate	Last Issued / 23 Renewed	Address
24 RD009	93968461789695028039 Recreational Dispensary	07/01/20	3200 S. Valley View Blvd, Las Vegas, NV 89102
26 D009	30064186279328795105 Medical Dispensary	07/01/20	3200 S. Valley View Blvd, Las Vegas, NV 89102

27 2. During all relevant times mentioned in this Complaint, Nevada Wellness is
28 and was registered as a domestic limited-liability company in the State of Nevada. Frank

1 Hawkins and Andre Rhodes are the managing members of Nevada Wellness. Frank
2 Hawkins is currently the Point of Contact for Nevada Wellness and has been since
3 September of 2015.

4 3. The ListServ is an online platform that allows the Marijuana Enforcement
5 Division of the Department of Taxation (the "Department") and now the CCB to transmit
6 notifications and other communications to the cannabis industry and the public.

7 4. Frank Hawkins is and has been subscribed to the dispensary and all
8 establishments ListServ lists since August 2, 2019 to receive the notifications and
9 communications transmitted by the Department and now the CCB.

10 5. Laws 2019, c. 595, § 240, eff. July 1, 2020, states, in pertinent part, as follows:

11 1. The administrative regulations adopted by the Department of Taxation
12 pursuant to chapters 453A and 453D of NRS governing the licensing and
13 regulation of marijuana establishments and medical marijuana
14 establishments remain in force and are hereby transferred to become the
15 administrative regulations of the Cannabis Compliance Board on July 1, 2020.
16 On and after July 1, 2020, these regulations must be interpreted in a manner
17 so that all references to the Department of Taxation and its constituent parts
18 are read and interpreted as being references to the Cannabis Compliance
19 Board and its constituent parts, regardless of whether those references have
20 been conformed pursuant to section 244 of this act at the time of
21 interpretation...

22 3. Any action taken by the Department of Taxation or its constituent parts
23 pursuant to chapter 453A and 453D of NRS governing the licensing and
24 regulation of marijuana establishments and medical marijuana
25 establishments before July 1, 2020, remains in effect as if taken by the
26 Cannabis Compliance Board or its constituent parts on and after July 1, 2020.

27 6. Effective July 1, 2020 and pursuant to NRS 678A.350, the CCB superseded
28 the Department in enforcing Nevada's laws and regulations for the cannabis industry.

29 7. This administrative action was originally commenced on March 23, 2020,
30 when the Department served a complaint on Nevada Wellness via a civil penalty letter of
31 that same date. As set forth in Paragraphs 5 and 6, above, as of July 1, 2020, jurisdiction
32 of this matter transferred from the Department to CCB and this matter must therefore be

1 adjudicated under CCB. Hence, this Complaint is now filed under CCB¹. The charges
2 remain the same as in the original complaint. This CCB Complaint is filed to conform to
3 the jurisdictional and other requirements under Title 56 of NRS (NRS 678A through 678D).

4 8. As set forth below, the events at issue in this CCB Complaint occurred prior
5 to July 1, 2020, when Nevada Wellness was licensed pursuant to NRS Chapters 453A and
6 453D and NAC Chapters 453A and 453D. Therefore, Nevada Wellness is subject to the
7 jurisdiction of the CCB and subject to discipline pursuant to NRS 678A through 678D and
8 the relevant provisions of NRS Chapters 453A and 453D and NAC 453A and 453D.
9 Violations are referenced herein to the statutes and regulations in effect at the time each
10 said violation occurred.

11 9. Pursuant to NRS 678A.500 and 678A.510(1), the CCB's Executive Director
12 has transmitted the details of the suspected violations of Nevada Wellness to the Attorney
13 General and the Attorney General has conducted an investigation of the suspected
14 violations to determine whether they warrant proceedings for disciplinary action. The
15 Attorney General has recommended to the Executive Director that further proceedings are
16 warranted, as set forth in this CCB Complaint. The Executive Director has transmitted
17 this recommendation and information to the CCB. Pursuant to NRS 678A.510(2)(b), the
18 CCB has voted to authorize service of this CCB Complaint upon Respondent pursuant to
19 NRS 678A.510(1) to proceed with appropriate disciplinary action under NRS 678A.520
20 through 678A.600.

21 **FACTUAL ALLEGATIONS**

22 10. CCB incorporates all prior Paragraphs as though fully set forth herein.

23 11. On March 12, 2020, Nevada Governor Steve Sisolak issued a Declaration of
24 Emergency to facilitate the State's response to the COVID-19 pandemic.

25 12. On March 20, 2020, Nevada Governor Steve Sisolak issued Declaration of
26 Emergency Directive 003 ("Directive 003"). Section 5 of Directive 003 specifically addressed
27

28 ¹ This Complaint supersedes the complaint via civil penalty letter served by the
Department of Taxation on March 23, 2020.

1 retail cannabis dispensaries, and the manner in which they could conduct sales, effective
2 March 20, 2020, at 11:59 p.m., ordering as follows:

3 Retail cannabis dispensaries may operate by *delivery only* pursuant to the
4 guidance that shall be issued by the Department of Taxation in conjunction
5 with the Cannabis Compliance Board effective March 20, 2020, at 11:59 p.m.
(Emphasis added.)

6 13. That same day, the Department of Public Safety, Division of Emergency
7 Management, Homeland Security submitted emergency regulations, which Governor
8 Sisolak approved, specifying essential business operations. NAC 414.XXX(1). Specifically,
9 NAC 414.XXX(1)(h) listed Licensed Cannabis entities, including dispensaries, producers,
10 and cultivators, as essential licensed businesses. NAC 414.XXX(3)(a) and (c) provided that
11 all essential licensed businesses must “[c]omply with social distancing guidance issued by
12 the Centers for Disease Control and Prevention document entitled ‘Implementation of
13 Mitigation Strategies for Communities with Local COVID-19 Transmission,’ the Governor’s
14 Medical Advisory Team, a Governor’s Directive, any other Nevada state regulatory agency
15 or board;...and “[c]ease all door-to-door solicitation, even if the good or service offered for
16 sale is considered essential, excluding the delivery of a good or service that has been
17 ordered by a resident or business.” NAC 414.XXX(3)(d)(4)(I) further specified all cannabis
18 entities must ensure sales to consumers by *direct delivery* under guidance that shall be
19 issued by the Department of Taxation in conjunction with the CCB. (Emphasis added.)

20 14. On March 20, 2020, the Department issued the COVID-19 Guidance
21 referenced in Paragraph 10 at 4:16 p.m. to the all establishments’ ListServ subscribers.
22 The Department titled the guidance “Nevada Recreational and Medical Cannabis Sales
23 Now Delivery Only – Virtual Delivery Vehicle Inspections in Place to Meet Demand” and
24 provided, in pertinent part, as follows:

25 Per the Declaration of Emergency issued today by Governor Steve Sisolak,
26 licensed cannabis retail stores and medical dispensaries will be required to
27 shut down all public store fronts by midnight tonight. Legal cannabis sales
will continue but will be available by *delivery only*. (Emphasis added)...

28 **CURBSIDE PICKUP WILL NOT BE PERMITTED.**

1 15. The Department also posted this guidance online at
2 [https://tax.nv.gov/uploadedFiles/taxnvgov/Content/Home/Features/March20PRCannabisF](https://tax.nv.gov/uploadedFiles/taxnvgov/Content/Home/Features/March20PRCannabisFINAL.pdf)
3 [INAL.pdf](https://tax.nv.gov/uploadedFiles/taxnvgov/Content/Home/Features/March20PRCannabisFINAL.pdf) for any member of the public to access.

4 16. On the evening of March 21, 2020, Channel 8 News reported that Nevada
5 Wellness, located at 3200 S. Valley View Blvd, Las Vegas, NV 89102, would be allowing
6 call in orders and pick up of marijuana and marijuana products through a process in which
7 a customer could call in an order, then drive to the Nevada Wellness facility, wait in their
8 car, and then be called to enter into the front portion of the facility's building to retrieve
9 their order. In the news interview, owner Frank Hawkins detailed how the Nevada
10 Wellness implemented sales procedure would occur and that it would begin the following
11 day, Sunday March 22, 2020, with a request for approval submitted to the Department on
12 Monday, March 23, 2020. Based on Mr. Hawkin's statements that Nevada Wellness had no
13 intention of following the directives of the Governor or the guidance issued by the
14 Department, on March 20, 2020, Department staff conducted an investigation at various
15 times to verify that the facility was, in fact, continuing to operate in contravention of
16 Directive 003 and the Department's guidance. The lead investigator was Shandon Snow.

17 17. The Department notified Las Vegas Metropolitan Police Department's Special
18 Investigation Section ("Metro SIS") of the situation. Metro SIS shut down the continued
19 operation of onsite sales and issued a warning letter to Nevada Wellness.

20 18. Throughout the investigation the Department investigator Shandon Snow
21 directly interviewed all three owners² of the facility onsite and all three confirmed
22 knowledge of the Directive 003 and the Department guidance that no cannabis sales other
23 than delivery sales could occur again until the Department granted approval otherwise. In
24 spite of this, Investigator Shandon Snow observed sales take place at Nevada Wellness on
25 March 22, 2020, under the process set forth in Paragraph 16, above.

26 19. Department staff requested and obtained Nevada Wellness sales documents
27 for March 21, 2020 through March 22, 2020, which detailed that there were 195 sales that

28 _____
² Frank Hawkins, Andre Rhodes, and Luther Mack.

1 occurred on Sunday March 22, 2020, that were conducted in direct violation of Directive
2 003 and the Department's March 20, 2020 guidance.

3 20. On March 22, 2020, Nevada Wellness owner Frank Hawkins sent
4 correspondence to Investigator Shandon Snow stating Mr. Hawkins believed the "delivery
5 only" directive from the Governor was detrimental to Nevada Wellness' customers, who
6 vigorously complained about it on March 21, 2020. Mr. Hawkins further explained that he
7 did not believe it was the Governor's intent to harm his customers and requested the
8 Department approve his "express pick up procedure" that allowed customers to enter the
9 Nevada Wellness facility one at a time.

10 VIOLATIONS OF LAW

11 21. CCB incorporates all prior Paragraphs as though fully set forth herein.

12 22. As to license RD109 and certificate D009, Respondent Nevada Wellness
13 violated NAC 453D.905(3)(b)(9) by failing to cease prohibited operations during an
14 imminent health hazard. Specifically, Nevada Wellness permitted cannabis sales on March
15 22, 2020, in contravention of Directive 003 and the Department's guidance by allowing 195
16 non-delivery sales at its facility, when Directive 003 and the Department's guidance
17 permitted delivery sales only. These acts constitute a Category II violation, which carries
18 a \$10,000 civil penalty and a suspension of not more than 20 days.

19 23. As to license RD109 and certificate D009, Respondent Nevada Wellness
20 violated NAC 453D.905(3)(d)(8) by allowing activity which violates the laws of this State.
21 Specifically, Nevada Wellness allowed 195 cannabis sales in violation of Directive 003 and
22 NAC 414.XXX(3)(d)(4)(I), which both mandated that sales of cannabis were to be by direct
23 delivery only. These acts constitute a Category III violation, which carries a civil penalty
24 of \$2,500.

25 DISCIPLINE AUTHORIZED

26 Pursuant to the provisions of NRS 678A.600, NAC 453A.332, NAC 453D.312, NAC
27 453D.405, NAC 453D.900, and NAC 453D.905, the CCB has the discretion to impose the
28 following disciplinary actions:

1 (e) May demand a hearing. **Failure to demand a hearing constitutes a waiver**
2 **of the right to a hearing and to judicial review of any decision or order of**
3 **the Board**, but the Board may order a hearing even if the respondent so waives his
4 or her right.

5 **Failure to answer or to appear at the hearing constitutes an admission by**
6 **the respondent of all facts alleged in the Complaint. The Board may take action**
7 **based on such an admission and on other evidence without further notice to the**
8 **respondent.** NRS 678A.520(3).

9 The Board shall determine the time and place of the hearing as soon as is reasonably
10 practical after receiving the respondent's answer. The Board shall deliver or send by
11 registered or certified mail a notice of hearing to all parties at least 10 days before the
12 hearing. The hearing must be held within 45 days after receiving the respondent's answer
13 unless an expedited hearing is determined to be appropriate by the Board, in which event
14 the hearing must be held as soon as practicable. NRS 678A.520(4).

15 Respondent's answer and Request for Hearing must be either: mailed via registered
16 mail, return receipt; or delivered in person; or emailed to:

17 Tyler Klimas, Executive Director
18 Cannabis Compliance Board
19 555 E. Washington Avenue, Suite 4100
20 Las Vegas, Nevada 89101
21 tklimas@ccb.nv.gov

22 If served by email, Respondent must ensure that it receives an acknowledgement of receipt
23 email from CCB as proof of service.

24 As the respondent, you are specifically informed that you have the right to appear
25 and be heard in your defense, either personally or through your counsel of choice at your
26 own expense. At the hearing, the CCB has the burden of proving the allegations in the
27 Complaint. The CCB will call witnesses and present evidence against you. You have the
28 right to respond and to present relevant evidence and argument on all issues involved. You
have the right to call and examine witnesses, introduce exhibits, and cross-examine
opposing witnesses on any matter relevant to the issues involved.

1 You have the right to request that the CCB issue subpoenas to compel witnesses to
2 testify and/or evidence to be offered on your behalf. In making this request, you may be
3 required to demonstrate the relevance of the witness's testimony and/or evidence.

4 If the respondent does not wish to dispute the charges and allegations set forth
5 herein, within 30 days of the service of this Complaint, Respondent may pay the civil
6 penalties and costs set forth above in the total amount of \$13,277 to:

7 Tyler Klimas, Executive Director
8 Cannabis Compliance Board
9 555 E. Washington Avenue, Suite 4100
10 Las Vegas, Nevada 89101

11 YOU ARE HEREBY ORDERED to immediately cease the activity described above
12 which is a violation of Nevada law.

13 DATED: July 21, 2020.

14 STATE OF NEVADA, CANNABIS COMPLIANCE
15 BOARD

16 By: 
17 Tyler Klimas, Executive Director
18 555 E. Washington Avenue, Suite 4100
19 Las Vegas, Nevada 89101
20 (702) 486-2300

21 AARON D. FORD
22 Attorney General

23 By: 
24 L. Kristopher Rath (Bar No. 5749)
25 Senior Deputy Attorney General
26 Ashley A. Balducci (Bar No. 12687)
27 Senior Deputy Attorney General
28 555 E. Washington Ave, Suite 3900
Las Vegas, Nevada 89101
(702) 486-9287
Attorneys for the Cannabis Compliance Board

1 **BEFORE THE CANNABIS COMPLIANCE BOARD**
2 **STATE OF NEVADA**

3
4 STATE OF NEVADA, CANNABIS
COMPLIANCE BOARD,

Case No. 2020-007

5 Petitioner,

6 vs.

7 MM DEVELOPMENT COMPANY
8 LLC,

9 Respondent.

10
11 **COMPLAINT FOR DISCIPLINARY ACTION**

12 The Cannabis Compliance Board of the State of Nevada (the "CCB"), by and through
13 counsel, Aaron D. Ford, Attorney General of the State of Nevada, L. Kristopher Rath, Esq.,
14 Senior Deputy Attorney General, and Ashley A. Balducci, Esq., Senior Deputy Attorney
15 General, having a reasonable basis to believe that RESPONDENT MM DEVELOPMENT
16 COMPANY LLC ("MM Development" or "Respondent") has violated provisions of Chapters
17 453A and 453D of the Nevada Revised Statutes ("NRS") and Chapters 453A and 453D of
18 the Nevada Administrative Code ("NAC"), hereby issues its Complaint, stating the CCB's
19 charges and allegations as follows:

20 **JURISDICTION**

21 1. During all relevant times mentioned in this Complaint, MM Development
22 held, and currently holds, the following certificates and licenses:

23 ID	License/Certificate	Last Issued / 24 Renewed	Address
25 RD006	Recreational Dispensary 62474301567586344896	7/1/2020	2548 West Desert Inn Road Las Vegas, NV 89109
26 D006	Medical Dispensary 27491416302051455778	7/1/2020	2548 West Desert Inn Road 27 Las Vegas, NV 89109

28 2. During all relevant times mentioned in this Complaint, MM Development is

1 and was registered as a domestic corporation in the State of Nevada. Robert A. Groesbeck
2 is the President, Director, and Point of Contact of MM Development.¹

3 3. Laws 2019, c. 595, § 240, eff. July 1, 2020, states, in pertinent part, as follows:

4 1. The administrative regulations adopted by the Department of Taxation
5 pursuant to chapters 453A and 453D of NRS governing the licensing and
6 regulation of marijuana establishments and medical marijuana
7 establishments remain in force and are hereby transferred to become the
8 administrative regulations of the Cannabis Compliance Board on July 1, 2020.
9 On and after July 1, 2020, these regulations must be interpreted in a manner
10 so that all references to the Department of Taxation and its constituent parts
11 are read and interpreted as being references to the Cannabis Compliance
12 Board and its constituent parts, regardless of whether those references have
13 been conformed pursuant to section 244 of this act at the time of
14 interpretation...

15 3. Any action taken by the Department of Taxation or its constituent parts
16 pursuant to chapter 453A and 453D of NRS governing the licensing and
17 regulation of marijuana establishments and medical marijuana
18 establishments before July 1, 2020, remains in effect as if taken by the
19 Cannabis Compliance Board or its constituent parts on and after July 1, 2020.

20 4. Effective July 1, 2020 and pursuant to NRS 678A.350, the CCB superseded
21 the Department in enforcing Nevada's laws and regulations for the cannabis industry.

22 5. As set forth below, the events at issue in this CCB Complaint occurred prior
23 to July 1, 2020, when MM Development was licensed pursuant to NRS Chapters 453A and
24 453D and NAC Chapters 453A and 453D. Therefore, MM Development is subject to the
25 jurisdiction of the CCB and subject to discipline pursuant to NRS 678A through 678D and
26 the relevant provisions of NRS Chapters 453A and 453D and NAC 453A and 453D.
27 Violations are referenced herein to the statutes and regulations in effect at the time each
28 said violation occurred.

6. Pursuant to NRS 678A.500 and 678A.510(1), the CCB's Executive Director
has transmitted the details of the suspected violations of MM Development to the Attorney
General and the Attorney General has conducted an investigation of the suspected

¹ Larry Scheffler is listed as President; Leighton Koehler is listed as Secretary; William Vargas is listed as Treasurer; William Vargas, Leighton Koehler, and Larry Scheffler are listed as Directors.

1 violations to determine whether they warrant proceedings for disciplinary action. The
2 Attorney General has recommended to the Executive Director that further proceedings are
3 warranted, as set forth in this CCB Complaint. The Executive Director has transmitted
4 this recommendation and information to the CCB. Pursuant to NRS 678A.510(2)(b), the
5 CCB has voted to proceed with appropriate disciplinary action under NRS 678A.520
6 through 678A.600, and has authorized service of this CCB Complaint upon Respondent
7 pursuant to NRS 678A.510(1).

8 **FACTUAL ALLEGATIONS**

9 7. CCB incorporates all prior Paragraphs as though fully set forth herein.

10 8. On March 12, 2020, Nevada Governor Steve Sisolak issued a Declaration of
11 Emergency to facilitate the State's response to the COVID-19 pandemic.

12 9. On May 28, 2020, Nevada Governor Steve Sisolak issued Declaration of
13 Emergency Directive 021 ("Directive 021") to remain in effect through June 30, 2020, unless
14 terminated or extended by a subsequent Directive promulgated pursuant to the
15 Declaration of Emergency. Section 36 of Directive 021 ordered:

16 SECTION 36: Cannabis dispensaries shall continue to operate under the
17 Phase One conditions set forth in Section 22 of Directive 018.

18 10. Nevada Governor Steve Sisolak previously issued Declaration of Emergency
19 Directive 018 ("Directive 018") on May 7, 2020. Section 22 of Directive 018 ordered as
20 follows:

21 SECTION 22: Section 3 of Directive 016 is hereby amended to provide that in
22 addition to curbside or home delivery, licensed cannabis dispensaries may
23 additionally engage in retail sales on an in-store basis, effective May 9, 2020,
24 pursuant to guidance that shall be issued by the Department of Taxation in
25 conjunction with the Cannabis Compliance Board, and subject to all local
26 ordinances or municipal code. Retail cannabis dispensaries must continue to
27 abide by measures promulgated by NV OSHA to minimize the risk of spread
28 of COVID-19 including social distancing and sanitation measures. All retail
cannabis dispensaries are encouraged to permit their employees to work from
home to the maximum extent practicable.

11. On May 7, 2020, the Department/CCB issued "Marijuana Enforcement
Division/Cannabis Compliance Board Guidance for Limited In-store Retail Sales" that

1 provided, in part, as follows:

2 Per the Governor's emergency directive issued today, the Department of
3 Taxation in conjunction with the Cannabis Compliance Board will allow
4 medical dispensaries and retail marijuana stores to re-open with limited in-
5 store access beginning **Saturday, May 9th**. *Facilities must adhere to the*
6 *protocols listed below. (Emphasis added.)* All establishments are still subject
7 to all local ordinances or municipal codes. *Any non-compliance will result in*
8 *immediate disciplinary action. (Emphasis added.)*

7 Instructions for limited in-store sales within the facility:...

8 2. Employees who interact with the public are required to wear face coverings
9 and disposable gloves at all times.

10 3. Facilities must turn away any customer refusing to wear a face covering...

11 [https://tax.nv.gov/uploadedFiles/taxnvgov/Content/Home/Features/CCB%20](https://tax.nv.gov/uploadedFiles/taxnvgov/Content/Home/Features/CCB%20Limited%20In-Store%20Guidance%20(005).pdf)
12 [Limited%20In-Store%20Guidance%20\(005\).pdf](https://tax.nv.gov/uploadedFiles/taxnvgov/Content/Home/Features/CCB%20Limited%20In-Store%20Guidance%20(005).pdf)

13 12. In response to the Department's guidance and request, MM Development
14 submitted and the Department approved a Standard Operating Procedure titled Retail
15 Operating Guidelines that provided, in part, as follows:

16 a.) Personal Protective Equipment Plan:

17 i. All Employees that will be interacting with the customer will be
18 required to wear masks and gloves. New personal protective
19 Equipment will be provided to each employee at the beginning of each
20 shift, and all customer-approached counter surfaces will be sanitized
21 between customer interactions.

21 ii. Face coverings shall be required for all customers within the facility.
22 Immediately upon entry, security and employees at the check-in desk
23 shall offer customers a courtesy face-mask and inform them that face
24 marks are required in the facility. Customers who refuse to comply will
25 be required to depart the premises...

24 13. On June 24, 2020, Nevada Governor Steve Sisolak issued Declaration of
25 Emergency Directive 024 ("Directive 024") effective at 11:59 p.m. on Thursday, June 25,
26 2020. Section 5 of Directive 024 ordered:

27 SECTION 4: For the purposes of this Directive, "face covering" is defined as
28 covering that fully covers a person's nose and mouth, including without

1 limitation, cloth face masks, surgical masks, towels, scarves, and bandanas.
2 This Directive shall not be construed to require the public to wear medical-
3 grade masks, including masks rated N95, KN95, and their equivalent or
4 better.

5 SECTION 5: Individuals not exempted by this Directive or guidance issued by
6 the Nevada Health Response shall be required to cover their nose and mouth
7 with a mask or face covering when in a public space, whether publicly owned
8 or privately owned where the public has access by right or invitation, express
9 or implied, whether by payment of money or not....

10 SECTION 8:...State licensing boards are hereby directed to enforce all
11 provisions of this Directive against licensees and establishments within their
12 purview and impose disciplinary measures against licensees who violate this
13 Directive...

14 SECTION 10: Pursuant to NRS 414.060(3)(f), I hereby authorize all local, city,
15 and county governments, and state agencies to enforce this Directive and
16 regulations promulgated thereunder, including but not limited to, suspending
17 licenses, revoking licenses, penalties for...conduct which may injuriously
18 affect the public health, safety, or welfare; conduct that may be detrimental
19 to the public peace, health, or morals; or any other applicable ordinance or
20 requirement for such a license.

21 14. Video footage from Saturday, June 27, 2020, provided by MM Development,
22 showed an employee walking through the dispensary's showroom floor without a face
23 covering at 11:34 a.m. and a customer talking on his cell phone and completing a
24 transaction without wearing his face covering at 2:00 p.m.

25 VIOLATIONS OF LAW

26 15. CCB incorporates all prior Paragraphs as though fully set forth herein.

27 16. As to license RD006 and certificate D006, Respondent MM Development
28 violated NAC 453D.905(3)(d)(8) by allowing activity which violates the laws of this State.
Specifically, MM Development allowed an employee to walk on the showroom floor of
dispensary without a face covering and a customer to talk on his cell phone and complete a
transaction without wearing his face covering in violation of Section 5 of Nevada Governor
Steve Sisolak's Declaration of Emergency Directive 024, Section 5, which mandated a mask
or face covering when in a public space, whether publicly owned or privately owned where
the public has access by right or invitation, express or implied, whether by payment of

1 money or not. These two acts constitute Category III violations, which carries a civil penalty
2 of \$2,500 for the first violation and a civil penalty of \$5,000 or a suspension for not more
3 than 10 days of a license for the second violation.

4 DISCIPLINE AUTHORIZED

5 Pursuant to the provisions of NRS 678A.600, NAC 453A.332, NAC 453D.312, NAC
6 453D.405, NAC 453D.900, and NAC 453D.905, the CCB has the discretion to impose the
7 following disciplinary actions:

- 8 1. Suspend the license and certificate of MM Development;
- 9 2. Impose a civil penalty of not more than \$35,000 for each separate violation of
10 Chapter 453D on the license and certificate of MM Development; and
- 11 3. Take such other disciplinary action as the CCB deems appropriate.

12 The CCB may order one or any combination of the discipline described above.

13 RELIEF REQUESTED

14 Based on the foregoing, counsel for the CCB respectfully requests the CCB impose
15 civil penalties against MM Development in the amount of \$7,500. CCB reserves its rights
16 to seek additional costs incurred as this matter proceeds through hearing and rehearing, if
17 applicable.

18 NOTICE TO RESPONDENT

19 **PLEASE TAKE NOTICE**, that Respondent has a right to request a hearing on the
20 charges set forth herein, pursuant to NRS 678A.510 through 678A.590. **Failure to**
21 **demand a hearing constitutes a waiver of the right to a hearing and to judicial**
22 **review of any decision or order of the Board, but the Board may order a hearing**
23 **even if the respondent so waives his or her right. NRS 678A.520(2)(e).**

24 **PLEASE TAKE NOTICE**, you, as the respondent, **must answer this Complaint**
25 **within 20 days after service of this Complaint**, unless granted an extension. Pursuant
26 to NRS 678A.520(2), in the answer Respondent:

- 27 (a) Must state in short and plain terms the defenses to each claim asserted.
- 28 (b) Must admit or deny the facts alleged in the complaint.

1 (c) Must state which allegations the respondent is without knowledge or information
2 form a belief as to their truth. Such allegations shall be deemed denied.

3 (d) Must affirmatively set forth any matter which constitutes an avoidance or
4 affirmative defense.

5 (e) May demand a hearing. **Failure to demand a hearing constitutes a waiver**
6 **of the right to a hearing and to judicial review of any decision or order of**
7 **the Board**, but the Board may order a hearing even if the respondent so waives his
8 or her right.

9 **Failure to answer or to appear at the hearing constitutes an admission by**
10 **the respondent of all facts alleged in the Complaint. The Board may take action**
11 **based on such an admission and on other evidence without further notice to the**
12 **respondent. NRS 678A.520(3).**

13 The Board shall determine the time and place of the hearing as soon as is reasonably
14 practical after receiving the respondent's answer. The Board shall deliver or send by
15 registered or certified mail a notice of hearing to all parties at least 10 days before the
16 hearing. The hearing must be held within 45 days after receiving the respondent's answer
17 unless an expedited hearing is determined to be appropriate by the Board, in which event
18 the hearing must be held as soon as practicable. NRS 678A.520(4).

19 Respondent's answer and Request for Hearing must be either: mailed via registered
20 mail, return receipt; or delivered in person; or emailed to:

21 Tyler Klimas, Executive Director
22 Cannabis Compliance Board
23 555 E. Washington Avenue, Suite 4100
24 Las Vegas, Nevada 89101
25 tklimas@ccb.nv.gov

26 If served by email, Respondent must ensure that it receives an acknowledgement of receipt
27 email from CCB as proof of service.

28 As the respondent, you are specifically informed that you have the right to appear
and be heard in your defense, either personally or through your counsel of choice at your
own expense. At the hearing, the CCB has the burden of proving the allegations in the

1 Complaint. The CCB will call witnesses and present evidence against you. You have the
2 right to respond and to present relevant evidence and argument on all issues involved. You
3 have the right to call and examine witnesses, introduce exhibits, and cross-examine
4 opposing witnesses on any matter relevant to the issues involved.

5 You have the right to request that the CCB issue subpoenas to compel witnesses to
6 testify and/or evidence to be offered on your behalf. In making this request, you may be
7 required to demonstrate the relevance of the witness's testimony and/or evidence.

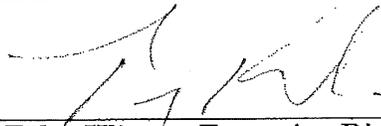
8 If the respondent does not wish to dispute the charges and allegations set forth
9 herein, within 30 days of the service of this Complaint, Respondent may pay the civil
10 penalties and costs set forth above in the total amount of \$7,500 to:

11 Tyler Klimas, Executive Director
12 Cannabis Compliance Board
13 555 E. Washington Avenue, Suite 4100
14 Las Vegas, Nevada 89101

15 YOU ARE HEREBY ORDERED to immediately cease the activity described above
16 which is a violation of Nevada law.

17 DATED: July 21, 2020.

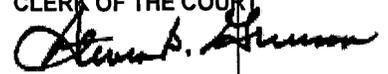
18 STATE OF NEVADA, CANNABIS COMPLIANCE
19 BOARD

20 By: 
21 Tyler Klimas, Executive Director
22 555 E. Washington Avenue, Suite 4100
23 Las Vegas, Nevada 89101
24 (702) 486-2300

25 AARON D. FORD
26 Attorney General

27 By: 
28 L. Kristopher Rath (Bar No. 5749)
Senior Deputy Attorney General
Ashley A. Balducci (Bar No. 12687)
Senior Deputy Attorney General
555 E. Washington Ave, Suite 3900
Las Vegas, Nevada 89101
(702) 486-9287
Attorneys for the Cannabis Compliance Board

EXHIBIT “B”



1 **PTD**
2 MARGARET A. MCLETCHE, Nevada Bar No. 10931
3 ALINA M. SHELL, Nevada Bar No. 11711
4 MCLETCHE LAW
5 701 East Bridger Avenue, Suite 520
6 Las Vegas, NV 89101
7 Telephone: (702) 728-5300
8 Email: maggie@nvlitigation.com
9 *Counsel for GreenMart of Nevada NLV LLC*

7 **EIGHTH JUDICIAL DISTRICT COURT**
8 **CLARK COUNTY, NEVADA**

9 In Re: D.O.T. Litigation

Case No.: A-19-787004-B
Consolidated with:
A-18-785818-W
A-18-786357-W
A-19-786962-B
A-19-787035-C
A-19-787540-W
A-19-787726-C
A-19-8014416-B

Dept. No.: XI

GREENMART OF NEVADA NLV
LLC'S SECOND AMENDED
PRETRIAL DISCLOSURES

Trial Start Date: July 13, 2020 **Trial**
Start Time: 8:30 a.m.

20 COMES NOW Defendant GreenMart of Nevada NLV LLC ("GreenMart") hereby
21 submits the following pretrial disclosures pursuant to Nevada Rules of Civil Procedure
22 16.1(a)(3)(A).

23 These disclosures are made subject to and without waiving any objection as to the
24 admissibility of any testimony, statement, document, and/or other material disclosed herein.
25 The disclosure of any such material is not an admission of relevance, materiality,
26 authenticity, competency, or admissibility. GreenMart retains the right to assert in this
27 proceeding any and all applicable objections, including, but not limited to, those referenced
28 above and any objections based on privilege and protection from disclosure and/or use.

1 GreenMart reserve the right to supplement, amend, correct, or otherwise modify
2 these disclosures.

3 **(i) WITNESSES**

4 *See Exhibit A. Amendment appears in boldface font.*

5 Any and all witnesses named by the other parties in this action, or referenced in
6 documents produced by the other parties on or by **June 26, 2020**.

7 **(ii) EXHIBITS**

8 *See Exhibit B.*

9 GreenMart hereby incorporates all exhibits identified by all other parties within
10 their list of exhibits. GreenMart hereby incorporates all exhibits identified in the preliminary
11 injunction hearing. All documents deemed necessary for impeachment and/or rebuttal
12 purposes. Any and all documents produced by the other parties in this action on or by **June**
13 **26, 2020**.

14 DATED this 24th day of July, 2020.

15 /s/ Alina M. Shell
16 MARGARET A. MCLETCHIE, Nevada Bar No. 10931
17 ALINA M. SHELL, Nevada Bar No. 11711
18 MCLETCHIE LAW
19 701 East Bridger Avenue, Suite 520
20 Las Vegas, NV 89101
21 Telephone: (702) 728-5300
22 Email: maggie@nvlitigation.com
23 *Counsel for GreenMart of Nevada NLV LLC*

24 **CERTIFICATE OF SERVICE**

25 I hereby certify that on this 24th day of July, 2020, pursuant to Administrative
26 Order 14-2 and N.E.F.C.R. 9, I did cause a true copy of the foregoing GREENMART OF
27 NEVADA NLV LLC'S SECOND AMENDED PRETRIAL DISCLOSURES to
28 be submitted electronically to all parties currently on the electronic service list on
July 24, 2020.

/s/ Pharan Burchfield
An Employee of McLetchie Law

EXHIBIT A

Party	Witness	Contact Info.	Expect to Call	May Call
GreenMart of Nevada NLV LLC	Elizabeth Stavola	McLetchie Law 701 East Bridger Avenue, Suite 520 Las Vegas, NV 89101 702-728-5300		x
GreenMart of Nevada NLV LLC	Stacey Dougan	Marquis Aurbach Coffing 10001 Park Run Drive Las Vegas, NV 89145 702-207-6071		x
Department of Taxation	NRCP 30(b)(6)	Office of the Nevada Attorney General Marijuana Enforcement Division Grant Sawyer Office Building 555 East Washington Avenue, Suite 3900 Las Vegas, Nevada 89101 702-486-2300		x
Department of Taxation	Jorge Pupo	Office of the Nevada Attorney General Marijuana Enforcement Division Grant Sawyer Office Building 555 East Washington Avenue, Suite 3900 Las Vegas, Nevada 89101 702-486-2300		x
Department of Taxation	Kyril "Ky" Plaskon	Office of the Nevada Attorney General Marijuana Enforcement Division Grant Sawyer Office Building 555 East Washington Avenue, Suite 3900 Las Vegas, Nevada 89101 702-486-2300		x
Department of Taxation	Damon Hernandez	Office of the Nevada Attorney General Marijuana Enforcement Division Grant Sawyer Office Building 555 East Washington Avenue, Suite 3900 Las Vegas, Nevada 89101 702-486-2300		x
Department of Taxation	Karalin Cronkhite	Office of the Nevada Attorney General Marijuana Enforcement Division Grant Sawyer Office Building 555 East Washington Avenue, Suite 3900 Las Vegas, Nevada 89101 702-486-2300		x
Department of Taxation	Steve F. Gilbert	Office of the Nevada Attorney General Marijuana Enforcement Division Grant Sawyer Office Building 555 East Washington Avenue, Suite 3900 Las Vegas, Nevada 89101 702-486-2300	x	
Department of Taxation	George Kelesis	Office of the Nevada Attorney General Marijuana Enforcement Division Grant Sawyer Office Building 555 East Washington Avenue, Suite 3900 Las Vegas, Nevada 89101 702-486-2300		x
Department of Taxation	Deonne Contine	Office of the Nevada Attorney General Marijuana Enforcement Division Grant Sawyer Office Building 555 East Washington Avenue, Suite 3900 Las Vegas, Nevada 89101 702-486-2300		x
D.H. Flamingo Inc.	Nicola Spirtos, MD	Bailey Kennedy 8984 Spanish Ridge Avenue Las Vegas, Nevada 89148 702-562-8820		x

ETW Management Group LLC	NRCP 30(b)(6)	Brownstein Hyatt Farber Schreck, LLP 100 North City Parkway, Suite 1600 Las Vegas, Nevada 89106 702-382-2101		x
Global Harmony LLC	NRCP 30(b)(6)	Brownstein Hyatt Farber Schreck, LLP 100 North City Parkway, Suite 1600 Las Vegas, Nevada 89106 702-382-2101		x
Green Leaf Farms Holdings LLC	NRCP 30(b)(6)	Brownstein Hyatt Farber Schreck, LLP 100 North City Parkway, Suite 1600 Las Vegas, Nevada 89106 702-382-2101		x
Green Therapeutics LLC	NRCP 30(b)(6)	Brownstein Hyatt Farber Schreck, LLP 100 North City Parkway, Suite 1600 Las Vegas, Nevada 89106 702-382-2101		x
Herbal Choice Inc.	NRCP 30(b)(6)	Chattah Law Group 5875 S. Rainbow Blvd. #204 Las Vegas, Nevada 89118 702-360-6200		x
Just Quality, LLC	NRCP 30(b)(6)	Brownstein Hyatt Farber Schreck, LLP 100 North City Parkway, Suite 1600 Las Vegas, Nevada 89106 702-382-2101		x
Libra Wellness Center, LLC	NRCP 30(b)(6)	Brownstein Hyatt Farber Schreck, LLP 100 North City Parkway, Suite 1600 Las Vegas, Nevada 89106 702-382-2101		x
Zion Gardens, LLC	NRCP 30(b)(6)	Brownstein Hyatt Farber Schreck, LLP 100 North City Parkway, Suite 1600 Las Vegas, Nevada 89106 702-382-2101		x
Rombough Real Estate Inc. dba Mother Herb	NRCP 30(b)(6)	Brownstein Hyatt Farber Schreck, LLP 100 North City Parkway, Suite 1600 Las Vegas, Nevada 89106 702-382-2101		x
Nevcann LLC	NRCP 30(b)(6)	Brownstein Hyatt Farber Schreck, LLP 100 North City Parkway, Suite 1600 Las Vegas, Nevada 89106 702-382-2101		x
Red Earth LLC	NRCP 30(b)(6)	Brownstein Hyatt Farber Schreck, LLP 100 North City Parkway, Suite 1600 Las Vegas, Nevada 89106 702-382-2101		x
MMOF Vegas Retail, Inc.	NRCP 30(b)(6)	Brownstein Hyatt Farber Schreck, LLP 100 North City Parkway, Suite 1600 Las Vegas, Nevada 89106 702-382-2101		x
THC Nevada LLC	NRCP 30(b)(6)	Sugden Law 9728 Gillespie St. Las Vegas, Nevada 89183 702-307-1500		x
MM Development Company Inc.	NRCP 30(b)(6)	Kemp, Jones & Coulthard, LLP 3800 Howard Hughes Parkway, 17th Floor Las Vegas, Nevada 89169 702-385-6000		x
LivFree Wellness LLC	NRCP 30(b)(6)	Kemp, Jones & Coulthard, LLP 3800 Howard Hughes Parkway, 17th Floor Las Vegas, Nevada 89169 702-385-6000		x
Serenity Wellness Center, LLC	NRCP 30(b)(6)	Law Offices of P. Sterling Kerr, P.C. 2450 St. Rose Parkway, Suite 120 Henderson, NV 89074 702-451-2055		x

TGIG, LLC	NRCP 30(b)(6)	Clark Hill PLC 3800 Howard Hughes Parkway, Suite 500 Las Vegas, NV 89169 702-862-8300		x
Nevada Holistic Medicine, LLC	NRCP 30(b)(6)	Clark Hill PLC 3800 Howard Hughes Parkway, Suite 500 Las Vegas, NV 89169 702-862-8300		x
Gravitas Nevada, LLC	NRCP 30(b)(6)	Clark Hill PLC 3800 Howard Hughes Parkway, Suite 500 Las Vegas, NV 89169 702-862-8300		x
GBS Nevada Partners, LLC	NRCP 30(b)(6)	Clark Hill PLC 3800 Howard Hughes Parkway, Suite 500 Las Vegas, NV 89169 702-862-8300		x
Fidelis Holdings, LLC	NRCP 30(b)(6)	Clark Hill PLC 3800 Howard Hughes Parkway, Suite 500 Las Vegas, NV 89169 702-862-8300		x
Nevada Pure, LLC	NRCP 30(b)(6)	Clark Hill PLC 3800 Howard Hughes Parkway, Suite 500 Las Vegas, NV 89169 702-862-8300		x
Medifarm, LLC	NRCP 30(b)(6)	Clark Hill PLC 3800 Howard Hughes Parkway, Suite 500 Las Vegas, NV 89169 702-862-8300		x
NuLeaf Incline Dispensary, LLC	NRCP 30(b)(6)	Conant Law Firm PLC 2398 East Camelback Road, Suite 925 Phoenix, Arizona 85016 602-508-9010		x
Tryke Companies SO NV, LLC	NRCP 30(b)(6)	Conant Law Firm PLC 2398 East Camelback Road, Suite 925 Phoenix, Arizona 85016 602-508-9010		x
Tryke Companies Reno, LLC	NRCP 30(b)(6)	Conant Law Firm PLC 2398 East Camelback Road, Suite 925 Phoenix, Arizona 85016 602-508-9010		x
Nevada Wellness Center LLC	NRCP 30(b)(6)	Parker, Nelson & Associates Chtd. 2460 Professional Court, Suite 200 Las Vegas, NV 89128 702-868-8000		x
D.H. Flamingo Inc.	NRCP 30(b)(6)	Bailey Kennedy 8984 Spanish Ridge Avenue Las Vegas, Nevada 89148 702-562-8820		x
Inyo Fine Cannabis Dispensary, LLC	NRCP 30(b)(6)	Bailey Kennedy 8984 Spanish Ridge Avenue Las Vegas, Nevada 89148 702-562-8820		x
Clark Natural Medicinal Solutions LLC	NRCP 30(b)(6)	Bailey Kennedy 8984 Spanish Ridge Avenue Las Vegas, Nevada 89148 702-562-8820		x
Nye Natural Medicinal Solutions LLC	NRCP 30(b)(6)	Bailey Kennedy 8984 Spanish Ridge Avenue Las Vegas, Nevada 89148 702-562-8820		x
Clark NMSD LLC	NRCP 30(b)(6)	Bailey Kennedy 8984 Spanish Ridge Avenue Las Vegas, Nevada 89148 702-562-8820		x

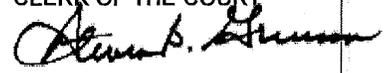
Qualcan, LLC	NRCP 30(b)(6)	Christiansen Law Office 810 South Casino Center Boulevard, Suite 104 Las Vegas, Nevada 89101 702-570-9262		x
Strive Wellness of Nevada, LLC	NRCP 30(b)(6)	Bendavid Law 7301 Peak Drive, Suite 150 Las Vegas, Nevada 89128 702-384-8424		x
Natural Medicine, LLC	NRCP 30(b)(6)	Bendavid Law 7301 Peak Drive, Suite 150 Las Vegas, Nevada 89128 702-384-8424		x
Rural Remedies LLC	NRCP 30(b)(6)	Ramos Law 3000 Youngfield Street, Suite 200 Wheat Ridge, Colorado 80215 303-733-6353		x
Rural Remedies LLC	Joseph Ramos Jr.	Ramos Law 3000 Youngfield Street, Suite 200 Wheat Ridge, Colorado 80215 303-733-6353		x
Paradise Wellness Center LLC	NRCP 30(b)(6)	Ross C. Goodman, Esq. 520 South Fourth Street, 2nd Floor Las Vegas, Nevada 89101 702-383-5088		x

EXHIBIT B

Bates No.	Date	Document/Description	Will Use	May Use
DOT-Greenmart000001- DOT-Greenmart008432		Redacted State of Nevada Department of Taxation Recreational License Applications for GreenMart	x	
		a.Redacted Attachment C regarding GreenMart's RD504 ApplicationDOT-Greenmart000365-452 b.Redacted Attachment C regarding GreenMart's RD505 ApplicationDOT-Greenmart001419-1506 c.Redacted Attachment C regarding GreenMart's RD506 ApplicationDOT-Greenmart002473-2560 d.Redacted Attachment C regarding GreenMart's RD507 ApplicationDOT-Greenmart003527-3614 e.Redacted Attachment C regarding GreenMart's RD508 ApplicationDOT-Greenmart004581-4668 f.Redacted Attachment C regarding GreenMart's RD509 ApplicationDOT-Greenmart005635-5722 g.Redacted Attachment C regarding GreenMart's RD510 ApplicationDOT-Greenmart006689-6776 h.Redacted Attachment C regarding GreenMart's RD511 ApplicationDOT-Greenmart007743-7830	x	
GM0001-0030	11/7/2019	DIA Report No. 20-01, Dated November 7, 2019 from the State of Nevada Governor's Finance Office Division of Internal Audits, Audit Report on Department of Taxation Marijuana Enforcement Division Recreational Dispensary Licensing Process	x	
GM0031-0033	7/5/2018	ListServ: Notice of Intent to Accept Applications	x	
GM0034-0106	7/6/2018	ListServ: Dispensary Application Clarification	x	
GM0107-0109	8/3/2018	ListServ: Retail Marijuana Store Allocations by Jurisdiction	x	
GM0110-0112	8/16/2018	ListServ: Remaining License Allocation Amended		x
GM0113-0115	9/13/2018	ListServ: Application Submission Reminder		x
GM0116-0117	12/5/2018	RD504 Approval Letter	x	
GM0118-0119	12/5/2018	RD505 Approval Letter	x	
GM0120	12/5/2018	RD506 Denial Letter	x	
GM0121-0122	12/5/2018	RD507 Approval Letter	x	
GM0123	12/5/2018	RD508 Denial Letter	x	
GM0124	12/5/2018	RD509 Denial Letter	x	
GM0125	12/5/2018	RD510 Denial Letter	x	
GM0126-0127	12/5/2018	RD511 Approval Letter	x	
GM0128-0791		Communications between GreenMart and Consultant		x
		a.Copy of Blank Attestation Form (Attachment B to 2018 Application)GM134-137 b.Copy of Blank Attestation Form (Attachment B to 2018 Application)GM141-144 c.Nevada Division of Insurance Fingerprint Background Waiver FormGM147-150 d.Blank 2018 ApplicationGM155-189 e.July 6, 2018 Notice re 2018 Retail Establishment Application PeriodGM191-192 f.Copy of Blank Request and Consent to Release Application Form (Attachment D to 2018 Application) GM203-207 g.Blank PageGM231 h.Copy of Blank Attestation Form (Attachment B to 2018 Application)GM372-376 i.Copy of LCB File No. R092-17 GM431-686		x
GM1001-1008	5/6/2020	May 6, 2020 Las Vegas Review-Journal Article "Report Outlines Trafficking Case Against Las Vegas Police Officer"		x
GM1009-1011	5/26/2020	May 26, 2020 The Nevada Independent Article "Former MedMen marijuana executive alleges manager pressured him into illegal contribution to Sisolak		x

GM1012-1016	5/28/2020	May 28, 2020 POLITICO Article "Nevada secretary of state reviews MedMen donation allegations"		x
GM1017-1068	5/24/2020	May 24, 2020 POLITICO Article "Lavish Parties, Greedy Pols and Panic Rooms: How the 'Apple of Pot' Collapsed"		x
GM1069-1070	5/28/2020	May 28, 2020 Nevada Public Radio Article "Nevada Elections Office Reviewing MedMen Donation Allegations"		x
GM1071-1079	7/21/2020	July 21, 2020 Complaint for Disciplinary Action in The Cannabis Compliance Board, State of Nevada vs. Nevada Wellness Center, LLC, Case No. 2020-006	x	
GM1080-1087	7/21/2020	July 21, 2020 Complaint for Disciplinary Action in The Cannabis Compliance Board, State of Nevada vs. MM Development Company, LLC, Case No. 2020-007	x	

EXHIBIT “C”



1 **ORDER**

2
3 **DISTRICT COURT**
4 **CLARK COUNTY, NEVADA**

5 In Re: D.O.T. Litigation,

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

7 **CONSOLIDATED WITH:**

8 A-785818
9 A-786357
10 A-786962
11 A-787035
12 A-787540
13 A-787726
14 A-801416

12 **AMENDED TRIAL PROTOCOL NO. 2**

13 Trial Date: July 13, 2020

15 The Court having met with counsel for the parties, and after consideration of the proposal for
16 Trial Protocol submitted by the parties, the written status reports provided by counsel, the issues
17 posed by the current public health emergency and hearing comments of counsel, the Court adopts
18 the following as its amended trial protocol:

19 **I. COURTROOM ETIQUETTE**

20 **A.** Pursuant to Administrative Order No. 06-05, this Court permits counsel and their
21 staff to use wireless communications; however, such devices shall be placed away from recording
22 devices and microphones and must be turned off or placed on airplane mode to ensure that no
23 sounds are emitted from the device that may interrupt the proceedings. If the Court determines a
24 particular device is interfering with the sound and/or recording equipment, the Court may order all
25 electronic devices turned off.

26 **B.** The Court expects counsel to be punctual for all proceedings.

27 **C.** Counsel will be civil to one another as well as to all parties, witnesses, and court
28 personnel at all times. Do not interrupt.

1 **D.** Opposing counsel should not engage in extended conversations with each other when
2 court is in session. The Court will allow counsel to have a private conversation if it is requested and
3 efficient. Counsel should never argue with either opposing counsel or the Court.

4 **E.** Counsel will stand when addressing the Court or when examining witnesses.
5 Counsel must stand near a microphone and may not crowd the witness.

6 **F.** Counsel may approach a witness with the permission of the Court. If counsel needs
7 to approach the witness many times, the Court may instruct the attorney that he or she need not
8 continue to ask. Nonetheless, once the attorney has accomplished his or her reason for approaching
9 the witness (however many times), he or she should return to the place from which he or she is
10 questioning.

11 **G.** The Court does not permit speaking objections. Counsel should give the basis for the
12 objection in a word or phrase (e.g., “hearsay”).

13 **H.** Counsel must state every objection for the record. Counsel may join an objection for
14 purposes of the record. The Court does not permit continuing objections.

15 **I.** Counsel has the responsibility to advise their witnesses to comply with any orders
16 granting motions in limine.

17 **J.** Counsel should advise all witnesses that they are not to begin any answer until the
18 question has been completed. Department XI does not require counsel to use Court Call for
19 telephonic appearances. Counsel must contact the Department one (1) day prior to the hearing to
20 setup the telephonic appearance. If multiple counsel elect to appear telephonically, counsel shall set
21 up a conference call number for use by all participating counsel

22 **K.** Counsel may appear by alternate means upon request.

23 **L.** All counsel will comply with Administrative Order 20-17 related to face coverings
24 and social distancing. Screening requirements by marshal(s) will be posted and enforced. Given the
25 large number of participants, this proceeding will be conducted off-site in a location provided by the
26 Court that allows compliance with social distancing requirements and provides only those amenities
27 which are identified as Court critical for conduct of the proceedings.

28 **M.** Given the suspension of proceedings referenced in Administrative order 20-17 and its

1 predecessors, many of the items referenced to be completed under the original trial protocol were
2 near completion. As a result the Court has compressed the final deadlines for the completion of
3 those items.

4 **II. PRETRIAL MOTIONS**
5 COMPLETED

6 **III. EXHIBITS**

7 A. The Parties shall prepare a joint list of exhibits, based upon the exhibits used during
8 any depositions and documents properly disclosed during discovery, which will be pre-marked with
9 an identification number in the range of 1-999. The Parties will create a joint list of potential trial
10 exhibits that may later be offered for admission at trial and create an electronic storage device for
11 each party and the Court containing these exhibits. The proposed trial exhibit list will mirror the
12 numbering of the deposition exhibits and any withdrawn deposition exhibit will have at the
13 corresponding number a reference to either "reserved" or "withdrawn." Prior to providing such trial
14 exhibits to the Court, the Parties will meet and identify exhibits that can be withdrawn or are
15 duplicates. If all Parties agree a deposition exhibit can be eliminated, it will be removed from the
16 preliminary trial exhibit list. If any party does not agree to eliminate a deposition exhibit, it will be
17 marked as a proposed trial exhibit.

18 B. For non-joint exhibits, the Parties will utilize the range of exhibit numbers assigned
19 to each party for identification of the exhibits. Each exhibit shall also bear the production number of
20 the document or item that was used during discovery to ensure that it is a properly, previously
21 produced document or other identifier that can be appropriately cross-referenced by the Parties. If
22 during the course of discovery a document was produced with an alphanumeric designation, the
23 discovery alphanumeric designation will be included on the exhibit list. If a party intends to use a
24 document as an exhibit at trial that was not given an alphanumeric designation (that all Parties were
25 previously provided access to), and was not utilized as an exhibit to a Court filing, the designating
26 party must identify the document in a manner that enables other parties to verify the prior
27 production and/or disclosure of the document and to locate such document.

28 C. The numbering system shall differentiate between evidentiary trial exhibits and

1 illustrative aids/demonstrative exhibits, with the illustrative aids/demonstrative exhibit identification
2 number containing the letter D preceding the identification number.

3 **D.** All exhibits shall be listed on a form used by Department XI to record such evidence
4 attached hereto as Exhibit "1."

5 **E.** After numbering the joint exhibits, non-joint trial exhibit number ranges will be
6 utilized by each side (ranges of 1,000 exhibits to each side). The numbering convention to be used
7 for trial exhibits will be strictly numeric. Each side shall designate a representative to eliminate
8 duplicate exhibits for the Plaintiffs and the Defendants, respectively. Each side is assigned a range
9 of exhibit numbers for their own exhibits.

10 **1.** Joint Proposed Exhibits (including deposition exhibits) 1-999

11 **2.** Proposed Non-Joint Exhibit Ranges for Each Side:

12 **a)** Plaintiffs 1,000-1,999.

13 **b)** Defendants 2,000-2,999.

14 If any additional party indicates an intention to participate in the trial by filing and serving a notice
15 with a courtesy copy delivered to the Court before the final pretrial conference on July 10, 2020, the
16 Court will make a determination as to additional ranges of exhibit numbers.

17 **F.** Each party must make its pre-trial disclosures under NRCP 16.1(a)(3) on or before
18 June 26, 2020. Each party's pre-trial disclosure must contain a list of their own proposed trial
19 exhibits in Excel format (including columns with the bates number, date, description, will call, and
20 may call) that can be integrated into a single Joint Exhibit List, and providing a complete set of the
21 exhibits to all the other Parties on an electronic storage device.

22 **G.** Each party will designate a paralegal and/or attorney to work together to coordinate
23 with the vendor on the production of the deposition exhibits and discovery documents to trial
24 exhibits, coordinate in the preparation of the Joint Trial Exhibit List, and ensure the Parties are
25 complying with the Court's requirements for marking exhibits for trial. The Parties'
26 representative(s) should be designated by June 29, 2020 so they can begin discussing Court's
27 requirements for marking exhibits and the Joint Exhibit List, and pricing and logistics with the
28 vendor. The Parties' Joint Exhibit List shall be finalized on or before July 2, 2020.

1 **H.** Given Administrative Order 20-17, the electronic exhibit protocol attached as Exhibit
2 “2” will be utilized by the parties.

3 **I.** All received exhibits shall be stored in the custody of the Court. Charts, summaries
4 or calculations sought to be admitted into evidence under NRS 52.275, along with the originals of
5 the voluminous documents or electronic information, shall be made available to other Parties at the
6 calendar call prior to trial, or, if created during the course of trial, at least one (1) days prior to
7 offering or using said chart, summary or calculation.

8 **J.** Enlargements of any exhibits sought to be used at trial, shall be handled in the same
9 manner as other exhibits. Any exhibit may be enlarged and utilized in a hard format if desired by a
10 Party but must contain the proposed trial exhibit number for reference.

11 **K.** The proposed electronic exhibits shall be submitted in portable document format
12 (.PDF).

13 **L.** Objections to each party’s proposed pre-trial exhibits will be served pursuant to
14 NRCPC 16.1(a)(3)(B) on or before July 1, 2020 to facilitate the creation of the Joint Exhibit List.
15 Counsel will be familiar with the basis for any objection made pursuant to NRCPC 16.1(a)(3)(B) and
16 shall address the objections at the final pretrial conference. Objections not disclosed in accordance
17 with NRCPC 16.1(a)(3), other than objections under NRS 48.025 and 48.035, shall be deemed waived
18 unless excused by the court for good cause shown.

19 **M.** All exhibits proposed for use in trial will be cross referenced to exhibits sought to be
20 introduced by all other parties and sides. Counsel shall eliminate duplicative exhibits.

21 **N.** All documents the Parties anticipate using at trial, but for rebuttal documents,
22 impeachment documents, and documents related to unanticipated issues, will be disclosed prior to
23 the start of trial. Documents that are not identified in pre-trial disclosures will be handled on a case
24 by case basis with the understanding that a party seeking to use any document that was not
25 identified in pre-trial disclosures must show good cause.

26 **O.** Certain documents and material, which the Parties shall have need to use and present
27 to the Court, have been produced in this Action pursuant to the Confidentiality Agreement and
28 Protective Order filed on December 20, 2019. Parties shall consult to redact, if appropriate, trial

1 exhibits previously designated as confidential during discovery.

2 **IV. FINAL PRETRIAL CONFERENCE**

3 A. Pursuant to EDCR 2.67(a) counsel shall meet and discuss all issues required by the
4 rule on or before July 9, 2020.

5 B. In accordance with NRCP 16.1(a)(3)(B)(i), the parties shall designate their trial
6 witnesses on or before July 2, 2020.

7 C. Designations of Depositions to be Used in Lieu of Live Testimony

8 1. The Parties are discouraged from reading depositions at trial unless absolutely
9 necessary.

10 2. The Parties anticipate a number of depositions or prior testimony from the
11 preliminary injunction hearing will be utilized at trial in lieu of live testimony due to the
12 unavailability of the witness or for any other permitted reason under NRCP 32. In accordance with
13 NRCP 16.1(a)(3)(A)(ii), the Parties will identify testimony to be provided via deposition or
14 transcript and provide initial transcript designations on or before June 29, 2020. Any party wishing
15 to make a counter-designation will do so on or before July 2, 2020. Any rebuttal deposition
16 designations are to be made on or before July 6, 2020. Objections to any deposition designation,
17 counter-designation, or rebuttal designation will be made on July 8, 2020.

18 3. The Court will rule on any objections to the designations at the Final Pretrial
19 Conference.

20 4. The Parties recognize that there may be a need to alter and/or amend
21 depositions designations based on testimony provided during trial. Accordingly, any changes to
22 deposition designations must be provided to the Parties and the Court no less than one (1) judicial
23 day before the deposition testimony is intended to be presented at trial unless good cause is shown
24 for the failure to do so. This procedure does not alter or change evidentiary limitations.

25 5. Any video deposition to be shown to the Court shall be edited to streamline
26 the presentation of evidence. The Parties can present excerpts in the order approved by the Court at
27 the Final Pretrial Conference. All portions of a video deposition used in lieu of live testimony
28 presented during a certain phase will be shown together.

1 6. For impeachment or rebuttal purposes, advance notice of the portions of the
2 deposition depicting inconsistent testimony is not required. Proposals for the presentation of
3 deposition transcripts are still subject to evidentiary limitations.

4 7. To avoid delays during trial, counsel will notify the clerk of any depositions
5 anticipated to be used prior to the start of the day's proceedings. Failure of counsel to do so may
6 result in the Court refusing to permit counsel to utilize a particular deposition.

7 **D. Proposed Findings of Fact and Conclusions of Law**

8 1. At the commencement of each phase, counsel will file proposed findings of
9 fact and conclusions of law pertaining to that portion of the trial.

10 2. A copy of the proposed findings of fact and conclusions of law will be
11 emailed to the Court in Word format at the time of filing.

12 **E.** Pursuant to EDCR 2.67(b), on or before 4:00 p.m. on July 9, 2020, counsel shall
13 submit a joint pretrial memorandum executed by all counsel including all issues required by the rule.

14 **F. Final Pretrial Conference**

15 1. The Court will conduct the final pretrial conference on July 10, 2020 at 9 a.m.

16 2. Counsel are required to bring all items identified in EDCR 2.69(a) to the final
17 pretrial conference and exchange all items identified in EDCR 2.69(a) by July 8, 2020.

18 3. Exhibits will be pre-admitted to the extent practicable at the Final Pretrial
19 Conference. All documentary exhibits will be presented in electronic format in accordance with
20 Exhibit "1". Photographic evidence may be presented in hard copy form but must also be submitted
21 in electronic format. In accordance with EDCR 2.67, counsel shall meet, review, and discuss
22 exhibits.

23 4. Any planned demonstrative exhibits including data summaries, compilations
24 or exemplars anticipated to be used must be disclosed prior to the final Pre-Trial Conference.
25 Pursuant to EDCR 2.68, at the final Pre-Trial Conference, counsel shall be prepared to stipulate or
26 make specific objections to individual proposed exhibits. Any additional demonstrative exhibits that
27 arise during trial shall be disclosed to all parties at least 24 hours in advance.

28 5. Any Power Point or computer animation anticipated to be used during the

1 presentation of evidence to illustrate a witness's testimony must be disclosed two (2) days prior to
2 the Final Pretrial Conference. At the time of the Final Pretrial Conference, the Court will rule on
3 any objections to the Power Point or computer animation. An electronic version of the Power Point
4 or computer animation must be presented to the Court at that time.

5 6. Unless impracticable to present evidence electronically, the Parties are
6 required to use trial presentation software to electronically and simultaneously display evidence to
7 everyone in the courtroom. The Parties will also be allowed to utilize traditional paper form
8 presentation of evidence as long as the other provisions are satisfied, i.e., the paper form
9 presentation of evidence has already been submitted electronically to the Court and other Parties, the
10 hard copy bears the same identifiers as the electronic copy, and hard copy documents of such
11 presentations are made available to the other Parties.

12 7. The Parties may hire an operator to provide, and upon the request of a party to
13 operate, the trial presentation software to avoid the complications of different systems, different
14 switching systems, and delays in presentation. All exhibits will be on one computer system with
15 traditional designations of potential exhibits and admitted exhibits. Each party is required to use the
16 software selected. A Party may contract with the provider for a person to operate the system during
17 trial or may take on the responsibility of hiring and training a person to operate the system for that
18 party during trial. Parties shall insure that non-admitted exhibits are blocked from viewing by the
19 Court until the Court directs the non-admitted exhibit to be disclosed for the Court's view.

20 8. Prior to the commencement of each phase, the Court will rule on any
21 objections to the deposition designations, counter-designations and editing of video deposition to be
22 used in lieu of live testimony. Any use of depositions will require publication of the original
23 transcript prior to reading or playing portions of the deposition.

24 **V. TRIAL SCHEDULE**

25 **A. Days and Hours**

26 1. All trial participants shall be punctual and prepared to proceed on schedule.
27 To minimize interruptions, attorneys may be permitted to enter and leave the courtroom discreetly
28 during the proceedings.

1 2. Court sessions will be held from 8:30 a.m. to 5:00 p.m., with a morning
2 break, a lunch recess, and an afternoon break, Monday through Friday, unless there is a recognized
3 judicial holiday as set forth below. If an issue arises that must be addressed prior to the
4 commencement of the next day of trial, counsel will notify all parties. Counsel will report at 8:00
5 a.m. to resolve any issues that need to be addressed before the presentation of evidence and
6 testimony.

7 3. The Court will recess on the following dates:

8 a) August 13-14, 2020.

9 b) September 7, 2020.

10 **B. Weekly Conferences During Trial**

11 1. To expedite the trial, it is advisable to devote the entire trial day to the
12 uninterrupted presentation of evidence. To the extent possible, objections (other than to a question
13 asked a witness), motions, and other matters that may interrupt the presentation of evidence, should
14 be raised at a time set aside by the Court. To the extent possible, objections, motions and other
15 matters that must be raised during the presentation of evidence shall be stated briefly.

16 2. Any issues to be addressed will be addressed on Friday sessions at 8:00 a.m.
17 The Court will permit counsel to communicate to the Court to plan the week's proceedings and fix
18 the order of witnesses and exhibits, avoiding surprises and ensuring that the Parties will not run out
19 of witnesses. These Weekly Conferences will also be utilized to hear written motions, to resolve
20 other issues and the Court may hear offers of proof and arguments accordingly in order to resolve
21 the same.

22 **VI. CONDUCT OF TRIAL**

23 The trial will be conducted in Phases as defined by the Court. This Order will apply to each
24 individual phase.

25 **A. The use of trial briefs in this matter will be governed by EDCR Rule 7.27.**

26 **B. Opening Statements**

27 1. Opening Statements, if any, shall commence on the first day of each phase.

28 2. The group of parties seeking affirmative relief in that phase shall be time

1 limited in Opening Statement to a total of three (3) hours. These parties shall agree among
2 themselves on the split of the time. If no agreement is reached the Court will allocate the time
3 among the group. No more than one attorney may address the Court during Opening Statement for
4 each party or similarly represented group of parties.¹

5 3. The group of parties participating in a phase not seeking affirmative relief in
6 that phase shall be time limited in Opening Statement to a total of three (3) hours. These parties
7 shall agree among themselves on the split of the time. If no agreement is reached the Court will
8 allocate the time among the group. No more than one attorney per party group represented by a
9 single team of counsel may address the Court during Opening Statement.

10 4. The Parties shall be allowed to deliver their Opening Statements in the order
11 of the presentation of the Parties' cases.

12 5. During Opening Statements, the Parties will be permitted to utilize charts and
13 other demonstrative aids not then in evidence; however, any such Power Points, charts or aids shall
14 be provided to opposing counsel at least one (1) judicial day prior to commencement of the
15 corresponding phase in order to allow any party to file any objection it may have to the same.

16 C. Presentation of Evidence

17 1. The Court, counsel and the witness shall be permitted to view a displayed
18 non-admitted exhibit prior to its formal admission.

19 2. Counsel shall advise the clerk prior to the commencement of the trial day of
20 any deposition transcripts anticipated to be used for publication.

21 3. Parties are encouraged to use trial aids such as glossaries, indexes, time lines,
22 graphics, charts, diagrams, and computer animations to permit the Court a better opportunity to
23 understand the evidence. To the extent practicable, the Parties shall endeavor to prepare joint
24 exhibits for glossaries, indexes, and time lines. Any trial aids will be submitted to the Court
25 electronically.

26 4. Each party shall electronically exchange lists of expected witnesses
27

28 ¹ The Court has modified and lengthened the trial week to accommodate the needs of completing this matter in
the time frames permitted for use of the offsite location.

1 (including any depositions to be used in lieu of live testimony) who will be called to testify on one
2 (1) day notice. This list shall estimate the length of direct examination for each witness. Any
3 objections shall be made within one (1) judicial day of service of the disclosure. For impeachment
4 or rebuttal purposes, advance notice of the portions of the deposition depicting inconsistent
5 testimony is not required.

6 5. Counsel shall give one (1) week notice of their intent to call an adverse party
7 or its employees to testify. If a party will not make an employee available to testify and that
8 employee is beyond the Court's subpoena power, any party may offer that witness's deposition for
9 any purpose, unless it appears that the absence of the witness was procured by the party offering the
10 deposition. Use of any such deposition is subject to the disclosure requirements and any evidentiary
11 limitations.

12 6. No more than one attorney per party group represented by a single team of
13 counsel may examine a witness or make objection during the examination of the witness.

14 7. If, for any reason, a break in the proceedings of any phase of more than a
15 week occurs, counsel for the Parties may make an interim statement to the Court prior to the
16 resumption of the presentation of evidence. No more than one attorney per party may make an
17 interim statement. Such interim statement may only be used to explain or summarize evidence and
18 testimony already presented to the Court during that phase.

19 **D. Closing Arguments**

20 1. Counsel should be prepared to begin closing arguments immediately
21 following the close of all evidence in the phase.

22 2. During Closing Arguments, the Parties will be permitted to utilize Power
23 Point, charts and other demonstrative aids; however, any such charts or aids shall be provided to
24 opposing counsel at least one (1) judicial days prior to Closing Argument in order to allow any party
25 to file any objection it may have to the same. An electronic copy of the Power Point, charts and
26 other demonstrative aids must be provided to the Court.

27 3. The group of parties seeking affirmative relief in that phase shall be time
28 limited in Closing Statement to a total of six (6) hours. These parties shall agree among themselves

1 on the split of the time. If no agreement is reached the Court will allocate the time among the group.

2 4. The group of parties participating in a phase not seeking affirmative relief in
3 that phase shall be time limited in Opening Statement to a total of six (6) hours. These parties shall
4 agree among themselves on the split of the time. If no agreement is reached the Court will allocate
5 the time among the group. No more than one attorney per party group represented by a single team
6 of counsel may address the Court during Closing Argument.

7 5. Each party with affirmative claims, will have two opportunities to address the
8 Court in closing arguments. Different attorneys may argue the first and second closing arguments
9 for each per party group represented by a single team of counsel. The total time will not be
10 increased.

11 **VII. TRANSCRIPTS AND COURT REPORTING**

12 A. The Parties agree to utilize the Court's JAVs Court Recording System which will be
13 the official record.

14 B. The Parties agree to equally split the cost of expedited daily transcripts from the
15 Official Court Recorder. Each party shall either commit or decline to receive expedited daily
16 transcripts at the beginning of each Phase of the trial, and costs will be split equally among the
17 Parties that choose to receive the expedited transcripts.

18 C. Additionally, to facilitate the ability of the Parties to view questions, objections and
19 testimony, the Parties agree to have the proceedings reported on a real-time basis at their own
20 expense. Each party shall either commit or decline access to real-time court reporting at the
21 beginning of each Phase of the trial, and costs will be split equally among the Parties that choose to
22 have real-time access.

23 D. Should the Parties desire to have real time reporting during any phase of the trial, the
24 parties are required to make their own arrangements with the real time court reporters. The details
25 of any arrangements shall also be provided to the Official Court Recorder, at 702-671-4374. Each
26 party will need to provide its own monitor, device or other equipment for real time reporting
27 viewing.

28

1 **VIII. PHASES**

2 The trial will be conducted in a series of phases presented to the same judge. The phases
3 shall proceed seriatim, in the order set forth herein. Each phase may begin with an opening
4 statement restricted to the issues to be litigated in that phase and may end with a closing statement.
5 If all issues related to a particular phase have been resolved, the parties will proceed to the next
6 phase with remaining issues.

7 **A. First Phase – Petition for Judicial Review²**

8 **1.** Unless otherwise resolved on the briefing outlined above in Section II, the
9 DH Flamingo Plaintiffs, Serenity Wellness Plaintiffs, ETW Plaintiffs, Nevada Wellness Center,
10 LLC, MM Development Company, Inc., Livfree Wellness LLC and Compassionate Team of Las
11 Vegas, LLC and any other Plaintiffs with such claims will present their affirmative claims related to
12 their claims for Petition for Judicial Review.

13 **a)** The Plaintiffs will have one (1) day to present oral arguments based
14 upon the administrative record, unless good cause is shown to extend the
15 time.

16 **b)** The administrative record shall be filed by the DOT and include, with
17 appropriate redactions, if necessary, of all records related to the applications
18 and DOT’s granting or denial of applications.

19 **2.** The DOT and Defendants will present their defenses and affirmative claims,
20 if any, related to the Plaintiffs’ claims for petition for judicial review.

21 **a)** The DOT and Defendants will have one (1) day to present arguments
22 based on the administrative record against the petitions for judicial
23 review, unless good cause is shown to extend the time.

24 **3.** The Plaintiffs will present their rebuttal on their affirmative claims.

25 **a)** The Plaintiffs will have one day (1) to present oral arguments based
26 on the administrative record in rebuttal on its claims for judicial

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28 ² This phase will follow the presentation of Phase 2.

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review, unless good cause is shown to extend the time.

4. The Court will deliberate, review the evidence, and render a decision on the claims raised in the First Phase.

B. Second Phase³ – Legality of the 2018 recreational marijuana application process (claims for Equal Protection, Due Process, Declaratory Relief, Intentional Interference with Prospective Economic Advantage, Intentional Interference with Contractual Relations, and Permanent Injunction)⁴

1. The Serenity Wellness Plaintiffs, ETW Plaintiffs, Nevada Wellness Center, LLC, Qualcan, LLC and Compassionate Team of Las Vegas, LLC and any other Plaintiffs with such claims will present their affirmative claims related to legality of 2018 recreational marijuana application process, including their claims for equal protection, due process, declaratory relief, and permanent injunction.

a) The Plaintiffs will have four (4) weeks to present testimony and evidence on their affirmative claims, unless good cause is shown to extend the time.

2. The DOT and Defendants will present their defenses and affirmative claims, if any, related to the claims by the plaintiffs.

a) The DOT and Defendants will have four (4) weeks to present testimony and evidence their defenses and affirmative claims, if any, unless good cause is shown to extend the time.

3. The Plaintiffs will present their rebuttal on their affirmative claims.

a) The Plaintiffs will have one (1) week to present testimony and evidence in rebuttal on its affirmative claims, unless good cause is shown to extend the time.

4. The Court will deliberate, review the evidence, and render a decision on the

³ This phase will begin on July 13, 2020.

⁴ Given the modification to the trial week, the Court has adjusted the time permitted to accommodate use of the offsite facility.

1 claims raised in the Second Phase.

2 **C. Third Phase⁵ – Writ of mandamus (Improper scoring of applications related to**
3 **calculation errors on the 2018 recreational marijuana application).**

4 **1. MM Development Company, Inc. and Livfree Wellness LLC and any other**
5 **Plaintiffs with mandamus claims will present their affirmative claims related to their writ of**
6 **mandamus claim based on the allegation of improper scoring of their applications due to calculation**
7 **errors.**

8 **a) The Plaintiffs will have three (3) days to present testimony and**
9 **evidence their affirmative claims, unless good cause is shown to**
10 **extend the time.**

11 **2. The DOT and Defendants will present their defense and affirmative claims, if**
12 **any, related to the claims by the MM Development Company, Inc. and Livfree Wellness LLC.**

13 **a) The DOT and Defendants will have one (1) day to present testimony**
14 **and evidence its defenses and affirmative claims, if any, unless good**
15 **cause is shown to extend the time.**

16 **3. The Plaintiffs will present their rebuttal on their affirmative claims.**

17 **a) The Plaintiffs will have one (1) day to present testimony and evidence**
18 **in rebuttal on its affirmative claims, unless good cause is shown to**
19 **extend the time.**

20 **4. The Court will deliberate, review the evidence, and render a decision on the**
21 **claims raised in the Third Phase.**

22 **D. Duplication of Testimony**

23 In order to avoid duplication of testimony, if any party desires to use testimony from any
24 phase in a subsequent phase, the party shall inform all parties and the Court of the testimony to be
25 offered via transcript, cite the portions of the transcript to be used, and provide all parties and the
26 Court a copy of the portions of transcript to be used at least three (3) judicial days before the

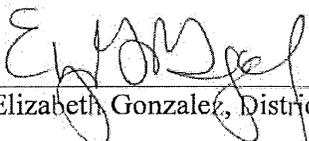
27 _____
28 ⁵ This phase has been partially resolved by motion practice. Any remaining issues will be presented following Phase 1.

1 beginning of the phase in which the testimony will be used in lieu of live testimony.

2 **IX. MISCELLANEOUS ISSUES**

3 The Court may amend this Order upon good cause shown. Any party, upon application to
4 the Court and a showing of good cause, may seek relief from the Court from any provision of this
5 Order.

6 Dated this 2nd day of July, 2020.

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10 Elizabeth Gonzalez, District Court Judge

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13 **Certificate of Service**

14 I hereby certify that on the date filed, this Order was electronically served, pursuant to
15 N.E.F.C.R. Rule 9, to all registered parties in the Eighth Judicial District Court Electronic Filing
16 Program.

17
18 
19 Jill Hawkins

EXHIBIT 1

EXHIBIT 2

Proposed Administrative Order Regarding Electronic Exhibits for Trial

1. Whenever a party determines and the Court orders that the submission of documentary and/or photographic evidence will be made in electronic format in a particular case, the submission of the proposed exhibits will be made pursuant to this order.
2. The proposed electronic exhibits shall be submitted in portable document format (.PDF).
3. Photographs must have at least a 1 inch border at the top of the page for the clerk to be able to affix the indicator documenting the admission of the photo. If the court deems the quality of the photograph is not of sufficient quality for demonstrative purposes, the photo shall be re-submitted in traditional format.
4. Prior to trial each party will be assigned a range of exhibit numbers for use in naming exhibits. The file name for each proposed electronic exhibit shall be numerical, i.e. 1047.pdf. Each page within the proposed exhibit will be internally and sequentially numbered beginning with the trial exhibit number and the page number will be placed on each page of the proposed electronic exhibit in the lower right hand corner in the following format "1047-001". No letters will be used as exhibit numbers for identifying proposed electronic exhibits.
5. The proposed electronic exhibits shall be submitted on a single electronic storage device, except when the integrity of the proposed electronic exhibit would be corrupted by being on a single electronic storage device or the volume of the proposed electronic exhibit(s) cannot practically be stored on a single electronic storage device. The electronic storage device must have space available for additional storage of electronic data in at least an amount equal to the storage required for the proposed electronic exhibit(s). External hard drives must have a minimum read speed of 33 MBps and minimum write speed of 25 MBps.
6. An exhibit list in substantially the same form as the attachment hereto shall be provided in paper form as well as electronic in Excel format. The electronic (Excel) version of the exhibit list is to be named "Exhibit List" and is to be located on the master electronic storage device only. The font size shall be 12 and the font style to be used is Times New Roman. The list must include the following information in tabular format for each proposed electronic exhibit (please note that traditional "physical" evidence is not to be listed on the electronic exhibit list and should be submitted on a separate exhibit list):
 - a. The exhibit number for the proposed electronic exhibit consistent with paragraph 4 above
 - b. The identification of the electronic storage device on which the proposed exhibit is stored or a space for the clerk to make notation in the event the Exhibit was submitted in traditional form
 - c. A description of the proposed electronic exhibit
 - d. Any numeric or alphanumeric designation used on the proposed electronic exhibit during discovery or other pretrial proceedings

- e. Whether a stipulation to the admission of the proposed electronic exhibit exists
 - f. A space for the clerk to make notation on the date the proposed electronic exhibits is offered
 - g. A space for the clerk to make notation on objections made to the proposed electronic exhibits at the time it is offered for admission
 - h. A space for the clerk to make notation on the admission of the proposed electronic exhibits
7. Absent good cause shown, no exhibits not included in the proffered electronic storage device will be accepted electronically.
 8. The proposed electronic exhibit shall exactly match the admitted electronic exhibit. Any change between the proposed electronic exhibit and the admitted electronic exhibit will require the submission of the exhibit as a supplemental proposed electronic exhibit by offering counsel with a new proposed exhibit number in conformance with paragraph 4.
 9. The party offering the proposed electronic exhibits shall provide the clerk with two identical sets of the proposed electronic exhibits on separate electronic storage devices. In the event of a jury trial, an additional blank electronic storage device will be required to copy all of the admitted electronic exhibits onto for use by the jury (see paragraph 12). The clerk will maintain one of the electronic storage devices as a master without modification.
 10. Prior to the clerk admitting the electronic storage devices, the clerk will perform a virus check on each device in the presence of counsel or their designee.
 11. Following admission of a proposed electronic exhibit, the clerk will electronically move the admitted electronic exhibit to a subfolder for all admitted exhibits wherein the clerk will electronically affix an indicator documenting the admission of the proposed electronic exhibit in the case and identifying the case number and date of admission. The admitted electronic exhibit will be protected from any additional attempts to modify the admitted electronic exhibit.
 12. Prior to the commencement of deliberations by a jury, if the trial is a jury trial, the party proffering the electronic exhibits will provide a laptop computer and additional monitor with only an operating system and associated programs, an adobe program to permit viewing of the admitted exhibits, and no internet or other research capability. The laptop will be subject to inspection by Court I.T. staff and counsel for compliance prior to it being provided to the deliberating jury.
 13. Upon completion of the trial, the clerk will transmit the electronic storage device to the vault for retention in accordance with Part XI of the Supreme Court Rules.

IN THE SUPREME COURT OF THE STATE OF NEVADA

IN RE: D.O.T. LITIGATION

TGIG, LLC; NEVADA HOLISITIC
MEDICINE, LLC; GBS NEVADA
PARTNERS, LLC; FIDELIS HOLDINGS,
LLC; GRAVITAS NEVADA, LLC;
NEVADA PURE, LLC; MEDIFARM, LLC;
MEDIFARM IV LLC; THC NEVADA, LLC;
HERBAL CHOICE, INC.; RED EARTH LLC;
NEVCANN LLC, GREEN THERAPEUTICS
LLC; AND GREAN LEAF FARMS
HOLDINGS LLC,

Appellants,

vs.

THE STATE OF NEVADA, ON RELATION
OF ITS DEPARTMENT OF TAXATION,

Respondent.

Supreme Court Case No.: 82014

District Court Case No.: A787004

PLAINTIFFS' JOINT APPENDIX

VOLUME 305 OF 343

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TABLE OF CONTENT

Chronological by Date Filed¹

TAB#	Document	Vol.	Date	Pages
1	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/10/2018	000001-000012
2	FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/18/2018	000013-000025
3	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/19/2018	000026-000036
4	COMPLAINT	1	1/4/2019	000037-000053
5	COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	1	1/4/2019	000054-000078
6	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	1/16/2019	000079-000092
7	ANSWER TO PLAINTIFFS' FIRST AMENDED COMPLAINT AND COUNTERCLAIM	1	3/15/2019	000093-000107
8	MOTION FOR PRELIMINARY INJUNCTION	2	3/18/2019	000108-000217
9	PLAINTIFFS' COUNTER-DEFENDANTS' ANSWER TO COUNTERCLAIM	2	4/5/2019	000218-000223
10	ANSWER TO AMENDED COMPLAINT	2	4/10/2019	000224-000236
11	DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	2	4/16/2019	000237-000251
12	CLEAR RIVER, LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	2	5/7/2019	000252-000269
13	OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION	3 thru 4	5/9/2019	000270-000531
14	APPENDIX OF EXHIBITS TO NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO SERENITY WELLNESS CENTER, LLC AND RELATED	5 thru 7	5/9/2019	000532-000941

¹ Pursuant to NRAP 30(c)(1), “[t]ranscripts that are included in the appendix shall be placed in chronological order by date of the hearing or trial.” Accordingly, the controlling date for the placement of a transcript in this appendix is the hearing date, not the date the transcript was filed with the district court.

	PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION			
15	NEVADA ORGANIC REMIDIES, LLC'S OPPOSITION TO SERENITY WELLNESS CENTER, LLC AND RELATED PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION	8	5/9/2019	000942-000974
16	DEFENDANT IN INTERVENTION'S OPPOSITION TO PLAINTIFFS' APPLICATION FOR A TEMPORARY RESTRAINING ORDER	8	5/10/2019	000975-001024
17	DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' FIRST AMENDED COMPLAINT	8	5/16/2019	001025-001037
18	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	8	5/16/2019	001038-001041
19	ANSWER TO COMPLAINT	8	5/20/2019	001042-001053
20	PLAINTIFFS' OMNIBUS REPLY IN SUPPORT OF MOTION FOR PRELIMINARY INJUNCTION	8	5/22/2019	001054-001067
21	INTERVENING DEFENDANTS' JOINDER AND SUPPLEMENTAL BRIEFING IN SUPPORT OF THE STATE OF NEVADA'S AND NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION; AND LONE MOUNTAIN PARTNERS, LLC'S OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION OR FOR WRIT OF MANDAMUS	9	5/23/2019	001068-001133
22	EVIDENTIARY HEARING - DAY 1	10 thru 11	5/24/2019	001134-001368
23	EVIDENTIARY HEARING - DAY 2 VOLUME I OF II	12	5/28/2019	001369-001459
24	EVIDENTIARY HEARING - DAY 2 VOLUME II	13	5/28/2019	001460-001565
25	EVIDENTIARY HEARING - DAY 3 VOLUME I OF II	14	5/29/2019	001566-001663

26	EVIDENTIARY HEARING - DAY 3 VOLUME II	15	5/29/2019	001664-001807
27	EVIDENTIARY HEARING - DAY 4	16 thru 17	5/30/2019	001808-002050
28	EVIDENTIARY HEARING - DAY 5 VOLUME I OF II	18	5/31/2019	002051-002113
29	EVIDENTIARY HEARING - DAY 5 VOLUME II	19 thru 20	5/31/2019	002114-002333
30	LONE MOUNTAIN PARTNERS, LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	21	6/5/2019	002334-002344
31	EVIDENTIARY HEARING - DAY 6	22 thru 23	6/10/2019	002345-002569
32	EVIDENTIARY HEARING - DAY 7	24 thru 25	6/11/2019	002570-002822
33	DEFENDANTS' ANSWER TO PLAINTIFFS' COMPLAINT WITH COUNTERCLAIM	26	6/14/2019	002823-002846
34	EVIDENTIARY HEARING - DAY 8 VOLUME I OF II	26	6/18/2019	002847-002958
35	EVIDENTIARY HEARING - DAY 8 VOLUME II	27	6/18/2019	002959-003092
36	EVIDENTIARY HEARING - DAY 9 VOLUME I OF II	28	6/19/2019	003093-003215
37	EVIDENTIARY HEARING - DAY 9 VOLUME II	29	6/19/2019	003216-003348
38	EVIDENTIARY HEARING - DAY 10 VOLUME I OF II	30	6/20/2019	003349-003464
39	EVIDENTIARY HEARING - DAY 10 VOLUME II	31	6/20/2019	003465-003622
40	INTERVENOR DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' SECOND AMENDED COMPLAINT	31	6/24/2019	003623-003639
41	INTERVENOR DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFF'S COMPLAINT	32	7/3/2019	003640-003652
42	FIRST AMENDED COMPLAINT	32	7/3/2019	003653-003670
43	EVIDENTIARY HEARING - DAY 11	32	7/5/2019	003671-003774

44	EVIDENTIARY HEARING - DAY 12	33	7/10/2019	003775-003949
45	CORRECTED FIRST AMENDED COMPLAINT.	34	7/11/2019	003950-003967
46	EVIDENTIARY HEARING - DAY 13 VOLUME I OF II	34	7/11/2019	003968-004105
47	EVIDENTIARY HEARING - DAY 13 VOLUME II	35	7/11/2019	004106-004227
48	PLAINTIFFS-COUNTER DEFENDANTS' ANSWER TO COUNTERCLAIM	35	7/12/2019	004228-004236
49	EVIDENTIARY HEARING - DAY 14	36	7/12/2019	004237-004413
50	ANSWER TO CORRECTED FIRST AMENDED COMPLAINT	37	7/15/2019	004414-004425
51	EVIDENTIARY HEARING - DAY 15	37	7/15/2019	004426-004500
52	EVIDENTIARY HEARING - DAY 15 VOLUME II	38	7/15/2019	004501-004679
53	GREENMART OF NEVADA NLC LLC'S ANSWER TO PLAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/17/2019	004680-004694
54	LONE MOUNTAIN PARTNERS, LLC'S ANSWER TO LAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/22/2019	004695-004705
55	CLEAR RIVER, LLC'S ANSWER TO PLAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/26/2019	004706-004723
56	EVIDENTIARY HEARING - DAY 16	39	7/28/2019	004724-004828
57	EVIDENTIARY HEARING - DAY 17 VOLUME I OF II	40	8/13/2019	004829-004935
58	EVIDENTIARY HEARING - DAY 17 VOLUME II	41	8/13/2019	004936-005027
59	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	41	8/14/2019	005028-005030
60	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	41	8/14/2019	005031-005033
61	EVIDENTIARY HEARING - DAY 18	42 thru 43	8/14/2019	005034-005222
62	EVIDENTIARY HEARING - DAY 19	44	8/15/2019	005223-005301
63	EVIDENTIARY HEARING - DAY 20	45	8/16/2019	005302-005468

64	FINDINGS OF FACT AND CONCLUSIONS OF LAW GRANTING PRELIMINARY INJUNCTION	46	8/23/2019	005469-005492
65	HEARING ON OBJECTIONS TO STATE'S RESPONSE, NEVADA WELLNESS CENTER'S MOTION RE COMPLIANCE RE PHYSICAL ADDRESS, AND BOND AMOUNT SETTING	46	8/29/2019	005493-005565
66	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	46	9/5/2019	005566-005592
67	FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/6/2019	005593-005698
68	DEFENDANT-RESPONDENT'S GOOD CHEMISTRY NEVADA, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/27/2019	005699-005707
69	D LUX, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/27/2019	005708-005715
70	FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	47	9/29/2019	005716-005731
71	ANSWER TO COMPLAINT	47	10/1/2019	005732-005758
72	DEFENDANT RURAL REMEDIES, LLC ANSWER TO FIRST AMENDED COMPLAINT	47	10/1/2019	005759-005760
73	DEFENDANTS MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S ANSWER	48	10/3/2019	005761-005795
74	APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	48	10/10/2019	005796-005906
75	DEFENDANT-INTERVENOR CLEAR RIVER, LLC'S ORDER DENYING IT'S MOTION FOR PARTIAL SUMMARY JUDGEMENT ON THE PETITION FOR JUDICIAL REVIEW CAUSE OF ACTION	48	11/7/2019	005907-005912

76	ANSWER TO FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	48	11/8/2019	005913-005921
77	ERRATA TO ANSWER TO FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	48	11/8/2019	005922-005930
78	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI MANDAMUS, AND PROHIBITION	49	11/12/2019	005931-005937
79	ANSWER TO FIRST AMENDED COMPLAINT GRAVITAS NEVADA LTD	49	11/12/2019	005938-005942
80	ORDER DENYING 1) ORGANIC REMEDIES, LLC'S MOTION TO DISSOLVE PRELIMINARY INJUNCTION AND TO STAY PRELIMINARY INJUNCTION PENDING APPEAL AND 2) LONE MOUNTAIN PARTNERS, LLC'S	49	11/19/2019	005943-005949
81	AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	11/21/2019	005950-006004
82	EUPHORIA WELLNESS, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	49	11/21/2019	006005-006011
83	NOTICE OF ENTRY OF ORDER DENYING MM DEVELOPMENT COMPANY, INC.'S AND LIVFREE WELLNESS, LLC'S MOTION TO ALTER OR AMEND FINDINGS OF FACT AND CONCLUSION OF LAW,	49	11/22/2019	006012-006015
84	ORDER DENYING MM DEVELOPMENT COMPANY, INC. 'S AND LIVFREE WELLNESS LLC'S MOTION TO ALTER AMEND FINDINGS OF FACT AND CONCLUSION OF LAW	49	11/22/2019	006016-006017
85	BUSINESS COURT ORDER	49	11/25/2019	006018-006022

86	ORDER GRANTING MOTION FOR LEAVE TO FILE SECOND AMENDED COMPLAINT IN CASE NO. A-786962	49	11/26/2019	006023-006024
87	TGIG SECOND AMENDED COMPLAINT	49	11/26/2019	006025-006047
88	REPLY IN SUPPORT OF AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	12/6/2019	006048-006057
89	HEARING ON APPLICATION OF NEVADA ORGANIC REMEDIES FOR WRIT OF MANDAMUS TO COMPEL STATE TO MOVE IT TO TIER 2 OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	12/9/2019	006058-006068
90	LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	49	12/10/2019	006069-006081
91	NOTICE OF HEARING	49	12/13/2019	006082-006087
92	DEFENDANT'S ANSWER TO DH FLAMINGO INC'S ET AL., FIRST AMENDED COMPLAINT	50	12/16/2019	006088-006105
93	DEFENDANT'S ANSWER TO DH FLAMINGO INC'S ET AL., FIRST AMENDED COMPLAINT	50	12/16/2019	006106-006123
94	PLAINTIFFS' OPPOSITION TO LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	50	12/20/2019	006124-006206
95	OPPOSITION TO HELPING HANDS WELLNESS CTR, INC.'S APPLICATION FOR WRIT OF MANDAMUS	50	12/27/2019	006207-006259
96	ORDER DENYING MOTION FOR STAY AND GRANTING IN PART MOTION TO EXPEDITE	50	12/30/2019	006260-006262
97	ORDER DENYING THE DEPARTMENT OF TAXATION OBJECTION TO DISCOVERY COMMISSIONER'S REPORT AND RECOMMENDATIONS	51	12/31/2019	006263-006263
98	NOTICE OF ENTRY OF ORDER	51	1/3/2020	006264-006271

99	GREENMART OF NEVADA NLV LLC'S ANSWER TO D.H. FLAMINGO PLAINTIFFS' FIRST AMENDED COMPLAINT	51	1/6/2020	006272-006295
100	NV WELLNESS CENTER, LLC'S MOTION TO COMPEL ON AN ORDER SHORTENING TIME	51	1/8/2020	006296-006358
101	LONE MOUNTAIN PARTNERS, LLC'S REPLY IN SUPPORT OF MOTION TO DISMISS SECOND AMENDED COMPLAINT	51	1/8/2020	006359-006368
102	OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL	52	1/10/2020	006369-006439
103	ESSENCE ENTITIES' ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	52	1/14/2020	006440-006468
104	NOTICE OF ENTRY OF ORDER	52	1/14/2020	006469-006474
105	ORDER DENYING NEVADA ORGANIC REMEDIES, LLC'S AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC	52	1/14/2020	006475-006477
106	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO FIRST AMENDED COMPALINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	52	1/21/2020	006478-006504
107	ERRATA TO DECLARATION OF ALFRED TERTERYAN IN SUPPORT OF HELPING HANDS WELLNESS CENTER, INC.'S APPLICATION FOR WRIT OF MANDAMUS	52	1/24/2020	006505-006506
108	AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/28/2020	006507-006542
109	DEPARTMENT OF TAXATION'S ANSWER TO PLAINTIFF SERENITY PARTIES' SECOND AMENDED COMPLAINT	53	1/28/2020	006543-006559
110	DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/28/2020	006560-006588

111	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/29/2020	006589-006609
112	HEARING ON OBJECTIONS TO SUBPOENAS DUCES TECUM, MOTIONS FOR PROTECTIVE ORDERS, APPLICATION OF FOR WRIT OF MANDAMUS, MOTION FOR SETTING SETTLEMENT CONFERENCE, AND MOTION TO REDACT AND SEAL EXHIBITS 4 AND 5	53	1/31/2020	006610-006657
113	ANSWER TO D.H. FLAMINGO PARTIES' FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/5/2020	006658-006697
114	FINDINGS OF FACT AND CONCLUSIONS OF LAW GRANTING PRELIMINARY INJUNCTION	54	2/7/2020	006698-006722
115	DEFENDANT-RESPONDENT NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/7/2020	006723-006752
116	DEFENDANT-RESPONDENT STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/7/2020	006753-006781
117	SECOND AMENDED COMPLAINT	54	2/11/2020	006782-006805
118	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO THE SERENITY PLAINTIFFS' SECOND AMENDED COMPLAINT	54	2/12/2020	006806-006814
119	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO ETW PLAINTIFFS' THIRD AMENDED COMPLAINT	54	2/12/2020	006815-006822

120	GREENMART OF NEVADA NLV LLC'S ANSWER TO ETW MANAGEMENT GROUP LLC, GLOBAL HARMONY LLC, GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, HERBAL CHOICE INC., JUST QUALITY LLC, LIBRA WELLNESS CENTER, LLC, ROMBOUGH REAL ESTATE INC. DBA MOTHER HERB, NEVCANN LLC, RED EARTH LLC, THC NEVADA LLC, ZION GARDENS LLC AND MMOF VEGAS RETAIL, INC.'S THIRD AMENDED COMPLAINT	55	2/12/2020	006823-006841
121	ANSWER TO D.H. FLAMINGO PLAINTIFFS' FIRST AMENDED COMPLAINT AND PETITION FOR REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/12/2020	006842-006853
122	CPCM HOLDINGS, LLC D/B/A THRIVE CANNABIS MARKETPLACE'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/13/2020	006854-006867
123	ANSWER TO SERENITY PLAINTIFFS' SECOND AMENDED COMPLAINT	55	2/14/2020	006868-006876
124	CIRCLE S FARMS LLC'S ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/18/2020	006877-006884
125	ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION	55	2/18/2020	006885-006910
126	GREENMART OF NEVADA NLV LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/18/2020	006911-006921
127	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION	55	2/18/2020	006922-006935
128	ORDER GRANTING IN PART AND DENYING IN PART THE DEPARTMENT OF TAXATION'S MOTIONS FOR PROTECTIVE ORDER ON ORDER SHORTENING TIME	55	2/19/2020	006936-006941

129	CIRCLE S FARMS LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/20/2020	006942-006949
130	NOTICE OF FILING OF EMERGENCY PETITION FOR WRIT OF MANDAMUS OR PROHIBITION UNDER NRAP 21(a)6)	55	2/21/2020	006950-006951
131	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND/OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/25/2020	006952-006958
132	GREENMART OF NEVADA NLV LLC'S ANSWER TO QUALCAN LLC'S SECOND AMENDED COMPLAINT	55	2/25/2020	006959-006970
133	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/26/2020	006971-006983
134	GREENMART OF NEVADA NLV LLC'S MOTION TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/28/2020	006984-006987
135	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC ANSWER TO NATURAL MEDICINE, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	2/28/2020	006988-007000
136	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT/RESPONDENT STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND/OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	2/28/2020	007001-007012

137	GREENMART OF NEVADA NLV LLC'S ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	3/6/2020	007013-007024
138	GREENMART OF NEVADA NLV LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	3/6/2020	007025-007036
139	QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	56	3/13/2020	007037-007057
140	PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL GREENMART OF NEVADA, LLC TO PRODUCE KENNETH LEE AND HAE LEE FOR DEPOSITION ON ORDER SHORTENING TIME	56	3/16/2020	007058-007074
141	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL GREENMART TO ALSO PRODUCE KENNETH LEE AND HAE LEE FOR DEPOSITION	56	3/18/2020	007075-007080
142	NEVADA WELLNESS CENTER, LLC'S JOINDER TO ETW PLAINTIFFS' MOTION TO COMPEL PRIVILEGE LOGS	56	3/20/2020	007081-007083
143	NEVADA WELLNESS CENTER, LLC'S JOINDER TO ETW PLAINTIFFS' MOTION TO COMPEL	56	3/20/2020	007084-007086
144	GREENMART OF NEVADA NLV LLC'S RESPONSE IN OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	56	3/23/2020	007087-007095
145	CLEAR RIVER, LLC'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS ON ORDER SHORTENING TIME	56	3/27/2020	007096-007099
146	NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO QUALCAN'S PETITION FOR WRIT OF MANDAMUS	56	3/27/2020	007100-007143
147	PLAINTIFF NEVADA WELLNESS CENTER, LLC'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	57	3/27/2020	007144-007175
148	DEPARTMENT OF TAXATION'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	57	3/27/2020	007176-007182

149	THE ESSENCE ENTITIES' OPPOSITION TO ETW PLAINTIFFS' 1) MOTION TO COMPEL AND 2) MOTION TO COMPEL PRIVILEGE LOGS	57	3/27/2020	007183-007293
150	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF'S MOTION TO COMPEL PRIVILEGE LOGS AND COUNTER MOTION FOR SANCTIONS PURSUANT TO NRCP 37	57	3/30/2020	007294-007310
151	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF'S MOTION TO COMPEL SUPPLEMENTAL RESPONSES	58	3/30/2020	007311-007329
152	ORDER DENYING DEFENDANT JORGE PUPO'S MOTION TO DISMISS	58	3/30/2020	007330-007332
153	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO ETW PLAINTIFFS' MOTION TO COMPEL PRIVILEGE LOGS	58	4/3/2020	007333-007336
154	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO ETW PLAINTIFFS' MOTION TO COMPEL	58	4/3/2020	007337-007346
155	DEPARTMENT OF TAXATION'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/8/2020	007347-007360
156	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/8/2020	007361-007373
157	CIRCLE S FARMS LLC'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/9/2020	007374-007381
158	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE ADDITIONAL DOCUMENTS ON ORDER SHORTENING TIME	58	4/9/2020	007382-007395

159	NOTICE OF ENTRY OF ORDER DENYING MM DEVELOPMENT COMPANY, INC.'S MOTION TO STRIKE AND-OR DISMISS D.H. FLAMINGO, INC.'S COUNTERCLAIM	58	4/9/2020	007396-007400
160	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S MOTION TO DISMISS 1) NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS;(2) STRIVE WELLNESS' COMPLAINT; (3) RURAL REMEDIES AMENDED COMPLAINT; (4) QUALCAN'S AMENDED COMPLAINT; (5) HIGH SIERRA HOLISTICS COMPLAINT AND (6) NATURAL MEDICINE'S COMPLAINT FOR FAILING TO COMPLY WITH NRS 233B.130(2)(D)	59 thru 60	4/14/2020	007401-007717
161	DEFENDANT PUPO'S ANSWER TO RURAL REMEDIES' AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	61	4/14/2020	007718-007730
162	THRIVE'S SUPPLEMENTAL BRIEF IN SUPPORT OF OPPOSITION TO ETW MANAGEMENT GROUP LLC; ET AL.'S MOTION TO COMPEL	61	4/14/2020	007731-007792
163	MINUTE ORDER CLEAR RIVER'S REQUEST FOR OST ON MOTION TO DISMISS	61	4/15/2020	007793-007793
164	DEPARTMENT OF TAXATION'S ANSWER TO ETW MANAGEMENT GROUP LLC PARTIES' THIRD AMENDED COMPLAINT	61	4/20/2020	007794-007810
165	DEPARTMENT OF TAXATION'S ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	61	4/20/2020	007811-007845
166	DEPARTMENT OF TAXATION'S ANSWER TO QUALCAN'S SECOND A MENDED COMPLAINT	61	4/20/2020	007846-007862
167	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO ETW PLAINTIFFS' THIRD AMENDED COMPLAINT	62	4/21/2020	007863-007893

168	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	62	4/21/2020	007894-007913
169	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO TGIG PLAINTIFFS' SECOND AMENDED COMPLAINT	62	4/21/2020	007914-007935
170	ORDER GRANTING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE ADDITIONAL DOCUMENTS ON ORDER SHORTENING TIME	62	4/21/2020	007936-007939
171	ORDER DENYING LONE MOUNTAIN PARTNER'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	62	5/5/2020	007940-007941
172	DEPARTMENT OF TAXATION'S INDEX OF EXHIBITS IN SUPPORT OF ITS OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN DEPARTMENT OF TAXATION'S ANSWER TO SECOND AMENDED COMPLAINT	63 thru 64	5/11/2020	007942-008232
173	DEPARTMENT OF TAXATION'S OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN DEPARTMENT OF TAXATION'S ANSWER TO SECOND AMENDED COMPLAINT	65	5/11/2020	008233-008241
174	DEPARTMENT OF TAXATION'S NOTICE OF SUPPLEMENTAL AUTHORITY	65	5/12/2020	008242-008252
175	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	65	5/21/2020	008253-008302
176	HEARING ON MOTIONS FOR SUMMARY JUDGMENT OR WRIT OF MANDAMUS AND MOTION TO EXTEND TIME FOR BRIEFING	65	5/22/2020	008303-008354

177	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	65	5/26/2020	008355-008375
178	PURE TONIC CONCENTRATES LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	65	5/29/2020	008376-008379
179	RURAL REMEDIES, LLC'S ANSWER TO DEFENDANT-RESPONDENT NATURAL MEDICINE'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	65	6/3/2020	008380-008393
180	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO NATURAL MEDICINE'S LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	65	6/4/2020	008394-008401
181	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	66	6/4/2020	008402-008409
182	ORDER DENYING D.H. FLAMINGO, INC. AND SURTERRA HOLDINGS, INC.'S MOTION FOR SUMMARY JUDGMENT AGAINST MM DEVELOPMENT COMPANY, INC.	66	6/5/2020	008410-008413
183	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO DEFENDANT-RESPONDENT NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRIT OF CERTIORARI, MANDAMUS, AND PROHIBITION	66	6/5/2020	008414-008435
184	TGIG, LLC, NEVADA HOLISTIC MEDICINE, LLC, GBS NEVADA PARTNERS, FIDELIS HOLDINGS, LLC, GRAVITAS NEVADA, NEVADA PURE, LLC, MEDIFARM, LLC, AND MEDIFARM IV'S ANSWER TO NATURAL MEDICINE	66	6/10/2020	008436-008454

185	PLAINTIFF'S DECLARATION & POA-F2018-01430	67 thru 74	6/12/2020	008455-009889
186	PLAINTIFF'S NOTICE OF FILING RECORD ON REVIEW	75	6/12/2020	009890-009933
187	PLAINTIFF'S DKT 148-1 INDEX OF EXHIBITS - 1	76 thru 77	6/12/2020	009934-010291
188	PLAINTIFF'S DKT 148-1 INDEX OF EXHIBITS - 2	78 thru 79	6/12/2020	010292-010595
189	PLAINTIFF'S RECORD PART 1	80 thru 81	6/12/2020	010596-010937
190	PLAINTIFF'S RECORD PART 2	82 thru 83	6/12/2020	010938-011275
191	PLAINTIFF'S RECORD PART 3	84 thru 85	6/12/2020	011276-011613
192	PLAINTIFF'S RECORD PART 4	86 thru 87	6/12/2020	011614-011951
193	PLAINTIFF'S RECORD PART 5	88	6/12/2020	011952-012104
194	PLAINTIFF'S RECORD PART 6	89	6/12/2020	012105-012258
195	PLAINTIFF'S RECORD PART 7	90	6/12/2020	012259-012413
196	PLAINTIFF'S RECORD PART 8	91	6/12/2020	012414-012569
197	PLAINTIFF'S RECORD PART 9	92	6/12/2020	012570-012723
198	PLAINTIFF'S RECORD PART 10	93	6/12/2020	012724-012878
199	PLAINTIFF'S RECORD PART 11	94	6/12/2020	012879-013032
200	PLAINTIFF'S RECORD PART 12	95	6/12/2020	013033-013187
201	PLAINTIFF'S RECORD PART 13	96	6/12/2020	013188-013341

202	PLAINTIFF'S RECORD PART 14	97	6/12/2020	013342-013496
203	PLAINTIFF'S RECORD PART 15	98 thru 99	6/12/2020	013497-013774
204	PLAINTIFF'S RECORD PART 16	100 thru 101	6/12/2020	013775-014052
205	PLAINTIFF'S RECORD PART 17	102 thru 103	6/12/2020	014053-014330
206	PLAINTIFF'S RECORD PART 18	104 thru 105	6/12/2020	014331-014608
207	PLAINTIFF'S RECORD PART 18	106 thru 107	6/12/2020	014609-014886
208	PLAINTIFF'S RECORD PART 19	108 thru 111	6/12/2020	014887-015426
209	PLAINTIFF'S RECORD PART 20	112 thru 115	6/12/2020	015427-015966
210	PLAINTIFF'S RECORD PART 21	116 thru 119	6/12/2020	015967-016506
211	PLAINTIFF'S RECORD PART 22	120 thru 123	6/12/2020	016507-017048
212	PLAINTIFF'S RECORD PART 24	124 thru 131	6/12/2020	017049-018484
213	PLAINTIFF'S RECORD PART 25	132 thru 134	6/12/2020	018485-018844
214	PLAINTIFF'S RECORD PART 26	135 thru 136	6/12/2020	018845-019202
215	PLAINTIFF'S RECORD PART 27	137 thru 144	6/12/2020	019203-020637

216	PLAINTIFF'S RECORD PART 28	145 thru 147	6/12/2020	020638-020999
217	PLAINTIFF'S RECORD PART 29	148 thru 149	6/12/2020	021000-021357
218	PLAINTIFF'S RECORD PART 30	150 thru 157	6/12/2020	021358-022621
219	PLAINTIFF'S RECORD PART 31	158 thru 159	6/12/2020	022622-022979
220	PLAINTIFF'S RECORD PART 32	160 thru 167	6/12/2020	022980-024414
221	PLAINTIFF'S RECORD PART 33	168 thru 169	6/12/2020	024415-024718
222	PLAINTIFF'S RECORD PART 35	170 thru 177	6/12/2020	024719-026153
223	PLAINTIFF'S RECORD PART 37	178	6/12/2020	026154-026256
224	PLAINTIFF'S RECORD PART 39	179 thru 181	6/12/2020	026257-026669
225	PLAINTIFF'S RECORD PART 40	182 thru 183	6/12/2020	026670-026934
226	PLAINTIFF'S RECORD PART 41	184 thru 186	6/12/2020	026935-027347
227	PLAINTIFF'S RECORD PART 42	187 thru 188	6/12/2020	027348-027612
228	PLAINTIFF'S RECORD PART 43	189 thru 191	6/12/2020	027613-028025
229	PLAINTIFF'S RECORD PART 44	192 thru 193	6/12/2020	028026-028290

230	PLAINTIFF'S RECORD PART 45	194 thru 196	6/12/2020	028291-028703
231	PLAINTIFF'S RECORD PART 46	197 thru 198	6/12/2020	028704-028968
232	PLAINTIFF'S RECORD PART 47	199 thru 201	6/12/2020	028969-029451
233	PLAINTIFF'S RECORD PART 48	202 thru 204	6/12/2020	029452-029934
234	PLAINTIFF'S RECORD PART 49	205 thru 207	6/12/2020	029935-030346
235	PLAINTIFF'S RECORD PART 50	208 thru 210	6/12/2020	030347-030758
236	PLAINTIFF'S RECORD PART 51	211 thru 213	6/12/2020	030759-031170
237	PLAINTIFF'S RECORD PART 52	214 thru 216	6/12/2020	031171-031582
238	PLAINTIFF'S RECORD PART 54	217 thru 219	6/12/2020	031583-031994
239	PLAINTIFF'S RECORD PART 55	220 thru 222	6/12/2020	031995-032406
240	PLAINTIFF'S RECORD PART 56	223 thru 225	6/12/2020	032407-032818
241	PLAINTIFF'S RECORD PARTY 57	226 thru 228	6/12/2020	032819-033230
242	PLAINTIFF'S RECORD PART 58	229 thru 231	6/12/2020	033231-033642
243	PLAINTIFF'S RECORD PART 59	232	6/12/2020	033643-033801
244	PLAINTIFF'S RECORD PART 60	233	6/12/2020	033802-033877

245	PLAINTIFF'S RECORD PART 61	234 thru 235	6/12/2020	033878-034143
246	PLAINTIFF'S RECORD PART 62	236 thru 237	6/12/2020	034144-034409
247	PLAINTIFF'S RECORD PART 63	238 thru 239	6/12/2020	034410-034675
248	PLAINTIFF'S RECORD PART 64	240 thru 241	6/12/2020	034676-034943
249	PLAINTIFF'S RECORD PART 65	242 thru 245	6/12/2020	034944-035512
250	PLAINTIFF'S RECORD PART 66	246 thru 248	6/12/2020	035513-035919
251	PLAINTIFF'S RECORD PART 67	249 thru 251	6/12/2020	035920-036326
252	PLAINTIFF'S RECORD PART 68	252 thru 254	6/12/2020	036327-036733
253	PLAINTIFF'S RECORD PART 69	255 thru 257	6/12/2020	036734-037140
254	PLAINTIFF'S RECORD PART 70	258 thru 260	6/12/2020	037141-037547
255	PLAINTIFF'S RECORD PART 71	261 thru 263	6/12/2020	037548-037954
256	PLAINTIFF'S RECORD PART 72	264 thru 266	6/12/2020	037955-038415
257	PLAINTIFF'S RECORD PART 73	267 thru 269	6/12/2020	038416-038867
258	NOTICE OF ENTRY OF ORDER ON PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN JORGE	270	6/23/2020	038868-038871

	PUPPO'S ANSWER TO SECOND AMENDED COMPLAINT			
259	SUPPLEMENT TO RECORD ON REVIEW IN ACCORDANCE WITH THE NEVADA ADMINISTRATIVE PROCEDURE ACT	270	6/26/2020	038872-038947
260	MOTION TO VOLUNTARILY DISMISS MMOF VEGAS RETAIL, INC. AND REQUEST TO RELEASE MMOF VEGAS RETAIL, INC.'S BOND FUNDS ON AN ORDER SHORTENING TIME	271	6/29/2020	038948-039114
261	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	6/29/2020	039115-039135
262	WELLNESS CONNECTION OF NEVADA, LLC'S ANSWER TO PLAINTIFF NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	6/29/2020	039136-039152
263	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO QUALCAN, LLC'S SECOND AMENDED COMPLAINT	272	7/1/2020	039153-039164
264	ESSENCE ENTITIES' ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	272	7/8/2020	039165-039193
265	ESSENCE ENTITIES' ANSWER TO THIRD AMENDED COMPLAINT	272	7/8/2020	039194-039210
266	ESSENCE ENTITIES' ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	7/8/2020	039211-039223
267	ESSENCE ENTITIES' ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	272	7/8/2020	039224-039235
268	ESSENCE ENTITIES' ANSWER TO SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	7/8/2020	039236-039265

269	ESSENCE ENTITIES' ANSWER QUALCAN, LLC'S SECOND AMENDED COMPLAINT	272	7/8/2020	039266-039284
270	ESSENCE ENTITIES' ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/8/2020	039285-039299
271	ESSENCE ENTITIES' ANSWER TO THE TGIG PARTIES' SECOND AMENDED COMPLAINT	273	7/8/2020	039300-039313
272	ESSENCE ENTITIES' ANSWER TO COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/8/2020	039314-039323
273	HIGH SIERRA HOLISTICS, LLC'S JOINDER TO ETW MANAGEMENT GROUP LLC'S ANSWERS	273	7/8/2020	039324-039325
274	GREENMART OF NEVADA NLV LLC'S JOINDER TO MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC., AND LIVFREE WELLNESS, LLC ON AN ORDER SHORTENING TIME	273	7/8/2020	039326-039327
275	MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC ON AN ORDER SHORTENING TIME	273	7/8/2020	039328-039381
276	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	273	7/9/2020	039382-039411
277	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO HIGH SIERRA HOLISTICS COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/9/2020	039412-039421
278	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO MM DEVELOPMENT COMPANY, INC., & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/9/2020	039422-039434
279	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	273	7/9/2020	039435-039445

280	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	274	7/9/2020	039446-039478
281	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO QUALCANN, LLC'S SECOND AMENDED COMPLAINT	274	7/9/2020	039479-039496
282	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT	274	7/9/2020	039497-039509
283	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO TGIG PARTIES' SECOND AMENDED COMPLAINT	274	7/9/2020	039510-039523
284	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO THIRD AMENDED COMPLAINT	274	7/9/2020	039524-039539
285	OPPOSITION TO MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC ON AN ORDER SHORTENING TIME	274	7/9/2020	039540-039575
286	MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRARECORD EVIDENCE AT THE HEARING OF JUDICIAL REVIEW and TO ENLARGE TIME FOR FILING OPENING BRIEF	275	7/9/2020	039576-039735
287	DEFENDANT IN INTRVENTION, CLEAR RIVER, LLC'S ANSWER TO HIGH SIERRA HOLISTICS, LLC COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	275	7/10/2020	039736-039750
288	DEFENDANT-INTERVENOR NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO TGIG PARTIES' SECOND AMENDED COMPLAINT	276	7/10/2020	039751-039759
289	NEVADA ORGANIC REMEDIES, LLC'S ANSWER NEVADA WELLNESS CENTER, LLC'S AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039760-039772

290	DEFENDANT-INTERVENOR NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO CLARK NATURAL MEDICINE ET AL.'S FIRST AMENDED COMPLAINT	276	7/10/2020	039773-039789
291	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO ETW MANAGEMENT GROUP, LLC ET AL.'S THIRD AMENDED THIRD AMENDED COMPLAINT	276	7/10/2020	039790-039804
292	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO HIGH SIERRA HOLISTIC'S COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039805-039815
293	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039816-039829
294	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO QUALCAN, LLC.'S SECOND AMENDED COMPLAINT	276	7/10/2020	039830-039844
295	NEVADA ORGANIC REMEDIES, LLC'S ANSWER RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039845-039859
296	FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER GRANTING IN PART AND DENYING IN PART MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS (1)	276	7/11/2020	039860-039862
297	FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER GRANTING IN PART AND DENYING IN PART MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS (2)	276	7/11/2020	039863-039865
298	ORDER GRANTING CLEAR RIVER, LLC'S MOTION TO RECONSIDER THE COURT'S ORDER GRANTING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE JOHN KOCER AND NORTON ARBELAEZ FOR DEPOSITION ON ORDER SHORTENING TIME	276	7/11/2020	039866-039868

299	EVIDENTIARY HEARING ON CASE -ENDING SANCTIONS - DAY 1	277 thru 278	7/13/2020	039869-040216
300	EVIDENTIARY HEARING ON CASE -ENDING SANCTIONS - DAY 2	279	7/14/2020	040217-040263
301	MOTION FOR PROTECTIVE ORDER ON ORDER SHORTENING TIME	279	7/15/2020	040264-040323
302	BENCH TRIAL - DAY 1	280 thru 281	7/17/2020	040324-040663
303	BENCH TRIAL - DAY 2	282 thru 283	7/20/2020	040664-041020
304	BENCH TRIAL - DAY 3	284 thru 285	7/21/2020	041021-041330
305	PLAINTIFFS' OPENING BRIEF IN SUPPORT OF PETITION FOR JUDICIAL REVIEW	286	7/22/2020	041331-041363
306	BENCH TRIAL - DAY 4	287 thru 288	7/22/2020	041364-041703
307	DEPARTMENT OF TAXATION'S OPPOSITION TO TGIG'S MOTION TO SUPPLEMENT THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE; AND TO ENLARGE TIME FOR FILING OPENING BRIEF	289	7/23/2020	041704-041732
308	THC NEVADA, LLC'S JOINDER TO PLAINTIFF TGIG, LLC ET AL'S OPENING BRIEF IN SUPPORT OF PETITION FOR JUDICIAL REVIEW	289	7/23/2020	041733-041735
309	BENCH TRIAL - DAY 5	290 thru 291	7/23/2020	041736-042068
310	CIRCLE S FARMS LLC'S JOINDER TO CLEAR RIVER, LLC AND DEPARTMENT OF TAXATION'S OPPOSITIONS TO PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINIST	292	7/24/2020	042069-042071
311	THE ESSENCE ENTITIES' JOINDER TO DEPARTMENT OF TAXATION'S OPPOSITION	292	7/24/2020	042072-042074

	TO TGIG'S MOTION TO SUPPLEMENT THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE AND TO ENLARGE TIME FOR FILING OPENING BRIEF			
312	BENCH TRIAL - DAY 6	293 thru 294	7/24/2020	042075-042381
313	BENCH TRIAL - DAY 7	295 thru 296	7/27/2020	042382-042639
314	EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	297	7/28/2020	042640-042670
315	BENCH TRIAL - DAY 8	298 thru 299	7/28/2020	042671-042934
316	BENCH TRIAL - DAY 9 VOLUME I	300 thru 301	7/29/2020	042935-043186
317	THRIVE'S JOINDER TO PLAINTIFFS' OPPOSITION TO THC NEVADA LLC'S AND HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER FOR PRELIMINARY INJUNCTION ON AN ORDER SHORTENING TIME	302	7/30/2020	043187-043190
318	GREENMART OF NEVADA NLV LLC'S JOINDER TO PLAINTIFFS' OPPOSITION TO THE THC NEVADA LLC'S AND HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER FOR PRELIMINARY INJUNCTION ON AN ORDER SHORTENING TIME AND DECLARATION OF ALINA M. SHELL	302	7/30/2020	043191-043195
319	JOINDER TO THC NEVADA, LLC and HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	302	7/30/2020	043196-043209
320	BENCH TRIAL - DAY 10	303 thru 304	7/30/2020	043210-043450

321	BENCH TRIAL - DAY 11	305	7/31/2020	043451-043567
322	EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	306	7/31/2020	043568-043639
323	NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE ON AN ORDER SHORTENING TIME	306	8/3/2020	043640-043708
324	BENCH TRIAL - DAY 12	307 thru 308	8/3/2020	043709-043965
325	BENCH TRIAL - DAY 13	309 thru 310	8/4/2020	043966-044315
326	BENCH TRIAL - DAY 14	311 thru 313	8/5/2020	044316-044687
327	BENCH TRIAL - DAY 15	314 thru 316	8/6/2020	044688-045065
328	REPLY TO THE DOT'S AND CLEAR RIVER, LLC'S OPPOSITIONS TO PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS	317	8/7/2020	045066-045084
329	BENCH TRIAL - DAY 16	318 thru 319	8/10/2020	045085-045316
330	DEPARTMENT OF TAXATION'S NOTICE OF REMOVING ENTITITES FROM TIER 3	320	8/11/2020	045317-045332
331	BENCH TRIAL - DAY 17	321 thru 323	8/11/2020	045333-045697
332	MOTION TO PRECLUDE APPLICATION OF THE EQUITABLE MAXIM OF UNCLEAR HANDS AGAIN ST THE TGIG PLAINTIFFS	324	8/11/2020	045698-045711
333	BENCH TRIAL - DAY 18	325	8/12/2020	045712-045877

334	OPPOSITION TO MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	325	8/14/2020	045878-045882
335	JOINDER TO THC NEVADA, LLC AND HERBAL CHOICE, INC'S MOTION TO STRIKE DEPARTMENT OF TAXATION NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	325	8/14/2020	045883-045888
336	THC NEVADA, LLC AND HERBAL CHOICE, INC.'S JOINDER TO TGIG PLAINTIFFS' PROPOSED SUPPLEMENTAL FINDINGS OF FACT AND CONCLUSIONS OF LAW BASED UPON PARTIAL SUBSTITUTION OF THE NEVADA CANNABIS COMPLIANCE BOARD AS A PARTY DEFENDANT IN THESE CONSOLIDATED MATTERS	326	8/14/2020	045889-045891
337	DEPARTMENT OF TAXATION'S OPPOSITION TO THC NEVADA, LLC AND HERBAL CHOICE, INC.'S MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING	326	8/15/2020	045892-045899
338	ORDER REGARDING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION FOR SUMMARY JUDGMENT ON FIRST CLAIM FOR RELIEF	326	8/15/2020	045900-045905
339	THC NEVADA, LLC AND HERBAL CHOICE, INC.'S REPLY TO NEVADA ORGANIC REMEDIES' OPPOSITION TO MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	326	8/15/2020	045906-045917
340	HELPING HANDS WELLNESS CENTER, INC.'S REPLY IN SUPPORT OF MOTION TO MODIFY OR DISSOLVE THE PRELIMINARY INJUNCTION1	326	8/16/2020	045918-045932
341	NOTICE OF ENTRY OF ORDER	326	8/17/2020	045933-045939
342	BENCH TRIAL - DAY 19	327 thru 328	8/17/2020	045940-046223

343	BENCH TRIAL - DAY 20	329	8/18/2020	046224-046355
344	TRIAL EXHIBIT 1005	329	8/18/2020	046356-046389
345	TRIAL EXHIBIT 1006	330	8/18/2020	046390-046423
346	TRIAL EXHIBIT 1135	330	8/18/2020	046424-046445
347	TRIAL EXHIBIT 1302	330	8/18/2020	046446-046448
348	TRIAL EXHIBIT 2157	330	8/18/2020	046449-046502
349	TRIAL EXHIBIT 2158	330	8/18/2020	046503-046548
350	TRIAL EXHIBIT 3291	331	8/18/2020	046549-046564
351	JOINDER TO THC NEVADA, LLC and HERBAL CHOICE, INC.'S MOTION TO RENEW JOINDER TO TGIG'S COUNTERMOTION FOR ORDER DISPENSING WITH THE BOND REQUIREMENT FOR PURPOSES OF THE PRELIMINARY	331	8/28/2020	046565-046567
352	ORDER DENYING TGIG PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE AT THE HEARING OF JUDICIAL REVIEW; AND TO ENLARGE TIME FOR FILING OPENING BRIEF	331	8/28/2020	046568-046572
353	MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC FINAL PRETRIAL CONFERENCE	331	9/3/2020	046573-046666
354	BENCH TRIAL - PHASE 1	332	9/8/2020	046667-046776
355	TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/10/2020	046777-046812

356	PLAINTIFFS GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, NEVCANN LLC AND RED EARTH LLC'S JOINDER TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/14/2020	046813-046815
357	RURAL REMEDIES, LLC'S JOINDER IN TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT AND CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/15/2020	046816-046817
358	FINDINGS OF FACT, CONCLUSION OF LAW AND PERMANENT INJUNCTION	332	9/16/2020	046818-046829
359	NOTICE OF ENTRY OF JUDGMENT (1)	333	9/22/2020	046830-046844
360	NOTICE OF ENTRY OF JUDGMENT (2)	333	9/22/2020	046845-046877
361	DEPARTMENT OF TAXATION'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW, AND PERMANENT INJUNCTION	333	9/24/2020	046878-046921
362	THE ESSENCE ENTITIES' LIMITED OPPOSITION TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	9/24/2020	046922-046924
363	GREENMART OF NEVADA NLV LLC'S JOINDER TO DEPARTMENT OF TAXATION'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW, AND PERMANENT INJUNCTION	333	9/24/2020	046925-046926
364	HELPING HANDS WELLNESS CENTER, INC.'S OPPOSITION TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	9/24/2020	046927-046931
365	CLARK NATURAL MEDICINAL SOLUTIONS LLC, NYE NATURAL MEDICINAL SOLUTIONS LLC CLARK NMSD LLC AND INYO FINE CANNABIS DISPENSARY L.L.C.'S JOINDER TO NEVADA WELLNESS CENTER'S MOTION TO AND PERMANENT INJUNCTION	333	9/24/2020	046932-046933

366	WELLNESS CONNECTION OF NEVADA, LLC'S RESPONSE TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION AND COUNTERMOTION TO CLARIFY AND-OR FOR ADDITIONAL FINDINGS	333	9/24/2020	046934-046940
367	CIRCLE S FARMS LLC'S JOINDER TO OPPOSITIONS TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	10/1/2020	046941-046943
368	MOTION FOR ORDER TO SHOW CAUSE	333	10/16/2020	046944-046965
369	ORDER TO SHOW CAUSE	334	10/18/2020	046966-046999
370	PLAINTIFFS GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, NEVCANN LLC AND RED EARTH LLC'S JOINDER TO TGIG PLAINTIFFS' MOTION FOR ORDER TO SHOW CAUSE	334	10/21/2020	047000-047002
371	NOTICE OF APPEAL	335 thru 339	10/23/2020	047003-047862
372	NOTICE OF ENTRY OF ORDER	340	10/27/2020	047863-047882
373	INDEX OF EXHIBITS IN SUPPORT OF DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	341 thru 342	10/30/2020	047883-048130
374	DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	343	10/30/2020	048131-048141
375	GREENMART OF NEVADA NLV LLC'S JOINDER TO DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	343	11/2/2020	048142-048143

TABLE OF CONTENT

Alphabetical by Document Name

TAB#	Document	Vol.	Date	Pages
81	AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	11/21/2019	005950-006004
108	AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/28/2020	006507-006542
10	ANSWER TO AMENDED COMPLAINT	2	4/10/2019	000224-000236
19	ANSWER TO COMPLAINT	8	5/20/2019	001042-001053
71	ANSWER TO COMPLAINT	47	10/1/2019	005732-005758
50	ANSWER TO CORRECTED FIRST AMENDED COMPLAINT	37	7/15/2019	004414-004425
113	ANSWER TO D.H. FLAMINGO PARTIES' FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/5/2020	006658-006697
121	ANSWER TO D.H. FLAMINGO PLAINTIFFS' FIRST AMENDED COMPLAINT AND PETITION FOR REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/12/2020	006842-006853
76	ANSWER TO FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	48	11/8/2019	005913-005921
79	ANSWER TO FIRST AMENDED COMPLAINT GRAVITAS NEVADA LTD	49	11/12/2019	005938-005942
7	ANSWER TO PLAINTIFFS' FIRST AMENDED COMPLAINT AND COUNTERCLAIM	1	3/15/2019	000093-000107
125	ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION	55	2/18/2020	006885-006910
123	ANSWER TO SERENITY PLAINTIFFS' SECOND AMENDED COMPLAINT	55	2/14/2020	006868-006876
14	APPENDIX OF EXHIBITS TO NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO SERENITY WELLNESS CENTER, LLC AND RELATED PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION	5 thru 7	5/9/2019	000532-000941

74	APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	48	10/10/2019	005796-005906
302	BENCH TRIAL - DAY 1	280 thru 281	7/17/2020	040324-040663
320	BENCH TRIAL - DAY 10	303 thru 304	7/30/2020	043210-043450
321	BENCH TRIAL - DAY 11	305	7/31/2020	043451-043567
324	BENCH TRIAL - DAY 12	307 thru 308	8/3/2020	043709-043965
325	BENCH TRIAL - DAY 13	309 thru 310	8/4/2020	043966-044315
326	BENCH TRIAL - DAY 14	311 thru 313	8/5/2020	044316-044687
327	BENCH TRIAL - DAY 15	314 thru 316	8/6/2020	044688-045065
329	BENCH TRIAL - DAY 16	318 thru 319	8/10/2020	045085-045316
331	BENCH TRIAL - DAY 17	321 thru 323	8/11/2020	045333-045697
333	BENCH TRIAL - DAY 18	325	8/12/2020	045712-045877
342	BENCH TRIAL - DAY 19	327 thru 328	8/17/2020	045940-046223
303	BENCH TRIAL - DAY 2	282 thru 283	7/20/2020	040664-041020
343	BENCH TRIAL - DAY 20	329	8/18/2020	046224-046355

304	BENCH TRIAL - DAY 3	284 thru 285	7/21/2020	041021-041330
306	BENCH TRIAL - DAY 4	287 thru 288	7/22/2020	041364-041703
309	BENCH TRIAL - DAY 5	290 thru 291	7/23/2020	041736-042068
312	BENCH TRIAL - DAY 6	293 thru 294	7/24/2020	042075-042381
313	BENCH TRIAL - DAY 7	295 thru 296	7/27/2020	042382-042639
315	BENCH TRIAL - DAY 8	298 thru 299	7/28/2020	042671-042934
316	BENCH TRIAL - DAY 9 VOLUME I	300 thru 301	7/29/2020	042935-043186
354	BENCH TRIAL - PHASE 1	332	9/8/2020	046667-046776
85	BUSINESS COURT ORDER	49	11/25/2019	006018-006022
157	CIRCLE S FARMS LLC'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/9/2020	007374-007381
124	CIRCLE S FARMS LLC'S ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/18/2020	006877-006884
129	CIRCLE S FARMS LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/20/2020	006942-006949
310	CIRCLE S FARMS LLC'S JOINDER TO CLEAR RIVER, LLC AND DEPARTMENT OF TAXATION'S OPPOSITIONS TO PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINIST	292	7/24/2020	042069-042071

367	CIRCLE S FARMS LLC'S JOINDER TO OPPOSITIONS TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	10/1/2020	046941-046943
365	CLARK NATURAL MEDICINAL SOLUTIONS LLC, NYE NATURAL MEDICINAL SOLUTIONS LLC CLARK NMSD LLC AND INYO FINE CANNABIS DISPENSARY L.L.C.'S JOINDER TO NEVADA WELLNESS CENTER'S MOTION TO AND PERMANENT INJUNCTION	333	9/24/2020	046932-046933
12	CLEAR RIVER, LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	2	5/7/2019	000252-000269
55	CLEAR RIVER, LLC'S ANSWER TO PLAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/26/2019	004706-004723
158	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE ADDITIONAL DOCUMENTS ON ORDER SHORTENING TIME	58	4/9/2020	007382-007395
150	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF'S MOTION TO COMPEL PRIVILEGE LOGS AND COUNTER MOTION FOR SANCTIONS PURSUANT TO NRCP 37	57	3/30/2020	007294-007310
151	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF'S MOTION TO COMPEL SUPPLEMENTAL RESPONSES	58	3/30/2020	007311-007329
145	CLEAR RIVER, LLC'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS ON ORDER SHORTENING TIME	56	3/27/2020	007096-007099
4	COMPLAINT	1	1/4/2019	000037-000053
5	COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	1	1/4/2019	000054-000078
1	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/10/2018	000001-000012
3	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/19/2018	000026-000036
6	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	1/16/2019	000079-000092
66	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	46	9/5/2019	005566-005592

45	CORRECTED FIRST AMENDED COMPLAINT.	34	7/11/2019	003950-003967
122	CPCM HOLDINGS, LLC D/B/A THRIVE CANNABIS MARKETPLACE'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/13/2020	006854-006867
183	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO DEFENDANT-RESPONDENT NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRIT OF CERTIORRI. MANDAMUS, AND PROHIBITION	66	6/5/2020	008414-008435
263	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO QUALCAN, LLC'S SECOND AMENDED COMPLAINT	272	7/1/2020	039153-039164
261	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	6/29/2020	039115-039135
106	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO FIRST AMENDED COMPALINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	52	1/21/2020	006478-006504
69	D LUX, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/27/2019	005708-005715
119	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO ETW PLAINTIFFS' THIRD AMENDED COMPLAINT	54	2/12/2020	006815-006822
78	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI MANDAMUS, AND PROHIBITION	49	11/12/2019	005931-005937
131	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND/OR	55	2/25/2020	006952-006958

	WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION			
118	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO THE SERENITY PLAINTIFFS' SECOND AMENDED COMPLAINT	54	2/12/2020	006806-006814
11	DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	2	4/16/2019	000237-000251
17	DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' FIRST AMENDED COMPLAINT	8	5/16/2019	001025-001037
177	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	65	5/26/2020	008355-008375
168	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	62	4/21/2020	007894-007913
167	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO ETW PLAINTIFFS' THIRD AMENDED COMPLAINT	62	4/21/2020	007863-007893
175	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	65	5/21/2020	008253-008302
169	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO TGIG PLAINTIFFS' SECOND AMENDED COMPLAINT	62	4/21/2020	007914-007935
160	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S MOTION TO DISMISS 1) NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS;(2) STRIVE WELLNESS' COMPLAINT; (3) RURAL REMEDIES AMENDED COMPLAINT; (4) QUALCAN'S AMENDED COMPLAINT; (5) HIGH SIERRA HOLISTICS	59 thru 60	4/14/2020	007401-007717

	COMPLAINT AND (6) NATURAL MEDICINE'S COMPLAINT FOR FAILING TO COMPLY WITH NRS 233B.130(2)(D)			
16	DEFENDANT IN INTERVENTION'S OPPOSITION TO PLAINTIFFS' APPLICATION FOR A TEMPORARY RESTRAINING ORDER	8	5/10/2019	000975-001024
287	DEFENDANT IN INTRVENTION, CLEAR RIVER, LLC'S ANSWER TO HIGH SIERRA HOLISTICS, LLC COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	275	7/10/2020	039736-039750
161	DEFENDANT PUPO'S ANSWER TO RURAL REMEDIES' AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	61	4/14/2020	007718-007730
72	DEFENDANT RURAL REMEDIES, LLC ANSWER TO FIRST AMENDED COMPLAINT	47	10/1/2019	005759-005760
110	DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/28/2020	006560-006588
92	DEFENDANT'S ANSWER TO DH FLAMINGO INC'S ET AL., FIRST AMENDED COMPLAINT	50	12/16/2019	006088-006105
75	DEFENDANT-INTERVENOR CLEAR RIVER, LLC'S ORDER DENYING IT'S MOTION FOR PARTIAL SUMMARY JUDGEMENT ON THE PETITION FOR JUDICIAL REVIEW CAUSE OF ACTION	48	11/7/2019	005907-005912
290	DEFENDANT-INTERVENOR NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO CLARK NATURAL MEDICINE ET AL.'S FIRST AMENDED COMPLAINT	276	7/10/2020	039773-039789
288	DEFENDANT-INTERVENOR NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO TGIG PARTIES' SECOND AMENDED COMPLAINT	276	7/10/2020	039751-039759
115	DEFENDANT-RESPONDENT NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/7/2020	006723-006752

116	DEFENDANT-RESPONDENT STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/7/2020	006753-006781
68	DEFENDANT-RESPONDENT'S GOOD CHEMISTRY NEVADA, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/27/2019	005699-005707
93	DEFENDANT'S ANSWER TO DH FLAMINGO INC'S ET AL., FIRST AMENDED COMPLAINT	50	12/16/2019	006106-006123
33	DEFENDANTS' ANSWER TO PLAINTIFFS' COMPLAINT WITH COUNTERCLAIM	26	6/14/2019	002823-002846
73	DEFENDANTS MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S ANSWER	48	10/3/2019	005761-005795
374	DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	343	10/30/2020	048131-048141
164	DEPARTMENT OF TAXATION'S ANSWER TO ETW MANAGEMENT GROUP LLC PARTIES' THIRD AMENDED COMPLAINT	61	4/20/2020	007794-007810
165	DEPARTMENT OF TAXATION'S ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	61	4/20/2020	007811-007845
109	DEPARTMENT OF TAXATION'S ANSWER TO PLAINTIFF SERENITY PARTIES' SECOND AMENDED COMPLAINT	53	1/28/2020	006543-006559
166	DEPARTMENT OF TAXATION'S ANSWER TO QUALCAN'S SECOND A MENDED COMPLAINT	61	4/20/2020	007846-007862
155	DEPARTMENT OF TAXATION'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/8/2020	007347-007360
172	DEPARTMENT OF TAXATION'S INDEX OF EXHIBITS IN SUPPORT OF ITS OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN DEPARTMENT OF TAXATION'S ANSWER TO SECOND AMENDED COMPLAINT	63 thru 64	5/11/2020	007942-008232

330	DEPARTMENT OF TAXATION'S NOTICE OF REMOVING ENTITITES FROM TIER 3	320	8/11/2020	045317-045332
174	DEPARTMENT OF TAXATION'S NOTICE OF SUPPLEMENTAL AUTHORITY	65	5/12/2020	008242-008252
173	DEPARTMENT OF TAXATION'S OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN DEPARTMENT OF TAXATION'S ANSWER TO SECOND AMENDED COMPLAINT	65	5/11/2020	008233-008241
148	DEPARTMENT OF TAXATION'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	57	3/27/2020	007176-007182
307	DEPARTMENT OF TAXATION'S OPPOSITION TO TGIG'S MOTION TO SUPPLEMENT THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE; AND TO ENLARGE TIME FOR FILING OPENING BRIEF	289	7/23/2020	041704-041732
337	DEPARTMENT OF TAXATION'S OPPOSITION TO THC NEVADA, LLC AND HERBAL CHOICE, INC.'S MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING	326	8/15/2020	045892-045899
361	DEPARTMENT OF TAXATION'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW, AND PERMANENT INJUNCTION	333	9/24/2020	046878-046921
77	ERRATA TO ANSWER TO FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	48	11/8/2019	005922-005930
107	ERRATA TO DECLARATION OF ALFRED TERTERYAN IN SUPPORT OF HELPING HANDS WELLNESS CENTER, INC.'S APPLICATION FOR WRIT OF MANDAMUS	52	1/24/2020	006505-006506
269	ESSENCE ENTITIES' ANSWER QUALCAN, LLC'S SECOND AMENDED COMPLAINT	272	7/8/2020	039266-039284
272	ESSENCE ENTITIES' ANSWER TO COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/8/2020	039314-039323
103	ESSENCE ENTITIES' ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	52	1/14/2020	006440-006468

264	ESSENCE ENTITIES' ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	272	7/8/2020	039165-039193
266	ESSENCE ENTITIES' ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	7/8/2020	039211-039223
267	ESSENCE ENTITIES' ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	272	7/8/2020	039224-039235
270	ESSENCE ENTITIES' ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/8/2020	039285-039299
268	ESSENCE ENTITIES' ANSWER TO SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	7/8/2020	039236-039265
271	ESSENCE ENTITIES' ANSWER TO THE TGIG PARTIES' SECOND AMENDED COMPLAINT	273	7/8/2020	039300-039313
265	ESSENCE ENTITIES' ANSWER TO THIRD AMENDED COMPLAINT	272	7/8/2020	039194-039210
82	EUPHORIA WELLNESS, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	49	11/21/2019	006005-006011
22	EVIDENTIARY HEARING - DAY 1	10 thru 11	5/24/2019	001134-001368
38	EVIDENTIARY HEARING - DAY 10 VOLUME I OF II	30	6/20/2019	003349-003464
39	EVIDENTIARY HEARING - DAY 10 VOLUME II	31	6/20/2019	003465-003622
43	EVIDENTIARY HEARING - DAY 11	32	7/5/2019	003671-003774
44	EVIDENTIARY HEARING - DAY 12	33	7/10/2019	003775-003949
46	EVIDENTIARY HEARING - DAY 13 VOLUME I OF II	34	7/11/2019	003968-004105
47	EVIDENTIARY HEARING - DAY 13 VOLUME II	35	7/11/2019	004106-004227
49	EVIDENTIARY HEARING - DAY 14	36	7/12/2019	004237-004413

51	EVIDENTIARY HEARING - DAY 15	37	7/15/2019	004426-004500
52	EVIDENTIARY HEARING - DAY 15 VOLUME II	38	7/15/2019	004501-004679
56	EVIDENTIARY HEARING - DAY 16	39	7/28/2019	004724-004828
57	EVIDENTIARY HEARING - DAY 17 VOLUME I OF II	40	8/13/2019	004829-004935
58	EVIDENTIARY HEARING - DAY 17 VOLUME II	41	8/13/2019	004936-005027
61	EVIDENTIARY HEARING - DAY 18	42 thru 43	8/14/2019	005034-005222
62	EVIDENTIARY HEARING - DAY 19	44	8/15/2019	005223-005301
23	EVIDENTIARY HEARING - DAY 2 VOLUME I OF II	12	5/28/2019	001369-001459
24	EVIDENTIARY HEARING - DAY 2 VOLUME II	13	5/28/2019	001460-001565
63	EVIDENTIARY HEARING - DAY 20	45	8/16/2019	005302-005468
25	EVIDENTIARY HEARING - DAY 3 VOLUME I OF II	14	5/29/2019	001566-001663
26	EVIDENTIARY HEARING - DAY 3 VOLUME II	15	5/29/2019	001664-001807
27	EVIDENTIARY HEARING - DAY 4	16 thru 17	5/30/2019	001808-002050
28	EVIDENTIARY HEARING - DAY 5 VOLUME I OF II	18	5/31/2019	002051-002113
29	EVIDENTIARY HEARING - DAY 5 VOLUME II	19 thru 20	5/31/2019	002114-002333
31	EVIDENTIARY HEARING - DAY 6	22 thru 23	6/10/2019	002345-002569
32	EVIDENTIARY HEARING - DAY 7	24 thru 25	6/11/2019	002570-002822
34	EVIDENTIARY HEARING - DAY 8 VOLUME I OF II	26	6/18/2019	002847-002958
35	EVIDENTIARY HEARING - DAY 8 VOLUME II	27	6/18/2019	002959-003092
36	EVIDENTIARY HEARING - DAY 9 VOLUME I OF II	28	6/19/2019	003093-003215

37	EVIDENTIARY HEARING - DAY 9 VOLUME II	29	6/19/2019	003216-003348
299	EVIDENTIARY HEARING ON CASE -ENDING SANCTIONS - DAY 1	277 thru 278	7/13/2020	039869-040216
300	EVIDENTIARY HEARING ON CASE -ENDING SANCTIONS - DAY 2	279	7/14/2020	040217-040263
314	EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	297	7/28/2020	042640-042670
322	EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	306	7/31/2020	043568-043639
64	FINDINGS OF FACT AND CONCLUSIONS OF LAW GRANTING PRELIMINARY INJUNCTION	46	8/23/2019	005469-005492
114	FINDINGS OF FACT AND CONCLUSIONS OF LAW GRANTING PRELIMINARY INJUNCTION	54	2/7/2020	006698-006722
358	FINDINGS OF FACT, CONCLUSION OF LAW AND PERMANENT INJUNCTION	332	9/16/2020	046818-046829
296	FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER GRANTING IN PART AND DENYING IN PART MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS (1)	276	7/11/2020	039860-039862
297	FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER GRANTING IN PART AND DENYING IN PART MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS (2)	276	7/11/2020	039863-039865
42	FIRST AMENDED COMPLAINT	32	7/3/2019	003653-003670
67	FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/6/2019	005593-005698
2	FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/18/2018	000013-000025
70	FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	47	9/29/2019	005716-005731

53	GREENMART OF NEVADA NLC LLC'S ANSWER TO PLAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/17/2019	004680-004694
126	GREENMART OF NEVADA NLV LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/18/2020	006911-006921
120	GREENMART OF NEVADA NLV LLC'S ANSWER TO ETW MANAGEMENT GROUP LLC, GLOBAL HARMONY LLC, GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, HERBAL CHOICE INC., JUST QUALITY LLC, LIBRA WELLNESS CENTER, LLC, ROMBOUGH REAL ESTATE INC. DBA MOTHER HERB, NEVCANN LLC, RED EARTH LLC, THC NEVADA LLC, ZION GARDENS LLC AND MMOF VEGAS RETAIL, INC.'S THIRD AMENDED COMPLAINT	55	2/12/2020	006823-006841
137	GREENMART OF NEVADA NLV LLC'S ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	3/6/2020	007013-007024
132	GREENMART OF NEVADA NLV LLC'S ANSWER TO QUALCAN LLC'S SECOND AMENDED COMPLAINT	55	2/25/2020	006959-006970
138	GREENMART OF NEVADA NLV LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	3/6/2020	007025-007036
375	GREENMART OF NEVADA NLV LLC'S JOINDER TO DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	343	11/2/2020	048142-048143
363	GREENMART OF NEVADA NLV LLC'S JOINDER TO DEPARTMENT OF TAXATION'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW, AND PERMANENT INJUNCTION	333	9/24/2020	046925-046926

274	GREENMART OF NEVADA NLV LLC'S JOINDER TO MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC., AND LIVFREE WELLNESS, LLC ON AN ORDER SHORTENING TIME	273	7/8/2020	039326-039327
318	GREENMART OF NEVADA NLV LLC'S JOINDER TO PLAINTIFFS' OPPOSITION TO THE THC NEVADA LLC'S AND HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER FOR PRELIMINARY INJUNCTION ON AN ORDER SHORTENING TIME AND DECLARATION OF ALINA M. SHELL	302	7/30/2020	043191-043195
134	GREENMART OF NEVADA NLV LLC'S MOTION TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/28/2020	006984-006987
154	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO ETW PLAINTIFFS' MOTION TO COMPEL	58	4/3/2020	007337-007346
153	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO ETW PLAINTIFFS' MOTION TO COMPEL PRIVILEGE LOGS	58	4/3/2020	007333-007336
141	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL GREENMART TO ALSO PRODUCE KENNETH LEE AND HAE LEE FOR DEPOSITION	56	3/18/2020	007075-007080
144	GREENMART OF NEVADA NLV LLC'S RESPONSE IN OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	56	3/23/2020	007087-007095
99	GREENMART OF NEVADA NLV LLC'S ANSWER TO D.H. FLAMINGO PLAINTIFFS' FIRST AMENDED COMPLAINT	51	1/6/2020	006272-006295
89	HEARING ON APPLICATION OF NEVADA ORGANIC REMEDIES FOR WRIT OF MANDAMUS TO COMPEL STATE TO MOVE IT TO TIER 2 OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	12/9/2019	006058-006068
176	HEARING ON MOTIONS FOR SUMMARY JUDGMENT OR WRIT OF MANDAMUS AND MOTION TO EXTEND TIME FOR BRIEFING	65	5/22/2020	008303-008354

65	HEARING ON OBJECTIONS TO STATE'S RESPONSE, NEVADA WELLNESS CENTER'S MOTION RE COMPLIANCE RE PHYSICAL ADDRESS, AND BOND AMOUNT SETTING	46	8/29/2019	005493-005565
112	HEARING ON OBJECTIONS TO SUBPOENAS DUCES TECUM, MOTIONS FOR PROTECTIVE ORDERS, APPLICATION OF FOR WRIT OF MANDAMUS, MOTION FOR SETTING SETTLEMENT CONFERENCE, AND MOTION TO REDACT AND SEAL EXHIBITS 4 AND 5	53	1/31/2020	006610-006657
276	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	273	7/9/2020	039382-039411
277	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO HIGH SIERRA HOLISTICS COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/9/2020	039412-039421
278	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO MM DEVELOPMENT COMPANY, INC., & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/9/2020	039422-039434
279	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	273	7/9/2020	039435-039445
280	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	274	7/9/2020	039446-039478
281	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO QUALCANN, LLC'S SECOND AMENDED COMPLAINT	274	7/9/2020	039479-039496
282	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT	274	7/9/2020	039497-039509
283	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO TGIG PARTIES' SECOND AMENDED COMPLAINT	274	7/9/2020	039510-039523

284	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO THIRD AMENDED COMPLAINT	274	7/9/2020	039524-039539
364	HELPING HANDS WELLNESS CENTER, INC.'S OPPOSITION TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	9/24/2020	046927-046931
340	HELPING HANDS WELLNESS CENTER, INC.'S REPLY IN SUPPORT OF MOTION TO MODIFY OR DISSOLVE THE PRELIMINARY INJUNCTION1	326	8/16/2020	045918-045932
273	HIGH SIERRA HOLISTICS, LLC'S JOINDER TO ETW MANAGEMENT GROUP LLC'S ANSWERS	273	7/8/2020	039324-039325
373	INDEX OF EXHIBITS IN SUPPORT OF DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	341 thru 342	10/30/2020	047883-048130
21	INTERVENING DEFENDANTS' JOINDER AND SUPPLEMENTAL BRIEFING IN SUPPORT OF THE STATE OF NEVADA'S AND NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION; AND LONE MOUNTAIN PARTNERS, LLC'S OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION OR FOR WRIT OF MANDAMUS	9	5/23/2019	001068-001133
41	INTERVENOR DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFF'S COMPLAINT	32	7/3/2019	003640-003652
40	INTERVENOR DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' SECOND AMENDED COMPLAINT	31	6/24/2019	003623-003639
319	JOINDER TO THC NEVADA, LLC and HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAIING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	302	7/30/2020	043196-043209
351	JOINDER TO THC NEVADA, LLC and HERBAL CHOICE, INC.'S MOTION TO RENEW JOINDER TO TGIG'S COUNTERMOTION FOR ORDER DISPENSING WITH THE BOND REQUIREMENT FOR PURPOSES OF THE PRELIMINARY	331	8/28/2020	046565-046567

335	JOINDER TO THC NEVADA, LLC AND HERBAL CHOICE, INC'S MOTION TO STRIKE DEPARTMENT OF TAXATION NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	325	8/14/2020	045883-045888
54	LONE MOUNTAIN PARTNERS, LLC'S ANSWER TO LAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/22/2019	004695-004705
30	LONE MOUNTAIN PARTNERS, LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	21	6/5/2019	002334-002344
90	LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	49	12/10/2019	006069-006081
101	LONE MOUNTAIN PARTNERS, LLC'S REPLY IN SUPPORT OF MOTION TO DISMISS SECOND AMENDED COMPLAINT	51	1/8/2020	006359-006368
163	MINUTE ORDER CLEAR RIVER'S REQUEST FOR OST ON MOTION TO DISMISS	61	4/15/2020	007793-007793
135	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC ANSWER TO NATURAL MEDICINE, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	2/28/2020	006988-007000
127	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION	55	2/18/2020	006922-006935
111	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/29/2020	006589-006609
286	MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRARECORD EVIDENCE AT THE HEARING OF JUDICIAL REVIEW and TO ENLARGE TIME FOR FILING OPENING BRIEF	275	7/9/2020	039576-039735
368	MOTION FOR ORDER TO SHOW CAUSE	333	10/16/2020	046944-046965
8	MOTION FOR PRELIMINARY INJUNCTION	2	3/18/2019	000108-000217
301	MOTION FOR PROTECTIVE ORDER ON ORDER SHORTENING TIME	279	7/15/2020	040264-040323

275	MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC ON AN ORDER SHORTENING TIME	273	7/8/2020	039328-039381
353	MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC FINAL PRETRIAL CONFERENCE	331	9/3/2020	046573-046666
332	MOTION TO PRECLUDE APPLICATION OF THE EQUITABLE MAXIM OF UNCLEAN HANDS AGAIN ST THE TGIG PLAINTIFFS	324	8/11/2020	045698-045711
260	MOTION TO VOLUNTARILY DISMISS MMOV VEGAS RETAIL, INC. AND REQUEST TO RELEASE MMOV VEGAS RETAIL, INC.'S BOND FUNDS ON AN ORDER SHORTENING TIME	271	6/29/2020	038948-039114
289	NEVADA ORGANIC REMEDIES, LLC'S ANSWER NEVADA WELLNESS CENTER, LLC'S AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039760-039772
295	NEVADA ORGANIC REMEDIES, LLC'S ANSWER RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039845-039859
291	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO ETW MANAGEMENT GROUP, LLC ET AL.'S THIRD AMENDED THIRD AMENDED COMPLAINT	276	7/10/2020	039790-039804
292	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO HIGH SIERRA HOLISTIC'S COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039805-039815
293	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039816-039829
180	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO NATURAL MEDICINE'S LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	65	6/4/2020	008394-008401
294	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO QUALCAN, LLC.'S SECOND AMENDED COMPLAINT	276	7/10/2020	039830-039844

181	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	66	6/4/2020	008402-008409
146	NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO QUALCAN'S PETITION FOR WRIT OF MANDAMUS	56	3/27/2020	007100-007143
15	NEVADA ORGANIC REMIDIES, LLC'S OPPOSITION TO SERENITY WELLNESS CENTER, LLC AND RELATED PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION	8	5/9/2019	000942-000974
136	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT/RESPONDENT STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND/OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	2/28/2020	007001-007012
156	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/8/2020	007361-007373
133	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/26/2020	006971-006983
143	NEVADA WELLNESS CENTER, LLC'S JOINDER TO ETW PLAINTIFFS' MOTION TO COMPEL	56	3/20/2020	007084-007086
142	NEVADA WELLNESS CENTER, LLC'S JOINDER TO ETW PLAINTIFFS' MOTION TO COMPEL PRIVILEGE LOGS	56	3/20/2020	007081-007083
323	NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE ON AN ORDER SHORTENING TIME	306	8/3/2020	043640-043708
371	NOTICE OF APPEAL	335 thru 339	10/23/2020	047003-047862
359	NOTICE OF ENTRY OF JUDGMENT (1)	333	9/22/2020	046830-046844
360	NOTICE OF ENTRY OF JUDGMENT (2)	333	9/22/2020	046845-046877
98	NOTICE OF ENTRY OF ORDER	51	1/3/2020	006264-006271
104	NOTICE OF ENTRY OF ORDER	52	1/14/2020	006469-006474

341	NOTICE OF ENTRY OF ORDER	326	8/17/2020	045933-045939
372	NOTICE OF ENTRY OF ORDER	340	10/27/2020	047863-047882
159	NOTICE OF ENTRY OF ORDER DENYING MM DEVELOPMENT COMPANY, INC.'S MOTION TO STRIKE AND-OR DISMISS D.H. FLAMINGO, INC.'S COUNTERCLAIM	58	4/9/2020	007396-007400
83	NOTICE OF ENTRY OF ORDER DENYING MM DEVELOPMENT COMPANY, INC.'S AND LIVFREE WELLNESS, LLC'S MOTION TO ALTER OR AMEND FINDINGS OF FACT AND CONCLUSION OF LAW,	49	11/22/2019	006012-006015
258	NOTICE OF ENTRY OF ORDER ON PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN JORGE PUPO'S ANSWER TO SECOND AMENDED COMPLAINT	270	6/23/2020	038868-038871
130	NOTICE OF FILING OF EMERGENCY PETITION FOR WRIT OF MANDAMUS OR PROHIBITION UNDER NRAP 21(a)6)	55	2/21/2020	006950-006951
91	NOTICE OF HEARING	49	12/13/2019	006082-006087
100	NV WELLNESS CENTER, LLC'S MOTION TO COMPEL ON AN ORDER SHORTENING TIME	51	1/8/2020	006296-006358
95	OPPOSITION TO HELPING HANDS WELLNESS CTR, INC.'S APPLICATION FOR WRIT OF MANDAMUS	50	12/27/2019	006207-006259
13	OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION	3 thru 4	5/9/2019	000270-000531
285	OPPOSITION TO MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC ON AN ORDER SHORTENING TIME	274	7/9/2020	039540-039575
334	OPPOSITION TO MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	325	8/14/2020	045878-045882
102	OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL	52	1/10/2020	006369-006439

80	ORDER DENYING 1) ORGANIC REMEDIES, LLC'S MOTION TO DISSOLVE PRELIMINARY INJUNCTION AND TO STAY PRELIMINARY INJUNCTION PENDING APPEAL AND 2) LONE MOUNTAIN PARTNERS, LLC'S	49	11/19/2019	005943-005949
182	ORDER DENYING D.H. FLAMINGO, INC. AND SURTERRA HOLDINGS, INC.'S MOTION FOR SUMMARY JUDGMENT AGAINST MM DEVELOPMENT COMPANY, INC.	66	6/5/2020	008410-008413
152	ORDER DENYING DEFENDANT JORGE PUPO'S MOTION TO DISMISS	58	3/30/2020	007330-007332
171	ORDER DENYING LONE MOUNTAIN PARTNER'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	62	5/5/2020	007940-007941
84	ORDER DENYING MM DEVELOPMENT COMPANY, INC. 'S AND LIVFREE WELLNESS LLC'S MOTION TO ALTER AMEND FINDINGS OF FACT AND CONCLUSION OF LAW	49	11/22/2019	006016-006017
96	ORDER DENYING MOTION FOR STAY AND GRANTING IN PART MOTION TO EXPEDITE	50	12/30/2019	006260-006262
105	ORDER DENYING NEVADA ORGANIC REMEDIES, LLC'S AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC	52	1/14/2020	006475-006477
352	ORDER DENYING TGIG PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE AT THE HEARING OF JUDICIAL REVIEW; AND TO ENLARGE TIME FOR FILING OPENING BRIEF	331	8/28/2020	046568-046572
97	ORDER DENYING THE DEPARTMENT OF TAXATION OBJECTION TO DISCOVERY COMMISSIONER'S REPORT AND RECOMMENDATIONS	51	12/31/2019	006263-006263
298	ORDER GRANTING CLEAR RIVER, LLC'S MOTION TO RECONSIDER THE COURT'S ORDER GRANTING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE	276	7/11/2020	039866-039868

	JOHN KOCER AND NORTON ARBELAEZ FOR DEPOSITION ON ORDER SHORTENING TIME			
18	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	8	5/16/2019	001038-001041
59	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	41	8/14/2019	005028-005030
60	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	41	8/14/2019	005031-005033
128	ORDER GRANTING IN PART AND DENYING IN PART THE DEPARTMENT OF TAXATION'S MOTIONS FOR PROTECTIVE ORDER ON ORDER SHORTENING TIME	55	2/19/2020	006936-006941
86	ORDER GRANTING MOTION FOR LEAVE TO FILE SECOND AMENDED COMPLAINT IN CASE NO. A-786962	49	11/26/2019	006023-006024
170	ORDER GRANTING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE ADDITIONAL DOCUMENTS ON ORDER SHORTENING TIME	62	4/21/2020	007936-007939
338	ORDER REGARDING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION FOR SUMMARY JUDGMENT ON FIRST CLAIM FOR RELIEF	326	8/15/2020	045900-045905
369	ORDER TO SHOW CAUSE	334	10/18/2020	046966-046999
140	PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL GREENMART OF NEVADA, LLC TO PRODUCE KENNETH LEE AND HAE LEE FOR DEPOSITION ON ORDER SHORTENING TIME	56	3/16/2020	007058-007074
147	PLAINTIFF NEVADA WELLNESS CENTER, LLC'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	57	3/27/2020	007144-007175
243	PLAINTIFF'S RECORD PART 59	232	6/12/2020	033643-033801
9	PLAINTIFFS' COUNTER-DEFENDANTS' ANSWER TO COUNTERCLAIM	2	4/5/2019	000218-000223

185	PLAINTIFF'S DECLARATION & POA-F2018-01430	67 thru 74	6/12/2020	008455-009889
187	PLAINTIFF'S DKT 148-1 INDEX OF EXHIBITS - 1	76 thru 77	6/12/2020	009934-010291
188	PLAINTIFF'S DKT 148-1 INDEX OF EXHIBITS - 2	78 thru 79	6/12/2020	010292-010595
370	PLAINTIFFS GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, NEVCANN LLC AND RED EARTH LLC'S JOINDER TO TGIG PLAINTIFFS' MOTION FOR ORDER TO SHOW CAUSE	334	10/21/2020	047000-047002
356	PLAINTIFFS GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, NEVCANN LLC AND RED EARTH LLC'S JOINDER TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/14/2020	046813-046815
186	PLAINTIFF'S NOTICE OF FILING RECORD ON REVIEW	75	6/12/2020	009890-009933
20	PLAINTIFFS' OMNIBUS REPLY IN SUPPORT OF MOTION FOR PRELIMINARY INJUNCTION	8	5/22/2019	001054-001067
305	PLAINTIFFS' OPENING BRIEF IN SUPPORT OF PETITION FOR JUDICIAL REVIEW	286	7/22/2020	041331-041363
94	PLAINTIFFS' OPPOSITION TO LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	50	12/20/2019	006124-006206
189	PLAINTIFF'S RECORD PART 1	80 thru 81	6/12/2020	010596-010937
198	PLAINTIFF'S RECORD PART 10	93	6/12/2020	012724-012878
199	PLAINTIFF'S RECORD PART 11	94	6/12/2020	012879-013032
200	PLAINTIFF'S RECORD PART 12	95	6/12/2020	013033-013187
201	PLAINTIFF'S RECORD PART 13	96	6/12/2020	013188-013341
202	PLAINTIFF'S RECORD PART 14	97	6/12/2020	013342-013496

203	PLAINTIFF'S RECORD PART 15	98 thru 99	6/12/2020	013497-013774
204	PLAINTIFF'S RECORD PART 16	100 thru 101	6/12/2020	013775-014052
205	PLAINTIFF'S RECORD PART 17	102 thru 103	6/12/2020	014053-014330
206	PLAINTIFF'S RECORD PART 18	104 thru 105	6/12/2020	014331-014608
207	PLAINTIFF'S RECORD PART 18	106 thru 107	6/12/2020	014609-014886
208	PLAINTIFF'S RECORD PART 19	108 thru 111	6/12/2020	014887-015426
190	PLAINTIFF'S RECORD PART 2	82 thru 83	6/12/2020	010938-011275
209	PLAINTIFF'S RECORD PART 20	112 thru 115	6/12/2020	015427-015966
210	PLAINTIFF'S RECORD PART 21	116 thru 119	6/12/2020	015967-016506
211	PLAINTIFF'S RECORD PART 22	120 thru 123	6/12/2020	016507-017048
212	PLAINTIFF'S RECORD PART 24	124 thru 131	6/12/2020	017049-018484
213	PLAINTIFF'S RECORD PART 25	132 thru 134	6/12/2020	018485-018844
214	PLAINTIFF'S RECORD PART 26	135 thru 136	6/12/2020	018845-019202
215	PLAINTIFF'S RECORD PART 27	137 thru 144	6/12/2020	019203-020637

216	PLAINTIFF'S RECORD PART 28	145 thru 147	6/12/2020	020638-020999
217	PLAINTIFF'S RECORD PART 29	148 thru 149	6/12/2020	021000-021357
191	PLAINTIFF'S RECORD PART 3	84 thru 85	6/12/2020	011276-011613
218	PLAINTIFF'S RECORD PART 30	150 thru 157	6/12/2020	021358-022621
219	PLAINTIFF'S RECORD PART 31	158 thru 159	6/12/2020	022622-022979
220	PLAINTIFF'S RECORD PART 32	160 thru 167	6/12/2020	022980-024414
221	PLAINTIFF'S RECORD PART 33	168 thru 169	6/12/2020	024415-024718
222	PLAINTIFF'S RECORD PART 35	170 thru 177	6/12/2020	024719-026153
223	PLAINTIFF'S RECORD PART 37	178	6/12/2020	026154-026256
224	PLAINTIFF'S RECORD PART 39	179 thru 181	6/12/2020	026257-026669
192	PLAINTIFF'S RECORD PART 4	86 thru 87	6/12/2020	011614-011951
225	PLAINTIFF'S RECORD PART 40	182 thru 183	6/12/2020	026670-026934
226	PLAINTIFF'S RECORD PART 41	184 thru 186	6/12/2020	026935-027347
227	PLAINTIFF'S RECORD PART 42	187 thru 188	6/12/2020	027348-027612

228	PLAINTIFF'S RECORD PART 43	189 thru 191	6/12/2020	027613-028025
229	PLAINTIFF'S RECORD PART 44	192 thru 193	6/12/2020	028026-028290
230	PLAINTIFF'S RECORD PART 45	194 thru 196	6/12/2020	028291-028703
231	PLAINTIFF'S RECORD PART 46	197 thru 198	6/12/2020	028704-028968
232	PLAINTIFF'S RECORD PART 47	199 thru 201	6/12/2020	028969-029451
233	PLAINTIFF'S RECORD PART 48	202 thru 204	6/12/2020	029452-029934
234	PLAINTIFF'S RECORD PART 49	205 thru 207	6/12/2020	029935-030346
193	PLAINTIFF'S RECORD PART 5	88	6/12/2020	011952-012104
235	PLAINTIFF'S RECORD PART 50	208 thru 210	6/12/2020	030347-030758
236	PLAINTIFF'S RECORD PART 51	211 thru 213	6/12/2020	030759-031170
237	PLAINTIFF'S RECORD PART 52	214 thru 216	6/12/2020	031171-031582
238	PLAINTIFF'S RECORD PART 54	217 thru 219	6/12/2020	031583-031994
239	PLAINTIFF'S RECORD PART 55	220 thru 222	6/12/2020	031995-032406
240	PLAINTIFF'S RECORD PART 56	223 thru 225	6/12/2020	032407-032818

242	PLAINTIFF'S RECORD PART 58	229 thru 231	6/12/2020	033231-033642
194	PLAINTIFF'S RECORD PART 6	89	6/12/2020	012105-012258
244	PLAINTIFF'S RECORD PART 60	233	6/12/2020	033802-033877
245	PLAINTIFF'S RECORD PART 61	234 thru 235	6/12/2020	033878-034143
246	PLAINTIFF'S RECORD PART 62	236 thru 237	6/12/2020	034144-034409
247	PLAINTIFF'S RECORD PART 63	238 thru 239	6/12/2020	034410-034675
248	PLAINTIFF'S RECORD PART 64	240 thru 241	6/12/2020	034676-034943
249	PLAINTIFF'S RECORD PART 65	242 thru 245	6/12/2020	034944-035512
250	PLAINTIFF'S RECORD PART 66	246 thru 248	6/12/2020	035513-035919
251	PLAINTIFF'S RECORD PART 67	249 thru 251	6/12/2020	035920-036326
252	PLAINTIFF'S RECORD PART 68	252 thru 254	6/12/2020	036327-036733
253	PLAINTIFF'S RECORD PART 69	255 thru 257	6/12/2020	036734-037140
195	PLAINTIFF'S RECORD PART 7	90	6/12/2020	012259-012413
254	PLAINTIFF'S RECORD PART 70	258 thru 260	6/12/2020	037141-037547
255	PLAINTIFF'S RECORD PART 71	261 thru 263	6/12/2020	037548-037954

256	PLAINTIFF'S RECORD PART 72	264 thru 266	6/12/2020	037955-038415
257	PLAINTIFF'S RECORD PART 73	267 thru 269	6/12/2020	038416-038867
196	PLAINTIFF'S RECORD PART 8	91	6/12/2020	012414-012569
197	PLAINTIFF'S RECORD PART 9	92	6/12/2020	012570-012723
241	PLAINTIFF'S RECORD PARTY 57	226 thru 228	6/12/2020	032819-033230
48	PLAINTIFFS-COUNTER DEFENDANTS' ANSWER TO COUNTERCLAIM	35	7/12/2019	004228-004236
178	PURE TONIC CONCENTRATES LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	65	5/29/2020	008376-008379
139	QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	56	3/13/2020	007037-007057
88	REPLY IN SUPPORT OF AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	12/6/2019	006048-006057
328	REPLY TO THE DOT'S AND CLEAR RIVER, LLC'S OPPOSITIONS TO PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS	317	8/7/2020	045066-045084
179	RURAL REMEDIES, LLC'S ANSWER TO DEFENDANT-RESPONDENT NATURAL MEDICINE'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORI, MANDAMUS AND PROHIBITION	65	6/3/2020	008380-008393
357	RURAL REMEDIES, LLC'S JOINDER IN TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT AND CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/15/2020	046816-046817

117	SECOND AMENDED COMPLAINT	54	2/11/2020	006782-006805
376	SHOW CAUSE HEARING	343	11/2/2020	048144-048281
259	SUPPLEMENT TO RECORD ON REVIEW IN ACCORDANCE WITH THE NEVADA ADMINISTRATIVE PROCEDURE ACT	270	6/26/2020	038872-038947
355	TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/10/2020	046777-046812
87	TGIG SECOND AMENDED COMPLAINT	49	11/26/2019	006025-006047
184	TGIG, LLC, NEVADA HOLISTIC MEDICINE, LLC, GBS NEVADA PARTNERS, FIDELIS HOLDINGS, LLC, GRAVITAS NEVADA, NEVADA PURE, LLC, MEDIFARM, LLC, AND MEDIFARM IV'S ANSWER TO NATURAL MEDICINE	66	6/10/2020	008436-008454
336	THC NEVADA, LLC AND HERBAL CHOICE, INC.'S JOINDER TO TGIG PLAINTIFFS' PROPOSED SUPPLEMENTAL FINDINGS OF FACT AND CONCLUSIONS OF LAW BASED UPON PARTIAL SUBSTITUTION OF THE NEVADA CANNABIS COMPLIANCE BOARD AS A PARTY DEFENDANT IN THESE CONSOLIDATED MATTERS	326	8/14/2020	045889-045891
339	THC NEVADA, LLC AND HERBAL CHOICE, INC.'S REPLY TO NEVADA ORGANIC REMEDIES' OPPOSITION TO MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	326	8/15/2020	045906-045917
308	THC NEVADA, LLC'S JOINDER TO PLAINTIFF TGIG, LLC ET AL'S OPENING BRIEF IN SUPPORT OF PETITION FOR JUDICIAL REVIEW	289	7/23/2020	041733-041735
311	THE ESSENCE ENTITIES' JOINDER TO DEPARTMENT OF TAXATION'S OPPOSITION TO TGIG'S MOTION TO SUPPLEMENT THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE AND TO ENLARGE TIME FOR FILING OPENING BRIEF	292	7/24/2020	042072-042074
362	THE ESSENCE ENTITIES' LIMITED OPPOSITION TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	9/24/2020	046922-046924

149	THE ESSENCE ENTITIES' OPPOSITION TO ETW PLAINTIFFS' 1) MOTION TO COMPEL AND 2) MOTION TO COMPEL PRIVILEGE LOGS	57	3/27/2020	007183-007293
317	THRIVE'S JOINDER TO PLAINTIFFS' OPPOSITION TO THC NEVADA LLC'S AND HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER FOR PRELIMINARY INJUNCTION ON AN ORDER SHORTENING TIME	302	7/30/2020	043187-043190
162	THRIVE'S SUPPLEMENTAL BRIEF IN SUPPORT OF OPPOSITION TO ETW MANAGEMENT GROUP LLC; ET AL.'S MOTION TO COMPEL	61	4/14/2020	007731-007792
344	TRIAL EXHIBIT 1005	329	8/18/2020	046356-046389
345	TRIAL EXHIBIT 1006	330	8/18/2020	046390-046423
346	TRIAL EXHIBIT 1135	330	8/18/2020	046424-046445
347	TRIAL EXHIBIT 1302	330	8/18/2020	046446-046448
348	TRIAL EXHIBIT 2157	330	8/18/2020	046449-046502
349	TRIAL EXHIBIT 2158	330	8/18/2020	046503-046548
350	TRIAL EXHIBIT 3291	331	8/18/2020	046549-046564
262	WELLNESS CONNECTION OF NEVADA, LLC'S ANSWER TO PLAINTIFF NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	6/29/2020	039136-039152
366	WELLNESS CONNECTION OF NEVADA, LLC'S RESPONSE TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION AND COUNTERMOTION TO CLARIFY AND/OR FOR ADDITIONAL FINDINGS	333	9/24/2020	046934-046940

321

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ALSO PRESENT:

DIANE L. WELCH, ESQ.
For Jorge Pupo

I N D E X
W I T N E S S E S

WITNESSES FOR THE PLAINTIFF:

LARRY NOBLE HOLIFIELD

Direct Examination by Mr. Dzarnoski	5
Voir Dire Examination by Mr. Schwarz	22
Voir Dire Examination by Mr. J. Smith	31
Voir Dire Examination by Mr. Shevorski	35
Voir Dire Examination by Mr. Koch	37
Continued Direct Examination by Mr. Dzarnoski	44
Cross-Examination by Mr. Schwarz	55
Cross-Examination by Mr. Smith	68
Cross-Examination by Mr. Koch	81
Cross-Examination by Ms. Levin	89
Redirect Examination by Mr. Dzarnoski	95

1 **LAS VEGAS, CLARK COUNTY, NEVADA, JULY 31, 2020, 9:46 A.M.**

2 *** * * * ***

3 **LARRY NOBLE HOLIFIELD**

4 [having been called as a witness and being first duly sworn,
5 testified as follows:]

6 THE CLERK: Thank you. Please be seated. Please
7 state and spell your name for the record.

8 THE WITNESS: My name is Larry Noble Holifield.

9 THE COURT: Sir, as I've told many witnesses, because
10 you are speaking through a mask, and we're speaking through a
11 mask, it makes this proceeding much more challenging than it
12 otherwise would be. It's important you try and keep your voice
13 up and speak into the microphone.

14 As Mr. Gentile has said, the acoustics in this room
15 are not the greatest. And while we our doing our best to make
16 a good record of these proceedings, the masks create an issue.

17 If you can't understand counsel's question, even
18 though you've met with him and prepped with him, it still
19 doesn't make any sense, tell him. Okay?

20 THE WITNESS: Yes, Your Honor.

21 THE COURT: All right.

22 THE CLERK: Sir, please spell -- spell your name for
23 the record.

24 MR. DZARNOSKI: Mr. Holifield, you were asked to
25 spell your name. You may not have heard.

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1 THE WITNESS: Larry Holifield. L-a-r-r-y. Middle
2 name is Noble, N-o-b-l-e. Last name is Holifield,
3 H-o-l-i-f-i-e-l-d.

4 THE CLERK: Thank you.

5 THE COURT: Mr. Dzarnoski, are you feeling okay
6 today? Do you have a fever? Do you have a cough you haven't
7 had previously.

8 MR. DZARNOSKI: No, Your Honor.

9 THE COURT: Are you feeling ill in any way?

10 MR. DZARNOSKI: If that were a symptom, I had the
11 virus for the last five years. So.

12 THE COURT: Okay.

13 DIRECT EXAMINATION

14 BY MR. DZARNOSKI:

15 Q Good morning, Mr. Holifield. Could you please tell
16 the Court how you are currently employed.

17 A Yes. I own a private investigative corporation from
18 Miami, Florida, called Corporate Integrity Services.

19 Q And what does Corporate Integrity Services do?

20 A We provide private investigative services. We do
21 consulting work, and I suppose we do this type of work for
22 litigation support.

23 Q And when did you found -- did you -- are you the
24 founder of that entity?

25 A Yes, sir.

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1 Q And when was it created?

2 A 2012.

3 Q All right. And prior to 2012, what did you do for
4 the previous 37 years?

5 A For the previous 41 years, I started on the St. Louis
6 Police Department as a police cadet in 1970. I received a
7 commission as a police officer in 1973. I held various
8 positions on the St. Louis Police Department, including
9 patrolman and detective in the narcotics section.

10 In 1984 I applied to and was hired by the Drug
11 Enforcement Administration, and I was a drug enforcement agent
12 for practically 24 years, from 19 -- March of 1984. And I
13 retired in -- at the end of December 2007.

14 Subsequent to that, I was hired by a law firm called
15 Hunton and Williams as the in-house investigator for that firm.
16 I did that for approximately four years and decided to start my
17 own business with an associate of mine. And that's when we
18 formed the Corporate Integrity Services which is a fully
19 licensed private investigative corporation in -- well, it's an
20 LLC, excuse me -- in Miami, Florida.

21 I have a PI license to go along with the
22 corporation -- with the --

23 Q All right. When you worked --

24 A -- business.

25 Q -- for the St. Louis Police Department, can you tell

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1 the Court roughly the time frame. You may have said it as you
2 switched, but how long were you with the St. Louis Police
3 Department?

4 A I was hired as a police cadet right after high
5 school, August 3rd, 1970, got my commission in May of 1973 as
6 a police officer, and I worked there until February of 1984.

7 Q And you started in uniform patrol. And did you move
8 on to -- from uniform patrol over the course of 14 years
9 working for the St. Louis Police Department, what steps did you
10 take after uniform patrol in terms of your duties at the
11 St. Louis Police Department?

12 A Immediately after uniform patrol, I was promoted to
13 police detective in the narcotics section in 1976. I held that
14 position until I --

15 Q And while you were working for the St. Louis Police
16 Department, did you also pursue higher education to obtain a
17 degree?

18 A Yes. While working as a police officer, I obtained a
19 degree at Maryville College in St. Louis, which is now known as
20 Maryville University. I got that degree, a bachelor of arts, a
21 double major in political science and legal justice.
22 Subsequent to that I had some higher education when I lived in
23 El Paso, Texas, but I do not have an MBA. I don't have a
24 master's degree in anything. I just took a couple of courses
25 and got promoted to move to Mexico City. So I dropped -- I

1 dropped out of the University of Texas, El Paso at that point
2 and moved to Mexico City.

3 Q Did you receive awards while employed by the
4 St. Louis Police Department?

5 A Yes, sir. I received numerous chief letters of
6 commendation while I was assigned there.

7 Q Okay. And then in 1984, you began working for the
8 United States Drug Enforcement Administration; is that correct?

9 A Yes, sir.

10 Q And generally speaking, can you tell the Court what
11 type of activities at the United States Drug Enforcement
12 Administration that you oversaw or were involved in.

13 A Well, after graduating from the drug enforcement
14 academy in 19 -- in June of 1984, I was assigned to the New
15 Orleans field division. And the focus of DEA, as most of you
16 probably know, is to enforce the federal narcotics laws. I was
17 a special agent, and special agents target criminal
18 organizations who are involved in drug trafficking and money
19 laundering. Our efforts are to identify these organizations,
20 do our best to dismantle and prosecute -- prosecute them.

21 Q And did you have some tours of duty in Guatemala,
22 Columbia, Mexico and El Paso?

23 A Yes. In 1987, I reported to the Guatemala City
24 country office, which covered El Salvador and Belize as well
25 and worked there from 1987 until I got promoted to my first

1 line supervisor position with DEA. I was promoted in 1982 and
2 reported to the San Francisco field division. I worked two
3 years as the group supervisor for the organized crime drug
4 enforcement task force group in San Francisco. I was then
5 asked by the special agent in charge of San Francisco to open a
6 brand-new office in Oakland, California. I did that in
7 conjunction with the Sheriff of Alameda County, California and
8 formed a 31, approximately 30- to 35-man task force called the
9 Alameda County Drug Enforcement Task Force. And I supervised
10 that until I was assigned to a special assignment in 19 --
11 where am I at -- 1996.

12 I received a specialized assignment working with the
13 CIA. I was sent to CIA headquarters, received training there,
14 specialized training and was assigned to the CIA in Bogotá,
15 Columbia for two years. After that, I was given a temporary
16 promotion and remained in Bogotá, Columbia as the Number 2 in
17 charge of the DEA offices there. There were two offices, one
18 in Bogotá, one in Baron Kia [phonetic] Columbia.

19 In 1999, I was given a permanent promotion to report
20 to DEA headquarters. My first assignment in DEA headquarters
21 in 1999, I was a cochair of the linear committee. It's a
22 classified assignment working in conjunction with 17 different
23 organizations. Anyone who had three letters that had to do
24 with intelligence participated in that. I was the cochair
25 along with the CIA on that assignment.

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1 And then I was asked to head the desk that oversee --
2 oversaw, excuse me, Mexico and Central America operations. I
3 did that for about a year and a half, and I was assigned to the
4 El Paso field division in El Paso, Texas as an assistant
5 special agent in charge during which time I oversaw operations
6 for the El Paso field division for DEA.

7 In 2002, I received a promotion to senior executive
8 service to become the regional director for Mexico Central
9 American operations. I was transferred to Mexico City where I
10 oversaw all the offices in Central America as well as the 12
11 offices that are in Mexico for DEA.

12 In 2006, I was reassigned as the Deputy Special Agent
13 in charge of the DEA offices in Florida. All the offices north
14 of Miami were under my command. I also was in charge of the
15 diversion investigators, the intelligence group and the
16 administrative offices for the DEA Miami field division.

17 Q Thank you.

18 A I retired --

19 Q Oh, I'm sorry.

20 A -- in 2007 from DEA.

21 Q And in connection with your service for the drug
22 enforcement administration, the DEA, were you awarded the
23 Warren [phonetic] medal?

24 A Yes, sir. I received the Warren medal from the CIA.

25 Q And that was a medal from the CIA. Could you tell

1 the Court what that -- what honor that medal is.

2 A It's the highest honor given to a nonCIA employee.

3 Q Okay. And did you also receive other awards for your
4 service with the DEA?

5 A Yes, sir. Throughout my career I received numerous
6 Sustained Superior Performance Awards and two Administrators
7 Awards for work I've done on specific cases.

8 Q And during the course of your 37 years or 41 years, I
9 think you said, working for the St. Louis Police Department and
10 for the Drug Enforcement Administration, did you have any
11 particular, or were you given training at various times into
12 training focused on money laundering, asset forfeiture and
13 organized crime groups?

14 A Just to clarify, I was in law enforcement for 37
15 years. I added the other four years that I was an investigator
16 for the Hunton and Williams law firm.

17 When you asked the question, I believe that was the
18 appropriate answer. But, yes, sir, I did receive specialized
19 training from the CIA. I received training from DEA consistent
20 training, you know, and, of course, the best training of all
21 on-the-job training for all the situations that are involved in
22 the enforcement of drug laws.

23 Q Okay. Can you explain to -- it will probably not
24 mean a lot to me, but can you give the Court some idea of the
25 training that was specific to the tasks of investigating money

1 laundering, asset forfeitures and organized crime groups
2 infiltrating various legitimate businesses.

3 A Yes, sir. DEA has always considered money laundering
4 a huge component, because after all, it's about these criminal
5 organizations making money. So there is a major focus on
6 taking away their assets, taking away their profits and
7 basically trying to put them out of business. That's one form
8 of disruption that we talk about, and it's also a form of
9 pursuing lawful prosecutions in federal courts. So, yes,
10 there's a lot of training on the job as well as, you know, the
11 actual training you would get from the DEA academy.

12 Q Based upon your years of experience with law
13 enforcement with the St. Louis Police Department and the DEA,
14 would you consider yourself having gained extensive knowledge
15 and experience on the means and methods of organized criminal
16 groups, especially international drug cartels in corrupting
17 public and private sectors using money and/or threats of
18 violence, co-opting legitimate businesses and individuals to
19 act as nominee or straw parties in financial transactions and
20 asset acquisitions as well as other means of laundering their
21 illicit drug proceeds?

22 THE COURT: I see a couple of gentlemen standing up.
23 I assume you have objections. If you're going to make
24 objections, you got to move up to this table up here,
25 Mr. Schwarz, and Mr. Smith, so we can hear you.

1 MR. SCHWARZ: Your Honor, I'm going to object to the
2 leading paragraph of a supposed question that was just asked.

3 MR. J. SMITH: I'll just add that it's compound, Your
4 Honor.

5 THE COURT: Can you break down your question, please,
6 Mr. Dzarnoski.

7 BY MR. DZARNOSKI:

8 Q Do you consider yourself over the course of the 37
9 years of law enforcement to have gained extensive knowledge and
10 experience on the means and methods of organized criminal
11 groups?

12 MR. SCHWARZ: Objection. Leading.

13 THE WITNESS: Yes, sir. Given the assignments I
14 had --

15 THE COURT: Overruled.

16 THE WITNESS: -- with DEA and the various commands I
17 had -- I held, command positions I held, I do consider myself
18 an expert on that topic.

19 Q And based upon your 37 years of law enforcement
20 experience, do you consider yourself to have gained extensive
21 knowledge and experience regarding international drug cartels
22 co-opting legitimate businesses?

23 MR. SCHWARZ: Your Honor, I'm going to object. He's
24 still leading the witness.

25 THE COURT: Overruled. We're on the preliminaries

1 right now. So I'm okay with it.

2 THE WITNESS: Sir, given the fact that I worked
3 overseas for 12 years, and my assignment in Washington, D.C.
4 was international in nature, I do believe that my experience
5 and knowledge gained during those positions does qualify me as
6 an expert in that area.

7 MR. DZARNOSKI: Your Honor, I'm going to ask that the
8 Court recognize and certify Mr. Larry Holifield as an expert --

9 THE COURT: Mr. Dzarnoski I don't recognize or
10 certify any experts. I permit them to give opinions.

11 MR. DZARNOSKI: Oh, really?

12 THE COURT: Yeah. That's a 30-year-old case
13 involving Judge Mendoza, if I remember correctly.

14 MR. DZARNOSKI: Wow. Showing how old I am. Again,
15 another old school. Thank you, Your Honor.

16 THE COURT: Uh-huh.

17 MR. SCHWARZ: Your Honor, I wish to voir dire the
18 witness.

19 THE COURT: What?

20 MR. SCHWARZ: I'm going to voir dire the witness as
21 to what he's an expert on and whether he really is.

22 THE COURT: Well, I'm not quite there yet.

23 MR. SCHWARZ: Okay.

24 THE COURT: I haven't had anybody ask him an opinion
25 yet. I've heard a lot of experience though.

1 MR. DZARNOSKI: I'm sorry. You heard what?

2 THE COURT: I've heard a lot about his experience.

3 BY MR. DZARNOSKI:

4 Q Were you contacted by the law firm that I work for
5 with regard to potentially giving an expert opinion regarding
6 certain matters?

7 A Yes, sir, I was.

8 Q Okay. Can you explain to the Judge what it was that
9 you were asked if you could do.

10 A Yes. I can actually recite word for word what I was
11 asked to do if that's okay.

12 Q Well, hold on.

13 THE COURT: Are you using something to refresh your
14 memory?

15 MR. DZARNOSKI: Yes. Your Honor, I wanted to bring
16 to the Court's attention and counsel that Mr. Holifield does
17 have some documents in front of him, one of which is his expert
18 report, one of which the supporting materials identified and
19 distributed to opposing counsel, and he has those in front of
20 him in case he needs to refresh his recollection regarding any
21 testimony today.

22 THE COURT: And are they Bates numbered?

23 MR. DZARNOSKI: They are.

24 THE COURT: Great. Can you give counsel the Bates
25 numbers just in case someone wants to track them.

1 MR. DZARNOSKI: The report itself is Bates Holifield
2 1 through Holifield 15. The supporting materials that have
3 been supplied are L, like Larry, M like Mark, P like Paul,
4 dash, Holifield, 2 through 84.

5 THE COURT: Thank you. Are there any additional
6 documents besides those that he has in his pile?

7 MR. DZARNOSKI: I'm sorry. I could not hear you.

8 THE COURT: Do you have any other documents besides
9 the ones that Mr. Dzarnoski identified for us?

10 THE WITNESS: Well, I have the documents I referred
11 to in my report, the footnotes footnoted.

12 THE COURT: Are they there in the pile you have?

13 THE WITNESS: Yes, ma'am.

14 THE COURT: And do they have Bates numbers on them?

15 THE WITNESS: I believe they do. Yes, ma'am.

16 THE COURT: And are they in excess of what
17 Mr. Dzarnoski has already told us?

18 THE WITNESS: I don't recall what he said. I didn't
19 follow that very closely, but they go up to 84, Number 84.

20 THE COURT: That's exactly what he told us. Good
21 job. Okay.

22 Keep going.

23 MR. DZARNOSKI: Thank you.

24 THE COURT: And if you have to refer that to -- refer
25 to the pile to refresh your memory, please let us know and give

1 us the page number. Okay?

2 THE WITNESS: Yes, ma'am.

3 THE COURT: Thank you.

4 BY MR. DZARNOSKI:

5 Q In order to answer my question regarding what it was
6 you were asked to do by my law firm, would it help you to
7 refresh your recollection by looking at your report?

8 A Yes, sir.

9 Q Go ahead, sir.

10 A It would.

11 If you turn to Bates Number 5, Holifield 5, there are
12 4 --

13 MR. DZARNOSKI: All right. Sir, you're not -- you're
14 not permitted to actually read the document, but you can use it
15 to refresh your recollection and then testify. So don't
16 purport to read it, please.

17 THE WITNESS: Okay. Basically I was asked to give
18 my -- give four opinions, Opinion Number 1 being on how
19 ownership of shares of publicly traded companies were recorded.
20 I explained the difference between shareholders of record and
21 the beneficial shareholders.

22 The second thing I was asked to do is explain the
23 difficulties in trying to conduct appropriate or proper
24 background investigations on shareholders of companies.

25 The third thing I was asked to do is explain the

1 components of valid background investigations that would keep
2 organized crime out of the marijuana industry. I believe
3 that's something along those lines. And then explain how --
4 the fourth thing was explain how organized crime could
5 infiltrate the marijuana -- the legitimate marijuana industry,
6 how that could happen.

7 Q Okay. You were not asked, nor did you review any
8 specific company involved in this litigation; is that correct?

9 A No, sir, I did not.

10 Q And you weren't asked, and you did not review
11 specific procedures of the Department of Taxation to render an
12 opinion as to their adequacy; is that correct?

13 A That is correct, sir. I was not.

14 Q And did you -- did you, in fact, conduct research
15 based upon your 37 years in law enforcement, were you able to
16 render an opinion as to those four items?

17 A Yes, sir. I did render opinions on all four items.

18 Q Okay. You didn't do that for free, did you?

19 A No, sir, I did not.

20 Q Okay. Can you tell the Court how much you were paid?

21 A Yes. Initially I was paid \$10,000 to conduct that
22 research.

23 Q And then are you to receive additional compensation
24 after drafting and presenting a report?

25 A Yes, sir. I expect to be compensated for preparation

1 of testimony, travel, reimbursements and any additional work I
2 may have put into this.

3 Q And what is the hourly rate that you were charging?

4 A \$250 an hour.

5 Q Have you ever, sir, acted as a expert to provide
6 expert testimony at a trial in any other case?

7 A No, sir, I have not.

8 Q Have you ever been retained as an expert to render an
9 opinion in contemplation of potential testimony at trial?

10 A Yes, I have.

11 Q And approximately how many occasions?

12 A Four.

13 Q Four occasions?

14 A I believe so.

15 Q Okay. Is -- is offering expert testimony a
16 substantial portion of the income or revenues that you derive
17 from your business?

18 A No, sir, it is not.

19 Q In answering the questions or providing an opinion as
20 to the four topics that we requested an opinion on, what kind
21 of resources did you utilize to render your opinion?

22 A Apart from my knowledge and experience in law
23 enforcement, I sought the advice of someone who I knew was an
24 expert in this area who was also -- who was a gentleman who was
25 in charge of the Drug Enforcement Financial Operations Division

1 when I was in Mexico, and I knew he had a great deal of
2 knowledge. So I asked for some of his help, yes.

3 Q And what is that person's name?

4 A Donald Semesky.

5 Q Okay. Did you also do research to locate reports or
6 anything of that nature to assist in supplementing your
7 knowledge?

8 A Yes, sir, I did.

9 Q And would you please tell the Court the type of
10 information that you searched for and found and utilized.

11 A Well, looking at the specific requirements or the
12 things that I was asked to do, I use Google searches, Safari
13 searches, a lot of, you know, basically Internet corroboration
14 of once I formed an opinion, an idea, I research that over
15 the -- research my opinions and my ideas over the Internet.

16 And once I've formed an opinion, I collaborated with
17 Mr. Semesky to make sure that I -- or in an attempt to make
18 sure that he was in agreement with what I was saying because I
19 have collaborated with him on numerous investigations, and he
20 has collaborated with me on numerous investigations. Both of
21 us are retired federal agents, and that's quite common in my
22 industry to work with other agents who may have specialized
23 skills.

24 Q All right. I'm going to turn to issue -- or question
25 Number 1 or topic Number 1, however you wish to phrase it,

1 about how ownership of shares of publicly traded companies in
2 the U.S. and Canada are recorded. And I think where I'd like
3 to start with that is for you to take a simple example. If you
4 were to want to buy and attempted to buy 100 shares of Apple
5 Computer, how would you do that?

6 MR. SCHWARZ: Your Honor, before we go into Mr.--

7 THE COURT: Would you like to inquire?

8 MR. SCHWARZ: I would like to make some inquiry.

9 THE COURT: You may.

10 MR. SCHWARZ: And I also -- I'm going to object to
11 the relevance of this first line of issues.

12 THE COURT: Well, first I need you to do your voir
13 dire, and then if you want to or if Mr. Smith wants to do an
14 inquiry as well, we'll go there, and then I'll listen to any
15 objection related to the scope of the opinions, the four
16 opinions he was asked to give.

17 MR. SCHWARZ: Thank you, Your Honor.

18 THE COURT: And the case you want to read,
19 Mr. Dzarnoski, the most recent one on qualification is called
20 *Mulder versus State*, 116 Nevada 1, at Footnote Number 2. I
21 know you're excited by that. I had to find the PowerPoint that
22 I gave.

23 MR. DZARNOSKI: I will have to look at the record
24 and -- or have that citation and read it. Thank you, Your
25 Honor.

1 THE COURT: All right. Mr. Schwarz.
2 Mr. Dzarnoski wiped it down, but didn't move his
3 stuff.

4 MR. SCHWARZ: Yeah.

5 THE COURT: Okay.

6 MR. SCHWARZ: Thank you.

7 VOIR DIRE EXAMINATION

8 BY MR. SCHWARZ:

9 Q Mr. Holifield, Mr. Dzarnoski asked you a couple of
10 questions. I want to get more specific on -- with regard to
11 determining what you're being offered as an expert on.

12 First of all, prior to doing any analysis or
13 formulating any opinions in this matter, you were sent a Word
14 document by Mr. Dzarnoski; isn't that correct?

15 A Yes, sir.

16 Q Okay. And that's a five-page document that started
17 with Mr. Dzarnoski's summary of the case; correct?

18 A That is correct, sir.

19 Q Okay. And then there was a section in that document
20 that was entitled, What I Know that was Mr. Dzarnoski's
21 explanation of his understanding of certain things; isn't that
22 correct?

23 A Yes, sir, it was.

24 Q Okay. And then the concluding section of that
25 document was entitled what -- or The Expert We Need. Do you

1 recall that?

2 A What are the what, sir?

3 Q The expert we need.

4 A I'm sorry. I can't hear you.

5 Q Sorry. I'll move over here. Hopefully that'll help.

6 The concluding section of that five-page document,
7 the title of that section was, The Expert We Need; isn't that
8 correct?

9 A The expert we need?

10 Q Yes.

11 A Yes, I believe it was.

12 Q Okay. And in that section, Mr. Dzarnoski told you
13 what opinions his clients were looking for; correct?

14 A Yes.

15 Q Okay. And if you're allowed to testify on those, the
16 opinions you're going to testify about today match up with the
17 specific requests that were in that section; correct?

18 A I don't really know how to answer that question, sir.
19 Could you repeat it again, please.

20 Q Sure. I'll ask it a different way. You don't have
21 any opinions in this case that are different than the opinions
22 you were asked to give; isn't that correct?

23 A That is correct.

24 Q So you would agree with me then that that document
25 from Mr. Dzarnoski does set forth the categories on which

1 you're being asked to provide expert testimony; is that
2 correct?

3 A I'm sorry, sir.

4 Q You would agree with me that the document that you
5 received from Mr. Dzarnoski, before you did any work in this
6 case identifies the categories on which you are being presented
7 as an expert in this case; correct?

8 A Yes, sir, I would agree with that.

9 Q Okay. So it's your understanding that you're being
10 offered as an expert on how shares are recorded and held for
11 public companies; correct?

12 A Yes, sir.

13 Q The difference between shareholders of record and
14 beneficial shareholders?

15 A Yes, sir.

16 Q Okay. And how those matters relate to purported
17 difficulties associated with conducting background checks on
18 owners of a publicly traded company?

19 A That is correct.

20 Q Okay. You're also being offered as an expert on the
21 components of a valid background check; correct?

22 A Yes, sir.

23 Q Okay. And then the third major category you're being
24 offered as an expert on is how a criminal element, OCGs in
25 particular could infiltrate the regulated market in Nevada;

1 correct?

2 A That is right.

3 Q Okay. So I want to go into those areas specifically
4 then.

5 Starting with the shares recorded for public
6 companies, the difference between shareholders and beneficial
7 shareholders and how that relates to background checks, the
8 first category. You have not offered expert opinions on this
9 topic in any prior litigation; is that correct?

10 A That is correct.

11 Q Okay. You have not been previously admitted to offer
12 opinions or qualified by any Court as an expert on this topic;
13 correct?

14 A That is correct, sir.

15 Q You've never written any books or published any
16 articles on that topic; correct?

17 A No, I have not.

18 Q Okay. You've never given any lectures on that topic;
19 correct?

20 A Well, I may have given some instruction to agents. I
21 may have -- I --

22 THE COURT: Sir, he said lectures. That's to an
23 educational group like at an organized group of agents, like a
24 society or something, not in the course of your work as a DEA
25 agent or supervisor.

1 THE WITNESS: Other than at seminars involving
2 prosecutors and agents, no, sir, I have not.

3 BY MR. SCHWARZ:

4 Q And I think you testified earlier that you have a BA
5 in political science and legal justice; correct?

6 A That's correct, sir.

7 Q Okay. You don't have a degree in finance; correct?

8 A I do not.

9 Q Okay. You don't have a degree in accounting;
10 correct?

11 A I do not.

12 Q Okay. You don't have an MBA; right?

13 A Correct.

14 Q You've never held a CPA license; correct?

15 A I have not.

16 Q Okay. The work you did from 1970 to 1984 with the
17 St. Louis Metropolitan Police Department, that did not involve
18 investigating securities trading; correct?

19 A No, it did not.

20 Q Okay. And in your 23 years with the DEA, you
21 personally didn't investigate securities trading; correct?

22 A Didn't investigate what, sir?

23 Q Securities trainings.

24 A Security trades?

25 Q Yes.

1 A No, sir, I did not.

2 Q Right. The second category that you're being offered
3 as an expert on, the components of a valid background check, if
4 one had to be done on all shareholders of a public company, you
5 have not offered expert opinions on that topic in any prior
6 litigation; correct?

7 A No, sir, I have not.

8 Q Okay. You have not been previously qualified by any
9 Court to be an expert on that topic; correct?

10 A No, I have not.

11 Q Okay. You have not written any books or published
12 any articles on that topic; correct?

13 A No, sir.

14 Q Okay. You've never given any lectures about that
15 topic; correct?

16 A No, I have not.

17 Q Okay. You've never been hired to work as a
18 consultant with a government agency to develop a background
19 check protocol for a regulated industry, have you?

20 A No, sir, not for a regulated industry. No.

21 Q Okay. You've never worked with any state government
22 agency to conduct background checks within a regulated
23 industry; is that correct?

24 A Repeat that again, sir.

25 Q All right. You've never worked with any state

1 government agency to conduct background checks within a
2 regulated industry?

3 A Not with any state agency, no, sir.

4 Q As a private investigator, you have never conducted a
5 background check of all shareholders of a publicly traded
6 company; isn't that correct?

7 A I don't think that is correct.

8 Q You've conducted -- you've conducted background
9 checks on every single shareholder of a publicly traded
10 company?

11 A Publicly traded -- I'm confused by the word "publicly
12 traded." I've done many, many backgrounds for -- on companies,
13 shareholders of companies. I'm not sure if they were publicly
14 traded or not, but I have conducted numerous background
15 investigations for companies.

16 Q On every single one of their shareholders?

17 A Yes.

18 Q Okay. And what companies were those?

19 A The last one I did was for a project in Guatemala
20 called the Corridor.

21 Q Okay. And what was the publicly traded company where
22 you investigated every single shareholder?

23 A What was the name of it?

24 Q Yes. No. Yeah, what was the publicly traded company
25 that you investigated every single shareholder?

1 MR. DZARNOSKI: Objection.

2 THE WITNESS: Again I --

3 THE COURT: Overruled.

4 MR. DZARNOSKI: Foundation.

5 THE COURT: Overruled.

6 You can answer.

7 THE WITNESS: I'm somewhat confused by the word
8 "publicly traded" because this company had shareholders, and
9 the job I was doing was to get to the source of the funding to
10 ensure there -- that they were in compliance and money
11 laundering was not occurring because the last thing they wanted
12 to do was have illicit money being used.

13 I'm not sure if that word public trading --

14 THE COURT: Can you please put us on mute.

15 Thank you, Mr. Gamble, please put us on mute.

16 BY MR. SCHWARZ:

17 Q Okay. I'll -- you keep saying that. So I'll clarify
18 it.

19 The company that you were investigating shareholders
20 of, was it publicly traded on the American Stock Exchange?

21 A No, sir, it wasn't.

22 Q Was it publicly traded on the Canadian Stock
23 Exchange?

24 A No, sir.

25 Q Okay. You have never been an employee, officer or

1 board member of a publicly traded company; is that correct?

2 A An officer of a publicly traded company?

3 Q Yes.

4 A Again, I'm confused by that because I'm on the board
5 of --

6 THE COURT: Sir, do you know what a publicly traded
7 company is --

8 THE WITNESS: I'm not sure if I do --

9 THE COURT: Okay.

10 THE WITNESS: -- because I believe --

11 THE COURT: That's okay. Thanks.

12 MR. SCHWARZ: And that's fine. Thank you.

13 BY MR. SCHWARZ:

14 Q As to how a criminal element could infiltrate the
15 regulated marijuana market in Nevada, you've not offered expert
16 opinions on that topic in any prior matters; correct?

17 A Not that specific topic, no.

18 Q You have not been qualified or admitted as an expert
19 by any Court on that topic; correct?

20 A No, sir, I have not.

21 Q You have not written any books or published any
22 articles on that topic?

23 A No, sir, I haven't.

24 Q Okay. And you have not given any lectures on that
25 particular topic; is that correct?

1 THE WITNESS: No, sir, I did not review any specific
2 companies involved in this case.

3 BY MR. J. SMITH:

4 Q So you didn't conduct any investigation or background
5 check into any of the owners, officers or board members of any
6 of the parties to this case; correct?

7 A That is correct, sir.

8 Q And you're not aware of anybody, either plaintiff or
9 defendant, who should have had a background check conducted on
10 them, but did not by the State; correct?

11 A I'm not aware of that, no, sir.

12 Q So you're not aware of anybody who would have failed
13 a background check had one been conducted; correct?

14 A I'm not aware of it, no, sir.

15 Q And you didn't investigate or research the processes
16 the State actually used to conduct a background check during
17 the 2018 recreational marijuana licensing process; correct?

18 A I think I looked at some information on the process
19 that they were using, but I didn't really -- you know, in terms
20 of investigate that, no, I didn't investigate it.

21 Q You didn't look at specifically what the Department
22 did to conduct a background check for applicants; correct?

23 A No, sir, I did not.

24 Q And you weren't, in fact, hired to review the
25 D.O.T.'s procedure to determine the adequacy of those

1 processes; correct?

2 A That's correct.

3 Q And you had some assistance formulating your opinions
4 in this case; correct?

5 A I did.

6 Q You consulted Donald Semesky; correct?

7 A I did, sir.

8 Q And Mr. Semesky is a former IRS agent; correct?

9 A Yes. He was a IRS agent who was hired by the DEA
10 administrator after he retired from the IRS as a special
11 consultant, and he was placed in charge of the Financial Crimes
12 Investigative Unit for DEA.

13 Q So you would agree with me Mr. Semesky has a lot of
14 relevant experience to what you were asked to do; correct?

15 A Correct.

16 Q And he helped you do research; correct?

17 A He did.

18 Q And he helped write portions of your opinion;
19 correct?

20 A Yes. We collaborated in that, yes, sir.

21 Q I understand you collaborated, but you relied
22 heavily, didn't you, on Mr. Semesky's education, background and
23 expertise; correct?

24 A I had my opinions. I went through them with him,
25 and, yes, we collaborated. We collaborated, and yes, I did

1 respect his opinions. I wanted confirmation that what my
2 thoughts -- what my report was saying was accurate, and he did
3 work with me to get me to that point, yes, sir.

4 Q But he helped you actually come to those opinions;
5 correct?

6 A Yes, he did.

7 Q So before talking to Mr. Semesky, you didn't actually
8 have the opinions that you've opined in this case; correct?

9 A Before talking to him?

10 Q Correct.

11 A Of course I had opinions before I talked to him, yes.
12 I had my own opinions of what I thought I was being asked to do
13 and how I would go about doing that. I collaborated with him
14 after I had already formed my opinions.

15 Q I understand, sir, but before talking to Mr. Semesky
16 you had tentative opinions, and after talking to Mr. Semesky
17 you actually reached your final conclusions; correct?

18 A That is correct.

19 MR. J. SMITH: Those are all the questions I have,
20 Your Honor.

21 THE COURT: Okay. Mr. Schwarz -- or Mr. Shevorski,
22 did you want to make inquiry?

23 MR. SHEVORSKI: Very quickly, Your Honor.

24 THE COURT: Okay. Could you wipe down the lectern,
25 please.

1 Mr. Koch, are you coming up too?

2 MR. KOCH: Yes.

3 THE COURT: All right. I'm just checking. I saw you
4 move chairs. So.

5 MR. KOCH: It uncomfortable back there. But there is
6 a view up here.

7 VOIR DIRE EXAMINATION

8 BY MR. SHEVORSKI:

9 Q Good morning, sir.

10 A Good morning, sir.

11 Q Do you know how many public capital markets are in
12 Canada?

13 A How many public -- I'm sorry.

14 Q Capital markets.

15 A No, I don't.

16 Q Okay. Do you know which of those, if there's more
17 than one, which public capital market allow securities trading
18 for cannabis companies?

19 A Are you talking about the CDS?

20 Q I'm asking you, sir. Do you know, based on your
21 knowledge, you're offering an expert opinion in this case or
22 may be allowed to, which public capital market in Canada allows
23 securities trading for cannabis companies?

24 A I know Canada has a stock exchange. I've invested
25 there.

JD Reporting, Inc.

1 Q Do you know which one it is or if there's more than
2 one?

3 A I only -- I think there's only one. I'm not sure how
4 many there is to be honest with you.

5 Q With respect to -- let's assume that there's more
6 than one. Do you know in terms -- do you know what an initial
7 public offering is?

8 A A what, sir?

9 Q An initial public offering.

10 A Yes, I think I know what it is.

11 Q What is that, sir?

12 A If a company wants to be placed in the stock market,
13 they make an offering, and if they're accepted, they get to
14 trade on the market.

15 Q Do you know what documents -- if a company wants to
16 access a public capital market in Canada, let's say -- let's
17 use an example as the Canadian security exchange. Can you tell
18 me based upon your own knowledge how it would access that
19 public capital market?

20 A I have no idea.

21 Q If I -- let's say -- well, let's assume that that
22 company is successful, and they become listed on a Canadian
23 security exchange. Do you know how an individual investor, for
24 example, in Canada might buy a security in that public company?

25 A No, I don't.

1 MR. SHEVORSKI: No further questions, Your Honor.

2 THE COURT: Mr. Koch, did you have any questions?
3 You'll have to wipe down the lectern. Mr. Shevorski --

4 VOIR DIRE EXAMINATION

5 BY MR. KOCH:

6 Q Mr. Holifield, I'm not going to ask you about your
7 drug enforcement experience. I think you've talked about that,
8 and I just want to focus on I think what was referred to as the
9 first issue that Mr. Dzarnoski talked about, which in
10 particular is the securities area. And it's my understanding
11 that with respect to any of the securities-related opinions
12 that you may offer, your knowledge or experience on that comes
13 from your own personal experience in buying stock; is that
14 right?

15 A Yes, sir.

16 Q Okay. So your own personal investing and then maybe
17 some things that Mr. Semesky told you. Is that the extent of
18 your knowledge regarding securities and opinions you may offer
19 today?

20 A Well, the collaboration I had with Mr. Semesky as
21 well.

22 Q Right. And that's what I said. Mr. Semesky --

23 A And what I read about on the Internet.

24 Q Okay. So Mr. Semesky, your own personal investing
25 and then looking some things that on the Internet, that's the

1 extent of it?

2 A Yes, sir.

3 Q And I think I heard, as far as public company and
4 knowledge of whether a company is a public company or not,
5 prior to those questions being asked, it sounded like you
6 weren't entirely sure what a public company is versus a private
7 company; is that right?

8 A Yes.

9 Q Okay. And the entities that are involved in this
10 case, do you know which are public companies or which are not
11 public companies?

12 A I do not.

13 Q For example, Serenity Wellness, do you know if that's
14 a public company?

15 A I don't.

16 Q Or MediFarm?

17 A I wasn't asked to look at any of that stuff. So I
18 don't know.

19 Q Okay. And just Planet 13, GTI, none of those ring a
20 bell as a public company to you?

21 A No, sir, none of them.

22 Q Do you know if any of those public companies have
23 been infiltrated by the cartels because of their public company
24 status? Any opinion on that?

25 A I wasn't asked to give an opinion on that. So I do

1 not know.

2 Q Okay. And so if you don't have knowledge regarding
3 public versus private company status, I would assume you don't
4 have any opinions on whether a cartel would find it easier to
5 infiltrate a public versus a private company, would you?

6 A Any of these? I'm sorry. Could you repeat that,
7 sir.

8 Q If you don't know the difference between the public
9 or private companies operating in this industry, you would not
10 have any opinions as to whether a cartel would find it easier
11 to infiltrate either a public or a private company?

12 A I haven't investigated any specific company. So I
13 don't know.

14 Q You don't have any opinion on that subject; correct?

15 A No.

16 MR. KOCH: Okay. Very good. Thank you.

17 THE COURT: Was there something else you wanted to
18 say, Mr. Schwarz?

19 MR. SCHWARZ: I have no further questions for the
20 witness.

21 At this time I would object to the witness being
22 offered to provide any opinions on this case.

23 I think it's been well established that there are
24 three main areas upon which he's being presented as an expert,
25 the first being securities, securities trading and how that

1 would -- well, securities and securities trading, and it's
2 clear he has no education. He has no experience. He has no
3 specific knowledge. His limited knowledge is information that
4 was provided to him by somebody else and things that he looked
5 up on the Internet. That does not qualify him as an expert in
6 any way on that issue.

7 On the second issue, again, he has no prior
8 experience. He has no knowledge. He is simply providing the
9 argument of plaintiffs' counsel in the form of an expert
10 opinion.

11 And on the third issue regarding infiltration of the
12 market, that issue is in no way relevant considering that he
13 has not looked at any of the parties involved in this case or
14 any of the processes that were involved in this case.

15 So he's not an expert, and whatever he may testify
16 today is wholly irrelevant. Thank you, Your Honor.

17 THE COURT: Mr. Smith.

18 MR. J. SMITH: Yes, Your Honor. I would add a couple
19 points to Mr. Schwarz's arguments.

20 I don't see how Mr. Holifield's testimony will assist
21 the trier of fact on the issues presented in this phase of the
22 trial.

23 He testified he didn't do any specific investigation
24 into any of the parties of this case. He didn't review the
25 D.O.T.'s procedures to determine whether they were adequate or

1 not.

2 So when we're discussing the legality of this
3 process, Mr. Holifield seems to have nothing to offer relevant
4 to the specifics of this case. He's able to opine generally
5 about background checks. But as far as assisting Your Honor in
6 the issues in this phase of the trial, I don't believe
7 Mr. Holifield, given the task that was assigned to him has
8 anything relevant to help Your Honor in addressing that.

9 THE COURT: Mr. Koch.

10 MR. KOCH: I'd just join. I think we all agree we
11 don't like drug cartels. But I don't think this witness has
12 anything more to offer with respect to the issues in this case
13 and the drug cartel's involvement in this case.

14 THE COURT: Mr. Shevorski.

15 MR. SHEVORSKI: Join, Your Honor. We'd ask that he
16 not be --

17 THE COURT: Mr. Dzarnoski.

18 MR. DZARNOSKI: Yes, Your Honor. Let me respond that
19 I would like to ask a few follow-up questions.

20 THE COURT: No. We are only on the is he going to be
21 able to testify as an expert. You already asked him.

22 MR. DZARNOSKI: Well, yes. I'm sorry. Say that
23 again.

24 THE COURT: We're only on the, is he able to testify
25 as an expert.

1 MR. DZARNOSKI: Yes. I --

2 THE COURT: You've already asked him the
3 qualification questions.

4 MR. DZARNOSKI: Yes.

5 THE COURT: Okay.

6 MR. DZARNOSKI: I would like to follow up.

7 THE COURT: No. So you may have an argument now.
8 You may argue.

9 MR. DZARNOSKI: Okay.

10 THE COURT: Whether I'm going to let him testify.

11 MR. DZARNOSKI: All right, Your Honor. The first --
12 the first item or topic is not having him have expertise in
13 securities trading or securities law. The issue and the topic
14 that he is going to give an opinion on is how ownership of
15 shares of public companies --

16 THE COURT: And you think I as a Business Court Judge
17 don't know that, huh?

18 MR. DZARNOSKI: I'm sorry?

19 THE COURT: And you think I as a Business Court judge
20 don't know how shares are held and the difference between
21 nominees and beneficial ownership?

22 MR. DZARNOSKI: I -- Your Honor, I don't know if you
23 know about the role that the depository --

24 THE COURT: I do.

25 MR. DZARNOSKI: The DTC is.

1 THE COURT: Yes, absolutely.

2 MR. DZARNOSKI: Oh, okay. And then --

3 THE COURT: How do you think I order settlements on
4 class action stock trading cases and mergers and acquisitions?

5 MR. DZARNOSKI: And it would be common knowledge then
6 as to how a issuer or a company, when it gets a shareholders'
7 list would have CD and company --

8 THE COURT: Mr. Dzarnoski, the witness told me he
9 didn't know what a publicly traded company was.

10 MR. DZARNOSKI: Well, I wanted to follow up when I
11 think the witness is confused there.

12 THE COURT: No. I asked him the question. He didn't
13 know. That's okay. He will not provide assistance to me on
14 how ownership is held or the difference between shareholder and
15 beneficial ownership. He may, however, testify as to
16 background investigations of shareholder and explain to me what
17 he thinks a valid background investigation of a shareholder
18 might be.

19 So, sir, I haven't said you're not qualified. I said
20 it won't help me because unfortunately in my special assignment
21 as a Business Court Judge I deal with shareholder derivative
22 litigation all the time.

23 THE WITNESS: Thank you, Your Honor.

24 THE COURT: All right. Go.

25 MR. DZARNOSKI: All right. Thank you, Your Honor.

1 MR. SCHWARZ: Your Honor, just for a point of
2 clarification. There was the third topic of his anticipated
3 opinions as well, which is how an OCG could infiltrate and --

4 THE COURT: And that's part of the background
5 investigation topic.

6 MR. SCHWARZ: Okay. And, Your Honor, may I
7 suggest -- it's 10:41. Can we take a brief --

8 THE COURT: You want a short break?

9 MR. SCHWARZ: Yes.

10 THE COURT: Ten minutes.

11 I'm trying to get you guys out of here to get you to
12 the Tax Commission meeting. So ten minutes.

13 (Proceedings recessed at 10:39 a.m. until 10:44 a.m.)

14 (Pause in the proceedings)

15 THE COURT: All right. Mr. Dzarnoski, I think most
16 of the people who care are here. Mr. Shevorski left to go
17 attend the Tax Commission meeting.

18 MR. DZARNOSKI: Proceed?

19 THE COURT: Yes.

20 CONTINUED DIRECT EXAMINATION

21 BY MR. DZARNOSKI:

22 Q All right. Mr. Holifield, given the Court's ruling
23 which I don't know if you heard or you didn't or understand it,
24 we're going to move on to Issue Number 3 or Topic Number 3 in
25 terms of what your opinions have been. And you've identified

JD Reporting, Inc.

1 that as the components of a valid background aimed at keeping
2 criminal organizations and their money out of an industry.

3 Would you please let the Court know what our -- what
4 you consider based upon your years and experience and the
5 research you've done as to the components that are required in
6 order to do a valid background check that would keep organized
7 crime groups from infiltrating an industry like the legal
8 marijuana market in Nevada.

9 A Well, the basic background, basic would involve
10 criminal, you know, investigation of criminal history of the
11 person -- a company that you're doing the background on; that
12 would be basic. And you'd want to check civil litigation
13 records. You'd want to make sure that the person who
14 represents themselves to be that person's actually the person
15 you're investigating. So you'd want to validate that. You'd
16 want to compare what it is, you know, like, the income of a
17 person, is that commensurate with what is they're putting up as
18 an investment.

19 You would definitely want to source the money to --
20 and that's probably the most important thing and the hardest
21 thing to do is to make a determination that first of all they
22 have the money, the money is legitimate, how they got that
23 money, and that's probably the most important thing. Because
24 what you're trying to do in these -- in this particular area of
25 background is validating that the person is who he represents

1 to be. He doesn't have a criminal record. He does have the
2 means legally to make investments such as this.

3 And you want to check that against whatever debts he
4 might have, his credit, perhaps, and depending on, you know,
5 the needs of the client, and in this particular case I think
6 would behoove the Department of Taxation to go out and
7 interview people who are references for applications of these
8 types -- do a background and verify the background with the --
9 with actually conducting interviews of people who know that
10 person, know their character and not just rely upon, you know,
11 resources over the Internet or police reports.

12 Q Sounds to me as if you're speaking of people when
13 you're talking -- you're talking about actually natural persons
14 that you would be looking at the sources of their income; is
15 that what you're saying?

16 A Yes. I would be looking at all those things. All
17 those factors to make, you know, to make a determination, or at
18 least report the facts that, you know, this person if he's
19 putting up a million dollars for an investment, for example,
20 where does he live? Does he -- you know, just basic things.
21 What kind of car does he drive? What are his assets? And you
22 can make a pretty sound determination based upon criminal
23 history, civil litigation, lifestyle, what I would call
24 lifestyle, and sourcing of the money.

25 Q And so if a corporation -- forget about whether it's

1 public or private, corporation is involved, how important is it
2 to do your background investigation that you know the natural
3 persons involved in that corporation?

4 A That's another factor. When you're dealing with drug
5 traffickers, they're never going to put their name out there as
6 an investor. They would shield their investment through a
7 variety of different ways, offshore, corporations, trust funds
8 shell companies, by coercing, for example, people who they
9 would maybe coerce by violence, threats or other means,
10 corporations or people in order to keep their names out of the
11 investment when they are actually the true beneficial owner.
12 Determining the true beneficial owner of these corporations
13 overseas, shell companies and the likes, even properties,
14 assets, it's very, very difficult to do, and therefore, it
15 would be easy -- it would be easy for illicit drug trafficking
16 organizations to infiltrate an industry such as a legitimate
17 marijuana industry.

18 Q You use the word tracking to the beneficial owners.
19 Can you explain to the Court the difficulty associated with
20 determining who in fact is the beneficial owner for you to look
21 at their sources of their income for instance.

22 A It's -- it's extremely difficult when it comes down
23 to drug trafficking organizations. They hire professional
24 money launderers. They hire lawyers that specialize in
25 laundering money. They corrupt public officials. They create

1 false invoices. They purchase companies that deal in cash such
2 as casinos, for example, casinos, restaurants, any kind of
3 company that would deal in cash. They have access to, for
4 example, in Columbia the black-market peso exchange. In
5 Venezuela, dollars are precious. Their currency is basically
6 worthless. And so if a -- an example would be, a restaurant
7 owner in Venezuela wants to buy some equipment for his kitchen,
8 and the only way he can do that is with US dollars. He
9 basically has to -- he basically has to violate the law in
10 Venezuela in order to obtain the dollars to use to get that
11 equipment.

12 Q And based upon your experiences over the 37 years,
13 and particularly the money laundering activities that you
14 investigated, how does -- explained to the Court how a
15 nefarious actor, an organized criminal group might use some
16 form of corporation to infiltrate a legitimate business
17 purporting to be an investor or otherwise.

18 MR. SMITH: Objection. Calls for speculation.
19 Incomplete hypothetical.

20 THE COURT: Overruled. You can answer.

21 THE WITNESS: Well, for example, if you went to
22 Panama, and it's almost its entire existence has to do with
23 international banking. And the laws in Panama, for example, if
24 I want to start a corporation in Panama, unless something
25 occurs like what happened in the Panama papers where all the

1 information was hacked and leaked out, but the purpose people
2 go -- the reason people go to Panama, for example, and they
3 legally get a law firm in Panama, for example, to start a
4 company for them. And when they do that, they can even
5 complicate it even further by creating bank accounts in shell
6 companies that -- they exist on paper, but they really don't
7 exist. They really don't do anything.

8 So they create these companies utilizing the laws in
9 Panama where the only person who appears on any of the
10 documentation is the registered agent, and that would be the
11 law firm. And then it would take a real criminal investigation
12 in cooperation with Panamanian authorities to find out who the
13 beneficial owner was of those offshore companies. And even if
14 you did that, you couldn't be sure it's not going to come back
15 to a guy like Chapo Guzman. It's going to come back to
16 probably some legitimate businessman in Mexico, and then you'd
17 have to drill down on that.

18 And to be able to do that when you're talking about
19 investments in a market like has been described here as --
20 which may be the number two business opportunity in the State
21 of Nevada, it is very easy for drug trafficking organizations
22 to infiltrate that industry.

23 Q And is there a way for a company, for instance a
24 United States company, that a person could hide the identity of
25 the beneficial owner by virtue of the way the stock is titled?

1 A Correct.

2 MR. SCHWARZ: Objection. Leading.

3 THE COURT: Overruled.

4 BY MR. DZARNOSKI:

5 Q Can you explain that.

6 A So how would the -- could you repeat that again,
7 please.

8 Q I'll try. For a United States company, is there a
9 way for a person to disguise their identity, hide it from
10 the -- being the titled registered owner?

11 A Yeah. You could create a company in Delaware, for
12 example, if you wanted to, and you would hide the beneficial
13 owner of the corporation. Without some kind of legal process,
14 you can't find out who owns a company that's registered in the
15 State of Delaware.

16 Q Well, somebody acquired stock in a -- and it was to
17 be held in street name of Merrill Lynch, would it -- how
18 difficult would it be in order for somebody to find out who is
19 actually the beneficial owner?

20 A It would depend on the number of layers you put --

21 MR. KOCH: Your Honor, objection.

22 THE COURT: Sustained. This goes into the area which
23 I've indicated he is not going to provide assistance to me.

24 BY MR. DZARNOSKI:

25 Q You mentioned the trust in answer to your question --

1 one of my questions that people could use various forms of
2 entities. One of the ones you said was a trust. Would it be
3 important in a background check or what is the importance in a
4 background check of knowing to whom the trust is distributing
5 money?

6 MR. SCHWARZ: Objection. Compound.

7 THE COURT: Overruled. You can answer.

8 THE WITNESS: Well, yeah, that would -- that would be
9 a -- trying to prove the source of income from the trust, you
10 would have to know who was getting the money out of it. And,
11 you know, very difficult to do that unless you have, you know,
12 subpoena power, grand jury authority or things of that nature.

13 BY MR. DZARNOSKI:

14 Q Okay. In addition to the disbursements, can you
15 explain how important or unimportant it would be to know where
16 the funds originated from or the assets originated from to form
17 the trust?

18 A That's the tricky part. I've been involved in cases
19 where drug traffickers create a trust. The trust is registered
20 in a place like the Cayman Islands or Panama or any number of
21 the islands, you know, any number of countries, Belize. For
22 example, where just trying to drill down on the beneficial
23 owner of the trust it's very difficult if not impossible to do.

24 Q Can you think of any real life -- there was a -- let
25 me preface the question. There was an objection that was

1 overruled that I think it was a hypothetical or something, can
2 you think of a real-life example that you could share with the
3 Court where a Mexican-based organized crime group used or
4 infiltrated or used publicly traded companies for their
5 benefit?

6 A Yes. I gave one example in my report. A business
7 that was supposedly developing properties, building houses and
8 they were publicly traded, and they did just the opposite of
9 what you would expect. They reported income that was false
10 claiming that they had built these homes, sold these homes and
11 that the money was legitimate.

12 When the SEC investigated them, they discovered
13 through satellite imagery that the homes they claimed were
14 built and sold did not exist. So again, property is a very
15 common usage of hiding assets and being able to launder money
16 through properties. In that case, this company was reporting
17 millions of dollars in sales that didn't really happen,
18 millions of dollars in properties that were sold that didn't
19 happen. And they ended up -- I think they were fined something
20 like \$3 billion, if I'm not mistaken, for that. So that's an
21 example.

22 Q All right. In addition to the danger of potential
23 money laundering by an organized crime group of a legitimate
24 marijuana facility be it in Nevada or elsewhere, are there any
25 other benefits that a organized crime group might derive by

1 trying to infiltrate a licensee?

2 A Yes, of course. They could commingle their
3 illegitimate money with legitimate money invested in the
4 industry. Then they would have access -- let's just say they
5 got controlling interest of one of the companies that were
6 started in Nevada. They would have access to the client list
7 of those people who came in to purchase marijuana legally.
8 That would -- and they would also know what -- be able to set
9 prices of their illicit products compared to the licit products
10 that are going through this company. They would have access to
11 the list of people who are purchasing the stuff. They would be
12 able to hire people who were part of their drug cartel, for
13 example, to work in these locations, and they could conduct an
14 easy assessment. Almost any high school --

15 THE COURT: So, Mr. Dzarnoski, I am not on the area I
16 limited this witness to which is background checks.

17 MR. DZARNOSKI: I'm sorry?

18 THE COURT: Background checks. I am happy to listen
19 to any testimony he provides about background checks, okay.

20 MR. DZARNOSKI: Okay.

21 BY MR. DZARNOSKI:

22 Q You have given some testimony as to what you think is
23 required in order to do an effective background check, and as
24 an ultimate opinion, have you formed an opinion as to whether
25 or not it is even feasible for a Nevada agency or any other

1 agency to actually conduct the type of background check that
2 you're talking about on all beneficial owners of a publicly
3 traded company?

4 A I think it would be next to impossible to do that.

5 Q And when you say next to impossible, can you just
6 give very briefly the why you think that that is impossible or
7 next to impossible for somebody to background all beneficial
8 owners of a public company.

9 A In one word it's, anonymity. The beneficial owners
10 of stocks have a high degree of anonymity in both Canada and
11 the United States. They're not transparent as to who really
12 owns stocks. You would have to really drill down, and you
13 would have to have subpoena power. You would have to have
14 [indiscernible] treaties with Canada, for example, in order for
15 someone from the United States to determine the beneficial
16 owner of a stock.

17 MR. DZARNOSKI: May I have one moment to confer with
18 counsel, Your Honor?

19 THE COURT: You may.

20 MR. DZARNOSKI: I have nothing further, Your Honor.

21 THE COURT: Thank you.

22 Mr. Schwarz.

23 MR. SCHWARZ: Thank you, Your Honor.

24 THE COURT: Mr. Dzarnoski is going to wipe down the
25 area for you.

1 MR. DZARNOSKI: Be careful of this you'll hit your
2 head.

3 THE COURT: Thank you.

4 Mr. Schwarz.

5 MR. SCHWARZ: Thank you, Your Honor.

6 CROSS-EXAMINATION

7 BY MR. SCHWARZ:

8 Q Mr. Holifield, I apologize. I jumped right into it
9 when we first started going through your voir dire.

10 My name is Joel Schwarz. I took your deposition in
11 this case if you may recall, and I represent one of the
12 defendants in this case, Lone Mountain Partners.

13 A Nice to meet you, sir.

14 Q With the mask I didn't know if you'd be able to
15 recognize me or remember me from your deposition.

16 A couple of quick follow-up questions pertaining to
17 Mr. Semesky. So you paid Mr. Semesky half of the retainer
18 money that you received in this case; isn't that correct?

19 A Yes, sir, I did.

20 Q Okay. And you considered that to be a fair payment
21 that was commensurate with the amount of work that he did in
22 this matter to assist you that; is that correct?

23 A I did consider it fair, yes, sir.

24 Q Okay. And doing your analysis in formulating your
25 opinions, you relied upon documents that you and Mr. Semesky

1 found by doing Google searches; correct?

2 A Yes, we did, sir.

3 Q Okay. You're not aware of what Canadian publicly
4 traded companies hold an interest in Nevada cannabis licenses;
5 correct?

6 A I'm sorry?

7 Q You're not aware specifically of what Canadian
8 publicly traded companies hold an interest in any licenses in
9 Nevada in the recreational marijuana market?

10 A No, sir, I don't -- I don't know.

11 Q Okay. Do you know whether the Nevada Department of
12 Taxation did any background checks on licensees?

13 A I do not, no.

14 Q Okay. Do you know how someone acquires shares in a
15 publicly traded Canadian cannabis company?

16 A They just buy -- you can buy it on the Internet.

17 Q And you believe that that's possible?

18 A I believe it's possible, yes, sir.

19 Q Okay. Do you have any understanding as to what
20 Nevada statutes provide as to background checks for license --
21 license applicants for recreational cannabis?

22 A No, sir, I don't.

23 Q Okay. And do you have any understanding as to how
24 the background check process works for gaming entities in
25 Nevada?

1 A For gaming industries?

2 Q For the gaming entities in Nevada.

3 A I would imagine they do, sir, yes, sir. I don't know
4 what it is --

5 Q Okay.

6 A -- but I'm sure they would have a process.

7 Q Do you have any understanding as to who has to do the
8 legwork in the background check process in the gaming realm in
9 Nevada?

10 A I have no idea who does it.

11 Q Okay. Is there any reason why the applicant for a
12 privileged license in Nevada couldn't be the entity required to
13 do the legwork on the background checks?

14 A I don't know.

15 Q Okay. Similarly, are you aware that in Nevada for
16 suitability determination it is the applicant that bears the
17 costs of the investigative process?

18 A I don't know that either, sir.

19 Q Okay. Now, in reaching your opinions in this matter,
20 one of the documents that you referenced and relied upon was a
21 report entitled, Behind the corporate veil using corporate
22 entities for illicit purposes; do you recall that document?

23 A Yes.

24 Q Okay. And that was a report published by an entity
25 known as the OECD; correct?

1 A Correct.

2 Q And do you know what OECD stands for?

3 A It's in my notes. I know I can look at it if you'd
4 like me to.

5 Q Okay. What year was report published?

6 A I don't recall.

7 Q Okay. Do you have any reason to disagree that that
8 is a report from 2001?

9 A I'm sorry, sir?

10 Q 2001, is that the copyright date on the report?

11 A If -- yes, sir, that sounds familiar.

12 Q Okay. To your knowledge has there been any update to
13 the OECD report in the last 19 years?

14 A Not that I'm aware of.

15 Q Okay. Is that report, the OECD report that you found
16 one -- is that a document that you found or is that something
17 that Mr. Semesky found?

18 A I think I found it on the Internet and verified it
19 with Mr. Semesky.

20 Q Okay. So you reviewed that OECD report in its
21 entirety before you used it in your analysis; correct?

22 A We both reviewed it. Mr. Semesky --

23 Q Okay. In its entirety?

24 A Yeah.

25 Q Okay. So you're familiar with the entire contents of

1 that document before you referenced and relied upon it in your
2 report?

3 A The entire document?

4 Q Yes.

5 A In general terms I know what I -- it made a point for
6 me so I referenced that point.

7 Q Okay. And you understood based upon your review of
8 that document that the OECD's greater focus in that report was
9 on offshore financial centers; correct?

10 A I don't recall.

11 Q Okay. Do you have that document as one of the
12 documents in front of you?

13 A I think so.

14 Q Okay.

15 THE COURT: Do you want to look at it?

16 Tell us what page number you're on, please.

17 MR. SCHWARZ: It's page 7 of the OECD report. So if
18 you could tells what the Bates number is.

19 THE WITNESS: Do you have the times -- the stamp? Do
20 you have the stamp?

21 THE COURT: He's looking.

22 MR. SCHWARZ: Yeah, he's looking, and I think I
23 should be able to find it as well.

24 (Pause in the proceeding)

25 THE WITNESS: I can't find it. Sorry.

1 THE COURT: Any luck, Mr. Schwarz?

2 MR. SCHWARZ: It is not in those 84 pages of Bates
3 stamped documents. It was referenced in the report.

4 THE COURT: Darn.

5 MR. SCHWARZ: But I have a copy of it if you would
6 like me to --

7 THE COURT: Would you like to approach?

8 MR. SCHWARZ: We have an electronic copy; I don't
9 have a paper copy of it.

10 THE COURT: Okay.

11 Sir, does this -- go back to page 1, please. Does
12 this appear to be the document -- you have a screen on your
13 table as well, sir.

14 UNIDENTIFIED SPEAKER: In front of you, sir.

15 MR. SCHWARZ: Mr. Holifield, you have a screen in
16 front of you that should be displaying the document. There's a
17 screen right there that should be displaying the document.

18 THE COURT: To your right.

19 THE WITNESS: This screen? Oh, okay.

20 THE COURT: Is that the article that you were
21 referring to, sir?

22 THE WITNESS: Yes, ma'am.

23 THE COURT: Okay. Thank you.

24 THE WITNESS: Yes, Your Honor.

25 / / /

1 BY MR. SCHWARZ:

2 Q Can I have you take a look at page 7 of that
3 document. Okay. I'll have you review that. I don't want you
4 to read it, but I'll have you -- out loud, but I'll have you
5 review that to see if that refreshes your recollection as to
6 whether the greater focus of the report was on offshore
7 financial centers.

8 MR. DZARNOSKI: I don't believe he heard you or I
9 didn't if you're asking me, Mr. Schwarz.

10 MR. SCHWARZ: Sorry.

11 THE COURT: He asked him to look at page 7.

12 THE WITNESS: What's your question, sir?

13 BY MR. SCHWARZ:

14 Q Okay. So now having reviewed that document, is it
15 your recollection that the greater focus of this report was on
16 offshore financial centers?

17 A Yes.

18 Q Okay. And also now having reviewed this -- hopefully
19 we can expedite the next question. So you recall now that the
20 report did not pertain to corporate vehicles whose shares were
21 publicly traded or listed on a stock exchange; correct?

22 A Correct.

23 Q Now, Mr. Dzarnoski asked you some questions and you
24 talked about a potential way in which the Nevada cannabis
25 market, the regulated cannabis market in Nevada could be

1 infiltrated through a publicly traded company; correct, that's
2 what you've offered some opinions on?

3 A Yes, sir.

4 Q Okay. What you've described as the way that that
5 could happen is purely hypothetical; isn't that correct?

6 A Hypothetical, yes, sir.

7 Q Right. Now, you talked about an OCG that was
8 involved in an accounting fraud case with a housing company;
9 isn't that correct?

10 A Yes, that's an actual case.

11 Q So that wasn't a publicly traded Canadian cannabis
12 company that was involved in that matter; correct?

13 A No, it wasn't.

14 Q Okay. And it wasn't a Nevada entity in any way;
15 right?

16 A No, it was not.

17 Q Now, the hypothetical scenario about infiltration of
18 a market that you've been discussing, that could apply to any
19 publicly traded company; correct?

20 A It could, yes.

21 Q In any industry?

22 A Yes.

23 Q Okay. You have no knowledge of a specific example of
24 an OCG buying shares of a publicly traded Canadian company of
25 any kind; isn't that correct?

1 A That's correct.

2 Q Okay. And specifically you have no knowledge of a
3 OCG buying shares of a publicly traded Canadian cannabis
4 company; isn't that correct?

5 A Correct.

6 Q Okay. Now, Mr. Dzarnoski asked you about the
7 benefits or the reasons why an OCG might want to target a
8 publicly traded Canadian cannabis company; do you recall that?

9 A (No audible answer.)

10 Q Yes?

11 A Is that a yes or no?

12 Q Do you recall that?

13 A Yes, I do.

14 Q I'm sorry I didn't hear your answer. Okay.

15 And I think you gave three reasons, right.

16 Number one was to launder money. Number two was to control
17 prices on the black market for marijuana, and Number three was
18 to get access to customer lists; correct?

19 A That's right, sir.

20 Q Okay. And you would agree with me that money
21 laundering is an issue for any type of business?

22 A It could be.

23 Q Right. So that's not unique to publicly traded
24 companies; correct?

25 A No.

1 Q Okay. Is it actually more difficult to launder money
2 through publicly traded companies?

3 A I don't think it's more difficult.

4 Q Okay.

5 A It might require a little more thinking and a little
6 more process, but I don't think it's more difficult for drug
7 organizations to do that.

8 Q Okay. How about through a regulated industry,
9 through a business that partakes in a regulated industry, do
10 you think it would be more or less difficult to --

11 A For example --

12 Q -- launder -- through a gaming company, through an
13 entity that has a gaming license in Nevada in particular, do
14 you think it would be more or less difficult to launder money
15 through a Nevada casino that's regulated by the Nevada Gaming
16 Control Board?

17 A I think there would be obstacles, but I think it's
18 definitely possible that organized drug trafficking
19 organizations could launder money through a casino.

20 Q Now, you -- the second issue that you identified was
21 controlling the black market prices. Do you have any knowledge
22 of an instance in which an OCG has taken a controlling share of
23 a marijuana business to control the price of marijuana?

24 A I don't have an example, but it's pretty common. I
25 think it's well-known amongst drug enforcement agents that

1 these kinds of things have happened. I don't have a specific
2 case because I left the DEA before marijuana was legalized
3 anywhere in the United States.

4 Q And you understand that the prices of product that's
5 being sold at the dispensaries here in Nevada, that's public
6 information; you understand that; right?

7 A Yes.

8 Q I don't know if you happened to -- did you pass the
9 new leaf billboard that's just down the street from here on
10 your way to court?

11 A Did I pass by it?

12 Q Yeah, the billboard that's advertising -- I think it
13 was a quarter ounces for \$48 on a billboard.

14 A I didn't notice that, but it wouldn't surprise me.

15 Q Okay. Do you have any knowledge of a specific
16 instance of a drug cartel taking over a regulated marijuana
17 business to have access to customers so that it could sell them
18 other drugs?

19 A I don't have any direct knowledge. I can say that I
20 talked to agents who used to work for me quite a bit, and they
21 are concerned about that. I don't know if they have specific
22 cases because I wouldn't be allowed to ask them that question.

23 Q Now, with respect to the hypothetical scenario of
24 infiltrate in the Nevada regulated marijuana market, you were
25 told when you were tasked with providing opinions in this case

1 that your clients weren't interested in finding out whether
2 it's actually ever happened; isn't that the case?

3 A That's correct.

4 Q Okay.

5 A That was not a requirement. I wouldn't say I was
6 specifically told not to do that, but I would just say that
7 wasn't my understanding of the requirements.

8 Q Right. Do you remember being told specifically we
9 are not looking for an opinion that the above and foregoing has
10 happened?

11 A Yes. I do believe that's in one of my documents
12 here.

13 Q Okay. You would agree with me that the risk of
14 infiltration in the Nevada regulated cannabis market is no
15 different through a publicly traded company than it is through
16 any other type of entity; correct?

17 A Would I agree with what, sir?

18 Q I'll try to simplify that question. If I'm an OCG
19 and I want to infiltrate the Nevada market, I could target any
20 one of the licensees; right?

21 A You could -- I'm sorry, I'm having a hard time
22 hearing you.

23 Q I apologize. I'm talking quickly, and I'm a little
24 away from the microphone. If I'm an OCG and I want to
25 infiltrate the Nevada regulated cannabis market --

1 A Yes.

2 Q -- I could target any one of the licensees; correct?

3 A Correct.

4 Q And do you recall testifying in your deposition that
5 anyone could disguise the beneficial owners if they wanted
6 to --

7 A Correct.

8 Q -- and, but most legitimate companies don't have a
9 reason to?

10 A That's true.

11 Q Do you have any knowledge of a specific license
12 holder in Nevada that is not a legitimate company?

13 A No, I don't.

14 Q So if I'm an OCG and I want to infiltrate
15 specifically the Nevada recreational cannabis market, I could
16 use undue influence or threats of violence on members of an
17 LLC; right?

18 A Yes, you could.

19 Q Right. I could have shell companies that have
20 ownership interest in an LLC or a private corporation; correct?

21 A Yes, you could.

22 Q Okay. And with an LLC or a private company, I could
23 just have a completely off-the-book arrangement that's nowhere
24 in writing; isn't that correct?

25 A An arrangement for what, sir?

1 Q An off-the-book-nowhere-in-writing arrangement.

2 A I still don't understand.

3 Q Sure. I could have an arrangement with somebody
4 who's a member of an LLC or shareholder of a private company
5 that is completely off the books, that's not written down
6 anywhere?

7 A Yes, I suppose you could.

8 Q Would you agree with me that individuals or companies
9 with a history of financial trouble would make prime targets
10 for an OCG seeking to exert undue influence?

11 A I think that might be something they would consider.
12 It could be, but not necessarily how they would go about it.
13 But I guess that would make a company more vulnerable to a
14 takeover or being influenced by a drug trafficking group.

15 Q Okay.

16 MR. SCHWARZ: I will wipe down the lectern, and pass
17 the witness.

18 THE COURT: All right.

19 Mr. Smith, I believe that means we're up to you.

20 CROSS-EXAMINATION

21 BY MR. SMITH:

22 Q Good morning again, Mr. Holifield.

23 A Morning.

24 Q I just have a few follow-up questions, okay.

25 Your work at the DEA focused on international drug

1 trafficking and drug money laundering; correct?

2 A That is correct.

3 Q And in the course of your DEA work you did not
4 specifically investigate securities trading by organized crime
5 groups or drug cartels; correct?

6 A I supervised agents who did work with the SEC on
7 those types of matters, but I specifically did not investigate
8 them, no.

9 Q And even though you work with others and you
10 supervised, over your 24-year career, you cannot point to a
11 single example of an international drug cartel trading a
12 security on an American or Canadian stock exchange; correct?

13 A Not off the top of my head, no, sir.

14 Q I'm sorry, sir?

15 A I don't know of any off the top of my head. No, sir.

16 Q And you're unaware of any instance anywhere in the
17 United States where an organized crime group, cartel or
18 otherwise has tried to infiltrate a marijuana licensee owned by
19 a publicly traded company; correct?

20 A I don't have any personal knowledge of that, no.

21 Q And you also don't have any instances of infiltration
22 actually happening with a marijuana licensee in Nevada owned by
23 a publicly traded company; correct?

24 A I don't.

25 Q Similarly, you don't have any instances in Nevada of

1 infiltration of a privately held marijuana licensee either;
2 correct?

3 A Correct.

4 Q And you don't know which plaintiffs are publicly
5 traded; is that fair?

6 A Yes, that's fair.

7 MR. SMITH: Brian, can you play the two clips from
8 Mr. Nahass, MediFarm's 30(b)(6) witness.

9 (Publishing audio-video recording)

10 Q So Terra Tech Corporation -- what does it do?

11 A We run cannabis facilities. We have a herb division
12 in New Jersey, where we grow traditional herbs in the grocery
13 stores, and our cannabis division, you know, includes
14 California and Nevada, and we're fully vertical in both.

15 Q Okay. And that's a publicly traded company?

16 A Yes, ma'am.

17 Q Is it -- where is it traded?

18 A OTCQX.

19 (End of audio-video recording)

20 (Publishing audio-video recording)

21 Q But Terra Tech was always one of the original owners
22 of MediFarm; is that correct?

23 A Yes.

24 Q As far as you're aware, there were no regulatory
25 issues with having a publicly traded company as one of the

1 owners of your medical marijuana business?

2 A Correct.

3 (End of audio-video recording)

4 BY MR. SMITH:

5 Q So, Mr. Holifield, after seeing that clip, does that
6 inform you that one of the plaintiffs, MediFarm is actually a
7 publicly traded company?

8 A That's what he said.

9 Q And so the concerns you identified would actually
10 apply to MediFarm; is that correct?

11 A I'm sorry?

12 Q The concerns you've identified about the inability or
13 the difficulty conducting a background check into a publicly
14 traded company would apply to MediFarm; correct?

15 A Of course.

16 Q And you testified with Mr. Dzarnoski a little bit
17 about trusts; do you recall that testimony?

18 A A trust, yes.

19 Q But you were not retained to analyze trusts; correct?

20 A No, I wasn't.

21 Q You were retained to look at publicly traded
22 companies; correct?

23 A Yes. Well, to look at them? I'm sorry?

24 Q Examine them as far as background checks and the
25 difficulties associated with it; correct?

1 A Yes.

2 Q And you're unaware of any instance of any trust being
3 infiltrated by an organized crime group that's related to the
4 Nevada recreational marijuana industry; correct?

5 A I haven't investigated any -- I haven't been asked to
6 investigate any company that might -- where that might have
7 happened, so I don't know.

8 Q And as we discussed earlier, you don't know what
9 background checks the Department of Taxation actually conducted
10 in the 2018 Nevada recreational marijuana process; right?

11 A I don't know what they investigated. I saw some
12 regulations, but I'm not sure if they carried them out. I
13 don't know what they did.

14 Q So you don't know what elements, if any of the ones
15 that you described with Mr. Dzarnoski were part of the
16 Department's background check process; correct?

17 A I don't know.

18 Q And again, you didn't conduct any investigation on
19 any of the parties; correct?

20 A No, I didn't.

21 Q So you don't know whether or not any of the owners,
22 officers or board members of the successful applicants should
23 have been disqualified; correct?

24 A I don't know.

25 Q And you don't know what criminal infractions would

1 disqualify somebody under Nevada statutes or regulations;
2 correct?

3 A I read some regulations. I would imagine if you
4 didn't pass those regulations you'd be disqualified, but I
5 don't have any personal knowledge that anyone did that.

6 Q So again, you don't know which specific infractions
7 under the statutes and regulations would cause somebody to be
8 disqualified; correct?

9 A I don't know.

10 Q You don't know?

11 A Only -- I just saw the regulations. I would imagine
12 if you don't qualify based on the regulations, you wouldn't get
13 your license. That's what I would think.

14 Q But my question is simply you don't know what would
15 cause somebody to be disqualified; right?

16 A No, I don't.

17 Q And in the course of preparing your opinions, did you
18 ever read -- you mentioned reading some of the regulations. Do
19 you recall if one of them was NAC 453D.272; does that sound
20 familiar?

21 A It does sound familiar, but I couldn't recite it for
22 you.

23 Q Sure.

24 MR. SMITH: Brian, would you mind putting it up, I
25 think it's Exhibit 1400.

1 And I'm looking at subsection 6.

2 THE CLERK: 1400?

3 MR. SMITH: It's just demonstrative. It's -- yeah,
4 yeah.

5 THE CLERK: Oh.

6 MR. SMITH: It's just the regulation. Thank you
7 though, Dulce.

8 THE CLERK: Thank you.

9 BY MR. SMITH:

10 Q Go ahead and take a second, Mr. Holifield.

11 A Okay. Okay. It's pretty straightforward.

12 Q Pretty straightforward; right. So it seems to
13 indicate, and I'll paraphrase a little bit, that if the
14 Department receives any findings from a report concerning a
15 criminal history of an applicant who's proposed to be an owner,
16 officer or a board member of a proposed marijuana establishment
17 that would disqualify the person, it seems like the Department
18 has to do two things. Do you see where it says, First the
19 Department will provide notice to the applicant. Do you see
20 that, sir?

21 A Yes, sir.

22 Q And then do you see Number 2, Give the applicant an
23 opportunity to revise its application. Do you see that?

24 A I do.

25 Q And then it appears that it says, If after 90 days

1 the application's not revised, the Department may disqualify
2 the application. Do you see that?

3 A Yes.

4 Q So disqualification is not mandatory; correct?

5 A Not mandatory, but, you know, I guess that's a
6 personal decision of whoever makes -- that's something that --
7 for the decision-maker to determine.

8 Q That's right, for the State to determine. And so
9 this regulation seems to indicate that if there's somebody who
10 would have sort of a criminal history that might disqualify
11 them, the applicant is given an opportunity to revise the
12 application; correct?

13 A Correct.

14 Q And you're unaware, because you didn't investigate
15 any specific applicant -- you're unaware of any owner, officer
16 or board member who couldn't have been removed and replaced
17 within that 90 day window; correct?

18 A I'm not aware of anything like that, no.

19 Q And I just want to make sure I sort of get the main
20 thrust of your opinions. The primary point I believe you
21 testified to is that in your opinion it would be easy for
22 organized crime groups like drug cartels to purchase stock in a
23 company to obtain an ownership interest and hide their identity
24 to avoid a background check; correct?

25 A To avoid a background check -- I think they could --

1 they wouldn't be able to avoid a background check; the
2 background check's going to be done. I think the challenge
3 would be, how could you prove the beneficial owner if you were
4 conducting the background check. And how can you prove the
5 source of the funds with so many different layers of money
6 laundering that could be hypothetically put in play.

7 Q And those concerns would apply to a private limited
8 liability company; correct?

9 A Correct.

10 Q It would also apply to even a sole proprietorship;
11 correct?

12 A Yes.

13 Q And even publicly traded gaming companies like those
14 we have in Nevada; correct?

15 A I would think so, yes.

16 Q But you're unaware of the conventional wisdom that
17 the introduction of publicly traded gaming -- or publicly
18 traded companies into the gaming industry was the primary
19 reason that organized crime no longer has an influence in
20 Nevada's gaming industry; you're unaware of that?

21 A Again, I heard that at my deposition. That's the
22 first time I had heard that, and I -- just because somebody
23 says it doesn't mean it's true. I don't know if I agree with
24 that.

25 Q Okay. It's just something you haven't looked into;

1 correct?

2 A Yeah, it's something that would require, you know,
3 study and investigation.

4 Q So your concern boils down to how can the Department
5 trace the source of funds that's being used to purchase
6 ownership interest in these companies; correct?

7 A I'm sorry?

8 Q Sure. Your concerns, your opinions boil down to how
9 can the Department of Taxation trace the source of funds, the
10 money, that's being used to purchase an ownership interest in
11 these companies; correct?

12 A It's very difficult. Yes, that is my concern.

13 Q So it would then, based upon your opinions, it would
14 concern you as a law enforcement officer if some of the
15 plaintiffs have an organizational structure designed to conceal
16 hidden ownership interest; that would concern you; correct?

17 A That would concern me, yes, sir.

18 Q So if, for example, one of the plaintiffs like TGIG
19 has an individual like John Ritter who's tried to mask his
20 ownership interest, that would concern you, wouldn't it?

21 A I don't know about that case. I'm not sure. It --
22 it wouldn't matter who it is. To me, if there's suspicion, it
23 should be investigated.

24 Q So if that is true, that would concern you; right?

25 A Yes. If it is true, it would concern me about

1 anyone.

2 Q And I believe from your report in your 37 years in
3 law enforcement, you have some experience and familiarity with
4 the Controlled Substances Act; is that correct?

5 A Yes.

6 Q Are you aware that recently one of the owners of one
7 of the plaintiffs, Herbal Choice, Roberto Madrigal, was accused
8 of violating that act? Are you familiar with that?

9 A Refused to violate the act?

10 Q Accused of violating that act.

11 A I'm not aware of it. No, sir.

12 Q So you weren't aware that Mr. Madrigal has been
13 accused -- based on one of the concerns you've raised -- of
14 using his legitimate marijuana business to conceal illicit
15 activities; you're not aware of that?

16 A I'm not.

17 Q And you aren't aware that he's been accused of
18 spraying hundreds of pounds of hemp with THC and selling it on
19 the black market?

20 A I'd be happy to investigate that if you want to hire
21 me to do it, but I don't know about it.

22 Q But that's the type of person -- in fact --

23 THE COURT: Mr. Smith.

24 MR. SMITH: Yes?

25 THE COURT: Pull up your mask. Thank you.

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1 MR. SMITH: The Smith rule, Your Honor, I apologize.

2 THE COURT: I know.

3 BY MR. SMITH:

4 Q But that's the type of person you would expect a
5 background check to catch and disqualify; correct?

6 A You should -- well, that's the problem. The
7 background check I don't think can catch anybody. To do a
8 background check for someone who's going to be hired by the FBI
9 or DEA takes one year, one year to conduct one background check
10 for one employee. And so I don't see how they can crank these
11 backgrounds out, and given the fact that people are in a hurry
12 to get this done and cover all the basis. And even if they
13 could, it would be difficult if not impossible to source the
14 money. The problem with this whole business -- this whole
15 industry is going to be sourcing the money.

16 Q But that's a problem associated with all industries.
17 I believe you testified that any business could be infiltrated
18 or co-opted by an organized crime group; correct?

19 A It could be, yes.

20 Q And are you aware how much time the Department had to
21 complete the entire application process? Do you know?

22 A I don't know, but I don't think it's a year, and I
23 don't think they have the resources the FBI has to do
24 background investigations. For example, employees would be
25 receiving top-secret clearances. It would surprise me if the

1 State of Nevada had the same resources the FBI has, that's what
2 I'm saying.

3 Q Are you aware the State had 90 days to complete the
4 entire application process? Are you aware?

5 A And that's probably not enough time.

6 Q And are you aware that that 90 day time frame was
7 picked by the voters of this State? Are you aware that?

8 A I think I read it somewhere. Now that you mention
9 it, I do believe I read that, yes. And again, in my humble
10 opinion, 90 days is going to be very difficult to source the
11 income of people who are investigating -- are investing in this
12 industry.

13 Q But you would agree with me the State should conduct
14 whatever background check it can feasibly finish within that 90
15 day window; correct?

16 A I agree to what?

17 Q You would agree with me that the State should at
18 least try to conduct some background check, whatever that form
19 is within the 90 day window selected by the voters; correct?

20 A I believe the State will -- yeah, if they're mandated
21 to do it, they're going to do the best they can. But my
22 personal opinion is it's not enough time to do what I'm
23 suggesting, and that is finding the source of the money of
24 people who are trying to get into this industry. I don't think
25 that's enough time. And that's my -- that's my humble opinion

1 for what it's worth.

2 Q Understood, sir. But you would agree with me that
3 even the background check that you suggested is not foolproof;
4 correct?

5 A I don't think anything is foolproof when it comes to
6 drug trafficking, drug traffickers, anonymity, how they hide
7 their money and what they invest in. It's very difficult.

8 Q One year -- one year might not even be enough; right?

9 A Might not.

10 MR. SMITH: That's all the questions I have, Your
11 Honor. Thank you.

12 THE COURT: Anyone else have questions?

13 Mr. Koch.

14 CROSS-EXAMINATION

15 BY MR. KOCH:

16 Q Just a few follow-ups about the background checks in
17 particular because that's what the Judge was asking about.

18 Would you agree with me, Mr. Holifield, that there
19 are a variety of types of background checks that could be
20 performed?

21 A Yes, there are.

22 Q For example, I could get on the Internet and pay \$20
23 and have somebody send me a public record, look for criminal
24 history, that kind of thing, and if it comes up, I pay the \$20,
25 and I get that; right?

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1 A You could, and you'll get what you pay for.

2 Q Right. And that's a lot different than the one year
3 background check that you talked about; right?

4 A Completely different, yes.

5 Q And so there could be that Internet check. There
6 could be something else where fingerprints are taken and sent
7 to the FBI to do a check that way; right?

8 A You could take the fingerprints of the person making
9 the application, but how can you determine he's the beneficial
10 owner of the company.

11 Q Right. You could even -- you could do more. You
12 could go out and interview people. For example, the lawyer
13 next door to me, he's getting put up to the Federal Circuit.
14 FBI agents came out to interview me to find out, making sure he
15 was a suitable candidate. That's a background check that can
16 be completed; right?

17 A Absolutely, yes, sir.

18 Q And so did you expect the State to perform that kind
19 of background check in this case? Do you have any opinion
20 about that, the type of background check?

21 A I -- I would expect them to be doing interviews.
22 Yes, I would.

23 Q All right. And that would include interviews of
24 every applicant; is that what you'd expect?

25 A I would think so. That's what the requirement would

1 be; right?

2 Q Right.

3 A I'm not sure exactly what they're doing, but if I was
4 in charge of that, I would make sure they would at the very
5 least be talking to high school teachers, college professors,
6 next-door neighbors and all the things you're suggesting
7 happen.

8 Q And timingwise, you'd expect that to take at least a
9 year or thereabouts?

10 A I'm sorry?

11 Q Timingwise, you'd expect that to take about a year or
12 so perhaps?

13 A I mean to do it -- to do it correctly, yes, because,
14 you know, it's a --

15 Q Do you know -- go ahead.

16 A It could take a year. I'm not suggesting that they
17 have a year to do that here, but I'm just saying if you want to
18 verify a person is really who they say they are, and they have
19 legitimate money that they're investing and they -- the best
20 way to do that is put people on the ground and talk to people
21 who knew them when they were children, high school, friends and
22 what their reputations were, how -- and you would have to
23 develop that depending on how old they are and where they've
24 worked, and it's a process.

25 Q Let me ask a slightly different question because you

1 talked about potential for someone to set up, say a Delaware
2 company to sort of conceal their involvement. Let's say that
3 happens; they set up a Delaware company. Now you can go and do
4 a background check on the Delaware company and find out who
5 owns it and any more information about that, couldn't you?

6 A I can't find out who owns a Delaware company.

7 Q How it --

8 A I don't know if you can, but I can't.

9 Q Okay. So you'd have no way, once it's a Delaware
10 company, no way of knowing who owns it; is that right?

11 A Not without some kind of legal process.

12 Q Right. There would be a way to do that. It would
13 just take a lot of work; right?

14 A It depends on the circumstances whether or not the
15 State of Delaware would be willing to give it to you, and I
16 think you would have to conduct some sort of legal process.

17 Q Right.

18 A They're not going to give it to a private
19 investigator willingly.

20 Q Right. A private investigator may not get it. There
21 would be a process to do it. It just may be a lot of work?

22 A Could be, yes, sir.

23 Q Okay. And with respect to these background checks,
24 even the year background check, would you agree with me that
25 that year background check would not be foolproof and that

1 there's not a hundred percent certainty that it would catch
2 every criminal element that may be an owner of an applicant; is
3 that right?

4 A I agree with that because you really don't know.
5 You're assuming this person owns the company. You don't know
6 who's behind them or what kind of leverage organized crime
7 might have on that person.

8 Q Right.

9 A So he might come out sparkling clean and be the real
10 deal only to find out later on, some way or another usually
11 through cooperating individuals who reveal this type of
12 information to federal agencies or agents, that that person was
13 just a straw nominee person who was put up there because of his
14 reputation and may not really be the guy reaping the profits or
15 controlling the --

16 Q And I guess that's my question. You could have a,
17 say, a sole proprietor of the company sparkling clean, as you
18 said, but he could have somebody from the cartel living in the
19 casita next to him who's putting the leverage on him saying
20 give me all the money from the business. That person is not an
21 owner of the business, and the background check, if you just
22 ran fingerprints of the sparkling clean owner would not tell
23 you anything about the guy in the casita; right?

24 A That's possible.

25 Q Okay. And so there's a background check that may

1 give you some information, but if somebody puts up enough walls
2 or smokescreens, a background check can only do so much; right?

3 A That's correct.

4 Q What about when the background check is completed?
5 Do you know when the Department was supposed to conduct
6 background checks as far as time?

7 A I think somebody just mentioned 90 days. So I would
8 say from the time they applied to -- they have 90 days to get
9 it done.

10 Q Okay. Do you know if the Department attempted any
11 background checks of any applicants, board members, officers or
12 owners from the time the applications were submitted until the
13 time the conditional license decisions were made?

14 A What was the question?

15 Q Do you know if the Department conducted any
16 background checks of board members, officers or owners of any
17 applicants between the time the applications were submitted and
18 the time the conditional licenses were awarded?

19 A I don't have any personal knowledge of that.

20 Q What about after conditional licenses were awarded?
21 Do you know if the Department had the ability to conduct those
22 background checks after conditional licenses were awarded?

23 A I don't know. It would seem logical to me that if
24 there are allegations against a licensee that the Department or
25 some police agency in the State of Nevada would have the

1 authority to go and investigate that.

2 Q Right.

3 A And if they found something wrong, they would
4 definitely probably have to report that. I would assume that
5 would be in the law. I don't know that for a fact.

6 Q Okay. Very good. And how often would you -- do you
7 have an opinion on how often a background check should be
8 performed for a company that might operate a marijuana
9 establishment in Nevada?

10 A If you go by the U.S. government model on
11 backgrounds, it's every five years. You could put any model
12 out there you wanted to, but, you know, typically we're talking
13 about a government employees, and some have slipped through the
14 cracks. It's widely publicized that there's been some bad
15 actors in the U.S. government.

16 Q Right.

17 A But five years is what the government standard is.

18 Q Okay. And if, for example, a marijuana establishment
19 was being sort of pressured or influenced by a cartel member, a
20 background check was performed, a sparkling clean guy. The
21 cartel member under that scenario could own and operate the
22 company for four years and then give it back to Mr. Sparkling
23 Clean four years later; right, without any ability to pick that
24 up?

25 A I guess anything's possible.

1 Q Right. And if the cartel knew that, let's say on
2 December 31st that's when background checks are going to be
3 completed, they knew they can come in January 1st and buy up
4 the company and not have any problem. That would be a fair
5 statement; right?

6 A Yeah. I'm not sure what kind of red flags the
7 Department of Taxation would be looking for in those kinds of
8 circumstances, but it might be a red flag for them to go and
9 look a little deeper. I'm not sure.

10 Q Right. And you would expect that the Department
11 would have the ability, the authority to investigate if a red
12 flag came up, even if the background check didn't pull up the
13 issue, the Department could investigate that further, wouldn't
14 you?

15 A You would expect them to. But like all -- when
16 you're talking about bureaucracies, what they're expected to do
17 and what they do, sometimes it boils down to reality of what
18 they're capable of doing.

19 Q Right. There's a difference between the ideal and
20 the practical?

21 A Correct.

22 Q What might be done in a real-world scenario; is that
23 right?

24 A Correct.

25 MR. KOCH: Okay. Very good. Thank you.

1 THE COURT: Anybody else wish to inquire?

2 Ms. Levin.

3 MS. LEVIN: A few questions.

4 THE COURT: Yes. Thank you, Mr. Koch for wiping it
5 down.

6 MR. KOCH: You're welcome.

7 CROSS-EXAMINATION

8 BY MS. LEVIN:

9 Q Good morning, Mr. Holifield. Did you know that
10 MediFarm, a client to Mr. Dzarnoski was owned by a publicly
11 traded company when you were retained?

12 A I did not know that, no, ma'am.

13 Q Did he --

14 A Well, I know it now, but I didn't know it when I
15 walked in here this morning.

16 Q Okay. Did you learn that the publicly trading
17 company, which is Terra Corp., that owns MediFarm has thousands
18 of shareholders?

19 A No, I don't know that.

20 Q If those thousands of shareholders were not disclosed
21 on the application for a recreational marijuana license, then
22 you would agree with me that the Department of Taxation could
23 not do any background check on those undisclosed shareholders;
24 correct?

25 A Well, if they didn't know who they were, I don't

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1 think they could investigate them.

2 Q I'm sorry. I didn't hear that.

3 A I'm sorry. If they didn't know who they are, I don't
4 know how they could investigate them.

5 Q When you say they, who are you talking about, the
6 D.O.T.?

7 A The thousands of shareholders you just mentioned.

8 Q Excuse me?

9 A I thought you just mentioned there were thousand -- a
10 thousand shareholders in the company.

11 Q Right.

12 A And that the tax -- my understanding of your
13 question, and maybe I'm wrong, your question was would they be
14 obligated to investigate those thousand shareholders. And my
15 answer is if they don't know who they are, they can't
16 investigate them. I'm not sure if they were required to find
17 out who they are. And if so, then I guess they should
18 investigate them, yes.

19 Q Right. So in other words, if MediFarm had not
20 disclosed any of those thousands of shareholders that held an
21 interest in its company, then the Department could not have
22 conducted a background check of those undisclosed shareholders;
23 correct?

24 A I don't see how they could if they don't know who
25 they are.

1 Q Right.

2 A That's my answer.

3 Q And so that would be a concern if a company like
4 MediFarm had not disclosed its thousands of shareholders,
5 according to your opinion; correct?

6 A Well, I don't know about disclosure. If they're
7 required to disclose, then they should have disclosed. I don't
8 know if that's a requirement or not. So if they knew about
9 them and they disclosed them and that's a requirement for the
10 Department of Taxation, then that should have been done. Yes.

11 Q Right. So if they have not -- if they had an
12 obligation to disclose them, and it hadn't been done, then
13 the -- that would concern you; correct?

14 A If they have an obligation to disclose them, then
15 they should disclose them, obviously.

16 Q Right. And I believe you said that as part of your
17 opinion that an investigation would include talking to the
18 owners; right?

19 A It would include what now?

20 Q I believe that you testified that as part of your
21 opinion you believe that to conduct a proper investigation, it
22 would include talking to the owners of a recreational marijuana
23 company?

24 A Talking to them?

25 Q Talking to them.

1 A Yeah, interviewing them?

2 Q Right. Interviewing them.

3 A Yeah, of course.

4 Q Right. So is it your opinion that the Department
5 should have talked to tens of thousands of shareholders of a
6 publicly traded company?

7 A If that's a requirement. I'm not sure if that's a
8 requirement of them, but if you want to find out about
9 beneficial owners, then you have to talk to them. You have to
10 investigate them.

11 Q Right.

12 A I'm not sure if that's a requirement. Like I said in
13 one of my -- one moment here, it's almost impossible to do
14 this, what would be my opinion, what in my opinion should be
15 done.

16 Q Right. And then if you have these publicly traded
17 companies who have thousands of shareholders, their shares
18 trade hands almost daily. Are you aware of that?

19 A Yes.

20 Q Okay. So in other words, is it your opinion that the
21 D.O.T. should talk every day, start over, do a do-over
22 investigation, talk to every new shareholder that could come
23 up, you know, anytime that the shares are changing hands?

24 A No. I think in your hypothetical situation, I
25 believe they would be talking to the people who control the

1 companies, not just every day. Like if I invested a thousand
2 dollars in one of these corporations and I sold it the next
3 day, it would be impossible to do that in my -- it would
4 just -- wouldn't be practical. But if -- if you're the CEO of
5 that company, I should definitely know what you're up to.

6 Q But isn't -- wasn't -- isn't it your opinion that the
7 fear is that there's infiltration from outsiders, others than
8 the owners that are disclosed?

9 A If they get to a position where they can take over
10 the company, I think that would be a red flag.

11 Q Right. And so in other words, if the D.O.T. should
12 have -- if any day that the shares of changing hands, it's your
13 opinion that the D.O.T. should start over the process?

14 A No. I don't think that's my opinion. Because you
15 have to have -- my opinion is not based on daily transfers of
16 stock. I think my opinion is more based on who's controlling
17 the company that's publicly traded in stock. So I don't think
18 it's possible. I mean, I wouldn't -- I wouldn't be able to --
19 my opinion could never be it would boil down to all the little
20 ants who are making the pile. It would be who's on top of that
21 pile and controlling that anthill, if that makes sense to you.

22 Q Sure. And so is it your opinion that then if
23 somebody owns a 1 percent interest in a recreational marijuana
24 company should not have to have a background check?

25 A Unless there's some suspicion as to why, I don't see

1 how you could possibly do that for every -- every shareholder.

2 Q What about a 5 percent interest?

3 A 5 percent, depending on the company. I mean, some
4 people control the company who only own 5 percent of it. You
5 know, so, you know, you have to look at the entire totality of
6 the company.

7 Q What about 3 percent?

8 A Again, if I -- if I own 3 percent and a whole lot of
9 people own less than that and I'm controlling who's on the
10 board, how the company is run, things of that nature, then I
11 think it's a whole different -- so you can't really put a
12 percentage on that.

13 Q So in other words, if MediFarm, a plaintiff in this
14 case who's a client of Mr. Dzarnoski had many shareholders who
15 had a 1 percent interest in the company that were not
16 disclosed, is it your opinion then that they should have been
17 disclosed so that the Department could have conducted a
18 background check?

19 A You know, it's hard for me to give an opinion like
20 that when I don't know anything about that company. I've never
21 been asked to look into that company. So I don't feel
22 comfortable saying my opinion is this or that as it relates to
23 that specific company. I've been talking about in general how
24 drug traffickers can infiltrate companies, take them over and
25 launder their money. That's what I'm concerned about.

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1 Q Right. But that concern applies to every company
2 that's publicly traded, including MediFarm; correct?

3 A It could.

4 MS. LEVIN: Okay. Thank you. No further questions.

5 THE COURT: Anyone else wish to inquire before I go
6 back to Mr. Dzarnoski?

7 Mr. Dzarnoski, and you'll have to wipe down because
8 Ms. Levin forgot.

9 REDIRECT EXAMINATION

10 BY MR. DZARNOSKI:

11 Q Mr. Holifield, I just want to ask you one or two
12 questions regarding what Ms. Levin was just asking you. She
13 was asking about whether you had an opinion as to whether or
14 not certain shareholders, based upon a percentage that they
15 owned should be background. Do you recall her asking that?

16 A I thought her question was any shareholder who had
17 any portion -- the way I understood her question was that
18 shouldn't the Department of Taxation investigate every person
19 who has a share in a particular company.

20 Q Right. Now, you did not offer an opinion on that
21 issue and weren't asked to; is that correct?

22 A That's correct.

23 Q And in answering the question, would your answer as
24 to whether or not someone with a 1 percent interest should be
25 background, if the law said all owners should be background,

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1 then should all owners be backgrounded?

2 MR. J. SMITH: Objection. Leading.

3 THE COURT: Overruled.

4 THE WITNESS: If that's what the law says, if that's
5 what they're required to do, no matter how impractical, then
6 yes. The answer is yes.

7 BY MR. DZARNOSKI:

8 Q Right. So if you suggest that -- if you were writing
9 the law, you might have written it different; right?

10 A I don't know. I don't actually know what the law is.
11 It's very complicated. You know, this is -- that's why you've
12 got a room full of lawyers in here I think because I don't -- I
13 don't think I could even begin to write the law on this.

14 MR. DZARNOSKI: You got that right, Mr. Holifield.
15 Thank you.

16 THE COURT: Anyone else have questions for
17 Mr. Holifield?

18 (No audible response.)

19 THE COURT: Sir, I have a couple questions. I just
20 want to follow up.

21 So you gave us what I'm going to outline as five
22 things that are important for the background checks to make
23 sure that the people are identified so that they can have their
24 identity established, criminal background checks, civil
25 litigation checks, financial background checks and source of

1 funds; is that correct?

2 THE WITNESS: Source of funding and I believe another
3 element would be to verify through interviews, Your Honor, that
4 this -- the character of this person, and that would be part of
5 determining whether or not they fit the profile of a person who
6 could afford to make that kind of an investment.

7 In other words, their lifestyle and people who know
8 them.

9 THE COURT: So in order to do those things, those
10 investigations you've described for us, it's important from
11 your perspective that the identification of the owners be made?

12 THE WITNESS: Yes, indeed.

13 THE COURT: Okay. Thank you.

14 THE WITNESS: It's very important to make sure you're
15 talking about the right person.

16 THE COURT: Okay.

17 Anybody else?

18 (No audible response.)

19 THE COURT: Thank you, sir. Have a nice day.

20 Counsel, what are we doing Monday morning?

21 That would be you, Mr. Gentile.

22 MR. GENTILE: That'll be me. We are going to start
23 off with Keith Capurro. Mr. Williamson said that he will have
24 him here.

25 Right, Mr. Williamson.

1 And then Jorge Pupo. And I anticipate Mr. Pupo to
2 take at least all day Monday. And then Tuesday morning because
3 of the Court's ruling is the only day that Ron Seigneur can
4 come in to testify. So we're going to have to interrupt
5 Mr. Pupo and put Mr. Seigneur on. He's an expert. I don't
6 think he's going to take any more time. Maybe he might take
7 more time than this expert.

8 Put Mr. Pupo on right after that. I would expect
9 Mr. Pupo to go until Wednesday morning. I'm hoping that Kara
10 Cronkhite might be available Wednesday.

11 Well, I think what I heard from Ms. Levin is that she
12 is expected.

13 THE COURT: We're going to wait on the medical
14 information for her, and then we will discuss it in a
15 confidential manner to make a determination if it needs to be.

16 MR. GENTILE: That will be fine.

17 THE COURT: Okay.

18 MR. GENTILE: I am going to go to my office now and
19 see if Mr. Smith from Reno will be available. He would come on
20 right after Ms. Cronkhite. Then we have Mr. Britten, I'm told
21 by Mr. Prince he will be made available. I don't want to turn
22 around and look at Mr. Prince.

23 And we have a couple more brief depos, Mr. Anderson,
24 and I think -- I forget the other one. But that should take us
25 through the week.

1 THE COURT: Okay.

2 MR. GENTILE: Certainly if Ms. Cronkhite is available
3 we will -- that will be all we're going to be able to get to
4 next week.

5 THE COURT: Well, we'll have to wait and see what her
6 medical condition is.

7 MR. GENTILE: Okay.

8 THE COURT: So the plan is to start with the witness
9 on Monday morning, finish that witness up and then start with
10 Mr. Pupo.

11 MR. GENTILE: That's correct.

12 THE COURT: Do you have an anticipated time, what
13 time you want Mr. Pupo here?

14 MR. GENTILE: I told Ms. Welch 9:30.

15 THE COURT: Okay.

16 MR. GENTILE: I don't know how long Mr. Capurro's
17 going to take. That depends on Mr. Capurro.

18 THE COURT: Okay.

19 MR. GENTILE: But that's the order.

20 THE COURT: And then you're skipping Mr. Pupo for a
21 portion of Tuesday morning?

22 MR. GENTILE: No. Mr. Seigneur will go on Tuesday
23 morning.

24 THE COURT: Right. That's what you're skipping
25 Mr. Pupo.

1 MR. GENTILE: And then Mr. Pupo will come after
2 Mr. Seigneur again.

3 THE COURT: What time on Tuesday, best guess?

4 MR. GENTILE: Wow. I'll be better able to tell you
5 that on Monday because I'm going to be prepping Mr. Seigneur on
6 Saturday.

7 THE COURT: So you're going to let Ms. Welch know so
8 that she can communicate?

9 MR. GENTILE: Yes. Yes. I've already -- we've
10 already had that discussion.

11 THE COURT: All right.

12 MR. GENTILE: But I will say that Mr. Pupo should
13 figure to be here Monday, Tuesday and Wednesday. Not
14 necessarily all day, but certainly all three days.

15 THE COURT: All right. Anything else?

16 MR. GENTILE: You mean with regard to witnesses?

17 THE COURT: Anything else anybody wants to say before
18 I let you go to the Tax Commission meeting?

19 MR. GENTILE: No.

20 THE COURT: Ms. Chattah?

21 MR. GENTILE: Well, somebody, yeah.

22 MS. CHATTAH: So I have just received notice that a
23 letter has been sent to the Tax Commission, and I'd like to
24 just read. It's very short. It's just a few sentences:

25 On behalf of the Nevada Cannabis

1 Compliance Board, I appreciate the
2 opportunity to submit written comments for
3 the record before the July 31st, 2020, Tax
4 Commission hearing.

5 The settlement agreement you are
6 deliberating on today has been reviewed by
7 the CCB. Although the issues at hand predate
8 the CCB, the Board understands the
9 Department's desire to move forward and bring
10 a conclusion to the ongoing litigation.

11 We have reviewed requirements set forth
12 in the agreement, including those that bind
13 the CCB, and are committed to executing those
14 obligations stated therein.

15 Sincerely, Tyler Klimas, Executive
16 Director, Nevada Cannabis Compliance Board.

17 So somebody has delivered this message.

18 THE COURT: So why do I care?

19 MS. CHATTAH: I --

20 THE COURT: Okay.

21 MS. CHATTAH: Because I feel that it needs to be
22 stated in the record --

23 THE COURT: Why?

24 MS. CHATTAH: -- that the Cannabis Compliance Board
25 communicated to the Tax Commission.

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1 THE COURT: Why does that need to be part of my
2 record?

3 MS. CHATTAH: Because we were just arguing this
4 today, this morning?

5 THE COURT: It doesn't need to be part of my record.

6 MS. CHATTAH: Okay. Thank you.

7 THE COURT: Okay. Have a nice weekend everyone. See
8 you at 8:30 on Monday.

9 (Proceedings concluded for the day at 12:06 p.m.)

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CERTIFICATION

I CERTIFY THAT THE FOREGOING IS A CORRECT TRANSCRIPT FROM THE AUDIO-VISUAL RECORDING OF THE PROCEEDINGS IN THE ABOVE-ENTITLED MATTER.

AFFIRMATION

I AFFIRM THAT THIS TRANSCRIPT DOES NOT CONTAIN THE SOCIAL SECURITY OR TAX IDENTIFICATION NUMBER OF ANY PERSON OR ENTITY.

DANA L. WILLIAMS
LAS VEGAS, NEVADA 89183

A handwritten signature in cursive script that reads "Dana L. Williams". The signature is written in black ink and is positioned above a horizontal line.

DANA L. WILLIAMS, TRANSCRIBER

07/31/2020

DATE

BY MR. DZARNOSKI:
[11] 5/14 13/7 15/3
 17/4 44/21 50/4 50/24
 51/13 53/21 95/10 96/7

BY MR. J. SMITH: **[2]**
 31/19 32/3

BY MR. KOCH: **[2]**
 37/5 81/15

BY MR. SCHWARZ:
[7] 22/8 26/3 29/16
 30/13 55/7 61/1 61/13

BY MR. SHEVORSKI:
[1] 35/8

BY MR. SMITH: **[4]**
 68/21 71/4 74/9 79/3

BY MS. LEVIN: **[1]**
 89/8

MR. DZARNOSKI: **[38]**
 4/24 5/8 5/10 14/7
 14/11 14/14 15/1 15/15
 15/23 16/1 16/7 16/23
 17/13 21/23 29/1 29/4
 41/18 41/22 42/1 42/4
 42/6 42/9 42/11 42/18
 42/22 42/25 43/2 43/5
 43/10 43/25 44/18
 53/17 53/20 54/17
 54/20 55/1 61/8 96/14

MR. GENTILE: **[17]**
 97/22 98/16 98/18 99/2
 99/7 99/11 99/14 99/16
 99/19 99/22 100/1
 100/4 100/9 100/12
 100/16 100/19 100/21

MR. J. SMITH: **[5]** 13/3
 31/12 34/19 40/18 96/2

MR. KOCH: **[7]** 35/2
 35/5 39/16 41/10 50/21
 88/25 89/6

MR. SCHWARZ: **[31]**
 13/1 13/12 13/23 14/17
 14/20 14/23 21/6 21/8
 21/10 21/17 22/4 22/6
 30/12 31/8 31/16 39/19
 44/1 44/6 44/9 50/2
 51/6 54/23 55/5 59/17
 59/22 60/2 60/5 60/8
 60/15 61/10 68/16

MR. SHEVORSKI: **[3]**
 34/23 37/1 41/15

MR. SMITH: **[8]** 48/18
 70/7 73/24 74/3 74/6
 78/24 79/1 81/10

MS. CHATTAH: **[5]**
 101/19 101/21 101/24
 102/3 102/6

MS. LEVIN: **[2]** 89/3
 95/4

THE CLERK: **[6]** 4/6
 4/22 5/4 74/2 74/5 74/8

THE COURT: **[129]**

THE WITNESS: **[31]**
 4/8 4/20 5/1 13/13
 13/16 14/2 16/10 16/13
 16/15 16/18 17/2 17/17
 26/1 29/2 29/7 30/8
 30/10 32/1 43/23 48/21

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 12/8 15/2 21/1 23/16
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 37/6 37/7 37/9 37/23
 41/5 42/23 46/13 46/25
 49/18 53/19 54/2 61/24
 62/7 62/17 63/6 64/8
 65/21 68/12 71/12
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 78/21 81/16 81/17 82/3
 82/20 83/11 84/1 84/5
 85/23 86/4 86/20 87/13
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 92/8 94/2 94/7 94/20
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 97/15
above **[2]** 66/9 103/4
ABOVE-ENTITLED **[1]**
 103/4
absolutely **[2]** 43/1
 82/17
academy **[2]** 8/14
 12/11
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access **[8]** 36/16 36/18
 48/3 53/4 53/6 53/10
 63/18 65/17
according **[1]** 91/5
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 62/8
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 72/9 96/10
ADAM **[1]** 2/2
add **[2]** 13/3 40/18
added **[1]** 11/15
addition **[2]** 51/14
 52/22
additional **[3]** 16/5
 18/23 19/1
addressing **[1]** 41/8
adequacy **[2]** 18/12
 32/25
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 33/10
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 30/18
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advice **[1]** 19/23
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AFFIRMATION **[1]**
 103/7
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after **[17]** 7/4 7/10 7/12
 8/13 9/15 12/4 18/24
 33/10 34/14 34/16 71/5
 74/25 86/20 86/22 98/8
 98/20 100/1
again **[17]** 14/14 23/19
 27/24 29/2 30/4 31/1
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 80/9 94/8 100/2
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 85/12
agency **[7]** 27/18 27/22
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 33/9 49/10
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 81/18 84/24 85/4 89/22
agreement **[3]** 20/18
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 61/18 69/21 76/10
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 54/10 81/6
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 23/18 29/6 48/20 50/25
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 95/23
anthill **[1]** 93/21

<p>A</p> <p>anticipate [1] 98/1</p> <p>anticipated [2] 44/2 99/12</p> <p>ants [1] 93/20</p> <p>any [121]</p> <p>anybody [8] 14/24 31/8 32/8 32/12 79/7 89/1 97/17 100/17</p> <p>anyone [7] 9/23 67/5 73/5 78/1 81/12 95/5 96/16</p> <p>anything [11] 7/24 20/6 41/8 41/12 49/7 75/18 81/5 85/23 94/20 100/15 100/17</p> <p>anything's [1] 87/25</p> <p>anytime [1] 92/23</p> <p>anywhere [3] 65/3 68/6 69/16</p> <p>Apart [1] 19/22</p> <p>apologize [3] 55/8 66/23 79/1</p> <p>appear [1] 60/12</p> <p>APPEARANCES [1] 1/19</p> <p>appears [2] 49/9 74/25</p> <p>Apple [1] 21/4</p> <p>applicant [9] 57/11 57/16 74/15 74/19 74/22 75/11 75/15 82/24 85/2</p> <p>applicants [5] 32/22 56/21 72/22 86/11 86/17</p> <p>application [7] 74/23 75/2 75/12 79/21 80/4 82/9 89/21</p> <p>application's [1] 75/1</p> <p>applications [3] 46/7 86/12 86/17</p> <p>applied [2] 6/10 86/8</p> <p>applies [1] 95/1</p> <p>apply [5] 62/18 71/10 71/14 76/7 76/10</p> <p>appreciate [1] 101/1</p> <p>approach [1] 60/7</p> <p>appropriate [2] 11/18 17/23</p> <p>approximately [3] 6/16 9/8 19/11</p> <p>are [81] 4/10 4/15 5/5 5/9 5/16 5/23 8/18 8/19 10/11 11/21 15/13 15/22 15/23 16/3 16/5 16/12 16/16 17/11 18/23 20/21 21/2 23/2 23/21 24/6 24/10 34/19 35/1 35/11 35/19 38/9 38/10 38/10 39/23 41/20 42/20 44/16 45/5 46/7 46/21 47/11 48/5 52/24 53/10 53/11 57/15 65/21 66/9 70/4 78/6 78/8 79/11 79/20 80/3 80/4 80/6 80/7 80/11 80/11 80/24 81/19 81/21 82/6 83/18</p>	<p>83/23 86/24 88/2 90/3 90/5 90/15 90/17 90/25 92/18 92/23 93/8 93/20 96/22 96/23 97/20 97/22 101/5 101/13</p> <p>area [7] 14/6 19/24 37/10 45/24 50/22 53/15 54/25</p> <p>areas [2] 25/3 39/24</p> <p>aren't [1] 78/17</p> <p>argue [1] 42/8</p> <p>arguing [1] 102/3</p> <p>argument [2] 40/9 42/7</p> <p>arguments [1] 40/19</p> <p>around [1] 98/22</p> <p>arrangement [4] 67/23 67/25 68/1 68/3</p> <p>article [1] 60/20</p> <p>articles [3] 25/16 27/12 30/22</p> <p>arts [1] 7/20</p> <p>as [107]</p> <p>ask [9] 14/7 14/24 23/20 37/6 41/15 41/19 65/22 83/25 95/11</p> <p>asked [33] 4/24 9/5 10/1 11/17 13/2 15/9 15/11 17/6 17/17 17/22 17/25 18/7 18/10 20/2 20/12 21/16 22/9 23/22 24/1 33/14 34/12 38/5 38/17 38/25 41/21 42/2 43/12 61/11 61/23 63/6 72/5 94/21 95/21</p> <p>asking [6] 35/20 61/9 81/17 95/12 95/13 95/15</p> <p>assessment [1] 53/14</p> <p>asset [3] 11/12 12/1 12/20</p> <p>assets [5] 12/6 46/21 47/14 51/16 52/15</p> <p>assigned [6] 8/6 8/14 9/10 9/14 10/3 41/7</p> <p>assignment [7] 9/10 9/12 9/20 9/22 9/25 14/3 43/20</p> <p>assignments [1] 13/13</p> <p>assist [3] 20/6 40/20 55/22</p> <p>assistance [3] 33/3 43/13 50/23</p> <p>assistant [1] 10/4</p> <p>assisting [1] 41/5</p> <p>associate [1] 6/17</p> <p>associated [4] 24/17 47/19 71/25 79/16</p> <p>assume [5] 12/23 36/5 36/21 39/3 87/4</p> <p>assuming [1] 85/5</p> <p>at [45] 6/13 7/10 7/19 8/1 8/11 9/11 11/11 17/7 19/6 19/9 20/11 21/20 21/23 25/23 26/1 32/18 32/21 38/17 39/21 40/13 44/13 45/1 46/14 46/16 46/17 47/21 58/3 59/15 61/2 61/11 65/5 68/25 71/21</p>	<p>71/23 74/1 76/21 80/17 83/4 83/8 94/5 98/2 98/22 101/7 102/8 102/9</p> <p>attempt [1] 20/17</p> <p>attempted [2] 21/4 86/10</p> <p>attend [1] 44/17</p> <p>attention [1] 15/16</p> <p>audible [3] 63/9 96/18 97/18</p> <p>audio [5] 70/9 70/19 70/20 71/3 103/4</p> <p>audio-video [4] 70/9 70/19 70/20 71/3</p> <p>AUDIO-VISUAL [1] 103/4</p> <p>August [1] 7/5</p> <p>authorities [1] 49/12</p> <p>authority [3] 51/12 87/1 88/11</p> <p>available [4] 98/10 98/19 98/21 99/2</p> <p>avoid [3] 75/24 75/25 76/1</p> <p>awarded [4] 10/22 86/18 86/20 86/22</p> <p>awards [4] 8/3 11/3 11/6 11/7</p> <p>aware [21] 32/8 32/11 32/12 32/14 56/3 56/7 57/15 58/14 70/24 75/18 78/6 78/11 78/12 78/15 78/17 79/20 80/3 80/4 80/6 80/7 92/18</p> <p>away [3] 12/6 12/6 66/24</p> <p>B</p> <p>BA [1] 26/4</p> <p>bachelor [1] 7/20</p> <p>back [7] 31/25 35/5 49/14 49/15 60/11 87/22 95/6</p> <p>background [92] 17/24 18/1 24/17 24/21 25/7 27/3 27/18 27/22 28/1 28/5 28/8 28/14 32/4 32/9 32/13 32/16 32/22 33/22 41/5 43/16 43/17 44/4 45/1 45/6 45/9 45/11 45/25 46/8 46/8 47/2 51/3 51/4 53/16 53/18 53/19 53/23 54/1 54/7 56/12 56/20 56/24 57/8 57/13 71/13 71/24 72/9 72/16 75/24 75/25 76/1 76/2 76/4 79/5 79/7 79/8 79/9 79/24 80/14 80/18 81/3 81/16 81/19 82/3 82/15 82/19 82/20 84/4 84/23 84/24 84/25 85/21 85/25 86/2 86/4 86/6 86/11 86/16 86/22 87/7 87/20 88/2 88/12 89/23 90/22 93/24 94/18 95/15 95/25 95/25 96/22 96/24 96/25</p>	<p>backgrounded [1] 96/1</p> <p>backgrounds [3] 28/12 79/11 87/11</p> <p>bad [1] 87/14</p> <p>bank [1] 49/5</p> <p>banking [1] 48/23</p> <p>Baron [1] 9/18</p> <p>BARRETT [1] 2/2</p> <p>based [16] 12/12 13/19 18/15 35/20 36/18 45/4 46/22 48/12 52/3 59/7 73/12 77/13 78/13 93/15 93/16 95/14</p> <p>basic [4] 45/9 45/9 45/12 46/20</p> <p>basically [6] 12/7 17/17 20/13 48/5 48/9 48/9</p> <p>basis [1] 79/12</p> <p>Bates [7] 15/22 15/24 16/1 16/14 17/11 59/18 60/2</p> <p>be [125]</p> <p>bears [1] 57/16</p> <p>because [27] 4/9 12/4 20/18 29/8 29/11 30/4 30/10 31/14 38/23 43/20 45/23 65/2 65/22 75/14 76/22 81/17 83/13 83/25 85/4 85/13 93/14 95/7 96/12 98/2 100/5 101/21 102/3</p> <p>become [2] 10/8 36/22</p> <p>been [29] 4/4 16/3 19/8 25/11 27/8 27/17 29/25 30/18 32/13 38/23 39/23 44/25 49/19 51/18 58/12 62/18 72/5 72/23 75/16 78/12 78/17 87/14 91/10 91/12 94/16 94/21 94/23 100/23 101/6</p> <p>before [13] 1/9 21/6 24/5 34/7 34/9 34/11 34/15 58/21 59/1 65/2 95/5 100/17 101/3</p> <p>began [1] 8/7</p> <p>begin [1] 96/13</p> <p>behalf [1] 100/25</p> <p>behind [2] 57/21 85/6</p> <p>behoove [1] 46/6</p> <p>being [24] 4/4 17/18 22/11 24/1 24/6 24/9 24/20 24/23 27/2 29/12 34/12 38/5 39/21 39/24 39/25 50/10 52/15 65/5 66/8 68/14 72/2 77/5 77/10 87/19</p> <p>believe [24] 11/17 14/4 16/15 18/2 19/14 23/11 30/10 31/22 41/6 56/17 56/18 61/8 66/11 68/19 75/20 78/2 79/17 80/9 80/20 91/16 91/20 91/21 92/25 97/2</p> <p>Belize [2] 8/24 51/21</p> <p>bell [1] 38/20</p> <p>BENCH [1] 1/11</p>	<p>beneficial [22] 17/21 24/14 25/6 42/21 43/15 47/11 47/12 47/18 47/20 49/13 49/25 50/12 50/19 51/22 54/2 54/7 54/9 54/15 67/5 76/3 82/9 92/9</p> <p>benefit [1] 52/5</p> <p>benefits [2] 52/25 63/7</p> <p>besides [2] 16/6 16/8</p> <p>best [6] 4/15 8/20 11/20 80/21 83/19 100/3</p> <p>better [1] 100/4</p> <p>between [8] 17/20 24/13 25/6 39/8 42/20 43/14 86/17 88/19</p> <p>BICE [1] 2/12</p> <p>billboard [3] 65/9 65/12 65/13</p> <p>billion [1] 52/20</p> <p>bind [1] 101/12</p> <p>bit [3] 65/20 71/16 74/13</p> <p>black [4] 48/4 63/17 64/21 78/19</p> <p>black-market [1] 48/4</p> <p>board [14] 30/1 30/4 32/5 64/16 72/22 74/16 75/16 86/11 86/16 94/10 101/1 101/8 101/16 101/24</p> <p>Bogotá [3] 9/14 9/16 9/18</p> <p>boil [2] 77/8 93/19</p> <p>boils [2] 77/4 88/17</p> <p>book [2] 67/23 68/1</p> <p>books [4] 25/15 27/11 30/21 68/5</p> <p>both [4] 20/20 54/10 58/22 70/14</p> <p>brand [1] 9/6</p> <p>brand-new [1] 9/6</p> <p>BRASTER [1] 2/12</p> <p>break [2] 13/5 44/8</p> <p>Brian [2] 70/7 73/24</p> <p>brief [2] 44/7 98/23</p> <p>briefly [1] 54/6</p> <p>bring [2] 15/15 101/9</p> <p>Britten [1] 98/20</p> <p>building [1] 52/7</p> <p>built [2] 52/10 52/14</p> <p>BULT [1] 2/2</p> <p>bureaucracies [1] 88/16</p> <p>business [21] 6/17 6/24 12/7 19/17 31/6 42/16 42/19 43/21 48/16 49/20 52/6 63/21 64/9 64/23 65/17 71/1 78/14 79/14 79/17 85/20 85/21</p> <p>businesses [3] 12/2 12/18 13/22</p> <p>businessman [1] 49/16</p> <p>but [67] 7/2 7/23 11/18 11/24 16/19 17/14 22/2 28/14 31/2 32/10 32/19</p>
---	--	---	--	---

<p>B but... [56] 33/21 34/4 34/15 35/5 41/5 41/11 49/1 49/6 57/6 60/5 61/4 61/4 64/6 64/17 64/24 65/14 66/6 67/8 68/12 68/13 69/7 70/21 71/19 72/12 73/4 73/14 73/21 75/5 76/16 78/21 78/22 79/4 79/16 79/22 80/13 80/21 81/2 82/9 83/3 83/17 84/8 85/18 86/1 87/12 87/17 88/8 88/15 89/14 92/8 93/4 93/6 95/1 98/24 99/19 100/12 100/14 buy [7] 21/4 21/4 36/24 48/7 56/16 56/16 88/3 buying [3] 37/13 62/24 63/3</p>	<p>Capurro's [1] 99/16 car [1] 46/21 care [2] 44/16 101/18 career [2] 11/5 69/10 careful [1] 55/1 carried [1] 72/12 cartel [10] 39/4 39/10 53/12 65/16 69/11 69/17 85/18 87/19 87/21 88/1 cartel's [1] 41/13 cartels [6] 12/16 13/21 38/23 41/11 69/5 75/22 case [37] 1/5 14/12 15/20 15/25 19/6 21/18 22/17 23/21 24/6 24/7 31/24 32/2 32/6 33/4 34/8 35/21 38/10 39/22 40/13 40/14 40/24 41/4 41/12 41/13 46/5 52/16 55/11 55/12 55/18 62/8 62/10 65/2 65/25 66/2 77/21 82/19 94/14 cases [4] 11/7 43/4 51/18 65/22 cash [2] 48/1 48/3 casino [2] 64/15 64/19 casinos [2] 48/2 48/2 casita [2] 85/19 85/23 catch [3] 79/5 79/7 85/1 categories [2] 23/25 24/6 category [3] 24/23 25/8 27/2 cause [2] 73/7 73/15 Cayman [1] 51/20 CCB [3] 101/7 101/8 101/13 CD [1] 43/7 CDS [1] 35/19 centers [3] 59/9 61/7 61/16 Central [3] 10/2 10/8 10/10 CEO [1] 93/4 certain [3] 15/6 22/21 95/14 certainly [2] 99/2 100/14 certainty [1] 85/1 CERTIFICATION [1] 102/10 certify [3] 14/8 14/10 103/3 chairs [1] 35/4 challenge [1] 76/2 challenging [1] 4/11 changing [2] 92/23 93/12 Chapo [1] 49/15 character [2] 46/10 97/4 charge [8] 9/5 9/17 10/5 10/13 10/14 19/25 33/11 83/4 charging [1] 19/3 CHATTAH [3] 2/3 100/20 100/22</p>	<p>check [51] 24/21 27/3 27/19 28/5 32/5 32/9 32/13 32/16 32/22 45/6 45/12 46/3 51/3 51/4 53/23 54/1 56/24 57/8 71/13 72/16 75/24 75/25 76/1 76/4 79/5 79/7 79/8 79/9 80/14 80/18 81/3 82/3 82/5 82/7 82/15 82/19 82/20 84/4 84/24 84/25 85/21 85/25 86/2 86/4 87/7 87/20 88/12 89/23 90/22 93/24 94/18 check's [1] 76/2 checking [1] 35/3 checks [26] 24/17 25/7 27/22 28/1 28/9 41/5 53/16 53/18 53/19 56/12 56/20 57/13 71/24 72/9 81/16 81/19 84/23 86/6 86/11 86/16 86/22 88/2 96/22 96/24 96/25 96/25 chief [1] 8/5 children [1] 83/21 Choice [1] 78/7 CHRISTIANSEN [1] 2/3 CHRISTOPHER [1] 2/16 CIA [7] 9/13 9/13 9/14 9/25 10/24 10/25 11/19 Circuit [1] 82/13 circumstances [2] 84/14 88/8 citation [1] 21/24 City [4] 7/25 8/2 8/23 10/9 civil [3] 45/12 46/23 96/24 claimed [1] 52/13 claiming [1] 52/10 CLARENCE [1] 2/13 clarification [1] 44/2 clarify [2] 11/14 29/17 CLARK [2] 1/2 4/1 class [1] 43/4 classified [1] 9/22 clean [5] 85/9 85/17 85/22 87/20 87/23 clear [1] 40/2 clearances [1] 79/25 client [4] 46/5 53/6 89/10 94/14 clients [2] 23/13 66/1 clip [1] 71/5 clips [1] 70/7 closely [1] 16/19 co [3] 12/18 13/22 79/18 co-opted [1] 79/18 co-opting [2] 12/18 13/22 cochair [2] 9/21 9/24 coerce [1] 47/9 coercing [1] 47/8 collaborated [8] 20/16 20/19 20/20 33/20 33/21 33/25 33/25</p>	<p>34/13 collaboration [1] 37/20 college [2] 7/19 83/5 Columbia [5] 8/22 9/15 9/16 9/18 48/4 come [9] 34/4 49/14 49/15 85/9 88/3 92/22 98/4 98/19 100/1 comes [4] 37/12 47/22 81/5 81/24 comfortable [1] 94/22 coming [1] 35/1 command [2] 10/14 13/17 commands [1] 13/16 commendation [1] 8/6 commensurate [2] 45/17 55/21 comments [1] 101/2 commingle [1] 53/2 commission [8] 6/7 7/5 44/12 44/17 100/18 100/23 101/4 101/25 committed [1] 101/13 committee [1] 9/21 common [4] 20/21 43/5 52/15 64/24 communicate [1] 100/8 communicated [1] 101/25 companies [40] 17/19 17/24 21/1 24/11 25/6 28/12 28/13 28/15 28/18 32/2 35/18 35/23 38/10 38/11 38/22 39/9 42/15 47/8 47/13 48/1 49/6 49/8 49/13 52/4 53/5 56/4 56/8 63/24 64/2 67/8 67/19 68/8 71/22 76/13 76/18 77/6 77/11 92/17 93/1 94/24 company [99] 18/8 24/18 27/4 28/6 28/10 28/21 28/24 29/8 29/19 30/1 30/2 30/7 31/23 36/12 36/15 36/22 36/24 38/3 38/4 38/4 38/6 38/7 38/14 38/20 38/23 39/3 39/5 39/11 39/12 43/6 43/7 43/9 45/11 48/3 49/4 49/23 49/24 50/8 50/11 50/14 52/16 53/10 54/3 54/8 56/15 62/1 62/8 62/12 62/19 62/24 63/4 63/8 64/12 66/15 67/12 67/22 68/4 68/13 69/19 69/23 70/15 70/25 71/7 71/14 72/6 75/23 76/8 82/10 84/2 84/3 84/4 84/6 84/10 85/5 85/17 87/8 87/22 88/4 89/11 89/17 90/10 90/21 91/3 91/23 92/6 93/5 93/10 93/17 93/24 94/3 94/4 94/6 94/10 94/15 94/20 94/21 94/23 95/1 95/19 compare [1] 45/16</p>	<p>compared [1] 53/9 compensated [1] 18/25 compensation [1] 18/23 complete [2] 79/21 80/3 completed [3] 82/16 86/4 88/3 completely [3] 67/23 68/5 82/4 compliance [4] 29/10 101/1 101/16 101/24 complicate [1] 49/5 complicated [1] 96/11 component [1] 12/4 components [5] 18/1 24/21 27/3 45/1 45/5 compound [2] 13/3 51/6 Computer [1] 21/5 conceal [3] 77/15 78/14 84/2 concern [11] 77/4 77/12 77/14 77/16 77/17 77/20 77/24 77/25 91/3 91/13 95/1 concerned [2] 65/21 94/25 concerning [1] 74/14 concerns [5] 71/9 71/12 76/7 77/8 78/13 concluded [1] 102/9 concluding [2] 22/24 23/6 conclusion [1] 101/10 conclusions [1] 34/17 condition [1] 99/6 conditional [4] 86/13 86/18 86/20 86/22 conduct [18] 17/23 18/14 18/21 27/22 28/1 32/4 32/16 32/22 53/13 54/1 72/18 79/9 80/13 80/18 84/16 86/5 86/21 91/21 conducted [10] 28/4 28/8 28/8 28/14 32/9 32/13 72/9 86/15 90/22 94/17 conducting [4] 24/17 46/9 71/13 76/4 confer [1] 54/17 confidential [1] 98/15 confirmation [1] 34/1 confused [4] 28/11 29/7 30/4 43/11 conjunction [2] 9/7 9/22 connection [1] 10/21 consider [7] 12/14 13/8 13/17 13/20 45/4 55/23 68/11 considered [2] 12/3 55/20 considering [1] 40/12 consistent [1] 11/19 consultant [2] 27/18 33/11</p>
---	---	---	--	---

<p>C</p> <p>consulted [1] 33/6</p> <p>consulting [1] 5/21</p> <p>contacted [1] 15/4</p> <p>CONTAIN [1] 103/9</p> <p>contemplation [1] 19/9</p> <p>contents [1] 58/25</p> <p>Continued [2] 3/10 44/20</p> <p>control [5] 63/16 64/16 64/23 92/25 94/4</p> <p>Controlled [1] 78/4</p> <p>controlling [7] 53/5 64/21 64/22 85/15 93/16 93/21 94/9</p> <p>conventional [1] 76/16</p> <p>cooperating [1] 85/11</p> <p>cooperation [1] 49/12</p> <p>copy [3] 60/5 60/8 60/9</p> <p>copyright [1] 58/10</p> <p>Corp [1] 89/17</p> <p>corporate [6] 5/18 5/19 6/18 57/21 57/21 61/20</p> <p>corporation [11] 5/17 6/19 6/22 46/25 47/1 47/3 48/16 48/24 50/13 67/20 70/10</p> <p>corporations [4] 47/7 47/10 47/12 93/2</p> <p>correct [149]</p> <p>correctly [2] 14/13 83/13</p> <p>Corridor [1] 28/20</p> <p>corroboration [1] 20/13</p> <p>corrupt [1] 47/25</p> <p>corrupting [1] 12/16</p> <p>costs [1] 57/17</p> <p>cough [1] 5/6</p> <p>could [74] 5/15 10/25 15/9 16/7 18/4 18/6 23/19 24/25 30/14 31/4 34/24 39/6 44/3 49/24 50/6 50/11 51/1 52/2 53/2 53/13 59/18 61/25 62/5 62/18 62/20 63/22 64/19 65/17 66/19 66/21 67/2 67/5 67/15 67/18 67/19 67/21 67/22 68/3 68/7 68/12 75/25 76/3 76/6 79/13 79/17 79/19 81/19 81/22 82/1 82/5 82/6 82/8 82/11 82/11 82/12 83/16 84/22 85/16 85/18 87/11 87/21 88/13 89/22 90/1 90/4 90/21 90/24 92/22 93/19 94/1 94/17 95/3 96/13 97/6</p> <p>couldn't [5] 49/14 57/12 73/21 75/16 84/5</p> <p>counsel [6] 15/16 15/19 15/24 40/9 54/18 97/20</p> <p>counsel's [1] 4/17</p> <p>countries [1] 51/21</p> <p>country [1] 8/24</p>	<p>COUNTY [4] 1/2 4/1 9/7 9/9</p> <p>couple [8] 7/24 12/22 22/9 31/12 40/18 55/16 96/19 98/23</p> <p>course [11] 7/8 11/8 11/20 13/8 25/24 34/11 53/2 69/3 71/15 73/17 92/3</p> <p>courses [1] 7/24</p> <p>court [22] 1/2 1/9 1/24 5/16 7/1 8/10 11/1 11/24 14/8 18/20 20/9 25/12 27/9 30/19 42/16 42/19 43/21 45/3 47/19 48/14 52/3 65/10</p> <p>Court's [3] 15/16 44/22 98/3</p> <p>courts [1] 12/9</p> <p>cover [1] 79/12</p> <p>covered [1] 8/24</p> <p>CPA [1] 26/14</p> <p>cracks [1] 87/14</p> <p>CRAIG [1] 2/8</p> <p>crank [1] 79/10</p> <p>create [5] 4/16 47/25 49/8 50/11 51/19</p> <p>created [1] 6/1</p> <p>creating [1] 49/5</p> <p>credit [1] 46/4</p> <p>crime [16] 9/3 11/13 12/1 18/2 18/4 45/7 52/3 52/23 52/25 69/4 69/17 72/3 75/22 76/19 79/18 85/6</p> <p>Crimes [1] 33/11</p> <p>criminal [20] 8/17 12/4 12/15 13/10 24/24 30/14 31/4 45/2 45/10 45/10 46/1 46/22 48/15 49/11 72/25 74/15 75/10 81/23 85/2 96/24</p> <p>Cronkrite [3] 98/10 98/20 99/2</p> <p>Cross [8] 3/11 3/12 3/13 3/14 55/6 68/20 81/14 89/7</p> <p>Cross-Examination [8] 3/11 3/12 3/13 3/14 55/6 68/20 81/14 89/7</p> <p>currency [1] 48/5</p> <p>currently [1] 5/16</p> <p>customer [1] 63/18</p> <p>customers [1] 65/17</p> <p>D</p> <p>D.C [1] 14/3</p> <p>D.O.T [5] 1/6 90/6 92/21 93/11 93/13</p> <p>D.O.T.'s [2] 32/25 40/25</p> <p>daily [2] 92/18 93/15</p> <p>DANA [2] 103/12 103/16</p> <p>danger [1] 52/22</p> <p>Darn [1] 60/4</p> <p>dash [1] 16/4</p> <p>date [2] 58/10 103/19</p> <p>DAVID [1] 2/15</p>	<p>day [14] 1/11 75/17 80/6 80/15 80/19 92/21 93/1 93/3 93/12 97/19 98/2 98/3 100/14 102/9</p> <p>days [6] 74/25 80/3 80/10 86/7 86/8 100/14</p> <p>DEA [25] 8/15 9/1 9/17 9/20 9/20 10/6 10/11 10/13 10/16 10/20 10/22 11/4 11/19 12/3 12/11 12/13 13/16 25/24 26/20 33/9 33/12 65/2 68/25 69/3 79/9</p> <p>deal [5] 20/1 43/21 48/1 48/3 85/10</p> <p>dealing [1] 47/4</p> <p>debts [1] 46/3</p> <p>December [2] 6/13 88/2</p> <p>decided [1] 6/16</p> <p>decision [2] 75/6 75/7</p> <p>decision-maker [1] 75/7</p> <p>decisions [1] 86/13</p> <p>deeper [1] 88/9</p> <p>defendant [1] 32/9</p> <p>defendants [1] 55/12</p> <p>DEFENSE [1] 2/11</p> <p>definitely [4] 45/19 64/18 87/4 93/5</p> <p>definition [1] 31/1</p> <p>degree [7] 7/17 7/19 7/20 7/24 26/7 26/9 54/10</p> <p>Delaware [8] 50/11 50/15 84/1 84/3 84/4 84/6 84/9 84/15</p> <p>deliberating [1] 101/6</p> <p>delivered [1] 101/17</p> <p>demonstrative [1] 74/3</p> <p>DENNIS [1] 2/16</p> <p>Department [37] 6/6 6/8 6/25 7/3 7/9 7/11 7/16 8/4 11/9 12/13 18/11 26/17 32/21 46/6 56/11 72/9 74/14 74/17 74/19 75/1 77/4 77/9 79/20 86/5 86/10 86/15 86/21 86/24 88/7 88/10 88/13 89/22 90/21 91/10 92/4 94/17 95/18</p> <p>Department's [2] 72/16 101/9</p> <p>depend [1] 50/20</p> <p>depending [3] 46/4 83/23 94/3</p> <p>depends [2] 84/14 99/17</p> <p>depos [1] 98/23</p> <p>deposition [4] 55/10 55/15 67/4 76/21</p> <p>depository [1] 42/23</p> <p>DEPT [1] 1/5</p> <p>Deputy [1] 10/12</p> <p>derivative [1] 43/21</p> <p>derive [2] 19/16 52/25</p> <p>described [4] 49/19 62/4 72/15 97/10</p> <p>designed [1] 77/15</p>	<p>desire [1] 101/9</p> <p>desk [1] 10/1</p> <p>detective [2] 6/9 7/13</p> <p>determination [5] 45/21 46/17 46/22 57/16 98/15</p> <p>determine [6] 32/25 40/25 54/15 75/7 75/8 82/9</p> <p>determining [4] 22/11 47/12 47/20 97/5</p> <p>develop [2] 27/18 83/23</p> <p>developing [1] 52/7</p> <p>DIANE [1] 2/20</p> <p>did [67] 5/23 5/23 6/3 6/16 7/7 7/9 7/16 8/3 8/21 9/6 10/3 11/3 11/10 11/18 18/7 18/9 18/10 18/14 18/14 18/17 18/18 18/19 19/21 20/5 20/8 24/5 26/16 26/17 26/19 27/1 28/19 31/10 32/1 32/10 32/22 32/23 33/5 33/7 33/17 33/25 34/2 34/6 34/22 37/2 49/14 52/8 52/14 55/19 55/21 55/23 56/2 56/12 61/20 65/8 65/11 69/3 69/6 69/7 72/13 73/5 73/17 82/18 89/9 89/12 89/13 89/16 95/20</p> <p>didn't [34] 16/18 18/18 22/2 26/21 26/22 31/15 31/23 32/4 32/15 32/19 32/20 32/21 33/22 34/7 40/23 40/24 43/9 43/12 44/23 52/17 52/18 55/14 61/9 63/14 65/14 72/18 72/20 73/4 75/14 88/12 89/14 89/25 90/2 90/3</p> <p>difference [7] 17/20 24/13 25/6 39/8 42/20 43/14 88/19</p> <p>different [11] 9/22 23/20 23/21 47/7 66/15 76/5 82/2 82/4 83/25 94/11 96/9</p> <p>difficult [14] 47/14 47/22 50/18 51/11 51/23 64/1 64/3 64/6 64/10 64/14 77/12 79/13 80/10 81/7</p> <p>difficulties [3] 17/23 24/17 71/25</p> <p>difficulty [2] 47/19 71/13</p> <p>dire [9] 14/17 14/20 21/13 22/7 31/11 31/18 35/7 37/4 55/9</p> <p>direct [5] 3/5 3/10 5/13 44/20 65/19</p> <p>director [2] 10/8 101/16</p> <p>disagree [1] 58/7</p> <p>disbursements [1] 51/14</p>	<p>disclose [4] 91/7 91/12 91/14 91/15</p> <p>disclosed [8] 89/20 90/20 91/4 91/7 91/9 93/8 94/16 94/17</p> <p>disclosure [1] 91/6</p> <p>discovered [1] 52/12</p> <p>discuss [1] 98/14</p> <p>discussed [1] 72/8</p> <p>discussing [2] 41/2 62/18</p> <p>discussion [1] 100/10</p> <p>disguise [2] 50/9 67/5</p> <p>dismantle [1] 8/20</p> <p>dispensaries [1] 65/5</p> <p>displaying [2] 60/16 60/17</p> <p>disqualification [1] 75/4</p> <p>disqualified [4] 72/23 73/4 73/8 73/15</p> <p>disqualify [5] 73/1 74/17 75/1 75/10 79/5</p> <p>disruption [1] 12/8</p> <p>distributed [1] 15/19</p> <p>distributing [1] 51/4</p> <p>DISTRICT [2] 1/2 1/9</p> <p>diversion [1] 10/15</p> <p>division [8] 8/15 9/2 10/4 10/6 10/16 19/25 70/11 70/13</p> <p>do [145]</p> <p>do-over [1] 92/21</p> <p>document [19] 17/14 22/14 22/16 22/19 22/25 23/6 23/24 24/4 57/22 58/16 59/1 59/3 59/8 59/11 60/12 60/16 60/17 61/3 61/14</p> <p>documentation [1] 49/10</p> <p>documents [10] 15/17 16/6 16/8 16/10 36/15 55/25 57/20 59/12 60/3 66/11</p> <p>does [19] 5/19 14/5 15/16 23/25 40/5 46/1 46/20 46/20 46/21 48/14 57/10 60/11 60/11 70/10 71/5 73/19 73/21 102/1 103/9</p> <p>doesn't [4] 4/19 46/1 76/23 102/5</p> <p>doing [11] 4/15 22/12 29/9 34/13 45/11 55/24 56/1 82/21 83/3 88/18 97/20</p> <p>dollars [7] 46/19 48/5 48/8 48/10 52/17 52/18 93/2</p> <p>DOMINIC [1] 2/5</p> <p>don't [108]</p> <p>Donald [2] 20/4 33/6</p> <p>done [11] 11/7 27/4 28/12 45/5 76/2 79/12 86/9 88/22 91/10 91/12 92/15</p> <p>door [2] 82/13 83/6</p> <p>double [1] 7/21</p>
---	--	--	--	--

<p>D</p> <p>down [20] 13/5 22/2 31/14 31/15 34/24 37/3 47/22 49/17 51/22 54/12 54/24 65/9 68/5 68/16 77/4 77/8 88/17 89/5 93/19 95/7</p> <p>drafting [1] 18/24</p> <p>drill [3] 49/17 51/22 54/12</p> <p>drive [1] 46/21</p> <p>dropped [2] 7/25 8/1</p> <p>drug [37] 6/10 6/11 8/8 8/11 8/13 8/18 9/3 9/9 10/21 11/10 11/22 12/16 12/21 13/21 19/25 37/7 41/11 41/13 47/4 47/15 47/23 49/21 51/19 53/12 64/6 64/18 64/25 65/16 68/14 68/25 69/1 69/5 69/11 75/22 81/6 81/6 94/24</p> <p>drugs [1] 65/18</p> <p>DTC [1] 42/25</p> <p>Dulce [1] 74/7</p> <p>duly [1] 4/4</p> <p>during [4] 10/5 11/8 14/5 32/16</p> <p>duties [1] 7/10</p> <p>duty [1] 8/21</p> <p>DZARNOSKI [31] 2/4 3/5 3/10 3/15 5/5 13/6 14/9 16/9 16/17 21/19 22/2 22/9 22/14 23/12 23/25 24/5 31/23 37/9 41/17 43/8 44/15 53/15 54/24 61/23 63/6 71/16 72/15 89/10 94/14 95/6 95/7</p> <p>Dzarnoski's [2] 22/17 22/20</p>	<p>29/25 79/10</p> <p>employees [2] 79/24 87/13</p> <p>end [3] 6/13 70/19 71/3</p> <p>ended [1] 52/19</p> <p>enforce [1] 8/16</p> <p>enforcement [21] 6/11 6/11 8/8 8/11 8/13 9/4 9/9 10/22 11/10 11/14 11/22 12/13 13/9 13/19 18/15 19/23 19/25 37/7 64/25 77/14 78/3</p> <p>enough [5] 80/5 80/22 80/25 81/8 86/1</p> <p>ensure [1] 29/10</p> <p>entire [6] 48/22 58/25 59/3 79/21 80/4 94/5</p> <p>entirely [1] 38/6</p> <p>entirety [2] 58/21 58/23</p> <p>entities [5] 38/9 51/2 56/24 57/2 57/22</p> <p>entitled [4] 22/20 22/25 57/21 103/4</p> <p>entity [7] 5/24 57/12 57/24 62/14 64/13 66/16 103/10</p> <p>equipment [2] 48/7 48/11</p> <p>especially [1] 12/16</p> <p>ESQ [32] 2/2 2/2 2/3 2/3 2/4 2/4 2/5 2/5 2/6 2/6 2/7 2/7 2/8 2/8 2/9 2/11 2/11 2/12 2/12 2/13 2/13 2/14 2/14 2/15 2/15 2/16 2/16 2/17 2/17 2/18 2/18 2/20</p> <p>established [2] 39/23 96/24</p> <p>establishment [3] 74/16 87/9 87/18</p> <p>even [16] 4/17 47/13 49/4 49/5 49/13 53/25 69/9 76/10 76/13 79/12 81/3 81/8 82/11 84/24 88/12 96/13</p> <p>ever [4] 19/5 19/8 66/2 73/18</p> <p>every [14] 28/9 28/16 28/22 28/25 82/24 85/2 87/11 92/21 92/22 93/1 94/1 94/1 95/1 95/18</p> <p>everyone [1] 102/7</p> <p>exactly [2] 16/20 83/3</p> <p>Examination [18] 3/5 3/10 3/11 3/12 3/13 3/14 3/15 5/13 22/7 31/18 35/7 37/4 44/20 55/6 68/20 81/14 89/7 95/9</p> <p>Examine [1] 71/24</p> <p>example [29] 21/3 36/17 36/24 38/13 46/19 47/8 48/2 48/4 48/6 48/21 48/23 49/2 49/3 50/12 51/22 52/2 52/6 52/21 53/13 54/14 62/23 64/11 64/24</p>	<p>69/11 77/18 79/24 81/22 82/12 87/18</p> <p>excess [1] 16/16</p> <p>exchange [8] 29/20 29/23 35/24 36/17 36/23 48/4 61/21 69/12</p> <p>excited [1] 21/21</p> <p>excuse [5] 6/20 10/2 31/6 31/7 90/8</p> <p>executing [1] 101/13</p> <p>executive [2] 10/7 101/15</p> <p>exert [1] 68/10</p> <p>Exhibit [1] 73/25</p> <p>Exhibit 1400 [1] 73/25</p> <p>exist [3] 49/6 49/7 52/14</p> <p>existence [1] 48/22</p> <p>expect [11] 18/25 52/9 79/4 82/18 82/21 82/24 83/8 83/11 88/10 88/15 98/8</p> <p>expected [2] 88/16 98/12</p> <p>expedite [1] 61/19</p> <p>experience [17] 12/12 12/15 13/10 13/20 13/21 14/4 14/25 15/2 19/22 33/14 37/7 37/12 37/13 40/2 40/8 45/4 78/3</p> <p>experiences [1] 48/12</p> <p>expert [37] 13/18 14/6 14/8 14/21 15/5 15/17 19/5 19/6 19/8 19/15 19/24 22/11 22/25 23/3 23/7 23/9 24/1 24/7 24/10 24/20 24/24 25/8 25/12 27/3 27/5 27/9 30/15 30/18 35/21 39/24 40/5 40/9 40/15 41/21 41/25 98/5 98/7</p> <p>expertise [2] 33/23 42/12</p> <p>experts [1] 14/10</p> <p>explain [10] 11/23 15/8 17/22 17/25 18/3 18/4 43/16 47/19 50/5 51/15</p> <p>explained [3] 17/20 31/1 48/14</p> <p>explanation [1] 22/21</p> <p>extensive [3] 12/14 13/9 13/20</p> <p>extent [2] 37/17 38/1</p> <p>extremely [1] 47/22</p>	<p>familiar [5] 58/11 58/25 73/20 73/21 78/8</p> <p>familiarity [1] 78/3</p> <p>far [5] 38/3 41/5 70/24 71/24 86/6</p> <p>FBI [5] 79/8 79/23 80/1 82/7 82/14</p> <p>fear [1] 93/7</p> <p>feasible [1] 53/25</p> <p>feasibly [1] 80/14</p> <p>February [1] 7/6</p> <p>federal [5] 8/16 12/9 20/21 82/13 85/12</p> <p>feel [2] 94/21 101/21</p> <p>feeling [2] 5/5 5/9</p> <p>FETAZ [1] 2/4</p> <p>fever [1] 5/6</p> <p>few [5] 41/19 68/24 81/16 89/3 100/24</p> <p>field [5] 8/15 9/2 10/4 10/6 10/16</p> <p>figure [1] 100/13</p> <p>final [1] 34/17</p> <p>finance [1] 26/7</p> <p>financial [8] 12/19 19/25 33/11 59/9 61/7 61/16 68/9 96/25</p> <p>find [14] 21/21 39/4 39/10 49/12 50/14 50/18 59/23 59/25 82/14 84/4 84/6 85/10 90/16 92/8</p> <p>finding [2] 66/1 80/23</p> <p>findings [1] 74/14</p> <p>fine [2] 30/12 98/16</p> <p>fined [1] 52/19</p> <p>fingerprints [3] 82/6 82/8 85/22</p> <p>finish [2] 80/14 99/9</p> <p>firm [7] 6/14 6/15 11/16 15/4 17/6 49/3 49/11</p> <p>first [15] 4/4 8/25 9/20 21/11 21/12 22/12 25/8 37/9 39/25 42/11 42/12 45/21 55/9 74/18 76/22</p> <p>fit [1] 97/5</p> <p>five [6] 5/11 22/16 23/6 87/11 87/17 96/21</p> <p>five-page [2] 22/16 23/6</p> <p>flag [3] 88/8 88/12 93/10</p> <p>flags [1] 88/6</p> <p>Florida [3] 5/18 6/20 10/13</p> <p>focus [6] 8/15 12/5 37/8 59/8 61/6 61/15</p> <p>focused [2] 11/12 68/25</p> <p>follow [9] 16/19 31/13 41/19 42/6 43/10 55/16 68/24 81/16 96/20</p> <p>follow-up [3] 41/19 55/16 68/24</p> <p>follow-ups [2] 31/13 81/16</p> <p>followers [1] 4/5</p> <p>foolproof [3] 81/3 81/5 84/25</p>	<p>Footnote [1] 21/20</p> <p>footnoted [1] 16/11</p> <p>footnotes [1] 16/11</p> <p>force [3] 9/4 9/8 9/9</p> <p>foregoing [2] 66/9 103/3</p> <p>forfeiture [1] 11/12</p> <p>forfeitures [1] 12/1</p> <p>forget [2] 46/25 98/24</p> <p>forgot [1] 95/8</p> <p>form [6] 12/7 12/8 40/9 48/16 51/16 80/18</p> <p>formed [6] 6/18 9/8 20/14 20/16 34/14 53/24</p> <p>former [1] 33/8</p> <p>forms [1] 51/1</p> <p>formulating [3] 22/13 33/3 55/24</p> <p>forth [2] 23/25 101/11</p> <p>forward [1] 101/9</p> <p>found [8] 5/23 20/10 56/1 58/15 58/16 58/17 58/18 87/3</p> <p>Foundation [1] 29/4</p> <p>founder [1] 5/24</p> <p>four [11] 6/16 11/15 17/18 18/16 18/17 19/12 19/13 19/20 21/15 87/22 87/23</p> <p>fourth [1] 18/4</p> <p>frame [2] 7/1 80/6</p> <p>Francisco [3] 9/2 9/4 9/5</p> <p>fraud [1] 62/8</p> <p>free [1] 18/18</p> <p>FRIDAY [1] 1/10</p> <p>friends [1] 83/21</p> <p>front [5] 15/17 15/19 59/12 60/14 60/16</p> <p>full [1] 96/12</p> <p>fully [2] 6/18 70/14</p> <p>funding [2] 29/9 97/2</p> <p>funds [6] 47/7 51/16 76/5 77/5 77/9 97/1</p> <p>further [6] 37/1 39/19 49/5 54/20 88/13 95/4</p>
<p>E</p> <p>earlier [2] 26/4 72/8</p> <p>easier [2] 39/4 39/10</p> <p>easy [5] 47/15 47/15 49/21 53/14 75/21</p> <p>education [4] 7/16 7/22 33/22 40/2</p> <p>educational [1] 25/23</p> <p>effective [1] 53/23</p> <p>efforts [1] 8/19</p> <p>either [4] 32/8 39/11 57/18 70/1</p> <p>EI [7] 7/23 8/1 8/22 8/24 10/4 10/4 10/6</p> <p>electronic [1] 60/8</p> <p>element [5] 24/24 30/14 31/4 85/2 97/3</p> <p>elements [1] 72/14</p> <p>ELIZABETH [1] 1/9</p> <p>else [11] 31/8 39/17 40/4 81/12 82/6 89/1 95/5 96/16 97/17 100/15 100/17</p> <p>elsewhere [1] 52/24</p> <p>employed [2] 5/16 8/3</p> <p>employee [3] 11/2</p>				
<p>F</p> <p>facilities [1] 70/11</p> <p>facility [1] 52/24</p> <p>fact [8] 14/2 18/14 32/24 40/21 47/20 78/22 79/11 87/5</p> <p>factor [1] 47/4</p> <p>factors [1] 46/17</p> <p>facts [1] 46/18</p> <p>failed [1] 32/12</p> <p>fall [5] 55/20 55/23 70/5 70/6 88/4</p> <p>false [2] 48/1 52/9</p>				
<p>G</p> <p>gained [4] 12/14 13/9 13/20 14/5</p> <p>GAMBLE [2] 2/13 29/15</p> <p>gaming [11] 56/24 57/1 57/2 57/8 64/12 64/13 64/15 76/13 76/17 76/18 76/20</p> <p>gave [4] 21/22 52/6 63/15 96/21</p> <p>general [3] 31/7 59/5 94/23</p> <p>generally [2] 8/10 41/4</p> <p>GENTILE [3] 2/5 4/14 97/21</p> <p>gentleman [1] 19/24</p> <p>gentlemen [1] 12/22</p> <p>get [21] 12/11 22/10 29/9 34/3 36/13 44/11 44/11 48/10 49/3 63/18</p>				

<p>G get... [11] 73/12 75/19 79/12 80/24 81/22 81/25 82/1 84/20 86/8 93/9 99/3 gets [1] 43/6 getting [2] 51/10 82/13 give [18] 11/24 14/10 15/24 16/25 17/17 17/18 21/16 23/22 38/25 42/14 54/6 74/22 84/15 84/18 85/20 86/1 87/22 94/19 given [15] 9/15 9/19 11/2 11/11 13/13 14/2 25/18 25/20 27/14 30/24 41/7 44/22 53/22 75/11 79/11 giving [1] 15/5 go [26] 6/21 16/19 17/9 21/6 21/14 25/3 34/13 43/24 44/16 46/6 49/2 49/2 60/11 68/12 74/10 82/12 83/15 84/3 87/1 87/10 88/8 95/5 98/9 98/18 99/22 100/18 goes [1] 50/22 going [38] 12/23 13/1 13/23 14/7 14/20 16/22 20/24 21/10 23/16 37/6 41/20 42/10 42/14 44/24 47/5 49/14 49/15 50/23 53/10 54/24 55/9 76/2 79/8 79/15 80/10 80/21 84/18 88/2 96/21 97/22 98/4 98/6 98/13 98/18 99/3 99/17 100/5 100/7 GONZALEZ [1] 1/9 good [12] 4/16 5/15 16/20 31/20 31/21 35/9 35/10 39/16 68/22 87/6 88/25 89/9 Google [2] 20/12 56/1 got [9] 7/5 7/20 7/25 8/25 12/24 45/22 53/5 96/12 96/14 government [8] 27/18 27/21 28/1 31/3 87/10 87/13 87/15 87/17 graduating [1] 8/13 GRAF [1] 2/13 grand [1] 51/12 great [2] 15/24 20/1 greater [3] 59/8 61/6 61/15 greatest [1] 4/15 grocery [1] 70/12 ground [1] 83/20 group [13] 9/3 9/4 10/15 25/23 25/23 48/15 52/3 52/23 52/25 68/14 69/17 72/3 79/18 groups [7] 11/13 12/1 12/16 13/11 45/7 69/5 75/22 grow [1] 70/12 GTI [1] 38/19</p>	<p>Guatemala [3] 8/21 8/23 28/19 guess [6] 68/13 75/5 85/16 87/25 90/17 100/3 GUTIERREZ [1] 2/14 guy [4] 49/15 85/14 85/23 87/20 guys [1] 44/11 Guzman [1] 49/15</p> <hr/> <p>H H-o-l-i-f-i-e-l-d [1] 5/3 hacked [1] 49/1 had [35] 5/7 5/10 7/22 9/23 9/23 13/14 13/17 14/24 20/1 21/21 27/4 29/8 32/9 32/13 33/3 33/24 34/11 34/12 34/14 34/16 37/20 52/10 76/22 79/20 80/1 80/3 86/21 90/19 91/4 91/11 94/14 94/15 95/13 95/16 100/10 hadn't [1] 91/12 half [2] 10/3 55/17 hand [1] 101/7 hands [3] 92/18 92/23 93/12 happen [5] 18/6 52/17 52/19 62/5 83/7 happened [6] 48/25 65/1 65/8 66/2 66/10 72/7 happening [1] 69/22 happens [1] 84/3 happy [2] 53/18 78/20 hard [2] 66/21 94/19 hardest [1] 45/20 has [39] 4/14 12/3 15/19 16/6 16/17 20/20 31/1 31/8 33/13 35/24 40/2 40/2 40/2 40/7 40/8 40/13 41/7 41/11 48/9 48/9 48/22 49/19 57/7 58/12 64/13 64/22 66/9 69/18 74/18 76/19 77/19 78/12 79/23 80/1 89/17 95/19 100/23 101/6 101/17 have [197] haven't [8] 5/6 14/24 30/23 39/12 43/19 72/5 72/5 76/25 having [7] 4/4 12/14 42/12 61/14 61/18 66/21 70/25 HAWKINS [1] 1/24 he [65] 14/21 15/19 15/20 16/6 16/18 16/20 20/1 20/18 20/19 21/16 25/22 33/9 33/10 33/11 33/16 33/17 33/18 34/2 34/4 34/6 40/2 40/2 40/2 40/4 40/7 40/8 40/8 40/12 40/15 40/23 40/23 40/24 41/15 41/20 41/24 42/14 43/8 43/12 43/13 43/15</p>	<p>43/17 45/25 46/1 46/1 46/3 46/20 46/20 46/21 48/8 48/8 48/9 50/23 53/19 55/21 61/8 61/11 71/8 82/14 85/9 85/18 89/13 97/23 98/6 98/19 98/21 he's [13] 13/23 14/21 39/24 40/15 41/4 46/18 59/21 59/22 78/17 82/9 82/13 98/5 98/6 head [4] 10/1 55/2 69/13 69/15 headquarters [3] 9/13 9/20 9/20 hear [5] 12/25 16/7 23/4 63/14 90/2 heard [10] 4/25 14/25 15/1 15/2 38/3 44/23 61/8 76/21 76/22 98/11 hearing [2] 66/22 101/4 heavily [1] 33/22 held [11] 6/7 7/13 13/17 13/17 24/10 26/14 42/20 43/14 50/17 70/1 90/20 help [5] 17/6 20/2 23/5 41/8 43/20 helped [3] 33/16 33/18 34/4 hemp [1] 78/18 her [5] 95/15 95/16 95/17 98/14 99/5 herb [1] 70/11 Herbal [1] 78/7 herbs [1] 70/12 here [16] 12/24 23/5 35/6 44/11 44/16 49/19 65/5 65/9 66/12 83/17 89/15 92/13 96/12 97/24 99/13 100/13 hidden [1] 77/16 hide [5] 49/24 50/9 50/12 75/23 81/6 hiding [1] 52/15 high [5] 7/4 53/14 54/10 83/5 83/21 higher [2] 7/16 7/22 highest [1] 11/2 him [23] 4/18 4/18 4/19 14/24 15/17 15/20 20/19 33/24 34/9 34/11 34/13 40/4 40/5 41/7 41/21 42/2 42/10 42/12 43/12 61/11 85/19 85/19 97/24 hire [4] 47/23 47/24 53/12 78/20 hired [7] 6/10 6/14 7/4 27/17 32/24 33/9 79/8 his [17] 15/2 15/17 15/20 16/6 20/2 22/2 22/21 23/13 34/1 40/3 44/2 46/4 46/21 48/7 77/19 78/14 85/13 history [6] 45/10 46/23 68/9 74/15 75/10 81/24 hit [1] 55/1</p>	<p>hold [3] 15/12 56/4 56/8 holder [1] 67/12 HOLIFIELD [28] 4/3 4/8 4/24 5/1 5/2 5/15 14/8 15/16 16/1 16/2 16/4 17/11 22/9 31/20 37/6 41/3 41/7 44/22 55/8 60/15 68/22 71/5 74/10 81/18 89/9 95/11 96/14 96/17 Holifield's [1] 40/20 homes [3] 52/10 52/10 52/13 honest [1] 36/4 honor [39] 4/20 5/8 11/1 11/2 13/1 13/4 13/23 14/7 14/15 14/17 15/15 21/6 21/17 21/25 31/12 34/20 34/23 37/1 40/16 40/18 41/5 41/8 41/15 41/18 42/11 42/22 43/23 43/25 44/1 44/6 50/21 54/18 54/20 54/23 55/5 60/24 79/1 81/11 97/3 HONORABLE [1] 1/9 hopefully [2] 23/5 61/18 hoping [1] 98/9 hour [1] 19/4 hourly [1] 19/3 house [1] 6/15 houses [1] 52/7 housing [1] 62/8 how [63] 5/16 7/2 14/14 17/18 18/3 18/4 18/6 18/20 19/11 21/1 21/5 23/18 24/10 24/16 24/24 25/7 30/14 31/4 34/13 35/11 35/13 36/3 36/18 36/23 39/25 40/20 42/14 42/20 43/3 43/6 43/14 44/3 45/22 47/1 48/14 48/14 50/6 50/17 51/15 56/14 56/23 64/8 68/12 76/3 76/4 77/4 77/8 79/10 79/20 81/6 82/9 83/22 83/23 84/7 87/6 87/7 90/4 90/24 94/1 94/10 94/23 96/5 99/16 however [2] 20/25 43/15 huge [1] 12/4 huh [2] 14/16 42/17 humble [2] 80/9 80/25 hundred [1] 85/1 hundreds [1] 78/18 Hunton [2] 6/15 11/16 hurry [1] 79/11 hypothetical [7] 48/19 52/1 62/5 62/6 62/17 65/23 92/24 hypothetically [1] 76/6</p> <hr/> <p>I I'd [4] 21/2 41/10 78/20 100/23</p>	<p>I'll [13] 13/3 21/14 23/5 23/20 29/17 29/17 50/8 61/3 61/4 61/4 66/18 74/13 100/4 I'm [77] 10/19 13/1 13/23 14/1 14/7 14/20 14/22 15/1 16/7 20/24 21/10 23/4 24/3 28/11 28/13 29/7 29/13 30/4 30/4 30/8 31/6 32/11 32/14 35/3 35/13 35/20 36/3 37/6 39/6 41/22 42/10 42/18 44/11 52/20 53/17 56/6 57/6 58/9 58/14 63/14 66/18 66/21 66/21 66/23 66/23 66/24 67/14 69/14 71/11 71/23 72/12 74/1 75/18 77/7 77/21 78/11 78/16 80/2 80/22 83/3 83/10 83/16 83/17 88/6 88/9 90/2 90/3 90/13 90/16 92/7 92/12 94/9 94/25 96/21 98/9 98/20 100/5 I've [12] 4/9 11/7 14/25 15/2 20/16 28/12 35/24 50/23 51/18 94/20 94/23 100/9 idea [4] 11/24 20/14 36/20 57/10 ideal [1] 88/19 ideas [1] 20/15 identification [2] 97/11 103/10 identified [7] 15/18 16/9 44/25 64/20 71/9 71/12 96/23 identifies [1] 24/6 identify [1] 8/19 identity [4] 49/24 50/9 75/23 96/24 if [128] ill [1] 2/6 ill [1] 5/9 illegitimate [1] 53/3 illicit [6] 12/21 29/12 47/15 53/9 57/22 78/14 imagery [1] 52/13 imagine [3] 57/3 73/3 73/11 Immediately [1] 7/12 importance [1] 51/3 important [9] 4/12 45/20 45/23 47/1 51/3 51/15 96/22 97/10 97/14 impossible [8] 51/23 54/4 54/5 54/6 54/7 79/13 92/13 93/3 impractical [1] 96/5 in [313] in-house [1] 6/15 inability [1] 71/12 INC [1] 1/25 include [4] 82/23 91/17 91/19 91/22 includes [1] 70/13 including [3] 6/8 95/2</p>
---	---	---	--	--

I	international [6] 12/16 13/21 14/4 48/23 68/25 69/11 Internet [10] 20/13 20/15 37/23 37/25 40/5 46/11 56/16 58/18 81/22 82/5 interrupt [1] 98/4 interview [3] 46/7 82/12 82/14 interviewing [2] 92/1 92/2 interviews [4] 46/9 82/21 82/23 97/3 into [14] 4/13 11/11 19/2 21/6 25/3 32/5 40/24 50/22 55/8 71/13 76/18 76/25 80/24 94/21 introduction [1] 76/17 invest [1] 81/7 invested [3] 35/24 53/3 93/1 investigate [20] 26/21 26/22 32/15 32/20 32/20 69/4 69/7 72/6 75/14 78/20 87/1 88/11 88/13 90/1 90/4 90/14 90/16 90/18 92/10 95/18 investigated [8] 28/22 28/25 39/12 48/14 52/12 72/5 72/11 77/23 investigating [5] 11/25 26/18 29/19 45/15 80/11 investigation [12] 32/4 40/23 43/17 44/5 45/10 47/2 49/11 72/18 77/3 91/17 91/21 92/22 investigations [8] 17/24 18/1 20/19 20/20 28/15 43/16 79/24 97/10 investigative [5] 5/17 5/20 6/19 33/12 57/17 investigator [5] 6/15 11/15 28/4 84/19 84/20 investigators [1] 10/15 investing [4] 37/16 37/24 80/11 83/19 investment [5] 45/18 46/19 47/6 47/11 97/6 investments [2] 46/2 49/19 investor [3] 36/23 47/6 48/17 invoices [1] 48/1 involve [2] 26/17 45/9 involved [14] 8/12 8/18 11/21 18/8 31/24 32/2 38/9 40/13 40/14 47/1 47/3 51/18 62/8 62/12 involvement [2] 41/13 84/2 involving [2] 14/13 26/1 irrelevant [1] 40/16 IRS [3] 33/8 33/9 33/10	is [175] islands [2] 51/20 51/21 isn't [14] 22/14 22/21 23/7 23/22 28/6 55/18 62/5 62/9 62/25 63/4 66/2 67/24 93/6 93/6 issue [13] 4/16 20/24 37/9 40/6 40/7 40/11 40/12 42/13 44/24 63/21 64/20 88/13 95/21 issuer [1] 43/6 issues [6] 21/11 40/21 41/6 41/12 70/25 101/7 it [179] it's [59] 4/12 6/19 9/21 11/2 12/4 12/8 13/3 24/9 31/17 37/10 39/23 40/1 44/7 46/25 47/14 47/22 47/22 48/22 49/14 49/15 51/23 54/9 56/18 58/3 59/17 64/3 64/6 64/17 64/24 64/25 66/2 73/25 74/3 74/3 74/6 74/11 76/23 76/25 77/2 77/12 79/22 80/22 81/1 81/7 83/14 83/24 84/9 87/11 87/14 92/13 93/12 93/18 94/11 94/19 96/11 97/10 97/14 100/24 100/24 item [1] 42/12 items [2] 18/16 18/17 its [6] 48/22 58/20 58/23 74/23 90/21 91/4 itself [1] 16/1	84/13 84/21 85/13 85/21 86/7 90/7 90/9 93/1 93/4 95/11 95/12 96/19 100/22 100/24 100/24 102/3 justice [2] 7/21 26/5	K KAHN [1] 2/14 Kara [1] 98/9 keep [6] 4/12 16/22 18/1 29/17 45/6 47/10 keeping [1] 45/1 Keith [1] 97/23 KEMP [1] 2/5 Kia [1] 9/18 kind [11] 19/20 46/21 48/2 50/13 62/25 81/24 82/18 84/11 85/6 88/6 97/6 kinds [2] 65/1 88/7 KIRILL [1] 2/15 kitchen [1] 48/7 Klimas [1] 101/15 knew [6] 19/23 20/1 83/21 88/1 88/3 91/8 know [123] knowing [2] 51/4 84/10 knowledge [27] 12/14 13/9 13/21 14/5 19/22 20/2 20/7 35/21 36/18 37/12 37/18 38/4 39/2 40/3 40/3 40/8 43/5 58/12 62/23 63/2 64/21 65/15 65/19 67/11 69/20 73/5 86/19 known [3] 7/19 57/25 64/25 KOCH [7] 2/15 3/13 35/1 37/2 41/9 81/13 89/4	96/12 layers [2] 50/20 76/5 leading [5] 13/2 13/12 13/24 50/2 96/2 leaf [1] 65/9 leaked [1] 49/1 learn [1] 89/16 least [5] 46/18 80/18 83/5 83/8 98/2 lectern [3] 34/24 37/3 68/16 lecture [1] 31/2 lectures [4] 25/18 25/22 27/14 30/24 left [2] 44/16 65/2 legal [6] 7/21 26/5 45/7 50/13 84/11 84/16 legality [1] 41/2 legalized [1] 65/2 legally [3] 46/2 49/3 53/7 legitimate [15] 12/2 12/18 13/22 18/5 45/22 47/16 48/16 49/16 57/11 52/23 53/3 67/8 67/12 78/14 83/19 legwork [2] 57/8 57/13 less [3] 64/10 64/14 94/9 let [8] 16/25 41/18 42/10 45/3 51/24 83/25 100/7 100/18 let's [8] 36/5 36/16 36/16 36/21 36/21 53/4 84/2 88/1 letter [1] 100/23 letters [2] 8/5 9/23 leverage [2] 85/6 85/19 LEVIN [6] 2/11 3/14 89/2 95/8 95/12 98/11 liability [1] 76/8 license [10] 6/21 26/14 56/20 56/21 57/12 64/13 67/11 73/13 86/13 89/21 licensed [1] 6/19 licensee [5] 53/1 69/18 69/22 70/1 86/24 licensees [3] 56/12 66/20 67/2 licenses [5] 56/4 56/8 86/18 86/20 86/22 licensing [1] 32/17 licit [1] 53/9 life [2] 51/24 52/2 lifestyle [3] 46/23 46/24 97/7 like [34] 16/3 16/3 16/3 21/2 21/7 21/8 25/23 25/23 38/5 41/11 41/19 42/6 45/7 45/16 48/25 49/15 49/19 51/20 52/20 58/4 60/6 60/7 74/17 75/18 75/22 76/13 77/18 77/19 88/15 91/3 92/12 93/1 94/19 100/23 likes [1] 47/13 limited [3] 40/3 53/16
	J JAMES [1] 2/7 January [1] 88/3 JARED [1] 2/14 JD [1] 1/25 JENNIFER [1] 2/12 Jersey [1] 70/12 JILL [1] 1/24 job [4] 11/21 12/10 16/21 29/9 JOEL [2] 2/17 55/10 John [1] 77/19 join [2] 41/10 41/15 JORDAN [1] 2/18 Jorge [2] 2/20 98/1 JOSEPH [1] 2/14 judge [8] 1/9 14/13 15/8 31/1 42/16 42/19 43/21 81/17 JULY [3] 1/10 4/1 101/3 jumped [1] 55/8 June [1] 8/14 jury [1] 51/12 just [45] 7/24 11/14 13/2 13/3 15/25 35/3 37/8 38/19 41/10 44/1 46/10 46/20 51/22 52/8 53/4 54/5 56/16 65/9 66/6 67/23 68/24 73/11 74/3 74/6 75/19 76/22 76/25 81/16 83/17		L L-a-r-r-y [1] 5/1 LARRY [5] 4/3 4/8 5/1 14/8 16/3 LAS [2] 3/17 103/12 last [5] 5/2 5/11 28/19 29/11 58/13 later [2] 85/10 87/23 launder [7] 52/15 63/16 64/1 64/12 64/14 64/19 94/25 launderers [1] 47/24 laundering [12] 8/19 11/12 12/1 12/3 12/20 29/11 47/25 48/13 52/23 63/21 69/1 76/6 law [22] 6/14 11/14 11/16 12/12 13/9 13/19 15/4 17/6 18/15 19/22 42/13 48/9 49/3 49/11 77/14 78/3 87/5 95/25 96/4 96/9 96/10 96/13 lawful [1] 12/9 laws [4] 8/16 11/22 48/23 49/8 lawyer [1] 82/12 lawyers [2] 47/24		

<p>L</p> <p>limited... [1] 76/7</p> <p>line [2] 9/1 21/11</p> <p>linear [1] 9/21</p> <p>lines [1] 18/3</p> <p>list [3] 43/7 53/6 53/11</p> <p>listed [2] 36/22 61/21</p> <p>listen [2] 21/14 53/18</p> <p>lists [1] 63/18</p> <p>litigation [10] 1/6 5/22 18/8 25/9 27/6 43/22 45/12 46/23 96/25 101/10</p> <p>little [7] 64/5 64/5 66/23 71/16 74/13 88/9 93/19</p> <p>live [1] 46/20</p> <p>lived [1] 7/22</p> <p>living [1] 85/18</p> <p>LLC [5] 6/20 67/17 67/20 67/22 68/4</p> <p>locate [1] 20/5</p> <p>locations [1] 53/13</p> <p>logical [1] 86/23</p> <p>Lone [1] 55/12</p> <p>long [2] 7/2 99/16</p> <p>longer [1] 76/19</p> <p>look [15] 21/23 32/21 38/17 47/20 58/3 59/15 61/2 61/11 71/21 71/23 81/23 88/9 94/5 94/21 98/22</p> <p>looked [4] 32/18 40/4 40/13 76/25</p> <p>looking [11] 17/7 20/11 23/13 37/25 46/14 46/16 59/21 59/22 66/9 74/1 88/7</p> <p>lot [10] 11/24 12/10 14/25 15/2 20/13 33/13 82/2 84/13 84/21 94/8</p> <p>loud [1] 61/4</p> <p>Louis [12] 6/5 6/8 6/25 7/2 7/9 7/11 7/15 7/19 8/4 11/9 12/13 26/17</p> <p>luck [1] 60/1</p> <p>Lynch [1] 50/17</p>	<p>82/14 93/20</p> <p>man [1] 9/8</p> <p>mandated [1] 80/20</p> <p>mandatory [2] 75/4 75/5</p> <p>manner [1] 98/15</p> <p>many [11] 4/9 19/11 28/12 28/12 31/2 31/2 35/11 35/13 36/4 76/5 94/14</p> <p>March [1] 6/12</p> <p>marijuana [30] 18/2 18/5 18/5 30/15 31/5 32/17 45/8 47/17 52/24 53/7 56/9 63/17 64/23 64/23 65/2 65/16 65/24 69/18 69/22 70/1 71/1 72/4 72/10 74/16 78/14 87/8 87/18 89/21 91/22 93/23</p> <p>MARK [2] 2/4 16/3</p> <p>market [24] 24/25 30/15 35/17 35/22 36/12 36/14 36/16 36/19 40/12 45/8 48/4 49/19 56/9 61/25 61/25 62/18 63/17 64/21 65/24 66/14 66/19 66/25 67/15 78/19</p> <p>markets [2] 35/11 35/14</p> <p>Maryville [2] 7/19 7/20</p> <p>mask [6] 4/10 4/11 31/25 55/14 77/19 78/25</p> <p>masks [1] 4/16</p> <p>master's [1] 7/24</p> <p>match [1] 23/16</p> <p>materials [2] 15/18 16/2</p> <p>matter [7] 22/13 55/22 57/19 62/12 77/22 96/5 103/5</p> <p>matters [4] 15/6 24/16 30/16 69/7</p> <p>MAXIMILIEN [1] 2/4</p> <p>may [26] 4/25 7/1 7/5 19/2 20/22 21/9 25/20 25/21 35/22 37/12 37/18 40/15 42/7 42/8 43/15 44/6 49/20 54/17 54/19 55/11 75/1 84/20 84/21 85/2 85/14 85/25</p> <p>maybe [4] 37/16 47/9 90/13 98/6</p> <p>MBA [2] 7/23 26/12</p> <p>me [53] 6/20 10/2 11/24 14/5 20/20 23/24 24/4 31/2 31/6 31/7 33/13 34/3 34/3 36/18 41/18 43/8 43/13 43/16 43/20 46/12 50/23 51/25 55/15 55/15 58/4 59/6 60/6 61/9 63/20 65/14 65/20 66/13 68/8 77/17 77/22 77/25 78/21 79/25 80/13 80/17 81/2 81/18 81/23 82/13 82/14 83/25</p>	<p>84/24 85/20 86/23 89/22 90/8 94/19 97/22</p> <p>mean [6] 11/24 76/23 83/13 93/18 94/3 100/16</p> <p>means [6] 12/15 12/20 13/10 46/2 47/9 68/19</p> <p>medal [4] 10/23 10/24 10/25 11/1</p> <p>medical [3] 71/1 98/13 99/6</p> <p>MediFarm [11] 38/16 70/22 71/6 71/10 71/14 89/10 89/17 90/19 91/4 94/13 95/2</p> <p>MediFarm's [1] 70/8</p> <p>meet [1] 55/13</p> <p>meeting [3] 44/12 44/17 100/18</p> <p>meetings [2] 31/2 31/3</p> <p>member [6] 30/1 68/4 74/16 75/16 87/19 87/21</p> <p>members [5] 32/5 67/16 72/22 86/11 86/16</p> <p>memory [2] 15/14 16/25</p> <p>Mendoza [1] 14/13</p> <p>mention [1] 80/8</p> <p>mentioned [5] 50/25 73/18 86/7 90/7 90/9</p> <p>mergers [1] 43/4</p> <p>Merrill [1] 50/17</p> <p>message [1] 101/17</p> <p>met [1] 4/18</p> <p>methods [2] 12/15 13/10</p> <p>Metropolitan [1] 26/17</p> <p>Mexican [1] 52/3</p> <p>Mexican-based [1] 52/3</p> <p>Mexico [9] 7/25 8/2 8/22 10/2 10/8 10/9 10/11 20/1 49/16</p> <p>Miami [4] 5/18 6/20 10/14 10/16</p> <p>microphone [2] 4/13 66/24</p> <p>Middle [1] 5/1</p> <p>might [21] 36/24 43/18 46/4 48/15 52/25 63/7 64/5 68/11 72/6 72/6 75/10 81/8 81/9 85/7 85/9 87/8 88/8 88/22 96/9 98/6 98/10</p> <p>MIKHAYLOV [1] 2/15</p> <p>MILLER [1] 2/6</p> <p>million [1] 46/19</p> <p>millions [2] 52/17 52/18</p> <p>mind [1] 73/24</p> <p>mine [1] 6/17</p> <p>minutes [2] 44/10 44/12</p> <p>mistaken [1] 52/20</p> <p>model [2] 87/10 87/11</p> <p>moment [3] 31/22 54/17 92/13</p>	<p>Monday [6] 97/20 98/2 99/9 100/5 100/13 102/8</p> <p>money [40] 8/18 11/12 11/25 12/3 12/5 12/17 29/10 29/12 45/2 45/19 45/22 45/22 45/23 46/24 47/24 47/25 48/13 51/5 51/10 52/11 52/15 52/23 53/3 53/3 55/18 63/16 63/20 64/1 64/14 64/19 69/1 76/5 77/10 79/14 79/15 80/23 81/7 83/19 85/20 94/25</p> <p>more [20] 4/11 22/10 35/16 36/1 36/5 41/12 64/1 64/3 64/5 64/6 64/6 64/10 64/14 68/13 82/11 84/5 93/16 98/6 98/7 98/23</p> <p>morning [16] 5/15 31/20 31/21 35/9 35/10 68/22 68/23 89/9 89/15 97/20 98/2 98/9 99/9 99/21 99/23 102/4</p> <p>most [6] 8/15 21/19 44/15 45/20 45/23 67/8</p> <p>Mountain [1] 55/12</p> <p>move [8] 7/7 7/25 12/24 22/2 23/5 35/4 44/24 101/9</p> <p>moved [1] 8/2</p> <p>Mr [15] 3/5 3/10 3/11 3/12 3/13 3/15 21/6 37/9 43/8 44/15 44/16 60/1 61/23 71/16 72/15</p> <p>Mr. [116]</p> <p>Mr. Anderson [1] 98/23</p> <p>Mr. Britten [1] 98/20</p> <p>Mr. Capurro [1] 99/17</p> <p>Mr. Capurro's [1] 99/16</p> <p>Mr. Dzarnoski [21] 5/5 13/6 14/9 16/9 16/17 21/19 22/2 22/9 22/14 23/12 23/25 24/5 31/23 41/17 53/15 54/24 63/6 89/10 94/14 95/6 95/7</p> <p>Mr. Dzarnoski's [2] 22/17 22/20</p> <p>Mr. Gamble [1] 29/15</p> <p>Mr. Gentile [2] 4/14 97/21</p> <p>Mr. Holifield [19] 4/24 5/15 15/16 22/9 31/20 37/6 41/3 41/7 44/22 55/8 60/15 68/22 71/5 74/10 81/18 89/9 95/11 96/14 96/17</p> <p>Mr. Holifield's [1] 40/20</p> <p>Mr. Koch [5] 35/1 37/2 41/9 81/13 89/4</p> <p>Mr. Larry [1] 14/8</p> <p>Mr. Madrigal [1] 78/12</p> <p>Mr. Nahass [1] 70/8</p> <p>Mr. Prince [2] 98/21</p>	<p>98/22</p> <p>Mr. Pupo [10] 98/1 98/5 98/8 98/9 99/10 99/13 99/20 99/25 100/1 100/12</p> <p>Mr. Schwarz [9] 12/25 22/1 31/15 31/17 34/21 39/18 54/22 55/4 61/9</p> <p>Mr. Schwarz's [1] 40/19</p> <p>Mr. Seigneur [4] 98/5 99/22 100/2 100/5</p> <p>Mr. Semesky [16] 20/17 33/8 33/13 34/7 34/15 34/16 37/17 37/20 37/22 37/24 55/17 55/17 55/25 58/17 58/19 58/22</p> <p>Mr. Semesky's [1] 33/22</p> <p>Mr. Shevorski [3] 34/21 37/3 41/14</p> <p>Mr. Smith [9] 12/25 21/13 31/8 31/10 31/25 40/17 68/19 78/23 98/19</p> <p>Mr. Sparkling [1] 87/22</p> <p>Mr. Williamson [2] 97/23 97/25</p> <p>Ms [1] 3/14</p> <p>Ms. [10] 89/2 95/8 95/12 98/11 98/20 99/2 99/14 100/7 100/20 100/22</p> <p>Ms. Chattah [2] 100/20 100/22</p> <p>Ms. Cronkhite [2] 98/20 99/2</p> <p>Ms. Levin [4] 89/2 95/8 95/12 98/11</p> <p>Ms. Welch [2] 99/14 100/7</p> <p>much [4] 4/11 18/20 79/20 86/2</p> <p>Mulder [1] 21/20</p> <p>mute [2] 29/14 29/15</p> <p>my [55] 4/8 6/16 7/5 8/25 9/20 10/14 11/5 14/3 14/4 16/11 17/5 17/6 17/18 19/22 20/15 20/15 20/21 33/24 34/1 34/2 34/12 34/14 37/10 43/20 51/1 52/6 55/10 58/3 66/7 66/11 69/13 69/15 73/14 76/21 77/12 80/9 80/21 80/25 80/25 85/16 90/12 90/14 91/2 92/13 92/14 92/14 93/3 93/14 93/15 93/16 93/19 94/22 98/18 102/1 102/5</p> <p>myself [1] 13/17</p> <p>N</p> <p>N-o-b-l-e [1] 5/2</p> <p>NAC [1] 73/19</p> <p>Nahass [1] 70/8</p> <p>name [11] 4/7 4/8 4/22</p>
--	---	--	--	---

<p>N name... [8] 4/25 5/2 5/2 20/3 28/23 47/5 50/17 55/10 names [1] 47/10 narcotics [3] 6/9 7/13 8/16 NATHANAEL [1] 2/7 natural [2] 46/13 47/2 nature [4] 14/4 20/6 51/12 94/10 necessarily [2] 68/12 100/14 need [8] 21/12 22/25 23/3 23/7 23/9 31/14 102/1 102/5 needs [4] 15/20 46/5 98/15 101/21 nefarious [1] 48/15 neighbors [1] 83/6 NEVADA [47] 1/2 4/1 21/20 24/25 30/15 31/5 31/6 45/8 49/21 52/24 53/6 53/25 56/4 56/9 56/11 56/20 56/25 57/2 57/9 57/12 57/15 61/24 61/25 62/14 64/13 64/15 64/15 65/5 65/24 66/14 66/19 66/25 67/12 67/15 69/22 69/25 70/14 72/4 72/10 73/1 76/14 80/1 86/25 87/9 100/25 101/16 103/12 Nevada's [1] 76/20 never [12] 25/15 25/18 26/14 27/14 27/17 27/21 27/25 28/4 29/25 47/5 93/19 94/20 new [5] 8/14 9/6 65/9 70/12 92/22 next [10] 1/19 54/4 54/5 54/7 61/19 82/13 83/6 85/19 93/2 99/4 next-door [1] 83/6 nice [3] 55/13 97/19 102/7 no [82] 1/5 1/5 5/8 18/9 18/19 19/7 19/18 25/17 26/2 26/19 27/1 27/7 27/10 27/13 27/16 27/20 27/20 28/3 28/24 29/21 29/24 30/17 30/20 30/23 31/6 32/1 32/11 32/14 32/20 32/23 35/15 36/20 36/25 37/1 38/21 39/15 39/19 40/2 40/2 40/2 40/7 40/8 40/12 41/20 42/7 43/12 56/10 56/13 56/22 57/10 62/13 62/16 62/23 63/2 63/9 63/11 63/25 66/14 67/13 69/8 69/13 69/15 69/20 70/24 71/20 72/20 73/16 75/18 76/19 78/11 84/9 84/10 89/12 89/19 92/24</p>	<p>93/14 95/4 96/5 96/18 97/18 99/22 100/19 NOBLE [3] 4/3 4/8 5/2 nominee [2] 12/19 85/13 nominees [1] 42/21 nonCIA [1] 11/2 none [2] 38/19 38/21 nor [1] 18/7 north [1] 10/13 not [147] notes [1] 58/3 nothing [2] 41/3 54/20 notice [3] 65/14 74/19 100/22 now [19] 7/19 14/1 42/7 57/19 61/14 61/18 61/19 61/23 62/7 62/17 63/6 64/20 65/23 80/8 84/3 89/14 91/19 95/20 98/18 nowhere [2] 67/23 68/1 number [21] 9/16 16/19 17/1 17/11 17/18 20/25 20/25 21/20 44/24 44/24 49/20 50/20 51/20 51/21 59/16 59/18 63/16 63/16 63/17 74/22 103/10 Number 1 [3] 17/18 20/25 20/25 Number 2 [3] 9/16 21/20 74/22 Number 3 [2] 44/24 44/24 Number 5 [1] 17/11 Number one [1] 63/16 Number three [1] 63/17 number two [2] 49/20 63/16 numbered [1] 15/22 numbers [2] 15/25 16/14 numerous [5] 8/5 11/5 20/19 20/20 28/14</p>	<p>occurring [1] 29/11 occurs [1] 48/25 OCG [10] 44/3 62/7 62/24 63/3 63/7 64/22 66/18 66/24 67/14 68/10 OCGs [1] 24/24 OECD [6] 57/25 58/2 58/13 58/15 58/20 59/17 OECD's [1] 59/8 off [6] 67/23 68/1 68/5 69/13 69/15 97/23 off-the-book-nowhere- in-writing [1] 68/1 offer [6] 25/11 37/12 37/18 41/3 41/12 95/20 offered [10] 22/11 24/10 24/20 24/24 25/8 27/2 27/5 30/15 39/22 62/2 offering [5] 19/15 35/21 36/7 36/9 36/13 office [3] 8/24 9/6 98/18 officer [8] 6/7 7/6 7/18 29/25 30/2 74/16 75/15 77/14 officers [4] 32/5 72/22 86/11 86/16 offices [7] 9/17 9/17 10/10 10/11 10/13 10/13 10/16 officials [1] 47/25 offshore [5] 47/7 49/13 59/9 61/6 61/16 often [2] 87/6 87/7 Oh [5] 10/19 14/11 43/2 60/19 74/5 okay [133] old [4] 14/12 14/14 14/15 83/23 on [145] once [3] 20/14 20/16 84/9 one [49] 9/17 9/18 12/7 15/17 15/18 21/19 27/4 28/16 28/19 32/13 35/17 36/1 36/2 36/3 36/6 51/1 51/2 52/6 53/5 54/9 54/17 55/11 57/20 58/16 59/11 63/16 66/11 66/20 67/2 70/21 70/25 71/6 73/19 77/18 78/6 78/6 78/13 79/9 79/9 79/9 79/10 81/8 81/8 82/2 92/13 92/13 93/2 95/11 98/24 ones [3] 16/9 51/2 72/14 ongoing [1] 101/10 only [11] 36/3 36/3 41/20 41/24 48/8 49/9 73/11 85/10 86/2 94/4 98/3 open [1] 9/5 operate [2] 87/8 87/21 operating [1] 39/9 operations [4] 10/2</p>	<p>10/5 10/9 19/25 opine [1] 41/4 opined [1] 34/8 opinion [46] 14/24 15/5 17/18 18/12 18/16 19/9 19/19 19/20 19/21 20/14 20/16 33/18 35/21 38/24 38/25 39/14 40/10 42/14 53/24 53/24 66/9 75/21 80/10 80/22 80/25 82/19 87/7 91/5 91/17 91/21 92/4 92/14 92/14 92/20 93/6 93/13 93/14 93/15 93/16 93/19 93/22 94/16 94/19 94/22 95/13 95/20 opinions [39] 14/10 17/18 18/17 20/15 21/15 21/16 22/13 23/13 23/16 23/21 23/21 25/8 25/12 27/5 30/16 33/3 33/24 34/1 34/4 34/8 34/11 34/12 34/14 34/16 37/11 37/18 39/4 39/10 39/22 44/3 44/25 55/25 57/19 62/2 65/25 73/17 75/20 77/8 77/13 opportunity [4] 49/20 74/23 75/11 101/2 opposing [1] 15/19 opposite [1] 52/8 opted [1] 79/18 opting [2] 12/18 13/22 or [115] order [10] 17/5 43/3 45/6 47/10 48/10 50/18 53/23 54/14 97/9 99/19 organizational [1] 77/15 organizations [10] 8/18 8/19 9/23 12/5 45/2 47/16 47/23 49/21 64/7 64/19 organized [21] 9/3 11/13 12/1 12/15 13/10 18/2 18/4 25/23 45/6 48/15 52/3 52/23 52/25 64/18 69/4 69/17 72/3 75/22 76/19 79/18 85/6 original [1] 70/21 originated [2] 51/16 51/16 Orleans [1] 8/15 OTCQX [1] 70/18 other [18] 11/3 11/15 12/20 16/8 19/6 20/22 26/1 47/9 52/25 53/25 65/18 66/16 90/19 92/20 93/11 94/13 97/7 98/24 others [2] 69/9 93/7 otherwise [3] 4/12 48/17 69/18 ounces [1] 65/13 our [6] 4/15 4/15 8/19 8/20 45/3 70/13 out [27] 8/1 12/7 18/2</p>	<p>44/11 45/2 46/6 47/5 47/10 49/1 49/12 50/14 50/18 51/10 61/4 66/1 72/12 79/11 82/12 82/14 82/14 84/4 84/6 85/9 85/10 87/12 90/17 92/8 outline [1] 96/21 outsiders [1] 93/7 over [14] 7/8 13/8 20/14 20/15 23/5 46/11 48/12 65/16 69/10 92/21 92/21 93/9 93/13 94/24 overruled [9] 13/15 13/25 29/3 29/5 48/20 50/3 51/7 52/1 96/3 oversaw [4] 8/12 10/2 10/5 10/10 overseas [2] 14/3 47/13 oversee [1] 10/1 own [11] 5/17 6/17 34/12 36/18 37/13 37/16 37/24 87/21 94/4 94/8 94/9 owned [4] 69/18 69/22 89/10 95/15 owner [18] 47/11 47/12 47/20 48/7 49/13 49/25 50/10 50/13 50/19 51/23 54/16 74/15 75/15 76/3 82/10 85/2 85/21 85/22 owners [20] 24/18 32/5 47/18 54/2 54/8 54/9 67/5 70/21 71/1 72/21 78/6 86/12 86/16 91/18 91/22 92/9 93/8 95/25 96/1 97/11 ownership [12] 17/19 21/1 42/14 42/21 43/14 43/15 67/20 75/23 77/6 77/10 77/16 77/20 owns [8] 50/14 54/12 84/5 84/6 84/10 85/5 89/17 93/23</p>
<p>P</p>				
<p>p.m [1] 102/9 page [9] 1/19 17/1 22/16 23/6 59/16 59/17 60/11 61/2 61/11 pages [1] 60/2 paid [3] 18/20 18/21 55/17 Panama [8] 48/22 48/23 48/24 48/25 49/2 49/3 49/9 51/20 Panamanian [1] 49/12 paper [2] 49/6 60/9 papers [1] 48/25 paragraph [1] 13/2 paraphrase [1] 74/13 PARKER [1] 2/6 part [9] 44/4 51/18 53/12 72/15 91/16 91/20 97/4 102/1 102/5 partakes [1] 64/9</p>				

<p>P</p> <p>participated [1] 9/24</p> <p>particular [9] 11/11 24/25 30/25 37/10 45/24 46/5 64/13 81/17 95/19</p> <p>particularly [1] 48/13</p> <p>parties [5] 12/19 32/6 40/13 40/24 72/19</p> <p>Partners [1] 55/12</p> <p>Paso [6] 7/23 8/1 8/22 10/4 10/4 10/6</p> <p>pass [4] 65/8 65/11 68/16 73/4</p> <p>patrol [4] 7/7 7/8 7/10 7/12</p> <p>patrolman [1] 6/9</p> <p>Paul [1] 16/3</p> <p>Pause [2] 44/14 59/24</p> <p>pay [3] 81/22 81/24 82/1</p> <p>payment [1] 55/20</p> <p>people [23] 44/16 46/7 46/9 46/12 47/8 47/10 49/1 49/2 51/1 53/7 53/11 53/12 79/11 80/11 80/24 82/12 83/20 83/20 92/25 94/4 94/9 96/23 97/7</p> <p>percent [9] 85/1 93/23 94/2 94/3 94/4 94/7 94/8 94/15 95/24</p> <p>percentage [2] 94/12 95/14</p> <p>perform [1] 82/18</p> <p>Performance [1] 11/6</p> <p>performed [3] 81/20 87/8 87/20</p> <p>perhaps [2] 46/4 83/12</p> <p>permanent [1] 9/19</p> <p>permit [1] 14/10</p> <p>permitted [1] 17/14</p> <p>person [25] 45/11 45/13 45/14 45/17 45/25 46/10 46/18 49/9 49/24 50/9 74/17 78/22 79/4 82/8 83/18 85/5 85/7 85/12 85/13 85/20 95/18 97/4 97/5 97/15 103/10</p> <p>person's [2] 20/3 45/14</p> <p>personal [8] 37/13 37/16 37/24 69/20 73/5 75/6 80/22 86/19</p> <p>personally [1] 26/21</p> <p>persons [2] 46/13 47/3</p> <p>perspective [1] 97/11</p> <p>pertain [1] 61/20</p> <p>pertaining [1] 55/16</p> <p>peso [1] 48/4</p> <p>PETER [1] 2/3</p> <p>phase [2] 40/21 41/6</p> <p>phonetic [2] 9/18 10/23</p> <p>phrase [1] 20/25</p> <p>PI [1] 6/21</p> <p>pick [1] 87/23</p>	<p>picked [1] 80/7</p> <p>pile [5] 16/6 16/12 16/25 93/20 93/21</p> <p>place [1] 51/20</p> <p>placed [2] 33/11 36/12</p> <p>plaintiff [3] 3/3 32/8 94/13</p> <p>plaintiffs [6] 2/2 70/4 71/6 77/15 77/18 78/7</p> <p>plaintiffs' [1] 40/9</p> <p>plan [1] 99/8</p> <p>Planet [1] 38/19</p> <p>play [2] 70/7 76/6</p> <p>please [16] 4/6 4/6 4/22 5/15 13/5 16/25 17/16 20/9 23/19 29/14 29/15 34/25 45/3 50/7 59/16 60/11</p> <p>point [7] 8/1 34/3 44/1 59/5 59/6 69/10 75/20</p> <p>points [1] 40/19</p> <p>police [19] 6/6 6/6 6/7 6/8 6/25 7/2 7/4 7/6 7/9 7/11 7/13 7/15 7/18 8/4 11/9 12/13 26/17 46/11 86/25</p> <p>political [2] 7/21 26/5</p> <p>portion [3] 19/16 95/17 99/21</p> <p>portions [1] 33/18</p> <p>position [3] 7/14 9/1 93/9</p> <p>positions [3] 6/8 13/17 14/5</p> <p>possible [6] 56/17 56/18 64/18 85/24 87/25 93/18</p> <p>possibly [1] 94/1</p> <p>potential [4] 19/9 52/22 61/24 84/1</p> <p>potentially [1] 15/5</p> <p>pounds [1] 78/18</p> <p>power [2] 51/12 54/13</p> <p>PowerPoint [1] 21/21</p> <p>practical [2] 88/20 93/4</p> <p>practically [1] 6/12</p> <p>precious [1] 48/5</p> <p>predate [1] 101/7</p> <p>preface [1] 51/25</p> <p>preliminaries [1] 13/25</p> <p>preparation [1] 18/25</p> <p>preparing [1] 73/17</p> <p>prepped [1] 4/18</p> <p>prepping [1] 100/5</p> <p>PRESENT [1] 2/20</p> <p>presented [3] 24/6 39/24 40/21</p> <p>presenting [1] 18/24</p> <p>pressured [1] 87/19</p> <p>pretty [4] 46/22 64/24 74/11 74/12</p> <p>previous [2] 6/4 6/5</p> <p>previously [3] 5/7 25/11 27/8</p> <p>price [1] 64/23</p> <p>prices [4] 53/9 63/17 64/21 65/4</p> <p>primary [2] 75/20 76/18</p>	<p>prime [1] 68/9</p> <p>PRINCE [3] 2/16 98/21 98/22</p> <p>prior [7] 6/3 22/12 25/9 27/5 30/16 38/5 40/7</p> <p>private [17] 5/17 5/20 6/19 12/17 28/4 38/6 39/3 39/5 39/9 39/11 47/1 67/20 67/22 68/4 76/7 84/18 84/20</p> <p>privately [1] 70/1</p> <p>privileged [1] 57/12</p> <p>probably [7] 8/16 11/23 45/20 45/23 49/16 80/5 87/4</p> <p>problem [4] 79/6 79/14 79/16 88/4</p> <p>procedure [1] 32/25</p> <p>procedures [2] 18/11 40/25</p> <p>Proceed [1] 44/18</p> <p>proceeding [2] 4/11 59/24</p> <p>proceedings [6] 1/7 4/16 44/13 44/14 102/9 103/4</p> <p>proceeds [1] 12/21</p> <p>process [18] 32/17 32/18 41/3 50/13 56/24 57/6 57/8 57/17 64/6 72/10 72/16 79/21 80/4 83/24 84/11 84/16 84/21 93/13</p> <p>processes [3] 32/15 33/1 40/14</p> <p>product [1] 65/4</p> <p>products [2] 53/9 53/9</p> <p>professional [1] 47/23</p> <p>professors [1] 83/5</p> <p>profile [1] 97/5</p> <p>profits [2] 12/6 85/14</p> <p>project [1] 28/19</p> <p>promoted [4] 7/12 7/25 8/25 9/1</p> <p>promotion [3] 9/16 9/19 10/7</p> <p>proper [2] 17/23 91/21</p> <p>properties [4] 47/13 52/7 52/16 52/18</p> <p>property [1] 52/14</p> <p>proposed [2] 74/15 74/16</p> <p>proprietor [1] 85/17</p> <p>proprietorship [1] 76/10</p> <p>prosecute [2] 8/20 8/20</p> <p>prosecutions [1] 12/9</p> <p>prosecutors [1] 26/2</p> <p>protocol [1] 27/19</p> <p>prove [3] 51/9 76/3 76/4</p> <p>provide [8] 5/20 19/5 24/1 39/22 43/13 50/23 56/20 74/19</p> <p>provided [1] 40/4</p> <p>provides [1] 53/19</p> <p>providing [3] 19/19 40/8 65/25</p>	<p>public [33] 12/17 24/11 25/5 27/4 29/13 35/11 35/13 35/17 35/22 36/7 36/9 36/16 36/19 36/24 38/3 38/4 38/6 38/10 38/11 38/14 38/20 38/22 38/23 39/3 39/5 39/8 39/11 42/15 47/1 47/25 54/8 65/5 81/23 publicized [1] 87/14</p> <p>publicly [50] 17/19 21/1 24/18 28/5 28/9 28/11 28/11 28/13 28/21 28/24 29/8 29/20 29/22 30/1 30/2 30/6 43/9 52/4 52/8 54/2 56/3 56/8 56/15 61/21 62/1 62/11 62/19 62/24 63/3 63/8 63/23 64/2 66/15 69/19 69/23 70/4 70/15 70/25 71/7 71/13 71/21 76/13 76/17 76/17 89/10 89/16 92/6 92/16 93/17 95/2</p> <p>published [5] 25/15 27/11 30/21 57/24 58/5</p> <p>Publishing [2] 70/9 70/20</p> <p>pull [3] 31/25 78/25 88/12</p> <p>Pupo [12] 2/20 98/1 98/1 98/5 98/8 98/9 99/10 99/13 99/20 99/25 100/1 100/12</p> <p>purchase [5] 48/1 53/7 75/22 77/5 77/10</p> <p>purchasing [1] 53/11</p> <p>purely [1] 62/5</p> <p>purport [1] 17/16</p> <p>purported [1] 24/16</p> <p>purporting [1] 48/17</p> <p>purpose [1] 49/1</p> <p>purposes [1] 57/22</p> <p>pursue [1] 7/16</p> <p>pursuing [1] 12/9</p> <p>put [14] 12/7 19/2 29/14 29/15 47/5 50/20 76/6 82/13 83/20 85/13 87/11 94/11 98/5 98/8</p> <p>puts [1] 86/1</p> <p>putting [4] 45/17 46/19 73/24 85/19</p> <p>PUZEY [1] 2/7</p>	<p>95/16 95/17 95/23</p> <p>questions [21] 19/19 22/10 31/9 34/19 37/1 37/2 38/5 39/19 41/19 42/3 51/1 55/16 61/23 68/24 81/10 81/12 89/3 95/4 95/12 96/16 96/19</p> <p>quick [2] 31/13 55/16</p> <p>quickly [2] 34/23 66/23</p> <p>quite [3] 14/22 20/21 65/20</p> <hr/> <p>R</p> <p>raised [1] 78/13</p> <p>ran [1] 85/22</p> <p>rate [1] 19/3</p> <p>RE [1] 1/6</p> <p>reached [1] 34/17</p> <p>reaching [1] 57/19</p> <p>read [11] 17/14 17/16 21/18 21/24 37/23 61/4 73/3 73/18 80/8 80/9 100/24</p> <p>reading [1] 73/18</p> <p>real [5] 49/11 51/24 52/2 85/9 88/22</p> <p>real-life [1] 52/2</p> <p>real-world [1] 88/22</p> <p>reality [1] 88/17</p> <p>really [13] 14/11 14/21 23/18 32/19 49/6 49/7 52/17 54/11 54/12 83/18 85/4 85/14 94/11</p> <p>realm [1] 57/8</p> <p>reaping [1] 85/14</p> <p>reason [5] 49/2 57/11 58/7 67/9 76/19</p> <p>reasons [2] 63/7 63/15</p> <p>reassigned [1] 10/12</p> <p>recall [13] 16/18 23/1 55/11 57/22 58/6 59/10 61/19 63/8 63/12 67/4 71/17 73/19 95/15</p> <p>receive [4] 8/3 11/3 11/18 18/23</p> <p>received [11] 6/6 8/5 9/12 9/13 10/7 10/24 11/5 11/19 24/5 55/18 100/22</p> <p>receives [1] 74/14</p> <p>receiving [1] 79/25</p> <p>recent [1] 21/19</p> <p>recently [1] 78/6</p> <p>recessed [1] 44/13</p> <p>recite [2] 15/10 73/21</p> <p>recognize [3] 14/8 14/9 55/15</p> <p>recollection [5] 15/20 17/7 17/15 61/5 61/15</p> <p>record [12] 4/7 4/16 4/23 17/20 21/23 24/13 46/1 81/23 101/3 101/22 102/2 102/5 17/19 21/2 24/10 25/5</p> <p>RECORDER [1] 1/24</p> <p>RECORDING [5] 70/9 70/19 70/20 71/3 103/4</p> <p>records [1] 45/13</p>
---	--	---	---	--

R	52/9	95/1 95/20 96/8 96/9	22/19 22/24 23/6 23/7	62/24 63/3 92/17 92/23
recreational [9] 32/17	reporting [2] 1/25	96/14 97/15 97/25 98/8	23/12 23/17	93/12
56/9 56/21 67/15 72/4	52/16	98/20 99/24 100/11	sectors [1] 12/17	she [3] 95/12 98/11
72/10 89/21 91/22	reports [2] 20/5 46/11	100/15	securities [15] 26/18	100/8
93/23	represent [1] 55/11	ring [1] 38/19	26/21 26/23 35/17	shell [5] 2/17 47/8
red [4] 88/6 88/8 88/11	represents [2] 45/14	risk [1] 66/13	35/23 37/10 37/11	47/13 49/5 67/19
93/10	45/25	Ritter [1] 77/19	37/18 39/25 39/25 40/1	Sheriff [1] 9/7
Redirect [2] 3/15 95/9	reputation [1] 85/14	Roberto [1] 78/7	40/1 42/13 42/13 69/4	SHEVORSKI [5] 2/11
refer [2] 16/24 16/24	reputations [1] 83/22	role [1] 42/23	securities-related [1]	34/21 37/3 41/14 44/16
referenced [4] 57/20	requested [1] 19/20	Ron [1] 98/3	37/11	shield [1] 47/6
59/1 59/6 60/3	requests [1] 23/17	room [2] 4/14 96/12	security [6] 26/24	short [2] 44/8 100/24
references [1] 46/7	require [2] 64/5 77/2	ROSE [1] 2/16	36/17 36/23 36/24	should [28] 32/9 59/23
referred [2] 16/10 37/8	required [6] 45/5 53/23	ROSS [1] 2/6	69/12 103/10	60/16 60/17 72/22
referring [1] 60/21	57/12 90/16 91/7 96/5	roughly [1] 7/1	see [15] 1/19 12/22	77/23 79/6 80/13 80/17
refresh [5] 15/13 15/20	requirement [7] 66/5	rule [1] 79/1	40/20 61/5 74/18 74/19	87/7 90/17 91/7 91/10
16/25 17/7 17/15	82/25 91/8 91/9 92/7	ruling [2] 44/22 98/3	74/22 74/23 75/2 79/10	91/15 92/5 92/14 92/21
refreshes [1] 61/5	92/8 92/12	RULIS [1] 2/7	90/24 93/25 98/19 99/5	93/5 93/11 93/13 93/24
Refused [1] 78/9	requirements [3] 20/11	run [2] 70/11 94/10	102/7	94/16 95/15 95/24
regard [3] 15/5 22/10	66/7 101/11	RUSTY [1] 2/13	seeing [1] 71/5	95/25 96/1 98/24
100/16	research [8] 18/14	S	seeking [1] 68/10	100/12
regarding [8] 13/21	18/22 20/5 20/14 20/15	Safari [1] 20/12	seem [1] 86/23	shouldn't [1] 95/18
15/5 15/20 17/5 37/18	32/15 33/16 45/5	said [15] 4/14 7/1 11/9	seems [4] 41/3 74/12	Showing [1] 14/14
39/2 40/11 95/12	resources [4] 19/21	16/18 25/22 37/22	74/17 75/9	SIGAL [1] 2/3
regional [1] 10/8	46/11 79/23 80/1	43/19 43/19 51/2 71/8	Seigneur [5] 98/3 98/5	Similarly [2] 57/15
registered [4] 49/10	respect [6] 34/1 36/5	85/18 91/16 92/12	99/22 100/2 100/5	69/25
50/10 50/14 51/19	37/11 41/12 65/23	95/25 97/23	selected [1] 80/19	simple [1] 21/3
regulated [15] 24/25	84/23	sales [1] 52/17	sell [1] 65/17	simplify [1] 66/18
27/19 27/20 27/22 28/2	respond [1] 41/18	Salvador [1] 8/24	selling [1] 78/18	simply [2] 40/8 73/14
30/15 31/5 61/25 64/8	response [2] 96/18	same [1] 80/1	Semesky [18] 20/4	Sincerely [1] 101/15
64/9 64/15 65/16 65/24	97/18	San [3] 9/2 9/4 9/5	20/17 33/6 33/8 33/13	single [5] 28/9 28/16
66/14 66/25	restaurant [1] 48/6	satellite [1] 52/13	34/7 34/15 34/16 37/17	28/22 28/25 69/11
regulation [2] 74/6	restaurants [1] 48/2	Saturday [1] 100/6	37/20 37/22 37/24	sir [104]
75/9	retained [4] 19/8 71/19	saw [3] 35/3 72/11	55/17 55/17 55/25	situation [1] 92/24
regulations [8] 72/12	71/21 89/11	73/11	58/17 58/19 58/22	situations [1] 11/21
73/1 73/3 73/4 73/7	retainer [1] 55/17	say [18] 36/16 36/21	Semesky's [1] 33/22	skills [1] 20/23
73/11 73/12 73/18	retired [4] 6/13 10/18	39/18 41/22 53/4 54/5	seminars [1] 26/1	skipping [2] 99/20
regulatory [1] 70/24	20/21 33/10	65/19 66/5 66/6 83/18	send [1] 81/23	99/24
reimbursements [1]	reveal [1] 85/11	84/1 84/2 85/17 86/8	senior [1] 10/7	SLATER [1] 2/8
19/1	revenues [1] 19/16	88/1 90/5 100/12	sense [2] 4/19 93/21	slightly [1] 83/25
relate [1] 24/16	review [9] 18/7 18/10	100/17	sent [4] 9/13 22/13	slipped [1] 87/13
related [3] 21/15 37/11	31/23 32/1 32/24 40/24	saying [8] 20/18 29/17	82/6 100/23	SMITH [13] 2/8 2/18
72/3	59/7 61/3 61/5	34/2 46/15 80/2 83/17	sentences [1] 100/24	3/12 12/25 21/13 31/8
relates [2] 25/7 94/22	reviewed [6] 58/20	85/19 94/22	Serenity [1] 38/13	31/10 31/25 40/17
relevance [1] 21/11	101/6 101/11	says [4] 74/18 74/25	service [3] 10/8 10/21	68/19 78/23 79/1 98/19
relevant [4] 33/14	revise [2] 74/23 75/11	76/23 96/4	11/4	smokescreens [1]
40/12 41/3 41/8	revised [1] 75/1	scenario [4] 62/17	services [4] 5/18 5/19	86/2
relied [4] 33/21 55/25	RICHARD [1] 2/18	65/23 87/21 88/22	5/20 6/18	so [102] 5/11 7/25 12/5
57/20 59/1	right [92] 4/21 6/3 6/23	school [5] 7/5 14/15	set [5] 23/25 53/8 84/1	12/9 12/25 14/1 17/15
rely [1] 46/10	7/4 14/1 17/13 20/24	53/14 83/5 83/21	84/3 101/11	19/14 20/2 23/24 24/9
remained [1] 9/16	22/1 25/2 26/12 27/2	SCHWARZ [13] 2/17	settlement [1] 101/5	25/3 29/17 32/4 32/12
remember [3] 14/13	27/25 31/17 35/3 37/14	3/11 12/25 22/1 31/15	settlements [1] 43/3	33/13 34/7 35/4 37/16
55/15 66/8	37/22 38/7 42/11 43/24	31/17 34/21 39/18	share [3] 52/2 64/22	37/24 38/17 38/25 39/2
removed [1] 75/16	43/25 44/15 44/22	54/22 55/4 55/10 60/1	95/19	39/12 40/15 41/2 42/7
render [5] 18/11 18/16	52/22 55/8 60/17 60/18	61/9	shareholder [11] 28/9	43/19 44/12 45/15
18/17 19/8 19/21	62/7 62/15 63/15 63/19	Schwarz's [1] 40/19	28/22 28/25 43/14	46/25 48/6 49/8 50/6
Reno [1] 98/19	63/23 65/6 66/8 66/20	science [2] 7/21 26/5	43/16 43/17 43/21 68/4	52/14 52/20 53/15
repeat [4] 23/19 27/24	67/17 67/19 68/18	scope [1] 21/15	92/22 94/1 95/16	55/17 58/20 58/25 59/6
39/6 50/6	72/10 73/15 74/12 75/8	screen [4] 60/12 60/15	shareholders [26]	59/13 59/17 61/14
replaced [1] 75/16	77/24 81/8 81/25 82/2	60/17 60/19	17/20 17/21 17/24	61/19 62/11 63/23
report [28] 9/19 15/18	82/3 82/7 82/11 82/16	searched [1] 20/10	24/13 24/14 25/6 25/7	65/17 67/14 70/10 71/5
16/1 16/11 17/7 18/24	82/23 83/1 83/2 84/10	searches [3] 20/12	27/4 28/5 28/13 28/16	71/9 72/7 72/14 72/21
34/2 46/18 52/6 57/21	84/12 84/13 84/17	20/13 56/1	29/8 29/19 89/18 89/20	73/6 74/12 75/4 75/8
57/24 58/5 58/8 58/10	84/20 85/3 85/8 85/23	seated [1] 4/6	89/23 90/7 90/10 90/14	76/5 76/15 77/4 77/13
58/13 58/15 58/15	86/2 87/2 87/16 87/23	SEC [2] 52/12 69/6	90/20 90/22 91/4 92/5	77/18 77/24 78/12
58/20 59/2 59/8 59/17	88/1 88/5 88/10 88/19	second [5] 17/22 27/2	92/17 94/14 95/14	79/10 82/5 82/18 82/25
60/3 61/6 61/15 61/20	88/23 90/11 90/19 91/1	40/7 64/20 74/10	shareholders' [1] 43/6	83/12 84/9 85/9 85/25
74/14 78/2 87/4	91/11 91/16 91/18 92/2	secret [1] 79/25	shares [14] 17/19 21/1	86/2 86/7 90/17 90/19
reported [3] 8/23 9/2	92/4 92/11 92/16 93/11	section [8] 6/9 7/13	21/4 24/10 25/5 42/15	91/3 91/8 91/11 92/4
			42/20 56/14 61/20	92/20 93/11 93/17

S	9/5 9/10 10/5 10/12 33/10 43/20	street [2] 50/17 65/9	takeover [1] 68/14	96/15 97/13 97/19 102/6
so... [17] 93/22 94/5 94/11 94/13 94/17 94/21 96/8 96/21 96/23 97/9 98/4 99/8 100/7 100/7 100/22 101/17 101/18	specialize [1] 47/24	structure [1] 77/15	takes [1] 79/9	Thanks [1] 30/11
SOCIAL [1] 103/9	specialized [4] 9/12 9/14 11/18 20/22	study [1] 77/3	taking [3] 12/6 12/6 65/16	that [525]
society [1] 25/24	specific [21] 11/7 11/25 18/8 18/11 20/11 22/10 23/17 30/17 31/23 32/1 39/12 40/3 40/23 62/23 65/1 65/15 65/21 67/11 73/6 75/15 94/23	stuff [3] 22/3 38/17 53/11	talk [5] 12/8 83/20 92/9 92/21 92/22	that'll [2] 23/5 97/22
sold [5] 52/10 52/14 52/18 65/5 93/2	specifically [10] 25/3 31/4 32/21 56/7 63/2 66/6 66/8 67/15 69/4 69/7	subject [1] 39/14	talked [9] 34/11 37/7 37/9 61/24 62/7 65/20 82/3 84/1 92/5	that's [86] 6/17 12/7 14/12 15/11 16/20 18/3 20/21 22/16 25/22 26/6 30/11 30/12 33/2 37/22 37/25 38/13 43/13 44/4 45/20 45/23 47/4 50/14 51/18 52/20 56/17 62/1 62/10 63/1 63/19 63/23 64/15 65/4 65/5 65/9 65/12 66/3 66/11 67/10 67/23 68/5 70/6 70/15 71/8 72/3 73/13 75/5 75/6 75/8 76/21 77/5 77/10 78/22 79/4 79/6 79/16 80/1 80/5 80/25 80/25 80/25 81/10 81/17 82/2 82/15 82/25 85/16 85/24 86/3 88/2 91/2 91/8 91/9 92/7 92/7 92/12 93/14 93/17 94/25 95/2 95/22 96/4 96/4 96/11 99/11 99/19 99/24
sole [2] 76/10 85/17	specification [1] 48/18	submitted [2] 86/12 86/17	talking [21] 34/7 34/9 34/15 34/16 35/19 46/13 46/13 49/18 54/2 66/23 83/5 87/12 88/16 90/5 91/17 91/22 91/24 91/25 92/25 94/23 97/15	that'll [2] 23/5 97/22
some [33] 7/22 8/21 11/24 15/17 20/2 21/8 25/20 32/18 33/3 37/17 37/25 48/7 48/15 49/16 50/13 53/22 61/23 62/2 72/11 73/3 73/18 77/14 78/3 80/18 84/11 84/16 85/10 86/1 86/25 87/13 87/14 93/25 94/3	spell [4] 4/7 4/22 4/22 4/25	submit [1] 101/2	target [4] 8/17 63/7 66/19 67/2	that's [86] 6/17 12/7 14/12 15/11 16/20 18/3 20/21 22/16 25/22 26/6 30/11 30/12 33/2 37/22 37/25 38/13 43/13 44/4 45/20 45/23 47/4 50/14 51/18 52/20 56/17 62/1 62/10 63/1 63/19 63/23 64/15 65/4 65/5 65/9 65/12 66/3 66/11 67/10 67/23 68/5 70/6 70/15 71/8 72/3 73/13 75/5 75/6 75/8 76/21 77/5 77/10 78/22 79/4 79/6 79/16 80/1 80/5 80/25 80/25 80/25 81/10 81/17 82/2 82/15 82/25 85/16 85/24 86/3 88/2 91/2 91/8 91/9 92/7 92/7 92/12 93/14 93/17 94/25 95/2 95/22 96/4 96/4 96/11 99/11 99/19 99/24
somebody [17] 40/4 50/16 50/18 54/7 68/3 73/1 73/7 73/15 75/9 76/22 81/23 85/18 86/1 86/7 93/23 100/21 101/17	spoken [1] 31/2	subpoena [2] 51/12 54/13	targets [1] 68/9	that's [86] 6/17 12/7 14/12 15/11 16/20 18/3 20/21 22/16 25/22 26/6 30/11 30/12 33/2 37/22 37/25 38/13 43/13 44/4 45/20 45/23 47/4 50/14 51/18 52/20 56/17 62/1 62/10 63/1 63/19 63/23 64/15 65/4 65/5 65/9 65/12 66/3 66/11 67/10 67/23 68/5 70/6 70/15 71/8 72/3 73/13 75/5 75/6 75/8 76/21 77/5 77/10 78/22 79/4 79/6 79/16 80/1 80/5 80/25 80/25 80/25 81/10 81/17 82/2 82/15 82/25 85/16 85/24 86/3 88/2 91/2 91/8 91/9 92/7 92/7 92/12 93/14 93/17 94/25 95/2 95/22 96/4 96/4 96/11 99/11 99/19 99/24
someone [7] 15/25 19/23 54/15 56/14 79/8 84/1 95/24	spraying [1] 78/18	subsection [1] 74/1	task [4] 9/4 9/8 9/9 41/7	that's [86] 6/17 12/7 14/12 15/11 16/20 18/3 20/21 22/16 25/22 26/6 30/11 30/12 33/2 37/22 37/25 38/13 43/13 44/4 45/20 45/23 47/4 50/14 51/18 52/20 56/17 62/1 62/10 63/1 63/19 63/23 64/15 65/4 65/5 65/9 65/12 66/3 66/11 67/10 67/23 68/5 70/6 70/15 71/8 72/3 73/13 75/5 75/6 75/8 76/21 77/5 77/10 78/22 79/4 79/6 79/16 80/1 80/5 80/25 80/25 80/25 81/10 81/17 82/2 82/15 82/25 85/16 85/24 86/3 88/2 91/2 91/8 91/9 92/7 92/7 92/12 93/14 93/17 94/25 95/2 95/22 96/4 96/4 96/11 99/11 99/19 99/24
something [14] 15/13 18/3 25/24 39/17 48/24 52/1 52/19 58/16 68/11 75/6 76/25 77/2 82/6 87/3	stamp [2] 59/19 59/20	Subsequent [2] 6/14 7/22	tasked [1] 65/25	that's [86] 6/17 12/7 14/12 15/11 16/20 18/3 20/21 22/16 25/22 26/6 30/11 30/12 33/2 37/22 37/25 38/13 43/13 44/4 45/20 45/23 47/4 50/14 51/18 52/20 56/17 62/1 62/10 63/1 63/19 63/23 64/15 65/4 65/5 65/9 65/12 66/3 66/11 67/10 67/23 68/5 70/6 70/15 71/8 72/3 73/13 75/5 75/6 75/8 76/21 77/5 77/10 78/22 79/4 79/6 79/16 80/1 80/5 80/25 80/25 80/25 81/10 81/17 82/2 82/15 82/25 85/16 85/24 86/3 88/2 91/2 91/8 91/9 92/7 92/7 92/12 93/14 93/17 94/25 95/2 95/22 96/4 96/4 96/11 99/11 99/19 99/24
sometimes [1] 88/17	stamped [1] 60/3	Substances [1] 78/4	tasks [1] 11/25	that's [86] 6/17 12/7 14/12 15/11 16/20 18/3 20/21 22/16 25/22 26/6 30/11 30/12 33/2 37/22 37/25 38/13 43/13 44/4 45/20 45/23 47/4 50/14 51/18 52/20 56/17 62/1 62/10 63/1 63/19 63/23 64/15 65/4 65/5 65/9 65/12 66/3 66/11 67/10 67/23 68/5 70/6 70/15 71/8 72/3 73/13 75/5 75/6 75/8 76/21 77/5 77/10 78/22 79/4 79/6 79/16 80/1 80/5 80/25 80/25 80/25 81/10 81/17 82/2 82/15 82/25 85/16 85/24 86/3 88/2 91/2 91/8 91/9 92/7 92/7 92/12 93/14 93/17 94/25 95/2 95/22 96/4 96/4 96/11 99/11 99/19 99/24
somewhat [1] 29/7	standard [1] 87/17	substantial [1] 19/16	tax [8] 44/12 44/17 90/12 100/18 100/23 101/3 101/25 103/10	that's [86] 6/17 12/7 14/12 15/11 16/20 18/3 20/21 22/16 25/22 26/6 30/11 30/12 33/2 37/22 37/25 38/13 43/13 44/4 45/20 45/23 47/4 50/14 51/18 52/20 56/17 62/1 62/10 63/1 63/19 63/23 64/15 65/4 65/5 65/9 65/12 66/3 66/11 67/10 67/23 68/5 70/6 70/15 71/8 72/3 73/13 75/5 75/6 75/8 76/21 77/5 77/10 78/22 79/4 79/6 79/16 80/1 80/5 80/25 80/25 80/25 81/10 81/17 82/2 82/15 82/25 85/16 85/24 86/3 88/2 91/2 91/8 91/9 92/7 92/7 92/12 93/14 93/17 94/25 95/2 95/22 96/4 96/4 96/11 99/11 99/19 99/24
somewhere [1] 80/8	standing [1] 12/22	successful [2] 36/22 72/22	taxation [9] 18/11 46/6 56/12 72/9 77/9 88/7 89/22 91/10 95/18	that's [86] 6/17 12/7 14/12 15/11 16/20 18/3 20/21 22/16 25/22 26/6 30/11 30/12 33/2 37/22 37/25 38/13 43/13 44/4 45/20 45/23 47/4 50/14 51/18 52/20 56/17 62/1 62/10 63/1 63/19 63/23 64/15 65/4 65/5 65/9 65/12 66/3 66/11 67/10 67/23 68/5 70/6 70/15 71/8 72/3 73/13 75/5 75/6 75/8 76/21 77/5 77/10 78/22 79/4 79/6 79/16 80/1 80/5 80/25 80/25 80/25 81/10 81/17 82/2 82/15 82/25 85/16 85/24 86/3 88/2 91/2 91/8 91/9 92/7 92/7 92/12 93/14 93/17 94/25 95/2 95/22 96/4 96/4 96/11 99/11 99/19 99/24
sorry [26] 10/19 15/1 16/7 23/4 23/5 24/3 31/6 31/16 35/13 39/6 41/22 42/18 53/17 56/6 58/9 59/25 61/10 63/14 66/21 69/14 71/11 71/23 77/7 83/10 90/2 90/3	starts [1] 58/2	such [3] 46/2 47/16 48/1	task [4] 9/4 9/8 9/9 41/7	that's [86] 6/17 12/7 14/12 15/11 16/20 18/3 20/21 22/16 25/22 26/6 30/11 30/12 33/2 37/22 37/25 38/13 43/13 44/4 45/20 45/23 47/4 50/14 51/18 52/20 56/17 62/1 62/10 63/1 63/19 63/23 64/15 65/4 65/5 65/9 65/12 66/3 66/11 67/10 67/23 68/5 70/6 70/15 71/8 72/3 73/13 75/5 75/6 75/8 76/21 77/5 77/10 78/22 79/4 79/6 79/16 80/1 80/5 80/25 80/25 80/25 81/10 81/17 82/2 82/15 82/25 85/16 85/24 86/3 88/2 91/2 91/8 91/9 92/7 92/7 92/12 93/14 93/17 94/25 95/2 95/22 96/4 96/4 96/11 99/11 99/19 99/24
sort [5] 75/10 75/19 84/2 84/16 87/19	start [9] 6/16 21/3 48/24 49/3 92/21 93/13 97/22 99/8 99/9	SUGDEN [1] 2/9	tasked [1] 65/25	that's [86] 6/17 12/7 14/12 15/11 16/20 18/3 20/21 22/16 25/22 26/6 30/11 30/12 33/2 37/22 37/25 38/13 43/13 44/4 45/20 45/23 47/4 50/14 51/18 52/20 56/17 62/1 62/10 63/1 63/19 63/23 64/15 65/4 65/5 65/9 65/12 66/3 66/11 67/10 67/23 68/5 70/6 70/15 71/8 72/3 73/13 75/5 75/6 75/8 76/21 77/5 77/10 78/22 79/4 79/6 79/16 80/1 80/5 80/25 80/25 80/25 81/10 81/17 82/2 82/15 82/25 85/16 85/24 86/3 88/2 91/2 91/8 91/9 92/7 92/7 92/12 93/14 93/17 94/25 95/2 95/22 96/4 96/4 96/11 99/11 99/19 99/24
sought [1] 19/23	stated [2] 101/14 101/22	suggested [2] 44/7 96/8	tasks [1] 11/25	that's [86] 6/17 12/7 14/12 15/11 16/20 18/3 20/21 22/16 25/22 26/6 30/11 30/12 33/2 37/22 37/25 38/13 43/13 44/4 45/20 45/23 47/4 50/14 51/18 52/20 56/17 62/1 62/10 63/1 63/19 63/23 64/15 65/4 65/5 65/9 65/12 66/3 66/11 67/10 67/23 68/5 70/6 70/15 71/8 72/3 73/13 75/5 75/6 75/8 76/21 77/5 77/10 78/22 79/4 79/6 79/16 80/1 80/5 80/25 80/25 80/25 81/10 81/17 82/2 82/15 82/25 85/16 85/24 86/3 88/2 91/2 91/8 91/9 92/7 92/7 92/12 93/14 93/17 94/25 95/2 95/22 96/4 96/4 96/11 99/11 99/19 99/24
sound [3] 46/22 73/19 73/21	statement [1] 88/5	suggesting [3] 80/23 83/6 83/16	tax [8] 44/12 44/17 90/12 100/18 100/23 101/3 101/25 103/10	that's [86] 6/17 12/7 14/12 15/11 16/20 18/3 20/21 22/16 25/22 26/6 30/11 30/12 33/2 37/22 37/25 38/13 43/13 44/4 45/20 45/23 47/4 50/14 51/18 52/20 56/17 62/1 62/10 63/1 63/19 63/23 64/15 65/4 65/5 65/9 65/12 66/3 66/11 67/10 67/23 68/5 70/6 70/15 71/8 72/3 73/13 75/5 75/6 75/8 76/21 77/5 77/10 78/22 79/4 79/6 79/16 80/1 80/5 80/25 80/25 80/25 81/10 81/17 82/2 82/15 82/25 85/16 85/24 86/3 88/2 91/2 91/8 91/9 92/7 92/7 92/12 93/14 93/17 94/25 95/2 95/22 96/4 96/4 96/11 99/11 99/19 99/24
sounded [1] 38/5	St. [12] 6/5 6/8 6/25 7/2 7/9 7/11 7/15 7/19 8/4 11/9 12/13 26/17	superior [1] 11/6	taxation [9] 18/11 46/6 56/12 72/9 77/9 88/7 89/22 91/10 95/18	that's [86] 6/17 12/7 14/12 15/11 16/20 18/3 20/21 22/16 25/22 26/6 30/11 30/12 33/2 37/22 37/25 38/13 43/13 44/4 45/20 45/23 47/4 50/14 51/18 52/20 56/17 62/1 62/10 63/1 63/19 63/23 64/15 65/4 65/5 65/9 65/12 66/3 66/11 67/10 67/23 68/5 70/6 70/15 71/8 72/3 73/13 75/5 75/6 75/8 76/21 77/5 77/10 78/22 79/4 79/6 79/16 80/1 80/5 80/25 80/25 80/25 81/10 81/17 82/2 82/15 82/25 85/16 85/24 86/3 88/2 91/2 91/8 91/9 92/7 92/7 92/12 93/14 93/17 94/25 95/2 95/22 96/4 96/4 96/11 99/11 99/19 99/24
sounds [2] 46/12 58/11	St. Louis [12] 6/5 6/8 6/25 7/2 7/9 7/11 7/15 7/19 8/4 11/9 12/13 26/17	supervised [3] 9/9 69/6 69/10	teachers [1] 83/5	that's [86] 6/17 12/7 14/12 15/11 16/20 18/3 20/21 22/16 25/22 26/6 30/11 30/12 33/2 37/22 37/25 38/13 43/13 44/4 45/20 45/23 47/4 50/14 51/18 52/20 56/17 62/1 62/10 63/1 63/19 63/23 64/15 65/4 65/5 65/9 65/12 66/3 66/11 67/10 67/23 68/5 70/6 70/15 71/8 72/3 73/13 75/5 75/6 75/8 76/21 77/5 77/10 78/22 79/4 79/6 79/16 80/1 80/5 80/25 80/25 80/25 81/10 81/17 82/2 82/15 82/25 85/16 85/24 86/3 88/2 91/2 91/8 91/9 92/7 92/7 92/12 93/14 93/17 94/25 95/2 95/22 96/4 96/4 96/11 99/11 99/19 99/24
source [11] 29/9 45/19 51/9 76/5 77/5 77/9 79/13 80/10 80/23 96/25 97/2	stamp [2] 59/19 59/20	supervisor [3] 9/1 9/3 25/25	Tech [2] 70/10 70/21	that's [86] 6/17 12/7 14/12 15/11 16/20 18/3 20/21 22/16 25/22 26/6 30/11 30/12 33/2 37/22 37/25 38/13 43/13 44/4 45/20 45/23 47/4 50/14 51/18 52/20 56/17 62/1 62/10 63/1 63/19 63/23 64/15 65/4 65/5 65/9 65/12 66/3 66/11 67/10 67/23 68/5 70/6 70/15 71/8 72/3 73/13 75/5 75/6 75/8 76/21 77/5 77/10 78/22 79/4 79/6 79/16 80/1 80/5 80/25 80/25 80/25 81/10 81/17 82/2 82/15 82/25 85/16 85/24 86/3 88/2 91/2 91/8 91/9 92/7 92/7 92/12 93/14 93/17 94/25 95/2 95/22 96/4 96/4 96/11 99/11 99/19 99/24
sources [2] 46/14 47/21	stands [1] 58/2	supplementing [1] 20/6	tell [11] 4/19 5/15 6/25 8/10 10/25 18/20 20/9 36/17 59/16 85/22 100/4	that's [86] 6/17 12/7 14/12 15/11 16/20 18/3 20/21 22/16 25/22 26/6 30/11 30/12 33/2 37/22 37/25 38/13 43/13 44/4 45/20 45/23 47/4 50/14 51/18 52/20 56/17 62/1 62/10 63/1 63/19 63/23 64/15 65/4 65/5 65/9 65/12 66/3 66/11 67/10 67/23 68/5 70/6 70/15 71/8 72/3 73/13 75/5 75/6 75/8 76/21 77/5 77/10 78/22 79/4 79/6 79/16 80/1 80/5 80/25 80/25 80/25 81/10 81/17 82/2 82/15 82/25 85/16 85/24 86/3 88/2 91/2 91/8 91/9 92/7 92/7 92/12 93/14 93/17 94/25 95/2 95/22 96/4 96/4 96/11 99/11 99/19 99/24
sourcing [2] 46/24 79/15	start [9] 6/16 21/3 48/24 49/3 92/21 93/13 97/22 99/8 99/9	supported [2] 15/18 16/2	terms [5] 7/10 32/19 36/6 44/25 59/5	that's [86] 6/17 12/7 14/12 15/11 16/20 18/3 20/21 22/16 25/22 26/6 30/11 30/12 33/2 37/22 37/25 38/13 43/13 44/4 45/20 45/23 47/4 50/14 51/18 52/20 56/17 62/1 62/10 63/1 63/19 6

T	55/12 55/18 55/22 57/19 60/11 60/12 60/19 61/15 61/18 65/25 75/9 79/12 79/14 79/14 80/7 80/11 80/24 82/19 85/5 85/11 89/15 92/14 94/13 94/22 96/11 96/13 97/4 97/4 98/7 101/17 102/3 102/4 103/9	25/9 25/12 25/16 25/18 27/5 27/9 27/12 27/15 30/16 30/17 30/19 30/22 30/25 31/3 42/12 42/13 44/2 44/5 44/24	trusts [2] 71/17 71/19 try [4] 4/12 50/8 66/18 80/18 trying [8] 12/7 17/23 44/11 45/24 51/9 51/22 53/1 80/24 Tuesday [5] 98/2 99/21 99/22 100/3 100/13 turn [3] 17/11 20/24 98/21 two [9] 9/2 9/15 9/17 11/6 49/20 63/16 70/7 74/18 95/11 Tyler [1] 101/15 type [10] 5/21 8/11 20/9 54/1 63/21 66/16 78/22 79/4 82/20 85/11 types [3] 46/8 69/7 81/19 typically [1] 87/12	86/1 87/24 88/3 88/12 88/12 92/23 93/5 96/20 99/9 update [1] 58/12 upon [15] 12/12 13/19 18/15 36/18 39/24 45/4 46/10 46/22 48/12 55/25 57/20 59/1 59/7 77/13 95/14 ups [2] 31/13 81/16 us [13] 16/9 16/17 16/20 16/25 17/1 20/21 29/14 29/15 48/8 59/16 96/21 97/10 98/24 usage [1] 52/15 use [8] 17/14 20/12 36/17 47/18 48/10 48/15 51/1 67/16 used [8] 29/12 32/16 52/3 52/4 58/21 65/20 77/5 77/10 using [5] 12/17 15/13 32/19 57/21 78/14 usually [1] 85/10 utilize [1] 19/21 utilized [1] 20/10 utilizing [1] 49/8	
there... [20] 49/23 50/8 51/24 51/25 52/24 57/11 58/12 60/17 64/17 70/24 81/18 81/21 82/5 82/5 84/12 84/20 85/13 86/24 87/12 90/9 there's [14] 12/10 35/16 36/1 36/3 36/5 60/16 75/9 77/22 85/1 85/25 87/14 88/19 93/7 93/25 thereabouts [1] 83/9 therefore [1] 47/14 therein [1] 101/14 these [18] 4/16 8/19 12/4 39/6 45/24 46/7 47/12 49/8 52/10 52/10 53/13 65/1 77/6 77/11 79/10 84/23 92/16 93/2 they [115] they're [13] 36/13 45/17 47/5 54/11 80/20 80/21 83/3 83/19 84/18 88/16 88/18 91/6 96/5 they've [1] 83/23 thing [8] 17/22 17/25 18/4 29/11 45/20 45/21 45/23 81/24 things [14] 20/12 22/21 37/17 37/25 40/4 46/16 46/20 51/12 65/1 74/18 83/6 94/10 96/22 97/9 think [65] 11/9 21/2 26/4 28/7 32/18 36/3 36/10 37/7 37/8 38/3 39/23 41/10 41/11 42/16 42/19 43/3 43/11 44/15 46/5 51/24 52/1 52/2 52/19 53/22 54/4 54/6 58/18 59/13 59/22 63/15 64/3 64/6 64/10 64/14 64/17 64/17 64/25 65/12 68/11 73/13 73/25 75/25 76/2 76/15 79/7 79/22 79/23 80/8 80/24 81/5 82/25 84/16 86/7 90/1 92/24 93/10 93/14 93/16 93/17 94/11 96/12 96/13 98/6 98/11 98/24 thinking [1] 64/5 thinks [1] 43/17 third [4] 17/25 24/23 40/11 44/2 this [78] 4/11 4/14 5/21 12/24 18/8 19/2 19/24 21/11 22/13 23/21 24/5 24/7 25/8 25/12 29/8 31/24 32/2 32/6 33/4 34/8 35/21 38/9 39/9 39/21 39/22 40/13 40/14 40/21 40/24 41/2 41/4 41/6 41/11 41/12 41/13 45/24 46/2 46/5 46/18 50/22 52/16 53/10 53/16 55/1 55/11	those [36] 14/5 15/19 16/6 18/3 18/16 23/15 24/16 25/3 28/18 32/25 34/4 34/19 35/16 38/5 38/19 38/22 46/16 46/17 49/13 53/7 60/2 69/7 73/4 76/7 76/13 86/21 88/7 89/20 89/23 90/14 90/20 90/22 97/9 97/9 101/12 101/13 though [4] 4/18 14/25 69/9 74/7 thought [3] 34/12 90/9 95/16 thoughts [1] 34/2 thousand [4] 90/9 90/10 90/14 93/1 thousands [7] 89/17 89/20 90/7 90/20 91/4 92/5 92/17 threats [3] 12/17 47/9 67/16 three [5] 9/23 39/24 63/15 63/17 100/14 through [24] 4/10 4/10 16/2 16/4 33/24 47/6 52/13 52/16 53/10 55/9 62/1 64/2 64/8 64/9 64/12 64/12 64/15 64/19 66/15 66/15 85/11 87/13 97/3 98/25 Throughout [1] 11/5 thrust [1] 75/20 time [22] 7/1 10/5 39/21 43/22 66/21 76/22 79/20 80/5 80/6 80/22 80/25 86/6 86/8 86/12 86/13 86/17 86/18 98/6 98/7 99/12 99/13 100/3 times [2] 11/11 59/19 timingwise [2] 83/8 83/11 title [1] 23/7 titled [2] 49/25 50/10 today [7] 5/6 15/21 23/16 37/19 40/16 101/6 102/4 TODD [1] 2/12 told [11] 4/9 16/17 16/20 23/12 37/17 43/8 65/25 66/6 66/8 98/20 99/14 too [1] 35/1 took [2] 7/24 55/10 top [4] 69/13 69/15 79/25 93/20 top-secret [1] 79/25 topic [21] 13/18 20/25	trading [12] 26/18 26/21 29/13 35/17 35/23 39/25 40/1 42/13 43/4 69/4 69/11 89/16 traditional [1] 70/12 traffickers [4] 47/5 51/19 81/6 94/24 trafficking [8] 8/18 47/15 47/23 49/21 64/18 68/14 69/1 81/6 training [12] 9/13 9/14 11/11 11/12 11/19 11/19 11/20 11/20 11/21 11/25 12/10 12/11 trainings [1] 26/23 TRAN [1] 1/1 transactions [1] 12/19 TRANSCRIBED [1] 1/25 TRANSCRIBER [1] 103/16 TRANSCRIPT [3] 1/7 103/3 103/9 transferred [1] 10/9 transfers [1] 93/15 transparent [1] 54/11 travel [1] 19/1 treaties [1] 54/14 trial [5] 1/11 19/6 19/9 40/22 41/6 tricky [1] 51/18 tried [2] 69/18 77/19 trier [1] 40/21 trouble [1] 68/9 true [6] 47/11 47/12 67/10 76/23 77/24 77/25 trust [11] 47/7 50/25 51/2 51/4 51/9 51/17 51/19 51/19 51/23 71/18 72/2	try [4] 4/12 50/8 66/18 80/18 trying [8] 12/7 17/23 44/11 45/24 51/9 51/22 53/1 80/24 Tuesday [5] 98/2 99/21 99/22 100/3 100/13 turn [3] 17/11 20/24 98/21 two [9] 9/2 9/15 9/17 11/6 49/20 63/16 70/7 74/18 95/11 Tyler [1] 101/15 type [10] 5/21 8/11 20/9 54/1 63/21 66/16 78/22 79/4 82/20 85/11 types [3] 46/8 69/7 81/19 typically [1] 87/12	U U.S [3] 21/2 87/10 87/15 Uh [1] 14/16 Uh-huh [1] 14/16 ultimate [1] 53/24 unaware [6] 69/16 72/2 75/14 75/15 76/16 76/20 uncomfortable [1] 35/5 under [4] 10/14 73/1 73/7 87/21 understand [7] 4/17 33/21 34/15 44/23 65/4 65/6 68/2 understanding [8] 22/21 24/9 37/10 56/19 56/23 57/7 66/7 90/12 understands [1] 101/8 understood [3] 59/7 81/2 95/17 undisclosed [2] 89/23 90/22 undue [2] 67/16 68/10 unfortunately [1] 43/20 uniform [4] 7/7 7/8 7/10 7/12 unimportant [1] 51/15 unique [1] 63/23 Unit [1] 33/12 United [8] 8/8 8/11 49/24 50/8 54/11 54/15 65/3 69/17 University [2] 7/20 8/1 unless [3] 48/24 51/11 93/25 until [7] 7/6 7/14 8/25 9/10 44/13 86/12 98/9 up [35] 4/13 12/22 12/24 12/24 16/19 23/16 31/25 35/1 35/6 40/5 41/19 42/6 43/10 45/17 46/19 52/19 55/16 68/19 68/24 73/24 78/25 81/24 82/13 84/1 84/3 85/13	86/1 87/24 88/3 88/12 88/12 92/23 93/5 96/20 99/9 update [1] 58/12 upon [15] 12/12 13/19 18/15 36/18 39/24 45/4 46/10 46/22 48/12 55/25 57/20 59/1 59/7 77/13 95/14 ups [2] 31/13 81/16 us [13] 16/9 16/17 16/20 16/25 17/1 20/21 29/14 29/15 48/8 59/16 96/21 97/10 98/24 usage [1] 52/15 use [8] 17/14 20/12 36/17 47/18 48/10 48/15 51/1 67/16 used [8] 29/12 32/16 52/3 52/4 58/21 65/20 77/5 77/10 using [5] 12/17 15/13 32/19 57/21 78/14 usually [1] 85/10 utilize [1] 19/21 utilized [1] 20/10 utilizing [1] 49/8
				V valid [6] 18/1 24/21 27/3 43/17 45/1 45/6 validate [1] 45/15 validating [1] 45/25 variety [2] 47/7 81/19 various [5] 6/7 11/11 12/2 13/16 51/1 VEGAS [2] 4/1 103/12 vehicles [1] 61/20 veil [1] 57/21 Venezuela [3] 48/5 48/7 48/10 verified [1] 58/18 verify [3] 46/8 83/18 97/3 versus [4] 21/20 38/6 39/3 39/5 vertical [1] 70/14 very [19] 16/19 34/23 39/16 47/14 47/14 49/21 51/11 51/23 52/14 54/6 77/12 80/10 81/7 83/4 87/6 88/25 96/11 97/14 100/24 video [4] 70/9 70/19 70/20 71/3 view [1] 35/6 violate [2] 48/9 78/9 violating [2] 78/8 78/10 violence [3] 12/18 47/9 67/16 virtue [1] 49/25 virus [1] 5/11 VISUAL [1] 103/4 voice [1] 4/12 voir [9] 14/17 14/20 21/12 22/7 31/10 31/18 35/7 37/4 55/9 voters [2] 80/7 80/19 vulnerable [1] 68/13	

<p>W wait [2] 98/13 99/5 walked [1] 89/15 walls [1] 86/1 want [30] 21/4 21/13 21/18 22/10 25/3 31/10 34/22 37/8 44/8 45/12 45/13 45/15 45/16 45/19 46/3 48/24 59/15 61/3 63/7 66/19 66/24 67/14 75/19 78/20 83/17 92/8 95/11 96/20 98/21 99/13 wanted [8] 15/15 29/11 34/1 39/17 43/10 50/12 67/5 87/12 wants [6] 15/25 21/13 36/12 36/15 48/7 100/17 Warren [2] 10/23 10/24 was [130] Washington [1] 14/3 wasn't [9] 29/21 38/17 38/25 62/11 62/13 62/14 66/7 71/20 93/6 way [19] 5/9 23/20 40/6 40/12 48/8 49/23 49/25 50/9 61/24 62/4 62/14 65/10 82/7 83/20 84/9 84/10 84/12 85/10 95/17 ways [1] 47/7 we [39] 4/15 5/20 5/20 5/21 6/17 12/8 12/25 19/20 21/6 22/25 23/3 23/7 23/9 33/20 33/25 33/25 41/10 41/10 41/20 44/7 55/9 56/2 58/22 60/8 61/19 66/8 70/11 70/11 70/12 72/8 76/14 97/20 97/22 98/14 98/20 98/23 99/3 101/11 102/3 We'd [1] 41/15 we'll [2] 21/14 99/5 we're [11] 4/10 13/25 41/2 41/24 44/24 68/19 70/14 87/12 98/4 98/13 99/3 we've [1] 100/9 Wednesday [3] 98/9 98/10 100/13 week [2] 98/25 99/4 weekend [1] 102/7 WELCH [3] 2/20 99/14 100/7 welcome [1] 89/6 well [36] 6/19 8/13 8/24 10/10 12/10 12/20 14/22 15/12 16/10 20/11 21/12 21/14 25/20 36/21 37/20 37/21 39/23 40/1 41/22 43/10 44/3 45/9 48/21 50/16 51/8 59/23 60/13 64/25 71/23 79/6 89/14 89/25 91/6 98/11 99/5 100/21</p>	<p>well-known [1] 64/25 Wellness [1] 38/13 went [2] 33/24 48/21 were [61] 4/24 5/10 7/2 7/15 8/12 9/17 10/14 10/22 11/11 15/4 15/9 17/6 17/19 18/7 18/15 18/20 19/3 21/4 22/13 23/13 23/17 23/22 28/13 28/18 29/10 29/19 32/19 33/14 40/14 40/25 52/8 52/13 52/18 52/19 53/5 53/12 60/20 61/20 65/24 65/25 70/24 71/19 71/21 72/15 76/3 83/21 83/22 86/12 86/13 86/17 86/18 86/20 86/22 89/11 89/20 89/25 90/9 90/16 94/15 96/8 102/3 weren't [6] 18/10 32/24 38/6 66/1 78/12 95/21 what [123] What's [1] 61/12 whatever [4] 40/15 46/3 80/14 80/18 when [30] 5/23 6/1 6/17 6/23 7/22 11/17 20/1 41/2 43/6 43/10 46/12 47/4 47/11 47/22 49/4 49/18 52/12 54/5 55/9 65/25 81/5 83/21 86/4 86/5 88/2 88/15 89/11 89/14 90/5 94/20 where [19] 9/11 10/9 21/2 28/21 46/20 48/25 49/9 51/15 51/19 51/22 52/3 69/17 70/12 70/17 72/6 74/18 82/6 83/23 93/9 whether [17] 14/21 38/4 39/4 39/10 40/25 42/10 46/25 53/24 56/11 61/6 66/1 72/21 84/14 95/13 95/13 95/24 97/5 which [26] 6/18 7/19 8/24 10/5 15/17 15/18 23/25 24/6 35/16 35/17 35/22 36/1 37/9 38/10 38/10 39/24 44/3 44/23 49/20 50/22 53/16 61/24 64/22 70/4 73/6 89/17 while [5] 4/15 7/15 7/18 8/3 8/6 WHITNEY [1] 2/2 who [57] 8/18 9/23 19/23 19/24 19/24 19/24 20/22 32/9 32/12 33/9 44/16 45/13 45/25 46/7 46/9 47/8 47/20 49/9 49/12 50/14 50/18 51/10 53/7 53/11 53/12 54/11 57/7 57/10 65/20 69/6 75/9 75/16 77/22 80/11 80/24 83/18 83/21 84/4 84/6 84/10</p>	<p>85/11 85/13 89/25 90/3 90/5 90/15 90/17 90/24 92/17 92/25 93/20 94/4 94/14 95/16 95/19 97/5 97/7 who's [10] 68/4 74/15 77/19 79/8 85/6 85/19 93/16 93/20 94/9 94/14 whoever [1] 75/6 whole [4] 79/14 79/14 94/8 94/11 holly [1] 40/16 whom [1] 51/4 whose [1] 61/20 why [8] 54/6 57/11 63/7 93/25 96/11 101/18 101/23 102/1 widely [1] 87/14 will [17] 11/23 21/23 40/20 43/13 68/16 74/19 80/20 97/23 98/14 98/16 98/19 98/21 99/3 99/3 99/22 100/1 100/12 WILLIAM [1] 2/5 Williams [4] 6/15 11/16 103/12 103/16 WILLIAMSON [3] 2/18 97/23 97/25 willing [1] 84/15 willingly [1] 84/19 window [3] 75/17 80/15 80/19 wipe [7] 31/14 31/15 34/24 37/3 54/24 68/16 95/7 wiped [1] 22/2 wiping [1] 89/4 wisdom [1] 76/16 wish [4] 14/17 20/25 89/1 95/5 within [5] 27/22 28/1 75/17 80/14 80/19 without [3] 50/13 84/11 87/23 witness [14] 4/4 13/24 14/18 14/20 39/20 39/21 41/11 43/8 43/11 53/16 68/17 70/8 99/8 99/9 witnesses [3] 3/3 4/9 100/16 won't [1] 43/20 word [8] 15/10 15/10 22/13 28/11 29/7 29/13 47/18 54/9 words [5] 90/19 92/20 93/11 94/13 97/7 work [20] 5/21 5/21 11/7 15/4 19/1 20/22 24/5 25/24 26/16 27/17 34/3 53/13 55/21 65/20 68/25 69/3 69/6 69/9 84/13 84/21 worked [8] 6/23 7/6 8/25 9/2 14/2 27/21 27/25 83/24 working [7] 7/9 7/15 7/18 8/7 9/12 9/22 11/9</p>	<p>works [1] 56/24 world [1] 88/22 worth [1] 81/1 worthless [1] 48/6 would [164] wouldn't [11] 65/14 65/22 66/5 73/12 76/1 77/20 77/22 88/13 93/4 93/18 93/18 Wow [2] 14/14 100/4 write [2] 33/18 96/13 writing [3] 67/24 68/1 96/8 written [6] 25/15 27/11 30/21 68/5 96/9 101/2 wrong [2] 87/3 90/13</p> <hr/> <p>X</p> <p>XI [1] 1/5</p> <hr/> <p>Y</p> <p>yeah [16] 14/12 22/4 28/24 50/11 51/8 58/24 59/22 65/12 74/3 74/4 77/2 80/20 88/6 92/1 92/3 100/21 year [16] 10/3 14/12 58/5 69/10 79/9 79/9 79/22 81/8 81/8 82/2 83/9 83/11 83/16 83/17 84/24 84/25 years [26] 5/11 6/4 6/5 6/12 6/16 7/8 9/3 9/15 11/8 11/8 11/15 11/15 12/12 13/9 13/19 14/3 18/15 26/20 45/4 48/12 58/13 78/2 87/11 87/17 87/22 87/23 yes [121] yet [2] 14/22 14/25 you [520] you'd [12] 45/12 45/13 45/15 45/15 49/16 55/14 58/3 73/4 82/24 83/8 83/11 84/9 you'll [5] 31/14 37/3 55/1 82/1 95/7 you're [49] 12/23 17/13 17/13 21/21 22/11 23/15 23/16 24/1 24/9 24/20 24/23 27/2 32/8 32/12 35/21 43/19 45/11 45/15 45/24 46/12 46/13 46/13 46/15 47/4 49/18 54/2 56/3 56/7 58/25 59/16 61/9 69/16 70/24 72/2 75/14 75/15 76/16 76/20 78/15 83/6 85/5 88/16 89/6 93/4 93/5 97/14 99/20 99/24 100/7 you've [23] 4/18 25/15 25/18 26/14 27/14 27/17 27/21 27/25 28/8 28/8 30/15 34/8 37/7 42/2 44/25 45/5 62/2 62/4 62/18 71/12 78/13 96/11 97/10</p>	<p>your [127] yourself [3] 12/14 13/8 13/20</p>
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IN THE SUPREME COURT OF THE STATE OF NEVADA

IN RE: D.O.T. LITIGATION

TGIG, LLC; NEVADA HOLISITIC
MEDICINE, LLC; GBS NEVADA
PARTNERS, LLC; FIDELIS HOLDINGS,
LLC; GRAVITAS NEVADA, LLC;
NEVADA PURE, LLC; MEDIFARM, LLC;
MEDIFARM IV LLC; THC NEVADA, LLC;
HERBAL CHOICE, INC.; RED EARTH LLC;
NEVCANN LLC, GREEN THERAPEUTICS
LLC; AND GREAN LEAF FARMS
HOLDINGS LLC,

Appellants,

vs.

THE STATE OF NEVADA, ON RELATION
OF ITS DEPARTMENT OF TAXATION,

Respondent.

Supreme Court Case No.: 82014

District Court Case No.: A787004

PLAINTIFFS' JOINT APPENDIX

VOLUME 304 OF 343

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TABLE OF CONTENT

Chronological by Date Filed¹

TAB#	Document	Vol.	Date	Pages
1	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/10/2018	000001-000012
2	FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/18/2018	000013-000025
3	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/19/2018	000026-000036
4	COMPLAINT	1	1/4/2019	000037-000053
5	COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	1	1/4/2019	000054-000078
6	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	1/16/2019	000079-000092
7	ANSWER TO PLAINTIFFS' FIRST AMENDED COMPLAINT AND COUNTERCLAIM	1	3/15/2019	000093-000107
8	MOTION FOR PRELIMINARY INJUNCTION	2	3/18/2019	000108-000217
9	PLAINTIFFS' COUNTER-DEFENDANTS' ANSWER TO COUNTERCLAIM	2	4/5/2019	000218-000223
10	ANSWER TO AMENDED COMPLAINT	2	4/10/2019	000224-000236
11	DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	2	4/16/2019	000237-000251
12	CLEAR RIVER, LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	2	5/7/2019	000252-000269
13	OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION	3 thru 4	5/9/2019	000270-000531
14	APPENDIX OF EXHIBITS TO NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO SERENITY WELLNESS CENTER, LLC AND RELATED	5 thru 7	5/9/2019	000532-000941

¹ Pursuant to NRAP 30(c)(1), “[t]ranscripts that are included in the appendix shall be placed in chronological order by date of the hearing or trial.” Accordingly, the controlling date for the placement of a transcript in this appendix is the hearing date, not the date the transcript was filed with the district court.

	PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION			
15	NEVADA ORGANIC REMIDIES, LLC'S OPPOSITION TO SERENITY WELLNESS CENTER, LLC AND RELATED PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION	8	5/9/2019	000942-000974
16	DEFENDANT IN INTERVENTION'S OPPOSITION TO PLAINTIFFS' APPLICATION FOR A TEMPORARY RESTRAINING ORDER	8	5/10/2019	000975-001024
17	DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' FIRST AMENDED COMPLAINT	8	5/16/2019	001025-001037
18	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	8	5/16/2019	001038-001041
19	ANSWER TO COMPLAINT	8	5/20/2019	001042-001053
20	PLAINTIFFS' OMNIBUS REPLY IN SUPPORT OF MOTION FOR PRELIMINARY INJUNCTION	8	5/22/2019	001054-001067
21	INTERVENING DEFENDANTS' JOINDER AND SUPPLEMENTAL BRIEFING IN SUPPORT OF THE STATE OF NEVADA'S AND NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION; AND LONE MOUNTAIN PARTNERS, LLC'S OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION OR FOR WRIT OF MANDAMUS	9	5/23/2019	001068-001133
22	EVIDENTIARY HEARING - DAY 1	10 thru 11	5/24/2019	001134-001368
23	EVIDENTIARY HEARING - DAY 2 VOLUME I OF II	12	5/28/2019	001369-001459
24	EVIDENTIARY HEARING - DAY 2 VOLUME II	13	5/28/2019	001460-001565
25	EVIDENTIARY HEARING - DAY 3 VOLUME I OF II	14	5/29/2019	001566-001663

26	EVIDENTIARY HEARING - DAY 3 VOLUME II	15	5/29/2019	001664-001807
27	EVIDENTIARY HEARING - DAY 4	16 thru 17	5/30/2019	001808-002050
28	EVIDENTIARY HEARING - DAY 5 VOLUME I OF II	18	5/31/2019	002051-002113
29	EVIDENTIARY HEARING - DAY 5 VOLUME II	19 thru 20	5/31/2019	002114-002333
30	LONE MOUNTAIN PARTNERS, LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	21	6/5/2019	002334-002344
31	EVIDENTIARY HEARING - DAY 6	22 thru 23	6/10/2019	002345-002569
32	EVIDENTIARY HEARING - DAY 7	24 thru 25	6/11/2019	002570-002822
33	DEFENDANTS' ANSWER TO PLAINTIFFS' COMPLAINT WITH COUNTERCLAIM	26	6/14/2019	002823-002846
34	EVIDENTIARY HEARING - DAY 8 VOLUME I OF II	26	6/18/2019	002847-002958
35	EVIDENTIARY HEARING - DAY 8 VOLUME II	27	6/18/2019	002959-003092
36	EVIDENTIARY HEARING - DAY 9 VOLUME I OF II	28	6/19/2019	003093-003215
37	EVIDENTIARY HEARING - DAY 9 VOLUME II	29	6/19/2019	003216-003348
38	EVIDENTIARY HEARING - DAY 10 VOLUME I OF II	30	6/20/2019	003349-003464
39	EVIDENTIARY HEARING - DAY 10 VOLUME II	31	6/20/2019	003465-003622
40	INTERVENOR DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' SECOND AMENDED COMPLAINT	31	6/24/2019	003623-003639
41	INTERVENOR DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFF'S COMPLAINT	32	7/3/2019	003640-003652
42	FIRST AMENDED COMPLAINT	32	7/3/2019	003653-003670
43	EVIDENTIARY HEARING - DAY 11	32	7/5/2019	003671-003774

44	EVIDENTIARY HEARING - DAY 12	33	7/10/2019	003775-003949
45	CORRECTED FIRST AMENDED COMPLAINT.	34	7/11/2019	003950-003967
46	EVIDENTIARY HEARING - DAY 13 VOLUME I OF II	34	7/11/2019	003968-004105
47	EVIDENTIARY HEARING - DAY 13 VOLUME II	35	7/11/2019	004106-004227
48	PLAINTIFFS-COUNTER DEFENDANTS' ANSWER TO COUNTERCLAIM	35	7/12/2019	004228-004236
49	EVIDENTIARY HEARING - DAY 14	36	7/12/2019	004237-004413
50	ANSWER TO CORRECTED FIRST AMENDED COMPLAINT	37	7/15/2019	004414-004425
51	EVIDENTIARY HEARING - DAY 15	37	7/15/2019	004426-004500
52	EVIDENTIARY HEARING - DAY 15 VOLUME II	38	7/15/2019	004501-004679
53	GREENMART OF NEVADA NLC LLC'S ANSWER TO PLAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/17/2019	004680-004694
54	LONE MOUNTAIN PARTNERS, LLC'S ANSWER TO LAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/22/2019	004695-004705
55	CLEAR RIVER, LLC'S ANSWER TO PLAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/26/2019	004706-004723
56	EVIDENTIARY HEARING - DAY 16	39	7/28/2019	004724-004828
57	EVIDENTIARY HEARING - DAY 17 VOLUME I OF II	40	8/13/2019	004829-004935
58	EVIDENTIARY HEARING - DAY 17 VOLUME II	41	8/13/2019	004936-005027
59	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	41	8/14/2019	005028-005030
60	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	41	8/14/2019	005031-005033
61	EVIDENTIARY HEARING - DAY 18	42 thru 43	8/14/2019	005034-005222
62	EVIDENTIARY HEARING - DAY 19	44	8/15/2019	005223-005301
63	EVIDENTIARY HEARING - DAY 20	45	8/16/2019	005302-005468

64	FINDINGS OF FACT AND CONCLUSIONS OF LAW GRANTING PRELIMINARY INJUNCTION	46	8/23/2019	005469-005492
65	HEARING ON OBJECTIONS TO STATE'S RESPONSE, NEVADA WELLNESS CENTER'S MOTION RE COMPLIANCE RE PHYSICAL ADDRESS, AND BOND AMOUNT SETTING	46	8/29/2019	005493-005565
66	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	46	9/5/2019	005566-005592
67	FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/6/2019	005593-005698
68	DEFENDANT-RESPONDENT'S GOOD CHEMISTRY NEVADA, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/27/2019	005699-005707
69	D LUX, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/27/2019	005708-005715
70	FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	47	9/29/2019	005716-005731
71	ANSWER TO COMPLAINT	47	10/1/2019	005732-005758
72	DEFENDANT RURAL REMEDIES, LLC ANSWER TO FIRST AMENDED COMPLAINT	47	10/1/2019	005759-005760
73	DEFENDANTS MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S ANSWER	48	10/3/2019	005761-005795
74	APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	48	10/10/2019	005796-005906
75	DEFENDANT-INTERVENOR CLEAR RIVER, LLC'S ORDER DENYING IT'S MOTION FOR PARTIAL SUMMARY JUDGEMENT ON THE PETITION FOR JUDICIAL REVIEW CAUSE OF ACTION	48	11/7/2019	005907-005912

76	ANSWER TO FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	48	11/8/2019	005913-005921
77	ERRATA TO ANSWER TO FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	48	11/8/2019	005922-005930
78	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI MANDAMUS, AND PROHIBITION	49	11/12/2019	005931-005937
79	ANSWER TO FIRST AMENDED COMPLAINT GRAVITAS NEVADA LTD	49	11/12/2019	005938-005942
80	ORDER DENYING 1) ORGANIC REMEDIES, LLC'S MOTION TO DISSOLVE PRELIMINARY INJUNCTION AND TO STAY PRELIMINARY INJUNCTION PENDING APPEAL AND 2) LONE MOUNTAIN PARTNERS, LLC'S	49	11/19/2019	005943-005949
81	AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	11/21/2019	005950-006004
82	EUPHORIA WELLNESS, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	49	11/21/2019	006005-006011
83	NOTICE OF ENTRY OF ORDER DENYING MM DEVELOPMENT COMPANY, INC.'S AND LIVFREE WELLNESS, LLC'S MOTION TO ALTER OR AMEND FINDINGS OF FACT AND CONCLUSION OF LAW,	49	11/22/2019	006012-006015
84	ORDER DENYING MM DEVELOPMENT COMPANY, INC. 'S AND LIVFREE WELLNESS LLC'S MOTION TO ALTER AMEND FINDINGS OF FACT AND CONCLUSION OF LAW	49	11/22/2019	006016-006017
85	BUSINESS COURT ORDER	49	11/25/2019	006018-006022

86	ORDER GRANTING MOTION FOR LEAVE TO FILE SECOND AMENDED COMPLAINT IN CASE NO. A-786962	49	11/26/2019	006023-006024
87	TGIG SECOND AMENDED COMPLAINT	49	11/26/2019	006025-006047
88	REPLY IN SUPPORT OF AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	12/6/2019	006048-006057
89	HEARING ON APPLICATION OF NEVADA ORGANIC REMEDIES FOR WRIT OF MANDAMUS TO COMPEL STATE TO MOVE IT TO TIER 2 OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	12/9/2019	006058-006068
90	LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	49	12/10/2019	006069-006081
91	NOTICE OF HEARING	49	12/13/2019	006082-006087
92	DEFENDANT'S ANSWER TO DH FLAMINGO INC'S ET AL., FIRST AMENDED COMPLAINT	50	12/16/2019	006088-006105
93	DEFENDANT'S ANSWER TO DH FLAMINGO INC'S ET AL., FIRST AMENDED COMPLAINT	50	12/16/2019	006106-006123
94	PLAINTIFFS' OPPOSITION TO LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	50	12/20/2019	006124-006206
95	OPPOSITION TO HELPING HANDS WELLNESS CTR, INC.'S APPLICATION FOR WRIT OF MANDAMUS	50	12/27/2019	006207-006259
96	ORDER DENYING MOTION FOR STAY AND GRANTING IN PART MOTION TO EXPEDITE	50	12/30/2019	006260-006262
97	ORDER DENYING THE DEPARTMENT OF TAXATION OBJECTION TO DISCOVERY COMMISSIONER'S REPORT AND RECOMMENDATIONS	51	12/31/2019	006263-006263
98	NOTICE OF ENTRY OF ORDER	51	1/3/2020	006264-006271

99	GREENMART OF NEVADA NLV LLC'S ANSWER TO D.H. FLAMINGO PLAINTIFFS' FIRST AMENDED COMPLAINT	51	1/6/2020	006272-006295
100	NV WELLNESS CENTER, LLC'S MOTION TO COMPEL ON AN ORDER SHORTENING TIME	51	1/8/2020	006296-006358
101	LONE MOUNTAIN PARTNERS, LLC'S REPLY IN SUPPORT OF MOTION TO DISMISS SECOND AMENDED COMPLAINT	51	1/8/2020	006359-006368
102	OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL	52	1/10/2020	006369-006439
103	ESSENCE ENTITIES' ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	52	1/14/2020	006440-006468
104	NOTICE OF ENTRY OF ORDER	52	1/14/2020	006469-006474
105	ORDER DENYING NEVADA ORGANIC REMEDIES, LLC'S AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC	52	1/14/2020	006475-006477
106	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO FIRST AMENDED COMPALINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	52	1/21/2020	006478-006504
107	ERRATA TO DECLARATION OF ALFRED TERTERYAN IN SUPPORT OF HELPING HANDS WELLNESS CENTER, INC.'S APPLICATION FOR WRIT OF MANDAMUS	52	1/24/2020	006505-006506
108	AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/28/2020	006507-006542
109	DEPARTMENT OF TAXATION'S ANSWER TO PLAINTIFF SERENITY PARTIES' SECOND AMENDED COMPLAINT	53	1/28/2020	006543-006559
110	DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/28/2020	006560-006588

111	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/29/2020	006589-006609
112	HEARING ON OBJECTIONS TO SUBPOENAS DUCES TECUM, MOTIONS FOR PROTECTIVE ORDERS, APPLICATION OF FOR WRIT OF MANDAMUS, MOTION FOR SETTING SETTLEMENT CONFERENCE, AND MOTION TO REDACT AND SEAL EXHIBITS 4 AND 5	53	1/31/2020	006610-006657
113	ANSWER TO D.H. FLAMINGO PARTIES' FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/5/2020	006658-006697
114	FINDINGS OF FACT AND CONCLUSIONS OF LAW GRANTING PRELIMINARY INJUNCTION	54	2/7/2020	006698-006722
115	DEFENDANT-RESPONDENT NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/7/2020	006723-006752
116	DEFENDANT-RESPONDENT STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/7/2020	006753-006781
117	SECOND AMENDED COMPLAINT	54	2/11/2020	006782-006805
118	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO THE SERENITY PLAINTIFFS' SECOND AMENDED COMPLAINT	54	2/12/2020	006806-006814
119	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO ETW PLAINTIFFS' THIRD AMENDED COMPLAINT	54	2/12/2020	006815-006822

120	GREENMART OF NEVADA NLV LLC'S ANSWER TO ETW MANAGEMENT GROUP LLC, GLOBAL HARMONY LLC, GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, HERBAL CHOICE INC., JUST QUALITY LLC, LIBRA WELLNESS CENTER, LLC, ROMBOUGH REAL ESTATE INC. DBA MOTHER HERB, NEVCANN LLC, RED EARTH LLC, THC NEVADA LLC, ZION GARDENS LLC AND MMOF VEGAS RETAIL, INC.'S THIRD AMENDED COMPLAINT	55	2/12/2020	006823-006841
121	ANSWER TO D.H. FLAMINGO PLAINTIFFS' FIRST AMENDED COMPLAINT AND PETITION FOR REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/12/2020	006842-006853
122	CPCM HOLDINGS, LLC D/B/A THRIVE CANNABIS MARKETPLACE'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/13/2020	006854-006867
123	ANSWER TO SERENITY PLAINTIFFS' SECOND AMENDED COMPLAINT	55	2/14/2020	006868-006876
124	CIRCLE S FARMS LLC'S ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/18/2020	006877-006884
125	ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION	55	2/18/2020	006885-006910
126	GREENMART OF NEVADA NLV LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/18/2020	006911-006921
127	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION	55	2/18/2020	006922-006935
128	ORDER GRANTING IN PART AND DENYING IN PART THE DEPARTMENT OF TAXATION'S MOTIONS FOR PROTECTIVE ORDER ON ORDER SHORTENING TIME	55	2/19/2020	006936-006941

129	CIRCLE S FARMS LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/20/2020	006942-006949
130	NOTICE OF FILING OF EMERGENCY PETITION FOR WRIT OF MANDAMUS OR PROHIBITION UNDER NRAP 21(a)6)	55	2/21/2020	006950-006951
131	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND/OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/25/2020	006952-006958
132	GREENMART OF NEVADA NLV LLC'S ANSWER TO QUALCAN LLC'S SECOND AMENDED COMPLAINT	55	2/25/2020	006959-006970
133	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/26/2020	006971-006983
134	GREENMART OF NEVADA NLV LLC'S MOTION TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/28/2020	006984-006987
135	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC ANSWER TO NATURAL MEDICINE, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	2/28/2020	006988-007000
136	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT/RESPONDENT STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND/OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	2/28/2020	007001-007012

137	GREENMART OF NEVADA NLV LLC'S ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	3/6/2020	007013-007024
138	GREENMART OF NEVADA NLV LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	3/6/2020	007025-007036
139	QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	56	3/13/2020	007037-007057
140	PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL GREENMART OF NEVADA, LLC TO PRODUCE KENNETH LEE AND HAE LEE FOR DEPOSITION ON ORDER SHORTENING TIME	56	3/16/2020	007058-007074
141	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL GREENMART TO ALSO PRODUCE KENNETH LEE AND HAE LEE FOR DEPOSITION	56	3/18/2020	007075-007080
142	NEVADA WELLNESS CENTER, LLC'S JOINDER TO ETW PLAINTIFFS' MOTION TO COMPEL PRIVILEGE LOGS	56	3/20/2020	007081-007083
143	NEVADA WELLNESS CENTER, LLC'S JOINDER TO ETW PLAINTIFFS' MOTION TO COMPEL	56	3/20/2020	007084-007086
144	GREENMART OF NEVADA NLV LLC'S RESPONSE IN OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	56	3/23/2020	007087-007095
145	CLEAR RIVER, LLC'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS ON ORDER SHORTENING TIME	56	3/27/2020	007096-007099
146	NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO QUALCAN'S PETITION FOR WRIT OF MANDAMUS	56	3/27/2020	007100-007143
147	PLAINTIFF NEVADA WELLNESS CENTER, LLC'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	57	3/27/2020	007144-007175
148	DEPARTMENT OF TAXATION'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	57	3/27/2020	007176-007182

149	THE ESSENCE ENTITIES' OPPOSITION TO ETW PLAINTIFFS' 1) MOTION TO COMPEL AND 2) MOTION TO COMPEL PRIVILEGE LOGS	57	3/27/2020	007183-007293
150	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF'S MOTION TO COMPEL PRIVILEGE LOGS AND COUNTER MOTION FOR SANCTIONS PURSUANT TO NRCP 37	57	3/30/2020	007294-007310
151	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF'S MOTION TO COMPEL SUPPLEMENTAL RESPONSES	58	3/30/2020	007311-007329
152	ORDER DENYING DEFENDANT JORGE PUPO'S MOTION TO DISMISS	58	3/30/2020	007330-007332
153	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO ETW PLAINTIFFS' MOTION TO COMPEL PRIVILEGE LOGS	58	4/3/2020	007333-007336
154	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO ETW PLAINTIFFS' MOTION TO COMPEL	58	4/3/2020	007337-007346
155	DEPARTMENT OF TAXATION'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/8/2020	007347-007360
156	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/8/2020	007361-007373
157	CIRCLE S FARMS LLC'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/9/2020	007374-007381
158	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE ADDITIONAL DOCUMENTS ON ORDER SHORTENING TIME	58	4/9/2020	007382-007395

159	NOTICE OF ENTRY OF ORDER DENYING MM DEVELOPMENT COMPANY, INC.'S MOTION TO STRIKE AND-OR DISMISS D.H. FLAMINGO, INC.'S COUNTERCLAIM	58	4/9/2020	007396-007400
160	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S MOTION TO DISMISS 1) NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS;(2) STRIVE WELLNESS' COMPLAINT; (3) RURAL REMEDIES AMENDED COMPLAINT; (4) QUALCAN'S AMENDED COMPLAINT; (5) HIGH SIERRA HOLISTICS COMPLAINT AND (6) NATURAL MEDICINE'S COMPLAINT FOR FAILING TO COMPLY WITH NRS 233B.130(2)(D)	59 thru 60	4/14/2020	007401-007717
161	DEFENDANT PUPO'S ANSWER TO RURAL REMEDIES' AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	61	4/14/2020	007718-007730
162	THRIVE'S SUPPLEMENTAL BRIEF IN SUPPORT OF OPPOSITION TO ETW MANAGEMENT GROUP LLC; ET AL.'S MOTION TO COMPEL	61	4/14/2020	007731-007792
163	MINUTE ORDER CLEAR RIVER'S REQUEST FOR OST ON MOTION TO DISMISS	61	4/15/2020	007793-007793
164	DEPARTMENT OF TAXATION'S ANSWER TO ETW MANAGEMENT GROUP LLC PARTIES' THIRD AMENDED COMPLAINT	61	4/20/2020	007794-007810
165	DEPARTMENT OF TAXATION'S ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	61	4/20/2020	007811-007845
166	DEPARTMENT OF TAXATION'S ANSWER TO QUALCAN'S SECOND A MENDED COMPLAINT	61	4/20/2020	007846-007862
167	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO ETW PLAINTIFFS' THIRD AMENDED COMPLAINT	62	4/21/2020	007863-007893

168	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	62	4/21/2020	007894-007913
169	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO TGIG PLAINTIFFS' SECOND AMENDED COMPLAINT	62	4/21/2020	007914-007935
170	ORDER GRANTING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE ADDITIONAL DOCUMENTS ON ORDER SHORTENING TIME	62	4/21/2020	007936-007939
171	ORDER DENYING LONE MOUNTAIN PARTNER'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	62	5/5/2020	007940-007941
172	DEPARTMENT OF TAXATION'S INDEX OF EXHIBITS IN SUPPORT OF ITS OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN DEPARTMENT OF TAXATION'S ANSWER TO SECOND AMENDED COMPLAINT	63 thru 64	5/11/2020	007942-008232
173	DEPARTMENT OF TAXATION'S OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN DEPARTMENT OF TAXATION'S ANSWER TO SECOND AMENDED COMPLAINT	65	5/11/2020	008233-008241
174	DEPARTMENT OF TAXATION'S NOTICE OF SUPPLEMENTAL AUTHORITY	65	5/12/2020	008242-008252
175	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	65	5/21/2020	008253-008302
176	HEARING ON MOTIONS FOR SUMMARY JUDGMENT OR WRIT OF MANDAMUS AND MOTION TO EXTEND TIME FOR BRIEFING	65	5/22/2020	008303-008354

177	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	65	5/26/2020	008355-008375
178	PURE TONIC CONCENTRATES LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	65	5/29/2020	008376-008379
179	RURAL REMEDIES, LLC'S ANSWER TO DEFENDANT-RESPONDENT NATURAL MEDICINE'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	65	6/3/2020	008380-008393
180	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO NATURAL MEDICINE'S LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	65	6/4/2020	008394-008401
181	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	66	6/4/2020	008402-008409
182	ORDER DENYING D.H. FLAMINGO, INC. AND SURTERRA HOLDINGS, INC.'S MOTION FOR SUMMARY JUDGMENT AGAINST MM DEVELOPMENT COMPANY, INC.	66	6/5/2020	008410-008413
183	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO DEFENDANT-RESPONDENT NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRIT OF CERTIORARI, MANDAMUS, AND PROHIBITION	66	6/5/2020	008414-008435
184	TGIG, LLC, NEVADA HOLISTIC MEDICINE, LLC, GBS NEVADA PARTNERS, FIDELIS HOLDINGS, LLC, GRAVITAS NEVADA, NEVADA PURE, LLC, MEDIFARM, LLC, AND MEDIFARM IV'S ANSWER TO NATURAL MEDICINE	66	6/10/2020	008436-008454

185	PLAINTIFF'S DECLARATION & POA-F2018-01430	67 thru 74	6/12/2020	008455-009889
186	PLAINTIFF'S NOTICE OF FILING RECORD ON REVIEW	75	6/12/2020	009890-009933
187	PLAINTIFF'S DKT 148-1 INDEX OF EXHIBITS - 1	76 thru 77	6/12/2020	009934-010291
188	PLAINTIFF'S DKT 148-1 INDEX OF EXHIBITS - 2	78 thru 79	6/12/2020	010292-010595
189	PLAINTIFF'S RECORD PART 1	80 thru 81	6/12/2020	010596-010937
190	PLAINTIFF'S RECORD PART 2	82 thru 83	6/12/2020	010938-011275
191	PLAINTIFF'S RECORD PART 3	84 thru 85	6/12/2020	011276-011613
192	PLAINTIFF'S RECORD PART 4	86 thru 87	6/12/2020	011614-011951
193	PLAINTIFF'S RECORD PART 5	88	6/12/2020	011952-012104
194	PLAINTIFF'S RECORD PART 6	89	6/12/2020	012105-012258
195	PLAINTIFF'S RECORD PART 7	90	6/12/2020	012259-012413
196	PLAINTIFF'S RECORD PART 8	91	6/12/2020	012414-012569
197	PLAINTIFF'S RECORD PART 9	92	6/12/2020	012570-012723
198	PLAINTIFF'S RECORD PART 10	93	6/12/2020	012724-012878
199	PLAINTIFF'S RECORD PART 11	94	6/12/2020	012879-013032
200	PLAINTIFF'S RECORD PART 12	95	6/12/2020	013033-013187
201	PLAINTIFF'S RECORD PART 13	96	6/12/2020	013188-013341

202	PLAINTIFF'S RECORD PART 14	97	6/12/2020	013342-013496
203	PLAINTIFF'S RECORD PART 15	98 thru 99	6/12/2020	013497-013774
204	PLAINTIFF'S RECORD PART 16	100 thru 101	6/12/2020	013775-014052
205	PLAINTIFF'S RECORD PART 17	102 thru 103	6/12/2020	014053-014330
206	PLAINTIFF'S RECORD PART 18	104 thru 105	6/12/2020	014331-014608
207	PLAINTIFF'S RECORD PART 18	106 thru 107	6/12/2020	014609-014886
208	PLAINTIFF'S RECORD PART 19	108 thru 111	6/12/2020	014887-015426
209	PLAINTIFF'S RECORD PART 20	112 thru 115	6/12/2020	015427-015966
210	PLAINTIFF'S RECORD PART 21	116 thru 119	6/12/2020	015967-016506
211	PLAINTIFF'S RECORD PART 22	120 thru 123	6/12/2020	016507-017048
212	PLAINTIFF'S RECORD PART 24	124 thru 131	6/12/2020	017049-018484
213	PLAINTIFF'S RECORD PART 25	132 thru 134	6/12/2020	018485-018844
214	PLAINTIFF'S RECORD PART 26	135 thru 136	6/12/2020	018845-019202
215	PLAINTIFF'S RECORD PART 27	137 thru 144	6/12/2020	019203-020637

216	PLAINTIFF'S RECORD PART 28	145 thru 147	6/12/2020	020638-020999
217	PLAINTIFF'S RECORD PART 29	148 thru 149	6/12/2020	021000-021357
218	PLAINTIFF'S RECORD PART 30	150 thru 157	6/12/2020	021358-022621
219	PLAINTIFF'S RECORD PART 31	158 thru 159	6/12/2020	022622-022979
220	PLAINTIFF'S RECORD PART 32	160 thru 167	6/12/2020	022980-024414
221	PLAINTIFF'S RECORD PART 33	168 thru 169	6/12/2020	024415-024718
222	PLAINTIFF'S RECORD PART 35	170 thru 177	6/12/2020	024719-026153
223	PLAINTIFF'S RECORD PART 37	178	6/12/2020	026154-026256
224	PLAINTIFF'S RECORD PART 39	179 thru 181	6/12/2020	026257-026669
225	PLAINTIFF'S RECORD PART 40	182 thru 183	6/12/2020	026670-026934
226	PLAINTIFF'S RECORD PART 41	184 thru 186	6/12/2020	026935-027347
227	PLAINTIFF'S RECORD PART 42	187 thru 188	6/12/2020	027348-027612
228	PLAINTIFF'S RECORD PART 43	189 thru 191	6/12/2020	027613-028025
229	PLAINTIFF'S RECORD PART 44	192 thru 193	6/12/2020	028026-028290

230	PLAINTIFF'S RECORD PART 45	194 thru 196	6/12/2020	028291-028703
231	PLAINTIFF'S RECORD PART 46	197 thru 198	6/12/2020	028704-028968
232	PLAINTIFF'S RECORD PART 47	199 thru 201	6/12/2020	028969-029451
233	PLAINTIFF'S RECORD PART 48	202 thru 204	6/12/2020	029452-029934
234	PLAINTIFF'S RECORD PART 49	205 thru 207	6/12/2020	029935-030346
235	PLAINTIFF'S RECORD PART 50	208 thru 210	6/12/2020	030347-030758
236	PLAINTIFF'S RECORD PART 51	211 thru 213	6/12/2020	030759-031170
237	PLAINTIFF'S RECORD PART 52	214 thru 216	6/12/2020	031171-031582
238	PLAINTIFF'S RECORD PART 54	217 thru 219	6/12/2020	031583-031994
239	PLAINTIFF'S RECORD PART 55	220 thru 222	6/12/2020	031995-032406
240	PLAINTIFF'S RECORD PART 56	223 thru 225	6/12/2020	032407-032818
241	PLAINTIFF'S RECORD PARTY 57	226 thru 228	6/12/2020	032819-033230
242	PLAINTIFF'S RECORD PART 58	229 thru 231	6/12/2020	033231-033642
243	PLAINTIFF'S RECORD PART 59	232	6/12/2020	033643-033801
244	PLAINTIFF'S RECORD PART 60	233	6/12/2020	033802-033877

245	PLAINTIFF'S RECORD PART 61	234 thru 235	6/12/2020	033878-034143
246	PLAINTIFF'S RECORD PART 62	236 thru 237	6/12/2020	034144-034409
247	PLAINTIFF'S RECORD PART 63	238 thru 239	6/12/2020	034410-034675
248	PLAINTIFF'S RECORD PART 64	240 thru 241	6/12/2020	034676-034943
249	PLAINTIFF'S RECORD PART 65	242 thru 245	6/12/2020	034944-035512
250	PLAINTIFF'S RECORD PART 66	246 thru 248	6/12/2020	035513-035919
251	PLAINTIFF'S RECORD PART 67	249 thru 251	6/12/2020	035920-036326
252	PLAINTIFF'S RECORD PART 68	252 thru 254	6/12/2020	036327-036733
253	PLAINTIFF'S RECORD PART 69	255 thru 257	6/12/2020	036734-037140
254	PLAINTIFF'S RECORD PART 70	258 thru 260	6/12/2020	037141-037547
255	PLAINTIFF'S RECORD PART 71	261 thru 263	6/12/2020	037548-037954
256	PLAINTIFF'S RECORD PART 72	264 thru 266	6/12/2020	037955-038415
257	PLAINTIFF'S RECORD PART 73	267 thru 269	6/12/2020	038416-038867
258	NOTICE OF ENTRY OF ORDER ON PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN JORGE	270	6/23/2020	038868-038871

	PUPPO'S ANSWER TO SECOND AMENDED COMPLAINT			
259	SUPPLEMENT TO RECORD ON REVIEW IN ACCORDANCE WITH THE NEVADA ADMINISTRATIVE PROCEDURE ACT	270	6/26/2020	038872-038947
260	MOTION TO VOLUNTARILY DISMISS MMOF VEGAS RETAIL, INC. AND REQUEST TO RELEASE MMOF VEGAS RETAIL, INC.'S BOND FUNDS ON AN ORDER SHORTENING TIME	271	6/29/2020	038948-039114
261	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	6/29/2020	039115-039135
262	WELLNESS CONNECTION OF NEVADA, LLC'S ANSWER TO PLAINTIFF NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	6/29/2020	039136-039152
263	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO QUALCAN, LLC'S SECOND AMENDED COMPLAINT	272	7/1/2020	039153-039164
264	ESSENCE ENTITIES' ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	272	7/8/2020	039165-039193
265	ESSENCE ENTITIES' ANSWER TO THIRD AMENDED COMPLAINT	272	7/8/2020	039194-039210
266	ESSENCE ENTITIES' ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	7/8/2020	039211-039223
267	ESSENCE ENTITIES' ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	272	7/8/2020	039224-039235
268	ESSENCE ENTITIES' ANSWER TO SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	7/8/2020	039236-039265

269	ESSENCE ENTITIES' ANSWER QUALCAN, LLC'S SECOND AMENDED COMPLAINT	272	7/8/2020	039266-039284
270	ESSENCE ENTITIES' ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/8/2020	039285-039299
271	ESSENCE ENTITIES' ANSWER TO THE TGIG PARTIES' SECOND AMENDED COMPLAINT	273	7/8/2020	039300-039313
272	ESSENCE ENTITIES' ANSWER TO COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/8/2020	039314-039323
273	HIGH SIERRA HOLISTICS, LLC'S JOINDER TO ETW MANAGEMENT GROUP LLC'S ANSWERS	273	7/8/2020	039324-039325
274	GREENMART OF NEVADA NLV LLC'S JOINDER TO MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC., AND LIVFREE WELLNESS, LLC ON AN ORDER SHORTENING TIME	273	7/8/2020	039326-039327
275	MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC ON AN ORDER SHORTENING TIME	273	7/8/2020	039328-039381
276	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	273	7/9/2020	039382-039411
277	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO HIGH SIERRA HOLISTICS COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/9/2020	039412-039421
278	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO MM DEVELOPMENT COMPANY, INC., & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/9/2020	039422-039434
279	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	273	7/9/2020	039435-039445

280	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	274	7/9/2020	039446-039478
281	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO QUALCANN, LLC'S SECOND AMENDED COMPLAINT	274	7/9/2020	039479-039496
282	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT	274	7/9/2020	039497-039509
283	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO TGIG PARTIES' SECOND AMENDED COMPLAINT	274	7/9/2020	039510-039523
284	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO THIRD AMENDED COMPLAINT	274	7/9/2020	039524-039539
285	OPPOSITION TO MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC ON AN ORDER SHORTENING TIME	274	7/9/2020	039540-039575
286	MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRARECORD EVIDENCE AT THE HEARING OF JUDICIAL REVIEW and TO ENLARGE TIME FOR FILING OPENING BRIEF	275	7/9/2020	039576-039735
287	DEFENDANT IN INTRVENTION, CLEAR RIVER, LLC'S ANSWER TO HIGH SIERRA HOLISTICS, LLC COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	275	7/10/2020	039736-039750
288	DEFENDANT-INTERVENOR NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO TGIG PARTIES' SECOND AMENDED COMPLAINT	276	7/10/2020	039751-039759
289	NEVADA ORGANIC REMEDIES, LLC'S ANSWER NEVADA WELLNESS CENTER, LLC'S AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039760-039772

290	DEFENDANT-INTERVENOR NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO CLARK NATURAL MEDICINE ET AL.'S FIRST AMENDED COMPLAINT	276	7/10/2020	039773-039789
291	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO ETW MANAGEMENT GROUP, LLC ET AL.'S THIRD AMENDED THIRD AMENDED COMPLAINT	276	7/10/2020	039790-039804
292	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO HIGH SIERRA HOLISTIC'S COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039805-039815
293	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039816-039829
294	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO QUALCAN, LLC.'S SECOND AMENDED COMPLAINT	276	7/10/2020	039830-039844
295	NEVADA ORGANIC REMEDIES, LLC'S ANSWER RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039845-039859
296	FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER GRANTING IN PART AND DENYING IN PART MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS (1)	276	7/11/2020	039860-039862
297	FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER GRANTING IN PART AND DENYING IN PART MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS (2)	276	7/11/2020	039863-039865
298	ORDER GRANTING CLEAR RIVER, LLC'S MOTION TO RECONSIDER THE COURT'S ORDER GRANTING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE JOHN KOCER AND NORTON ARBELAEZ FOR DEPOSITION ON ORDER SHORTENING TIME	276	7/11/2020	039866-039868

299	EVIDENTIARY HEARING ON CASE -ENDING SANCTIONS - DAY 1	277 thru 278	7/13/2020	039869-040216
300	EVIDENTIARY HEARING ON CASE -ENDING SANCTIONS - DAY 2	279	7/14/2020	040217-040263
301	MOTION FOR PROTECTIVE ORDER ON ORDER SHORTENING TIME	279	7/15/2020	040264-040323
302	BENCH TRIAL - DAY 1	280 thru 281	7/17/2020	040324-040663
303	BENCH TRIAL - DAY 2	282 thru 283	7/20/2020	040664-041020
304	BENCH TRIAL - DAY 3	284 thru 285	7/21/2020	041021-041330
305	PLAINTIFFS' OPENING BRIEF IN SUPPORT OF PETITION FOR JUDICIAL REVIEW	286	7/22/2020	041331-041363
306	BENCH TRIAL - DAY 4	287 thru 288	7/22/2020	041364-041703
307	DEPARTMENT OF TAXATION'S OPPOSITION TO TGIG'S MOTION TO SUPPLEMENT THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE; AND TO ENLARGE TIME FOR FILING OPENING BRIEF	289	7/23/2020	041704-041732
308	THC NEVADA, LLC'S JOINDER TO PLAINTIFF TGIG, LLC ET AL'S OPENING BRIEF IN SUPPORT OF PETITION FOR JUDICIAL REVIEW	289	7/23/2020	041733-041735
309	BENCH TRIAL - DAY 5	290 thru 291	7/23/2020	041736-042068
310	CIRCLE S FARMS LLC'S JOINDER TO CLEAR RIVER, LLC AND DEPARTMENT OF TAXATION'S OPPOSITIONS TO PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINIST	292	7/24/2020	042069-042071
311	THE ESSENCE ENTITIES' JOINDER TO DEPARTMENT OF TAXATION'S OPPOSITION	292	7/24/2020	042072-042074

	TO TGIG'S MOTION TO SUPPLEMENT THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE AND TO ENLARGE TIME FOR FILING OPENING BRIEF			
312	BENCH TRIAL - DAY 6	293 thru 294	7/24/2020	042075-042381
313	BENCH TRIAL - DAY 7	295 thru 296	7/27/2020	042382-042639
314	EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	297	7/28/2020	042640-042670
315	BENCH TRIAL - DAY 8	298 thru 299	7/28/2020	042671-042934
316	BENCH TRIAL - DAY 9 VOLUME I	300 thru 301	7/29/2020	042935-043186
317	THRIVE'S JOINDER TO PLAINTIFFS' OPPOSITION TO THC NEVADA LLC'S AND HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER FOR PRELIMINARY INJUNCTION ON AN ORDER SHORTENING TIME	302	7/30/2020	043187-043190
318	GREENMART OF NEVADA NLV LLC'S JOINDER TO PLAINTIFFS' OPPOSITION TO THE THC NEVADA LLC'S AND HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER FOR PRELIMINARY INJUNCTION ON AN ORDER SHORTENING TIME AND DECLARATION OF ALINA M. SHELL	302	7/30/2020	043191-043195
319	JOINDER TO THC NEVADA, LLC and HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAIING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	302	7/30/2020	043196-043209
320	BENCH TRIAL - DAY 10	303 thru 304	7/30/2020	043210-043450

321	BENCH TRIAL - DAY 11	305	7/31/2020	043451-043567
322	EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	306	7/31/2020	043568-043639
323	NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE ON AN ORDER SHORTENING TIME	306	8/3/2020	043640-043708
324	BENCH TRIAL - DAY 12	307 thru 308	8/3/2020	043709-043965
325	BENCH TRIAL - DAY 13	309 thru 310	8/4/2020	043966-044315
326	BENCH TRIAL - DAY 14	311 thru 313	8/5/2020	044316-044687
327	BENCH TRIAL - DAY 15	314 thru 316	8/6/2020	044688-045065
328	REPLY TO THE DOT'S AND CLEAR RIVER, LLC'S OPPOSITIONS TO PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS	317	8/7/2020	045066-045084
329	BENCH TRIAL - DAY 16	318 thru 319	8/10/2020	045085-045316
330	DEPARTMENT OF TAXATION'S NOTICE OF REMOVING ENTITITES FROM TIER 3	320	8/11/2020	045317-045332
331	BENCH TRIAL - DAY 17	321 thru 323	8/11/2020	045333-045697
332	MOTION TO PRECLUDE APPLICATION OF THE EQUITABLE MAXIM OF UNCLEAR HANDS AGAIN ST THE TGIG PLAINTIFFS	324	8/11/2020	045698-045711
333	BENCH TRIAL - DAY 18	325	8/12/2020	045712-045877

334	OPPOSITION TO MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	325	8/14/2020	045878-045882
335	JOINDER TO THC NEVADA, LLC AND HERBAL CHOICE, INC'S MOTION TO STRIKE DEPARTMENT OF TAXATION NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	325	8/14/2020	045883-045888
336	THC NEVADA, LLC AND HERBAL CHOICE, INC.'S JOINDER TO TGIG PLAINTIFFS' PROPOSED SUPPLEMENTAL FINDINGS OF FACT AND CONCLUSIONS OF LAW BASED UPON PARTIAL SUBSTITUTION OF THE NEVADA CANNABIS COMPLIANCE BOARD AS A PARTY DEFENDANT IN THESE CONSOLIDATED MATTERS	326	8/14/2020	045889-045891
337	DEPARTMENT OF TAXATION'S OPPOSITION TO THC NEVADA, LLC AND HERBAL CHOICE, INC.'S MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING	326	8/15/2020	045892-045899
338	ORDER REGARDING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION FOR SUMMARY JUDGMENT ON FIRST CLAIM FOR RELIEF	326	8/15/2020	045900-045905
339	THC NEVADA, LLC AND HERBAL CHOICE, INC.'S REPLY TO NEVADA ORGANIC REMEDIES' OPPOSITION TO MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	326	8/15/2020	045906-045917
340	HELPING HANDS WELLNESS CENTER, INC.'S REPLY IN SUPPORT OF MOTION TO MODIFY OR DISSOLVE THE PRELIMINARY INJUNCTION1	326	8/16/2020	045918-045932
341	NOTICE OF ENTRY OF ORDER	326	8/17/2020	045933-045939
342	BENCH TRIAL - DAY 19	327 thru 328	8/17/2020	045940-046223

343	BENCH TRIAL - DAY 20	329	8/18/2020	046224-046355
344	TRIAL EXHIBIT 1005	329	8/18/2020	046356-046389
345	TRIAL EXHIBIT 1006	330	8/18/2020	046390-046423
346	TRIAL EXHIBIT 1135	330	8/18/2020	046424-046445
347	TRIAL EXHIBIT 1302	330	8/18/2020	046446-046448
348	TRIAL EXHIBIT 2157	330	8/18/2020	046449-046502
349	TRIAL EXHIBIT 2158	330	8/18/2020	046503-046548
350	TRIAL EXHIBIT 3291	331	8/18/2020	046549-046564
351	JOINDER TO THC NEVADA, LLC and HERBAL CHOICE, INC.'S MOTION TO RENEW JOINDER TO TGIG'S COUNTERMOTION FOR ORDER DISPENSING WITH THE BOND REQUIREMENT FOR PURPOSES OF THE PRELIMINARY	331	8/28/2020	046565-046567
352	ORDER DENYING TGIG PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE AT THE HEARING OF JUDICIAL REVIEW; AND TO ENLARGE TIME FOR FILING OPENING BRIEF	331	8/28/2020	046568-046572
353	MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC FINAL PRETRIAL CONFERENCE	331	9/3/2020	046573-046666
354	BENCH TRIAL - PHASE 1	332	9/8/2020	046667-046776
355	TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/10/2020	046777-046812

356	PLAINTIFFS GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, NEVCANN LLC AND RED EARTH LLC'S JOINDER TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/14/2020	046813-046815
357	RURAL REMEDIES, LLC'S JOINDER IN TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT AND CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/15/2020	046816-046817
358	FINDINGS OF FACT, CONCLUSION OF LAW AND PERMANENT INJUNCTION	332	9/16/2020	046818-046829
359	NOTICE OF ENTRY OF JUDGMENT (1)	333	9/22/2020	046830-046844
360	NOTICE OF ENTRY OF JUDGMENT (2)	333	9/22/2020	046845-046877
361	DEPARTMENT OF TAXATION'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW, AND PERMANENT INJUNCTION	333	9/24/2020	046878-046921
362	THE ESSENCE ENTITIES' LIMITED OPPOSITION TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	9/24/2020	046922-046924
363	GREENMART OF NEVADA NLV LLC'S JOINDER TO DEPARTMENT OF TAXATION'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW, AND PERMANENT INJUNCTION	333	9/24/2020	046925-046926
364	HELPING HANDS WELLNESS CENTER, INC.'S OPPOSITION TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	9/24/2020	046927-046931
365	CLARK NATURAL MEDICINAL SOLUTIONS LLC, NYE NATURAL MEDICINAL SOLUTIONS LLC CLARK NMSD LLC AND INYO FINE CANNABIS DISPENSARY L.L.C.'S JOINDER TO NEVADA WELLNESS CENTER'S MOTION TO AND PERMANENT INJUNCTION	333	9/24/2020	046932-046933

366	WELLNESS CONNECTION OF NEVADA, LLC'S RESPONSE TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION AND COUNTERMOTION TO CLARIFY AND-OR FOR ADDITIONAL FINDINGS	333	9/24/2020	046934-046940
367	CIRCLE S FARMS LLC'S JOINDER TO OPPOSITIONS TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	10/1/2020	046941-046943
368	MOTION FOR ORDER TO SHOW CAUSE	333	10/16/2020	046944-046965
369	ORDER TO SHOW CAUSE	334	10/18/2020	046966-046999
370	PLAINTIFFS GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, NEVCANN LLC AND RED EARTH LLC'S JOINDER TO TGIG PLAINTIFFS' MOTION FOR ORDER TO SHOW CAUSE	334	10/21/2020	047000-047002
371	NOTICE OF APPEAL	335 thru 339	10/23/2020	047003-047862
372	NOTICE OF ENTRY OF ORDER	340	10/27/2020	047863-047882
373	INDEX OF EXHIBITS IN SUPPORT OF DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	341 thru 342	10/30/2020	047883-048130
374	DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	343	10/30/2020	048131-048141
375	GREENMART OF NEVADA NLV LLC'S JOINDER TO DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	343	11/2/2020	048142-048143

TABLE OF CONTENT

Alphabetical by Document Name

TAB#	Document	Vol.	Date	Pages
81	AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	11/21/2019	005950-006004
108	AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/28/2020	006507-006542
10	ANSWER TO AMENDED COMPLAINT	2	4/10/2019	000224-000236
19	ANSWER TO COMPLAINT	8	5/20/2019	001042-001053
71	ANSWER TO COMPLAINT	47	10/1/2019	005732-005758
50	ANSWER TO CORRECTED FIRST AMENDED COMPLAINT	37	7/15/2019	004414-004425
113	ANSWER TO D.H. FLAMINGO PARTIES' FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/5/2020	006658-006697
121	ANSWER TO D.H. FLAMINGO PLAINTIFFS' FIRST AMENDED COMPLAINT AND PETITION FOR REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/12/2020	006842-006853
76	ANSWER TO FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	48	11/8/2019	005913-005921
79	ANSWER TO FIRST AMENDED COMPLAINT GRAVITAS NEVADA LTD	49	11/12/2019	005938-005942
7	ANSWER TO PLAINTIFFS' FIRST AMENDED COMPLAINT AND COUNTERCLAIM	1	3/15/2019	000093-000107
125	ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION	55	2/18/2020	006885-006910
123	ANSWER TO SERENITY PLAINTIFFS' SECOND AMENDED COMPLAINT	55	2/14/2020	006868-006876
14	APPENDIX OF EXHIBITS TO NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO SERENITY WELLNESS CENTER, LLC AND RELATED PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION	5 thru 7	5/9/2019	000532-000941

74	APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	48	10/10/2019	005796-005906
302	BENCH TRIAL - DAY 1	280 thru 281	7/17/2020	040324-040663
320	BENCH TRIAL - DAY 10	303 thru 304	7/30/2020	043210-043450
321	BENCH TRIAL - DAY 11	305	7/31/2020	043451-043567
324	BENCH TRIAL - DAY 12	307 thru 308	8/3/2020	043709-043965
325	BENCH TRIAL - DAY 13	309 thru 310	8/4/2020	043966-044315
326	BENCH TRIAL - DAY 14	311 thru 313	8/5/2020	044316-044687
327	BENCH TRIAL - DAY 15	314 thru 316	8/6/2020	044688-045065
329	BENCH TRIAL - DAY 16	318 thru 319	8/10/2020	045085-045316
331	BENCH TRIAL - DAY 17	321 thru 323	8/11/2020	045333-045697
333	BENCH TRIAL - DAY 18	325	8/12/2020	045712-045877
342	BENCH TRIAL - DAY 19	327 thru 328	8/17/2020	045940-046223
303	BENCH TRIAL - DAY 2	282 thru 283	7/20/2020	040664-041020
343	BENCH TRIAL - DAY 20	329	8/18/2020	046224-046355

304	BENCH TRIAL - DAY 3	284 thru 285	7/21/2020	041021-041330
306	BENCH TRIAL - DAY 4	287 thru 288	7/22/2020	041364-041703
309	BENCH TRIAL - DAY 5	290 thru 291	7/23/2020	041736-042068
312	BENCH TRIAL - DAY 6	293 thru 294	7/24/2020	042075-042381
313	BENCH TRIAL - DAY 7	295 thru 296	7/27/2020	042382-042639
315	BENCH TRIAL - DAY 8	298 thru 299	7/28/2020	042671-042934
316	BENCH TRIAL - DAY 9 VOLUME I	300 thru 301	7/29/2020	042935-043186
354	BENCH TRIAL - PHASE 1	332	9/8/2020	046667-046776
85	BUSINESS COURT ORDER	49	11/25/2019	006018-006022
157	CIRCLE S FARMS LLC'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/9/2020	007374-007381
124	CIRCLE S FARMS LLC'S ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/18/2020	006877-006884
129	CIRCLE S FARMS LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/20/2020	006942-006949
310	CIRCLE S FARMS LLC'S JOINDER TO CLEAR RIVER, LLC AND DEPARTMENT OF TAXATION'S OPPOSITIONS TO PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINIST	292	7/24/2020	042069-042071

367	CIRCLE S FARMS LLC'S JOINDER TO OPPOSITIONS TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	10/1/2020	046941-046943
365	CLARK NATURAL MEDICINAL SOLUTIONS LLC, NYE NATURAL MEDICINAL SOLUTIONS LLC CLARK NMSD LLC AND INYO FINE CANNABIS DISPENSARY L.L.C.'S JOINDER TO NEVADA WELLNESS CENTER'S MOTION TO AND PERMANENT INJUNCTION	333	9/24/2020	046932-046933
12	CLEAR RIVER, LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	2	5/7/2019	000252-000269
55	CLEAR RIVER, LLC'S ANSWER TO PLAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/26/2019	004706-004723
158	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE ADDITIONAL DOCUMENTS ON ORDER SHORTENING TIME	58	4/9/2020	007382-007395
150	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF'S MOTION TO COMPEL PRIVILEGE LOGS AND COUNTER MOTION FOR SANCTIONS PURSUANT TO NRCP 37	57	3/30/2020	007294-007310
151	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF'S MOTION TO COMPEL SUPPLEMENTAL RESPONSES	58	3/30/2020	007311-007329
145	CLEAR RIVER, LLC'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS ON ORDER SHORTENING TIME	56	3/27/2020	007096-007099
4	COMPLAINT	1	1/4/2019	000037-000053
5	COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	1	1/4/2019	000054-000078
1	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/10/2018	000001-000012
3	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/19/2018	000026-000036
6	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	1/16/2019	000079-000092
66	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	46	9/5/2019	005566-005592

45	CORRECTED FIRST AMENDED COMPLAINT.	34	7/11/2019	003950-003967
122	CPCM HOLDINGS, LLC D/B/A THRIVE CANNABIS MARKETPLACE'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/13/2020	006854-006867
183	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO DEFENDANT-RESPONDENT NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRIT OF CERTIORRI. MANDAMUS, AND PROHIBITION	66	6/5/2020	008414-008435
263	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO QUALCAN, LLC'S SECOND AMENDED COMPLAINT	272	7/1/2020	039153-039164
261	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	6/29/2020	039115-039135
106	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO FIRST AMENDED COMPALINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	52	1/21/2020	006478-006504
69	D LUX, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/27/2019	005708-005715
119	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO ETW PLAINTIFFS' THIRD AMENDED COMPLAINT	54	2/12/2020	006815-006822
78	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI MANDAMUS, AND PROHIBITION	49	11/12/2019	005931-005937
131	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND/OR	55	2/25/2020	006952-006958

	WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION			
118	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO THE SERENITY PLAINTIFFS' SECOND AMENDED COMPLAINT	54	2/12/2020	006806-006814
11	DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	2	4/16/2019	000237-000251
17	DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' FIRST AMENDED COMPLAINT	8	5/16/2019	001025-001037
177	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	65	5/26/2020	008355-008375
168	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	62	4/21/2020	007894-007913
167	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO ETW PLAINTIFFS' THIRD AMENDED COMPLAINT	62	4/21/2020	007863-007893
175	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	65	5/21/2020	008253-008302
169	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO TGIG PLAINTIFFS' SECOND AMENDED COMPLAINT	62	4/21/2020	007914-007935
160	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S MOTION TO DISMISS 1) NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS;(2) STRIVE WELLNESS' COMPLAINT; (3) RURAL REMEDIES AMENDED COMPLAINT; (4) QUALCAN'S AMENDED COMPLAINT; (5) HIGH SIERRA HOLISTICS	59 thru 60	4/14/2020	007401-007717

	COMPLAINT AND (6) NATURAL MEDICINE'S COMPLAINT FOR FAILING TO COMPLY WITH NRS 233B.130(2)(D)			
16	DEFENDANT IN INTERVENTION'S OPPOSITION TO PLAINTIFFS' APPLICATION FOR A TEMPORARY RESTRAINING ORDER	8	5/10/2019	000975-001024
287	DEFENDANT IN INTRVENTION, CLEAR RIVER, LLC'S ANSWER TO HIGH SIERRA HOLISTICS, LLC COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	275	7/10/2020	039736-039750
161	DEFENDANT PUPO'S ANSWER TO RURAL REMEDIES' AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	61	4/14/2020	007718-007730
72	DEFENDANT RURAL REMEDIES, LLC ANSWER TO FIRST AMENDED COMPLAINT	47	10/1/2019	005759-005760
110	DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/28/2020	006560-006588
92	DEFENDANT'S ANSWER TO DH FLAMINGO INC'S ET AL., FIRST AMENDED COMPLAINT	50	12/16/2019	006088-006105
75	DEFENDANT-INTERVENOR CLEAR RIVER, LLC'S ORDER DENYING IT'S MOTION FOR PARTIAL SUMMARY JUDGEMENT ON THE PETITION FOR JUDICIAL REVIEW CAUSE OF ACTION	48	11/7/2019	005907-005912
290	DEFENDANT-INTERVENOR NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO CLARK NATURAL MEDICINE ET AL.'S FIRST AMENDED COMPLAINT	276	7/10/2020	039773-039789
288	DEFENDANT-INTERVENOR NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO TGIG PARTIES' SECOND AMENDED COMPLAINT	276	7/10/2020	039751-039759
115	DEFENDANT-RESPONDENT NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/7/2020	006723-006752

116	DEFENDANT-RESPONDENT STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/7/2020	006753-006781
68	DEFENDANT-RESPONDENT'S GOOD CHEMISTRY NEVADA, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/27/2019	005699-005707
93	DEFENDANT'S ANSWER TO DH FLAMINGO INC'S ET AL., FIRST AMENDED COMPLAINT	50	12/16/2019	006106-006123
33	DEFENDANTS' ANSWER TO PLAINTIFFS' COMPLAINT WITH COUNTERCLAIM	26	6/14/2019	002823-002846
73	DEFENDANTS MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S ANSWER	48	10/3/2019	005761-005795
374	DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	343	10/30/2020	048131-048141
164	DEPARTMENT OF TAXATION'S ANSWER TO ETW MANAGEMENT GROUP LLC PARTIES' THIRD AMENDED COMPLAINT	61	4/20/2020	007794-007810
165	DEPARTMENT OF TAXATION'S ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	61	4/20/2020	007811-007845
109	DEPARTMENT OF TAXATION'S ANSWER TO PLAINTIFF SERENITY PARTIES' SECOND AMENDED COMPLAINT	53	1/28/2020	006543-006559
166	DEPARTMENT OF TAXATION'S ANSWER TO QUALCAN'S SECOND A MENDED COMPLAINT	61	4/20/2020	007846-007862
155	DEPARTMENT OF TAXATION'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/8/2020	007347-007360
172	DEPARTMENT OF TAXATION'S INDEX OF EXHIBITS IN SUPPORT OF ITS OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN DEPARTMENT OF TAXATION'S ANSWER TO SECOND AMENDED COMPLAINT	63 thru 64	5/11/2020	007942-008232

330	DEPARTMENT OF TAXATION'S NOTICE OF REMOVING ENTITITES FROM TIER 3	320	8/11/2020	045317-045332
174	DEPARTMENT OF TAXATION'S NOTICE OF SUPPLEMENTAL AUTHORITY	65	5/12/2020	008242-008252
173	DEPARTMENT OF TAXATION'S OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN DEPARTMENT OF TAXATION'S ANSWER TO SECOND AMENDED COMPLAINT	65	5/11/2020	008233-008241
148	DEPARTMENT OF TAXATION'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	57	3/27/2020	007176-007182
307	DEPARTMENT OF TAXATION'S OPPOSITION TO TGIG'S MOTION TO SUPPLEMENT THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE; AND TO ENLARGE TIME FOR FILING OPENING BRIEF	289	7/23/2020	041704-041732
337	DEPARTMENT OF TAXATION'S OPPOSITION TO THC NEVADA, LLC AND HERBAL CHOICE, INC.'S MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING	326	8/15/2020	045892-045899
361	DEPARTMENT OF TAXATION'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW, AND PERMANENT INJUNCTION	333	9/24/2020	046878-046921
77	ERRATA TO ANSWER TO FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	48	11/8/2019	005922-005930
107	ERRATA TO DECLARATION OF ALFRED TERTERYAN IN SUPPORT OF HELPING HANDS WELLNESS CENTER, INC.'S APPLICATION FOR WRIT OF MANDAMUS	52	1/24/2020	006505-006506
269	ESSENCE ENTITIES' ANSWER QUALCAN, LLC'S SECOND AMENDED COMPLAINT	272	7/8/2020	039266-039284
272	ESSENCE ENTITIES' ANSWER TO COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/8/2020	039314-039323
103	ESSENCE ENTITIES' ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	52	1/14/2020	006440-006468

264	ESSENCE ENTITIES' ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	272	7/8/2020	039165-039193
266	ESSENCE ENTITIES' ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	7/8/2020	039211-039223
267	ESSENCE ENTITIES' ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	272	7/8/2020	039224-039235
270	ESSENCE ENTITIES' ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/8/2020	039285-039299
268	ESSENCE ENTITIES' ANSWER TO SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	7/8/2020	039236-039265
271	ESSENCE ENTITIES' ANSWER TO THE TGIG PARTIES' SECOND AMENDED COMPLAINT	273	7/8/2020	039300-039313
265	ESSENCE ENTITIES' ANSWER TO THIRD AMENDED COMPLAINT	272	7/8/2020	039194-039210
82	EUPHORIA WELLNESS, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	49	11/21/2019	006005-006011
22	EVIDENTIARY HEARING - DAY 1	10 thru 11	5/24/2019	001134-001368
38	EVIDENTIARY HEARING - DAY 10 VOLUME I OF II	30	6/20/2019	003349-003464
39	EVIDENTIARY HEARING - DAY 10 VOLUME II	31	6/20/2019	003465-003622
43	EVIDENTIARY HEARING - DAY 11	32	7/5/2019	003671-003774
44	EVIDENTIARY HEARING - DAY 12	33	7/10/2019	003775-003949
46	EVIDENTIARY HEARING - DAY 13 VOLUME I OF II	34	7/11/2019	003968-004105
47	EVIDENTIARY HEARING - DAY 13 VOLUME II	35	7/11/2019	004106-004227
49	EVIDENTIARY HEARING - DAY 14	36	7/12/2019	004237-004413

51	EVIDENTIARY HEARING - DAY 15	37	7/15/2019	004426-004500
52	EVIDENTIARY HEARING - DAY 15 VOLUME II	38	7/15/2019	004501-004679
56	EVIDENTIARY HEARING - DAY 16	39	7/28/2019	004724-004828
57	EVIDENTIARY HEARING - DAY 17 VOLUME I OF II	40	8/13/2019	004829-004935
58	EVIDENTIARY HEARING - DAY 17 VOLUME II	41	8/13/2019	004936-005027
61	EVIDENTIARY HEARING - DAY 18	42 thru 43	8/14/2019	005034-005222
62	EVIDENTIARY HEARING - DAY 19	44	8/15/2019	005223-005301
23	EVIDENTIARY HEARING - DAY 2 VOLUME I OF II	12	5/28/2019	001369-001459
24	EVIDENTIARY HEARING - DAY 2 VOLUME II	13	5/28/2019	001460-001565
63	EVIDENTIARY HEARING - DAY 20	45	8/16/2019	005302-005468
25	EVIDENTIARY HEARING - DAY 3 VOLUME I OF II	14	5/29/2019	001566-001663
26	EVIDENTIARY HEARING - DAY 3 VOLUME II	15	5/29/2019	001664-001807
27	EVIDENTIARY HEARING - DAY 4	16 thru 17	5/30/2019	001808-002050
28	EVIDENTIARY HEARING - DAY 5 VOLUME I OF II	18	5/31/2019	002051-002113
29	EVIDENTIARY HEARING - DAY 5 VOLUME II	19 thru 20	5/31/2019	002114-002333
31	EVIDENTIARY HEARING - DAY 6	22 thru 23	6/10/2019	002345-002569
32	EVIDENTIARY HEARING - DAY 7	24 thru 25	6/11/2019	002570-002822
34	EVIDENTIARY HEARING - DAY 8 VOLUME I OF II	26	6/18/2019	002847-002958
35	EVIDENTIARY HEARING - DAY 8 VOLUME II	27	6/18/2019	002959-003092
36	EVIDENTIARY HEARING - DAY 9 VOLUME I OF II	28	6/19/2019	003093-003215

37	EVIDENTIARY HEARING - DAY 9 VOLUME II	29	6/19/2019	003216-003348
299	EVIDENTIARY HEARING ON CASE -ENDING SANCTIONS - DAY 1	277 thru 278	7/13/2020	039869-040216
300	EVIDENTIARY HEARING ON CASE -ENDING SANCTIONS - DAY 2	279	7/14/2020	040217-040263
314	EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	297	7/28/2020	042640-042670
322	EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	306	7/31/2020	043568-043639
64	FINDINGS OF FACT AND CONCLUSIONS OF LAW GRANTING PRELIMINARY INJUNCTION	46	8/23/2019	005469-005492
114	FINDINGS OF FACT AND CONCLUSIONS OF LAW GRANTING PRELIMINARY INJUNCTION	54	2/7/2020	006698-006722
358	FINDINGS OF FACT, CONCLUSION OF LAW AND PERMANENT INJUNCTION	332	9/16/2020	046818-046829
296	FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER GRANTING IN PART AND DENYING IN PART MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS (1)	276	7/11/2020	039860-039862
297	FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER GRANTING IN PART AND DENYING IN PART MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS (2)	276	7/11/2020	039863-039865
42	FIRST AMENDED COMPLAINT	32	7/3/2019	003653-003670
67	FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/6/2019	005593-005698
2	FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/18/2018	000013-000025
70	FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	47	9/29/2019	005716-005731

53	GREENMART OF NEVADA NLC LLC'S ANSWER TO PLAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/17/2019	004680-004694
126	GREENMART OF NEVADA NLV LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/18/2020	006911-006921
120	GREENMART OF NEVADA NLV LLC'S ANSWER TO ETW MANAGEMENT GROUP LLC, GLOBAL HARMONY LLC, GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, HERBAL CHOICE INC., JUST QUALITY LLC, LIBRA WELLNESS CENTER, LLC, ROMBOUGH REAL ESTATE INC. DBA MOTHER HERB, NEVCANN LLC, RED EARTH LLC, THC NEVADA LLC, ZION GARDENS LLC AND MMOF VEGAS RETAIL, INC.'S THIRD AMENDED COMPLAINT	55	2/12/2020	006823-006841
137	GREENMART OF NEVADA NLV LLC'S ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	3/6/2020	007013-007024
132	GREENMART OF NEVADA NLV LLC'S ANSWER TO QUALCAN LLC'S SECOND AMENDED COMPLAINT	55	2/25/2020	006959-006970
138	GREENMART OF NEVADA NLV LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	3/6/2020	007025-007036
375	GREENMART OF NEVADA NLV LLC'S JOINDER TO DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	343	11/2/2020	048142-048143
363	GREENMART OF NEVADA NLV LLC'S JOINDER TO DEPARTMENT OF TAXATION'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW, AND PERMANENT INJUNCTION	333	9/24/2020	046925-046926

274	GREENMART OF NEVADA NLV LLC'S JOINDER TO MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC., AND LIVFREE WELLNESS, LLC ON AN ORDER SHORTENING TIME	273	7/8/2020	039326-039327
318	GREENMART OF NEVADA NLV LLC'S JOINDER TO PLAINTIFFS' OPPOSITION TO THE THC NEVADA LLC'S AND HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER FOR PRELIMINARY INJUNCTION ON AN ORDER SHORTENING TIME AND DECLARATION OF ALINA M. SHELL	302	7/30/2020	043191-043195
134	GREENMART OF NEVADA NLV LLC'S MOTION TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/28/2020	006984-006987
154	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO ETW PLAINTIFFS' MOTION TO COMPEL	58	4/3/2020	007337-007346
153	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO ETW PLAINTIFFS' MOTION TO COMPEL PRIVILEGE LOGS	58	4/3/2020	007333-007336
141	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL GREENMART TO ALSO PRODUCE KENNETH LEE AND HAE LEE FOR DEPOSITION	56	3/18/2020	007075-007080
144	GREENMART OF NEVADA NLV LLC'S RESPONSE IN OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	56	3/23/2020	007087-007095
99	GREENMART OF NEVADA NLV LLC'S ANSWER TO D.H. FLAMINGO PLAINTIFFS' FIRST AMENDED COMPLAINT	51	1/6/2020	006272-006295
89	HEARING ON APPLICATION OF NEVADA ORGANIC REMEDIES FOR WRIT OF MANDAMUS TO COMPEL STATE TO MOVE IT TO TIER 2 OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	12/9/2019	006058-006068
176	HEARING ON MOTIONS FOR SUMMARY JUDGMENT OR WRIT OF MANDAMUS AND MOTION TO EXTEND TIME FOR BRIEFING	65	5/22/2020	008303-008354

65	HEARING ON OBJECTIONS TO STATE'S RESPONSE, NEVADA WELLNESS CENTER'S MOTION RE COMPLIANCE RE PHYSICAL ADDRESS, AND BOND AMOUNT SETTING	46	8/29/2019	005493-005565
112	HEARING ON OBJECTIONS TO SUBPOENAS DUCES TECUM, MOTIONS FOR PROTECTIVE ORDERS, APPLICATION OF FOR WRIT OF MANDAMUS, MOTION FOR SETTING SETTLEMENT CONFERENCE, AND MOTION TO REDACT AND SEAL EXHIBITS 4 AND 5	53	1/31/2020	006610-006657
276	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	273	7/9/2020	039382-039411
277	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO HIGH SIERRA HOLISTICS COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/9/2020	039412-039421
278	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO MM DEVELOPMENT COMPANY, INC., & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/9/2020	039422-039434
279	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	273	7/9/2020	039435-039445
280	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	274	7/9/2020	039446-039478
281	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO QUALCANN, LLC'S SECOND AMENDED COMPLAINT	274	7/9/2020	039479-039496
282	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT	274	7/9/2020	039497-039509
283	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO TGIG PARTIES' SECOND AMENDED COMPLAINT	274	7/9/2020	039510-039523

284	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO THIRD AMENDED COMPLAINT	274	7/9/2020	039524-039539
364	HELPING HANDS WELLNESS CENTER, INC.'S OPPOSITION TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	9/24/2020	046927-046931
340	HELPING HANDS WELLNESS CENTER, INC.'S REPLY IN SUPPORT OF MOTION TO MODIFY OR DISSOLVE THE PRELIMINARY INJUNCTION1	326	8/16/2020	045918-045932
273	HIGH SIERRA HOLISTICS, LLC'S JOINDER TO ETW MANAGEMENT GROUP LLC'S ANSWERS	273	7/8/2020	039324-039325
373	INDEX OF EXHIBITS IN SUPPORT OF DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	341 thru 342	10/30/2020	047883-048130
21	INTERVENING DEFENDANTS' JOINDER AND SUPPLEMENTAL BRIEFING IN SUPPORT OF THE STATE OF NEVADA'S AND NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION; AND LONE MOUNTAIN PARTNERS, LLC'S OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION OR FOR WRIT OF MANDAMUS	9	5/23/2019	001068-001133
41	INTERVENOR DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFF'S COMPLAINT	32	7/3/2019	003640-003652
40	INTERVENOR DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' SECOND AMENDED COMPLAINT	31	6/24/2019	003623-003639
319	JOINDER TO THC NEVADA, LLC and HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	302	7/30/2020	043196-043209
351	JOINDER TO THC NEVADA, LLC and HERBAL CHOICE, INC.'S MOTION TO RENEW JOINDER TO TGIG'S COUNTERMOTION FOR ORDER DISPENSING WITH THE BOND REQUIREMENT FOR PURPOSES OF THE PRELIMINARY	331	8/28/2020	046565-046567

335	JOINDER TO THC NEVADA, LLC AND HERBAL CHOICE, INC'S MOTION TO STRIKE DEPARTMENT OF TAXATION NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	325	8/14/2020	045883-045888
54	LONE MOUNTAIN PARTNERS, LLC'S ANSWER TO LAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/22/2019	004695-004705
30	LONE MOUNTAIN PARTNERS, LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	21	6/5/2019	002334-002344
90	LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	49	12/10/2019	006069-006081
101	LONE MOUNTAIN PARTNERS, LLC'S REPLY IN SUPPORT OF MOTION TO DISMISS SECOND AMENDED COMPLAINT	51	1/8/2020	006359-006368
163	MINUTE ORDER CLEAR RIVER'S REQUEST FOR OST ON MOTION TO DISMISS	61	4/15/2020	007793-007793
135	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC ANSWER TO NATURAL MEDICINE, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	2/28/2020	006988-007000
127	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION	55	2/18/2020	006922-006935
111	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/29/2020	006589-006609
286	MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRARECORD EVIDENCE AT THE HEARING OF JUDICIAL REVIEW and TO ENLARGE TIME FOR FILING OPENING BRIEF	275	7/9/2020	039576-039735
368	MOTION FOR ORDER TO SHOW CAUSE	333	10/16/2020	046944-046965
8	MOTION FOR PRELIMINARY INJUNCTION	2	3/18/2019	000108-000217
301	MOTION FOR PROTECTIVE ORDER ON ORDER SHORTENING TIME	279	7/15/2020	040264-040323

275	MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC ON AN ORDER SHORTENING TIME	273	7/8/2020	039328-039381
353	MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC FINAL PRETRIAL CONFERENCE	331	9/3/2020	046573-046666
332	MOTION TO PRECLUDE APPLICATION OF THE EQUITABLE MAXIM OF UNCLEAN HANDS AGAIN ST THE TGIG PLAINTIFFS	324	8/11/2020	045698-045711
260	MOTION TO VOLUNTARILY DISMISS MMOV VEGAS RETAIL, INC. AND REQUEST TO RELEASE MMOV VEGAS RETAIL, INC.'S BOND FUNDS ON AN ORDER SHORTENING TIME	271	6/29/2020	038948-039114
289	NEVADA ORGANIC REMEDIES, LLC'S ANSWER NEVADA WELLNESS CENTER, LLC'S AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039760-039772
295	NEVADA ORGANIC REMEDIES, LLC'S ANSWER RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039845-039859
291	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO ETW MANAGEMENT GROUP, LLC ET AL.'S THIRD AMENDED THIRD AMENDED COMPLAINT	276	7/10/2020	039790-039804
292	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO HIGH SIERRA HOLISTIC'S COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039805-039815
293	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039816-039829
180	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO NATURAL MEDICINE'S LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	65	6/4/2020	008394-008401
294	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO QUALCAN, LLC.'S SECOND AMENDED COMPLAINT	276	7/10/2020	039830-039844

181	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	66	6/4/2020	008402-008409
146	NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO QUALCAN'S PETITION FOR WRIT OF MANDAMUS	56	3/27/2020	007100-007143
15	NEVADA ORGANIC REMIDIES, LLC'S OPPOSITION TO SERENITY WELLNESS CENTER, LLC AND RELATED PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION	8	5/9/2019	000942-000974
136	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT/RESPONDENT STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND/OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	2/28/2020	007001-007012
156	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/8/2020	007361-007373
133	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/26/2020	006971-006983
143	NEVADA WELLNESS CENTER, LLC'S JOINDER TO ETW PLAINTIFFS' MOTION TO COMPEL	56	3/20/2020	007084-007086
142	NEVADA WELLNESS CENTER, LLC'S JOINDER TO ETW PLAINTIFFS' MOTION TO COMPEL PRIVILEGE LOGS	56	3/20/2020	007081-007083
323	NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE ON AN ORDER SHORTENING TIME	306	8/3/2020	043640-043708
371	NOTICE OF APPEAL	335 thru 339	10/23/2020	047003-047862
359	NOTICE OF ENTRY OF JUDGMENT (1)	333	9/22/2020	046830-046844
360	NOTICE OF ENTRY OF JUDGMENT (2)	333	9/22/2020	046845-046877
98	NOTICE OF ENTRY OF ORDER	51	1/3/2020	006264-006271
104	NOTICE OF ENTRY OF ORDER	52	1/14/2020	006469-006474

341	NOTICE OF ENTRY OF ORDER	326	8/17/2020	045933-045939
372	NOTICE OF ENTRY OF ORDER	340	10/27/2020	047863-047882
159	NOTICE OF ENTRY OF ORDER DENYING MM DEVELOPMENT COMPANY, INC.'S MOTION TO STRIKE AND-OR DISMISS D.H. FLAMINGO, INC.'S COUNTERCLAIM	58	4/9/2020	007396-007400
83	NOTICE OF ENTRY OF ORDER DENYING MM DEVELOPMENT COMPANY, INC.'S AND LIVFREE WELLNESS, LLC'S MOTION TO ALTER OR AMEND FINDINGS OF FACT AND CONCLUSION OF LAW,	49	11/22/2019	006012-006015
258	NOTICE OF ENTRY OF ORDER ON PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN JORGE PUPO'S ANSWER TO SECOND AMENDED COMPLAINT	270	6/23/2020	038868-038871
130	NOTICE OF FILING OF EMERGENCY PETITION FOR WRIT OF MANDAMUS OR PROHIBITION UNDER NRAP 21(a)6)	55	2/21/2020	006950-006951
91	NOTICE OF HEARING	49	12/13/2019	006082-006087
100	NV WELLNESS CENTER, LLC'S MOTION TO COMPEL ON AN ORDER SHORTENING TIME	51	1/8/2020	006296-006358
95	OPPOSITION TO HELPING HANDS WELLNESS CTR, INC.'S APPLICATION FOR WRIT OF MANDAMUS	50	12/27/2019	006207-006259
13	OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION	3 thru 4	5/9/2019	000270-000531
285	OPPOSITION TO MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC ON AN ORDER SHORTENING TIME	274	7/9/2020	039540-039575
334	OPPOSITION TO MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	325	8/14/2020	045878-045882
102	OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL	52	1/10/2020	006369-006439

80	ORDER DENYING 1) ORGANIC REMEDIES, LLC'S MOTION TO DISSOLVE PRELIMINARY INJUNCTION AND TO STAY PRELIMINARY INJUNCTION PENDING APPEAL AND 2) LONE MOUNTAIN PARTNERS, LLC'S	49	11/19/2019	005943-005949
182	ORDER DENYING D.H. FLAMINGO, INC. AND SURTERRA HOLDINGS, INC.'S MOTION FOR SUMMARY JUDGMENT AGAINST MM DEVELOPMENT COMPANY, INC.	66	6/5/2020	008410-008413
152	ORDER DENYING DEFENDANT JORGE PUPO'S MOTION TO DISMISS	58	3/30/2020	007330-007332
171	ORDER DENYING LONE MOUNTAIN PARTNER'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	62	5/5/2020	007940-007941
84	ORDER DENYING MM DEVELOPMENT COMPANY, INC. 'S AND LIVFREE WELLNESS LLC'S MOTION TO ALTER AMEND FINDINGS OF FACT AND CONCLUSION OF LAW	49	11/22/2019	006016-006017
96	ORDER DENYING MOTION FOR STAY AND GRANTING IN PART MOTION TO EXPEDITE	50	12/30/2019	006260-006262
105	ORDER DENYING NEVADA ORGANIC REMEDIES, LLC'S AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC	52	1/14/2020	006475-006477
352	ORDER DENYING TGIG PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE AT THE HEARING OF JUDICIAL REVIEW; AND TO ENLARGE TIME FOR FILING OPENING BRIEF	331	8/28/2020	046568-046572
97	ORDER DENYING THE DEPARTMENT OF TAXATION OBJECTION TO DISCOVERY COMMISSIONER'S REPORT AND RECOMMENDATIONS	51	12/31/2019	006263-006263
298	ORDER GRANTING CLEAR RIVER, LLC'S MOTION TO RECONSIDER THE COURT'S ORDER GRANTING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE	276	7/11/2020	039866-039868

	JOHN KOCER AND NORTON ARBELAEZ FOR DEPOSITION ON ORDER SHORTENING TIME			
18	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	8	5/16/2019	001038-001041
59	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	41	8/14/2019	005028-005030
60	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	41	8/14/2019	005031-005033
128	ORDER GRANTING IN PART AND DENYING IN PART THE DEPARTMENT OF TAXATION'S MOTIONS FOR PROTECTIVE ORDER ON ORDER SHORTENING TIME	55	2/19/2020	006936-006941
86	ORDER GRANTING MOTION FOR LEAVE TO FILE SECOND AMENDED COMPLAINT IN CASE NO. A-786962	49	11/26/2019	006023-006024
170	ORDER GRANTING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE ADDITIONAL DOCUMENTS ON ORDER SHORTENING TIME	62	4/21/2020	007936-007939
338	ORDER REGARDING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION FOR SUMMARY JUDGMENT ON FIRST CLAIM FOR RELIEF	326	8/15/2020	045900-045905
369	ORDER TO SHOW CAUSE	334	10/18/2020	046966-046999
140	PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL GREENMART OF NEVADA, LLC TO PRODUCE KENNETH LEE AND HAE LEE FOR DEPOSITION ON ORDER SHORTENING TIME	56	3/16/2020	007058-007074
147	PLAINTIFF NEVADA WELLNESS CENTER, LLC'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	57	3/27/2020	007144-007175
243	PLAINTIFF'S RECORD PART 59	232	6/12/2020	033643-033801
9	PLAINTIFFS' COUNTER-DEFENDANTS' ANSWER TO COUNTERCLAIM	2	4/5/2019	000218-000223

185	PLAINTIFF'S DECLARATION & POA-F2018-01430	67 thru 74	6/12/2020	008455-009889
187	PLAINTIFF'S DKT 148-1 INDEX OF EXHIBITS - 1	76 thru 77	6/12/2020	009934-010291
188	PLAINTIFF'S DKT 148-1 INDEX OF EXHIBITS - 2	78 thru 79	6/12/2020	010292-010595
370	PLAINTIFFS GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, NEVCANN LLC AND RED EARTH LLC'S JOINDER TO TGIG PLAINTIFFS' MOTION FOR ORDER TO SHOW CAUSE	334	10/21/2020	047000-047002
356	PLAINTIFFS GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, NEVCANN LLC AND RED EARTH LLC'S JOINDER TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/14/2020	046813-046815
186	PLAINTIFF'S NOTICE OF FILING RECORD ON REVIEW	75	6/12/2020	009890-009933
20	PLAINTIFFS' OMNIBUS REPLY IN SUPPORT OF MOTION FOR PRELIMINARY INJUNCTION	8	5/22/2019	001054-001067
305	PLAINTIFFS' OPENING BRIEF IN SUPPORT OF PETITION FOR JUDICIAL REVIEW	286	7/22/2020	041331-041363
94	PLAINTIFFS' OPPOSITION TO LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	50	12/20/2019	006124-006206
189	PLAINTIFF'S RECORD PART 1	80 thru 81	6/12/2020	010596-010937
198	PLAINTIFF'S RECORD PART 10	93	6/12/2020	012724-012878
199	PLAINTIFF'S RECORD PART 11	94	6/12/2020	012879-013032
200	PLAINTIFF'S RECORD PART 12	95	6/12/2020	013033-013187
201	PLAINTIFF'S RECORD PART 13	96	6/12/2020	013188-013341
202	PLAINTIFF'S RECORD PART 14	97	6/12/2020	013342-013496

203	PLAINTIFF'S RECORD PART 15	98 thru 99	6/12/2020	013497-013774
204	PLAINTIFF'S RECORD PART 16	100 thru 101	6/12/2020	013775-014052
205	PLAINTIFF'S RECORD PART 17	102 thru 103	6/12/2020	014053-014330
206	PLAINTIFF'S RECORD PART 18	104 thru 105	6/12/2020	014331-014608
207	PLAINTIFF'S RECORD PART 18	106 thru 107	6/12/2020	014609-014886
208	PLAINTIFF'S RECORD PART 19	108 thru 111	6/12/2020	014887-015426
190	PLAINTIFF'S RECORD PART 2	82 thru 83	6/12/2020	010938-011275
209	PLAINTIFF'S RECORD PART 20	112 thru 115	6/12/2020	015427-015966
210	PLAINTIFF'S RECORD PART 21	116 thru 119	6/12/2020	015967-016506
211	PLAINTIFF'S RECORD PART 22	120 thru 123	6/12/2020	016507-017048
212	PLAINTIFF'S RECORD PART 24	124 thru 131	6/12/2020	017049-018484
213	PLAINTIFF'S RECORD PART 25	132 thru 134	6/12/2020	018485-018844
214	PLAINTIFF'S RECORD PART 26	135 thru 136	6/12/2020	018845-019202
215	PLAINTIFF'S RECORD PART 27	137 thru 144	6/12/2020	019203-020637

216	PLAINTIFF'S RECORD PART 28	145 thru 147	6/12/2020	020638-020999
217	PLAINTIFF'S RECORD PART 29	148 thru 149	6/12/2020	021000-021357
191	PLAINTIFF'S RECORD PART 3	84 thru 85	6/12/2020	011276-011613
218	PLAINTIFF'S RECORD PART 30	150 thru 157	6/12/2020	021358-022621
219	PLAINTIFF'S RECORD PART 31	158 thru 159	6/12/2020	022622-022979
220	PLAINTIFF'S RECORD PART 32	160 thru 167	6/12/2020	022980-024414
221	PLAINTIFF'S RECORD PART 33	168 thru 169	6/12/2020	024415-024718
222	PLAINTIFF'S RECORD PART 35	170 thru 177	6/12/2020	024719-026153
223	PLAINTIFF'S RECORD PART 37	178	6/12/2020	026154-026256
224	PLAINTIFF'S RECORD PART 39	179 thru 181	6/12/2020	026257-026669
192	PLAINTIFF'S RECORD PART 4	86 thru 87	6/12/2020	011614-011951
225	PLAINTIFF'S RECORD PART 40	182 thru 183	6/12/2020	026670-026934
226	PLAINTIFF'S RECORD PART 41	184 thru 186	6/12/2020	026935-027347
227	PLAINTIFF'S RECORD PART 42	187 thru 188	6/12/2020	027348-027612

228	PLAINTIFF'S RECORD PART 43	189 thru 191	6/12/2020	027613-028025
229	PLAINTIFF'S RECORD PART 44	192 thru 193	6/12/2020	028026-028290
230	PLAINTIFF'S RECORD PART 45	194 thru 196	6/12/2020	028291-028703
231	PLAINTIFF'S RECORD PART 46	197 thru 198	6/12/2020	028704-028968
232	PLAINTIFF'S RECORD PART 47	199 thru 201	6/12/2020	028969-029451
233	PLAINTIFF'S RECORD PART 48	202 thru 204	6/12/2020	029452-029934
234	PLAINTIFF'S RECORD PART 49	205 thru 207	6/12/2020	029935-030346
193	PLAINTIFF'S RECORD PART 5	88	6/12/2020	011952-012104
235	PLAINTIFF'S RECORD PART 50	208 thru 210	6/12/2020	030347-030758
236	PLAINTIFF'S RECORD PART 51	211 thru 213	6/12/2020	030759-031170
237	PLAINTIFF'S RECORD PART 52	214 thru 216	6/12/2020	031171-031582
238	PLAINTIFF'S RECORD PART 54	217 thru 219	6/12/2020	031583-031994
239	PLAINTIFF'S RECORD PART 55	220 thru 222	6/12/2020	031995-032406
240	PLAINTIFF'S RECORD PART 56	223 thru 225	6/12/2020	032407-032818

242	PLAINTIFF'S RECORD PART 58	229 thru 231	6/12/2020	033231-033642
194	PLAINTIFF'S RECORD PART 6	89	6/12/2020	012105-012258
244	PLAINTIFF'S RECORD PART 60	233	6/12/2020	033802-033877
245	PLAINTIFF'S RECORD PART 61	234 thru 235	6/12/2020	033878-034143
246	PLAINTIFF'S RECORD PART 62	236 thru 237	6/12/2020	034144-034409
247	PLAINTIFF'S RECORD PART 63	238 thru 239	6/12/2020	034410-034675
248	PLAINTIFF'S RECORD PART 64	240 thru 241	6/12/2020	034676-034943
249	PLAINTIFF'S RECORD PART 65	242 thru 245	6/12/2020	034944-035512
250	PLAINTIFF'S RECORD PART 66	246 thru 248	6/12/2020	035513-035919
251	PLAINTIFF'S RECORD PART 67	249 thru 251	6/12/2020	035920-036326
252	PLAINTIFF'S RECORD PART 68	252 thru 254	6/12/2020	036327-036733
253	PLAINTIFF'S RECORD PART 69	255 thru 257	6/12/2020	036734-037140
195	PLAINTIFF'S RECORD PART 7	90	6/12/2020	012259-012413
254	PLAINTIFF'S RECORD PART 70	258 thru 260	6/12/2020	037141-037547
255	PLAINTIFF'S RECORD PART 71	261 thru 263	6/12/2020	037548-037954

256	PLAINTIFF'S RECORD PART 72	264 thru 266	6/12/2020	037955-038415
257	PLAINTIFF'S RECORD PART 73	267 thru 269	6/12/2020	038416-038867
196	PLAINTIFF'S RECORD PART 8	91	6/12/2020	012414-012569
197	PLAINTIFF'S RECORD PART 9	92	6/12/2020	012570-012723
241	PLAINTIFF'S RECORD PARTY 57	226 thru 228	6/12/2020	032819-033230
48	PLAINTIFFS-COUNTER DEFENDANTS' ANSWER TO COUNTERCLAIM	35	7/12/2019	004228-004236
178	PURE TONIC CONCENTRATES LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	65	5/29/2020	008376-008379
139	QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	56	3/13/2020	007037-007057
88	REPLY IN SUPPORT OF AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	12/6/2019	006048-006057
328	REPLY TO THE DOT'S AND CLEAR RIVER, LLC'S OPPOSITIONS TO PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS	317	8/7/2020	045066-045084
179	RURAL REMEDIES, LLC'S ANSWER TO DEFENDANT-RESPONDENT NATURAL MEDICINE'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORI, MANDAMUS AND PROHIBITION	65	6/3/2020	008380-008393
357	RURAL REMEDIES, LLC'S JOINDER IN TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT AND CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/15/2020	046816-046817

117	SECOND AMENDED COMPLAINT	54	2/11/2020	006782-006805
376	SHOW CAUSE HEARING	343	11/2/2020	048144-048281
259	SUPPLEMENT TO RECORD ON REVIEW IN ACCORDANCE WITH THE NEVADA ADMINISTRATIVE PROCEDURE ACT	270	6/26/2020	038872-038947
355	TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/10/2020	046777-046812
87	TGIG SECOND AMENDED COMPLAINT	49	11/26/2019	006025-006047
184	TGIG, LLC, NEVADA HOLISTIC MEDICINE, LLC, GBS NEVADA PARTNERS, FIDELIS HOLDINGS, LLC, GRAVITAS NEVADA, NEVADA PURE, LLC, MEDIFARM, LLC, AND MEDIFARM IV'S ANSWER TO NATURAL MEDICINE	66	6/10/2020	008436-008454
336	THC NEVADA, LLC AND HERBAL CHOICE, INC.'S JOINDER TO TGIG PLAINTIFFS' PROPOSED SUPPLEMENTAL FINDINGS OF FACT AND CONCLUSIONS OF LAW BASED UPON PARTIAL SUBSTITUTION OF THE NEVADA CANNABIS COMPLIANCE BOARD AS A PARTY DEFENDANT IN THESE CONSOLIDATED MATTERS	326	8/14/2020	045889-045891
339	THC NEVADA, LLC AND HERBAL CHOICE, INC.'S REPLY TO NEVADA ORGANIC REMEDIES' OPPOSITION TO MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	326	8/15/2020	045906-045917
308	THC NEVADA, LLC'S JOINDER TO PLAINTIFF TGIG, LLC ET AL'S OPENING BRIEF IN SUPPORT OF PETITION FOR JUDICIAL REVIEW	289	7/23/2020	041733-041735
311	THE ESSENCE ENTITIES' JOINDER TO DEPARTMENT OF TAXATION'S OPPOSITION TO TGIG'S MOTION TO SUPPLEMENT THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE AND TO ENLARGE TIME FOR FILING OPENING BRIEF	292	7/24/2020	042072-042074
362	THE ESSENCE ENTITIES' LIMITED OPPOSITION TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	9/24/2020	046922-046924

149	THE ESSENCE ENTITIES' OPPOSITION TO ETW PLAINTIFFS' 1) MOTION TO COMPEL AND 2) MOTION TO COMPEL PRIVILEGE LOGS	57	3/27/2020	007183-007293
317	THRIVE'S JOINDER TO PLAINTIFFS' OPPOSITION TO THC NEVADA LLC'S AND HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER FOR PRELIMINARY INJUNCTION ON AN ORDER SHORTENING TIME	302	7/30/2020	043187-043190
162	THRIVE'S SUPPLEMENTAL BRIEF IN SUPPORT OF OPPOSITION TO ETW MANAGEMENT GROUP LLC; ET AL.'S MOTION TO COMPEL	61	4/14/2020	007731-007792
344	TRIAL EXHIBIT 1005	329	8/18/2020	046356-046389
345	TRIAL EXHIBIT 1006	330	8/18/2020	046390-046423
346	TRIAL EXHIBIT 1135	330	8/18/2020	046424-046445
347	TRIAL EXHIBIT 1302	330	8/18/2020	046446-046448
348	TRIAL EXHIBIT 2157	330	8/18/2020	046449-046502
349	TRIAL EXHIBIT 2158	330	8/18/2020	046503-046548
350	TRIAL EXHIBIT 3291	331	8/18/2020	046549-046564
262	WELLNESS CONNECTION OF NEVADA, LLC'S ANSWER TO PLAINTIFF NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	6/29/2020	039136-039152
366	WELLNESS CONNECTION OF NEVADA, LLC'S RESPONSE TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION AND COUNTERMOTION TO CLARIFY AND-OR FOR ADDITIONAL FINDINGS	333	9/24/2020	046934-046940

1 "Q What do you recall his -- what did he discuss with
2 you?

3 "A I recall him discussing with me that he had
4 received phone calls from some of the plaintiffs.

5 "Q Okay. Anything else?

6 "A Anything regarding those phone calls?

7 "Q No. Any other topics that he discussed with you?

8 "A Yes, a phone call that he received from a tax
9 commissioner.

10 "Q Did he identify the tax commissioner?

11 "A George Kelesis.

12 "Q Did he tell you what George wanted?

13 "A He told me what George and the plaintiff wanted.

14 "Q Let's start with George.

15 "A He told me that George Kelesis called him the night
16 before the scores were released.

17 "Q Uh-huh, and said what?

18 "A And asked him if certain people were on the list of
19 approvals.

20 "Q Did he tell you what people he was asking about?

21 "A He did.

22 "Q And who were they?

23 "A He mentioned Rogueage [phonetic], Bixlar, Moran
24 [phonetic].

25 "Q Okay. Do you know what companies those three own?

1 "A I don't.

2 "Q Did he indicate why Mr. Kelesis was concerned about
3 those three individuals?

4 "A I think Mr. Kelesis made a comment to him somewhere
5 in the vein of these Nevada people and Nevada, maybe Nevada
6 Grown. I'm not -- my words right.

7 "Q Paraphrasing?

8 "A Paraphrasing, that's the right word. And Jorge
9 told him that those people were not on the winning list.

10 "Q All right. Do you know why Mr. Pupo would think it
11 appropriate to disclose winners and losers the day before it
12 officially comes out?

13 MR. KOCH: Objection. Speculation.

14 THE COURT: Overruled.

15 MR. BICE: Join.

16 MR. KOCH: And lacks foundation.

17 THE COURT: Overruled.

18 BY MR. DZARNOSKI:

19 "Q That's why I asked him if he knew.

20 "A I don't know.

21 THE COURT: Read.

22 THE WITNESS: That.

23 THE COURT: Okay.

24 BY MR. DZARNOSKI:

25 "Q I asked you, you know, generally your opinion of

1 Mr. Pupo informing someone outside the formal process; do you
2 recall that line of questioning?

3 "A And the objection?

4 "Q Yes.

5 "A Yes.

6 "Q And your response?

7 "A My response is, I don't know what they discussed.

8 "Q Okay. Good enough. Other than what he told you --

9 "A Other than what he told me?

10 "Q Now, there's a text message, I believe. I'm going
11 to refer to it, and it's got an Essence Bates number on it.

12 It's Essence 6790; I believe it's from you to Mr. Pupo dated
13 November 8th, 2018. It says, quote, "Damn, dude --

14 MR. BICE: I'm going to object to this, Your Honor.
15 The document isn't in evidence. If the Court takes a look at
16 the transcript you'll see a lengthy exchange from myself and --

17 THE COURT: It's okay.

18 We can't read from documents that aren't admitted,
19 Mr. Dzarnoski.

20 MR. BICE: Thank you.

21 THE COURT: If at some point they become admitted,
22 you may of course reoffer the testimony.

23 MR. DZARNOSKI: I'm hunting for when the text message
24 ends, Your Honor --

25 THE COURT: Okay.

1 MR. DZARNOSKI: -- but -- or the questioning.

2 Page 170, line 11.

3 BY MR. DZARNOSKI:

4 "Q When you received text messages from Mr. Pupo, did
5 you consider his text message to be the position of the
6 Department of Taxation?

7 MR. KOCH: Objection. Legal conclusion. Also vague
8 as to which messages.

9 MR. BICE: Join.

10 THE COURT: Overruled.

11 MR. DZARNOSKI: Go right ahead.

12 THE WITNESS: I don't know what that meant.

13 BY MR. DZARNOSKI:

14 "Q You don't know what the text message meant, or you
15 didn't know what the question meant?

16 "A I believe that his text message was that he -- if
17 it was presented to him, that he would have approved it. But
18 normally we didn't get -- we wanted to always get the approval;
19 right?

20 "Q Something in written form in addition to the text?

21 "A Yes, I mean, I assume so.

22 "Q All right. Good enough. Did he tell you anything
23 else during that meeting other than what he said George Kelesis
24 was calling about and the other plaintiffs calling him?

25 "A He seemed incredibly frustrated.

1 "Q When you say plaintiffs, do you recall any specific
2 plaintiffs?

3 "A He had named a couple of people that had called
4 him.

5 "Q Okay.

6 "A I don't, you know, I don't remember all the people
7 that called him.

8 "Q Do you remember -- do you have any recollection
9 specifically of who he mentioned?

10 "A I believe he mentioned John Ritter.

11 "Q All right. Anyone else?

12 "A I know he mentioned more.

13 "Q That's the one that sticks out in your mind?

14 "A I don't know why that one sticks out to me, but a
15 number of, I believe, the plaintiffs the messaging was probably
16 similar, and the reason John Ritter sticks out is he had a
17 very, in my opinion, a very good relationship with Jorge.

18 "Q To your knowledge did your companies in any of the
19 eight applications inform the Department of Taxation of any
20 violations that it had committed? I'm trying to ask it in a
21 yes or no fashion, if you know?

22 "A I don't remember the specific question in the
23 application. If the application called for us to do something,
24 then, yes, I believe we did.

25 "Q You just don't recall whether or not that was

1 required; is that what you're telling me?

2 "A I don't recall the actual section in the
3 application and what the wording was, but if the application
4 called for us to disclose certain information, we did not
5 withhold information.

6 "Q Did Mr. Pupo ever discipline your companies for
7 these violations that we discussed today vis-a-vis these
8 letters from Ms. Connor?

9 MR. BICE: Objection to the form of the question.
10 Calls for a -- also calls for a legal conclusion that he had
11 the authority.

12 MR. KOCH: I also object to the extent it's not a
13 public -- there were no public actions taken pursuant to
14 NRS 360.255.

15 THE COURT: Overruled.

16 MR. DZARNOSKI: Go right ahead.

17 THE WITNESS: I don't believe Mr. Pupo inspected our
18 properties.

19 BY MR. DZARNOSKI:

20 "Q Did anyone under his charge, Ms. Cronkhite,
21 Mr. Hernandez, Mr. Tenorio, to your knowledge ever discipline
22 any of your companies for any of these violations we've
23 discussed?

24 MR. KOCH: Same objection.

25 MR. BICE: Join.

JD Reporting, Inc.

1 THE COURT: Overruled.

2 THE WITNESS: I don't recall.

3 BY MR. DZARNOSKI:

4 "Q To the best of your recollection, you don't recall
5 your companies ever being disciplined for any of the violations
6 delineated in these letters from Ms. Connor; is that correct?

7 MR. KOCH: Objection. Vague. Legal conclusion.
8 Also NRS 360.255.

9 MR. BICE: Join.

10 THE COURT: Overruled.

11 THE WITNESS: I don't recall.

12 BY MR. DZARNOSKI:

13 "Q Now, you're the person most knowledgeable when it
14 comes to this line of questioning today. I think that's --
15 this is actually a topic that we're discussing now. Do you not
16 recall ever being -- do you recall whether or not any of your
17 companies were ever disciplined for any of these violations?

18 MR. BICE: I'm going to object to the form of the
19 question as it misstates the Rule of 30(b)(6) using the
20 terminology, quote, person most knowledgeable, end quote. And
21 moreover which topic is it? There may be notes in the file.

22 THE COURT: Overruled.

23 MR. KOCH: I'm going to also object. I think
24 discipline is defined in the regulation statutes. It's vague.

25 MR. BICE: Correct.

1 THE COURT: I overruled.

2 MR. DZARNOSKI: Okay. I'm sorry.

3 MR. DZARNOSKI: You can answer the question.

4 THE WITNESS: I don't recall if we were disciplined
5 for those specific plans of correction, I think --

6 BY MR. DZARNOSKI:

7 "Q Okay. Thank you.

8 Would that include the violations you referred to
9 when you said you self-reported these, the sale of marijuana to
10 minors? Were you ever disciplined for those violations?

11 "A I don't believe so.

12 "Q All right. Good enough. After the meeting I
13 believe to be the fifth meeting in December of 2018 at Firefly,
14 did you have any other meetings with Mr. Pupo?

15 "A No, sir.

16 "Q Do you recall having any conversations with him
17 after the meeting at Firefly?

18 "A I don't recall.

19 "Q Do you know whether or not you listed locations on
20 your applications, physical locations?

21 MR. KOCH: Objection. Vague.

22 MR. BICE: Join.

23 THE COURT: Overruled.

24 THE WITNESS: I believe we listed PO boxes.

25 / / /

1 BY MR. DZARNOSKI:

2 THE WITNESS:

3 MR. SHEVORSKI:

4 MR. RULIS:

5 "Q On all eight applications?

6 "A I believe so.

7 "Q Do you know what -- why did -- why you did not list
8 physical addresses?

9 "A Because we didn't -- from my understanding, we
10 didn't need to.

11 "Q Where did you gain this understanding?

12 "A It may have been LISTSERVE that was sent out to the
13 entire industry.

14 "Q Anything else? Did Mr. Pupo, for example, tell you
15 this, or did anyone else at the Department of Taxation tell you
16 this?

17 "A No.

18 "Q Okay. When did you begin preparing the
19 applications?

20 "A Well, you could say I prepared the applications
21 from day one.

22 "Q How long of a time are we talking? Months? Weeks?

23 "A Definitely months, maybe years, maybe a year, year
24 and a half.

25 "Q All right.

1 "A Since we were open.

2 "Q You saw it coming?

3 "A Well, we had written other applications as well for
4 other jurisdictions prior to this application. So we had been
5 working on our SOPs and -- and our, you know, our operations.

6 "Q And that would include before or after receiving
7 the December 5th notification?

8 "A Not that I recall.

9 "Q Okay. Now, did you have any other employees that
10 had a profit-sharing interest in your companies?

11 MR. BICE: Objection to form. Misstates the prior
12 testimony.

13 THE COURT: Overruled.

14 THE WITNESS: I'm sorry, could you ask the question
15 or read it back?

16 MR. DZARNOSKI: The last question was read back by
17 the reporter as follows:

18 Did you have any other employees that
19 had a profit-sharing interest in your
20 companies?

21 MR. BICE: Ever, Mr. Parker?

22 MR. PARKER: I wasn't asking about ever. I was
23 really asking mainly about your recreational marijuana
24 companies.

25 THE WITNESS: We did have people prior other than

1 Ms. Wilcox who had a bonus compensation in the form of a profit
2 interest tied to employment, but obviously these people were
3 not employed at the time so they didn't -- they weren't
4 entitled to their bonuses.

5 Do you mind if I refer to my note -- to that note?

6 MR. DZARNOSKI: Ms. Stout is now the questioner.

7 BY MR. DZARNOSKI:

8 "Q You absolutely may refer to the note.

9 "A Do you have a copy that I could refer to.

10 It shows here October 16th, 2017.

11 "Q And how did Ms. Abernathy come to be an officer?

12 "A She's a director of finance for the company so she
13 was in charge of all the, you know, she was the, you know,
14 we're an LLC. We don't have big corporate title the same way
15 you may have a chief financial officer or, you know, otherwise.
16 She was the officer of our company in charge of finance.

17 "Q Are the officers for Essence Henderson and Essence
18 Tropicana identified in their organizational documents?

19 "A I'm not sure.

20 "Q Is there a document dated October 16th, 2017, by
21 which Ms. Abernathy became director of finance?

22 "A I don't believe so. I'm sorry, you said director
23 of finance?

24 "Q Is that incorrect?

25 "A Sorry, you can scratch my response. I just want

1 to -- can I rehear the question.

2 "Q It's my understanding that Alicia Abernathy became
3 the director of finance on October 16th, 2017; is that
4 correct?

5 "A Yes, ma'am.

6 "Q Is there a document be it an organizational
7 document, a board resolution, anything like that by which she
8 became the director?

9 "A There may be an offer letter to her.

10 "Q Do you have a recollection of her becoming the
11 director on October 16th?

12 "A Yes.

13 "Q And what is your recollection?

14 "A My recollection is that we were looking for a
15 director of finance, and we interviewed multiple people, and we
16 decided to hire her as director of finance. So when she was
17 hired in that position, I think that's what you're asking.

18 "Q She was the director of finance for Essence
19 Henderson; is that correct?

20 "A She was the director of finance for all entities.

21 "Q When you say, all the entities, can you identify
22 those entities for me?

23 "A Essence Henderson and Essence Tropicana.

24 "Q Okay. And Integral Associates?

25 "A Correct.

1 "Q By Integral Associates I mean Integral Associates
2 LLC?

3 "A Yes. She was responsible for all the financials of
4 the subsidiaries and of Integral.

5 "Q Okay. And Leslie Brousseau, she is the director of
6 human resources; is that correct?

7 "A Yes. Her -- she had a predecessor named Amber.
8 Amber, when she left, we replaced her as the director of human
9 resources with Leslie and have since replaced Leslie with
10 Michelle.

11 "Q You say you replaced Leslie with Michelle. Is
12 Leslie still associated with any of the Integral entities?

13 "A As we sit here today?

14 "Q Correct.

15 "A No.

16 "Q Okay.

17 MR. RULIS: Was that a no?

18 THE COURT: Okay.

19 THE WITNESS: That was a no.

20 BY MR. DZARNOSKI:

21 "Q You identified Anna Cohen as an employee of Essence
22 Henderson and Essence Tropicana; is that correct?

23 "A Yes.

24 "Q When did she become associated with Essence
25 Henderson and Essence Tropicana?

1 "A I don't recall the exact date, but she was an
2 employee that was brought on relatively early. We worked
3 together in gaming prior to.

4 "Q You said she was an employee; is that correct?

5 "A Well, she was -- all of these people were employed
6 by the company.

7 "Q Okay. Is Ms. Cohen also associated with Integral
8 Associates LLC?

9 "A Yes.

10 "Q And what position does she hold for Integral?

11 "A Director of marketing.

12 "Q And did she take on that director of marketing
13 title at the same time for both the Essence entities as well as
14 Integral Associates LLC?

15 "A I guess you could say her -- yes, she was director
16 of all of them at the same time.

17 "Q Okay.

18 "A All of these directors that applied too.

19 "Q Okay. So when they became affiliated with one
20 entity, they became affiliated with all three at the same time?

21 "A Correct. So, for example, Anna is also director of
22 marketing for our cultivation products as well.

23 "Q Okay.

24 "A So it doesn't just even span retail.

25 "Q So for any of the entities associated with the

1 Nevada marijuana entity?

2 "A With Essence, she's in charge of marketing for
3 Essence, which includes Essence Tropicana and Essence
4 Henderson.

5 "Q So would this also be true for Courtney Lynch,
6 Sequoia Turner and Jennifer Wilcox that when they became
7 associated with one of the entities, they were working for all
8 of the Essence entities?

9 "A Yes. Less the retail because that was more of a
10 specified, I mean, retail had -- didn't obviously have anything
11 to do with cultivation, but all the Essence entities, yes.

12 "Q This document is an email dated September 7th,
13 2018, Bates number Essence 6835, and its attachment which is
14 Bates number Essence 6836 to 6837. Have you seen this document
15 before?

16 "A It was sent to me. I assume -- yes, I have.

17 "Q Can you describe this document.

18 "A Would you like me to read it to you?

19 "Q I guess a better question is do you know what the
20 purpose of this document is?

21 "A Can you repeat the question, please.

22 "Q Do you know what the purpose of the document is?

23 "A I assume to establish a record for all directors,
24 officers of our organization and the newest appointment being
25 Courtney Lynch. Maybe adding her to the list of officers since

1 I believe her hire date was some time around September,
2 potentially a little earlier than that.

3 "Q Am I reading the attachment correctly, it's a
4 letter dated September 7th, 2018, from Amanda Connor to
5 Karalin Cronkhite, and it's identifying Alicia Abernathy,
6 Jennifer Wilcox, Anna Cohen, Sequoia Turner and Leslie
7 Brousseau --

8 "A As existing officers?

9 "Q As having been appointed officers in Integral
10 Associates LLC in June of 2018?

11 "A That's what it seems to read.

12 "Q And identifying Courtney Lynch as a new officer as
13 of presumably September of 2018; is that correct?

14 "A Yeah. I don't know if Courtney was in June or if
15 Courtney was in -- do you know what I mean? I think -- but,
16 yes, that's what it seems like establishing the current
17 officers and the new officer.

18 "Q The five original officers having been appointed in
19 June of 2018?

20 "A I'm sorry?

21 "Q The five officers appointed in June of 2018, and
22 then a new officer Courtney Lynch; correct?

23 MR. BICE: I'll object to the form of the question.

24 THE COURT: Overruled.

25 THE WITNESS: Yeah, I don't know that. I don't know

1 that they were appointed. You know, it says appointed as
2 officers. For all intents and purposes, they were officers of
3 those perspective portions of the business. As an LLC, as I
4 said before, we don't necessarily have officers of, you know,
5 we may call them directors, but these are the officers of the
6 business. I attest to that, yes. And it says that they
7 were -- had been appointed as officers, yes.

8 BY MR. DZARNOSKI:

9 "Q And the appointment was in June of 2018?

10 MR. BICE: I'll object to the form of the question.

11 THE COURT: Overruled.

12 BY MR. DZARNOSKI:

13 "Q Is that correct?

14 "A It says here which is the sole member of the listed
15 entities in June of 2018.

16 "Q Turning -- and then based on your earlier
17 testimony, Alicia Abernathy and Sequoia Turner both terminated
18 their relationship with Essence in October of 2018?

19 "A Alicia was no longer employed as of October 28th,
20 2018. Sequoia was no longer employed as of October 8th.

21 "Q I believe earlier you identified two members of an
22 advisory board; is that correct?

23 "A I -- J Dapper and Bert Adams are board members.

24 "Q Are there any other -- were there any other board
25 members at the time that you submitted applications in 2018?

1 "A No.

2 "Q Are there any other board members today?

3 "A GTI has a board.

4 "Q But a board for Essence Henderson or Essence
5 Tropicana?

6 "A No.

7 "Q Do the organizational documents for Essence
8 Henderson provide for an advisory board?

9 "A I don't recall.

10 "Q Do you recall how the decision was made to create
11 an advisory board?

12 A Well, J Dapper is a -- we have partnered with J in
13 other commercial real estate deals, and he has a very solid
14 understanding of real estate in particularly Nevada. And we
15 trust him as it relates to real estate and locations and have
16 done a lot of business with him before. So it made sense for
17 him to be a part of our advisory board.

18 And Bert Adams is one of the owners of Cannabiotix,
19 and we were their largest customer since day one. So we added
20 Bert Adams on the board as he being our largest vendor, and we
21 being his largest customer, and hoping that if we were
22 fortunate enough to be awarded additional licenses, that we
23 would want to have his product on the shelves of those new
24 locations.

25 "Q What I'm providing you is excerpts of the two

1 marijuana applications that Essence submitted. Essence 1
2 through 22 and then 3106 through 3199.

3 "A Is there a specific -- sorry, where am I looking?
4 Sorry, Kelly.

5 "Q Look maybe about 10 pages in.

6 "A Okay.

7 "Q I believe it includes several attachment A's.

8 MR. BICE: I'm going to object to this, Your Honor,
9 because I don't know -- what exhibit is this being quoted from?

10 THE COURT: Do you know what Proposed Exhibit it is,
11 Mr. Dzarnoski?

12 MR. DZARNOSKI: As I stand here right now all I know
13 is it's the Attachment A's of the Essence application.

14 THE COURT: Well, we have a Bates number so can we
15 cross-reference the Bates number that we have with the proposed
16 exhibits to try and identify it to answering Mr. Bice's
17 question.

18 MR. DZARNOSKI: I -- no, IT person.

19 THE COURT: Would you like --

20 UNIDENTIFIED SPEAKER: I can do that, Your Honor, if
21 you give me one moment, please.

22 THE COURT: Okay. I will take a short recess so
23 nobody feels like we are watching them do that search.

24 UNIDENTIFIED SPEAKER: You can watch if you want.

25 THE COURT: Well, I am going to watch because I'm not

1 going to move, but we'll go off the record for a minute.

2 (Pause in the proceedings.)

3 THE COURT: If we could continue, Mr. Hunt. Let's
4 try to not read anymore punctuation, Mr. Hunt.

5 MR. HUNT: Okay.

6 THE COURT: Keep going.

7 MR. DZARNOSKI: Your Honor, The Bates-stamped numbers
8 that were identified Essence 1 through 22, and Essence 3106
9 through 3199, are part of the proposed Exhibit 1615, which is
10 the -- about 3000 pages of an application for Essence.

11 We're going to break out these particular portions,
12 Essence 1 through 22, to proposed Exhibit 2145, which would be
13 next in order, and pages 3106 through 3199 into Exhibit 2146,
14 which would be next in order, so we can make them shorter.

15 THE COURT: Any objection?

16 MR. BICE: Well, now -- I mean, now, I'm confused.

17 THE COURT: Me, too.

18 MR. BICE: I thought we were just reading this in.

19 MR. DZARNOSKI: Well, I -- I can do that. I just
20 want -- wanted to removed this stuff to a smaller location.

21 MR. BICE: Well, I'm going to object to that. I
22 mean, you don't really have any foundation for that.

23 I thought you were just reading --

24 THE COURT: So you're going to object to the
25 admission of the document?

1 MR. BICE: Yeah.

2 MR. DZARNOSKI: Okay. Then I'll --

3 THE COURT: The objection is sustained. There's no
4 foundation.

5 MR. DZARNOSKI: I will read.

6 MR. BICE: Thank you.

7 THE COURT: Okay, let's keep going.

8 MR. DZARNOSKI: We're at Page 224, line 20.

9 BY MR. DZARNOSKI:

10 "Q I'm providing you is excerpts of the two marijuana
11 applications that Essence submitted; Essence 00001 through 22,
12 and then 3106 through 3199.

13 "A Is there a specific -- sorry. Where am I looking?
14 Sorry, Kelly.

15 "Q Look maybe 10 pages in.

16 "A Okay.

17 "Q I believe it includes several Attachment As.

18 "A 4300 East Sunset Road. Okay, this page, you're
19 referring to?

20 "Q Yeah. I think you're looking at the applicant
21 information. I think that what -- I think Attachment A is what
22 identifies --

23 MR. BICE: Do you have a Bates number?

24 THE WITNESS: I'm on Attachment A right now.

25 MS. STOUT: Essence 000011.

1 MR. BICE: 11?

2 THE WITNESS: It says 5130 South Fort Apache Road,
3 Suite 215-148. Is that what you're looking at?

4 BY MR. DZARNOSKI:

5 "Q Yes.

6 "A Okay, I see that.

7 "Q And then, if you turn to page -- or turn to 14.

8 "A 14 as in page?

9 "Q Sorry. Looking at the Bates number, Essence 14.

10 "A Okay.

11 "Q It identifies 6462 Losee Road, Suite 110-33.

12 THE COURT: We lost the feed again.

13 MR. DZARNOSKI: We're at page 225, line -- I will
14 repeat the question. Line 21.

15 BY MR. DZARNOSKI:

16 "Q It identifies 6462 Losee Road, Suite 110-33?

17 "A Correct. That's what it says here.

18 "Q Was that also one of the locations for which you
19 applied?

20 "A Looks like it. Is this from my application?

21 "Q That's my understanding.

22 "A Okay.

23 "Q These are the documents that Essence produced as
24 its application.

25 "A Okay.

1 "Q I believe Mr. Bice will agree that this is the
2 application that you produced.

3 MR. BICE: I believe those are the Bates range.

4 THE WITNESS: Okay.

5 BY MR. DZARNOSKI:

6 "Q Then turning also to Essence 000017.

7 "A Okay.

8 "Q 1285 Baring Boulevard, number 803.

9 "A Okay.

10 "Q Then, also, Essence 000020.

11 "A Okay.

12 "Q 1894 East William Street, Suite 4, number 34.

13 "A I see that.

14 "Q And those are the four locations that you
15 identified on your application; correct?

16 "A Correct.

17 "Q Okay. And are three of those UPS stores?

18 "A I believe, they may be. I don't -- I don't recall.

19 "Q I believe three of them are UPS stores, and one of
20 them is Mailing & More. Does that sound correct to you?

21 "A It's possible.

22 "Q Are any of these locations, locations at which you
23 anticipated opening a marijuana dispensary?

24 "A I don't -- I don't know. I don't believe so.

25 "Q Is that why the change of location request was

1 necessary?

2 "A We found -- we have a location that we wanted to
3 change the location to.

4 "Q Am I correct that you applied to change from 5130
5 South Fort Apache Road, and you sought to change it to 5764
6 West Tropicana Avenue?

7 "A 5765.

8 "Q 65?

9 MR. DZARNOSKI: Transcript indicates, nods head.

10 BY MR. DZARNOSKI:

11 "Q Okay. Did you also apply to change it to
12 7260 South Rainbow Boulevard?

13 "A That's yes.

14 "Q Have either of those location changes been
15 approved?

16 "A I think we're waiting on approval. I'm not sure if
17 they were approved, but I could tell you that the Rainbow
18 store, we're waiting for our inspection from the State.

19 "Q And am I correct that the application on West
20 Sahara that you changed, that you filed an application to
21 change it to 2307 South Las Vegas Boulevard?

22 "A That's possible.

23 "Q And that you also have applied to change
24 516 Eastern Avenue in Reno to 2930 South Virginia Street?

25 "A I believe we applied for that.

1 "Q And am I correct that the location change has been
2 approved?

3 "A I don't believe we're going with that location.

4 "Q Have you chosen a different location?

5 "A We're discussing opportunities.

6 "Q So you -- I'm correct that you applied -- you
7 submitted the four applications for Essence Tropicana, and four
8 applications for Essence Henderson in 2018? That's correct,
9 for a total of eight applications between the two entities?

10 "A Yes.

11 "Q And all eight of the -- and all eight of those
12 locations were either a UPS store or another mailbox-type
13 store?

14 "A Whatever the application read. I don't remember
15 the exact addresses, but if you say that's what there, then I
16 believe that's what's there.

17 "Q Do you recall choosing actual physical locations
18 for these dispensaries prior to submitting the applications in
19 2018?

20 "A It was my understanding that we didn't have to have
21 those specific locations before the application.

22 "Q And I appreciate that, but that wasn't my question.

23 MR. BICE: What was the --

24 BY MR. DZARNOSKI:

25 "Q I'm not asking you whether or not it was required.

1 I'm asking you whether or not you had chosen specific locations
2 to open the dispensary when you submitted your applications in
3 2018.

4 "A We had locations identified.

5 "Q And were those --

6 "A We had locations that we were interested in.

7 "Q And were those the addresses listed on your
8 application?

9 "A No.

10 BY MR. DZARNOSKI:

11 "Q Let's go back to Exhibit 128. Is that -- and
12 that's the September 14th letter?

13 "A It's dated September 7th.

14 MR. BICE: I think you got the wrong exhibit, Max.

15 MR. FETAZ: This is the right one. That's the one I
16 want for right now.

17 BY MR. DZARNOSKI:

18 "Q So I'm trying to clarify the testimony that you
19 gave earlier. When I'm looking at that document, it appears to
20 indicate that the officers listed were appointed officers as of
21 June 2018; is that your testimony?

22 "A Maybe they were given the title of -- seems like
23 June 2018. That's what this says.

24 "Q Do you know why those four individuals were
25 appointed as officers in June 2018?

1 "A There are six individuals on here total. Do you
2 want me to look at it?

3 "Q Let's go with the first five. That's what I'm
4 speaking about, the ones appointed in June of 2018.

5 "A Can you repeat the question, Max?

6 "Q Do you know why those individuals were appointed as
7 officers in June of 2018?

8 MR. BICE: Objection to the form.

9 THE COURT: Overruled.

10 THE WITNESS: I'm not sure why in June of 2018 they
11 were named officers, but I can tell you that as of those
12 business silos, they were the officers of those business silos
13 even before June of 2018.

14 BY MR. DZARNOSKI:

15 "Q Do you have any documents showing that those
16 individuals were appointed as officers prior to June of 2018?

17 "A I'm not sure if we're arguing semantics right now,
18 but the Director of Finance -- Finance was, for all intents and
19 purposes, the Officer of Finance. Anne Cohen -- Anna Cohen was
20 the Director of Marketing, which was in charge of all the
21 marketing, which we were a big company, she might be the Chief
22 Marketing Officer of the company. So for all intents and
23 purposes, as it relates to their responsibilities, they were in
24 charge of those specific functions.

25 "Q So if it's your testimony that they were officers

1 prior to June of 2018 -- is that your testimony?

2 MR. BICE: Objection to form; calls for a legal
3 conclusion.

4 THE COURT: Overruled.

5 THE WITNESS: My testimony is that they wouldn't --
6 they would have acted as the officers of those departments in
7 the capacity of their day-to-day job duties.

8 BY MR. DZARNOSKI:

9 "Q So if they were -- if they were -- strike that. If
10 they held those positions prior to June of 2018, do you know
11 why the Department was informed on September 7th, 2018 that
12 those individuals were officers of Integral?

13 "A I don't know why on September.

14 "Q Who would have made the decision to inform the
15 Department that those individuals were officers in June of --
16 excuse me, on September 7th of 2018?

17 "A I don't recall the conversation surrounding this
18 letter.

19 "Q Do you recall being involved in the conversation
20 surrounding this letter?

21 "A It's entirely possible.

22 "Q Would you typically be involved in conversations
23 involving the notice to the Department of officers of the
24 company?

25 "A You say typically, means this is a typical. I

1 don't know. I'm involved in certain notices to the Department.
2 I'm involved in certain aspects of the business as it relates
3 to notifying the Department. I don't know that I could
4 classify this specific notice as one typical notice that I
5 would be a part of. I don't know what would constitute a
6 typical notice.

7 "Q Well, you testified that it's entirely possible
8 that you were involved. So why do you believe that it's
9 impossible that you were involved?

10 "A I didn't say it was impossible that I was involved.

11 "Q No, you said it's entirely possible. Why do you
12 think it's entirely possible that you were involved?

13 "A Because I work for the company.

14 "Q Do you make decisions on informing the Department
15 on who are officers of the company?

16 "A Possibly.

17 "Q Why was the Advisory Board created that included J.
18 Dapper and Bert Adams?

19 MR. BICE: Objection, asked and answered.

20 THE COURT: Overruled.

21 THE WITNESS: Do I answer --

22 THE COURT: Yes.

23 THE WITNESS: -- the question again?

24 MR. BICE: Answer the question again.

25 THE WITNESS: J. Dapper is somebody who has a lot of

1 experience as it relates to commercial real estate that we know
2 and trust, "we" meaning the company. And we -- sorry, did
3 you -- see, I'm learning. And "we" meaning myself, outside, as
4 it relates to investing in some of J. Dapper's projects. And
5 we believed that he would help from an advisory perspective on
6 real estate.

7 Bert Adams owned Cannabiotix, which we -- which we're
8 the largest customer of, and we were their largest client. And
9 we wanted to have them on our Advisory Board, also in hopes
10 that if we had new dispensaries we were awarded, we wanted to
11 secure that product for our locations as well.

12 BY MR. DZARNOSKI:

13 "Q I guess that answers the question of why you chose
14 J. Dapper and Bert Adams. But my question was more focused on
15 why was an Advisory Board created in the first place.

16 "A Why was an Advisory Board created in the first
17 place? Can I tell you that the Advisory Board was created
18 because -- and I can tell you that in other applications we
19 have written, in every other application, we've had an Advisory
20 Board for a number of reasons, whether it's product related,
21 whether it's community related, whether it's location, or real
22 estate related.

23 There are many different reasons why you have an
24 Advisory Board. But I'm only speaking specifically to why J.
25 Dapper and Bert Adams were appointed to the Advisory Board.

1 Just so you know, for the record, J. is spelled just the letter
2 J, I believe. It's not J-a-y.

3 "Q Do you know why you put some information regarding
4 Integral's operations in writing to the Department, while other
5 times, you simply spoke with Jorge Pupo without any written
6 information?

7 MR. BICE: Objection to the form.

8 THE COURT: Overruled.

9 THE WITNESS: A lot of my conversations with Jorge
10 were to give him a heads-up, as opposed to being obligated
11 to -- or having something substantive enough to report via
12 written documentation.

13 BY MR. DZARNOSKI:

14 "Q Well, turning back to Exhibit 128, that information
15 you're saying was already apparent within Integral's records.
16 So why was that information put in writing to the Department,
17 as opposed to other information that you would communicate to
18 Jorge Pupo that was not put in writing?

19 "A I can't answer as to why the specific document was
20 put into writing. I can tell you that when I had conversations
21 with Jorge Pupo, they were mostly related to potential
22 acquisitions and to give him a heads-up, not even when they
23 were finalized; in the early stages."

24 (Reading of deposition ends.)

25 MR. DZARNOSKI: That blessedly completes the reading

1 of the deposition.

2 THE COURT: Oh, my gosh. Please. Were there any
3 additional portions of the deposition that anyone would like
4 read, Mr. Bice?

5 MR. BICE: No, but the last answer was -- should have
6 been "in the very early stages." The word "very" was omitted.

7 THE COURT: Mr. Hunt, read it again.

8 MR. HUNT: Okay.

9 THE WITNESS: I can't -- I can't answer as to why
10 this specific document was put into writing. I can tell you
11 that when I had conversations with Jorge Pupo, they were mostly
12 related to potential acquisitions and giving him a heads-up,
13 not even when they were formalized; in very early stages.

14 (Reading of deposition ends.)

15 THE COURT: Okay.

16 UNIDENTIFIED SPEAKER: Finalized, not formalized.

17 MR. DZARNOSKI: Oh, man.

18 MR. HUNT: It says, finalized.

19 UNIDENTIFIED SPEAKER: You said, formalized.

20 THE COURT: Okay, "finalized," and, "in the very
21 early stages."

22 So that ends the deposition reading for today. Does
23 anyone have any additional depositions or witnesses that you
24 would like to use today? It's 2:35. I have another two hours,
25 but if we don't, I understand.

JD Reporting, Inc.

1 What is the plan for tomorrow after the motions? I
2 understand, Mr. Gentile, you have a witness that may be coming,
3 an expert?

4 MR. DZARNOSKI: We have confirmed -- Mr. Gentile, do
5 you want to --

6 MR. GENTILE: No, go right ahead, Mark.

7 MR. DZARNOSKI: I have confirmed that Mr. Larry
8 Holifield, one of our experts, did arrive in -- at McCarran.
9 He has checked in and will be here to testify tomorrow morning
10 after the hearing on the motions.

11 THE COURT: Okay. And you think he's a couple hours?

12 MR. DZARNOSKI: I am estimating, Your Honor, one and
13 a half, maybe two hours.

14 THE COURT: On direct?

15 MR. DZARNOSKI: On direct.

16 THE COURT: Okay. If we finish him before the noon
17 break, do we have a backup plan?

18 MR. GENTILE: No, we don't have another witness.

19 THE COURT: Okay.

20 MR. GENTILE: Monday -- next week should be full, no
21 problem.

22 MR. BICE: Hold on, I couldn't hear. Sorry. I'm
23 going to come up here by (inaudible).

24 THE COURT: Next week should be full, no problem,
25 Judge.

1 MR. BICE: Oh, I thought -- I thought he was --

2 THE COURT: That's what he said.

3 MR. BICE: I see.

4 THE COURT: He didn't leave the "Judge" part on, but,
5 you know.

6 MR. WILLIAMSON: What is the plan for next week? We
7 got an e-mail yesterday about Thursday, August 6th, but between
8 today and Thursday, August 6th is a big question mark in my
9 mind.

10 THE COURT: Thank you for wiping down the station,
11 Mr. Dzarnoski. That means Mr. Gentile is up.

12 (Pause in the proceedings)

13 THE COURT: So we are in recess. You guys can keep
14 talking all you want.

15 (Proceedings recessed for the day at 2:36 p.m.)

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CERTIFICATION

I CERTIFY THAT THE FOREGOING IS A CORRECT TRANSCRIPT FROM THE AUDIO-VISUAL RECORDING OF THE PROCEEDINGS IN THE ABOVE-ENTITLED MATTER.

AFFIRMATION

I AFFIRM THAT THIS TRANSCRIPT DOES NOT CONTAIN THE SOCIAL SECURITY OR TAX IDENTIFICATION NUMBER OF ANY PERSON OR ENTITY.

DANA L. WILLIAMS
LAS VEGAS, NEVADA 89183



DANA L. WILLIAMS, TRANSCRIBER

07/30/2020

DATE

BY MR. BICE: [6]
93/14 94/8 94/20 95/2
95/10 96/6
**BY MR. DZARNOSKI:
[23]** 178/18 179/11
181/18 181/24 183/3
183/13 185/19 186/3
186/12 187/6 188/1
200/9 201/4 201/15
202/5 203/10 204/24
205/10 205/17 206/14
207/8 209/12 210/13
BY MR. HOLMES: [8]
33/14 34/13 35/15 36/3
36/24 37/6 37/19 39/1
**BY MR. MIKHAYLOV:
[1]** 39/16
BY MR. PARKER: [51]
14/17 22/9 22/14 24/9
25/5 25/14 25/21 26/6
26/17 41/12 42/24
43/12 43/16 43/24
48/13 48/20 49/10
49/22 58/2 61/11 62/12
63/8 64/6 64/13 65/1
65/5 65/18 66/1 66/15
66/22 67/10 67/24
70/12 71/4 72/11 73/3
74/12 76/3 77/5 80/11
84/15 85/13 87/7 87/22
88/14 90/12 91/20
91/24 92/15 92/20 93/2
BY MR. RULIS: [3]
27/2 30/16 32/4
BY MR. WIGHT: [10]
96/13 96/21 97/17 98/2
98/13 99/1 100/11
105/17 106/13 106/23
COUNSEL: [98] 22/3
22/4 22/5 22/6 22/12
24/2 24/3 24/4 24/25
25/1 25/2 25/9 25/10
25/11 25/19 25/23
25/24 26/11 26/12 30/7
32/1 33/11 34/11 35/13
35/25 36/21 37/4 37/17
38/23 43/8 48/9 49/6
49/17 49/18 57/23 61/7
62/9 63/20 64/10 64/21
65/9 65/10 65/11 65/21
65/22 65/23 66/6 66/7
66/9 66/17 67/1 67/2
67/15 67/16 67/17 71/1
71/18 72/17 75/23
76/23 76/24 80/7 85/4
85/6 85/7 85/8 85/24
85/25 86/1 86/4 86/6
87/17 87/19 87/20
94/18 94/25 95/6 96/3
96/11 99/3 99/4 99/5
99/6 99/10 99/14 99/16
99/17 99/18 99/20
99/21 99/22 100/5
100/8 100/10 105/13
106/11 106/19 106/21
**COURT RECORDER:
[1]** 87/1

**COURT REPORTER:
[9]** 86/12 98/23 99/7
99/12 99/15 99/19
100/1 100/6 100/9
IT TECH SHANE: [3]
83/16 173/6 173/11
IT TECH: [3] 97/19
98/10 108/24
MR. BICE: [76] 74/9
74/11 88/1 88/3 88/6
88/10 88/12 90/7 90/9
93/25 94/5 122/17
124/17 125/17 141/15
141/22 141/24 148/18
156/6 156/9 157/10
159/4 162/7 163/12
167/12 167/18 167/20
167/22 169/16 170/13
171/11 172/21 173/2
173/14 173/16 173/18
173/21 173/23 174/1
176/25 177/18 179/2
181/15 182/14 182/20
183/9 185/9 185/25
186/9 186/18 186/25
187/22 189/11 189/21
195/23 196/10 198/8
199/16 199/18 199/21
200/1 200/6 200/23
201/1 202/3 204/23
205/14 206/8 207/2
208/19 208/24 210/7
211/5 212/22 213/1
213/3
MR. DZARNOSKI: [76]
84/3 109/9 110/21
111/2 111/5 111/7
111/9 111/11 111/15
111/24 112/2 112/24
113/4 113/7 113/10
113/12 113/18 118/19
119/1 119/11 119/15
120/5 122/21 123/8
123/23 124/11 125/10
125/24 126/1 126/15
127/4 129/13 133/17
142/4 143/3 150/3
152/16 155/10 155/23
156/1 156/4 156/10
156/12 165/16 167/23
170/1 170/6 173/8
173/10 174/12 175/2
179/3 179/5 182/23
183/1 183/11 185/16
187/2 187/3 189/16
190/6 198/12 198/18
199/7 199/19 200/2
200/5 200/8 201/13
203/9 210/25 211/17
212/4 212/7 212/12
212/15
MR. FETAZ: [1] 205/15
MR. GENTILE: [18]
8/24 9/1 9/12 11/9
11/11 11/17 11/21 12/2
12/6 12/11 12/18 12/22
13/5 13/10 13/13 212/6
212/18 212/20
MR. HUNT: [21] 112/15

112/17 112/19 112/21
118/24 119/16 123/21
123/25 169/24 170/5
172/19 172/24 173/9
173/12 173/22 174/8
174/13 179/8 199/5
211/8 211/18
MR. KOCH: [10]
121/15 148/16 181/13
181/16 183/7 185/12
185/24 186/7 186/23
187/21
MR. MIKHAYLOV: [1]
40/12
MR. NEWBY: [11]
42/19 42/21 43/11
43/14 43/19 48/11
48/15 69/17 69/22 70/1
70/4
MR. PARKER: [22]
41/6 67/7 69/20 69/25
70/2 70/5 70/7 71/21
74/10 83/15 86/9 86/24
87/6 88/5 88/7 88/11
88/13 90/5 90/11 91/23
93/1 189/22
MR. RULIS: [2] 188/4
192/17
MR. SHEVORSKI: [13]
70/6 86/7 90/3 90/6
91/17 91/22 92/13
92/17 92/23 93/9
145/18 145/21 188/3
MR. SMITH: [6] 83/23
109/3 115/15 116/14
116/24 118/13
MR. WIGHT: [2] 99/24
100/2
MR. WILLIAMSON: [1]
213/6
MS. LEVIN: [13] 13/20
14/6 14/10 26/14 66/10
66/18 67/3 67/5 67/19
109/20 110/4 110/7
110/13
MS. STOUT: [1] 200/25
MS. WELCH: [21] 4/4
4/9 4/13 4/17 6/1 6/4
6/14 6/16 6/19 6/25 7/7
7/13 7/15 7/17 7/20 8/4
8/8 8/17 8/19 8/23
12/25
TECH SHANE: [3] 14/2
40/15 40/25
THE CLERK: [1]
112/10
THE COURT: [248]
THE WITNESS: [129]
22/8 24/6 25/4 25/13
26/1 26/16 30/9 32/3
33/12 36/2 36/23 37/18
38/24 40/13 42/23
43/15 43/21 48/12
48/17 49/8 49/20 57/24
58/1 61/9 62/11 63/22
64/12 64/24 65/13
65/25 66/12 66/20 67/6
67/8 67/20 70/8 71/3
71/19 71/22 72/19 76/2

77/1 80/9 85/9 86/2
86/5 87/21 92/18 92/25
93/11 94/19 95/8 96/5
105/15 106/22 112/12
115/17 117/1 118/17
118/21 119/2 120/10
121/17 122/20 123/2
123/17 124/1 127/10
130/21 130/24 131/13
131/19 131/25 132/11
133/6 133/16 133/24
135/25 138/25 140/8
143/9 145/20 146/7
146/17 148/20 150/2
151/17 152/15 152/25
156/25 157/11 159/6
162/8 163/15 165/17
167/13 167/19 167/24
169/18 170/16 171/4
171/15 175/3 177/1
177/21 178/17 179/9
181/22 183/12 185/17
186/2 186/11 187/4
187/24 188/2 189/14
189/25 192/19 195/25
200/24 201/2 202/4
206/10 207/5 208/21
208/23 208/25 210/9
211/9
**UNIDENTIFIED
SPEAKER: [14]** 13/17
69/19 76/1 93/23 94/1
97/21 150/7 174/3
174/6 178/16 198/20
198/24 211/16 211/19
\$
\$1,000 [1] 79/13
\$2,000 [1] 78/22
\$2,500 [1] 79/1
\$500 [1] 78/19
.
***16 [1]** 62/5
***17 [3]** 58/23 62/5 62/6
***18 [1]** 147/5
***19 [1]** 147/5
0
00001 [1] 200/11
000011 [1] 200/25
000017 [1] 202/6
000020 [1] 202/10
07/30/2020 [1] 214/18
1
1,000 [1] 22/20
10 [15] 1/13 32/14
32/15 32/16 32/19
32/22 52/14 84/9
173/23 174/5 174/7
174/10 174/12 198/5
200/15
100 [3] 22/25 23/16
104/17
100 percent [1] 136/3
100s [1] 99/6
106 [1] 142/5
10:26 [1] 84/11

10:37 [1] 84/11
10:52 [1] 112/3
10th [2] 137/3 137/25
11 [3] 170/6 183/2
201/1
110-33 [2] 201/11
201/16
114 [6] 100/13 101/20
102/4 108/13 141/8
141/16
115 [2] 101/20 102/4
11:11 [1] 111/18
12 [1] 126/1
12 minutes [1] 84/10
128 [2] 205/11 210/14
1285 [1] 202/8
12:20 [1] 112/3
12:30 [2] 111/14
111/19
12th [6] 126/6 127/13
128/17 128/24 129/17
130/11
13 [1] 119/16
134 [1] 156/12
137 [1] 99/8
14 [5] 173/11 173/20
201/7 201/8 201/9
1437 [2] 141/22 142/3
148 [1] 201/3
14th [1] 205/12
15 [5] 83/19 160/25
161/3 161/20 173/3
150 [2] 173/18 179/5
151 [2] 28/15 170/6
153 [5] 173/3 173/12
173/21 174/7 174/12
153:18 [1] 98/11
155-14 [2] 173/11
173/20
157 [1] 179/3
157-7 [1] 173/11
160 [5] 173/18 173/20
173/25 174/5 174/6
1615 [1] 199/9
16th [4] 190/10 190/20
191/3 191/11
17 [1] 129/14
170 [1] 183/2
1793 [1] 124/15
17th [1] 113/22
18 [4] 68/16 124/9
124/23 145/15
18-month-time [1]
68/12
1888 [1] 112/13
1894 [1] 202/12
19 [2] 59/13 59/15
19-person [1] 46/9
1st [3] 63/1 63/6 68/17
2
2 percent [4] 131/19
131/21 131/22 132/1
20 [6] 59/15 73/18
126/17 179/4 179/6
200/8
2013 [1] 46/23
2014 [5] 47/10 47/11
47/13 47/17 47/23

2
2015 [1] 47/10
2016 [6] 47/23 48/24
58/23 61/14 61/16
71/13
2017 [15] 46/1 48/25
49/12 62/13 62/14
62/14 62/23 63/11
63/13 71/13 76/5 147/5
190/10 190/20 191/3
2018 [88] 29/7 30/19
41/14 41/20 44/16
58/24 62/14 62/15
63/13 68/4 68/9 78/12
78/21 79/16 80/23
91/14 94/10 94/12
94/17 95/3 95/20 95/22
96/2 115/14 115/18
116/23 120/21 124/20
126/6 128/17 128/24
130/11 134/21 134/23
135/5 135/13 135/17
137/25 140/4 145/14
147/18 147/22 149/2
149/9 149/14 150/15
152/5 152/5 153/2
155/12 156/19 156/23
157/24 159/22 160/5
160/13 168/15 168/16
171/10 174/21 182/13
187/13 194/13 195/4
195/10 195/13 195/19
195/21 196/9 196/15
196/18 196/20 196/25
204/8 204/19 205/3
205/21 205/23 205/25
206/4 206/7 206/10
206/13 206/16 207/1
207/10 207/11 207/16
2019 [2] 141/9 145/7
2020 [4] 1/12 4/1
113/22 214/18
20th [11] 115/13
115/18 116/23 120/21
135/4 135/8 135/17
140/4 145/14 165/6
171/16
21 [6] 15/15 66/25
67/14 67/22 168/15
201/14
2145 [1] 199/12
2146 [1] 199/13
215-148 [1] 201/3
21st [2] 168/10 171/10
22 [5] 179/7 198/2
199/8 199/12 200/11
224 [1] 200/8
225 [1] 201/13
22nd [1] 157/24
2307 [1] 203/21
233B [1] 50/7
24th [1] 159/22
28th [2] 135/13 196/19
28th of [1] 134/21
2930 [1] 203/24
2:35 [1] 211/24
2:36 [1] 213/15
2nd [1] 109/23

3
30 [6] 1/12 4/1 84/5
113/21 149/8 186/19
3000 [2] 97/23 199/10
30th [2] 63/2 63/7
3106 [4] 198/2 199/8
199/13 200/12
3199 [4] 198/2 199/9
199/13 200/12
33 [2] 201/11 201/16
34 [1] 202/12
360.255 [2] 185/14
186/8
36255 [1] 157/4
38 [1] 14/3
4
400 [4] 21/6 98/23 99/2
99/9
4300 [1] 200/18
453D [8] 49/12 51/12
63/12 66/24 85/21
85/21 87/2 87/3
5
5 percent [2] 84/17
103/12
5.2 [1] 105/8
50 [3] 68/23 121/9
123/24
50 percent [6] 114/17
115/5 115/10 115/21
115/21 115/23
50-50 [1] 121/9
5130 [2] 201/2 203/4
516 Eastern [1] 203/24
57 [1] 125/12
5764 [1] 203/5
5765 [1] 203/7
5th [11] 30/19 30/21
78/12 78/21 79/15
137/15 137/18 168/16
169/20 169/21 189/7
6
60 [1] 155/19
62 [2] 126/1 126/17
6462 [2] 201/11 201/16
65 [2] 129/14 203/8
6790 [1] 182/12
6835 [1] 194/13
6836 [1] 194/14
6837 [1] 194/14
6879 [1] 158/2
6883 [1] 158/3
6903 [1] 159/23
6904 [1] 159/23
6th [2] 213/7 213/8
7
7260 South [1] 203/12
77 [3] 138/22 144/16
144/19
7th [5] 194/12 195/4
205/13 207/11 207/16
8
803 [1] 202/8
84A [1] 138/13

89183 [1] 214/12
8:27 [1] 4/1
8:30 [1] 5/21
8th [4] 134/23 178/17
182/13 196/20
9
90 [1] 155/19
A
A's [2] 198/7 198/13
a.m [4] 4/1 84/11 84/11
112/3
Abernathy [10] 134/18
134/20 135/6 135/13
136/22 190/11 190/21
191/2 195/5 196/17
ability [4] 64/8 150/23
150/25 163/4
able [14] 6/23 10/1
12/14 21/24 23/19
23/25 23/25 37/25 68/4
93/4 106/1 109/10
129/22 140/21
about [76] 6/8 8/4 11/7
13/16 14/3 16/5 17/11
19/13 19/17 20/20
21/14 24/11 26/7 26/22
31/8 33/19 33/20 35/6
39/3 42/1 43/18 43/21
43/22 43/23 44/20
44/23 46/22 51/4 54/4
55/8 68/20 68/23 73/15
77/3 83/19 84/9 91/18
97/25 116/8 117/9
121/5 121/7 121/14
126/7 126/22 127/1
127/8 129/17 137/11
137/18 139/9 144/18
145/11 148/23 149/21
150/6 154/8 154/15
161/3 166/8 166/19
166/21 167/2 169/7
176/10 178/9 179/17
180/20 181/2 183/24
189/22 189/23 198/5
199/10 206/4 213/7
ABOVE [1] 214/4
ABOVE-ENTITLED [1]
214/4
absolutely [1] 190/8
accept [3] 51/25 117/8
162/1
access [1] 152/4
accuracy [1] 23/1
accurately [1] 10/19
accusations [2] 36/25
37/15
acquire [2] 175/9
175/10
acquiring [4] 161/25
163/3 175/12 175/13
acquisition [1] 176/7
acquisitions [2]
210/22 211/12
across [2] 48/19
178/23
Act [2] 96/24 98/5
acted [1] 207/6

action [2] 117/22 119/7
actions [1] 185/13
activities [2] 117/23
119/8
actual [6] 23/15 102/15
134/7 165/7 185/2
204/17
actually [26] 20/23
48/21 54/15 56/25
60/11 74/10 79/20
80/25 81/19 83/11 91/8
93/6 104/16 107/1
108/25 127/24 129/10
138/5 141/16 143/14
143/25 146/23 154/4
172/15 176/21 186/15
ADAM [1] 2/2
Adams [10] 138/22
142/17 143/21 196/23
197/18 197/20 208/18
209/7 209/14 209/25
add [3] 13/24 13/25
13/25
added [3] 14/2 118/19
197/19
adding [1] 194/25
addition [3] 51/2 75/19
183/20
additional [8] 14/8
40/17 83/24 109/1
124/3 197/22 211/3
211/23
address [5] 10/21
15/22 87/16 90/22 92/5
addressed [1] 92/7
addresses [3] 188/8
204/15 205/7
adequacy [12] 18/13
18/15 18/24 19/1 19/6
23/13 23/18 23/23 27/7
32/6 32/13 32/19
adequate [6] 20/1 23/9
27/9 27/9 33/5 38/13
administrative [5] 4/25
8/13 22/24 66/23
150/19
administrator [1] 10/9
admission [3] 124/13
124/13 199/25
admitted [7] 3/17
97/23 125/3 142/2
142/3 182/18 182/21
admonition [1] 92/1
adopted [23] 50/3
50/21 51/13 62/17
62/18 62/22 63/10
63/12 65/7 65/14 65/20
66/12 68/1 80/3 80/13
81/1 82/6 82/9 82/16
82/17 83/9 100/21
108/20
adoption [2] 50/23
64/16
adopts [1] 66/3
advance [1] 149/5
advise [2] 113/13
127/14
advised [5] 120/25
126/13 126/22 128/24

134/11
advising [1] 136/21
advisory [33] 101/4
139/3 139/11 139/12
139/16 139/24 140/3
140/11 140/22 142/8
142/11 142/17 142/22
142/24 143/5 143/9
143/17 143/18 143/20
143/22 196/22 197/8
197/11 197/17 208/17
209/5 209/9 209/15
209/16 209/17 209/19
209/24 209/25
affect [1] 92/5
affiliated [3] 59/2
193/19 193/20
AFFIRM [1] 214/9
AFFIRMATION [1]
214/7
afforded [1] 7/23
after [59] 4/14 5/23
10/22 12/21 19/6 26/7
26/7 30/17 46/15 46/23
47/10 48/23 50/1 61/14
67/25 74/14 80/3 80/12
80/22 80/24 82/8 83/21
86/23 86/24 91/10
91/16 91/19 94/12
94/17 95/22 96/2 97/25
98/11 110/23 125/19
127/19 128/8 132/1
135/8 142/25 143/7
147/22 152/5 153/17
160/4 160/9 164/17
164/24 165/3 169/9
169/10 169/20 169/21
173/2 187/12 187/17
189/6 212/1 212/10
afternoon [2] 12/12
39/17
again [34] 4/9 14/25
20/17 32/5 51/10 55/18
64/15 64/23 69/11
69/12 72/2 72/6 72/24
78/5 88/15 88/25 89/15
90/19 90/25 91/9 91/13
91/17 97/16 102/12
141/6 146/21 159/25
169/25 172/20 175/13
201/12 208/23 208/24
211/7
against [3] 25/15 26/8
67/11
age [4] 15/15 66/25
67/14 113/19
agencies [1] 69/8
agency [4] 50/13 51/8
94/21 96/7
agency's [1] 50/9
agenda [4] 53/2 53/16
55/3 179/22
agendas [1] 52/16
agendized [1] 101/14
ago [3] 9/14 121/25
158/11
agree [18] 7/11 8/14
21/10 22/21 23/12
23/16 23/17 23/22 37/2

A	89/24 90/11 90/15 91/4 92/3 92/11 92/21 92/21 93/21 93/25 97/8 98/19 108/7 108/7 109/12 111/22 111/24 112/4 114/7 115/13 123/18 136/19 145/10 145/16 147/22 150/12 150/17 151/8 152/7 153/18 153/20 155/6 155/16 156/11 159/1 159/16 160/4 162/16 163/4 163/10 166/21 168/15 169/22 170/4 170/8 173/7 173/18 174/25 177/6 181/10 183/22 184/6 184/11 187/12 188/5 188/25 190/13 191/20 191/21 192/3 193/5 193/16 193/18 193/20 194/7 194/11 194/23 196/2 198/12 204/11 204/11 206/18 206/20 206/22 213/14 allegation [1] 40/6 allow [6] 7/2 11/3 90/22 105/23 106/2 111/14 allowed [4] 15/18 37/24 106/4 108/1 almost [1] 106/24 along [9] 5/14 46/12 51/22 54/24 70/10 70/21 138/14 139/14 160/24 already [12] 14/2 27/14 30/13 33/18 75/21 110/14 112/24 122/16 123/1 145/11 148/14 210/15 also [35] 2/20 5/11 5/14 25/7 34/1 34/14 35/5 38/6 39/2 46/11 53/16 53/20 54/8 67/11 78/21 78/25 113/14 125/22 142/8 150/22 163/5 183/7 185/10 185/12 186/8 186/23 193/7 193/21 194/5 201/18 202/6 202/10 203/11 203/23 209/9 alternative [1] 5/1 always [4] 66/14 70/19 162/21 183/18 am [15] 8/20 10/5 11/2 13/18 23/5 116/8 150/7 195/3 198/3 198/25 200/13 203/4 203/19 204/1 212/12 Amanda [13] 59/18 71/14 73/21 147/25 148/3 148/13 149/8 149/11 149/17 149/25 159/9 159/14 195/4 Amber [2] 192/7 192/8 amendments [1] 48/7 amount [3] 68/2 79/9 79/13 amounts [2] 79/3	79/23 AMY [1] 2/9 analysis [1] 50/11 Anderson [7] 109/15 109/19 109/24 110/16 110/22 110/23 111/20 ANDREW [1] 2/16 angle [1] 69/23 Anna [5] 141/11 192/21 193/21 195/6 206/19 Anne [1] 206/19 announce [1] 130/3 announcements [1] 179/22 annoying [1] 6/1 annual [1] 62/1 another [17] 9/16 9/16 10/2 47/8 50/13 61/25 68/12 74/8 78/16 82/3 97/20 158/9 159/21 161/21 204/12 211/24 212/18 answer [44] 14/18 26/4 26/5 43/13 43/14 45/1 48/14 48/15 65/13 86/17 86/25 87/5 87/8 88/15 130/20 131/8 131/9 132/16 132/21 133/4 134/4 139/10 142/8 142/18 146/9 149/20 150/1 150/2 150/18 152/13 156/7 156/24 157/9 159/4 167/12 167/18 176/25 179/2 187/3 208/21 208/24 210/19 211/5 211/9 answered [5] 57/14 93/19 148/20 169/16 208/19 answering [2] 130/25 198/16 answers [5] 63/16 112/7 113/3 150/4 209/13 anticipate [1] 110/11 anticipated [1] 202/23 any [182] 5/10 6/5 9/22 14/8 14/19 14/20 15/7 15/10 15/14 15/18 15/25 16/1 16/2 16/13 17/7 17/7 17/7 18/13 18/18 18/23 19/4 19/8 20/11 23/9 23/24 26/19 26/19 26/22 29/6 29/11 29/12 29/13 29/14 29/15 29/16 29/19 29/19 29/19 29/22 29/23 29/24 30/20 31/2 31/8 31/24 34/2 34/16 34/25 35/3 35/20 38/3 38/3 39/21 39/24 40/3 40/17 42/5 48/7 49/20 56/1 56/17 57/20 59/23 61/3 68/19 69/4 69/15 70/15 71/14 73/20 73/25 75/21 76/18 77/12 77/13 77/16 77/20 77/21 79/19 80/5	80/16 80/20 82/15 87/14 91/5 92/9 94/13 95/14 95/23 97/24 107/17 107/19 108/3 108/6 108/8 108/10 109/1 109/18 117/21 117/22 117/22 119/8 120/18 122/1 122/11 124/16 126/10 126/19 128/15 134/8 134/13 135/3 135/15 135/21 138/5 138/17 140/2 140/2 140/8 142/1 145/24 148/15 151/8 153/8 153/8 153/24 154/10 154/17 155/4 156/14 156/17 156/17 157/1 157/3 157/17 158/19 158/23 159/1 159/2 159/2 160/5 163/20 163/22 163/22 163/24 164/6 164/8 164/14 166/18 169/10 172/12 174/20 175/18 176/18 177/23 180/7 184/1 184/8 184/18 184/19 185/22 185/22 186/5 186/16 186/17 187/14 187/16 189/9 189/18 192/12 193/25 196/24 196/24 197/2 199/15 199/22 202/22 206/15 210/5 211/2 211/23 214/10 anybody [12] 9/4 29/14 29/18 30/2 30/3 31/3 41/1 109/18 111/17 119/6 145/12 148/4 anymore [3] 13/16 144/18 199/4 anyone [23] 11/1 11/15 14/8 40/2 40/4 40/9 40/11 40/18 56/4 67/12 69/3 123/4 123/10 128/16 129/4 129/8 134/4 177/14 184/11 185/20 188/15 211/3 211/23 anything [35] 8/3 13/4 17/14 17/20 40/7 43/22 52/20 72/16 77/2 80/16 84/8 110/23 121/5 121/14 126/11 126/20 134/7 136/19 163/25 167/2 168/16 169/2 169/4 169/7 172/17 176/7 176/23 177/16 179/24 180/5 180/6 183/22 188/14 191/7 194/10 Anytime [1] 169/10 Apache [2] 201/2 203/5 apart [1] 38/12 apologize [3] 70/6 133/5 141/17 apparent [1] 210/15 apparently [1] 139/24 appear [6] 5/1 5/20 6/6 6/20 8/15 113/2	appearance [1] 7/17 APPEARANCES [1] 1/19 appearing [1] 11/1 appears [2] 21/8 205/19 applicant [15] 15/19 28/18 29/24 36/16 38/4 42/7 42/8 42/9 43/7 43/15 43/17 43/21 84/25 143/14 200/20 applicants [16] 25/8 25/17 25/22 26/10 26/20 27/24 29/7 29/16 36/11 36/14 41/21 42/5 143/13 143/14 178/6 178/9 application [87] 16/19 16/20 17/3 17/8 17/10 18/21 20/2 20/9 21/8 21/24 24/12 25/17 26/1 26/2 27/14 28/1 29/1 29/3 30/15 31/15 31/18 32/8 32/11 32/17 32/20 37/21 39/25 43/22 44/22 68/4 68/9 85/11 85/12 85/19 86/15 86/20 86/21 88/22 91/11 103/7 132/4 132/7 132/18 132/22 133/6 133/10 133/20 134/6 134/8 136/6 136/8 136/10 136/24 137/17 137/19 138/1 138/6 138/14 138/18 138/21 139/8 139/15 139/19 142/15 144/3 145/2 146/4 155/8 156/15 165/8 184/23 184/23 185/3 185/3 189/4 198/13 199/10 201/20 201/24 202/2 202/15 203/19 203/20 204/14 204/21 205/8 209/19 applications [58] 14/23 15/20 17/16 17/16 18/2 18/8 18/10 20/3 20/6 24/16 26/8 27/22 28/11 28/22 29/19 29/20 30/4 30/21 30/22 31/5 33/6 33/10 36/5 37/23 42/4 95/17 115/8 132/20 133/10 133/20 134/14 135/1 135/8 137/9 137/18 140/13 140/15 143/10 144/6 160/13 164/25 170/12 171/3 184/19 187/20 188/5 188/19 188/20 189/3 196/25 198/1 200/11 204/7 204/8 204/9 204/18 205/2 209/18 applied [10] 36/10 36/13 143/10 144/7 193/18 201/19 203/4 203/23 203/25 204/6 apply [5] 45/5 45/16
----------	--	---	--	---

<p>A</p> <p>apply... [3] 104/23 162/2 203/11</p> <p>applying [4] 89/12 89/22 90/13 144/1</p> <p>appointed [17] 46/9 47/14 60/8 60/14 142/11 195/9 195/18 195/21 196/1 196/1 196/7 205/20 205/25 206/4 206/6 206/16 209/25</p> <p>appointing [1] 126/7</p> <p>appointment [3] 126/22 194/24 196/9</p> <p>appreciate [5] 11/9 21/19 111/15 135/9 204/22</p> <p>appreciative [1] 163/17</p> <p>approach [1] 156/1</p> <p>approaching [1] 161/25</p> <p>appropriate [1] 181/11</p> <p>approval [10] 35/20 50/17 82/23 137/20 138/6 138/7 138/9 138/18 183/18 203/16</p> <p>approvals [1] 180/19</p> <p>approve [2] 136/25 138/1</p> <p>approved [12] 50/2 50/14 50/15 50/21 51/13 62/16 80/10 101/19 183/17 203/15 203/17 204/2</p> <p>approving [1] 35/22</p> <p>April [1] 159/21</p> <p>Araujo [1] 60/5</p> <p>arbitrarily [1] 36/19</p> <p>architectural [1] 23/5</p> <p>are [108] 5/2 6/10 7/9 7/22 8/10 8/11 9/10 11/13 12/9 12/9 13/3 13/14 13/17 20/22 22/20 23/8 26/8 27/18 30/12 33/16 40/2 40/5 40/9 40/17 42/3 49/13 50/22 50/23 62/25 63/2 65/14 68/23 68/24 68/25 69/20 87/23 88/3 88/3 88/3 88/17 89/11 89/12 89/13 89/14 89/16 89/17 89/17 89/24 90/3 94/23 97/2 98/8 101/4 104/16 105/24 106/3 109/1 111/4 111/8 112/14 112/24 114/14 117/10 119/18 120/1 120/8 122/1 122/1 122/3 122/5 122/7 122/14 122/14 122/23 122/23 123/18 128/3 128/6 134/24 136/4 137/11 140/25 144/3 145/16 146/10 146/12 159/25 162/2 170/6 174/12</p>	<p>188/22 190/17 196/5 196/23 196/24 197/2 198/23 199/9 201/23 202/3 202/14 202/17 202/19 202/22 206/1 208/15 209/23 213/13</p> <p>area [5] 31/9 89/16 89/16 125/5 135/23</p> <p>areas [1] 51/22</p> <p>aren't [2] 143/13 182/18</p> <p>arena [1] 72/8</p> <p>arguing [1] 206/17</p> <p>Armen [19] 73/11 73/22 73/25 74/3 74/18 74/21 74/23 75/9 75/20 76/4 76/12 76/16 84/5 113/20 113/23 114/4 114/7 133/9 171/7</p> <p>Armen's [1] 74/13</p> <p>around [7] 46/1 46/10 48/23 128/16 128/23 142/16 195/1</p> <p>arrange [2] 161/10 179/12</p> <p>arranged [6] 147/24 147/25 152/4 161/16 161/18 175/5</p> <p>arrangements [1] 55/10</p> <p>arrive [1] 212/8</p> <p>as [186] 11/1 13/1 14/14 14/23 15/5 15/9 17/23 17/23 19/3 20/19 20/21 20/22 22/22 23/12 23/15 23/19 24/1 24/2 24/18 24/21 24/23 27/7 27/7 27/8 27/12 27/13 27/14 28/14 28/21 30/20 31/22 32/5 32/21 34/9 34/17 34/17 35/10 36/4 37/10 37/10 37/12 37/12 39/9 41/5 41/9 41/10 51/15 53/12 54/23 55/19 61/22 63/18 66/21 70/13 70/22 73/20 76/13 77/21 81/14 83/6 84/5 84/12 84/17 85/21 87/2 88/1 88/8 98/21 99/13 102/21 105/13 105/19 106/3 106/11 107/22 111/3 112/7 112/9 113/21 113/23 115/8 115/13 115/17 116/19 116/23 117/8 119/21 120/6 120/20 120/25 122/11 122/15 122/22 122/24 123/9 123/14 124/15 126/8 127/5 129/10 129/24 130/11 131/17 132/4 133/18 135/6 135/23 136/7 136/9 136/22 138/21 138/21 139/10 139/14 139/19 139/21 140/4 141/8 143/4 143/16 144/5 145/2 145/11 145/14 149/7 150/7</p>	<p>150/10 150/11 150/19 150/19 151/4 152/3 152/17 161/3 161/3 165/7 167/4 169/4 169/5 170/21 171/9 179/20 179/20 183/8 186/19 189/3 189/17 191/16 192/8 192/13 192/21 193/13 193/13 193/22 195/8 195/9 195/12 195/12 196/1 196/3 196/3 196/7 196/19 196/20 197/15 197/20 198/12 200/17 201/8 201/23 205/20 205/25 206/6 206/11 206/16 206/23 207/6 208/2 208/4 209/1 209/3 209/11 210/10 210/17 210/19 211/9</p> <p>ask [19] 14/7 49/11 51/4 82/1 83/25 114/11 125/5 130/1 130/21 143/21 148/23 149/7 153/6 159/23 163/20 169/1 170/16 184/20 189/14</p> <p>asked [20] 23/18 28/21 33/18 35/5 39/20 72/22 77/11 77/15 78/16 89/5 112/9 132/18 135/22 150/11 169/16 171/18 180/18 181/19 181/25 208/19</p> <p>asking [22] 16/7 42/3 83/3 83/8 88/3 88/4 90/3 91/18 113/8 116/8 131/2 136/8 137/11 148/24 150/10 177/12 180/20 189/22 189/23 191/17 204/25 205/1</p> <p>aspects [1] 208/2</p> <p>assembly [3] 41/16 41/20 41/21</p> <p>assent [1] 107/11</p> <p>assess [1] 36/6</p> <p>assets [3] 116/6 116/9 121/10</p> <p>assign [1] 36/19</p> <p>assigned [1] 56/12</p> <p>assist [1] 130/25</p> <p>assistant [1] 10/8</p> <p>assisted [1] 56/1</p> <p>assisting [3] 70/24 71/7 71/14</p> <p>associated [5] 192/12 192/24 193/7 193/25 194/7</p> <p>Associates [27] 84/6 113/15 113/21 114/18 115/2 115/3 115/6 115/11 119/21 119/25 120/7 120/19 120/23 122/2 127/1 127/7 130/15 134/9 140/4 142/24 143/6 191/24 192/1 192/1 193/8 193/14 195/10</p> <p>Associates' [1] 157/25</p>	<p>assume [20] 47/1 59/8 82/2 121/2 121/3 122/8 123/17 132/14 132/15 138/10 146/21 149/1 157/15 172/7 174/18 177/7 178/12 183/21 194/16 194/23</p> <p>assumed [3] 66/13 66/13 138/10</p> <p>Assumes [1] 42/21</p> <p>assuming [5] 81/23 143/17 151/12 172/10 176/16</p> <p>assumption [1] 177/2</p> <p>assurance [1] 16/3</p> <p>assured [1] 94/5</p> <p>at [138] 5/21 11/3 11/14 11/15 13/25 14/7 14/11 15/10 15/22 17/2 17/15 17/20 17/25 19/1 20/10 24/16 28/17 28/19 29/13 29/22 30/2 30/23 32/6 33/23 35/2 36/4 36/5 37/22 37/24 40/18 43/2 43/6 44/5 44/7 45/12 45/23 46/10 47/19 48/24 49/3 50/19 51/3 51/6 51/25 52/1 52/10 54/1 54/2 54/21 57/7 57/13 57/14 57/19 59/6 59/12 60/10 64/1 67/12 72/2 72/5 72/23 77/6 78/16 83/2 83/25 85/10 85/11 85/18 86/14 86/18 86/21 88/24 89/3 94/23 95/4 96/9 102/19 108/7 109/2 109/12 110/8 111/19 112/3 125/12 126/3 126/17 128/12 128/16 129/22 131/3 134/6 136/19 138/17 140/21 142/4 142/19 144/17 145/11 145/11 147/2 147/7 148/7 148/7 148/13 153/2 156/12 160/19 161/1 161/12 165/11 170/6 174/10 174/12 176/9 177/14 177/25 179/6 179/17 182/15 182/21 187/13 187/17 188/15 190/3 193/13 193/16 193/20 196/25 200/8 200/20 201/3 201/9 201/13 202/22 205/19 206/2 212/8 213/15</p> <p>attached [5] 7/10 126/12 126/13 126/21 129/11</p> <p>attachment [8] 145/15 194/13 195/3 198/7 198/13 200/17 200/21 200/24</p> <p>attempting [3] 66/14 66/20 150/4</p> <p>attend [3] 73/6 108/1 161/19</p> <p>attendance [1] 165/14</p>	<p>attended [7] 70/21 148/1 160/23 160/24 174/25 178/25 179/9</p> <p>attention [3] 124/9 124/23 177/24</p> <p>attest [1] 196/6</p> <p>attorney [2] 44/23 149/19</p> <p>attorneys [1] 37/10</p> <p>audible [2] 40/22 41/3</p> <p>audio [3] 12/23 12/24 214/4</p> <p>AUDIO-VISUAL [1] 214/4</p> <p>audit [4] 46/19 46/20 46/20 158/1</p> <p>auditors [1] 136/15</p> <p>audits [2] 149/22 150/23</p> <p>August [3] 160/10 213/7 213/8</p> <p>authored [1] 50/1</p> <p>authorities [1] 5/12</p> <p>authority [7] 65/7 67/13 67/23 91/11 94/16 96/1 185/11</p> <p>authorize [2] 117/22 119/7</p> <p>authorized [1] 118/10</p> <p>available [4] 96/16 97/12 150/18 178/7</p> <p>Avenue [2] 203/6 203/24</p> <p>avoid [3] 9/9 91/15 91/16</p> <p>awarded [4] 137/12 153/17 197/22 209/10</p> <p>aware [17] 6/16 13/23 29/25 40/2 40/4 40/9 40/11 56/11 71/13 157/16 157/17 157/19 158/2 158/9 159/17 159/20 178/7</p> <p>away [6] 21/11 21/12 21/12 136/12 156/3 163/16</p> <p>awhile [1] 30/13</p> <p>awkwardly [1] 124/7</p> <p>B</p> <p>back [37] 4/20 5/25 14/4 50/12 51/8 56/24 82/22 83/20 86/10 120/5 122/21 123/8 127/4 131/17 132/22 133/17 134/6 138/8 143/3 152/9 152/11 152/16 152/21 152/23 156/7 156/12 167/1 170/6 170/19 170/21 172/10 174/12 176/16 189/15 189/16 205/11 210/14</p> <p>background [8] 4/20 84/17 84/21 92/11 93/7 103/6 105/10 145/24</p> <p>backup [1] 212/17</p> <p>backwards [1] 49/25</p> <p>balance [2] 8/7 38/14</p>
---	--	---	---	---

B	163/23 167/16 168/2 171/16 171/22 172/14 172/17 173/9 176/20 176/23 177/7 177/8 178/19 179/6 179/15 179/21 183/5 186/21 187/13 190/11 191/6 191/9 194/5 197/17 197/22 199/12 199/14 202/18 206/21 207/22 208/5 212/2 212/9 212/20 212/24	212/16 beforehand [1] 103/10 began [2] 32/17 57/20 begin [4] 50/5 50/6 116/8 188/18 beginning [2] 48/25 147/8 behalf [13] 46/3 118/10 118/12 119/7 120/23 127/21 131/4 148/14 152/1 152/8 152/19 153/4 159/1 behind [6] 148/9 148/11 150/11 150/17 155/13 179/14 being [35] 6/11 10/4 14/3 21/25 23/18 27/14 31/4 31/8 32/16 32/16 41/9 47/20 47/20 54/4 56/11 59/18 64/2 68/7 68/15 82/17 84/17 92/3 118/1 146/4 155/20 164/14 166/11 186/5 186/16 194/24 197/20 197/21 198/9 207/19 210/10 belief [1] 171/7 believe [167] 8/6 17/10 19/5 19/13 19/21 26/2 31/18 32/7 32/10 32/15 33/5 33/8 33/23 34/21 35/1 37/11 47/20 53/1 55/16 56/20 56/25 58/15 59/15 60/13 60/20 60/22 61/25 63/11 69/1 69/6 69/7 70/8 70/21 71/24 72/1 72/1 72/22 72/23 73/8 73/9 74/15 75/6 76/7 77/6 77/9 79/21 79/22 80/22 80/24 81/21 81/22 82/4 82/8 82/8 82/12 82/13 82/19 83/1 83/6 84/23 86/7 88/20 88/23 97/22 102/15 106/15 110/2 110/5 110/23 117/5 117/11 118/18 118/22 119/3 121/12 121/17 121/21 121/23 121/23 121/24 124/1 124/12 126/25 127/6 127/18 127/18 128/10 129/8 130/2 130/10 131/19 132/1 132/18 132/19 135/2 136/1 136/5 136/5 137/3 137/5 137/7 137/14 139/23 140/18 142/4 143/17 144/4 146/20 147/23 147/25 148/3 148/7 149/15 151/10 152/3 159/6 160/14 161/11 164/1 164/13 164/19 164/23 165/2 165/9 165/11 165/22 166/5 168/4 169/14 169/18 172/7 172/17 173/2 174/18 174/24 175/15 175/23	176/11 176/13 176/23 178/9 182/10 182/12 183/16 184/10 184/15 184/24 185/17 187/11 187/13 187/24 188/6 190/22 195/1 196/21 198/7 200/17 202/1 202/3 202/18 202/19 202/24 203/25 204/3 204/16 208/8 210/2 believed [3] 105/8 165/5 209/5 believer [1] 161/6 below [3] 66/25 67/14 103/4 BENCH [1] 1/13 benchmarking [1] 53/21 beneficiaries [9] 119/18 120/1 120/8 120/14 120/20 120/25 145/24 146/10 146/12 beneficiary [1] 146/20 Bert [10] 138/22 142/17 143/21 196/23 197/18 197/20 208/18 209/7 209/14 209/25 best [15] 65/16 70/23 92/18 114/12 118/17 118/21 119/2 121/17 121/22 131/10 131/25 145/1 145/4 165/5 186/4 better [6] 13/12 20/21 23/22 24/6 35/1 194/19 between [18] 16/5 18/3 32/15 41/20 62/24 75/2 75/5 116/20 126/6 134/13 135/4 135/16 161/12 168/15 172/9 176/15 204/9 213/7 beyond [1] 135/21 BICE [39] 2/12 3/11 74/8 93/15 93/24 109/10 123/14 123/16 128/3 130/20 130/23 130/25 131/4 131/12 131/23 132/8 132/25 133/5 133/13 134/2 135/20 138/23 140/5 141/23 146/1 146/5 146/14 149/24 150/6 150/8 151/15 152/13 156/24 157/5 173/1 173/13 173/25 202/1 211/4 Bice's [1] 198/16 big [4] 68/25 190/14 206/21 213/8 binding [4] 166/12 166/14 166/20 166/25 bit [4] 30/24 42/3 134/3 174/9 Bixlar [1] 180/23 blessedly [1] 210/25 BlueJeans [2] 7/6 11/4 BMW [1] 12/21 board [53] 48/19 92/8 92/21 93/4 93/8 101/4	103/5 138/22 139/2 139/3 139/8 139/11 139/13 139/14 139/15 139/16 139/17 139/24 140/1 140/3 140/11 140/22 142/8 142/12 142/17 142/22 142/24 143/5 143/17 143/18 143/20 143/22 145/13 145/16 191/7 196/22 196/23 196/24 197/2 197/3 197/4 197/8 197/11 197/17 197/20 208/17 209/9 209/15 209/16 209/17 209/20 209/24 209/25 body [2] 161/9 161/9 bonus [1] 190/1 bonuses [1] 190/4 book [1] 24/23 both [7] 5/19 13/22 104/16 117/9 134/24 193/13 196/17 bottom [2] 97/5 98/16 bought [1] 8/21 Boulevard [3] 202/8 203/12 203/21 boxes [1] 187/24 break [7] 40/21 41/1 109/9 111/13 111/18 199/11 212/17 breath [2] 82/2 82/4 Brian [3] 121/8 121/12 144/8 briefly [1] 32/5 bring [1] 28/16 broad [5] 69/12 69/13 89/21 91/2 157/21 broader [2] 47/4 91/11 broadness [1] 90/20 brought [6] 28/3 28/4 73/8 84/21 161/1 193/2 Brousseau [5] 134/18 141/4 141/8 192/5 195/7 building [10] 18/13 18/16 19/2 23/9 23/15 23/18 23/19 24/24 27/13 32/6 bulk [1] 58/9 BULT [1] 2/2 bundle [2] 27/24 28/18 bundled [2] 28/1 28/19 burdensome [1] 104/7 Bureau [2] 50/10 52/6 business [8] 37/9 132/2 196/3 196/6 197/16 206/12 206/12 208/2 businesses [1] 162/21 busy [1] 30/12 but [157] 4/19 5/3 6/16 6/22 7/4 8/1 8/4 8/10 9/7 9/18 9/25 10/4 10/23 10/24 11/1 11/23 12/1 12/7 12/19 12/22 12/23 14/7 15/6 15/24 16/8 17/6 20/14 20/20 21/11 21/20 22/19
----------	---	---	---	---

<p>B</p> <p>but... [126] 25/22 26/10 26/16 28/6 35/3 37/11 42/15 44/22 49/24 50/24 53/7 54/20 56/5 57/11 57/12 58/15 59/7 59/12 60/7 60/14 60/18 60/20 63/24 64/4 69/1 69/9 71/25 72/2 72/4 72/8 72/24 73/25 74/6 74/16 75/3 78/9 78/15 79/3 79/10 79/22 81/15 81/17 82/12 83/11 83/16 83/24 86/4 88/24 91/7 91/8 93/20 94/2 96/14 97/10 99/8 99/24 100/3 104/15 104/19 108/5 109/25 111/3 113/13 122/11 124/18 125/7 128/2 129/6 129/18 129/25 135/9 136/1 136/3 136/5 136/7 136/7 136/9 139/8 139/16 141/7 143/13 143/25 146/21 149/2 150/14 150/25 151/18 152/11 152/23 153/7 153/16 154/24 155/1 155/18 159/25 163/16 164/2 166/5 168/7 171/18 172/11 175/10 176/17 177/1 183/1 183/17 184/14 185/3 190/2 193/1 194/11 195/15 196/5 197/4 199/1 203/17 204/15 204/22 206/11 206/18 209/14 209/24 211/5 211/25 213/4 213/7 buy [1] 162/18</p>	<p>78/23 79/1</p> <p>can [93] 10/13 10/17 11/9 12/17 13/7 13/8 14/22 25/4 27/5 28/10 31/7 32/5 34/15 41/6 42/9 43/13 44/9 44/25 46/2 46/8 48/14 52/13 53/10 53/13 57/16 61/17 63/3 64/17 67/22 68/18 83/1 86/10 91/15 91/16 93/15 98/14 99/12 99/12 99/18 99/18 109/12 122/20 123/7 124/6 125/5 125/23 127/3 129/6 129/23 130/21 131/7 131/7 131/8 131/13 133/4 133/9 133/16 133/19 143/2 147/3 147/15 148/6 150/18 152/15 154/19 156/25 157/9 159/4 160/8 162/9 166/7 166/24 169/1 169/10 170/16 187/3 190/25 191/1 191/21 194/17 194/21 198/14 198/20 198/24 199/14 199/19 206/5 206/11 209/17 209/18 210/20 211/10 213/13 can't [22] 17/20 20/19 22/19 54/18 60/7 69/2 69/22 77/2 77/2 77/3 78/5 78/10 82/20 125/2 125/22 129/25 131/9 131/9 182/18 210/19 211/9 211/9 Cannabiotix [3] 175/14 197/18 209/7 cannabis [2] 101/5 119/22 capacity [4] 72/3 151/11 151/12 207/7 care [4] 19/7 19/8 19/12 19/22 carrying [1] 117/7 Carson [1] 29/9 case [7] 1/5 14/9 39/19 51/1 51/2 52/4 149/3 cases [2] 55/16 105/25 cash [3] 79/19 79/21 80/1 CCLV [1] 175/9 cell [10] 75/9 75/16 153/23 154/12 154/21 154/22 154/22 154/22 161/13 165/21 Center [1] 11/3 certain [25] 7/21 13/18 18/7 22/1 22/1 22/16 25/22 25/22 26/10 28/17 38/3 41/21 54/4 68/2 72/7 89/16 105/10 137/8 146/12 168/5 177/4 180/18 185/4 208/1 208/2 certainly [3] 24/6 150/15 178/6 certainty [3] 146/22</p>	<p>149/3 163/15</p> <p>CERTIFICATION [1] 213/16 CERTIFY [1] 214/3 cetera [1] 22/20 chair [1] 34/16 chance [5] 5/23 6/7 7/24 8/19 144/6 chances [1] 159/25 change [19] 47/3 100/9 106/17 114/11 135/8 136/10 163/24 167/10 169/8 169/9 179/16 202/25 203/3 203/4 203/5 203/11 203/21 203/23 204/1 changed [3] 5/21 46/24 203/20 changes [9] 51/9 80/20 82/21 82/23 82/25 102/24 110/12 110/19 203/14 Chapter [1] 49/12 charge [6] 185/20 190/13 190/16 194/2 206/20 206/24 chart [1] 10/10 CHATTAH [1] 2/3 check [8] 33/3 84/17 84/22 92/11 93/7 99/10 105/10 132/22 checked [1] 212/9 checklist [1] 33/1 checks [2] 38/14 103/6 chief [4] 4/24 47/2 190/15 206/21 choosing [1] 204/17 chose [1] 209/13 chosen [2] 204/4 205/1 CHRISTIANSEN [1] 2/3 Chuck [3] 60/1 97/9 98/20 church [3] 22/1 22/16 23/11 circumstances [2] 5/13 7/2 Cities [1] 60/2 city [3] 21/11 29/9 62/1 claim [1] 108/9 claims [1] 124/19 clarification [2] 93/21 151/20 clarified [1] 151/18 clarify [6] 124/6 129/6 144/2 150/25 154/19 205/18 clarity [1] 11/12 CLARK [8] 1/2 4/1 87/24 89/22 89/23 89/24 90/14 90/15 classify [2] 151/18 208/4 clear [3] 57/16 104/6 134/2 client [6] 10/3 10/6 73/8 73/9 73/21 209/8 clients [1] 73/10 clients [4] 71/24 72/8 72/13 72/22</p>	<p>clips [1] 83/24 close [2] 13/4 165/25 closing [4] 134/14 142/25 143/7 145/8 coalesce [1] 109/16 code [7] 22/24 23/14 23/23 35/6 35/9 66/24 150/19 codes [2] 37/9 37/9 coffee [4] 72/16 175/23 176/4 176/5 Cohen [6] 141/11 192/21 193/7 195/6 206/19 206/19 Colorado [3] 60/24 61/25 62/1 come [14] 10/22 10/24 14/23 31/13 54/24 55/17 58/4 58/11 70/10 83/19 117/21 149/23 190/11 212/23 comes [2] 181/12 186/14 comfortable [1] 44/20 coming [5] 37/24 167/8 179/16 189/2 212/2 comma [16] 118/23 118/24 118/25 119/3 120/11 121/17 121/18 123/7 123/17 123/18 124/5 124/6 127/18 130/5 130/6 136/5 comment [1] 181/4 comments [3] 54/20 54/22 102/18 commercial [2] 197/13 209/1 Commission [38] 11/16 50/3 50/15 50/16 51/14 52/6 52/7 61/3 62/8 62/17 62/20 62/22 63/10 65/8 66/3 68/1 80/4 80/5 80/10 80/13 80/16 80/17 81/1 81/2 81/7 81/7 81/8 81/24 82/7 82/9 82/10 82/13 82/17 82/18 82/22 82/22 82/25 83/10 commissioner [3] 15/23 180/9 180/10 committed [1] 184/20 communicate [4] 76/18 151/25 153/21 210/17 communicating [4] 25/17 76/16 76/17 76/21 communication [1] 148/21 communications [4] 26/19 29/14 136/4 153/8 communities [1] 88/17 community [30] 20/13 20/18 20/21 20/24 21/3 21/24 87/15 87/21 87/23 87/25 88/18 88/25 89/1 89/4 89/5 89/12 89/13 89/14</p>	<p>89/20 89/20 89/24 90/15 90/17 90/18 90/18 90/23 91/2 91/4 92/5 209/21 companies [21] 105/23 106/2 106/3 148/15 151/24 161/24 162/4 162/12 162/21 164/5 164/12 167/5 180/25 184/18 185/6 185/22 186/5 186/17 189/10 189/20 189/24 company [28] 103/5 105/12 114/20 117/16 131/5 131/5 149/8 149/11 151/3 152/1 152/8 152/19 153/4 161/25 162/4 163/3 166/1 167/4 178/2 190/12 190/16 193/6 206/21 206/22 207/24 208/13 208/15 209/2 company's [1] 164/25 compensation [2] 130/17 190/1 compiled [2] 54/10 55/14 compiling [1] 53/21 complete [2] 28/23 28/25 completed [3] 54/15 105/11 108/25 completes [1] 210/25 compliance [19] 18/24 18/25 19/2 22/24 23/14 23/23 35/6 35/9 39/3 39/6 46/18 85/20 85/21 87/2 87/2 149/21 149/22 150/23 151/1 complicated [1] 36/8 concentration [1] 134/3 concern [4] 7/6 10/19 12/7 12/8 concerned [2] 150/6 181/2 concerns [3] 11/1 11/7 71/8 concluded [1] 40/14 concludes [3] 40/15 40/19 109/4 conclusion [10] 9/1 31/23 66/10 66/18 67/5 67/19 183/7 185/10 186/7 207/3 condition [1] 9/6 conditional [4] 126/7 134/25 135/5 135/18 conditions [1] 7/8 conducted [2] 145/24 149/22 confer [1] 109/10 conference [1] 62/1 confidence [1] 10/18 confidential [1] 25/7 confirmed [2] 212/4 212/7 confirming [1] 177/23 confused [2] 42/2</p>
<p>C</p> <p>C-r-o-w-e-l-l [1] 44/10 calendar [2] 99/7 99/8 call [11] 5/23 75/10 100/6 114/7 154/4 165/21 172/8 174/19 177/8 180/8 196/5 Callaway [1] 60/1 Callaway's [2] 97/9 98/20 called [12] 16/4 29/6 33/16 41/9 75/15 112/7 154/7 180/15 184/3 184/7 184/23 185/4 calling [2] 183/24 183/24 calls [8] 75/12 146/14 177/18 180/4 180/6 185/10 185/10 207/2 came [7] 4/23 27/24 28/13 31/22 31/23 46/16 57/9 camera [6] 4/6 4/16 10/12 10/12 10/14 69/23 campaign [3] 78/19</p>	<p>capacity [4] 72/3 151/11 151/12 207/7 care [4] 19/7 19/8 19/12 19/22 carrying [1] 117/7 Carson [1] 29/9 case [7] 1/5 14/9 39/19 51/1 51/2 52/4 149/3 cases [2] 55/16 105/25 cash [3] 79/19 79/21 80/1 CCLV [1] 175/9 cell [10] 75/9 75/16 153/23 154/12 154/21 154/22 154/22 154/22 161/13 165/21 Center [1] 11/3 certain [25] 7/21 13/18 18/7 22/1 22/1 22/16 25/22 25/22 26/10 28/17 38/3 41/21 54/4 68/2 72/7 89/16 105/10 137/8 146/12 168/5 177/4 180/18 185/4 208/1 208/2 certainly [3] 24/6 150/15 178/6 certainty [3] 146/22</p>	<p>149/3 163/15</p> <p>CERTIFICATION [1] 213/16 CERTIFY [1] 214/3 cetera [1] 22/20 chair [1] 34/16 chance [5] 5/23 6/7 7/24 8/19 144/6 chances [1] 159/25 change [19] 47/3 100/9 106/17 114/11 135/8 136/10 163/24 167/10 169/8 169/9 179/16 202/25 203/3 203/4 203/5 203/11 203/21 203/23 204/1 changed [3] 5/21 46/24 203/20 changes [9] 51/9 80/20 82/21 82/23 82/25 102/24 110/12 110/19 203/14 Chapter [1] 49/12 charge [6] 185/20 190/13 190/16 194/2 206/20 206/24 chart [1] 10/10 CHATTAH [1] 2/3 check [8] 33/3 84/17 84/22 92/11 93/7 99/10 105/10 132/22 checked [1] 212/9 checklist [1] 33/1 checks [2] 38/14 103/6 chief [4] 4/24 47/2 190/15 206/21 choosing [1] 204/17 chose [1] 209/13 chosen [2] 204/4 205/1 CHRISTIANSEN [1] 2/3 Chuck [3] 60/1 97/9 98/20 church [3] 22/1 22/16 23/11 circumstances [2] 5/13 7/2 Cities [1] 60/2 city [3] 21/11 29/9 62/1 claim [1] 108/9 claims [1] 124/19 clarification [2] 93/21 151/20 clarified [1] 151/18 clarify [6] 124/6 129/6 144/2 150/25 154/19 205/18 clarity [1] 11/12 CLARK [8] 1/2 4/1 87/24 89/22 89/23 89/24 90/14 90/15 classify [2] 151/18 208/4 clear [3] 57/16 104/6 134/2 client [6] 10/3 10/6 73/8 73/9 73/21 209/8 clients [1] 73/10 clients [4] 71/24 72/8 72/13 72/22</p>	<p>clips [1] 83/24 close [2] 13/4 165/25 closing [4] 134/14 142/25 143/7 145/8 coalesce [1] 109/16 code [7] 22/24 23/14 23/23 35/6 35/9 66/24 150/19 codes [2] 37/9 37/9 coffee [4] 72/16 175/23 176/4 176/5 Cohen [6] 141/11 192/21 193/7 195/6 206/19 206/19 Colorado [3] 60/24 61/25 62/1 come [14] 10/22 10/24 14/23 31/13 54/24 55/17 58/4 58/11 70/10 83/19 117/21 149/23 190/11 212/23 comes [2] 181/12 186/14 comfortable [1] 44/20 coming [5] 37/24 167/8 179/16 189/2 212/2 comma [16] 118/23 118/24 118/25 119/3 120/11 121/17 121/18 123/7 123/17 123/18 124/5 124/6 127/18 130/5 130/6 136/5 comment [1] 181/4 comments [3] 54/20 54/22 102/18 commercial [2] 197/13 209/1 Commission [38] 11/16 50/3 50/15 50/16 51/14 52/6 52/7 61/3 62/8 62/17 62/20 62/22 63/10 65/8 66/3 68/1 80/4 80/5 80/10 80/13 80/16 80/17 81/1 81/2 81/7 81/7 81/8 81/24 82/7 82/9 82/10 82/13 82/17 82/18 82/22 82/22 82/25 83/10 commissioner [3] 15/23 180/9 180/10 committed [1] 184/20 communicate [4] 76/18 151/25 153/21 210/17 communicating [4] 25/17 76/16 76/17 76/21 communication [1] 148/21 communications [4] 26/19 29/14 136/4 153/8 communities [1] 88/17 community [30] 20/13 20/18 20/21 20/24 21/3 21/24 87/15 87/21 87/23 87/25 88/18 88/25 89/1 89/4 89/5 89/12 89/13 89/14</p>	<p>89/20 89/20 89/24 90/15 90/17 90/18 90/18 90/23 91/2 91/4 92/5 209/21 companies [21] 105/23 106/2 106/3 148/15 151/24 161/24 162/4 162/12 162/21 164/5 164/12 167/5 180/25 184/18 185/6 185/22 186/5 186/17 189/10 189/20 189/24 company [28] 103/5 105/12 114/20 117/16 131/5 131/5 149/8 149/11 151/3 152/1 152/8 152/19 153/4 161/25 162/4 163/3 166/1 167/4 178/2 190/12 190/16 193/6 206/21 206/22 207/24 208/13 208/15 209/2 company's [1] 164/25 compensation [2] 130/17 190/1 compiled [2] 54/10 55/14 compiling [1] 53/21 complete [2] 28/23 28/25 completed [3] 54/15 105/11 108/25 completes [1] 210/25 compliance [19] 18/24 18/25 19/2 22/24 23/14 23/23 35/6 35/9 39/3 39/6 46/18 85/20 85/21 87/2 87/2 149/21 149/22 150/23 151/1 complicated [1] 36/8 concentration [1] 134/3 concern [4] 7/6 10/19 12/7 12/8 concerned [2] 150/6 181/2 concerns [3] 11/1 11/7 71/8 concluded [1] 40/14 concludes [3] 40/15 40/19 109/4 conclusion [10] 9/1 31/23 66/10 66/18 67/5 67/19 183/7 185/10 186/7 207/3 condition [1] 9/6 conditional [4] 126/7 134/25 135/5 135/18 conditions [1] 7/8 conducted [2] 145/24 149/22 confer [1] 109/10 conference [1] 62/1 confidence [1] 10/18 confidential [1] 25/7 confirmed [2] 212/4 212/7 confirming [1] 177/23 confused [2] 42/2</p>

C	contributing [1] 79/1 contribution [8] 78/2 78/3 78/4 78/5 78/8 78/12 79/12 79/24 contributions [8] 77/13 77/16 77/20 77/25 78/2 79/19 79/21 80/1 control [1] 16/2 Convention [1] 11/3 conversation [24] 74/23 75/12 153/13 153/19 153/21 155/21 160/8 160/16 161/17 161/21 164/1 166/8 166/22 167/2 167/5 167/6 172/14 176/14 176/20 177/14 178/2 178/10 207/17 207/19 conversations [16] 63/24 75/20 77/10 155/4 156/14 156/17 160/5 163/21 172/12 176/18 178/7 187/16 207/22 210/9 210/20 211/11 conviction [1] 93/5 coordinated [1] 113/15 copy [4] 129/23 164/4 164/7 190/9 corner [2] 97/5 98/16 corporate [2] 140/2 190/14 correct [170] 9/23 11/14 16/11 16/12 17/9 18/5 18/8 19/23 19/24 20/9 20/10 22/8 22/10 23/21 24/19 24/20 24/24 32/9 35/11 35/12 35/18 35/19 35/23 36/7 36/11 36/12 36/14 36/17 36/18 36/20 36/23 38/4 38/5 38/12 38/16 39/7 39/8 39/10 39/11 39/13 39/22 39/25 40/1 41/14 41/15 41/17 41/22 42/18 45/22 47/21 47/25 48/4 48/5 49/5 54/16 55/6 55/24 58/5 58/12 58/23 59/5 59/14 60/23 61/22 62/16 62/19 63/14 64/14 64/20 64/24 65/8 65/20 66/5 66/16 68/5 68/22 76/6 80/13 85/3 85/22 87/3 90/16 92/22 94/10 94/14 94/15 94/17 94/19 94/22 95/12 95/17 95/18 95/20 95/24 95/25 96/2 96/5 96/8 97/4 98/14 101/1 101/6 101/24 102/4 103/14 103/22 103/23 107/11 107/12 113/4 115/20 117/18 119/23 119/24 122/13 126/9 129/19 137/21 139/20 139/21 141/9 141/10 141/13 142/10	142/21 143/15 144/15 150/15 150/16 150/20 150/24 151/4 153/4 154/3 155/14 158/11 159/17 164/6 164/9 164/10 164/12 167/11 167/22 177/9 178/4 178/8 186/6 186/25 191/4 191/19 191/25 192/6 192/14 192/22 193/4 193/21 195/13 195/22 196/13 196/22 201/17 202/15 202/16 202/20 203/4 203/19 204/1 204/6 204/8 214/3 correction [12] 4/17 158/1 158/10 158/17 158/19 158/20 158/21 159/3 159/12 160/2 160/3 187/5 corrections [6] 38/20 109/24 109/25 110/3 110/5 110/10 correctly [7] 91/17 102/10 103/8 104/8 105/4 106/5 195/3 correspond [1] 151/24 corruption [1] 40/6 could [35] 10/11 12/11 12/19 14/12 22/23 24/21 26/5 35/2 52/10 56/21 67/6 68/9 88/15 89/19 90/1 90/17 90/19 91/1 120/3 120/4 129/13 149/20 156/6 162/23 163/25 172/14 176/20 177/14 188/20 189/14 190/9 193/15 199/3 203/17 208/3 couldn't [12] 39/23 67/20 67/21 78/9 85/14 86/16 147/10 149/2 153/16 155/18 163/15 212/22 counsel [7] 4/11 50/10 52/6 71/16 110/9 112/9 158/4 counsel's [1] 162/1 counsels' [1] 4/7 counter [1] 109/12 counter-designations [1] 109/12 counterdesignations [1] 113/14 COUNTY [8] 1/2 4/1 87/24 89/23 89/23 89/24 90/14 90/16 couple [13] 9/14 29/9 33/17 46/22 47/8 60/2 60/6 83/24 96/14 97/10 167/3 184/3 212/11 course [4] 82/11 82/12 136/7 182/22 court [20] 1/2 1/11 1/24 4/6 4/21 4/25 5/3 5/15 5/23 6/6 7/18 7/21 7/23 8/9 10/8 94/2 95/4 113/14 125/19 182/15	Court's [3] 5/17 6/11 8/13 Courtney [11] 144/8 144/9 144/20 160/25 161/2 194/5 194/25 195/12 195/14 195/15 195/22 courtroom [2] 4/12 11/3 cover [1] 5/6 covered [1] 27/18 COVID [3] 4/24 9/9 9/10 CRAIG [3] 2/8 69/20 70/2 create [3] 49/3 49/15 197/10 created [7] 91/6 139/25 140/22 208/17 209/15 209/16 209/17 creating [1] 58/9 creation [2] 49/24 63/18 criteria [3] 36/5 36/10 36/13 Cronkrite [14] 9/20 16/13 16/16 16/23 42/17 56/3 56/14 56/21 57/19 59/4 153/9 154/13 185/20 195/5 cross [2] 141/21 198/15 cross-reference [1] 198/15 cross-referencer [1] 141/21 Crowell [2] 44/6 45/12 CTCM [3] 78/22 79/5 79/10 cultivation [2] 193/22 194/11 current [3] 68/13 103/1 195/16 currently [1] 141/12 customer [3] 197/19 197/21 209/8	165/8 168/5 168/7 171/10 193/1 195/1 214/19 dated [6] 159/21 182/12 190/20 194/12 195/4 205/13 dates [1] 128/4 DAVID [9] 2/14 101/5 102/2 103/20 105/18 106/7 106/14 106/15 107/13 day [26] 1/13 8/22 13/11 34/17 78/21 78/25 79/13 79/15 110/13 114/8 127/12 127/19 127/19 128/8 149/13 165/7 165/7 168/13 171/22 171/23 181/11 188/21 197/19 207/7 207/7 213/15 day,question [1] 127/10 days [5] 6/10 9/14 16/25 137/19 179/16 deadline [2] 68/7 68/15 deadlines [2] 30/17 68/10 deal [2] 13/5 88/7 dealing [1] 77/7 deals [1] 197/13 dealt [1] 136/14 December [17] 30/19 30/21 62/11 63/12 63/13 126/7 137/3 137/12 137/18 137/25 168/16 169/18 169/20 169/21 178/17 187/13 189/7 decide [2] 51/25 64/8 decided [3] 11/13 30/4 191/16 deciding [2] 93/6 93/7 decision [6] 48/7 54/23 95/5 95/8 197/10 207/14 decisions [1] 208/14 declarations [1] 7/10 dedicated [1] 30/14 deemed [1] 142/17 defendant [1] 13/22 DEFENSE [1] 2/11 deficiencies [3] 157/11 157/17 158/23 deficiency [3] 157/1 157/3 159/12 define [2] 87/25 88/17 defined [1] 186/24 defines [1] 88/4 Definitely [1] 188/23 definition [6] 89/4 89/23 90/14 103/4 117/8 124/25 definitively [1] 82/5 degree [2] 47/4 69/11 delay [2] 6/5 7/17 delineated [1] 186/6 delivered [1] 82/17 demanding [1] 5/20 demonstrate [1] 19/22
----------	---	---	---	--

D	depositions [4] 6/10 6/14 10/2 211/23	212/15	distanced [1] 9/11	driven [1] 29/8
denied [1] 5/3	deprive [1] 9/6	directed [1] 53/17	distant [1] 11/5	driving [1] 29/10
DENNIS [1] 2/15	DEPT [1] 1/5	directions [1] 15/21	distinct [1] 35/21	Duane [3] 13/24 14/14 40/14
Denver [1] 62/1	deputies [1] 47/5	directly [8] 11/4 26/4 56/10 74/17 159/6	distinction [1] 62/24	dude [1] 182/13
Deonne [4] 40/25 41/5 41/8 84/12	deputy [9] 46/18 46/21 47/2 128/11 128/12 129/9 149/1 175/16 177/2	director [32] 46/18 46/21 47/2 47/14 47/16 81/14 128/11 128/12 129/9 135/6 136/22 149/2 175/16 177/3 190/12 190/21 190/22 191/3 191/8 191/11 191/15 191/16 191/18 191/20 192/5 192/8 193/11 193/12 193/15 193/21 206/18 206/20	DISTRICT [2] 1/2 1/11	duly [1] 41/9
Department [125] 15/8 24/10 25/6 25/16 26/9 26/22 27/8 28/7 28/12 29/14 29/15 29/18 30/2 30/3 30/5 31/3 41/13 42/16 46/3 46/16 47/5 47/15 47/16 47/21 49/9 50/3 56/13 56/20 56/22 56/25 57/15 57/19 58/11 58/16 58/18 58/22 59/3 59/7 65/19 66/4 67/12 67/12 67/20 67/25 68/2 81/11 81/14 82/8 88/21 90/23 91/10 93/6 94/10 94/23 95/4 95/20 96/9 108/8 110/7 115/10 120/19 120/24 126/5 126/11 126/13 126/20 126/22 127/1 127/8 127/20 127/22 127/25 128/7 132/5 134/10 134/25 135/4 135/12 135/16 135/18 136/9 136/20 136/25 137/8 137/14 137/24 138/17 138/20 145/23 147/7 151/13 151/19 151/22 151/25 152/8 152/20 153/3 157/24 163/17 168/17 169/3 169/7 169/12 170/9 170/10 170/24 170/25 171/8 172/18 175/17 176/24 177/15 177/16 177/24 183/6 184/19 188/15 207/11 207/15 207/23 208/1 208/3 208/14 210/4 210/16	described [2] 75/22 83/6	disclose [4] 162/12 179/20 181/11 185/4	division [3] 28/4 46/18 47/21	during [22] 4/22 18/6 25/17 26/1 30/1 31/2 39/22 39/25 42/13 44/5 71/13 74/14 76/8 77/11 84/16 109/9 137/9 153/14 155/21 164/15 166/19 183/23
Department's [5] 94/14 94/17 95/15 95/24 96/2	description [1] 53/19	disciplined [4] 186/5 186/17 187/4 187/10	document [29] 54/13 55/20 97/2 97/22 98/8 120/18 125/2 127/16 128/9 129/24 136/19 138/16 138/19 157/23 158/3 158/7 182/15 190/20 191/6 191/7 194/12 194/14 194/17 194/20 194/22 199/25 205/19 210/19 211/10	dustun [1] 33/15
departmental [1] 88/9	designated [2] 13/22 84/4	disclosure [1] 158/3	documentation [5] 120/15 138/7 138/9 175/18 210/12	duties [1] 207/7
departments [1] 207/6	designations [1] 109/12	disclosed [2] 132/7 132/20	documents [20] 42/15 50/6 106/3 122/1 122/5 122/7 122/8 122/11 126/10 126/19 134/8 140/2 140/21 140/24 142/19 182/18 190/18 197/7 201/23 206/15	duty [1] 39/9
departure [4] 62/16 62/18 94/21 96/7	desire [1] 136/10	disclosing [1] 162/3	does [21] 11/3 18/25 41/1 81/6 94/21 96/7 97/25 98/23 101/8 101/8 101/8 104/23 105/22 124/19 137/4 139/4 139/11 193/10 202/20 211/22 214/9	DZARNOSKI [76] 2/4 3/14 84/2 109/7 109/8 110/18 114/2 115/19 116/16 117/2 118/7 119/5 119/17 120/12 121/19 123/3 123/15 123/19 124/2 124/22 125/13 126/2 126/18 127/11 128/5 131/2 131/10 131/14 131/20 132/3 132/12 133/3 133/8 134/1 136/11 139/1 140/10 141/15 142/6 143/12 145/22 146/3 146/8 146/19 148/22 150/9 151/21 153/1 155/11 156/13 157/2 157/7 157/13 159/8 162/11 163/19 165/18 167/15 168/1 169/19 170/7 170/18 171/6 171/17 174/11 174/14 175/4 177/5 177/22 182/19 190/7 192/20 196/8 196/12 198/11 213/11
departure [4] 62/16 62/18 94/21 96/7	desires [1] 117/7	disclosure [1] 158/3	doesn't [6] 26/16 80/9 113/1 125/21 125/22 193/24	E
depend [2] 52/21 82/24	determination [3] 23/13 28/22 177/11	discuss [19] 16/10 19/16 25/8 38/16 38/17 38/19 54/24 68/18 73/5 158/21 158/23 159/2 161/22 162/15 172/13 172/13 176/19 176/19 180/1	doing [16] 5/11 10/5 12/19 16/22 24/6 35/22 37/11 42/3 54/5 60/24 62/3 71/10 89/16 109/14 149/25 172/2	e-mail [1] 213/7
Depending [1] 115/7	determine [7] 7/21 15/19 23/9 27/9 32/18 90/23 93/4	discussed [27] 4/19 31/22 38/8 53/25 54/2 73/4 76/15 84/17 84/18 101/13 101/14 102/6 103/12 103/18 104/14 107/6 122/16 123/1 150/10 164/14 166/18 167/3 179/23 180/7 182/7 185/7 185/23	DOMINIC [1] 2/5	each [5] 14/8 31/15 31/16 35/6 35/9
depo [3] 6/22 13/24 111/20	determining [3] 23/23 170/10 171/1	discussing [9] 76/13 77/22 158/19 166/4 166/10 179/24 180/3 186/15 204/5	don't [281]	earlier [15] 17/6 34/1 35/6 51/15 63/16 68/21 69/4 83/5 83/7 142/8 171/18 195/2 196/16 196/21 205/19
deponent [2] 112/7 119/14	developing [2] 76/8 92/4	discussion [5] 51/18 64/2 101/15 102/14 102/19	donate [1] 20/23	early [8] 111/13 111/18 164/2 193/2 210/23 211/6 211/13 211/21
depos [2] 6/24 12/13	development [2] 48/3 68/19	discussions [5] 152/11 152/24 162/2 163/8 175/11	done [18] 9/23 11/23 51/3 52/16 54/4 54/6 58/19 64/3 71/20 71/21 80/5 80/12 82/7 89/18 106/24 109/17 159/14 197/16	easier [1] 45/1
deposition [32] 13/15 14/8 14/12 29/6 40/14 40/15 40/18 40/19 41/2 41/5 53/5 83/20 83/21 84/12 108/23 108/25 109/5 109/6 109/22 110/8 112/8 113/20 113/23 114/5 125/3 132/24 133/7 210/24 211/1 211/3 211/14 211/22	deviate [1] 65/7	dispensaries [2] 204/18 209/10	donations [1] 20/22	East [2] 200/18 202/12
	DIANE [1] 2/20	dispensary [5] 27/10 27/15 101/6 202/23 205/2	done [18] 9/23 11/23 51/3 52/16 54/4 54/6 58/19 64/3 71/20 71/21 80/5 80/12 82/7 89/18 106/24 109/17 159/14 197/16	Eastern [1] 203/24
	did [217]	displayed [1] 6/11	draft [4] 50/5 102/14 102/16 102/17	educated [2] 146/13 146/17
	didn't [45] 7/11 9/20 19/21 20/10 29/3 32/23 32/23 36/19 44/22 56/10 63/23 63/25 72/3 72/3 72/5 72/9 72/9 79/10 84/25 85/2 92/11 94/2 94/6 113/18 117/18 118/24 122/11 136/3 141/18 151/18 164/5 164/11 168/5 171/19 177/15 177/23 183/15 183/18 188/9 188/10 190/3 194/10 204/20 208/10 213/4	disrespect [1] 114/10	drafted [1] 102/5	effect [1] 82/7
	different [17] 8/1 10/23 16/8 31/24 38/18 42/25 43/5 51/11 62/2 63/23 65/13 100/18 108/17 139/17 170/16 204/4 209/23	dissent [9] 106/25 107/3 107/8 107/9 107/17 107/19 108/3 108/6 108/9	drafting [2] 70/24 102/9	effective [2] 68/16 104/6
	differential [1] 16/9	dissenting [1] 107/2	drafts [2] 54/9 55/5	effectively [1] 70/3
	differently [1] 29/19	distance [2] 22/1 22/16	draws [1] 23/6	efficiently [1] 106/1
	difficult [6] 8/8 8/9 23/8 23/9 114/6 114/7		drive [1] 10/23	eight [6] 34/16 184/19 188/5 204/9 204/11

<p>E</p> <p>eight... [1] 204/11</p> <p>either [15] 9/23 43/25 50/6 76/9 76/12 76/19 94/6 105/2 106/14 117/16 172/10 176/16 177/4 203/14 204/12</p> <p>elaborate [1] 34/15</p> <p>element [2] 18/15 21/9</p> <p>elements [4] 17/3 19/1 19/3 21/2</p> <p>elephant [5] 160/19 160/19 160/19 160/20 178/1</p> <p>ELIZABETH [1] 1/11</p> <p>else [30] 8/3 30/3 40/2 54/3 54/4 55/10 56/4 58/18 67/12 69/3 73/6 80/17 84/8 111/23 128/20 129/4 129/17 134/4 148/1 148/4 165/14 167/2 176/7 177/14 178/6 180/5 183/23 184/11 188/14 188/15</p> <p>email [5] 5/20 9/17 10/7 155/1 194/12</p> <p>emails [3] 9/18 9/23 154/10</p> <p>employed [9] 141/12 144/12 144/21 144/23 144/24 190/3 193/5 196/19 196/20</p> <p>employee [6] 61/5 145/3 145/5 192/21 193/2 193/4</p> <p>employees [21] 28/7 28/12 30/5 30/12 56/13 57/15 58/17 58/18 59/7 153/8 153/12 153/14 153/15 153/22 153/24 154/18 155/3 159/2 162/22 189/9 189/18</p> <p>employment [4] 130/16 130/17 147/7 190/2</p> <p>encourages [1] 5/1</p> <p>end [11] 14/1 14/7 28/16 37/22 37/24 47/10 47/11 48/24 51/25 83/25 186/20</p> <p>ends [5] 108/23 182/24 210/24 211/14 211/22</p> <p>enforcement [3] 28/4 39/3 39/6</p> <p>engage [2] 39/21 39/24</p> <p>engaged [1] 40/3</p> <p>enjoyed [1] 177/25</p> <p>enough [15] 5/8 7/3 21/7 30/22 34/22 49/23 158/23 160/21 171/24 177/12 182/8 183/22 187/12 197/22 210/11</p> <p>ensure [2] 31/14 162/19</p> <p>enter [1] 118/11</p> <p>entered [1] 128/24</p> <p>entering [2] 130/8</p>	<p>166/2</p> <p>entertain [1] 9/3</p> <p>entertaining [3] 163/6 163/7 163/8</p> <p>entire [3] 17/5 138/13 188/13</p> <p>entirely [6] 158/14 172/1 207/21 208/7 208/11 208/12</p> <p>entities [23] 33/16 135/3 135/16 143/10 144/22 144/23 145/14 156/18 156/22 159/2 167/10 175/9 191/20 191/21 191/22 192/12 193/13 193/25 194/7 194/8 194/11 196/15 204/9</p> <p>entitled [3] 130/18 190/4 214/4</p> <p>entity [7] 121/8 142/25 143/6 144/25 193/20 194/1 214/10</p> <p>entry [1] 130/3</p> <p>environment [1] 11/6</p> <p>environmental [1] 17/7</p> <p>equally [2] 36/13 63/17</p> <p>equitable [1] 31/12</p> <p>erred [1] 69/23</p> <p>ESQ [31] 2/2 2/2 2/3 2/3 2/4 2/4 2/5 2/5 2/6 2/6 2/7 2/7 2/8 2/8 2/9 2/11 2/11 2/12 2/12 2/13 2/13 2/14 2/14 2/15 2/15 2/16 2/16 2/17 2/17 2/18 2/20</p> <p>Essence [78] 33/16 72/2 72/14 72/24 73/5 78/3 115/9 115/9 132/5 132/5 133/10 133/11 133/21 133/21 134/9 134/9 135/3 135/11 135/11 135/15 135/15 143/14 143/18 143/25 144/1 144/1 144/4 144/5 144/22 145/5 145/14 156/18 156/21 158/2 159/2 159/23 159/23 167/10 182/11 182/12 190/17 190/17 191/18 191/23 191/23 192/21 192/22 192/24 192/25 193/13 194/2 194/3 194/3 194/3 194/8 194/11 194/13 194/14 196/18 197/4 197/4 197/7 198/1 198/1 198/13 199/8 199/8 199/10 199/12 200/11 200/11 200/25 201/9 201/23 202/6 202/10 204/7 204/8</p> <p>Essences's [1] 135/1</p> <p>essentially [7] 36/4 46/19 47/6 53/24 54/12 54/20 102/20</p> <p>establish [2] 140/3 194/23</p> <p>established [2] 116/8</p>	<p>140/11</p> <p>establishing [1] 195/16</p> <p>establishment [12] 21/4 21/9 23/24 23/24 24/18 45/3 92/6 102/25 103/1 105/24 106/2 151/3</p> <p>establishments [3] 105/2 119/23 151/9</p> <p>estate [6] 197/13 197/14 197/15 209/1 209/6 209/22</p> <p>estimate [3] 52/13 52/14 147/1</p> <p>estimating [1] 212/12</p> <p>et [1] 22/20</p> <p>evaluate [2] 23/25 27/13</p> <p>evaluating [2] 14/23 20/1</p> <p>evaluation [1] 21/2</p> <p>even [17] 7/9 10/18 12/15 29/22 63/1 63/7 79/4 79/5 92/11 135/25 144/4 162/16 176/5 193/24 206/13 210/22 211/13</p> <p>event [5] 79/2 79/15 79/17 79/20 79/22</p> <p>events [2] 137/16 177/4</p> <p>ever [41] 15/18 29/15 29/18 29/23 30/1 30/9 31/3 31/21 33/1 33/21 72/14 74/17 108/8 117/20 119/6 119/25 120/7 120/24 136/19 136/24 147/10 149/4 154/10 154/25 155/3 158/8 159/6 169/2 169/10 169/11 172/12 176/18 178/3 185/6 185/21 186/5 186/16 186/17 187/10 189/21 189/22</p> <p>every [13] 14/11 24/12 24/12 31/16 31/16 31/18 36/16 38/8 69/9 72/25 72/25 148/21 209/19</p> <p>everybody [8] 6/2 9/15 9/17 9/18 12/8 65/15 67/22 71/19</p> <p>everybody's [1] 56/11</p> <p>everyone [1] 148/23</p> <p>everything [5] 20/19 54/12 112/25 113/16 113/16</p> <p>evidence [6] 42/21 125/20 125/23 140/22 141/24 182/15</p> <p>exact [11] 36/16 79/3 79/17 146/25 149/13 155/18 160/11 164/21 168/7 193/1 204/15</p> <p>exactly [9] 17/20 64/17 72/5 74/9 79/23 83/1 131/8 149/18 163/16</p>	<p>Examination [16] 3/5 3/6 3/7 3/8 3/10 3/11 3/12 3/14 14/16 27/1 33/13 39/15 41/11 93/13 96/12 114/1</p> <p>examiner [1] 15/5</p> <p>example [8] 14/22 17/16 18/12 32/6 151/23 159/21 188/14 193/21</p> <p>excellent [2] 14/22 20/1</p> <p>except [1] 29/22</p> <p>exception [1] 57/18</p> <p>excerpts [4] 13/21 14/6 197/25 200/10</p> <p>exchange [1] 182/16</p> <p>excluded [1] 93/5</p> <p>excluding [1] 155/4</p> <p>excuse [3] 93/23 93/23 207/16</p> <p>executed [2] 172/15 176/21</p> <p>execution [1] 168/17</p> <p>exemplar [3] 19/20 19/22 20/3</p> <p>exemplars [1] 14/21</p> <p>exhibit [23] 97/23 98/21 99/15 100/6 124/15 138/13 138/22 141/8 141/16 141/17 141/20 141/22 142/3 144/16 144/19 198/9 198/10 199/9 199/12 199/13 205/11 205/14 210/14</p> <p>Exhibit 114 [2] 141/8 141/16</p> <p>Exhibit 1437 [1] 141/22</p> <p>Exhibit 1793 [1] 124/15</p> <p>Exhibit 77 [3] 138/22 144/16 144/19</p> <p>Exhibit 84A [1] 138/13</p> <p>exhibits [2] 3/17 198/16</p> <p>exist [3] 134/8 140/3 142/19</p> <p>existence [2] 127/2 127/8</p> <p>existing [2] 27/14 195/8</p> <p>exiting [2] 15/5 32/23</p> <p>expect [2] 84/25 85/2</p> <p>expected [2] 168/6 171/19</p> <p>experience [15] 15/4 48/2 50/20 50/24 57/20 58/4 58/6 58/7 58/9 58/15 58/22 59/4 59/8 59/10 209/1</p> <p>experienced [3] 6/21 23/12 51/10</p> <p>expert [2] 12/1 212/3</p> <p>experts [2] 7/12 212/8</p> <p>expire [1] 68/11</p> <p>explain [2] 50/4 51/12</p> <p>explained [1] 52/4</p>	<p>exposing [1] 7/8</p> <p>exposure [2] 9/10 9/10</p> <p>expressly [1] 105/2</p> <p>extensive [1] 75/4</p> <p>extent [5] 49/13 71/7 72/3 125/3 185/12</p> <p>extra [1] 161/2</p> <p>extraction [1] 42/16</p> <p>extraordinary [1] 8/10</p> <p>extremely [1] 165/25</p> <hr/> <p>F</p> <p>face [1] 161/6</p> <p>facilitate [3] 51/16 52/20 53/4</p> <p>facilitated [3] 46/4 46/7 58/14</p> <p>facilitating [4] 53/5 53/23 54/7 63/25</p> <p>facilitation [1] 52/21</p> <p>facilitator [5] 102/13 102/14 102/15 102/17 102/18</p> <p>facilities [4] 20/22 22/2 34/3 34/6</p> <p>facility [3] 14/20 23/10 23/10</p> <p>fact [4] 136/1 146/22 156/21 168/9</p> <p>facts [2] 42/21 132/9</p> <p>fair [19] 26/16 29/4 31/12 33/22 38/21 53/19 58/7 58/20 60/10 76/20 82/15 82/18 90/6 90/21 91/22 91/23 159/11 171/10 177/17</p> <p>fairly [1] 34/17</p> <p>familiar [6] 15/5 48/6 83/6 97/2 98/8 114/14</p> <p>familiarity [1] 29/10</p> <p>far [7] 10/9 27/7 34/17 106/1 156/2 156/3 156/3</p> <p>fashion [3] 152/9 152/21 184/21</p> <p>fashioned [2] 109/7 109/17</p> <p>fast [2] 100/13 108/12</p> <p>father [2] 116/21 146/18</p> <p>favoritism [5] 38/3 39/22 39/25 40/3 40/5</p> <p>feasibility [1] 24/11</p> <p>feasibly [1] 24/7</p> <p>February [2] 113/22 141/9</p> <p>February 1 [1] 141/9</p> <p>feed [1] 201/12</p> <p>feel [6] 26/3 30/20 30/22 37/8 44/20 60/6</p> <p>feeling [2] 9/19 9/21</p> <p>feels [1] 198/23</p> <p>feet [1] 22/20</p> <p>fellow [1] 16/24</p> <p>felony [1] 93/5</p> <p>felt [1] 30/24</p> <p>FETAZ [1] 2/4</p> <p>few [4] 27/5 79/21 93/18 110/10</p>
---	---	---	---	---

F	160/5	forwarded [2] 110/14 110/15	153/9 154/13	106/15 107/13
fewer [1] 27/19	following [5] 102/24 125/18 145/8 168/13 171/23	found [4] 32/22 38/19 42/15 203/2	gist [1] 77/9	gone [2] 35/2 80/21
fifth [1] 187/13		foundation [11] 24/2 25/9 26/12 26/14 124/12 124/18 124/21 148/17 181/16 199/22 200/4	give [25] 6/23 8/19 18/18 18/23 19/25 21/25 31/7 31/8 32/19 38/2 38/12 53/13 67/13 74/8 99/10 109/15 110/18 128/3 147/1 152/4 159/21 168/5 198/21 210/10 210/22	GONZALEZ [1] 1/11
figure [1] 142/20	follows [16] 14/15 41/5 41/10 84/13 112/9 113/23 120/6 122/22 123/9 127/5 131/18 133/18 143/4 152/17 170/22 189/17	frame [2] 140/16 177/3	given [19] 4/6 14/20 16/2 27/22 28/2 28/22 30/14 30/17 34/2 37/16 69/4 110/19 125/8 136/1 144/3 152/7 152/18 161/13 205/22	good [22] 4/4 5/11 8/24 8/25 12/15 21/7 31/13 39/17 49/23 88/13 98/12 112/17 112/21 114/10 158/23 160/21 171/24 177/12 182/8 183/22 184/17 187/12
file [3] 5/5 28/14 186/21	force [45] 4/24 8/13 46/5 46/5 46/8 46/9 46/11 51/6 51/16 51/17 51/20 51/23 51/24 51/24 53/18 54/11 57/14 59/14 59/19 59/23 60/4 60/4 60/9 60/12 60/15 64/1 96/15 96/23 97/11 98/1 98/3 100/17 100/18 100/22 101/19 102/7 103/11 103/11 103/13 103/18 107/18 107/22 108/16 108/17 108/21	frankly [1] 5/18	giving [9] 18/12 20/11 26/10 28/8 150/4 162/25 172/18 176/24 211/12	gosh [2] 17/14 211/2
filed [8] 5/8 5/8 5/14 126/11 126/20 133/10 133/20 203/20	forecasting [1] 167/9	Friday [3] 5/15 7/12 10/23	globally [1] 59/1	got [19] 9/2 11/25 14/9 23/1 65/3 79/9 84/8 100/15 108/14 110/15 110/17 110/18 112/24 113/17 123/21 125/8 182/11 205/14 213/7
files [1] 128/3	FOREGOING [1] 214/3	front [8] 10/13 28/13 78/11 96/22 96/25 98/3 98/6 104/14	go [63] 10/2 11/13 27/17 28/15 37/25 41/4 41/6 42/22 43/13 43/14 48/15 50/15 52/25 53/9 53/10 55/21 63/3 65/3 68/9 71/21 76/1 80/4 82/22 90/10 109/15 111/22 111/24 112/1 112/23 114/13 123/22 125/12 126/1 130/20 131/9 131/23 132/9 132/22 133/5 133/14 140/6 146/14 151/15 153/11 154/20 156/24 157/8 157/10 159/4 162/7 166/16 167/12 170/14 173/25 174/9 174/10 176/25 183/11 185/16 199/1 205/11 206/3 212/6	governing [1] 106/3
filing [8] 115/8 134/14 137/25 138/18 138/21 139/10 142/15 179/16	form [87] 17/7 17/7 17/8 20/20 22/3 24/2 24/25 25/9 25/19 26/11 30/7 32/1 33/11 35/13 35/25 36/21 37/4 37/17 38/23 42/19 43/8 43/19 48/9 49/6 49/17 57/23 61/7 62/9 63/20 64/10 64/21 65/9 65/21 66/6 66/17 67/1 67/15 69/17 69/19 71/1 71/16 72/17 75/23 76/23 80/7 85/4 85/6 85/24 87/17 88/1 92/13 92/23 93/9 94/18 94/25 95/6 96/3 96/11 105/13 106/11 106/19 106/21 132/8 132/25 133/13 138/13 138/23 140/5 146/1 146/5 151/15 152/10 152/22 163/12 170/13 171/12 177/18 183/20 185/9 186/18 189/11 190/1 195/23 196/10 206/8 207/2 210/7	frustrated [1] 183/25	goal [1] 36/4	government [2] 69/12 104/4
filling [1] 26/2	formalized [3] 211/13 211/16 211/19	full [4] 112/12 137/23 212/20 212/24	going [75] 5/5 6/21 7/4 9/21 10/21 11/13 11/14 11/23 12/20 13/23 15/4 23/13 27/19 30/13 30/25 37/10 49/23 51/4 52/2 61/18 69/20 69/21 73/24 78/9 83/9 83/18 98/10 109/7 109/18 110/19 111/4 111/8 111/20 111/25 112/5 112/14 113/2 113/5 117/8 118/2 118/13 124/9 124/23 125/8 125/23 125/25 135/24 144/8 148/23 153/6 156/11 157/23 162/1 162/10 163/12 170/11 171/1 171/16 171/22 179/5 179/6 182/10 182/14 186/18 186/23 198/8 198/25 199/1 199/6 199/11 199/21 199/24 200/7 204/3 212/23	governments [1] 69/7
final [6] 50/17 55/20 96/15 96/24 97/11 98/5	formally [2] 126/11 126/20	function [2] 55/5 106/3	goldwater [9] 79/12 101/5 102/3 103/21 105/18 106/8 106/14	governor [5] 46/9 47/14 52/1 60/8 60/14
finalized [4] 210/23 211/16 211/18 211/20	forms [4] 17/8 116/4 116/5 116/5	functions [1] 206/24		governor's [10] 4/24 8/13 46/5 96/15 96/22 97/11 97/25 98/3 103/10 103/18
finally [2] 50/21 51/13	fortunate [1] 197/22	funded [1] 116/9		government [2] 69/12 104/4
finance [14] 135/6 136/22 190/12 190/16 190/21 190/23 191/3 191/15 191/16 191/18 191/20 206/18 206/18 206/19	forth [4] 112/8 167/1 172/11 176/17	funny [1] 175/24		governments [1] 69/7
financial [1] 190/15	fortunate [1] 197/22	further [4] 17/20 80/5 85/10 86/19		governor [5] 46/9 47/14 52/1 60/8 60/14
financials [1] 192/3	forwarded [2] 110/14 110/15	future [1] 168/4		governor's [10] 4/24 8/13 46/5 96/15 96/22 97/11 97/25 98/3 103/10 103/18
fine [7] 83/25 94/1 101/5 104/20 147/14 149/14 157/21	formal [3] 136/18 148/11 182/1			grabbed [1] 100/3
fingerprinted [1] 103/6	formalized [3] 211/13 211/16 211/19			grade [12] 21/25 23/18 23/19 28/16 28/19 30/4 30/6 30/22 31/23 32/12 33/6 33/9
finish [8] 21/19 43/3 53/10 83/20 83/21 111/22 124/5 212/16	formally [2] 126/11 126/20			graded [4] 31/15 31/16 31/18 31/24
finished [1] 30/18	format [2] 102/17 159/13			grader [6] 15/9 22/22 27/8 34/9 35/11 36/4
Firefly [3] 178/22 187/13 187/17	formed [1] 114/22			graders [13] 16/24 18/4 27/22 28/2 28/8 28/12 28/15 33/8 33/20 33/21 37/1 37/15 39/9
firm [3] 9/16 44/9 161/6	forms [4] 17/8 116/4 116/5 116/5			grading [6] 26/18 28/21 30/18 30/21 31/21 32/5
first [36] 9/1 29/6 30/23 30/23 32/7 32/21 33/23 37/24 41/9 43/3 45/24 46/13 46/16 48/21 69/24 74/20 113/12 113/13 114/13 114/19 126/25 127/6 137/23 147/9 147/10 147/14 160/25 161/3 161/12 161/20 170/19 172/9 176/15 206/3 209/15 209/16	Fort [2] 201/2 203/5			grant [6] 126/6 135/5 135/17 136/21 170/11 171/2
five [11] 14/6 39/19 44/13 75/2 75/5 75/19 107/17 158/17 195/18 195/21 206/3	forth [4] 112/8 167/1 172/11 176/17			granted [4] 134/25 137/8 137/17 146/4
flesh [2] 53/14 102/20	fortunate [1] 197/22			grantor [3] 116/6 116/7 116/11
fleshed [2] 85/11 86/20	forwarded [2] 110/14 110/15			Great [4] 96/20 96/22 97/18 109/4
floor [7] 22/22 23/1 23/2 23/4 23/15 23/20 24/1	forwarding [5] 102/24 125/18 145/8 168/13 171/23			greater [2] 92/10 92/12
flying [1] 11/18	follows [16] 14/15 41/5 41/10 84/13 112/9 113/23 120/6 122/22 123/9 127/5 131/18 133/18 143/4 152/17 170/22 189/17			Green [8] 122/2 130/3 130/6 143/1 143/8 144/23 145/6 148/7
focus [1] 68/19	force [45] 4/24 8/13 46/5 46/5 46/8 46/9 46/11 51/6 51/16 51/17 51/20 51/23 51/24 51/24 53/18 54/11 57/14 59/14 59/19 59/23 60/4 60/4 60/9 60/12 60/15 64/1 96/15 96/23 97/11 98/1 98/3 100/17 100/18 100/22 101/19 102/7 103/11 103/11 103/13 103/18 107/18 107/22 108/16 108/17 108/21			Greenspun [3] 121/9 121/12 144/9
focused [1] 209/14	form [87] 17/7 17/7 17/8 20/20 22/3 24/2 24/25 25/9 25/19 26/11 30/7 32/1 33/11 35/13 35/25 36/21 37/4 37/17 38/23 42/19 43/8 43/19 48/9 49/6 49/17 57/23 61/7 62/9 63/20 64/10 64/21 65/9 65/21 66/6 66/17 67/1 67/15 69/17 69/19 71/1 71/16 72/17 75/23 76/23 80/7 85/4 85/6 85/24 87/17 88/1 92/13 92/23 93/9 94/18 94/25 95/6 96/3 96/11 105/13 106/11 106/19 106/21 132/8 132/25 133/13 138/13 138/23 140/5 146/1 146/5 151/15 152/10 152/22 163/12 170/13 171/12 177/18 183/20 185/9 186/18 189/11 190/1 195/23 196/10 206/8 207/2 210/7			Gross [1] 131/21
folks [1] 69/11	formal [3] 136/18 148/11 182/1			Grouchy's [2] 175/23 177/25
follow [10] 15/20 33/17 39/20 65/16 65/20 66/4 66/14 66/16 66/21 160/5	formalized [3] 211/13 211/16 211/19			grounds [4] 90/9 122/17 124/18 124/18
follow-up [2] 33/17	formally [2] 126/11 126/20			group [45] 16/10 38/7 54/2 55/20 57/8 60/13 60/21 68/21 69/1 69/1 69/13 70/9 70/9 70/19

G
group... [31] 70/20
 72/21 76/13 84/16
 84/19 84/21 100/21
 100/23 100/24 100/25
 101/1 101/12 101/18
 101/24 102/1 102/6
 102/7 102/16 102/19
 102/24 103/13 103/17
 105/6 106/25 107/6
 107/7 107/10 107/15
 107/18 107/21 108/20
group's [1] 100/23
groups [21] 46/11
 51/21 51/21 52/9 52/9
 53/2 56/16 56/19 56/20
 56/21 56/23 57/1 57/7
 60/14 68/20 68/24
 68/24 69/5 69/7 69/9
 69/15
Grove [1] 78/4
Grown [1] 181/6
GTI [2] 169/11 197/3
guarantee [1] 10/18
guess [17] 16/6 16/19
 42/2 51/4 71/6 74/2
 75/18 89/19 118/2
 132/21 146/13 146/17
 150/2 176/14 193/15
 194/19 209/13
guessing [3] 52/12
 147/12 147/13
guidance [1] 64/2
guideline [1] 27/8
guiding [4] 103/25
 104/1 104/4 104/10
GUTIERREZ [1] 2/13
guy [2] 10/8 10/8
guys [3] 38/8 84/9
 213/13
GV [9] 121/5 121/9
 121/11 122/3 122/16
 122/25 123/6 123/13
 166/11

H
had [126] 5/9 5/23 6/24
 7/23 9/14 9/19 9/21
 11/4 12/14 13/21 22/19
 26/3 26/19 28/17 30/14
 30/22 31/13 31/24
 32/12 36/5 38/16 38/18
 39/6 39/9 46/11 47/23
 48/2 53/11 55/7 55/13
 56/6 56/19 57/20 58/15
 58/19 59/3 63/24 65/6
 66/4 68/2 68/8 71/19
 71/20 71/22 72/8 72/22
 74/23 75/2 75/3 75/20
 76/18 76/21 77/15
 78/10 84/25 92/4 92/10
 92/12 93/5 94/16 96/1
 101/12 102/12 115/23
 117/24 118/14 129/4
 130/16 135/6 135/19
 136/22 137/8 139/20
 139/21 139/24 140/1
 147/6 147/10 148/14

148/21 149/4 153/8
 153/13 154/1 154/21
 154/22 155/1 156/18
 163/4 166/10 166/12
 168/20 168/24 171/25
 172/10 172/16 174/20
 175/10 175/18 176/5
 176/16 176/22 177/24
 178/8 179/17 180/3
 184/3 184/3 184/16
 184/20 185/10 189/3
 189/4 189/10 189/19
 190/1 192/7 194/10
 196/7 205/1 205/4
 205/6 209/10 209/19
 210/20 211/11
hadn't [1] 82/7
half [9] 12/2 73/18
 83/17 111/7 111/11
 111/12 147/21 188/24
 212/13
hand [5] 17/14 28/25
 97/5 98/16 112/5
handed [2] 28/10 28/11
handle [2] 47/20
 159/10
handled [1] 47/20
Hang [1] 144/19
Hank's [1] 148/7
happen [6] 53/4 79/10
 81/23 83/11 83/12
 125/9
happened [14] 78/17
 80/22 80/24 81/14
 81/20 81/21 81/22 82/3
 82/19 82/20 83/11
 91/16 142/20 177/4
happening [3] 117/20
 160/9 169/15
happens [4] 6/2 14/11
 81/24 82/3
hard [3] 74/5 83/16
 111/2
has [32] 6/6 7/25 8/9
 9/4 9/13 11/22 14/8
 62/25 64/15 65/19
 97/23 100/2 109/21
 109/24 109/25 110/2
 110/5 110/9 110/10
 112/24 119/25 120/7
 124/12 129/2 131/5
 131/6 139/19 197/3
 197/13 204/1 208/25
 212/9
hasn't [2] 7/22 7/23
hate [1] 7/20
have [260]
haven't [2] 128/1
 158/14
haves [1] 136/12
having [20] 30/5 41/9
 57/6 61/20 71/8 73/1
 75/19 79/15 112/7
 125/19 130/5 160/20
 161/7 163/8 172/12
 176/18 187/16 195/9
 195/18 210/11
HAWKINS [1] 1/24
he [88] 5/18 5/20 9/7

9/13 9/14 9/15 9/25
 9/25 10/22 11/22 12/1
 15/11 15/12 109/25
 110/2 110/5 110/8
 110/9 110/9 110/11
 110/14 121/12 121/13
 121/14 121/18 121/23
 125/21 125/21 125/22
 131/7 131/7 131/8
 131/8 131/9 139/2
 139/3 139/8 139/11
 139/14 142/11 142/24
 143/5 143/9 143/17
 143/20 162/24 163/16
 163/16 163/20 164/3
 167/18 173/12 175/15
 175/16 180/1 180/3
 180/7 180/8 180/10
 180/12 180/13 180/15
 180/20 180/20 180/21
 180/23 181/2 181/19
 182/8 182/9 183/16
 183/17 183/22 183/23
 183/25 184/3 184/9
 184/10 184/12 184/16
 185/10 197/13 197/20
 209/5 212/9 213/1
 213/2 213/4
he's [14] 10/9 69/25
 110/14 110/14 110/19
 110/19 113/2 116/21
 141/16 142/8 143/17
 146/20 150/3 212/11
head [2] 155/10 203/9
heads [4] 163/18
 210/10 210/22 211/12
heads-up [3] 210/10
 210/22 211/12
health [14] 12/8 47/21
 58/17 60/3 69/8 69/10
 121/5 121/9 121/11
 122/3 122/16 122/25
 123/6 123/13
hear [10] 85/14 86/16
 93/15 102/10 113/18
 152/15 162/22 166/16
 166/24 212/22
heard [2] 81/25 162/19
hearing [18] 5/15
 11/16 12/2 30/9 40/19
 42/14 42/15 43/6 49/3
 50/23 55/19 60/11
 61/21 77/12 108/3
 108/4 108/8 212/10
hearings [3] 50/8
 50/19 72/16
heightened [1] 8/14
held [4] 109/23 121/14
 178/21 207/10
Hello [1] 33/15
help [8] 16/21 20/21
 55/8 55/11 78/7 142/19
 173/8 209/5
helped [5] 16/18 46/5
 51/15 53/2 150/25
helping [2] 53/4 55/22
helps [1] 13/1
Henderson [20] 60/1
 115/9 132/5 133/11

133/22 134/9 135/11
 143/14 144/2 144/5
 160/22 190/17 191/19
 191/23 192/22 192/25
 194/4 197/4 197/8
 204/8
her [40] 17/12 17/17
 18/12 19/12 20/11 43/8
 71/24 72/3 72/19 72/22
 73/2 73/8 75/23 88/4
 88/8 90/4 90/5 94/7
 130/17 144/10 144/11
 149/23 150/11 150/14
 150/17 150/23 150/23
 150/25 151/2 152/4
 152/11 152/24 191/9
 191/10 191/16 192/7
 192/8 193/15 194/25
 195/1
here [39] 4/20 6/9 6/14
 7/20 8/2 8/9 9/13 9/14
 10/1 10/4 10/23 11/5
 11/22 29/9 56/24 69/25
 78/18 81/19 83/15
 86/16 96/14 96/19
 97/10 97/15 101/3
 134/3 143/16 143/25
 145/11 145/12 172/22
 190/10 192/13 196/14
 198/12 201/17 206/1
 212/9 212/23
here's [1] 10/7
Hernandez [4] 55/23
 153/9 154/13 185/21
high [2] 9/9 9/10
highest [2] 32/16 61/5
highlight [1] 107/8
highly [2] 4/25 37/8
him [105] 5/23 10/1
 10/4 10/24 75/15 75/17
 75/21 76/17 76/18
 76/21 94/2 110/8
 112/23 125/19 128/24
 130/25 131/6 131/7
 142/7 143/22 147/6
 147/11 147/15 148/21
 148/24 154/1 154/4
 154/7 154/8 154/9
 154/10 156/6 163/5
 163/11 163/17 163/17
 164/4 164/5 164/7
 164/8 164/11 164/18
 165/21 165/21 165/22
 165/24 166/1 166/4
 166/10 167/7 167/7
 167/9 167/13 167/16
 167/24 168/2 168/4
 168/5 168/7 171/19
 171/22 171/24 172/4
 172/6 172/12 172/15
 174/15 174/17 174/20
 175/8 175/10 175/18
 175/19 175/19 175/21
 176/4 176/6 176/7
 176/9 176/11 176/14
 176/18 176/21 178/10
 179/15 179/23 179/24
 180/3 180/15 180/18
 181/4 181/9 181/19

183/17 183/24 184/4
 184/7 187/16 197/15
 197/16 197/17 210/10
 210/22 211/12 212/16
hire [6] 30/4 30/11
 149/8 151/2 191/16
 195/1
hired [8] 30/10 33/21
 34/5 34/22 35/18
 149/11 150/14 191/17
hiring [3] 33/20 150/17
 150/23
his [30] 5/19 7/8 7/8
 7/17 9/6 9/8 9/9 73/24
 74/2 74/15 109/22
 109/22 121/4 121/12
 125/6 131/10 143/22
 147/7 154/1 154/4
 154/22 170/13 177/7
 177/8 180/1 183/5
 183/16 185/20 197/21
 197/23
histories [1] 87/2
history [4] 7/8 48/2
 85/2 85/21
hold [10] 90/3 90/3
 149/24 159/4 170/2
 172/19 172/20 172/21
 193/10 212/22
holder [3] 45/2 66/24
 67/13
holders [4] 68/14
 71/15 77/13 77/21
holding [1] 103/5
Holdings [20] 78/22
 114/14 114/16 114/17
 114/20 114/24 115/5
 115/10 115/13 115/14
 115/24 117/21 118/11
 119/8 120/1 120/8
 122/15 122/25 123/6
 123/13
Holifield [1] 212/8
Holmes [2] 3/7 33/15
home [1] 111/22
honestly [1] 81/10
Honor [39] 8/24 12/25
 13/10 13/20 14/2 40/16
 40/25 83/16 83/23 84/3
 84/3 97/21 98/10
 108/24 109/3 109/9
 109/20 110/4 110/21
 111/16 113/10 118/13
 122/17 124/12 124/17
 125/17 125/24 126/16
 155/23 156/6 156/10
 172/22 173/6 182/14
 182/24 198/8 198/20
 199/7 212/12
HONORABLE [1] 1/11
hopefully [3] 27/4 27/5
 111/19
hopes [1] 209/9
hoping [2] 110/13
 197/21
hour [7] 12/2 73/18
 83/17 111/7 111/11
 111/11 111/11
hours [5] 34/16 111/3

H	81/12 81/15 81/17 81/23 82/9 82/11 82/24 83/1 83/3 83/5 83/8 86/9 88/7 88/23 91/8 91/9 91/13 91/13 94/1 94/6 98/22 101/15 104/17 106/24 109/11 110/4 110/13 111/25 112/21 113/10 115/17 117/8 118/4 118/13 122/3 122/6 124/9 124/23 125/10 125/17 126/15 127/15 128/2 130/11 131/2 131/10 132/11 134/2 134/12 135/7 136/12 137/11 144/8 144/14 144/16 144/16 145/12 145/20 146/12 146/22 147/6 147/18 148/23 148/23 150/6 151/12 153/19 154/21 157/23 158/7 158/13 161/6 162/1 163/12 167/19 168/23 168/24 170/1 170/17 172/10 175/13 176/16 177/1 177/10 179/5 181/6 182/10 182/14 182/23 184/20 186/18 186/23 187/2 189/14 190/19 190/22 195/20 197/25 198/8 198/25 199/16 199/21 200/10 200/24 203/16 204/6 204/25 205/1 205/18 205/19 206/3 206/10 206/17 208/1 208/2 209/3 209/24 212/22 I've [12] 10/22 10/24 13/23 29/8 37/11 51/10 53/15 110/17 110/18 112/1 138/7 158/13	50/14 51/7 53/13 54/2 56/6 56/12 57/16 60/18 61/9 61/12 62/25 63/24 64/4 68/18 69/22 70/13 72/7 74/2 74/2 75/3 75/10 75/11 75/11 75/13 75/15 75/17 76/20 77/7 77/15 77/15 78/1 78/5 78/9 78/16 81/16 81/19 82/7 82/21 89/22 90/13 90/22 91/2 91/15 91/16 93/4 94/2 97/4 97/24 100/12 101/12 101/12 102/12 104/18 106/14 107/17 108/12 110/18 111/22 111/22 112/4 112/22 114/7 114/10 117/18 128/19 129/4 131/6 131/6 131/7 131/8 131/12 132/18 136/18 136/24 139/23 140/8 141/6 143/10 143/17 144/24 147/5 148/20 148/24 149/14 151/23 152/6 153/7 155/1 158/1 159/11 159/23 163/9 168/7 169/1 170/19 171/22 172/25 176/5 177/6 177/13 180/18 181/19 182/15 182/21 183/16 184/21 184/23 185/3 187/4 190/5 195/14 195/14 197/21 198/20 198/24 199/3 201/7 203/16 204/15 206/17 206/25 207/9 207/9 207/9 209/10 211/25 212/16	99/5 99/17 99/23 100/10 100/12 101/5 101/21 102/9 102/22 103/3 104/1 104/25 105/3 107/1 107/5 108/25 109/3 212/23 INC [1] 1/25 include [12] 59/2 64/19 85/20 87/1 89/24 90/15 90/17 90/22 91/3 106/8 187/8 189/6 included [8] 4/8 4/15 24/16 91/10 93/12 105/8 129/17 208/17 includes [3] 194/3 198/7 200/17 including [4] 57/19 58/20 72/14 107/15 incorporate [1] 109/11 incorrect [2] 42/18 190/24 incredibly [1] 183/25 indicate [7] 82/2 107/9 126/10 126/19 134/10 181/2 205/20 indicated [6] 17/1 42/17 55/9 68/21 110/9 110/19 indicates [3] 78/18 155/10 203/9 indicating [2] 118/6 128/6 indirectly [1] 93/20 indiscernible [6] 40/5 42/14 49/25 52/19 53/14 118/14 individual [5] 4/22 101/3 101/9 102/2 103/20 individually [2] 28/20 103/3 individuals [11] 5/2 7/21 8/5 37/13 181/3 205/24 206/1 206/6 206/16 207/12 207/15 industries [3] 106/4 130/3 130/6 industry [7] 58/11 60/25 61/18 71/23 72/4 104/4 188/13 inform [8] 33/21 170/9 170/23 171/8 171/24 176/7 184/19 207/14 informal [1] 167/5 information [30] 4/8 4/15 15/18 26/10 53/21 53/23 54/10 73/21 74/14 74/16 91/12 128/15 132/15 132/16 162/20 162/25 163/20 163/21 163/22 163/22 163/24 164/9 185/4 185/5 200/21 210/3 210/6 210/14 210/16 210/17 informed [5] 30/2 80/20 150/22 171/15 207/11 informing [14] 162/17	163/11 169/12 172/4 172/5 174/15 174/16 175/19 175/19 175/21 176/6 177/2 182/1 208/14 initial [1] 51/18 initiated [1] 63/1 initiative [10] 46/15 48/22 49/9 49/14 61/13 67/8 68/13 68/16 104/16 104/17 injunction [7] 42/14 42/15 43/6 49/3 60/11 61/21 77/12 input [1] 51/18 inquired [2] 119/25 120/7 inquiry [1] 135/23 inside [1] 19/15 insist [1] 10/4 inspected [1] 185/17 inspection [2] 34/3 203/18 inspector [3] 23/12 24/21 34/5 inspectors [1] 136/14 instance [2] 54/2 70/18 instead [2] 35/3 109/14 instructed [1] 27/12 Integral [71] 84/6 113/14 113/21 114/17 115/2 115/3 115/6 115/11 119/21 119/25 120/7 120/19 120/23 121/10 122/2 126/5 127/1 127/7 127/14 127/21 130/7 130/15 133/10 133/21 134/9 135/3 135/11 135/15 136/20 136/24 137/23 138/22 139/2 139/5 139/13 139/17 139/19 140/3 140/12 140/23 142/19 142/24 143/5 143/11 143/11 143/19 143/20 143/23 144/21 144/25 145/3 145/5 145/13 148/14 156/18 156/21 157/25 159/1 166/11 167/10 169/11 191/24 192/1 192/1 192/4 192/12 193/7 193/10 193/14 195/9 207/12 Integral's [2] 210/4 210/15 intend [3] 84/4 178/2 178/3 intended [1] 114/10 intending [2] 175/9 175/9 intense [4] 34/15 34/17 34/17 34/20 intention [1] 150/17 intents [3] 196/2 206/18 206/22 interacting [1] 69/14 interaction [1] 72/25 interest [40] 92/10
I	81/12 81/15 81/17 81/23 82/9 82/11 82/24 83/1 83/3 83/5 83/8 86/9 88/7 88/23 91/8 91/9 91/13 91/13 94/1 94/6 98/22 101/15 104/17 106/24 109/11 110/4 110/13 111/25 112/21 113/10 115/17 117/8 118/4 118/13 122/3 122/6 124/9 124/23 125/10 125/17 126/15 127/15 128/2 130/11 131/2 131/10 132/11 134/2 134/12 135/7 136/12 137/11 144/8 144/14 144/16 144/16 145/12 145/20 146/12 146/22 147/6 147/18 148/23 148/23 150/6 151/12 153/19 154/21 157/23 158/7 158/13 161/6 162/1 163/12 167/19 168/23 168/24 170/1 170/17 172/10 175/13 176/16 177/1 177/10 179/5 181/6 182/10 182/14 182/23 184/20 186/18 186/23 187/2 189/14 190/19 190/22 195/20 197/25 198/8 198/25 199/16 199/21 200/10 200/24 203/16 204/6 204/25 205/1 205/18 205/19 206/3 206/10 206/17 208/1 208/2 209/3 209/24 212/22 I've [12] 10/22 10/24 13/23 29/8 37/11 51/10 53/15 110/17 110/18 112/1 138/7 158/13	III [1] 2/6 image [5] 10/15 10/17 13/7 13/8 13/8 image [5] 10/15 10/17 13/7 13/8 13/8 immediate [1] 109/14 immediately [1] 110/15 impact [9] 20/13 20/18 21/3 21/3 21/24 87/15 90/15 91/5 92/5 impartial [3] 31/4 31/8 33/22 impartially [2] 31/15 36/10 implement [5] 65/15 94/16 94/22 96/1 96/8 implementation [6] 46/10 94/13 95/16 95/23 96/23 98/4 importance [1] 31/4 impossible [2] 208/9 208/10 impracticable [1] 105/9 impractical [1] 105/9 impression [1] 11/25 improper [1] 106/17 in [443] in-kind [1] 79/24 inaudible [27] 15/3 34/9 70/2 85/16 86/6 89/10 93/22 94/7 99/3	individually [2] 28/20 103/3 individuals [11] 5/2 7/21 8/5 37/13 181/3 205/24 206/1 206/6 206/16 207/12 207/15 industries [3] 106/4 130/3 130/6 industry [7] 58/11 60/25 61/18 71/23 72/4 104/4 188/13 inform [8] 33/21 170/9 170/23 171/8 171/24 176/7 184/19 207/14 informal [1] 167/5 information [30] 4/8 4/15 15/18 26/10 53/21 53/23 54/10 73/21 74/14 74/16 91/12 128/15 132/15 132/16 162/20 162/25 163/20 163/21 163/22 163/22 163/24 164/9 185/4 185/5 200/21 210/3 210/6 210/14 210/16 210/17 informed [5] 30/2 80/20 150/22 171/15 207/11 informing [14] 162/17	identified [16] 17/24 18/3 33/8 44/21 120/13 120/20 124/14 133/11 133/22 135/23 190/18 192/21 196/21 199/8 202/15 205/4 identifies [3] 200/22 201/11 201/16 identify [8] 93/6 122/2 122/7 129/24 166/1 180/10 191/21 198/16 identifying [3] 92/8 195/5 195/12 identity [1] 162/3 if [161] 4/7 4/11 5/2 5/17 6/20 7/1 9/2 9/6 9/12 9/19 10/1 11/21 11/22 13/1 14/8 16/9 18/24 19/1 20/14 21/7 22/16 22/21 23/9 23/13 23/17 25/16 26/9 32/12 32/13 32/22 37/10 38/16 38/17 44/25
I'd [7] 4/19 7/20 81/12 114/9 148/20 160/25 178/12 I'll [18] 7/7 8/17 9/2 33/17 51/5 70/1 70/4 83/25 90/7 100/9 138/8 157/4 159/21 159/23 179/17 195/23 196/10 200/2 I'm [180] 4/9 4/20 6/16 7/4 8/7 10/8 10/21 11/14 13/18 15/2 15/3 15/5 21/6 23/5 26/4 27/17 27/19 27/19 29/25 37/8 37/10 40/4 40/11 42/2 44/5 44/23 48/22 52/24 53/10 56/5 56/7 56/9 56/9 57/5 57/5 57/5 57/10 58/21 59/11 60/18 62/6 64/4 67/25 68/10 71/6 71/20 72/6 73/24 73/24 74/7 75/3 75/10 75/14 78/4 78/6 78/6 78/15 79/10 81/3 81/5 81/6 81/10				

<p>I</p> <p>interest... [39] 92/12 105/11 115/24 122/14 122/24 123/5 123/11 124/10 124/14 124/24 125/4 125/16 126/12 126/14 126/21 127/2 127/9 128/7 129/11 129/18 129/20 130/4 130/8 130/14 130/18 130/19 131/18 132/6 133/12 133/14 133/23 134/11 137/1 137/20 137/24 138/12 189/10 189/19 190/2</p> <p>interested [7] 11/15 53/6 163/3 163/8 163/9 179/21 205/6</p> <p>interesting [1] 163/3</p> <p>interests [1] 115/6</p> <p>internal [1] 63/24</p> <p>internally [2] 53/25 54/24</p> <p>Internet [2] 99/25 100/4</p> <p>interpret [5] 37/9 94/16 94/22 96/1 96/8</p> <p>interpretation [2] 94/13 95/23</p> <p>interpretations [1] 95/15</p> <p>interrupt [1] 145/21</p> <p>interrupting [1] 141/18</p> <p>intervenor's [1] 9/24</p> <p>interview [3] 29/13 30/1 31/3</p> <p>interviewed [1] 191/15</p> <p>into [19] 11/4 13/24 28/4 30/20 52/3 54/17 85/22 86/10 87/3 118/11 128/24 130/8 141/24 149/24 166/2 173/25 199/13 210/20 211/10</p> <p>introduced [1] 155/20</p> <p>introducing [1] 161/4</p> <p>introduction [2] 148/12 155/13</p> <p>introductory [1] 161/2</p> <p>investigation [1] 145/24</p> <p>investing [1] 209/4</p> <p>investment [1] 132/2</p> <p>involve [1] 15/24</p> <p>involved [22] 31/12 46/13 52/22 52/25 56/5 56/9 57/8 63/18 70/10 94/13 95/14 95/23 103/21 150/23 207/19 207/22 208/1 208/2 208/8 208/9 208/10 208/12</p> <p>involvement [5] 54/14 56/11 57/11 63/17 74/18</p> <p>involving [1] 207/23</p> <p>Inyo [1] 101/5</p> <p>is [355]</p>	<p>isn't [5] 65/20 66/2 125/20 175/10 182/15</p> <p>issuance [1] 68/13</p> <p>issue [17] 8/1 9/19 10/15 10/24 11/2 11/11 13/7 16/8 54/3 54/4 57/6 72/7 76/14 101/24 106/18 110/17 151/23</p> <p>issued [1] 130/2</p> <p>issues [18] 6/9 7/25 12/10 12/21 13/3 25/8 46/10 46/12 51/16 54/23 70/20 71/8 101/21 101/25 102/25 104/3 105/22 111/14</p> <p>it [428]</p> <p>it's [81] 4/3 6/21 8/4 8/8 8/8 10/16 12/25 22/16 29/10 34/17 41/19 44/10 48/19 53/15 54/8 58/20 61/20 66/13 66/13 66/13 81/5 82/25 83/16 89/21 91/2 93/21 96/19 97/8 97/15 98/10 98/19 111/2 111/18 116/6 118/23 121/4 125/3 135/9 138/13 141/8 141/22 146/17 149/1 154/11 157/25 158/1 158/2 158/13 158/14 159/11 161/15 166/16 170/4 171/7 172/1 173/18 177/8 177/13 182/11 182/12 182/12 182/17 185/12 186/24 191/2 195/3 195/5 198/13 202/21 205/13 206/25 207/21 208/7 208/8 208/11 208/12 209/20 209/21 209/21 210/2 211/24</p> <p>item [3] 31/22 31/23 31/24</p> <p>items [2] 33/2 53/3</p> <p>its [7] 53/18 94/22 96/8 130/7 148/15 194/13 201/24</p> <p>itself [5] 17/8 125/23 129/19 172/18 176/24</p> <p>J</p> <p>JAMES [1] 2/7</p> <p>January [19] 41/14 41/20 46/1 58/23 62/11 62/15 63/13 63/13 68/17 80/23 91/14 94/10 94/12 94/17 95/3 95/20 95/22 96/2 157/23</p> <p>JARED [1] 2/14</p> <p>JAVS [1] 6/11</p> <p>JD [1] 1/25</p> <p>Jennifer [8] 130/11 130/12 130/14 130/16 132/6 134/11 194/6 195/6</p> <p>Jesse [2] 46/2 55/2</p> <p>Jessee [4] 45/19 45/21</p>	<p>45/25 58/4</p> <p>JILL [1] 1/24</p> <p>job [5] 5/11 28/24 34/22 38/1 207/7</p> <p>JOEL [1] 2/16</p> <p>JOHN [14] 2/5 60/3 101/4 102/2 103/20 105/18 106/7 106/14 106/14 107/13 112/6 112/12 184/10 184/16</p> <p>Join [36] 22/4 22/5 22/6 24/3 24/4 25/1 25/2 25/10 25/11 25/24 43/11 49/18 65/10 65/11 65/22 65/23 66/7 66/9 67/2 67/16 67/17 71/18 76/24 85/7 85/8 85/25 86/1 87/19 87/20 148/18 157/5 181/15 183/9 185/25 186/9 187/22</p> <p>joinder [3] 5/9 5/14 7/10</p> <p>joinders [3] 5/24 6/7 7/18</p> <p>Jolley [1] 71/25</p> <p>JORDAN [2] 2/17 109/10</p> <p>Jorge [14] 2/20 56/3 128/14 128/16 128/23 154/22 161/3 181/8 184/17 210/5 210/9 210/18 210/21 211/11</p> <p>JOSEPH [1] 2/13</p> <p>JUDGE [5] 1/11 4/24 8/17 212/25 213/4</p> <p>judges [1] 5/1</p> <p>JULY [7] 1/12 4/1 44/15 63/1 63/5 63/6 109/23</p> <p>jumping [2] 52/2 54/13</p> <p>June [30] 44/15 63/2 63/7 147/22 149/2 149/8 150/15 152/5 152/5 153/2 156/19 156/22 160/4 195/10 195/14 195/19 195/21 196/9 196/15 205/21 205/23 205/25 206/4 206/7 206/10 206/13 206/16 207/1 207/10 207/15</p> <p>June 30th [1] 63/2</p> <p>jurisdiction [7] 35/6 35/10 35/20 35/21 54/5 89/13 91/1</p> <p>jurisdictions [2] 53/22 189/4</p> <p>just [94] 4/18 4/19 4/21 6/5 12/7 13/20 14/6 14/8 15/4 20/20 21/19 23/3 27/4 27/17 27/23 28/10 28/19 29/8 29/10 31/11 32/25 33/17 33/19 34/17 39/19 39/20 39/21 39/24 44/23 50/6 52/3 53/4 53/22 56/6 56/9 57/5 63/23 70/17 72/6 72/9</p>	<p>73/4 73/6 74/3 74/5 77/15 78/15 79/10 81/15 81/16 81/23 82/19 84/23 85/22 87/3 88/18 89/9 89/15 91/2 93/18 93/18 94/1 94/2 94/3 99/9 99/10 99/22 99/24 100/3 100/6 113/2 114/5 124/5 125/19 132/15 134/2 149/25 152/13 156/2 165/15 165/17 167/13 167/24 175/1 175/3 175/19 175/21 184/25 190/25 193/24 199/18 199/19 199/23 210/1 210/1</p> <p>justice [1] 73/25</p> <p>K</p> <p>K-e-m-p-e-r [1] 44/10</p> <p>Kaempfer [3] 44/5 44/7 45/12</p> <p>KAHN [1] 2/14</p> <p>Kara [7] 9/20 56/3 57/9 57/18 59/4 154/13 154/24</p> <p>Karalin [1] 195/5</p> <p>keep [10] 25/7 33/22 125/23 125/25 135/24 156/11 162/10 199/6 200/7 213/13</p> <p>Kelesis [5] 180/11 180/15 181/2 181/4 183/23</p> <p>Kelly [7] 45/19 45/21 45/21 55/2 58/4 198/4 200/14</p> <p>KEMP [1] 2/6</p> <p>kept [1] 19/15</p> <p>key [1] 101/11</p> <p>KHOD [21] 114/14 114/16 114/17 114/20 114/24 115/5 115/10 115/13 115/14 115/24 117/21 118/11 119/8 119/25 120/8 121/10 122/15 122/25 123/6 123/12 166/11</p> <p>kind [23] 5/18 8/10 17/15 38/14 51/9 51/17 52/2 53/5 54/11 54/13 55/18 63/25 64/1 72/6 79/19 79/22 79/24 93/20 102/13 102/19 104/12 117/21 117/22</p> <p>kindly [1] 112/24</p> <p>kinds [1] 139/17</p> <p>KIRILL [2] 2/15 39/17</p> <p>knew [13] 9/20 15/22 30/24 71/24 72/1 72/4 72/6 72/8 72/12 72/13 148/24 162/24 181/19</p> <p>know [261]</p> <p>knowledge [22] 34/9 35/17 45/5 45/13 45/16 82/16 83/4 83/9 87/14 91/5 91/18 114/22 114/23 120/16 121/18</p>	<p>121/22 125/7 145/1 145/4 178/8 184/18 185/21</p> <p>knowledgeable [2] 186/13 186/20</p> <p>known [3] 79/5 119/6 153/3</p> <p>knows [1] 12/8</p> <p>KOCH [2] 2/14 157/4</p> <p>Ky [1] 30/3</p> <p>L</p> <p>lack [1] 6/12</p> <p>lacking [2] 23/2 23/4</p> <p>lacks [3] 26/14 148/16 181/16</p> <p>ladies [1] 83/18</p> <p>laid [2] 50/18 124/12</p> <p>language [10] 21/5 21/8 24/17 101/20 102/3 102/9 102/12 104/15 106/8 125/11</p> <p>larger [2] 89/20 90/18</p> <p>largest [5] 197/19 197/20 197/21 209/8 209/8</p> <p>Larry [1] 212/7</p> <p>LAS [4] 3/20 15/22 203/21 214/12</p> <p>last [31] 6/10 9/15 11/12 20/12 20/16 73/24 74/2 74/5 74/10 85/14 86/10 86/16 94/5 99/7 114/6 114/7 116/19 120/5 122/21 123/8 127/4 131/17 133/17 143/3 152/16 156/7 158/4 165/7 170/21 189/16 211/5</p> <p>lasted [2] 73/17 155/17</p> <p>late [3] 5/20 47/23 158/4</p> <p>later [7] 58/17 99/12 99/18 99/21 100/9 106/15 137/19</p> <p>law [2] 66/3 67/11</p> <p>lawsuit [2] 33/16 37/1</p> <p>lawyer [2] 9/16 9/18</p> <p>LCB [1] 82/10</p> <p>League [1] 60/1</p> <p>leaked [1] 162/20</p> <p>learn [2] 34/18 60/24</p> <p>learned [2] 5/4 137/17</p> <p>learning [2] 177/15 209/3</p> <p>least [6] 14/11 50/19 77/6 126/3 147/2 153/2</p> <p>leave [1] 213/4</p> <p>Ledge [6] 81/8 81/24 82/7 82/10 82/13 82/25</p> <p>left [18] 13/21 14/3 41/13 58/23 62/15 80/23 91/10 91/14 91/16 91/19 94/9 95/3 95/19 97/5 98/16 142/4 159/9 192/8</p> <p>left-hand [2] 97/5 98/16</p> <p>legal [10] 52/5 66/10</p>
--	--	---	--	--

L	licensees [1] 105/10	117/10 117/12 118/12	201/12	57/2 57/12 57/20 57/21
legal... [8] 66/18 67/3	licenses [16] 29/7	119/7 119/19 120/2	lot [12] 34/18 50/24	58/10 58/10 58/14
67/19 124/19 183/7	35/22 68/13 103/5	120/9 120/14 120/20	51/18 53/5 68/23 68/24	58/19 58/22 59/1 59/2
185/10 186/7 207/2	105/24 106/2 119/22	120/25 121/4 145/25	68/25 70/21 73/1	60/25 61/18 66/24
legality [1] 124/20	119/22 126/7 134/25	LLC [24] 39/18 101/5	197/16 208/25 210/9	66/25 67/14 76/22 77/8
legislative [13] 50/10	135/5 135/18 137/9	114/14 114/16 114/19	low [1] 38/17	85/1 92/6 96/24 98/5
50/16 52/5 52/7 80/4	137/12 165/1 197/22	115/3 115/9 115/9	lowest [1] 32/16	102/25 103/1 105/1
80/10 80/15 80/17 81/1	licensing [5] 20/3 85/3	118/11 120/1 120/8	luck [1] 98/12	105/24 106/2 151/3
81/18 82/18 82/21	101/25 102/1 124/20	121/5 122/3 139/21	lunch [4] 72/16 111/14	151/9 160/13 170/11
83/10	light [1] 14/21	143/14 144/1 144/2	111/18 165/12	171/2 187/9 189/23
legislators [2] 50/16	lighting [2] 14/19 15/5	157/25 190/14 192/2	Lynch [12] 144/8 144/9	194/1 198/1 200/10
60/7	like [60] 4/19 7/5 7/17	193/8 193/14 195/10	144/13 144/15 144/20	202/23
legislature [2] 51/7	10/11 12/19 16/6 38/14	196/3	161/1 161/4 161/19	marijuana-related [2]
81/6	38/21 40/7 40/18 50/4	LLCs [1] 143/18	194/5 194/25 195/12	58/10 58/10
Lemons [9] 13/24 14/3	52/14 53/5 53/23 54/5	local [5] 29/9 69/7	195/22	mark [15] 2/4 98/21
14/13 14/14 27/3 33/15	54/7 54/19 56/13 56/15	69/12 104/3 149/19	M	99/12 99/13 99/18
39/17 40/14 40/20	57/9 60/6 61/25 67/21	locate [2] 129/25	ma'am [5] 43/3 61/2	99/21 126/16 127/10
lengthy [1] 182/16	70/8 71/7 72/7 72/16	144/19	77/18 81/9 191/5	127/15 127/16 131/13
LEO [1] 2/18	72/19 72/20 72/21 74/5	located [2] 21/5 21/10	made [18] 13/23 31/11	132/14 141/17 212/6
Leslie [9] 134/18 141/3	75/1 75/17 78/6 89/15	location [16] 21/11	33/24 69/10 79/19	213/8
141/8 192/5 192/9	93/24 93/24 98/21	21/12 21/12 21/25	82/21 103/1 153/3	Mark's [1] 53/19
192/9 192/11 192/12	101/21 102/20 109/2	22/17 22/22 22/23	158/3 159/16 175/11	marked [3] 99/8 124/14
195/6	109/14 111/13 153/11	199/20 202/25 203/2	178/7 178/7 179/22	173/10
less [8] 24/21 39/19	155/25 163/25 166/13	203/3 203/14 204/1	181/4 197/10 197/16	marketing [7] 193/11
101/21 105/11 105/25	166/16 173/1 173/5	204/3 204/4 209/21	207/14	193/12 193/22 194/2
106/1 111/7 194/9	178/3 191/7 194/18	locations [15] 187/19	mail [1] 213/7	206/20 206/21 206/22
let [31] 6/8 7/11 9/1	195/16 198/19 198/23	187/20 197/15 197/24	mailbox [1] 204/12	mask [1] 5/25
9/12 11/11 11/23 21/19	201/20 205/22 211/3	201/18 202/14 202/22	mailbox-type [1]	masked [1] 9/11
21/20 23/3 43/3 44/25	211/24	202/22 204/12 204/17	204/12	materials [1] 15/7
49/11 70/1 70/4 78/7	likely [6] 20/13 20/17	204/21 205/1 205/4	Mailing [1] 202/20	matter [6] 95/11
89/3 100/13 108/13	21/3 21/3 21/24 101/14	205/6 209/11	mainly [1] 189/23	137/19 140/17 140/19
126/15 130/1 136/9	limited [2] 114/20	lodge [1] 118/13	maintain [1] 47/7	142/14 214/5
136/15 149/7 153/6	117/15	logically [1] 30/10	maintained [2] 122/1	Max [2] 205/14 206/5
165/24 169/1 170/19	Linda [1] 86/10	LOI [25] 165/25 166/2	128/19	MAXIMILIEN [1] 2/4
175/8 175/10 178/1	line [32] 5/9 16/6	166/10 166/12 166/13	make [35] 4/19 8/7	may [52] 7/2 7/3 10/22
179/15	112/25 113/9 119/16	166/20 166/25 167/14	10/21 10/24 12/14	11/16 20/24 24/17
let's [27] 24/11 41/4	123/24 125/12 126/1	167/17 167/21 167/25	22/18 22/19 23/13	24/17 32/24 51/19 59/3
41/7 44/3 53/8 53/13	126/17 129/14 129/14	168/3 168/9 168/17	27/18 28/22 38/11	62/23 63/10 91/7 91/19
56/24 56/24 57/16	142/5 156/12 170/6	169/5 169/9 170/9	38/20 45/1 53/4 55/10	117/16 125/6 129/22
86/16 97/24 99/10	173/3 173/18 173/23	170/25 171/9 171/16	63/3 86/9 88/8 93/21	136/3 136/7 136/8
99/21 114/13 125/23	174/1 174/5 174/6	171/25 172/15 176/10	94/4 99/10 105/3	136/12 136/13 143/13
147/4 147/8 147/14	174/7 174/7 174/10	176/13 176/21	109/25 110/3 110/6	143/24 143/25 144/4
153/11 154/1 156/11	174/12 179/4 179/6	long [13] 16/23 30/13	110/10 110/11 110/19	144/4 154/5 154/7
172/25 180/14 199/3	182/2 183/2 186/14	37/11 44/12 46/21 47/7	113/16 148/11 162/21	155/23 156/1 156/2
200/7 205/11 206/3	200/8 201/13 201/14	54/20 64/1 73/17	162/23 177/10 199/14	156/18 159/16 159/16
letter [7] 168/21 191/9	lines [1] 112/23	110/25 140/14 155/16	208/14	159/20 165/3 165/3
195/4 205/12 207/18	list [14] 9/16 9/25 9/25	188/22	makes [2] 81/22	168/8 168/21 168/24
207/20 210/1	92/10 92/11 100/17	longer [5] 27/18 83/14	136/15	176/13 178/3 182/22
letters [4] 159/17	108/16 141/3 144/9	136/4 196/19 196/20	makeshift [1] 11/2	186/21 188/12 190/8
177/23 185/8 186/6	153/11 180/18 181/9	look [14] 16/19 17/2	making [3] 49/20 71/7	190/15 191/9 196/5
letting [5] 163/5 167/13	188/7 194/25	19/1 36/4 36/5 46/10	81/13	202/18 212/2
167/24 172/15 176/21	listed [10] 92/19	81/12 134/6 140/21	man [1] 211/17	maybe [35] 12/3 16/25
level [6] 10/18 51/6	139/14 141/11 145/15	145/11 182/15 198/5	manage [1] 11/5	32/22 38/17 38/19 46/1
54/14 57/11 59/10 83/2	145/17 187/19 187/24	200/15 206/2	managing [1] 139/22	51/4 52/14 52/14 57/10
LEVIN [2] 2/11 13/19	196/14 205/7 205/20	looked [2] 17/15 78/16	manner [1] 19/15	62/11 62/14 68/11 70/9
liability [2] 114/20	listen [1] 169/11	89/3 131/10 132/16	many [7] 13/3 28/17	72/5 75/1 78/14 78/15
117/16	LISTSERVE [1] 188/12	144/17 191/14 198/3	32/19 52/11 146/23	83/17 104/13 109/8
liaison [1] 151/13	literally [1] 39/19	200/13 200/20 201/3	162/6 209/23	144/1 145/7 151/19
license [21] 29/3 29/24	litigation [6] 1/6 29/5	201/9 205/19	map [1] 22/19	155/19 167/3 175/9
42/6 45/2 45/6 45/14	129/5	looks [3] 101/21	March [4] 44/15 78/12	181/5 188/23 188/23
45/17 57/21 66/24	little [7] 13/12 30/24	112/17 201/20	78/21 79/15	194/25 198/5 200/15
67/13 68/13 71/14	42/2 124/6 134/3 174/9	loop [2] 97/16 97/20	marijuana [63] 14/20	205/22 212/13
77/13 77/21 89/22	195/2	looped [1] 13/15	16/20 19/14 19/18 20/5	McCarran [1] 212/8
90/14 103/7 119/22	live [1] 11/22	Losee [2] 201/11	20/9 20/25 21/4 23/10	me [109] 5/16 5/20 6/8
132/4 136/21 137/18	lives [1] 8/2	201/16	23/24 24/18 28/3 29/2	7/3 8/7 9/1 9/2 9/12
licensed [2] 66/24	LivFree [1] 27/4	losers [1] 181/11	42/6 45/3 45/14 45/17	11/11 11/20 17/6 17/12
119/21	living [16] 115/22	lost [6] 64/23 123/22	46/14 47/19 47/24 48/4	18/14 19/11 21/19
licensee [1] 102/25	116/3 116/12 116/23	169/23 169/25 172/20		21/20 22/15 22/21 23/3
				23/7 23/12 23/17 23/22

M	102/19 107/24 147/9 147/10 147/15 147/24 148/2 148/9 148/11 149/5 155/2 155/7 160/8 160/23 160/24 160/25 161/2 161/10 161/13 161/13 161/16 161/20 164/15 164/17 164/18 164/20 165/19 165/23 165/24 166/19 172/9 172/10 174/23 174/25 175/5 175/7 175/22 176/2 176/15 176/16 177/25 177/25 178/13 178/19 178/21 178/25 179/9 179/12 179/14 179/17 183/23 187/12 187/13 187/17	176/14 180/23 184/9 184/10 184/12 message [9] 128/13 128/20 128/23 161/18 182/10 182/23 183/5 183/14 183/16 messages [4] 172/10 176/16 183/4 183/8 messaging [1] 184/15 messed [1] 134/3 met [11] 51/22 72/19 114/5 146/24 147/6 148/14 148/24 149/1 149/4 165/10 165/11 method [1] 128/4 metric [2] 19/16 19/17 Michelle [2] 192/10 192/11 might [17] 16/6 17/18 20/21 50/5 50/6 51/9 51/9 54/1 54/5 56/5 72/20 81/11 81/18 102/12 104/12 142/19 206/21 MIKHAYLOV [3] 2/15 3/8 39/18 Miller [2] 11/20 11/25 mind [4] 114/11 184/13 190/5 213/9 mine [3] 97/9 98/20 155/25 minor [1] 109/25 minors [4] 15/14 39/3 39/7 187/10 minute [3] 49/25 172/20 199/1 minutes [11] 14/3 53/17 55/3 73/18 83/19 84/10 140/9 155/19 160/25 161/3 161/20 misleading [1] 162/23 misread [1] 179/3 missed [1] 173/5 misspoke [1] 60/18 misstates [8] 43/8 75/23 132/9 133/14 133/14 170/13 186/19 189/11 mistaken [1] 91/7 MM [1] 27/4 mobile [3] 153/23 154/1 154/4 mock [1] 18/10 modifications [1] 80/16 modify [2] 136/8 136/10 moment [2] 155/23 198/21 Monday [2] 113/22 212/20 money [1] 79/3 month [2] 68/12 164/22 months [13] 44/13 46/22 47/9 47/9 47/9 47/9 68/16 140/19 142/14 158/17 159/22 188/22 188/23	Moran [1] 180/23 more [28] 7/9 8/12 16/10 31/7 38/12 50/24 53/3 53/3 53/14 53/14 70/9 74/23 75/3 97/24 103/3 119/1 139/23 154/6 154/7 158/7 162/4 162/8 166/18 167/5 184/12 194/9 202/20 209/14 moreover [1] 186/21 morning [8] 4/4 8/24 8/25 10/23 11/19 13/6 83/19 212/9 most [8] 27/18 32/15 37/10 53/7 55/1 152/2 186/13 186/20 mostly [2] 210/21 211/11 motion [11] 4/3 4/18 5/5 5/8 5/24 6/4 6/7 7/18 7/24 10/22 10/25 motions [2] 212/1 212/10 mouth [1] 21/20 move [5] 10/13 38/20 54/25 141/24 199/1 moving [4] 54/17 103/24 104/21 106/24 Mr [141] 3/5 3/6 3/7 3/8 3/10 3/11 3/12 3/14 4/21 5/10 5/15 5/16 7/3 8/19 8/25 9/9 11/20 11/25 14/13 27/3 27/23 33/15 39/17 55/23 56/14 56/14 56/18 56/18 56/18 56/20 64/19 65/6 67/12 69/6 71/25 74/7 74/8 74/17 84/2 88/8 91/17 91/25 93/23 109/2 109/8 109/10 109/10 109/15 109/16 109/17 109/19 109/24 110/15 110/18 110/22 110/23 110/24 110/25 111/20 111/20 111/22 114/2 115/19 116/16 117/2 118/7 119/5 119/17 120/12 121/19 123/3 123/15 123/19 124/2 124/22 125/13 126/2 126/18 127/11 128/5 131/2 131/10 131/14 131/20 132/3 132/12 133/3 133/8 134/1 136/11 139/1 140/10 141/15 142/6 143/12 145/22 146/3 146/8 146/19 148/22 149/24 150/9 151/21 153/1 155/11 156/13 157/2 157/7 157/13 159/8 162/11 163/19 165/18 167/15 168/1 169/19 170/7 170/18 171/6 171/17 174/11 174/14 175/4 177/5 177/22 185/21 190/7 192/20 196/8	196/12 198/11 199/3 199/4 202/1 211/4 211/7 212/2 212/4 212/7 213/11 213/11 Mr. [110] 5/7 6/6 7/22 8/1 9/6 9/17 9/19 10/22 11/23 12/5 40/20 109/7 112/4 113/1 113/17 113/19 114/12 119/13 123/14 123/16 124/13 128/3 129/16 129/20 129/25 130/2 130/20 130/23 130/25 131/4 131/12 131/23 132/8 132/25 133/5 133/9 133/13 134/2 135/20 138/23 140/5 141/20 141/23 146/1 146/5 146/14 146/24 147/9 148/1 148/14 149/5 150/1 150/6 150/8 151/15 152/13 152/14 153/9 153/9 153/25 155/4 155/13 156/24 157/4 157/5 158/19 158/22 158/24 160/6 160/24 161/5 161/13 161/22 162/13 162/15 162/17 162/19 162/25 163/10 164/17 169/2 169/8 171/9 171/15 172/16 172/17 173/1 173/13 173/25 176/22 176/23 177/6 177/24 178/8 178/9 179/10 181/2 181/4 181/10 182/1 182/12 182/19 183/4 185/6 185/17 185/21 187/14 188/14 189/21 198/16 Mr. Armen [1] 133/9 MR. BICE [30] 123/14 123/16 128/3 130/20 130/23 130/25 131/4 131/12 131/23 132/8 132/25 133/5 133/13 134/2 135/20 138/23 140/5 141/23 146/1 146/5 146/14 150/6 150/8 151/15 152/13 156/24 157/5 173/1 173/13 173/25 Mr. Bice's [1] 198/16 Mr. Dzarnoski [2] 109/7 182/19 Mr. Gentile [1] 12/5 Mr. Gilbert [1] 153/9 Mr. Hernandez [2] 153/9 185/21 Mr. Hunt [2] 112/4 113/1 Mr. Hunt's [1] 119/13 Mr. Kelesis [2] 181/2 181/4 MR. KOCH [1] 157/4 Mr. Lemons [1] 40/20 MR. PARKER [2] 152/14 189/21 Mr. Parker's [1] 150/1
----------	---	---	--	---

M	23/14 83/14 83/24 111/15 130/19 131/18 140/14 167/5 multiple [10] 51/20 52/5 72/8 72/12 84/25 105/25 119/22 151/5 163/6 191/15 must [1] 105/1 mute [1] 162/9 my [116] 5/22 6/12 7/5 7/6 7/15 9/4 9/5 10/3 10/3 10/6 10/7 10/8 10/19 11/3 12/7 12/8 12/10 12/20 13/2 13/7 15/4 21/20 27/3 30/12 33/15 37/9 37/12 37/12 38/18 39/17 41/19 44/20 48/17 50/24 53/15 54/8 55/23 58/13 61/20 63/15 73/14 74/6 75/18 78/17 84/23 88/18 88/18 88/19 89/9 91/13 92/18 92/25 93/11 99/8 110/1 112/12 114/4 114/12 114/23 116/21 118/2 118/17 118/21 119/2 121/17 131/25 132/17 132/19 132/20 132/21 134/3 135/9 135/9 135/20 137/5 137/5 137/6 139/9 139/10 141/20 146/17 146/18 148/5 150/2 153/14 153/16 155/7 162/21 163/16 164/2 165/5 171/7 173/10 177/12 178/2 178/5 178/10 179/17 179/22 181/6 182/7 184/17 188/9 190/5 190/25 191/2 191/14 201/20 201/21 204/20 204/22 207/5 209/14 210/9 211/2 213/8 myself [5] 60/1 115/21 179/9 182/16 209/3	narrow [1] 157/21 Nate [1] 27/3 NATHANAEL [1] 2/7 nature [3] 21/13 32/24 82/24 NDA's [3] 162/2 164/5 164/7 near [1] 168/4 necessarily [2] 136/9 196/4 necessary [1] 203/1 need [13] 11/12 13/15 13/18 41/1 49/21 82/4 117/16 117/16 125/5 125/17 155/24 171/4 188/10 needed [3] 94/2 117/21 175/15 needs [2] 104/2 167/18 neither [2] 65/6 107/13 Nelson [1] 60/5 NEVADA [29] 1/2 4/1 4/24 22/24 39/18 49/12 51/13 66/23 72/14 87/24 89/13 95/4 114/22 115/3 115/6 115/11 119/21 119/23 120/24 122/10 130/15 142/25 143/6 181/5 181/5 181/5 194/1 197/14 214/12 never [3] 9/22 38/12 43/25 new [15] 8/21 58/1 58/15 58/25 98/11 103/7 125/5 136/16 137/11 153/14 195/12 195/17 195/22 197/23 209/10 newest [1] 194/24 next [21] 1/19 19/6 40/21 40/23 40/23 83/22 84/1 86/24 98/21 141/3 160/8 171/22 171/24 178/13 179/16 179/20 199/13 199/14 212/20 212/24 213/6 nice [1] 166/16 night [3] 11/12 171/15 180/15 no [144] 1/5 1/5 10/18 10/18 12/6 12/24 13/2 14/25 15/6 15/13 17/8 18/20 18/22 19/5 22/20 22/25 26/21 26/24 27/11 27/16 27/20 29/12 29/17 29/21 29/25 32/3 33/4 34/7 36/9 37/3 37/18 38/2 39/6 39/9 39/14 40/4 40/8 40/11 40/22 41/3 41/23 41/25 47/23 48/2 52/22 53/11 57/5 57/5 57/19 58/21 58/21 59/20 59/22 60/20 64/17 65/3 67/22 68/6 70/5 70/16 70/16 73/16 73/18 74/11 75/17 78/24 79/2 79/14 80/21	81/5 81/6 88/7 89/4 94/3 94/16 96/1 99/3 99/4 107/3 107/5 107/11 107/15 109/3 111/9 114/10 118/23 119/9 119/20 120/11 123/21 124/1 124/7 129/16 135/14 135/21 136/4 139/18 150/3 152/13 154/14 154/16 154/19 155/1 156/16 156/20 158/7 158/25 159/7 164/3 164/16 167/1 167/1 171/7 171/21 173/16 173/17 176/8 178/6 178/6 178/12 178/20 179/2 179/3 180/7 184/21 185/13 187/15 188/17 192/15 192/17 192/19 196/19 196/20 197/1 197/6 198/18 200/3 205/9 208/11 211/5 212/6 212/18 212/20 212/24 nobody [3] 58/18 64/15 198/23 nods [2] 155/10 203/9 non [3] 31/1 33/8 104/3 non-consumers [1] 104/3 non-ID [1] 31/1 non-identified [1] 33/8 nonbinding [9] 165/25 166/10 166/12 166/13 166/19 166/25 167/14 167/21 167/25 noncompliance [2] 156/22 156/25 none [1] 40/19 nonidentified [10] 17/22 17/24 17/25 18/3 19/2 20/12 20/17 27/22 29/2 38/7 noon [3] 11/13 11/15 212/16 nor [2] 65/6 107/13 normal [5] 8/11 82/11 82/12 136/7 155/18 normally [1] 183/18 Northern [1] 87/24 not [235] note [9] 4/6 7/3 9/8 9/9 54/21 135/20 190/5 190/5 190/8 notes [10] 128/3 130/23 131/2 131/6 131/7 131/8 141/6 141/7 141/7 186/21 nothing [5] 9/23 20/8 111/23 167/1 178/3 notice [8] 9/14 9/15 128/16 133/1 207/23 208/4 208/4 208/6 notices [2] 156/22 208/1 notification [2] 128/4 189/7 notified [6] 126/5	127/1 127/7 128/7 136/13 137/7 notify [5] 127/14 135/4 135/7 135/12 135/16 notifying [1] 208/3 November [12] 47/11 47/12 47/17 61/14 61/16 126/6 127/13 128/16 128/23 129/17 130/11 182/13 now [49] 9/13 10/21 11/11 13/25 28/25 34/1 34/14 35/2 35/5 35/9 36/4 36/25 37/14 38/2 38/6 39/2 41/6 42/13 47/19 49/2 49/23 50/18 61/20 67/21 68/18 69/20 83/6 93/19 99/13 101/8 129/25 131/8 141/18 168/15 169/11 172/16 176/22 179/21 182/10 186/13 186/15 189/9 190/6 198/12 199/16 199/16 200/24 205/16 206/17 NRS [3] 157/4 185/14 186/8 NRS 360.255 [1] 185/14 NRS 36255 [1] 157/4 Nuleaf [1] 95/5 number [35] 28/15 48/22 75/9 75/13 75/18 98/22 99/23 102/22 103/24 104/2 104/5 105/22 106/24 112/13 123/24 142/3 146/25 154/2 154/4 154/21 161/14 161/14 163/2 182/11 184/15 194/13 194/14 198/14 198/15 200/23 201/9 202/8 202/12 209/20 214/10 Number 1 [1] 123/24 numbered [4] 63/1 63/2 63/6 63/7 numbers [9] 100/3 112/25 153/23 153/24 154/12 154/17 154/24 155/1 199/7 numerals [2] 97/5 98/15
	N		O	
	NAC [5] 51/12 63/12 85/21 87/3 89/4 NAC 453D [1] 63/12 name [29] 27/3 29/16 33/15 39/17 42/9 44/9 73/10 73/24 74/2 74/5 112/10 112/12 113/8 113/11 114/3 114/4 114/6 114/7 116/1 116/19 121/13 141/3 144/9 144/10 144/11 144/20 161/6 162/12 175/24 named [4] 13/16 184/3 192/7 206/11 names [9] 29/7 52/9 60/2 69/4 72/13 145/10 145/12 164/5 164/11 narrative [3] 24/23 50/19 150/4		object [41] 22/3 30/7 32/1 33/11 35/13 36/21 37/4 37/17 38/23 70/1 70/4 71/1 71/16 85/24 87/17 90/7 92/13 92/23 93/9 94/18 95/6 96/3 96/11 105/13 106/11 106/19 106/21 122/17 124/17 125/17 157/4 163/12 182/14 185/12 186/18 186/23 195/23 196/10 198/8 199/21 199/24 objected [2] 5/21 107/13	

<p>O</p> <p>objecting [1] 69/23</p> <p>objection [86] 5/10 22/12 24/2 24/25 25/9 25/19 25/23 26/11 26/14 34/11 35/25 42/19 43/8 43/19 48/9 48/11 49/6 49/17 57/23 61/7 62/9 63/20 64/10 64/21 65/9 65/21 66/6 66/10 66/17 66/18 67/1 67/15 69/17 69/19 72/17 75/23 76/23 80/7 85/4 85/6 87/4 88/1 88/8 92/17 94/25 109/18 110/1 115/15 116/14 116/24 118/14 121/15 124/16 124/21 131/23 132/8 132/25 133/13 138/23 140/5 142/1 146/1 146/5 146/14 148/16 151/15 157/5 169/16 170/13 171/11 171/11 177/18 181/13 182/3 183/7 185/9 185/24 186/7 187/21 189/11 199/15 200/3 206/8 207/2 208/19 210/7</p> <p>objections [2] 69/21 135/20</p> <p>obligated [1] 210/10</p> <p>obligation [4] 65/19 66/4 66/16 171/13</p> <p>obviously [4] 29/1 116/19 190/2 194/10</p> <p>occasion [2] 154/6 154/7</p> <p>occasions [1] 15/21</p> <p>occur [2] 68/5 163/25</p> <p>occurred [8] 6/9 76/5 91/19 102/19 148/6 148/7 177/14 178/3</p> <p>October [11] 134/21 134/23 135/13 174/24 190/10 190/20 191/3 191/11 196/18 196/19 196/20</p> <p>October 8th [1] 134/23</p> <p>odd [2] 63/2 63/6</p> <p>off [17] 9/25 17/14 28/11 28/11 32/25 33/3 52/2 54/13 99/25 100/3 100/4 102/3 105/19 106/8 126/16 142/4 199/1</p> <p>offense [1] 93/5</p> <p>offer [2] 124/15 191/9</p> <p>offers [7] 162/18 163/1 163/6 163/7 163/11 163/22 163/24</p> <p>office [7] 28/4 28/13 73/14 76/5 111/24 111/25 112/1</p> <p>officer [11] 93/4 145/12 145/13 190/11 190/15 190/16 195/12 195/17 195/22 206/19</p>	<p>206/22</p> <p>officers [35] 46/19 92/8 92/21 93/7 103/5 134/13 136/1 145/18 145/20 190/17 194/24 194/25 195/8 195/9 195/17 195/18 195/21 196/2 196/2 196/4 196/5 196/7 205/20 205/20 205/25 206/7 206/11 206/12 206/16 206/25 207/6 207/12 207/15 207/23 208/15</p> <p>official [8] 12/18 12/20 13/2 13/4 129/12 129/15 130/6 168/21</p> <p>officially [1] 181/12</p> <p>oh [14] 4/17 54/5 57/5 57/24 67/21 86/2 118/24 127/18 144/18 167/19 168/23 211/2 211/17 213/1</p> <p>okay [219]</p> <p>old [2] 109/7 109/17</p> <p>omitted [1] 211/6</p> <p>on [239]</p> <p>once [6] 14/12 54/17 65/14 66/2 66/12 109/12</p> <p>one [83] 7/25 9/23 13/20 13/22 19/3 21/2 28/7 28/19 28/25 30/25 31/1 31/16 33/4 38/2 38/18 43/7 43/15 50/22 50/23 55/24 57/19 64/17 72/20 72/22 74/23 75/2 75/3 75/3 75/5 75/19 78/15 82/2 96/16 96/16 97/4 97/12 97/12 98/14 99/7 99/24 100/1 100/3 102/21 104/25 107/15 110/22 112/15 119/1 129/16 139/9 139/23 144/21 144/23 146/9 150/22 151/23 151/24 154/6 154/7 155/25 158/8 158/8 162/4 165/4 172/22 174/4 177/10 178/6 184/13 184/14 188/21 193/19 194/7 197/18 197/19 198/21 201/18 202/19 205/15 205/15 208/4 212/8 212/12</p> <p>ones [4] 57/4 102/8 124/7 206/4</p> <p>only [27] 9/9 21/23 21/24 22/21 23/1 30/12 30/14 42/7 43/7 43/15 59/2 61/17 75/2 91/18 92/9 93/3 103/2 109/20 110/1 115/1 124/17 153/13 154/24 161/19 172/14 176/20 209/24</p> <p>open [2] 189/1 205/2</p> <p>opening [1] 202/23</p> <p>operate [3] 89/2 90/18 106/1</p>	<p>operating [1] 89/16</p> <p>operation [2] 105/1 105/3</p> <p>operations [3] 149/21 189/5 210/4</p> <p>operator [1] 24/18</p> <p>operators [2] 145/16 145/19</p> <p>opinion [5] 9/4 9/5 107/2 181/25 184/17</p> <p>opportunities [1] 204/5</p> <p>opportunity [2] 60/24 110/18</p> <p>opposed [10] 23/15 23/20 24/1 24/23 70/13 88/9 150/10 167/4 210/10 210/17</p> <p>or [304]</p> <p>order [10] 4/25 8/13 9/13 30/18 32/18 33/6 33/9 171/23 199/13 199/14</p> <p>Oregon [3] 61/22 61/23 62/4</p> <p>Organics [1] 72/14</p> <p>organization [1] 194/24</p> <p>organizational [5] 10/10 24/22 190/18 191/6 197/7</p> <p>organizations [2] 60/3 143/25</p> <p>original [1] 195/18</p> <p>other [93] 4/7 4/11 5/24 7/25 11/11 15/7 17/8 20/25 23/24 29/11 29/12 29/19 30/10 33/8 33/9 33/18 47/5 51/2 53/21 55/17 56/5 56/19 56/22 58/17 60/6 61/10 61/19 61/19 69/3 70/22 75/21 76/17 76/18 106/4 119/6 120/10 124/7 124/7 128/16 129/9 134/7 134/8 142/25 143/6 145/10 148/1 153/8 153/13 153/15 153/17 153/22 153/25 154/22 155/2 155/2 155/7 155/20 158/19 161/24 161/24 162/22 164/14 165/4 166/24 167/3 167/4 172/12 174/20 176/2 176/6 176/18 177/7 178/6 178/9 180/7 182/8 182/9 183/23 183/24 187/14 189/3 189/4 189/9 189/18 189/25 196/24 196/24 197/2 197/13 209/18 209/19 210/4 210/17</p> <p>others [4] 5/14 17/24 57/10 68/19</p> <p>otherwise [2] 68/3 190/15</p> <p>our [36] 10/16 10/17 11/6 17/15 28/4 28/13</p>	<p>28/13 28/15 28/24 29/2 37/24 38/1 40/21 40/23 40/23 73/2 100/2 136/6 139/15 161/25 163/3 175/11 178/2 185/17 189/5 189/5 189/5 190/16 193/22 194/24 197/17 197/20 203/18 209/9 209/11 212/8</p> <p>out [26] 4/23 9/17 11/18 12/14 13/21 21/20 26/2 32/19 50/18 78/7 85/11 86/20 102/20 112/25 117/7 136/17 137/4 141/15 142/20 167/7 181/12 184/13 184/14 184/16 188/12 199/11</p> <p>outlining [1] 5/11</p> <p>outside [14] 30/4 30/10 30/12 33/20 33/21 34/8 35/17 72/15 73/1 107/18 153/19 153/21 182/1 209/3</p> <p>over [11] 5/4 6/10 10/23 30/18 37/21 51/10 155/4 160/16 161/17 172/5 174/16</p> <p>overlooked [3] 14/9 15/25 38/19</p> <p>overruled [96] 22/7 22/13 24/5 25/3 25/12 25/20 25/25 26/13 26/15 30/8 32/2 34/12 35/14 36/1 36/22 37/5 42/20 43/10 43/20 48/10 49/7 49/19 57/25 61/8 62/10 63/21 64/11 64/22 65/12 65/24 66/8 66/11 66/19 67/4 67/18 69/18 71/2 71/17 72/18 75/25 76/25 80/8 85/5 86/3 87/18 88/2 90/8 92/14 92/24 93/10 95/1 95/7 96/4 105/14 106/12 106/20 115/16 116/15 116/25 118/16 121/16 122/19 131/24 132/10 133/2 133/15 135/24 138/24 140/7 146/2 146/6 146/16 148/19 151/16 157/6 163/14 169/17 170/15 171/14 177/20 181/14 181/17 183/10 185/15 186/1 186/10 186/22 187/1 187/23 189/13 195/24 196/11 206/9 207/4 208/20 210/8</p> <p>oversaw [2] 46/19 47/4</p> <p>own [9] 94/22 96/8 105/24 105/25 106/2 112/10 121/13 130/7 180/25</p> <p>owned [10] 114/25 115/5 115/14 121/8 121/11 121/12 144/3 151/3 169/11 209/7</p> <p>owner [4] 93/4 114/17</p>	<p>121/18 145/13</p> <p>owners [12] 84/17 84/22 92/8 92/10 93/7 103/3 105/11 105/25 122/2 132/1 145/16 197/18</p> <p>ownership [11] 101/21 101/25 102/25 115/23 121/14 122/9 163/25 167/10 169/8 169/9 179/16</p> <p>owns [1] 119/21</p> <hr/> <p>P</p> <p>p.m [2] 112/3 213/15</p> <p>package [1] 14/21</p> <p>packaged [1] 19/14</p> <p>page [34] 1/19 24/12 31/16 97/4 98/14 100/13 100/14 101/20 102/4 102/4 108/13 108/13 112/22 112/25 114/19 123/24 124/9 124/23 125/12 126/1 126/17 129/14 142/5 145/15 156/12 170/6 179/3 179/5 183/2 200/8 200/18 201/7 201/8 201/13</p> <p>page 106 [1] 142/5</p> <p>page 114 [1] 108/13</p> <p>page 134 [1] 156/12</p> <p>page 18 [3] 124/9 124/23 145/15</p> <p>page 50 [1] 123/24</p> <p>page 62 [2] 126/1 126/17</p> <p>pages [5] 24/17 198/5 199/10 199/13 200/15</p> <p>painfulness [1] 6/9</p> <p>Pam [1] 13/16</p> <p>pandemic [1] 4/22</p> <p>paper [1] 23/6</p> <p>paperwork [1] 136/25</p> <p>paragraph [3] 104/24 104/25 105/8</p> <p>Paraphrasing [2] 181/7 181/8</p> <p>Pardon [2] 18/14 39/23</p> <p>PARKER [6] 2/6 3/5 3/10 91/17 152/14 189/21</p> <p>Parker's [2] 27/23 150/1</p> <p>part [38] 6/10 6/15 6/18 7/5 10/16 10/16 13/2 16/20 20/12 21/23 27/12 27/13 28/21 49/8 50/9 55/2 60/13 70/19 70/20 73/20 81/5 85/14 86/16 97/25 104/14 104/21 122/12 129/10 132/4 136/9 147/19 152/2 158/3 173/2 197/17 199/9 208/5 213/4</p> <p>participants [2] 11/6 101/11</p> <p>participated [5] 40/10</p>
--	---	---	---	---

<p>P</p> <p>participated... [4] 53/12 57/13 64/5 69/4</p> <p>participating [2] 11/15 13/1</p> <p>participation [1] 68/19</p> <p>particular [6] 20/8 21/14 51/12 72/13 135/21 199/11</p> <p>particularly [6] 21/11 77/7 130/22 155/22 156/8 197/14</p> <p>parties [1] 163/9</p> <p>partner [1] 121/9</p> <p>partnered [1] 197/12</p> <p>partners [7] 38/18 121/5 121/9 121/11 122/3 122/16 123/1</p> <p>party [2] 108/9 162/20</p> <p>passed [3] 46/15 48/23 61/13</p> <p>past [4] 10/2 31/25 97/4 98/14</p> <p>Pause [5] 84/14 170/3 173/4 199/2 213/12</p> <p>paused [1] 97/22</p> <p>pawn [1] 5/18</p> <p>people [44] 7/1 12/16 26/2 33/18 38/7 42/3 48/18 53/6 55/10 56/5 56/6 56/19 56/22 57/8 57/9 59/2 60/2 61/10 62/2 67/22 68/24 68/25 69/1 69/4 69/7 69/8 69/13 70/19 70/22 71/23 72/4 162/23 163/2 163/6 180/18 180/20 181/5 181/9 184/3 184/6 189/25 190/2 191/15 193/5</p> <p>percent [35] 22/25 23/16 59/11 64/4 72/6 78/6 81/17 82/11 84/17 84/21 91/9 92/10 92/12 103/3 103/12 103/18 103/21 104/17 105/11 105/25 106/16 107/18 108/3 108/9 114/17 115/5 115/10 115/21 115/21 115/23 131/19 131/21 131/22 132/1 136/3</p> <p>Perfect [1] 93/1</p> <p>performed [2] 26/18 55/5</p> <p>perhaps [4] 24/22 57/18 121/13 159/22</p> <p>period [14] 30/14 41/20 45/12 68/12 71/13 119/4 119/9 124/5 127/15 130/17 136/6 137/10 140/14 147/3</p> <p>permanent [12] 62/24 63/4 63/5 63/11 63/19 64/3 68/3 68/8 68/20 69/16 71/5 76/9</p> <p>permit [1] 5/1</p>	<p>permitted [1] 5/16</p> <p>permitting [1] 5/12</p> <p>person [23] 6/6 46/9 64/17 69/9 73/25 80/19 85/2 116/5 116/5 116/6 117/6 136/16 146/24 155/3 160/16 160/17 167/7 168/19 177/3 186/13 186/20 198/18 214/10</p> <p>personal [9] 4/8 73/21 74/13 74/15 82/15 83/4 83/9 121/12 125/6</p> <p>personally [4] 31/14 115/23 121/20 159/18</p> <p>perspective [2] 196/3 209/5</p> <p>PETER [1] 2/3</p> <p>phone [12] 75/16 128/20 155/4 160/16 161/17 172/5 172/8 174/16 174/19 180/4 180/6 180/8</p> <p>phonetic [8] 60/4 60/5 95/5 97/9 134/18 134/19 180/23 180/24</p> <p>physical [6] 87/15 90/22 134/7 187/20 188/8 204/17</p> <p>physically [1] 80/25</p> <p>pick [2] 10/17 91/1</p> <p>picked [3] 10/13 10/19 32/17</p> <p>piece [1] 23/6</p> <p>piecemeal [1] 113/16</p> <p>piped [1] 11/4</p> <p>place [14] 39/12 54/3 55/10 61/13 68/3 68/8 73/13 76/4 147/4 175/22 175/24 175/25 209/15 209/17</p> <p>placed [1] 28/14</p> <p>places [1] 176/2</p> <p>plaintiff [5] 3/3 13/22 36/25 37/15 180/13</p> <p>plaintiff's [1] 124/19</p> <p>plaintiffs [8] 2/2 5/4 5/22 180/4 183/24 184/1 184/2 184/15</p> <p>plaintiffs' [1] 7/11</p> <p>plan [20] 19/22 22/22 23/15 23/15 23/20 24/1 24/22 109/8 157/25 158/9 158/16 158/19 158/20 158/21 159/12 160/2 160/3 212/1 212/17 213/6</p> <p>planned [1] 84/8</p> <p>plans [18] 15/5 17/7 17/7 19/2 23/1 23/1 23/2 23/4 23/6 23/8 23/19 24/1 24/22 24/23 89/17 91/3 159/3 187/5</p> <p>Plaskon [1] 30/3</p> <p>play [3] 83/24 101/9 109/2</p> <p>played [3] 6/11 40/18 41/5</p> <p>playing [5] 13/15 14/14</p>	<p>40/19 84/12 109/5</p> <p>please [26] 25/4 44/9 48/15 91/18 112/10 113/8 113/11 114/3 120/3 120/4 122/20 123/7 127/3 129/7 129/13 131/15 133/9 133/19 143/2 152/14 152/15 162/9 178/1 194/21 198/21 211/2</p> <p>PO [1] 187/24</p> <p>point [28] 7/15 15/10 16/5 17/21 17/25 28/17 29/13 29/22 32/13 32/24 47/19 52/2 52/10 54/13 72/2 72/5 83/23 92/3 129/22 131/3 136/17 148/13 151/22 152/7 152/18 176/9 177/12 182/21</p> <p>pointed [1] 141/15</p> <p>points [6] 16/9 32/14 32/15 32/19 38/12 54/23</p> <p>political [1] 15/24</p> <p>portion [8] 15/11 18/21 20/17 32/8 32/11 32/20 113/3 130/17</p> <p>portions [10] 14/8 17/3 40/17 84/4 84/4 109/1 113/6 196/3 199/11 211/3</p> <p>position [11] 9/24 30/11 46/17 46/24 47/1 47/7 47/12 121/14 183/5 191/17 193/10</p> <p>positions [1] 207/10</p> <p>positive [1] 89/1</p> <p>possible [18] 12/25 24/8 30/10 140/20 154/11 158/13 158/15 161/15 167/9 172/1 176/6 177/4 202/21 203/22 207/21 208/7 208/11 208/12</p> <p>Possibly [2] 147/16 208/16</p> <p>potential [7] 92/6 161/24 162/18 172/14 176/20 210/21 211/12</p> <p>potentially [4] 136/17 160/10 175/11 195/2</p> <p>practically [1] 106/1</p> <p>pre [1] 28/19</p> <p>pre-bundled [1] 28/19</p> <p>precluding [1] 48/7</p> <p>predecessor [1] 192/7</p> <p>prefer [3] 23/14 23/19 114/9</p> <p>preferential [1] 38/3</p> <p>preliminary [7] 42/13 42/14 43/6 49/3 60/11 61/21 77/11</p> <p>preparation [2] 69/15 122/12</p> <p>preparations [1] 137/6</p> <p>prepare [2] 130/7 132/23</p> <p>prepared [6] 35/1</p>	<p>53/16 53/16 54/8 131/5 188/20</p> <p>preparing [2] 57/20 188/18</p> <p>present [5] 2/20 10/11 110/22 118/20 129/23</p> <p>presented [6] 57/13 102/6 102/7 107/22 150/5 183/17</p> <p>press [10] 128/11 129/12 129/15 129/18 129/23 130/1 130/2 130/5 130/6 130/7</p> <p>pressure [1] 30/24</p> <p>presumably [2] 159/15 195/13</p> <p>presumed [1] 65/15</p> <p>Presupposes [1] 171/12</p> <p>pretty [7] 10/9 27/6 30/12 34/15 37/22 38/21 62/6</p> <p>prevent [2] 150/4 162/3</p> <p>previous [2] 20/3 176/14</p> <p>previously [1] 5/3</p> <p>PRINCE [2] 2/15 141/20</p> <p>Principle [2] 104/2 104/5</p> <p>principles [2] 103/25 104/11</p> <p>printed [1] 99/24</p> <p>prior [36] 18/2 28/8 62/16 62/18 75/23 84/24 88/18 88/19 94/21 96/7 124/11 134/24 136/21 138/17 140/13 144/6 146/4 149/8 149/14 153/2 156/19 156/22 157/12 158/18 170/10 170/14 170/25 176/11 189/4 189/11 189/25 193/3 204/18 206/16 207/1 207/10</p> <p>private [1] 4/15</p> <p>privately [1] 161/22</p> <p>privilege [2] 150/6 150/12</p> <p>probably [9] 11/18 12/19 30/12 30/24 73/18 74/24 81/11 142/16 184/15</p> <p>problem [7] 11/7 13/8 13/9 27/20 111/17 212/21 212/24</p> <p>problems [3] 6/17 6/21 15/14</p> <p>procedural [1] 53/3</p> <p>procedure [1] 39/12</p> <p>proceed [1] 131/9</p> <p>proceedings [10] 1/8 84/11 84/14 112/3 170/3 173/4 199/2 213/12 213/15 214/4</p> <p>process [68] 16/18 16/20 17/5 17/15 20/4</p>	<p>24/7 24/14 25/7 25/18 26/1 28/21 29/7 30/14 30/15 31/13 31/22 32/6 32/18 33/22 36/16 37/13 37/22 38/21 39/22 39/25 40/7 40/10 50/1 50/4 50/5 50/7 50/13 51/10 51/12 52/1 52/3 52/3 54/11 55/5 55/11 55/20 55/23 56/2 56/11 57/8 57/9 63/6 63/17 63/23 64/5 64/16 68/4 68/9 70/10 81/15 81/24 83/5 83/6 88/22 101/13 104/13 107/20 107/23 108/6 124/20 156/15 179/21 182/1</p> <p>processes [1] 63/3</p> <p>produced [8] 42/15 42/16 100/2 128/22 129/2 129/5 201/23 202/2</p> <p>product [6] 19/18 55/13 113/19 197/23 209/11 209/20</p> <p>products [1] 193/22</p> <p>professional [2] 23/5 37/8</p> <p>professionalism [1] 37/12</p> <p>profit [11] 130/14 130/18 130/19 131/18 132/6 133/12 133/22 134/11 189/10 189/19 190/1</p> <p>profit-sharing [5] 132/6 133/12 133/22 189/10 189/19</p> <p>profits [3] 131/21 131/21 132/1</p> <p>program [4] 54/6 58/1 58/16 58/25</p> <p>programs [1] 20/24</p> <p>progress [1] 175/11</p> <p>prohibit [1] 105/1</p> <p>projects [1] 209/4</p> <p>pronunciation [1] 74/8</p> <p>proper [1] 32/23</p> <p>properly [1] 33/6</p> <p>properties [1] 185/18</p> <p>proposal [1] 101/12</p> <p>proposed [9] 21/4 21/4 23/24 54/9 104/5 198/10 198/15 199/9 199/12</p> <p>protect [2] 8/10 8/15</p> <p>protecting [3] 8/5 10/3 10/5</p> <p>protection [2] 7/22 7/23</p> <p>provide [18] 4/20 17/7 19/20 19/21 20/21 20/24 22/18 22/19 27/8 54/5 64/2 80/25 164/4 164/5 164/7 164/11 177/16 197/8</p> <p>provided [16] 4/7 4/11 14/22 15/8 15/12 16/14 36/6 51/22 54/13 96/16</p>
---	---	---	---	--

<p>P</p> <p>provided... [6] 97/12 107/1 120/10 120/13 122/9 175/18</p> <p>providing [5] 52/16 53/22 164/8 197/25 200/10</p> <p>provision [4] 88/20 104/22 105/7 166/20</p> <p>provisions [5] 88/22 125/19 166/12 166/14 166/25</p> <p>proximity [1] 163/23</p> <p>public [19] 47/20 50/8 50/13 50/19 50/23 58/17 60/3 69/8 69/10 69/10 70/10 72/15 73/2 82/14 107/24 108/1 108/4 185/13 185/13</p> <p>public-health-type [1] 60/3</p> <p>pull [2] 5/25 15/23</p> <p>pulled [1] 112/25</p> <p>punctuation [2] 119/12 199/4</p> <p>Pupo [71] 2/20 4/21 5/7 5/10 5/16 6/6 7/22 8/1 9/6 9/17 9/19 10/22 11/23 56/3 56/14 56/18 56/18 64/19 65/6 67/12 128/14 128/16 128/23 129/16 129/20 129/25 130/2 146/24 147/9 148/1 148/14 149/5 155/4 155/13 158/19 158/22 158/24 160/6 160/24 161/5 161/22 162/13 162/15 162/17 162/19 162/25 164/17 169/2 169/8 171/9 171/15 172/16 172/17 176/22 176/23 177/6 178/8 178/9 179/10 181/10 182/1 182/12 183/4 185/6 185/17 187/14 188/14 210/5 210/18 210/21 211/11</p> <p>Pupo's [5] 7/3 153/25 161/13 163/10 177/24</p> <p>purchase [28] 117/24 118/1 118/11 122/15 122/24 123/5 123/11 124/10 124/14 124/24 125/5 125/16 126/12 126/14 126/21 127/2 127/9 128/8 128/25 129/11 129/18 129/21 130/4 130/8 137/2 137/20 137/24 138/13</p> <p>purpose [20] 6/4 7/4 10/5 38/10 38/11 60/23 139/15 149/16 149/17 150/11 158/8 161/4 162/17 162/19 165/23 165/24 175/7 175/8 194/20 194/22</p> <p>purposes [10] 6/12 12/22 14/23 15/8 19/25</p>	<p>93/6 144/2 196/2 206/19 206/23</p> <p>pursuant [3] 135/1 137/9 185/13</p> <p>put [16] 14/4 29/2 53/14 54/12 54/22 54/22 62/1 118/25 139/6 143/24 162/9 210/3 210/16 210/18 210/20 211/10</p> <p>puts [1] 116/6</p> <p>putting [1] 161/6</p> <p>PUZEY [1] 2/7</p> <hr/> <p>Q</p> <p>Qualcan [1] 5/8</p> <p>Qualcan's [1] 5/24</p> <p>qualified [4] 33/9 37/1 37/8 37/13</p> <p>qualify [1] 9/7</p> <p>quality [6] 16/2 16/3 19/7 19/8 19/12 19/22</p> <p>Quantum [1] 53/19</p> <p>QuantumMark [16] 45/23 46/7 51/15 52/17 52/21 53/16 53/16 53/17 54/8 55/2 55/13 55/18 58/4 58/11 58/13 58/14</p> <p>QuantumMark's [1] 63/17</p> <p>quarter [2] 145/7 147/20</p> <p>question [103] 16/7 21/20 26/4 26/7 35/5 42/2 43/3 45/1 45/8 46/10 48/22 49/4 49/11 49/16 58/7 71/5 77/16 81/6 86/25 88/8 88/9 88/16 88/19 104/23 105/7 113/5 113/13 117/19 118/2 120/3 120/4 120/5 122/20 122/21 123/7 123/8 124/6 124/11 125/18 125/19 125/22 127/3 127/4 127/15 127/16 130/1 131/1 131/13 131/16 131/17 132/8 132/14 132/17 132/19 132/20 133/4 133/13 133/16 133/17 134/4 135/9 135/10 135/22 140/5 142/8 143/2 143/3 143/21 146/10 150/1 152/15 152/16 157/11 157/21 163/13 170/16 170/21 171/5 171/11 171/12 171/18 176/25 183/15 184/22 185/9 186/19 187/3 189/14 189/16 191/1 194/19 194/21 195/23 196/10 198/17 201/14 204/22 206/5 208/23 208/24 209/13 209/14 213/8</p> <p>questioner [1] 190/6</p> <p>questioning [4] 34/8</p>	<p>182/2 183/1 186/14</p> <p>questions [32] 26/3 26/5 27/5 27/19 27/23 33/17 33/19 34/1 35/16 39/2 39/19 57/14 83/3 91/14 93/18 96/14 96/23 97/10 98/4 112/8 114/11 125/6 125/8 139/9 139/10 149/20 149/21 150/5 150/5 150/18 153/6 177/13</p> <p>quick [2] 21/19 27/6</p> <p>quite [3] 30/13 88/23 91/17</p> <p>quotations [1] 125/10</p> <p>quote [4] 5/6 182/13 186/20 186/20</p> <p>quoted [1] 198/9</p> <p>quoting [1] 125/7</p> <hr/> <p>R</p> <p>Rainbow [2] 203/12 203/17</p> <p>raise [2] 11/11 112/4</p> <p>raising [3] 9/19 71/8 79/3</p> <p>ran [3] 30/20 41/16 41/20</p> <p>Ranch [1] 148/8</p> <p>randomly [1] 36/19</p> <p>range [1] 202/3</p> <p>ranking [1] 61/5</p> <p>rapport [2] 161/8 161/9</p> <p>rather [2] 30/5 143/18</p> <p>re [3] 1/6 118/20 133/18</p> <p>re-read [1] 118/20</p> <p>reach [4] 100/13 108/13 156/3 156/3</p> <p>reaching [1] 136/17</p> <p>reaction [1] 163/11</p> <p>read [52] 21/6 23/8 31/16 32/17 37/9 85/22 86/10 87/3 103/8 104/8 105/4 106/5 109/7 109/12 111/6 111/8 112/7 112/9 112/14 112/23 113/3 113/5 113/23 118/20 120/5 122/21 123/8 125/2 125/4 125/19 127/4 131/17 133/17 138/8 143/3 152/16 156/6 170/19 170/21 173/1 173/8 181/21 182/18 189/15 189/16 194/18 195/11 199/4 200/5 204/14 211/4 211/7</p> <p>reading [16] 21/5 84/4 101/18 109/14 111/2 111/5 112/18 124/11 141/16 195/3 199/18 199/23 210/24 210/25 211/14 211/22</p> <p>ready [2] 13/14 111/20</p> <p>real [13] 12/19 12/20 18/2 24/23 100/13 108/12 177/4 197/13 197/14 197/15 209/1</p>	<p>209/6 209/21</p> <p>realize [1] 15/18</p> <p>really [7] 16/21 54/19 69/2 72/25 156/2 189/23 199/22</p> <p>reask [1] 171/4</p> <p>reason [11] 9/5 33/21 62/24 76/18 82/1 148/9 148/11 155/13 179/14 179/15 184/16</p> <p>reasonable [2] 38/21 104/7</p> <p>reasons [4] 146/9 150/22 209/20 209/23</p> <p>recall [195] 15/10 15/11 15/13 16/1 16/13 17/3 17/14 17/20 18/12 18/15 19/7 20/11 20/16 20/19 20/19 21/5 30/9 41/24 42/13 45/24 48/21 56/1 56/11 56/17 60/2 60/10 60/17 60/17 60/18 61/2 61/17 62/7 68/7 68/15 69/3 69/14 70/24 71/3 73/9 73/12 73/15 73/17 73/23 74/17 74/20 74/25 75/7 75/8 75/20 76/2 76/12 76/19 76/19 77/14 77/20 77/24 78/1 78/1 78/1 78/7 78/13 78/14 78/19 78/20 78/21 78/25 79/2 79/3 79/3 79/4 79/11 79/12 79/15 79/17 79/17 79/23 79/24 79/25 80/1 80/2 80/2 81/16 82/20 83/13 84/16 84/18 92/7 92/9 95/13 108/5 108/5 108/8 117/1 117/20 120/17 120/22 125/21 126/4 126/5 126/24 127/22 128/2 128/2 128/15 128/18 129/10 129/16 131/7 131/12 133/24 136/23 137/5 138/2 138/15 138/16 138/19 140/16 140/24 142/13 146/23 147/9 147/15 148/6 148/9 149/6 149/11 150/14 153/12 155/5 155/16 155/20 156/14 156/17 156/21 158/18 160/9 160/12 160/15 162/14 162/16 162/25 163/2 163/5 163/15 164/8 164/14 164/21 164/22 166/3 166/4 166/5 166/6 167/2 167/3 168/7 169/1 169/6 169/10 169/11 169/15 171/20 171/23 172/2 172/4 172/5 172/11 174/15 174/16 176/1 176/3 176/9 176/17 179/24 180/1 180/3 182/2 184/1 184/25 185/2 186/2 186/4</p>	<p>186/11 186/16 186/16 187/4 187/16 187/18 189/8 193/1 197/9 197/10 202/18 204/17 207/17 207/19</p> <p>recalled [1] 79/8</p> <p>receive [5] 20/15 35/1 73/20 74/13 109/22</p> <p>received [21] 19/14 20/16 21/1 22/22 25/16 26/9 33/5 34/14 34/22 74/15 77/12 77/16 78/2 78/3 78/4 78/5 109/21 151/19 180/4 180/8 183/4</p> <p>receiving [7] 18/2 77/20 77/24 78/1 78/8 156/22 189/6</p> <p>recently [3] 33/19 42/16 161/1</p> <p>recess [4] 11/14 83/19 198/22 213/13</p> <p>recessed [3] 84/11 112/3 213/15</p> <p>recognize [1] 114/19</p> <p>recognizing [1] 28/17</p> <p>recollection [26] 16/16 17/12 19/11 63/15 70/14 70/14 70/23 76/14 92/16 92/18 118/17 118/21 119/2 131/11 131/25 137/6 137/16 148/5 164/2 165/5 178/5 184/8 186/4 191/10 191/13 191/14</p> <p>recommend [1] 8/14</p> <p>recommendation [16] 51/25 84/19 101/4 101/23 103/16 104/1 104/23 105/7 105/23 106/9 107/1 107/2 107/11 107/14 107/22 108/16</p> <p>recommendations [12] 4/23 51/23 55/12 100/17 100/18 100/21 100/24 101/10 101/16 102/23 108/17 108/20</p> <p>recommending [1] 103/21</p> <p>recommends [1] 102/24</p> <p>record [31] 4/5 4/19 6/13 7/4 8/7 10/3 10/5 10/12 10/16 10/17 11/7 12/21 13/1 13/3 13/4 57/17 85/11 85/15 85/17 85/17 85/22 86/10 86/13 86/14 86/21 87/3 87/10 112/11 194/23 199/1 210/1</p> <p>RECORDED [1] 1/24</p> <p>RECORDER [1] 1/24</p> <p>recording [3] 12/23 12/24 214/4</p> <p>records [2] 55/23 210/15</p>
---	---	--	---	--

R	related [19] 12/8 24/17 46/12 47/24 48/3 58/10 58/10 61/18 77/4 77/4 77/6 130/22 136/8 158/1 209/20 209/21 209/22 210/21 211/12	60/9 78/17 96/15 96/24 97/11 97/25 98/5 101/15 104/14 152/9 152/11 152/20 152/23 210/11	86/11 112/8 163/11 167/1 171/20 182/6 182/7 190/25	92/21 93/25 97/8 98/10 98/19 98/24 112/4 112/5 114/7 115/13 117/17 117/24 118/5 122/12 129/25 131/8 135/1 137/22 139/25 141/12 145/10 146/11 147/22 150/12 150/17 151/6 151/8 152/7 153/18 153/20 154/20 155/6 155/9 155/16 156/11 157/8 159/1 159/16 160/4 163/7 163/10 166/16 168/15 169/22 170/4 170/8 171/18 173/7 174/13 174/25 175/10 177/3 177/6 177/8 178/11 178/23 179/18 181/6 181/8 181/10 183/11 183/19 183/22 184/11 185/16 187/12 188/25 198/12 200/24 205/15 205/16 206/17 212/6
recouped [1] 132/2	relates [7] 169/4 169/5 197/15 206/23 208/2 209/1 209/4	reported [3] 47/6 149/4 187/9	responsibilities [5] 26/19 46/17 47/3 56/13 206/23	Rino [1] 154/15
recreational [21] 14/20 20/9 35/22 42/5 45/6 45/17 46/14 47/24 57/21 58/21 61/18 66/24 67/14 77/8 92/6 102/25 160/13 164/25 170/11 171/2 189/23	relation [1] 88/17	reporter [11] 94/2 120/6 122/22 123/9 127/5 131/17 133/18 143/4 152/17 170/21 189/17	responsibility [5] 47/24 49/2 49/8 49/15 53/18	Ritter [12] 60/3 69/6 101/4 102/2 103/20 105/18 106/7 106/14 106/15 107/13 184/10 184/16
reduced [1] 101/15	relationship [5] 116/20 151/9 161/7 184/17 196/18	REPORTING [1] 1/25	responsible [4] 81/13 102/8 117/6 192/3	RJC [1] 7/5
refer [5] 99/22 182/11 190/5 190/8 190/9	relative [2] 63/16 102/24	reports [1] 107/7	responsive [1] 104/2	Road [5] 200/18 201/2 201/11 201/16 203/5
reference [3] 125/11 141/6 198/15	relatively [1] 193/2	represent [11] 7/7 27/4 33/16 39/18 42/3 42/5 43/15 44/3 44/4 45/8 45/11	rest [2] 8/12 94/5	Rogueage [1] 180/23
referencer [1] 141/21	relay [1] 177/6	representation [3] 44/18 44/21 162/1	result [2] 152/3 152/6	role [9] 35/10 35/17 39/6 39/9 53/11 53/19 55/7 101/9 102/11
referred [2] 73/5 187/8	release [10] 128/11 129/12 129/15 129/18 129/23 130/1 130/2 130/5 130/6 130/7	representative [5] 29/23 124/25 125/15 126/8 126/23	resulted [1] 5/19	Roman [2] 97/4 98/14
referring [8] 16/9 87/23 89/13 97/22 103/12 103/17 144/16 200/19	released [3] 137/14 137/15 180/16	representatives [4] 26/9 26/23 57/1 61/23	resume [3] 13/14 14/12 111/19	room [4] 9/11 55/9 69/22 160/19
refrain [1] 136/2	relegate [1] 91/13	represented [13] 41/21 42/7 42/17 43/7 43/25 45/14 71/23 71/25 72/2 72/4 72/12 110/8 110/9	resumed [2] 14/14 84/12	rooms [1] 53/4
refusing [2] 131/6 131/7	relevance [4] 90/9 115/15 116/14 116/24	representing [2] 41/24 72/10	retail [4] 151/7 193/24 194/9 194/10	Roth [1] 12/21
regard [2] 9/4 53/7	relevancy [3] 118/14 122/18 124/18	request [5] 5/3 91/11 164/2 179/16 202/25	retained [1] 71/14	roughly [2] 158/16 158/17
regarding [26] 18/7 34/2 76/17 87/15 91/16 106/25 107/2 142/18 143/21 150/18 154/24 156/14 156/17 157/25 161/25 163/1 163/21 163/22 168/17 169/8 172/11 176/13 176/17 178/19 180/6 210/3	rely [1] 52/20	requested [1] 80/20	retaining [2] 149/17 150/11	rule [16] 6/7 7/24 9/3 11/21 11/22 48/18 48/19 103/1 103/12 103/18 103/21 106/16 107/18 108/4 108/9 186/19
regardless [1] 135/10	remain [1] 46/21	require [2] 103/2 105/10	retrieval [1] 129/22	ruled [2] 10/22 10/24
regards [4] 16/2 18/13 18/19 19/8	remember [56] 4/12 15/7 19/3 32/12 34/3 35/7 38/8 39/4 52/11 54/19 59/16 59/18 59/23 59/25 60/7 61/9 61/12 62/21 63/22 68/11 69/2 69/9 72/25 73/1 74/1 78/6 78/9 78/10 81/10 82/20 104/13 107/17 107/19 108/3 121/24 132/19 140/8 140/25 143/24 147/5 147/19 149/13 153/15 158/5 159/25 160/3 160/18 164/24 166/7 166/9 171/22 176/5 184/6 184/8 184/22 204/14	required [6] 20/23 50/23 92/9 103/6 185/1 204/25	revenue [3] 46/19 46/19 100/25	run [1] 162/21
regs [1] 68/11	remind [2] 4/21 178/1	requirement [3] 6/5 91/1 101/22	Revenues [1] 131/22	RUSTY [1] 2/12
regulating [1] 161/9	reminded [1] 5/22	requirements [3] 14/19 87/13 102/1	review [26] 4/6 4/7 4/12 4/15 24/11 49/11 50/11 52/5 52/6 52/7 55/12 55/13 55/23 64/16 80/5 80/5 85/18 86/15 122/11 131/2 133/6 144/5 153/14 153/16 155/3 155/7	rules [2] 7/18 66/21
regulation [12] 51/22 64/18 66/12 82/10 88/21 91/6 91/8 92/9 96/23 98/4 104/6 186/24	remote [4] 5/6 5/11 5/12 9/3	requires [2] 21/9 120/15	reviewed [15] 4/7 4/10 28/11 53/15 61/20 80/15 81/25 82/4 82/13 85/12 85/18 86/14 86/22 87/9 87/10	ruling [1] 5/17
regulations [71] 46/6 46/14 48/3 49/4 49/16 49/20 49/24 50/2 50/2 50/20 51/8 51/18 54/9 54/15 57/2 57/21 58/10 58/14 58/19 59/11 62/7 62/21 62/25 63/5 63/9 63/11 63/18 63/19 64/3 64/9 65/7 65/14 65/17 65/20 66/3 66/21 68/1 68/3 68/8 68/20 69/16 70/15 70/25 71/5 71/9 76/9 76/13 76/17 76/22 77/4 77/7 80/3 80/9 81/1 82/6 82/16 82/16 83/9 92/4 94/14 94/17 94/22 95/15 95/16 95/24 96/2 96/8 105/1 105/2 149/20 150/19	remotely [1] 8/15	resignations [1] 134/24	revised [1] 49/12	RULIS [3] 2/7 3/6 27/3
regulatory [9] 18/24 18/25 19/2 50/5 52/3 87/13 100/25 102/23 161/9	removed [1] 199/20	resigned [5] 135/6 135/13 135/19 136/22 141/8	revisions [3] 55/4 80/16 80/20	run [1] 162/21
regulators [1] 162/22	renewal [1] 103/7	reserve [1] 146/21	Richard [1] 2/17	
regulatory [9] 18/24 18/25 19/2 50/5 52/3 87/13 100/25 102/23 161/9	Reno [2] 99/8 203/24	residences [1] 21/13	RICK [1] 2/13	
rehear [1] 191/1	reoffer [1] 182/22	resign [3] 134/13 134/20 134/22	right [137] 9/12 9/13 10/12 12/11 13/5 13/25 14/18 17/12 17/14 18/18 18/23 19/6 19/20 19/25 21/2 21/7 24/16 25/15 26/18 27/3 27/17 27/24 32/7 33/24 36/6 36/8 38/22 41/4 43/5 44/25 45/5 46/23 48/24 49/15 49/23 52/25 53/13 54/14 55/1 55/8 55/22 57/16 57/22 58/3 59/1 59/9 61/17 63/9 66/2 67/7 70/7 72/12 74/9 74/10 75/8 77/11 77/24 78/18 84/9 88/11 88/13 90/11 91/4 92/3	
reject [2] 170/11 171/2	repeat [15] 25/4 119/11 120/3 120/4 122/20 123/7 127/3 131/13 131/15 131/15 133/16 143/2 194/21 201/14 206/5	resolution [3] 140/2 140/9 191/7	reviewing [2] 24/22 24/22	
	repetition [1] 108/24	resolutions [2] 117/17 117/22	reviews [1] 51/7	
	repetitive [1] 33/18	resolve [2] 105/23 111/14	Revised [1] 49/12	
	rephrase [1] 44/25	resources [2] 192/6 192/9	revisions [3] 55/4 80/16 80/20	
	replaced [3] 192/8 192/9 192/11	respect [4] 61/13 130/8 134/9 167/7	richard [1] 2/17	
	report [16] 42/17 52/1	response [13] 9/22 20/1 27/23 40/22 41/3	RICK [1] 2/13	

S	172/11 176/17	158/13 158/14 159/24 194/14	SHARPLES [1] 2/16	signatures [1] 154/25	
said... [31] 82/4 86/4 86/8 90/17 103/17 114/24 115/17 125/20 139/11 144/5 145/19 152/10 152/23 155/7 155/12 163/16 166/16 171/19 171/21 172/17 173/12 176/23 180/17 183/23 187/9 190/22 193/4 196/4 208/11 211/19 213/2	school [2] 22/1 22/16	Segerblom [1] 60/4	she [106] 16/18 16/19 16/19 17/1 17/2 17/2 17/3 17/6 17/17 17/22 17/23 18/6 18/7 18/18 18/23 19/4 19/5 19/8 19/16 20/14 45/23 60/13 60/14 60/20 60/22 69/1 69/14 70/8 70/9 70/10 70/18 70/21 71/10 71/23 71/25 72/2 72/4 72/8 72/10 72/12 72/21 72/22 73/5 73/8 84/23 86/4 86/8 88/4 88/5 93/24 93/24 94/5 94/6 94/6 97/25 130/19 131/18 134/20 134/22 144/12 145/3 145/5 148/24 149/1 149/4 149/4 149/19 149/22 150/25 151/13 151/18 151/18 151/18 151/19 151/22 151/24 152/3 152/7 152/9 152/10 152/11 152/18 152/20 152/22 152/23 153/3 159/16 190/12 190/13 190/16 191/7 191/16 191/18 191/20 192/3 192/5 192/7 192/8 192/24 193/1 193/4 193/5 193/10 193/12 193/15 206/21	selected [3] 175/25 176/1 176/3	signed [15] 102/3 105/19 106/8 118/10 127/16 127/19 138/10 138/10 138/14 169/2 169/4 171/9 171/16 171/22 171/25
sale [3] 39/3 39/6 187/9	score [9] 17/5 17/17 17/18 18/7 21/8 36/6 38/8 38/13 38/18	self [1] 187/9	signing [12] 127/15 128/8 165/25 166/12 167/14 167/16 167/21 167/25 168/2 169/9 170/9 170/24		
same [37] 6/21 7/23 14/18 14/19 22/12 25/23 31/16 35/3 36/16 41/16 43/17 45/8 45/12 48/11 64/21 71/5 78/21 78/25 79/13 92/17 92/21 116/19 117/9 122/15 122/24 129/24 131/23 142/16 142/18 143/22 153/6 165/7 185/24 190/14 193/13 193/16 193/20	scored [1] 38/17	self-reported [1] 187/9	Sillitoe [8] 42/1 42/18 43/17 45/8 45/9 45/11 45/13 45/16		
Sandoval [2] 46/9 47/14	scores [6] 36/19 153/14 153/16 155/3 178/19 180/16	sell [3] 66/25 67/13 67/22	silos [2] 206/12 206/12		
Saturday [1] 9/15	scoring [5] 16/18 17/10 17/13 85/10 86/19	seller's [4] 124/25 125/14 126/8 126/23	similar [6] 7/9 31/24 151/12 172/17 176/23 184/16		
save [2] 51/5 109/13	scratch [1] 190/25	selling [2] 15/14 85/1	simple [2] 6/5 23/20		
saw [4] 32/11 94/6 128/2 189/2	scratches [1] 23/7	semantics [1] 206/17	simply [3] 24/1 148/24 210/5		
say [56] 4/9 9/13 17/25 23/2 27/21 28/25 29/8 30/23 32/21 33/2 34/19 37/10 58/20 64/17 65/17 67/20 67/21 71/10 74/2 74/2 74/5 75/2 78/9 79/20 82/15 83/16 87/23 89/3 90/21 109/21 114/24 115/5 121/11 121/22 122/6 126/4 131/8 139/12 150/25 156/25 156/25 158/14 159/11 159/11 160/25 163/7 163/9 166/13 184/1 188/20 191/21 192/11 193/15 204/15 207/25 208/10	screen [3] 112/14 113/3 125/8	send [5] 51/8 102/17 154/10 168/16 177/23	since [9] 7/5 26/18 29/22 95/3 139/5 189/1 192/9 194/25 197/19		
saying [18] 42/13 56/9 56/10 60/17 60/18 60/23 79/10 89/12 90/13 114/12 136/2 136/13 163/2 166/24 168/22 169/11 177/24 210/15	scrivener's [3] 55/2 55/3 55/4	sending [3] 128/15 129/16 169/2	sir [61] 15/13 15/16 18/9 18/17 18/20 18/22 19/10 19/19 20/7 20/11 21/5 21/10 21/16 21/18 22/10 22/11 22/21 23/3 24/13 24/15 26/21 26/24 27/11 27/17 27/25 28/9 29/17 29/21 29/25 31/20 32/3 33/25 34/7 34/10 34/24 35/24 36/9 36/15 37/3 37/14 37/18 39/23 40/8 114/6 115/17 119/1 119/12 123/15 123/17 127/17 130/13 137/13 139/18 155/15 158/12 159/19 168/14 176/8 178/20 179/19 187/15		
says [33] 21/3 96/22 96/25 98/3 98/6 100/16 100/24 101/3 101/21 102/22 103/2 103/4 103/24 104/22 104/22 104/24 105/16 105/22 105/23 106/25 108/15 114/19 118/6 124/25 125/21 182/13 196/1 196/6 196/14 201/2 201/17 205/23 211/18	search [2] 113/1 198/23	sense [4] 33/24 119/13 136/15 197/16	sheet [4] 17/5 17/10 17/13 144/18		
scheduling [3] 52/15	second [13] 21/21 49/24 56/24 104/21 104/24 147/21 149/24 159/4 161/13 164/15 164/17 172/21 174/3	sent [17] 9/17 9/18 82/10 82/12 128/10 128/13 128/23 129/4 129/8 129/24 130/2 136/20 136/20 155/1 158/17 188/12 194/16	shelves [1] 197/23		
	secretaries [1] 13/16	separate [1] 35/21	SHEVORSKI [3] 2/11 74/7 88/8		
	secretary [1] 28/14	separated [1] 18/1	Shevorskis's [1] 91/25		
	section [16] 17/22 18/1 19/6 20/2 20/12 20/17 32/7 32/8 38/8 104/21 104/22 104/22 104/25 105/19 130/18 185/2	separation [2] 18/3 18/6	shifted [1] 145/5		
	Section 5 [1] 104/25	September [26] 46/23 115/13 115/18 116/23 120/21 135/4 135/8 135/17 137/10 140/4 145/14 160/10 164/23 168/11 168/12 168/15 171/9 194/12 195/1 195/4 195/13 205/12 205/13 207/11 207/13 207/16	short [9] 9/22 12/1 12/4 30/14 34/19 83/19 166/22 171/23 198/22		
	sections [1] 17/24	September 21 [1] 168/15	shorter [1] 199/14		
	secure [2] 19/15 209/11	Sequoia [11] 134/19 134/22 135/16 135/19 136/4 136/14 136/17 194/6 195/6 196/17 196/20	should [14] 5/16 14/22 80/19 96/15 96/16 97/11 97/12 99/6 136/2 163/7 174/10 211/5 212/20 212/24		
	security [2] 13/3 214/10	Serenity [2] 78/25 141/7	show [2] 131/7 157/23		
	see [33] 1/19 15/21 15/24 29/2 44/25 53/13 57/16 66/21 68/18 84/9 86/16 93/24 93/24 94/3 94/6 97/24 103/4 114/13 125/1 141/4 144/7 144/10 144/11 144/13 144/20 169/1 170/19 172/25 182/16 201/6 202/13 209/3 213/3	serve [1] 90/24	showed [1] 159/13		
	seeing [5] 48/21 48/22 94/2 128/2 158/5	served [1] 57/1	showing [3] 158/7 173/19 206/15		
	seeking [2] 90/23 125/4	set [7] 5/15 46/11 51/17 51/21 55/9 112/7 165/19	shows [1] 190/10		
	seem [2] 26/16 129/25	seven [1] 111/3	sic [1] 44/10		
	seemed [4] 16/21 29/4 38/21 183/25	several [2] 198/7 200/17	side [1] 69/23		
	seems [4] 9/2 195/11 195/16 205/22	severe [1] 7/9	sides [1] 5/19		
	seen [17] 126/10 126/19 127/24 128/1 130/5 136/19 138/5 138/5 138/7 138/8 138/9 154/25 158/8	Shane [7] 13/23 13/23 83/14 97/16 112/24 170/2 173/5	Sierra [3] 42/8 42/10 42/11		
		Shango [7] 41/24 42/18 43/17 44/4 44/4 44/19 45/2	SIGAL [1] 2/3		
		sharing [5] 132/6 133/12 133/22 189/10 189/19	sign [7] 117/16 117/22 117/24 118/3 118/9 168/9 171/19		
			signal [1] 123/21		
			signature [3] 97/5 98/16 169/13		

<p>S</p> <p>socially [2] 9/11 11/5</p> <p>sold [1] 139/5</p> <p>sole [1] 196/14</p> <p>solid [1] 197/13</p> <p>some [70] 11/12 13/21 18/7 20/15 20/20 20/22 20/23 23/2 26/2 26/5 26/10 27/23 28/17 33/19 36/25 39/2 47/4 51/9 51/16 53/13 53/14 53/20 53/24 54/3 54/3 54/7 54/18 54/21 55/16 56/15 56/25 57/7 57/10 57/13 59/3 64/2 69/10 69/11 72/2 72/5 72/13 72/23 89/17 90/19 93/19 93/20 102/11 105/25 107/7 109/13 109/24 109/25 110/19 114/11 129/22 137/18 142/25 143/6 145/10 152/9 152/21 157/19 161/8 161/12 173/5 180/4 182/21 195/1 209/4 210/3</p> <p>somebody [8] 6/20 23/6 75/10 75/12 101/12 116/4 134/5 208/25</p> <p>someone [7] 28/6 66/25 67/14 73/6 79/20 150/18 182/1</p> <p>something [23] 14/9 22/15 23/6 38/16 38/18 38/19 54/4 72/7 76/15 76/21 77/7 88/21 126/16 129/6 132/23 144/17 151/19 154/19 160/20 177/13 183/20 184/23 210/11</p> <p>sometime [11] 18/2 46/23 47/10 48/23 48/24 49/12 63/12 147/22 152/5 160/10 174/24</p> <p>sometimes [5] 23/8 51/7 72/9 102/15 102/18</p> <p>somewhere [6] 54/3 75/2 75/5 99/6 132/15 181/4</p> <p>SOPs [1] 189/5</p> <p>sorry [70] 4/9 10/8 15/2 15/3 43/4 47/11 48/22 52/24 53/9 53/10 57/5 57/5 57/24 58/21 59/17 67/25 70/13 71/20 81/6 81/12 82/9 86/2 86/9 88/6 88/19 97/7 98/18 101/16 105/10 109/11 110/4 113/10 115/17 117/18 118/4 122/3 122/6 124/5 125/17 126/15 127/15 130/12 137/11 139/7 144/14 144/16 145/13 145/20 145/21</p>	<p>146/5 153/19 154/19 167/19 168/23 170/1 174/3 174/7 175/13 187/2 189/14 190/22 190/25 195/20 198/3 198/4 200/13 200/14 201/9 209/2 212/22</p> <p>sort [8] 34/2 34/8 34/25 35/16 38/3 40/3 93/20 114/6</p> <p>sought [1] 203/5</p> <p>sound [9] 10/15 10/16 10/19 11/2 12/9 12/15 13/9 98/24 202/20</p> <p>sounds [2] 137/22 173/5</p> <p>source [3] 71/25 78/3 162/21</p> <p>sources [2] 29/11 29/12</p> <p>South [5] 201/2 203/5 203/12 203/21 203/24</p> <p>span [1] 193/24</p> <p>speaking [12] 20/6 21/14 30/11 30/17 74/17 74/20 106/16 152/5 153/12 158/18 206/4 209/24</p> <p>specific [27] 5/9 31/8 31/10 35/6 35/9 35/20 70/14 70/16 70/18 76/14 77/2 77/3 132/19 158/6 160/1 160/3 184/1 184/22 187/5 198/3 200/13 204/21 205/1 206/24 208/4 210/19 211/10</p> <p>specifically [9] 16/4 70/24 112/1 136/6 166/7 166/9 166/19 184/9 209/24</p> <p>specificity [1] 135/22</p> <p>specifics [1] 31/7</p> <p>specified [1] 194/10</p> <p>speculate [2] 91/15 91/19</p> <p>speculating [1] 148/20</p> <p>speculation [5] 121/15 146/14 148/16 177/19 181/13</p> <p>spell [2] 44/9 112/10</p> <p>spelled [1] 210/1</p> <p>spent [2] 16/23 24/21</p> <p>spoke [2] 68/20 210/5</p> <p>spoken [1] 29/23</p> <p>sponsor [1] 102/2</p> <p>sponsoring [1] 79/20</p> <p>sponsors [3] 101/3 101/9 103/20</p> <p>spread [1] 16/5</p> <p>staff [18] 52/19 52/19 52/22 52/23 52/25 53/1 53/25 54/24 55/9 55/9 55/11 55/16 55/22 55/24 56/1 56/15 82/11 177/7</p> <p>staffs [1] 56/7</p> <p>stage [1] 174/9</p> <p>stages [4] 210/23</p>	<p>211/6 211/13 211/21</p> <p>stamped [2] 158/2 199/7</p> <p>stance [1] 106/18</p> <p>stand [2] 137/4 198/12</p> <p>standing [1] 7/20</p> <p>standpoint [2] 10/3 11/8</p> <p>stands [1] 9/13</p> <p>start [16] 37/24 40/21 41/2 44/3 51/10 98/11 99/9 111/14 114/12 123/23 142/5 147/4 147/8 154/1 174/10 180/14</p> <p>started [5] 29/5 30/23 32/21 37/23 41/6</p> <p>starting [4] 64/1 125/12 126/17 142/4</p> <p>state [25] 11/18 15/4 31/11 33/20 33/20 34/9 35/21 36/5 38/2 39/7 40/9 41/16 41/21 61/5 89/21 90/19 109/21 109/21 112/10 120/11 120/13 120/15 122/9 136/16 203/18</p> <p>State's [1] 39/12</p> <p>stated [2] 105/7 106/15</p> <p>statement [10] 22/18 22/19 31/11 58/12 68/5 76/20 82/18 159/12 171/10 177/17</p> <p>states [2] 62/2 104/25</p> <p>station [1] 213/10</p> <p>status [1] 143/22</p> <p>statute [5] 49/21 50/24 83/1 106/17 108/10</p> <p>statutes [5] 46/14 48/3 49/12 150/19 186/24</p> <p>statutory [1] 62/25</p> <p>stay [2] 136/12 156/2</p> <p>step [1] 49/25</p> <p>STEPHANIE [1] 2/8</p> <p>steps [2] 31/14 179/20</p> <p>Steve [9] 30/2 56/3 57/9 57/18 59/4 69/21 70/1 70/4 154/12</p> <p>Steve's [1] 69/22</p> <p>STEVEN [1] 2/11</p> <p>sticks [3] 184/13 184/14 184/16</p> <p>still [10] 26/2 47/19 128/19 139/2 141/12 142/22 144/12 144/21 144/24 192/12</p> <p>stop [1] 94/3</p> <p>stopped [1] 173/2</p> <p>store [5] 19/14 19/15 203/18 204/12 204/13</p> <p>stores [4] 29/9 29/11 202/17 202/19</p> <p>Stout [1] 190/6</p> <p>street [3] 178/23 202/12 203/24</p> <p>stress [1] 31/4</p> <p>strike [4] 24/11 151/2 165/2 207/9</p> <p>striking [1] 125/10</p>	<p>struck [1] 9/17</p> <p>structure [2] 100/25 102/23</p> <p>stuff [6] 16/6 54/19 57/13 109/16 172/25 199/20</p> <p>subcommittee [1] 50/16</p> <p>subject [1] 95/11</p> <p>subjective [1] 32/25</p> <p>submission [10] 50/12 127/24 128/1 140/13 140/15 145/2 160/13 164/25 165/8 168/22</p> <p>submit [2] 8/17 136/24</p> <p>submittal [1] 50/10</p> <p>submitted [15] 26/8 27/13 120/18 127/20 127/22 132/4 137/19 138/13 138/19 159/13 196/25 198/1 200/11 204/7 205/2</p> <p>submitting [1] 204/18</p> <p>Subsection [2] 103/2 103/16</p> <p>subsequently [1] 139/5</p> <p>subsidiaries [2] 144/3 192/4</p> <p>substantial [1] 175/11</p> <p>substantive [2] 51/9 210/11</p> <p>such [6] 9/6 15/22 15/22 20/22 20/25 128/15</p> <p>sudden [1] 67/22</p> <p>sufficient [2] 34/21 37/16</p> <p>SUGDEN [1] 2/9</p> <p>suggest [1] 17/2</p> <p>suggested [1] 80/17</p> <p>Suite [4] 201/3 201/11 201/16 202/12</p> <p>summary [1] 107/1</p> <p>Sunset [1] 200/18</p> <p>supervisor's [1] 30/11</p> <p>supplement [1] 5/9</p> <p>supplied [2] 137/23 138/17</p> <p>support [1] 5/12</p> <p>supports [1] 6/12</p> <p>supposed [5] 15/17 15/25 16/22 28/24 83/11</p> <p>Supreme [2] 4/25 95/4</p> <p>sure [57] 5/8 13/17 21/6 26/4 27/18 38/11 44/5 53/4 56/7 57/10 59/12 62/6 64/4 68/10 72/6 73/24 74/8 75/3 75/10 75/14 78/4 78/6 78/15 81/3 81/5 81/10 81/13 81/16 81/17 82/11 82/24 83/1 86/9 88/24 91/9 93/21 94/4 98/22 99/11 104/17 128/2 132/11 134/12 135/7 147/6 150/21 154/21 162/21 162/24</p>	<p>168/18 168/25 170/17 177/1 190/19 203/16 206/10 206/17</p> <p>surrounding [2] 207/17 207/20</p> <p>sustained [2] 124/21 200/3</p> <p>swear [1] 112/5</p> <p>sworn [2] 41/7 41/9</p> <p>system [2] 6/11 38/15</p> <hr/> <p>T</p> <p>Table [2] 100/16 108/15</p> <p>tagging [1] 19/18</p> <p>take [18] 8/14 11/19 30/13 31/14 32/24 47/12 49/24 54/20 54/22 69/20 83/19 102/18 117/22 119/6 163/16 175/22 193/12 198/22</p> <p>taken [4] 8/9 9/25 113/21 185/13</p> <p>takers [1] 54/21</p> <p>takes [1] 182/15</p> <p>taking [1] 27/19</p> <p>talk [3] 6/8 16/5 24/11</p> <p>talked [10] 17/11 19/13 20/20 77/1 77/3 114/5 139/9 145/11 166/21 179/17</p> <p>talking [6] 44/20 55/8 117/9 144/18 188/22 213/14</p> <p>task [45] 4/24 8/13 46/4 46/5 46/7 46/9 46/11 46/11 51/6 51/16 51/16 51/20 51/23 51/24 51/24 53/17 54/11 57/14 59/13 59/18 59/23 60/3 60/4 60/9 60/12 60/15 64/1 96/15 96/23 97/11 98/1 98/3 100/17 100/18 100/21 101/19 102/7 103/11 103/13 103/18 107/18 107/22 108/16 108/17 108/20</p> <p>taught [1] 19/17</p> <p>tax [28] 11/15 50/3 50/15 51/13 52/6 61/3 62/8 62/17 62/20 62/22 63/10 65/7 66/3 66/4 67/12 68/1 80/4 80/13 81/1 81/7 82/9 82/17 82/22 94/23 96/9 180/8 180/10 214/10</p> <p>Taxation [96] 15/8 24/10 25/7 25/16 26/9 26/22 28/7 29/15 29/15 29/18 30/2 30/5 31/3 41/13 42/16 46/3 46/16 47/17 50/3 56/13 56/25 57/15 57/19 58/12 58/16 58/18 58/22 59/3 59/7 65/19 66/4 67/13 67/20 68/2 81/14 82/9 96/24 98/4 100/25</p>
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<p>T</p> <p>Taxation... [57] 101/24 102/23 108/8 115/10 120/19 120/24 126/6 126/11 126/13 126/20 126/22 127/1 127/8 127/20 127/23 127/25 128/7 132/5 134/10 134/25 135/4 135/12 135/16 135/18 136/21 136/25 137/8 137/25 138/17 138/20 145/23 147/7 151/14 151/23 151/25 152/9 152/20 153/3 157/25 168/17 169/3 169/7 169/12 170/9 170/10 170/24 170/25 171/9 172/18 175/17 176/24 177/15 177/16 177/24 183/6 184/19 188/15</p> <p>Taxation/Revenue/Regulatory [1] 100/25</p> <p>teach [1] 15/6</p> <p>team [8] 16/5 29/2 30/25 31/1 31/22 40/2 46/20 161/1</p> <p>team's [1] 37/12</p> <p>teams [1] 56/6</p> <p>technical [2] 6/8 6/16</p> <p>technically [2] 144/7 144/24</p> <p>technology [1] 6/12</p> <p>Teddy [3] 91/22 159/11 171/5</p> <p>telephone [6] 75/19 153/24 154/12 154/17 172/12 176/18</p> <p>tell [50] 9/2 10/4 11/17 17/1 17/12 17/17 19/11 22/15 29/18 31/7 32/5 46/2 52/8 69/22 77/24 83/8 111/2 112/22 117/5 125/14 133/9 133/19 135/18 138/12 147/3 147/10 147/14 149/2 153/11 153/16 155/18 166/7 166/18 167/7 167/16 168/2 171/19 178/13 179/17 180/12 180/20 183/22 188/14 188/15 203/17 206/11 209/17 209/18 210/20 211/10</p> <p>telling [6] 17/4 74/7 83/4 146/22 176/9 185/1</p> <p>temporary [12] 62/21 62/24 63/2 63/9 63/18 64/5 68/1 68/11 68/20 69/16 70/25 76/9</p> <p>tendered [1] 137/9</p> <p>Tenorio [2] 154/15 185/21</p> <p>term [1] 175/10</p> <p>terminated [1] 196/17</p> <p>terminology [1] 186/20</p> <p>terms [31] 14/19 17/13</p>	<p>18/23 19/11 21/23 50/20 52/15 53/18 55/3 55/3 55/4 55/22 58/7 58/9 59/1 63/9 63/16 69/15 71/5 76/16 91/4 91/4 92/8 152/11 152/24 155/12 162/15 163/23 163/24 166/4 177/13</p> <p>test [1] 12/12</p> <p>tested [1] 12/13</p> <p>testified [9] 19/21 34/14 38/6 39/21 39/24 41/10 55/19 103/10 208/7</p> <p>testify [8] 5/5 5/16 6/6 7/1 7/12 9/20 91/18 212/9</p> <p>testifying [6] 5/10 9/21 12/16 60/10 71/7 131/4</p> <p>testimony [28] 5/12 5/19 9/3 14/12 14/14 35/16 39/2 43/9 49/2 61/21 75/24 84/24 111/1 113/20 122/12 141/8 141/17 143/16 170/14 171/8 182/22 189/12 196/17 205/18 205/21 206/25 207/1 207/5</p> <p>text [30] 128/10 128/13 128/20 128/22 129/4 129/8 129/10 129/12 129/15 129/16 129/17 129/20 154/8 154/9 161/18 165/21 165/22 172/5 172/7 172/10 174/16 174/18 176/16 182/10 182/23 183/4 183/5 183/14 183/16 183/20</p> <p>TGIG [3] 5/8 7/10 101/4</p> <p>than [46] 7/9 8/12 15/15 17/8 17/20 24/22 29/19 30/5 30/10 31/24 38/12 39/19 43/2 43/6 58/17 69/3 74/23 75/3 75/21 76/17 105/11 105/25 119/6 120/10 124/7 128/16 129/9 134/7 148/1 153/25 154/6 154/7 155/2 155/7 155/20 158/8 162/4 162/8 166/24 167/6 176/6 182/8 182/9 183/23 189/25 195/2</p> <p>thank [33] 4/17 6/1 8/23 13/10 13/13 23/17 37/14 40/12 52/8 58/3 65/3 67/11 87/6 87/12 93/18 97/24 109/4 112/2 113/18 123/25 130/24 141/23 145/21 150/8 150/13 156/4 156/9 156/10 174/2 182/20 187/7 200/6 213/10</p> <p>Thanks [2] 86/4 105/18</p>	<p>that [1041]</p> <p>that's [101] 5/17 7/6 7/12 7/13 7/15 8/1 8/4 9/8 9/12 10/12 10/16 10/23 11/20 12/4 16/8 20/10 22/8 24/6 24/20 32/25 34/19 35/3 35/12 35/19 36/12 36/18 36/23 37/23 38/5 39/8 39/11 40/12 42/25 43/5 46/12 53/11 58/7 63/15 64/24 70/7 71/9 71/11 75/7 82/3 83/25 89/5 91/8 92/25 94/3 97/20 101/23 103/23 104/20 104/24 105/15 105/15 113/12 118/20 121/24 122/13 125/8 125/18 125/18 129/24 132/23 137/5 140/20 141/11 141/25 147/14 149/14 150/2 151/17 155/9 157/21 157/23 163/7 164/10 166/15 166/21 177/1 179/2 181/8 181/19 184/13 186/14 191/17 195/11 195/16 201/17 201/21 203/13 203/22 204/8 204/15 204/16 205/12 205/15 205/23 206/3 213/2</p> <p>their [33] 4/25 5/5 5/8 15/20 23/1 43/21 43/22 50/11 56/7 57/11 59/10 60/25 65/16 85/20 85/20 87/1 87/2 102/6 102/7 105/3 106/3 106/18 107/9 132/2 154/25 155/1 190/4 190/18 196/18 197/19 206/23 207/7 209/8</p> <p>them [48] 8/15 13/25 13/25 14/3 26/4 28/16 28/19 28/25 29/3 29/8 30/6 38/12 44/1 44/3 44/21 44/22 45/14 51/2 51/8 52/10 54/23 63/3 65/16 66/21 68/25 69/12 77/16 78/15 81/25 82/13 92/11 93/6 107/16 113/15 136/8 136/21 155/4 157/16 159/20 175/12 176/3 193/16 196/5 198/23 199/14 202/19 202/20 209/9</p> <p>themselves [3] 24/1 25/16 30/6</p> <p>then [85] 4/14 9/2 9/5 9/16 9/18 9/25 17/10 17/17 28/14 28/16 32/22 47/7 50/8 50/9 50/12 50/13 50/14 50/15 50/15 51/7 51/8 51/23 51/24 52/5 52/6 52/6 53/25 54/1 54/4 54/22 54/24 55/20 58/17 63/5 64/16 65/15 68/12 68/25 70/2 70/20</p>	<p>80/4 80/21 82/3 82/13 82/22 83/19 87/4 90/7 94/6 95/14 95/16 100/9 101/17 101/18 101/18 102/7 102/17 103/2 103/4 103/22 104/21 116/1 124/1 131/7 131/9 132/21 141/3 141/11 141/14 142/7 143/11 145/10 147/8 157/9 173/24 184/24 195/22 196/16 198/2 200/2 200/12 201/7 202/6 202/10 204/15</p> <p>THEODORE [1] 2/6</p> <p>theory [1] 167/4</p> <p>there [189] 4/5 5/10 6/3 7/2 7/3 7/4 8/22 9/2 9/22 12/11 12/15 13/3 13/21 15/21 16/1 16/9 18/3 22/20 22/25 26/5 28/15 28/25 30/25 31/21 33/19 34/1 34/18 34/25 35/5 36/25 37/14 37/25 38/6 39/2 40/5 40/17 44/12 50/7 50/8 50/8 50/9 50/12 50/13 51/1 51/9 51/20 52/1 52/11 52/12 52/22 53/1 53/23 54/2 54/3 54/6 56/12 56/21 56/22 56/25 57/10 58/16 58/18 58/20 58/21 59/13 60/6 61/2 61/3 61/10 61/23 61/24 62/23 64/17 65/3 68/1 68/7 68/12 68/12 68/23 68/23 68/24 68/25 69/7 69/8 72/7 72/20 72/21 72/21 72/23 73/1 75/13 79/2 79/17 79/19 79/21 79/22 80/16 82/13 82/21 87/14 88/24 89/4 89/4 90/20 90/25 95/4 95/12 96/16 97/12 98/11 100/13 103/11 104/12 104/13 105/9 105/24 106/25 107/2 107/5 107/7 107/10 107/17 108/6 108/13 109/1 109/6 111/3 118/19 122/1 122/7 123/4 123/10 123/22 124/7 124/25 127/18 128/3 128/10 130/18 134/7 135/7 135/10 136/3 136/4 136/5 139/16 140/2 140/8 140/24 142/5 145/12 149/20 149/21 151/23 153/7 153/15 153/17 153/17 157/11 157/19 159/12 161/21 162/2 162/4 163/2 163/5 171/12 171/16 172/22 172/24 172/25 173/24 174/10 174/20 185/13 186/21 190/20 191/6 191/9 196/24 196/24</p>	<p>197/2 198/3 200/13 204/15 204/16 206/1 209/23 211/2</p> <p>there's [21] 10/18 40/5 50/22 50/22 50/24 63/3 81/15 87/4 90/19 97/24 110/23 116/4 124/10 124/24 135/21 141/11 141/14 142/7 145/10 182/10 200/3</p> <p>therein [1] 112/8</p> <p>these [53] 5/13 10/2 20/22 25/8 27/18 52/15 52/20 52/21 69/15 72/15 77/13 83/3 93/19 100/20 101/9 101/9 101/15 101/16 102/9 108/19 112/25 123/18 140/13 143/10 144/3 147/3 154/18 159/17 162/12 162/17 163/1 163/11 163/24 172/11 172/16 176/17 176/22 177/12 181/5 185/7 185/7 185/22 186/6 186/17 187/9 190/2 193/5 193/18 196/5 199/11 201/23 202/22 204/18</p> <p>they [186] 4/7 4/11 5/2 6/24 8/13 8/14 10/11 12/14 14/23 14/25 15/6 15/14 15/20 15/21 15/22 15/23 16/4 17/16 19/13 19/20 19/21 19/25 20/20 20/24 21/17 21/23 22/18 22/18 22/19 24/17 26/5 27/16 28/1 28/13 28/18 28/24 29/2 30/9 31/7 31/8 31/10 31/11 31/11 31/12 31/13 31/13 32/21 32/22 33/2 33/2 33/3 33/21 33/23 38/19 44/24 45/2 45/5 46/4 47/4 49/13 50/10 50/14 50/14 51/8 52/20 53/2 53/11 53/12 53/20 53/20 53/24 54/5 54/10 54/11 54/14 54/18 54/19 54/20 54/20 54/21 55/2 55/5 55/7 55/12 55/13 56/6 56/7 57/12 57/12 57/14 58/15 59/6 59/6 59/7 59/8 59/12 60/7 60/8 60/8 62/15 62/17 62/18 63/2 63/17 63/18 63/23 63/24 63/25 64/4 67/21 67/22 75/12 78/14 80/4 80/12 80/15 82/4 82/10 82/12 83/1 88/24 91/11 92/19 92/19 93/11 101/9 101/11 101/12 101/17 102/3 102/5 102/5 102/5 102/8 102/11 102/11 102/11 102/12 102/12 104/11 105/8 105/18 106/15</p>
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<p>T</p> <p>they... [43] 107/6 107/7 107/8 107/24 110/21 114/13 136/1 136/16 137/15 143/24 153/17 155/1 163/4 167/13 167/20 180/22 182/7 182/21 190/3 190/3 193/19 193/20 194/6 194/7 196/1 196/2 196/6 202/18 203/17 205/22 206/10 206/12 206/23 206/25 207/5 207/6 207/9 207/9 207/10 210/21 210/22 211/11 211/13</p> <p>they're [9] 6/1 8/22 14/6 21/13 54/5 60/9 65/14 71/21 100/2</p> <p>They've [1] 14/2</p> <p>thing [10] 13/20 32/21 72/21 77/3 77/4 81/18 109/20 111/6 111/8 117/10</p> <p>things [13] 16/18 17/2 20/20 20/25 21/13 32/22 32/24 53/6 89/17 110/22 117/17 162/22 164/6</p> <p>think [98] 11/21 12/25 16/8 16/23 24/7 27/4 27/18 27/22 34/17 34/18 35/2 38/6 44/10 44/21 51/1 52/22 54/17 54/18 59/20 60/5 61/4 62/6 62/23 65/14 68/17 68/23 69/11 72/5 72/23 73/14 75/11 77/2 77/2 77/3 78/2 78/3 78/4 78/5 81/5 81/15 81/16 82/24 82/25 85/9 86/18 87/9 87/9 87/21 88/11 88/21 88/24 88/25 89/21 90/17 90/19 90/25 91/1 91/8 91/9 95/13 96/15 96/19 97/11 97/15 98/23 104/12 104/13 104/16 112/19 117/24 118/19 126/1 128/13 141/16 142/14 142/16 144/16 145/18 160/22 161/18 171/4 171/21 173/6 177/1 181/4 181/10 186/14 186/23 187/5 191/17 195/15 200/20 200/21 200/21 203/16 205/14 208/12 212/11</p> <p>thinking [1] 147/18</p> <p>third [5] 162/20 164/18 164/20 165/23 165/24</p> <p>third-party [1] 162/20</p> <p>this [188] 4/19 4/22 9/11 9/13 9/20 12/12 14/21 14/23 15/10 15/24 17/21 17/22 19/13 20/2 21/23 23/2 24/7 25/7 27/5 29/5</p>	<p>29/22 29/23 30/13 31/12 33/2 33/3 33/3 33/16 37/1 37/11 37/13 39/19 39/25 40/6 40/10 40/18 47/19 48/18 48/18 49/11 50/7 50/19 51/1 52/4 52/10 53/5 54/5 54/6 54/6 55/5 55/11 55/22 56/1 57/16 61/12 61/12 61/17 63/17 69/23 75/13 78/7 84/16 84/21 88/8 89/3 91/10 93/15 97/2 97/25 98/8 98/21 99/24 100/1 100/3 100/16 100/17 100/17 100/20 100/23 101/3 101/15 101/24 102/3 103/10 107/11 107/14 107/21 108/15 108/16 108/16 108/19 108/22 108/24 109/2 112/15 112/17 113/14 113/20 117/24 118/1 118/3 118/9 122/12 123/14 123/18 124/11 124/19 126/8 128/22 129/2 129/5 130/1 130/21 131/3 135/20 135/22 135/22 139/5 139/8 139/15 139/19 141/3 141/15 144/18 145/2 145/11 148/1 148/13 149/7 158/2 158/3 158/5 158/5 158/9 159/21 159/22 159/24 160/1 160/3 165/12 166/19 166/25 167/4 167/7 169/1 172/5 172/9 174/16 175/19 175/19 175/22 175/25 176/6 176/15 177/15 177/25 178/1 178/19 178/21 178/21 178/25 182/14 186/14 186/15 188/11 188/15 188/16 189/4 194/5 194/12 194/14 194/17 194/20 198/8 198/9 199/18 199/20 200/18 201/20 202/1 205/15 205/23 207/17 207/20 207/25 208/4 211/10 214/9</p> <p>thorough [1] 34/18</p> <p>thoroughly [1] 37/22</p> <p>those [76] 6/16 7/9 8/10 8/11 8/11 9/23 12/9 13/23 13/24 15/6 15/15 21/1 23/8 24/16 28/1 28/18 35/16 50/2 50/22 52/16 53/17 53/19 54/15 54/25 55/24 63/10 65/20 71/9 82/23 92/12 93/7 95/16 102/21 104/10 104/16 110/12 111/14 122/5 122/8 122/11 132/7 134/17 134/24 147/6 153/13 162/2 162/3</p>	<p>162/16 164/6 180/6 180/25 181/3 181/9 187/5 187/10 191/22 196/3 197/23 202/3 202/14 202/17 203/14 204/11 204/21 205/5 205/7 205/24 206/6 206/11 206/12 206/15 206/24 207/6 207/10 207/12 207/15</p> <p>though [3] 30/20 57/15 104/17</p> <p>thought [11] 12/1 31/13 37/22 78/14 78/14 173/12 177/3 199/18 199/23 213/1 213/1</p> <p>three [18] 16/25 35/2 38/7 47/9 47/9 48/7 147/2 147/3 151/6 151/7 162/8 162/16 167/5 180/25 181/3 193/20 202/17 202/19</p> <p>three-year [1] 48/7</p> <p>Thrive [1] 78/22</p> <p>through [29] 5/6 17/15 27/5 27/17 28/10 28/13 29/11 29/12 32/18 63/1 63/3 63/6 102/14 104/15 105/2 107/19 113/2 158/3 159/23 161/16 161/18 198/2 198/2 199/8 199/9 199/12 199/13 200/11 200/12</p> <p>throughout [5] 55/5 95/16 108/6 114/8 147/6</p> <p>Thumb [6] 130/3 130/6 143/1 143/8 144/23 145/6</p> <p>THURSDAY [4] 1/12 5/21 213/7 213/8</p> <p>Tick [1] 60/4</p> <p>tied [1] 190/2</p> <p>time [76] 12/19 12/20 14/11 20/10 24/21 28/19 30/14 30/20 30/22 31/2 34/16 34/19 37/11 40/18 41/19 44/5 45/12 48/21 52/2 57/7 57/14 59/6 60/10 68/2 68/12 69/24 71/13 72/23 74/10 74/20 76/8 78/16 85/10 85/11 85/18 86/15 86/19 86/21 94/5 103/11 108/7 108/7 109/2 109/13 109/15 117/15 117/15 119/1 126/25 127/6 128/12 134/24 136/15 136/15 137/23 138/17 140/14 140/16 142/16 147/3 147/14 149/22 149/23 155/18 161/1 161/12 163/23 169/10 177/3 188/22 190/3 193/13 193/16 193/20 195/1 196/25</p>	<p>timeline [1] 137/16</p> <p>Timeout [1] 169/24</p> <p>times [6] 21/6 24/16 31/21 72/20 146/23 210/5</p> <p>timing [5] 5/19 57/6 62/25 110/20 115/7</p> <p>tissue [1] 155/24</p> <p>title [3] 190/14 193/13 205/22</p> <p>today [23] 4/21 6/5 10/1 10/4 11/18 67/21 77/22 81/19 83/15 99/8 100/7 110/22 122/12 129/22 132/24 143/16 185/7 186/14 192/13 197/2 211/22 211/24 213/8</p> <p>TODD [2] 2/12 93/15</p> <p>together [7] 16/10 28/1 28/18 31/22 54/12 113/15 193/3</p> <p>told [21] 11/12 11/20 17/6 33/20 38/2 83/5 99/8 112/1 121/23 141/18 166/10 168/4 168/7 171/22 176/11 178/9 180/13 180/15 181/9 182/8 182/9</p> <p>tomorrow [11] 5/17 7/12 7/13 7/18 7/21 9/4 11/13 11/19 11/21 212/1 212/9</p> <p>tomorrow's [1] 6/7 too [10] 13/3 36/8 53/22 71/11 81/18 123/7 143/24 164/2 193/18 199/17</p> <p>took [6] 21/15 54/12 61/12 73/12 76/4 147/4</p> <p>top [2] 100/24 123/23</p> <p>topic [10] 51/22 130/21 135/21 135/22 141/7 161/21 161/23 161/24 186/15 186/21</p> <p>topics [3] 70/20 164/14 180/7</p> <p>total [2] 204/9 206/1</p> <p>totality [4] 85/17 86/13 87/10 101/23</p> <p>track [1] 16/21</p> <p>trading [1] 31/4</p> <p>traditional [1] 109/7</p> <p>train [3] 16/18 21/23 27/16</p> <p>trained [4] 15/11 21/17 33/9 38/1</p> <p>training [40] 15/9 15/12 16/2 16/13 17/4 17/13 17/23 17/23 18/7 18/13 18/18 18/23 19/4 19/8 19/12 20/11 20/15 20/16 21/1 25/15 25/16 26/8 27/7 27/12 29/13 30/1 30/18 31/2 31/9 31/10 33/6 34/2 34/14 34/21 34/22 34/25 35/3 37/16 37/21 37/25</p> <p>TRAN [1] 1/1</p>	<p>transaction [6] 118/15 134/15 137/1 143/1 143/7 145/8</p> <p>transcribe [1] 6/24</p> <p>TRANSCRIBED [1] 1/25</p> <p>TRANSCRIBER [1] 214/16</p> <p>transcribers [3] 6/23 6/23 12/14</p> <p>transcript [16] 1/7 6/22 6/22 6/24 12/16 12/18 84/5 109/22 110/15 113/2 125/4 155/10 182/16 203/9 214/3 214/9</p> <p>transcripts [1] 12/14</p> <p>transfer [4] 138/6 138/8 138/10 138/18</p> <p>travel [1] 8/1</p> <p>treat [1] 29/19</p> <p>treatment [1] 38/3</p> <p>trial [4] 1/13 12/21 14/12 97/23</p> <p>tried [1] 15/23</p> <p>trip [5] 60/24 61/6 61/12 61/12 61/17</p> <p>trips [1] 61/19</p> <p>Tropicana [16] 115/9 132/6 133/11 133/21 134/10 135/12 144/1 144/4 190/18 191/23 192/22 192/25 194/3 197/5 203/6 204/7</p> <p>trouble [1] 7/4</p> <p>true [5] 8/4 54/9 66/2 76/10 194/5</p> <p>truly [1] 12/9</p> <p>trust [28] 12/17 115/22 116/1 116/2 116/3 116/4 116/5 116/8 116/12 116/23 117/3 117/7 117/10 117/13 118/12 119/7 119/19 120/2 120/9 120/14 120/20 121/1 121/4 121/13 145/25 146/18 197/15 209/2</p> <p>trustee [7] 116/22 117/3 117/5 117/6 117/9 117/10 117/12</p> <p>try [6] 26/4 33/17 119/1 156/2 198/16 199/4</p> <p>trying [13] 8/7 21/7 27/17 65/15 65/16 88/7 88/24 91/13 109/11 126/16 136/12 184/20 205/18</p> <p>Tuesday [1] 5/20</p> <p>turn [6] 97/4 98/14 100/12 108/12 201/7 201/7</p> <p>Turner [6] 134/19 134/22 135/19 194/6 195/6 196/17</p> <p>turning [3] 196/16 202/6 210/14</p> <p>TV [5] 10/11 10/13 10/17 13/8 112/14</p>
--	--	--	--	--

T	unilaterally [2] 64/8 64/17	verbally [2] 175/20 175/21	Washington [2] 61/22 61/24	193/2 196/4 196/5 197/12 197/14 197/19 197/19 197/20 197/21 197/22 198/14 198/14 198/15 198/23 199/3 199/14 199/18 201/12 203/2 203/2 203/2 203/25 204/20 205/4 205/6 205/6 206/21 209/1 209/2 209/2 209/3 209/5 209/7 209/8 209/9 209/10 209/10 209/10 209/18 211/25 212/4 212/16 212/17 212/18 213/6 213/13
two [42] 6/10 9/18 9/23 12/3 12/10 13/16 16/25 32/24 33/9 35/3 37/21 37/22 37/25 44/11 47/9 50/19 59/2 69/1 72/20 102/2 110/21 125/8 139/16 158/11 159/22 165/15 165/17 166/12 166/14 166/19 166/25 167/4 171/25 175/1 175/3 176/2 196/21 197/25 200/10 204/9 211/24 212/13	unincorporated [4] 89/23 89/24 90/14 90/15	verify [2] 22/23 22/25	wasn't [14] 9/20 12/15 28/24 36/8 55/17 55/18 56/10 60/14 75/1 75/3 78/15 95/11 189/22 204/22	203/2 203/2 203/2 203/25 204/20 205/4 205/6 205/6 206/21 209/1 209/2 209/2 209/3 209/5 209/7 209/8 209/9 209/10 209/10 209/10 209/18 211/25 212/4 212/16 212/17 212/18 213/6 213/13
two-week [2] 37/21 37/25	unprofessional [1] 23/7	version [1] 173/10	watch [2] 198/24 198/25	we'd [3] 7/17 98/21 109/14
type [8] 23/9 53/6 53/22 60/3 62/3 102/16 161/8 204/12	unreasonability [1] 105/9	very [26] 6/5 11/22 12/1 12/1 12/4 14/6 15/5 23/2 23/7 23/8 23/8 34/18 37/8 37/12 83/24 111/2 111/15 113/16 114/10 184/17 184/17 197/13 211/6 211/6 211/13 211/20	watching [1] 198/23	we're [34] 8/9 11/23 12/2 14/3 49/23 55/8 83/18 97/16 98/22 98/23 99/2 99/3 99/5 109/6 109/11 111/20 112/5 117/9 144/18 153/6 156/12 158/18 173/24 186/15 190/14 199/11 200/8 201/13 203/16 203/18 204/3 204/5 206/17 209/7
types [3] 22/1 53/6 71/9	unreasonably [1] 105/3	via [4] 5/16 9/3 159/13 210/11	way [31] 12/11 19/18 21/20 22/25 23/22 24/6 31/17 31/24 38/1 47/23 50/6 54/6 54/24 58/23 70/10 76/19 89/3 89/6 89/15 93/3 108/10 109/7 109/17 149/7 151/9 165/4 166/13 169/1 170/17 173/18 190/14	we've [12] 4/18 12/19 77/21 103/12 106/16 108/24 113/15 122/16 123/1 145/11 185/22 209/19
typical [4] 50/20 207/25 208/4 208/6	unrelated [1] 118/15	vice [1] 38/20	ways [2] 51/11 102/21	wealth [2] 58/3 58/6
typically [4] 14/7 116/4 207/22 207/25	until [12] 5/23 6/6 7/18 10/22 10/24 11/13 47/23 54/15 58/23 84/11 109/22 112/3	video [17] 6/10 6/14 6/24 7/5 9/3 11/3 12/13 14/13 14/14 40/14 40/25 41/2 41/5 64/23 65/3 84/12 108/23	we [201] 4/12 5/14 5/22 6/21 6/22 9/7 9/10 9/20 9/21 10/1 10/11 10/13 10/15 10/17 11/4 11/13 11/17 12/11 12/13 12/15 12/16 12/18 12/19 12/23 12/24 13/14 14/12 15/21 15/25 15/25 16/5 16/21 17/10 17/15 17/17 19/17 20/10 20/14 21/1 23/1 27/5 28/14 28/16 28/17 28/18 28/19 29/9 30/14 30/23 30/23 30/24 30/25 30/25 37/23 37/25 38/1 38/11 38/16 38/16 38/18 38/20 40/21 41/2 41/6 53/13 54/17 56/19 57/16 63/24 64/23 68/18 76/15 77/3 78/11 83/21 83/23 84/3 86/9 97/21 99/6 99/8 99/12 99/18 99/18 109/21 110/8 110/8 110/21 110/24 111/19 111/22 111/22 113/15 114/5 117/24 123/22 123/22 124/17 125/2 125/5 125/23 126/1 130/23 136/3 136/8 136/13 139/9 141/25 149/23 152/4 153/7 163/5 165/11 165/25 166/10 166/10 166/21 167/3 167/20 167/21 167/25 169/23 169/25 170/6 172/20 173/5 173/6 174/10 174/10 174/12 175/8 175/10 177/24 179/15 182/18 183/18 183/18 184/24 185/4 185/7 187/4 187/24 188/9 188/9 188/22 189/1 189/3 189/4 189/25 190/14 191/14 191/15 191/15 192/8 192/13	Wednesday [1] 5/20
U	untrue [1] 162/23	violates [2] 106/16 157/4	was [487]	week [6] 37/21 37/25 158/4 212/20 212/24 213/6
Uh [6] 6/19 8/6 40/13 43/1 156/5 180/17	up [40] 5/25 6/2 10/9 10/14 10/17 10/19 11/19 14/3 28/17 31/13 32/17 33/17 39/20 46/11 51/17 51/21 54/24 55/9 55/17 57/16 69/10 78/16 81/12 83/21 89/19 102/14 102/16 102/17 102/20 134/3 159/9 160/5 163/18 165/19 174/9 210/10 210/22 211/12 212/23 213/11	violations [9] 85/1 156/18 184/20 185/7 185/22 186/5 186/17 187/8 187/10	we're [34] 8/9 11/23 12/2 14/3 49/23 55/8 83/18 97/16 98/22 98/23 99/2 99/3 99/5 109/6 109/11 111/20 112/5 117/9 144/18 153/6 156/12 158/18 173/24 186/15 190/14 199/11 200/8 201/13 203/16 203/18 204/3 204/5 206/17 209/7	weekend [1] 5/4
Uh-huh [5] 6/19 8/6 40/13 156/5 180/17	upon [8] 10/4 21/8 21/25 34/15 49/2 62/7 87/15 128/6	violate [2] 49/16 150/12	we're [34] 8/9 11/23 12/2 14/3 49/23 55/8 83/18 97/16 98/22 98/23 99/2 99/3 99/5 109/6 109/11 111/20 112/5 117/9 144/18 153/6 156/12 158/18 173/24 186/15 190/14 199/11 200/8 201/13 203/16 203/18 204/3 204/5 206/17 209/7	weeks [5] 35/3 37/23 140/17 171/25 188/22
Um [1] 88/12	UPS [3] 202/17 202/19 204/12	Virginia [1] 203/24	we're [34] 8/9 11/23 12/2 14/3 49/23 55/8 83/18 97/16 98/22 98/23 99/2 99/3 99/5 109/6 109/11 111/20 112/5 117/9 144/18 153/6 156/12 158/18 173/24 186/15 190/14 199/11 200/8 201/13 203/16 203/18 204/3 204/5 206/17 209/7	WELCH [2] 2/20 4/3
Um-hum [1] 88/12	us [27] 8/11 8/12 15/6 15/24 16/18 16/21 17/16 17/17 19/13 22/25 27/16 28/3 28/19 28/25 31/10 99/10 109/15 136/15 149/22 161/25 162/9 165/15 165/17 175/1 175/3 184/23 185/4	vis [2] 185/7 185/7	we're [34] 8/9 11/23 12/2 14/3 49/23 55/8 83/18 97/16 98/22 98/23 99/2 99/3 99/5 109/6 109/11 111/20 112/5 117/9 144/18 153/6 156/12 158/18 173/24 186/15 190/14 199/11 200/8 201/13 203/16 203/18 204/3 204/5 206/17 209/7	well [75] 7/7 7/25 8/4 9/12 12/2 12/6 13/5 17/23 19/1 22/18 23/5 28/18 37/10 37/10 37/12 37/12 37/21 42/10 44/25 48/12 49/13 50/22 53/12 53/13 54/10 56/15 58/6 58/13 59/6 61/22 64/12 66/12 67/21 70/22 72/19 74/7 80/9 81/15 82/6 100/20 103/11 105/19 108/19 110/21 117/15 128/2 128/10 131/4 136/12 136/13 139/5 139/14 140/17 147/6 150/2 150/19 151/4 161/3 166/15 173/8 188/20 189/3 189/3 193/5 193/13 193/22 197/12 198/14
unartful [1] 139/9	used [4] 23/5 27/14 88/18 139/16	VISUAL [1] 214/4	we're [34] 8/9 11/23 12/2 14/3 49/23 55/8 83/18 97/16 98/22 98/23 99/2 99/3 99/5 109/6 109/11 111/20 112/5 117/9 144/18 153/6 156/12 158/18 173/24 186/15 190/14 199/11 200/8 201/13 203/16 203/18 204/3 204/5 206/17 209/7	WEDNESDAY [1] 5/20
under [16] 5/12 19/1 21/2 50/7 67/8 67/22 88/22 91/11 103/2 110/8 123/4 123/11 126/8 130/17 144/24 185/20	using [4] 23/19 89/8 89/14 186/19	vote [1] 48/18	we're [34] 8/9 11/23 12/2 14/3 49/23 55/8 83/18 97/16 98/22 98/23 99/2 99/3 99/5 109/6 109/11 111/20 112/5 117/9 144/18 153/6 156/12 158/18 173/24 186/15 190/14 199/11 200/8 201/13 203/16 203/18 204/3 204/5 206/17 209/7	weekend [1] 5/4
underage [1] 85/1	usually [2] 50/24 75/12	voters [1] 48/8	we're [34] 8/9 11/23 12/2 14/3 49/23 55/8 83/18 97/16 98/22 98/23 99/2 99/3 99/5 109/6 109/11 111/20 112/5 117/9 144/18 153/6 156/12 158/18 173/24 186/15 190/14 199/11 200/8 201/13 203/16 203/18 204/3 204/5 206/17 209/7	weeks [5] 35/3 37/23 140/17 171/25 188/22
underaged [1] 85/1	utilize [1] 151/8	vulnerabilities [1] 8/12	we're [34] 8/9 11/23 12/2 14/3 49/23 55/8 83/18 97/16 98/22 98/23 99/2 99/3 99/5 109/6 109/11 111/20 112/5 117/9 144/18 153/6 156/12 158/18 173/24 186/15 190/14 199/11 200/8 201/13 203/16 203/18 204/3 204/5 206/17 209/7	WELCH [2] 2/20 4/3
undergo [1] 103/6	V	vulnerable [4] 4/21 5/2 8/5 12/9	we're [34] 8/9 11/23 12/2 14/3 49/23 55/8 83/18 97/16 98/22 98/23 99/2 99/3 99/5 109/6 109/11 111/20 112/5 117/9 144/18 153/6 156/12 158/18 173/24 186/15 190/14 199/11 200/8 201/13 203/16 203/18 204/3 204/5 206/17 209/7	well [75] 7/7 7/25 8/4 9/12 12/2 12/6 13/5 17/23 19/1 22/18 23/5 28/18 37/10 37/10 37/12 37/12 37/21 42/10 44/25 48/12 49/13 50/22 53/12 53/13 54/10 56/15 58/6 58/13 59/6 61/22 64/12 66/12 67/21 70/22 72/19 74/7 80/9 81/15 82/6 100/20 103/11 105/19 108/19 110/21 117/15 128/2 128/10 131/4 136/12 136/13 139/5 139/14 140/17 147/6 150/2 150/19 151/4 161/3 166/15 173/8 188/20 189/3 189/3 193/5 193/13 193/22 197/12 198/14
understand [20] 7/2 7/16 8/6 8/8 8/16 9/24 11/6 12/22 25/6 39/23 91/21 91/25 106/7 109/6 116/7 125/14 170/17 170/20 211/25 212/2	vague [4] 183/7 186/7 186/24 187/21	wait [3] 5/22 169/24 169/24	we're [34] 8/9 11/23 12/2 14/3 49/23 55/8 83/18 97/16 98/22 98/23 99/2 99/3 99/5 109/6 109/11 111/20 112/5 117/9 144/18 153/6 156/12 158/18 173/24 186/15 190/14 199/11 200/8 201/13 203/16 203/18 204/3 204/5 206/17 209/7	weeks [5] 35/3 37/23 140/17 171/25 188/22
understanding [32] 5/22 41/19 48/15 48/17 53/15 54/8 58/13 61/20 71/22 74/6 85/9 86/18 89/5 89/9 90/2 90/4 90/5 92/25 93/11 100/19 102/13 105/6 105/20 107/4 108/18 148/13 188/9 188/11 191/2 197/14 201/21 204/20	Vaguely [1] 172/3	walk [1] 28/10	we're [34] 8/9 11/23 12/2 14/3 49/23 55/8 83/18 97/16 98/22 98/23 99/2 99/3 99/5 109/6 109/11 111/20 112/5 117/9 144/18 153/6 156/12 158/18 173/24 186/15 190/14 199/11 200/8 201/13 203/16 203/18 204/3 204/5 206/17 209/7	WELCH [2] 2/20 4/3
understood [5] 6/25 72/1 88/10 88/11 149/19	valid [2] 65/15 66/13	want [35] 7/1 17/25 30/11 40/21 49/24 68/18 68/18 70/2 75/2 83/4 91/15 93/20 94/3 94/6 114/11 116/7 118/24 126/4 135/20 144/2 152/10 152/22 153/7 158/1 158/14 165/16 179/6 190/25 197/23 198/24 199/20 205/16 206/2 212/5 213/14	we're [34] 8/9 11/23 12/2 14/3 49/23 55/8 83/18 97/16 98/22 98/23 99/2 99/3 99/5 109/6 109/11 111/20 112/5 117/9 144/18 153/6 156/12 158/18 173/24 186/15 190/14 199/11 200/8 201/13 203/16 203/18 204/3 204/5 206/17 209/7	well [75] 7/7 7/25 8/4 9/12 12/2 12/6 13/5 17/23 19/1 22/18 23/5 28/18 37/10 37/10 37/12 37/12 37/21 42/10 44/25 48/12 49/13 50/22 53/12 53/13 54/10 56/15 58/6 58/13 59/6 61/22 64/12 66/12 67/21 70/22 72/19 74/7 80/9 81/15 82/6 100/20 103/11 105/19 108/19 110/21 117/15 128/2 128/10 131/4 136/12 136/13 139/5 139/14 140/17 147/6 150/2 150/19 151/4 161/3 166/15 173/8 188/20 189/3 189/3 193/5 193/13 193/22 197/12 198/14
unduly [1] 104/7	Valley [2] 122/3 148/7	wanted [19] 4/8 4/11 11/23 31/11 31/12 73/5 113/13 161/22 162/23 167/6 172/13 176/19 180/12 180/13 183/18 199/20 203/2 209/9 209/10	we're [34] 8/9 11/23 12/2 14/3 49/23 55/8 83/18 97/16 98/22 98/23 99/2 99/3 99/5 109/6 109/11 111/20 112/5 117/9 144/18 153/6 156/12 158/18 173/24 186/15 190/14 199/11 200/8 201/13 203/16 203/18 204/3 204/5 206/17 209/7	WELCH [2] 2/20 4/3
Unfortunately [1] 5/18	value [1] 32/13	was [487]	we're [34] 8/9 11/23 12/2 14/3 49/23 55/8 83/18 97/16 98/22 98/23 99/2 99/3 99/5 109/6 109/11 111/20 112/5 117/9 144/18 153/6 156/12 158/18 173/24 186/15 190/14 199/11 200/8 201/13 203/16 203/18 204/3 204/5 206/17 209/7	well [75] 7/7 7/25 8/4 9/12 12/2 12/6 13/5 17/23 19/1 22/18 23/5 28/18 37/10 37/10 37/12 37/12 37/21 42/10 44/25 48/12 49/13 50/22 53/12 53/13 54/10 56/15 58/6 58/13 59/6 61/22 64/12 66/12 67/21 70/22 72/19 74/7 80/9 81/15 82/6 100/20 103/11 105/19 108/19 110/21 117/15 128/2 128/10 131/4 136/12 136/13 139/5 139/14 140/17 147/6 150/2 150/19 151/4 161/3 166/15 173/8 188/20 189/3 189/3 193/5 193/13 193/22 197/12 198/14
unidentified [1] 32/8	various [12] 46/12 51/21 52/22 53/1 53/2 55/13 55/17 56/20 63/3 68/24 70/19 117/17	was [487]	we're [34] 8/9 11/23 12/2 14/3 49/23 55/8 83/18 97/16 98/22 98/23 99/2 99/3 99/5 109/6 109/11 111/20 112/5 117/9 144/18 153/6 156/12 158/18 173/24 186/15 190/14 199/11 200/8 201/13 203/16 203/18 204/3 204/5 206/17 209/7	well [75] 7/7 7/25 8/4 9/12 12/2 12/6 13/5 17/23 19/1 22/18 23/5 28/18 37/10 37/10 37/12 37/12 37/21 42/10 44/25 48/12 49/13 50/22 53/12 53/13 54/10 56/15 58/6 58/13 59/6 61/22 64/12 66/12 67/21 70/22 72/19 74/7 80/9 81/15 82/6 100/20 103/11 105/19 108/19 110/21 117/15 128/2 128/10 131/4 136/12 136/13 139/5 139/14 140/17 147/6 150/2 150/19 151/4 161/3 166/15 173/8 188/20 189/3 189/3 193/5 193/13 193/22 197/12 198/14
uniformly [1] 31/19	VEGAS [4] 4/1 15			

W	178/21 188/11 198/3 200/13	wholly-owned [1] 144/3	181/8 211/6	54/18 62/20 64/15
well... [7] 198/25	Where's [1] 141/20	whose [2] 60/2 144/9	worded [1] 124/6	66/20 71/21 75/7 75/7
199/16 199/19 199/21	wherever [1] 178/1	why [42] 4/20 17/18	wording [1] 185/3	75/11 77/1 81/16 86/24
208/7 209/11 210/14	whether [45] 16/1 19/3	30/3 30/9 34/19 37/7	words [2] 44/11 181/6	90/1 92/2 94/5 99/5
Wellness [1] 39/18	19/7 22/15 22/23 23/10	37/20 89/5 99/14 110/2	work [28] 44/12 44/22	99/16 99/18 99/20
went [16] 17/15 32/18	28/22 34/2 51/25 61/2	110/5 121/3 137/4	45/19 46/12 50/22 51/2	99/21 100/8 105/15
37/21 51/23 52/1 61/19	75/8 75/20 77/4 77/12	161/19 167/4 170/8	53/22 56/7 62/3 64/2	107/15 107/15 112/17
61/19 61/22 61/23	81/7 83/8 83/10 83/11	170/23 175/15 181/2	68/20 68/21 68/24	130/23 172/21 173/22
61/25 62/4 62/4 127/24	84/20 120/24 126/3	181/10 181/19 184/14	68/24 69/1 69/5 69/6	195/14 195/25 200/1
151/19 153/14 153/16	126/5 129/24 133/9	188/7 188/7 202/25	69/9 69/15 70/9 70/9	200/20
were [220]	133/19 135/10 138/16	205/24 206/6 206/10	70/20 149/25 154/17	year [15] 41/16 46/22
weren't [6] 6/9 15/17	145/23 148/24 158/8	207/11 207/13 208/8	154/22 154/24 161/14	47/8 47/8 47/8 48/7
15/25 57/14 59/6 190/3	158/9 160/12 160/15	208/11 208/17 209/13	208/13	63/1 63/2 63/6 63/7
Wes [1] 60/1	166/18 170/10 171/1	209/15 209/16 209/23	worked [4] 42/8 44/21	64/1 147/17 147/19
West [2] 203/6 203/19	177/8 184/25 186/16	209/24 210/3 210/16	59/12 193/2	188/23 188/23
what [216]	187/19 204/25 205/1	210/19 211/9	working [49] 45/24	years [6] 15/15 121/25
what's [10] 10/16	209/20 209/21 209/21	Wight [1] 3/12	46/11 51/21 51/21 52/8	147/4 147/6 158/11
16/16 83/11 84/1 92/16	which [49] 6/10 19/22	Wilcox [10] 130/11	52/9 53/2 54/2 56/16	188/23
97/19 107/4 109/8	20/12 20/17 21/4 30/17	130/14 130/16 132/6	56/19 56/20 56/21	Yemenidjian [36]
136/13 204/16	42/8 50/16 51/4 52/3	133/12 133/23 134/11	56/23 57/1 57/7 57/8	73/25 74/7 84/5 109/16
whatever [14] 28/15	52/4 57/4 59/1 63/11	190/1 194/6 195/6	60/13 60/14 60/21	109/17 110/24 111/20
79/4 79/9 85/15 85/17	68/7 68/17 78/22 83/5	will [32] 9/3 10/1 10/4	70/14 70/19 84/16	111/22 113/21 113/23
86/13 86/13 116/6	85/20 86/24 87/1 97/23	10/13 10/15 10/19	84/18 84/21 100/21	114/4 114/12 115/22
120/15 122/9 154/25	103/25 105/24 125/21	11/17 11/18 12/15	100/23 100/24 100/25	116/3 116/11 116/18
172/13 176/19 204/14	127/12 128/24 141/7	12/23 12/24 14/7 21/9	101/1 101/12 101/18	116/23 117/10 117/12
whatsoever [1] 17/8	144/7 153/15 157/19	23/1 28/25 74/8 84/9	102/1 102/6 102/7	118/12 118/18 118/18
when [109] 5/4 12/15	157/20 175/23 183/8	98/11 100/12 109/16	102/12 102/16 102/19	118/22 118/22 119/3
15/21 17/1 18/6 23/6	186/21 190/21 191/7	110/11 111/19 111/22	102/24 103/13 103/17	119/3 119/7 119/19
27/21 27/21 30/23	194/3 194/13 196/14	113/13 114/12 117/7	105/6 107/6 107/7	120/1 120/9 120/14
32/11 32/17 37/23	199/9 199/12 199/14	173/10 198/22 200/5	107/10 107/18 107/21	120/20 120/25 121/2
41/20 44/3 44/4 44/7	201/18 202/22 206/20	201/13 202/1 212/9	108/20 189/5 194/7	124/13 145/25
44/7 45/11 45/14 45/24	206/21 209/7 209/7	WILLIAM [2] 2/6	works [2] 40/9 45/23	Yemenidjian's [1]
46/13 46/16 48/21 55/8	while [6] 10/17 11/6	202/12	workshop [5] 50/6	110/25
57/20 61/12 61/13 62/4	69/14 95/11 97/21	WILLIAMS [2] 214/12	50/7 50/23 52/4 55/21	Yep [2] 173/6 178/24
62/4 62/7 62/21 68/15	210/4	214/16	workshops [5] 50/25	yes [207] 4/13 15/16
72/1 72/23 74/16 74/20	WHITNEY [1] 2/2	WILLIAMSON [1] 2/17	52/5 64/16 70/21 72/15	16/15 17/5 18/9 18/11
78/15 79/4 80/15 87/23	who [83] 7/1 11/15	window [1] 48/7	worried [1] 44/23	18/17 19/10 19/17
94/22 95/4 96/8 100/13	11/18 11/18 12/9 15/19	winner [1] 181/11	worries [6] 60/20 70/5	19/19 20/7 20/11 20/15
103/17 108/13 110/11	20/14 28/1 28/5 29/1	winning [1] 181/9	88/7 150/3 158/7 171/7	20/25 21/11 21/16
110/15 116/4 116/7	40/9 40/10 40/10 40/11	wipe [2] 8/21 8/22	worry [1] 69/25	21/18 21/19 22/11 23/3
121/11 126/25 127/6	45/21 57/1 57/9 58/17	wipes [1] 8/21	worth [2] 32/14 51/1	24/13 24/15 25/13
134/20 134/22 136/24	59/25 60/7 69/4 72/5	wiping [2] 8/20 213/10	worthy [1] 7/22	27/25 28/9 29/9 30/19
137/7 137/19 138/12	72/10 77/24 79/5 79/23	withdrawing [1] 5/10	would [288]	31/6 31/20 32/10 32/16
138/19 139/11 140/11	79/24 80/1 80/25 84/25	withhold [1] 185/5	wouldn't [10] 11/19	33/7 33/12 33/23 33/25
140/22 142/11 142/20	92/12 115/14 116/5	within [15] 21/25 22/16	59/6 79/5 79/8 79/8	34/10 34/24 35/24 36/2
145/4 147/8 149/11	116/6 116/8 116/8	22/20 35/10 35/20 39/7	79/9 81/13 82/6 150/25	36/15 41/18 44/2 44/8
149/20 149/20 150/14	116/11 116/17 116/22	41/16 41/19 47/5 58/16	207/5	44/17 45/4 45/10 45/15
151/18 153/14 153/16	118/10 118/10 119/18	110/13 125/6 142/14	write [3] 17/17 102/20	45/20 45/23 46/25 47/4
156/25 160/8 163/24	120/1 120/8 120/23	171/24 210/15	141/18	47/18 47/22 48/1 49/1
164/20 167/16 168/2	122/2 123/4 123/10	without [6] 7/7 74/18	writing [10] 136/20	49/9 49/14 51/12 52/18
168/5 168/9 169/15	124/3 127/20 127/22	130/5 146/22 177/14	163/20 168/16 177/13	55/7 57/3 58/1 58/25
171/18 171/19 172/15	128/12 132/13 132/14	210/5	177/16 210/4 210/16	59/7 59/15 59/24 60/22
172/16 174/23 176/21	134/4 134/17 136/4	witness [19] 9/16 10/2	210/18 210/20 211/10	61/1 61/2 62/17 62/20
176/22 177/4 182/23	138/3 141/1 146/10	11/18 40/21 40/23	written [9] 15/7 152/10	65/25 66/20 66/21 67/6
183/4 184/1 186/13	146/12 147/24 148/1	40/24 41/7 41/9 84/5	152/22 164/9 183/20	67/9 71/9 74/19 76/11
187/9 188/18 191/16	150/18 151/24 160/23	97/22 110/18 112/22	189/3 209/19 210/5	77/10 77/18 77/19
191/21 192/8 192/24	161/1 165/14 165/19	113/21 125/6 131/4	210/12	77/23 80/14 80/24 81/9
193/19 194/6 205/2	166/1 174/25 175/5	131/5 131/6 212/2	wrong [6] 9/5 26/3	81/9 84/3 85/23 86/4
205/19 210/20 210/22	175/13 176/1 176/3	212/18	32/22 143/13 177/8	86/8 86/12 87/10 92/25
211/11 211/13	178/25 179/9 180/22	witnesses [6] 3/3 5/1	205/14	93/17 94/11 94/24
Whenever [1] 137/14	184/9 190/1 207/14	5/5 9/22 12/9 211/23	wrongdoing [1] 40/6	95/21 96/10 96/19 97/1
where [26] 7/5 13/15	208/15 208/25	WOLPERT [1] 2/18	WSSC [1] 42/12	97/3 97/9 97/9 97/15
19/13 21/9 31/21 31/22	who's [3] 40/23 40/23	won't [4] 6/22 10/24		98/7 98/9 98/20 98/20
51/20 54/4 70/18 72/21	65/15	12/18 173/8	X	99/19 100/20 101/2
73/5 73/12 104/10	whole [6] 11/19 89/12	wondering [1] 71/6	XI [1] 1/5	101/7 101/25 103/9
104/10 104/11 112/18	107/19 107/22 111/6	word [10] 88/18 89/12	Y	103/15 103/19 104/9
122/6 148/6 160/18	111/8	103/4 116/7 117/9	yeah [37] 7/14 12/16	105/5 105/16 105/21
163/4 165/10 175/22	wholly [1] 144/3	118/19 139/16 163/8	15/4 47/11 53/20 54/17	106/6 106/10 106/22

Y
yes... [80] 109/9
 109/16 113/7 113/12
 114/15 114/23 115/4
 115/7 115/12 115/25
 116/10 116/13 117/4
 118/8 122/4 123/2
 123/15 123/20 124/17
 125/24 127/17 128/21
 129/1 129/3 129/6
 129/7 130/5 130/13
 134/16 137/13 138/10
 138/25 142/23 144/20
 145/9 149/10 149/15
 152/2 152/13 152/25
 153/5 153/10 155/15
 155/25 157/3 157/10
 157/14 157/18 158/12
 159/19 159/20 162/5
 168/14 173/14 174/22
 178/24 179/19 180/8
 182/4 182/5 183/21
 184/21 184/24 191/5
 191/12 192/3 192/7
 192/23 193/9 193/15
 194/9 194/11 194/16
 195/16 196/6 196/7
 201/5 203/13 204/10
 208/22
yesterday [6] 8/22
 10/11 13/11 13/20
 109/22 213/7
yet [1] 7/24
you [1037]
you'd [4] 32/19 69/4
 112/4 163/9
you'll [4] 97/4 108/12
 112/22 182/16
you're [35] 13/1 16/7
 16/8 23/13 23/18 48/6
 48/6 51/4 66/13 66/20
 83/4 89/6 89/15 89/20
 89/22 90/13 90/13
 90/23 98/10 112/18
 113/5 113/8 119/16
 131/6 131/6 144/17
 168/22 185/1 186/13
 191/17 199/24 200/18
 200/20 201/3 210/15
you've [11] 4/18 26/18
 50/18 50/18 75/21 84/8
 89/18 93/19 153/8
 158/8 159/23
younger [1] 15/15
your [197] 4/3 5/25
 8/24 12/25 13/10 13/20
 14/2 14/18 16/16 16/24
 17/12 19/11 20/21
 25/15 26/18 27/7 27/12
 29/6 29/13 29/13 29/14
 30/1 30/1 31/2 31/2
 34/9 35/10 35/17 36/4
 39/9 40/2 40/15 40/25
 42/13 44/18 45/5 45/13
 45/16 46/17 46/17
 46/23 47/3 48/15 49/2
 49/2 49/15 50/19 50/20
 53/10 61/20 61/21

62/16 62/18 63/16
 70/23 70/23 75/9 75/13
 75/15 76/5 77/11 78/19
 78/22 79/1 83/4 83/16
 83/23 84/3 84/3 87/8
 87/14 89/5 89/17 89/23
 90/2 90/14 90/17 91/3
 91/3 91/5 91/18 92/16
 93/21 94/21 96/7 97/5
 97/21 98/10 98/16
 100/19 103/11 105/6
 105/19 106/7 107/4
 108/7 108/7 108/17
 108/24 109/3 109/9
 109/20 110/4 110/21
 111/16 112/4 112/10
 113/8 113/10 113/11
 114/3 114/11 114/22
 118/13 120/16 121/22
 122/12 122/17 124/9
 124/12 124/17 124/23
 125/17 125/24 126/16
 128/19 132/20 132/24
 137/16 138/18 138/21
 141/6 141/7 141/8
 142/8 142/18 143/16
 145/1 145/4 148/13
 149/8 149/11 150/11
 151/3 151/9 151/13
 151/22 151/24 151/25
 152/1 152/8 152/19
 153/4 155/3 155/23
 156/6 156/10 158/4
 162/1 164/25 169/12
 169/13 170/11 171/2
 171/8 172/22 173/6
 178/8 181/25 182/6
 182/14 182/24 184/13
 184/18 184/18 185/6
 185/21 185/22 186/4
 186/5 186/16 187/20
 189/10 189/19 189/23
 191/13 196/16 198/8
 198/20 199/7 202/15
 205/2 205/7 205/21
 206/25 207/1 212/12
yours [3] 96/25 98/6
 116/19
yourself [6] 56/14
 57/20 58/20 64/19 65/6
 132/24

Z
zero [1] 29/3
Zoom [14] 5/6 5/17
 6/20 7/2 7/12 10/18
 10/20 10/24 11/1 11/7
 12/16 13/1 13/3 13/8

IN THE SUPREME COURT OF THE STATE OF NEVADA

IN RE: D.O.T. LITIGATION

TGIG, LLC; NEVADA HOLISITIC
MEDICINE, LLC; GBS NEVADA
PARTNERS, LLC; FIDELIS HOLDINGS,
LLC; GRAVITAS NEVADA, LLC;
NEVADA PURE, LLC; MEDIFARM, LLC;
MEDIFARM IV LLC; THC NEVADA, LLC;
HERBAL CHOICE, INC.; RED EARTH LLC;
NEVCANN LLC, GREEN THERAPEUTICS
LLC; AND GREAN LEAF FARMS
HOLDINGS LLC,

Appellants,

vs.

THE STATE OF NEVADA, ON RELATION
OF ITS DEPARTMENT OF TAXATION,

Respondent.

Supreme Court Case No.: 82014

District Court Case No.: A787004

PLAINTIFFS' JOINT APPENDIX

VOLUME 303 OF 343

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TABLE OF CONTENT

Chronological by Date Filed¹

TAB#	Document	Vol.	Date	Pages
1	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/10/2018	000001-000012
2	FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/18/2018	000013-000025
3	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/19/2018	000026-000036
4	COMPLAINT	1	1/4/2019	000037-000053
5	COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	1	1/4/2019	000054-000078
6	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	1/16/2019	000079-000092
7	ANSWER TO PLAINTIFFS' FIRST AMENDED COMPLAINT AND COUNTERCLAIM	1	3/15/2019	000093-000107
8	MOTION FOR PRELIMINARY INJUNCTION	2	3/18/2019	000108-000217
9	PLAINTIFFS' COUNTER-DEFENDANTS' ANSWER TO COUNTERCLAIM	2	4/5/2019	000218-000223
10	ANSWER TO AMENDED COMPLAINT	2	4/10/2019	000224-000236
11	DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	2	4/16/2019	000237-000251
12	CLEAR RIVER, LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	2	5/7/2019	000252-000269
13	OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION	3 thru 4	5/9/2019	000270-000531
14	APPENDIX OF EXHIBITS TO NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO SERENITY WELLNESS CENTER, LLC AND RELATED	5 thru 7	5/9/2019	000532-000941

¹ Pursuant to NRAP 30(c)(1), “[t]ranscripts that are included in the appendix shall be placed in chronological order by date of the hearing or trial.” Accordingly, the controlling date for the placement of a transcript in this appendix is the hearing date, not the date the transcript was filed with the district court.

	PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION			
15	NEVADA ORGANIC REMIDIES, LLC'S OPPOSITION TO SERENITY WELLNESS CENTER, LLC AND RELATED PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION	8	5/9/2019	000942-000974
16	DEFENDANT IN INTERVENTION'S OPPOSITION TO PLAINTIFFS' APPLICATION FOR A TEMPORARY RESTRAINING ORDER	8	5/10/2019	000975-001024
17	DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' FIRST AMENDED COMPLAINT	8	5/16/2019	001025-001037
18	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	8	5/16/2019	001038-001041
19	ANSWER TO COMPLAINT	8	5/20/2019	001042-001053
20	PLAINTIFFS' OMNIBUS REPLY IN SUPPORT OF MOTION FOR PRELIMINARY INJUNCTION	8	5/22/2019	001054-001067
21	INTERVENING DEFENDANTS' JOINDER AND SUPPLEMENTAL BRIEFING IN SUPPORT OF THE STATE OF NEVADA'S AND NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION; AND LONE MOUNTAIN PARTNERS, LLC'S OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION OR FOR WRIT OF MANDAMUS	9	5/23/2019	001068-001133
22	EVIDENTIARY HEARING - DAY 1	10 thru 11	5/24/2019	001134-001368
23	EVIDENTIARY HEARING - DAY 2 VOLUME I OF II	12	5/28/2019	001369-001459
24	EVIDENTIARY HEARING - DAY 2 VOLUME II	13	5/28/2019	001460-001565
25	EVIDENTIARY HEARING - DAY 3 VOLUME I OF II	14	5/29/2019	001566-001663

26	EVIDENTIARY HEARING - DAY 3 VOLUME II	15	5/29/2019	001664-001807
27	EVIDENTIARY HEARING - DAY 4	16 thru 17	5/30/2019	001808-002050
28	EVIDENTIARY HEARING - DAY 5 VOLUME I OF II	18	5/31/2019	002051-002113
29	EVIDENTIARY HEARING - DAY 5 VOLUME II	19 thru 20	5/31/2019	002114-002333
30	LONE MOUNTAIN PARTNERS, LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	21	6/5/2019	002334-002344
31	EVIDENTIARY HEARING - DAY 6	22 thru 23	6/10/2019	002345-002569
32	EVIDENTIARY HEARING - DAY 7	24 thru 25	6/11/2019	002570-002822
33	DEFENDANTS' ANSWER TO PLAINTIFFS' COMPLAINT WITH COUNTERCLAIM	26	6/14/2019	002823-002846
34	EVIDENTIARY HEARING - DAY 8 VOLUME I OF II	26	6/18/2019	002847-002958
35	EVIDENTIARY HEARING - DAY 8 VOLUME II	27	6/18/2019	002959-003092
36	EVIDENTIARY HEARING - DAY 9 VOLUME I OF II	28	6/19/2019	003093-003215
37	EVIDENTIARY HEARING - DAY 9 VOLUME II	29	6/19/2019	003216-003348
38	EVIDENTIARY HEARING - DAY 10 VOLUME I OF II	30	6/20/2019	003349-003464
39	EVIDENTIARY HEARING - DAY 10 VOLUME II	31	6/20/2019	003465-003622
40	INTERVENOR DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' SECOND AMENDED COMPLAINT	31	6/24/2019	003623-003639
41	INTERVENOR DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFF'S COMPLAINT	32	7/3/2019	003640-003652
42	FIRST AMENDED COMPLAINT	32	7/3/2019	003653-003670
43	EVIDENTIARY HEARING - DAY 11	32	7/5/2019	003671-003774

44	EVIDENTIARY HEARING - DAY 12	33	7/10/2019	003775-003949
45	CORRECTED FIRST AMENDED COMPLAINT.	34	7/11/2019	003950-003967
46	EVIDENTIARY HEARING - DAY 13 VOLUME I OF II	34	7/11/2019	003968-004105
47	EVIDENTIARY HEARING - DAY 13 VOLUME II	35	7/11/2019	004106-004227
48	PLAINTIFFS-COUNTER DEFENDANTS' ANSWER TO COUNTERCLAIM	35	7/12/2019	004228-004236
49	EVIDENTIARY HEARING - DAY 14	36	7/12/2019	004237-004413
50	ANSWER TO CORRECTED FIRST AMENDED COMPLAINT	37	7/15/2019	004414-004425
51	EVIDENTIARY HEARING - DAY 15	37	7/15/2019	004426-004500
52	EVIDENTIARY HEARING - DAY 15 VOLUME II	38	7/15/2019	004501-004679
53	GREENMART OF NEVADA NLC LLC'S ANSWER TO PLAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/17/2019	004680-004694
54	LONE MOUNTAIN PARTNERS, LLC'S ANSWER TO LAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/22/2019	004695-004705
55	CLEAR RIVER, LLC'S ANSWER TO PLAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/26/2019	004706-004723
56	EVIDENTIARY HEARING - DAY 16	39	7/28/2019	004724-004828
57	EVIDENTIARY HEARING - DAY 17 VOLUME I OF II	40	8/13/2019	004829-004935
58	EVIDENTIARY HEARING - DAY 17 VOLUME II	41	8/13/2019	004936-005027
59	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	41	8/14/2019	005028-005030
60	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	41	8/14/2019	005031-005033
61	EVIDENTIARY HEARING - DAY 18	42 thru 43	8/14/2019	005034-005222
62	EVIDENTIARY HEARING - DAY 19	44	8/15/2019	005223-005301
63	EVIDENTIARY HEARING - DAY 20	45	8/16/2019	005302-005468

64	FINDINGS OF FACT AND CONCLUSIONS OF LAW GRANTING PRELIMINARY INJUNCTION	46	8/23/2019	005469-005492
65	HEARING ON OBJECTIONS TO STATE'S RESPONSE, NEVADA WELLNESS CENTER'S MOTION RE COMPLIANCE RE PHYSICAL ADDRESS, AND BOND AMOUNT SETTING	46	8/29/2019	005493-005565
66	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	46	9/5/2019	005566-005592
67	FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/6/2019	005593-005698
68	DEFENDANT-RESPONDENT'S GOOD CHEMISTRY NEVADA, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/27/2019	005699-005707
69	D LUX, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/27/2019	005708-005715
70	FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	47	9/29/2019	005716-005731
71	ANSWER TO COMPLAINT	47	10/1/2019	005732-005758
72	DEFENDANT RURAL REMEDIES, LLC ANSWER TO FIRST AMENDED COMPLAINT	47	10/1/2019	005759-005760
73	DEFENDANTS MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S ANSWER	48	10/3/2019	005761-005795
74	APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	48	10/10/2019	005796-005906
75	DEFENDANT-INTERVENOR CLEAR RIVER, LLC'S ORDER DENYING IT'S MOTION FOR PARTIAL SUMMARY JUDGEMENT ON THE PETITION FOR JUDICIAL REVIEW CAUSE OF ACTION	48	11/7/2019	005907-005912

76	ANSWER TO FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	48	11/8/2019	005913-005921
77	ERRATA TO ANSWER TO FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	48	11/8/2019	005922-005930
78	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI MANDAMUS, AND PROHIBITION	49	11/12/2019	005931-005937
79	ANSWER TO FIRST AMENDED COMPLAINT GRAVITAS NEVADA LTD	49	11/12/2019	005938-005942
80	ORDER DENYING 1) ORGANIC REMEDIES, LLC'S MOTION TO DISSOLVE PRELIMINARY INJUNCTION AND TO STAY PRELIMINARY INJUNCTION PENDING APPEAL AND 2) LONE MOUNTAIN PARTNERS, LLC'S	49	11/19/2019	005943-005949
81	AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	11/21/2019	005950-006004
82	EUPHORIA WELLNESS, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	49	11/21/2019	006005-006011
83	NOTICE OF ENTRY OF ORDER DENYING MM DEVELOPMENT COMPANY, INC.'S AND LIVFREE WELLNESS, LLC'S MOTION TO ALTER OR AMEND FINDINGS OF FACT AND CONCLUSION OF LAW,	49	11/22/2019	006012-006015
84	ORDER DENYING MM DEVELOPMENT COMPANY, INC. 'S AND LIVFREE WELLNESS LLC'S MOTION TO ALTER AMEND FINDINGS OF FACT AND CONCLUSION OF LAW	49	11/22/2019	006016-006017
85	BUSINESS COURT ORDER	49	11/25/2019	006018-006022

86	ORDER GRANTING MOTION FOR LEAVE TO FILE SECOND AMENDED COMPLAINT IN CASE NO. A-786962	49	11/26/2019	006023-006024
87	TGIG SECOND AMENDED COMPLAINT	49	11/26/2019	006025-006047
88	REPLY IN SUPPORT OF AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	12/6/2019	006048-006057
89	HEARING ON APPLICATION OF NEVADA ORGANIC REMEDIES FOR WRIT OF MANDAMUS TO COMPEL STATE TO MOVE IT TO TIER 2 OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	12/9/2019	006058-006068
90	LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	49	12/10/2019	006069-006081
91	NOTICE OF HEARING	49	12/13/2019	006082-006087
92	DEFENDANT'S ANSWER TO DH FLAMINGO INC'S ET AL., FIRST AMENDED COMPLAINT	50	12/16/2019	006088-006105
93	DEFENDANT'S ANSWER TO DH FLAMINGO INC'S ET AL., FIRST AMENDED COMPLAINT	50	12/16/2019	006106-006123
94	PLAINTIFFS' OPPOSITION TO LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	50	12/20/2019	006124-006206
95	OPPOSITION TO HELPING HANDS WELLNESS CTR, INC.'S APPLICATION FOR WRIT OF MANDAMUS	50	12/27/2019	006207-006259
96	ORDER DENYING MOTION FOR STAY AND GRANTING IN PART MOTION TO EXPEDITE	50	12/30/2019	006260-006262
97	ORDER DENYING THE DEPARTMENT OF TAXATION OBJECTION TO DISCOVERY COMMISSIONER'S REPORT AND RECOMMENDATIONS	51	12/31/2019	006263-006263
98	NOTICE OF ENTRY OF ORDER	51	1/3/2020	006264-006271

99	GREENMART OF NEVADA NLV LLC'S ANSWER TO D.H. FLAMINGO PLAINTIFFS' FIRST AMENDED COMPLAINT	51	1/6/2020	006272-006295
100	NV WELLNESS CENTER, LLC'S MOTION TO COMPEL ON AN ORDER SHORTENING TIME	51	1/8/2020	006296-006358
101	LONE MOUNTAIN PARTNERS, LLC'S REPLY IN SUPPORT OF MOTION TO DISMISS SECOND AMENDED COMPLAINT	51	1/8/2020	006359-006368
102	OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL	52	1/10/2020	006369-006439
103	ESSENCE ENTITIES' ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	52	1/14/2020	006440-006468
104	NOTICE OF ENTRY OF ORDER	52	1/14/2020	006469-006474
105	ORDER DENYING NEVADA ORGANIC REMEDIES, LLC'S AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC	52	1/14/2020	006475-006477
106	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO FIRST AMENDED COMPALINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	52	1/21/2020	006478-006504
107	ERRATA TO DECLARATION OF ALFRED TERTERYAN IN SUPPORT OF HELPING HANDS WELLNESS CENTER, INC.'S APPLICATION FOR WRIT OF MANDAMUS	52	1/24/2020	006505-006506
108	AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/28/2020	006507-006542
109	DEPARTMENT OF TAXATION'S ANSWER TO PLAINTIFF SERENITY PARTIES' SECOND AMENDED COMPLAINT	53	1/28/2020	006543-006559
110	DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/28/2020	006560-006588

111	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/29/2020	006589-006609
112	HEARING ON OBJECTIONS TO SUBPOENAS DUCES TECUM, MOTIONS FOR PROTECTIVE ORDERS, APPLICATION OF FOR WRIT OF MANDAMUS, MOTION FOR SETTING SETTLEMENT CONFERENCE, AND MOTION TO REDACT AND SEAL EXHIBITS 4 AND 5	53	1/31/2020	006610-006657
113	ANSWER TO D.H. FLAMINGO PARTIES' FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/5/2020	006658-006697
114	FINDINGS OF FACT AND CONCLUSIONS OF LAW GRANTING PRELIMINARY INJUNCTION	54	2/7/2020	006698-006722
115	DEFENDANT-RESPONDENT NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/7/2020	006723-006752
116	DEFENDANT-RESPONDENT STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/7/2020	006753-006781
117	SECOND AMENDED COMPLAINT	54	2/11/2020	006782-006805
118	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO THE SERENITY PLAINTIFFS' SECOND AMENDED COMPLAINT	54	2/12/2020	006806-006814
119	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO ETW PLAINTIFFS' THIRD AMENDED COMPLAINT	54	2/12/2020	006815-006822

120	GREENMART OF NEVADA NLV LLC'S ANSWER TO ETW MANAGEMENT GROUP LLC, GLOBAL HARMONY LLC, GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, HERBAL CHOICE INC., JUST QUALITY LLC, LIBRA WELLNESS CENTER, LLC, ROMBOUGH REAL ESTATE INC. DBA MOTHER HERB, NEVCANN LLC, RED EARTH LLC, THC NEVADA LLC, ZION GARDENS LLC AND MMOF VEGAS RETAIL, INC.'S THIRD AMENDED COMPLAINT	55	2/12/2020	006823-006841
121	ANSWER TO D.H. FLAMINGO PLAINTIFFS' FIRST AMENDED COMPLAINT AND PETITION FOR REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/12/2020	006842-006853
122	CPCM HOLDINGS, LLC D/B/A THRIVE CANNABIS MARKETPLACE'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/13/2020	006854-006867
123	ANSWER TO SERENITY PLAINTIFFS' SECOND AMENDED COMPLAINT	55	2/14/2020	006868-006876
124	CIRCLE S FARMS LLC'S ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/18/2020	006877-006884
125	ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION	55	2/18/2020	006885-006910
126	GREENMART OF NEVADA NLV LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/18/2020	006911-006921
127	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION	55	2/18/2020	006922-006935
128	ORDER GRANTING IN PART AND DENYING IN PART THE DEPARTMENT OF TAXATION'S MOTIONS FOR PROTECTIVE ORDER ON ORDER SHORTENING TIME	55	2/19/2020	006936-006941

129	CIRCLE S FARMS LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/20/2020	006942-006949
130	NOTICE OF FILING OF EMERGENCY PETITION FOR WRIT OF MANDAMUS OR PROHIBITION UNDER NRAP 21(a)6)	55	2/21/2020	006950-006951
131	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND/OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/25/2020	006952-006958
132	GREENMART OF NEVADA NLV LLC'S ANSWER TO QUALCAN LLC'S SECOND AMENDED COMPLAINT	55	2/25/2020	006959-006970
133	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/26/2020	006971-006983
134	GREENMART OF NEVADA NLV LLC'S MOTION TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/28/2020	006984-006987
135	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC ANSWER TO NATURAL MEDICINE, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	2/28/2020	006988-007000
136	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT/RESPONDENT STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND/OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	2/28/2020	007001-007012

137	GREENMART OF NEVADA NLV LLC'S ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	3/6/2020	007013-007024
138	GREENMART OF NEVADA NLV LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	3/6/2020	007025-007036
139	QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	56	3/13/2020	007037-007057
140	PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL GREENMART OF NEVADA, LLC TO PRODUCE KENNETH LEE AND HAE LEE FOR DEPOSITION ON ORDER SHORTENING TIME	56	3/16/2020	007058-007074
141	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL GREENMART TO ALSO PRODUCE KENNETH LEE AND HAE LEE FOR DEPOSITION	56	3/18/2020	007075-007080
142	NEVADA WELLNESS CENTER, LLC'S JOINDER TO ETW PLAINTIFFS' MOTION TO COMPEL PRIVILEGE LOGS	56	3/20/2020	007081-007083
143	NEVADA WELLNESS CENTER, LLC'S JOINDER TO ETW PLAINTIFFS' MOTION TO COMPEL	56	3/20/2020	007084-007086
144	GREENMART OF NEVADA NLV LLC'S RESPONSE IN OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	56	3/23/2020	007087-007095
145	CLEAR RIVER, LLC'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS ON ORDER SHORTENING TIME	56	3/27/2020	007096-007099
146	NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO QUALCAN'S PETITION FOR WRIT OF MANDAMUS	56	3/27/2020	007100-007143
147	PLAINTIFF NEVADA WELLNESS CENTER, LLC'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	57	3/27/2020	007144-007175
148	DEPARTMENT OF TAXATION'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	57	3/27/2020	007176-007182

149	THE ESSENCE ENTITIES' OPPOSITION TO ETW PLAINTIFFS' 1) MOTION TO COMPEL AND 2) MOTION TO COMPEL PRIVILEGE LOGS	57	3/27/2020	007183-007293
150	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF'S MOTION TO COMPEL PRIVILEGE LOGS AND COUNTER MOTION FOR SANCTIONS PURSUANT TO NRCP 37	57	3/30/2020	007294-007310
151	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF'S MOTION TO COMPEL SUPPLEMENTAL RESPONSES	58	3/30/2020	007311-007329
152	ORDER DENYING DEFENDANT JORGE PUPO'S MOTION TO DISMISS	58	3/30/2020	007330-007332
153	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO ETW PLAINTIFFS' MOTION TO COMPEL PRIVILEGE LOGS	58	4/3/2020	007333-007336
154	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO ETW PLAINTIFFS' MOTION TO COMPEL	58	4/3/2020	007337-007346
155	DEPARTMENT OF TAXATION'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/8/2020	007347-007360
156	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/8/2020	007361-007373
157	CIRCLE S FARMS LLC'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/9/2020	007374-007381
158	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE ADDITIONAL DOCUMENTS ON ORDER SHORTENING TIME	58	4/9/2020	007382-007395

159	NOTICE OF ENTRY OF ORDER DENYING MM DEVELOPMENT COMPANY, INC.'S MOTION TO STRIKE AND-OR DISMISS D.H. FLAMINGO, INC.'S COUNTERCLAIM	58	4/9/2020	007396-007400
160	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S MOTION TO DISMISS 1) NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS;(2) STRIVE WELLNESS' COMPLAINT; (3) RURAL REMEDIES AMENDED COMPLAINT; (4) QUALCAN'S AMENDED COMPLAINT; (5) HIGH SIERRA HOLISTICS COMPLAINT AND (6) NATURAL MEDICINE'S COMPLAINT FOR FAILING TO COMPLY WITH NRS 233B.130(2)(D)	59 thru 60	4/14/2020	007401-007717
161	DEFENDANT PUPO'S ANSWER TO RURAL REMEDIES' AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	61	4/14/2020	007718-007730
162	THRIVE'S SUPPLEMENTAL BRIEF IN SUPPORT OF OPPOSITION TO ETW MANAGEMENT GROUP LLC; ET AL.'S MOTION TO COMPEL	61	4/14/2020	007731-007792
163	MINUTE ORDER CLEAR RIVER'S REQUEST FOR OST ON MOTION TO DISMISS	61	4/15/2020	007793-007793
164	DEPARTMENT OF TAXATION'S ANSWER TO ETW MANAGEMENT GROUP LLC PARTIES' THIRD AMENDED COMPLAINT	61	4/20/2020	007794-007810
165	DEPARTMENT OF TAXATION'S ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	61	4/20/2020	007811-007845
166	DEPARTMENT OF TAXATION'S ANSWER TO QUALCAN'S SECOND A MENDED COMPLAINT	61	4/20/2020	007846-007862
167	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO ETW PLAINTIFFS' THIRD AMENDED COMPLAINT	62	4/21/2020	007863-007893

168	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	62	4/21/2020	007894-007913
169	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO TGIG PLAINTIFFS' SECOND AMENDED COMPLAINT	62	4/21/2020	007914-007935
170	ORDER GRANTING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE ADDITIONAL DOCUMENTS ON ORDER SHORTENING TIME	62	4/21/2020	007936-007939
171	ORDER DENYING LONE MOUNTAIN PARTNER'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	62	5/5/2020	007940-007941
172	DEPARTMENT OF TAXATION'S INDEX OF EXHIBITS IN SUPPORT OF ITS OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN DEPARTMENT OF TAXATION'S ANSWER TO SECOND AMENDED COMPLAINT	63 thru 64	5/11/2020	007942-008232
173	DEPARTMENT OF TAXATION'S OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN DEPARTMENT OF TAXATION'S ANSWER TO SECOND AMENDED COMPLAINT	65	5/11/2020	008233-008241
174	DEPARTMENT OF TAXATION'S NOTICE OF SUPPLEMENTAL AUTHORITY	65	5/12/2020	008242-008252
175	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	65	5/21/2020	008253-008302
176	HEARING ON MOTIONS FOR SUMMARY JUDGMENT OR WRIT OF MANDAMUS AND MOTION TO EXTEND TIME FOR BRIEFING	65	5/22/2020	008303-008354

177	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	65	5/26/2020	008355-008375
178	PURE TONIC CONCENTRATES LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	65	5/29/2020	008376-008379
179	RURAL REMEDIES, LLC'S ANSWER TO DEFENDANT-RESPONDENT NATURAL MEDICINE'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	65	6/3/2020	008380-008393
180	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO NATURAL MEDICINE'S LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	65	6/4/2020	008394-008401
181	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	66	6/4/2020	008402-008409
182	ORDER DENYING D.H. FLAMINGO, INC. AND SURTERRA HOLDINGS, INC.'S MOTION FOR SUMMARY JUDGMENT AGAINST MM DEVELOPMENT COMPANY, INC.	66	6/5/2020	008410-008413
183	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO DEFENDANT-RESPONDENT NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRIT OF CERTIORARI, MANDAMUS, AND PROHIBITION	66	6/5/2020	008414-008435
184	TGIG, LLC, NEVADA HOLISTIC MEDICINE, LLC, GBS NEVADA PARTNERS, FIDELIS HOLDINGS, LLC, GRAVITAS NEVADA, NEVADA PURE, LLC, MEDIFARM, LLC, AND MEDIFARM IV'S ANSWER TO NATURAL MEDICINE	66	6/10/2020	008436-008454

185	PLAINTIFF'S DECLARATION & POA-F2018-01430	67 thru 74	6/12/2020	008455-009889
186	PLAINTIFF'S NOTICE OF FILING RECORD ON REVIEW	75	6/12/2020	009890-009933
187	PLAINTIFF'S DKT 148-1 INDEX OF EXHIBITS - 1	76 thru 77	6/12/2020	009934-010291
188	PLAINTIFF'S DKT 148-1 INDEX OF EXHIBITS - 2	78 thru 79	6/12/2020	010292-010595
189	PLAINTIFF'S RECORD PART 1	80 thru 81	6/12/2020	010596-010937
190	PLAINTIFF'S RECORD PART 2	82 thru 83	6/12/2020	010938-011275
191	PLAINTIFF'S RECORD PART 3	84 thru 85	6/12/2020	011276-011613
192	PLAINTIFF'S RECORD PART 4	86 thru 87	6/12/2020	011614-011951
193	PLAINTIFF'S RECORD PART 5	88	6/12/2020	011952-012104
194	PLAINTIFF'S RECORD PART 6	89	6/12/2020	012105-012258
195	PLAINTIFF'S RECORD PART 7	90	6/12/2020	012259-012413
196	PLAINTIFF'S RECORD PART 8	91	6/12/2020	012414-012569
197	PLAINTIFF'S RECORD PART 9	92	6/12/2020	012570-012723
198	PLAINTIFF'S RECORD PART 10	93	6/12/2020	012724-012878
199	PLAINTIFF'S RECORD PART 11	94	6/12/2020	012879-013032
200	PLAINTIFF'S RECORD PART 12	95	6/12/2020	013033-013187
201	PLAINTIFF'S RECORD PART 13	96	6/12/2020	013188-013341

202	PLAINTIFF'S RECORD PART 14	97	6/12/2020	013342-013496
203	PLAINTIFF'S RECORD PART 15	98 thru 99	6/12/2020	013497-013774
204	PLAINTIFF'S RECORD PART 16	100 thru 101	6/12/2020	013775-014052
205	PLAINTIFF'S RECORD PART 17	102 thru 103	6/12/2020	014053-014330
206	PLAINTIFF'S RECORD PART 18	104 thru 105	6/12/2020	014331-014608
207	PLAINTIFF'S RECORD PART 18	106 thru 107	6/12/2020	014609-014886
208	PLAINTIFF'S RECORD PART 19	108 thru 111	6/12/2020	014887-015426
209	PLAINTIFF'S RECORD PART 20	112 thru 115	6/12/2020	015427-015966
210	PLAINTIFF'S RECORD PART 21	116 thru 119	6/12/2020	015967-016506
211	PLAINTIFF'S RECORD PART 22	120 thru 123	6/12/2020	016507-017048
212	PLAINTIFF'S RECORD PART 24	124 thru 131	6/12/2020	017049-018484
213	PLAINTIFF'S RECORD PART 25	132 thru 134	6/12/2020	018485-018844
214	PLAINTIFF'S RECORD PART 26	135 thru 136	6/12/2020	018845-019202
215	PLAINTIFF'S RECORD PART 27	137 thru 144	6/12/2020	019203-020637

216	PLAINTIFF'S RECORD PART 28	145 thru 147	6/12/2020	020638-020999
217	PLAINTIFF'S RECORD PART 29	148 thru 149	6/12/2020	021000-021357
218	PLAINTIFF'S RECORD PART 30	150 thru 157	6/12/2020	021358-022621
219	PLAINTIFF'S RECORD PART 31	158 thru 159	6/12/2020	022622-022979
220	PLAINTIFF'S RECORD PART 32	160 thru 167	6/12/2020	022980-024414
221	PLAINTIFF'S RECORD PART 33	168 thru 169	6/12/2020	024415-024718
222	PLAINTIFF'S RECORD PART 35	170 thru 177	6/12/2020	024719-026153
223	PLAINTIFF'S RECORD PART 37	178	6/12/2020	026154-026256
224	PLAINTIFF'S RECORD PART 39	179 thru 181	6/12/2020	026257-026669
225	PLAINTIFF'S RECORD PART 40	182 thru 183	6/12/2020	026670-026934
226	PLAINTIFF'S RECORD PART 41	184 thru 186	6/12/2020	026935-027347
227	PLAINTIFF'S RECORD PART 42	187 thru 188	6/12/2020	027348-027612
228	PLAINTIFF'S RECORD PART 43	189 thru 191	6/12/2020	027613-028025
229	PLAINTIFF'S RECORD PART 44	192 thru 193	6/12/2020	028026-028290

230	PLAINTIFF'S RECORD PART 45	194 thru 196	6/12/2020	028291-028703
231	PLAINTIFF'S RECORD PART 46	197 thru 198	6/12/2020	028704-028968
232	PLAINTIFF'S RECORD PART 47	199 thru 201	6/12/2020	028969-029451
233	PLAINTIFF'S RECORD PART 48	202 thru 204	6/12/2020	029452-029934
234	PLAINTIFF'S RECORD PART 49	205 thru 207	6/12/2020	029935-030346
235	PLAINTIFF'S RECORD PART 50	208 thru 210	6/12/2020	030347-030758
236	PLAINTIFF'S RECORD PART 51	211 thru 213	6/12/2020	030759-031170
237	PLAINTIFF'S RECORD PART 52	214 thru 216	6/12/2020	031171-031582
238	PLAINTIFF'S RECORD PART 54	217 thru 219	6/12/2020	031583-031994
239	PLAINTIFF'S RECORD PART 55	220 thru 222	6/12/2020	031995-032406
240	PLAINTIFF'S RECORD PART 56	223 thru 225	6/12/2020	032407-032818
241	PLAINTIFF'S RECORD PARTY 57	226 thru 228	6/12/2020	032819-033230
242	PLAINTIFF'S RECORD PART 58	229 thru 231	6/12/2020	033231-033642
243	PLAINTIFF'S RECORD PART 59	232	6/12/2020	033643-033801
244	PLAINTIFF'S RECORD PART 60	233	6/12/2020	033802-033877

245	PLAINTIFF'S RECORD PART 61	234 thru 235	6/12/2020	033878-034143
246	PLAINTIFF'S RECORD PART 62	236 thru 237	6/12/2020	034144-034409
247	PLAINTIFF'S RECORD PART 63	238 thru 239	6/12/2020	034410-034675
248	PLAINTIFF'S RECORD PART 64	240 thru 241	6/12/2020	034676-034943
249	PLAINTIFF'S RECORD PART 65	242 thru 245	6/12/2020	034944-035512
250	PLAINTIFF'S RECORD PART 66	246 thru 248	6/12/2020	035513-035919
251	PLAINTIFF'S RECORD PART 67	249 thru 251	6/12/2020	035920-036326
252	PLAINTIFF'S RECORD PART 68	252 thru 254	6/12/2020	036327-036733
253	PLAINTIFF'S RECORD PART 69	255 thru 257	6/12/2020	036734-037140
254	PLAINTIFF'S RECORD PART 70	258 thru 260	6/12/2020	037141-037547
255	PLAINTIFF'S RECORD PART 71	261 thru 263	6/12/2020	037548-037954
256	PLAINTIFF'S RECORD PART 72	264 thru 266	6/12/2020	037955-038415
257	PLAINTIFF'S RECORD PART 73	267 thru 269	6/12/2020	038416-038867
258	NOTICE OF ENTRY OF ORDER ON PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN JORGE	270	6/23/2020	038868-038871

	PUPPO'S ANSWER TO SECOND AMENDED COMPLAINT			
259	SUPPLEMENT TO RECORD ON REVIEW IN ACCORDANCE WITH THE NEVADA ADMINISTRATIVE PROCEDURE ACT	270	6/26/2020	038872-038947
260	MOTION TO VOLUNTARILY DISMISS MMOF VEGAS RETAIL, INC. AND REQUEST TO RELEASE MMOF VEGAS RETAIL, INC.'S BOND FUNDS ON AN ORDER SHORTENING TIME	271	6/29/2020	038948-039114
261	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	6/29/2020	039115-039135
262	WELLNESS CONNECTION OF NEVADA, LLC'S ANSWER TO PLAINTIFF NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	6/29/2020	039136-039152
263	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO QUALCAN, LLC'S SECOND AMENDED COMPLAINT	272	7/1/2020	039153-039164
264	ESSENCE ENTITIES' ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	272	7/8/2020	039165-039193
265	ESSENCE ENTITIES' ANSWER TO THIRD AMENDED COMPLAINT	272	7/8/2020	039194-039210
266	ESSENCE ENTITIES' ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	7/8/2020	039211-039223
267	ESSENCE ENTITIES' ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	272	7/8/2020	039224-039235
268	ESSENCE ENTITIES' ANSWER TO SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	7/8/2020	039236-039265

269	ESSENCE ENTITIES' ANSWER QUALCAN, LLC'S SECOND AMENDED COMPLAINT	272	7/8/2020	039266-039284
270	ESSENCE ENTITIES' ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/8/2020	039285-039299
271	ESSENCE ENTITIES' ANSWER TO THE TGIG PARTIES' SECOND AMENDED COMPLAINT	273	7/8/2020	039300-039313
272	ESSENCE ENTITIES' ANSWER TO COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/8/2020	039314-039323
273	HIGH SIERRA HOLISTICS, LLC'S JOINDER TO ETW MANAGEMENT GROUP LLC'S ANSWERS	273	7/8/2020	039324-039325
274	GREENMART OF NEVADA NLV LLC'S JOINDER TO MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC., AND LIVFREE WELLNESS, LLC ON AN ORDER SHORTENING TIME	273	7/8/2020	039326-039327
275	MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC ON AN ORDER SHORTENING TIME	273	7/8/2020	039328-039381
276	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	273	7/9/2020	039382-039411
277	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO HIGH SIERRA HOLISTICS COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/9/2020	039412-039421
278	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO MM DEVELOPMENT COMPANY, INC., & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/9/2020	039422-039434
279	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	273	7/9/2020	039435-039445

280	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	274	7/9/2020	039446-039478
281	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO QUALCANN, LLC'S SECOND AMENDED COMPLAINT	274	7/9/2020	039479-039496
282	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT	274	7/9/2020	039497-039509
283	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO TGIG PARTIES' SECOND AMENDED COMPLAINT	274	7/9/2020	039510-039523
284	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO THIRD AMENDED COMPLAINT	274	7/9/2020	039524-039539
285	OPPOSITION TO MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC ON AN ORDER SHORTENING TIME	274	7/9/2020	039540-039575
286	MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRARECORD EVIDENCE AT THE HEARING OF JUDICIAL REVIEW and TO ENLARGE TIME FOR FILING OPENING BRIEF	275	7/9/2020	039576-039735
287	DEFENDANT IN INTRVENTION, CLEAR RIVER, LLC'S ANSWER TO HIGH SIERRA HOLISTICS, LLC COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	275	7/10/2020	039736-039750
288	DEFENDANT-INTERVENOR NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO TGIG PARTIES' SECOND AMENDED COMPLAINT	276	7/10/2020	039751-039759
289	NEVADA ORGANIC REMEDIES, LLC'S ANSWER NEVADA WELLNESS CENTER, LLC'S AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039760-039772

290	DEFENDANT-INTERVENOR NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO CLARK NATURAL MEDICINE ET AL.'S FIRST AMENDED COMPLAINT	276	7/10/2020	039773-039789
291	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO ETW MANAGEMENT GROUP, LLC ET AL.'S THIRD AMENDED THIRD AMENDED COMPLAINT	276	7/10/2020	039790-039804
292	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO HIGH SIERRA HOLISTIC'S COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039805-039815
293	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039816-039829
294	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO QUALCAN, LLC.'S SECOND AMENDED COMPLAINT	276	7/10/2020	039830-039844
295	NEVADA ORGANIC REMEDIES, LLC'S ANSWER RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039845-039859
296	FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER GRANTING IN PART AND DENYING IN PART MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS (1)	276	7/11/2020	039860-039862
297	FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER GRANTING IN PART AND DENYING IN PART MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS (2)	276	7/11/2020	039863-039865
298	ORDER GRANTING CLEAR RIVER, LLC'S MOTION TO RECONSIDER THE COURT'S ORDER GRANTING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE JOHN KOCER AND NORTON ARBELAEZ FOR DEPOSITION ON ORDER SHORTENING TIME	276	7/11/2020	039866-039868

299	EVIDENTIARY HEARING ON CASE -ENDING SANCTIONS - DAY 1	277 thru 278	7/13/2020	039869-040216
300	EVIDENTIARY HEARING ON CASE -ENDING SANCTIONS - DAY 2	279	7/14/2020	040217-040263
301	MOTION FOR PROTECTIVE ORDER ON ORDER SHORTENING TIME	279	7/15/2020	040264-040323
302	BENCH TRIAL - DAY 1	280 thru 281	7/17/2020	040324-040663
303	BENCH TRIAL - DAY 2	282 thru 283	7/20/2020	040664-041020
304	BENCH TRIAL - DAY 3	284 thru 285	7/21/2020	041021-041330
305	PLAINTIFFS' OPENING BRIEF IN SUPPORT OF PETITION FOR JUDICIAL REVIEW	286	7/22/2020	041331-041363
306	BENCH TRIAL - DAY 4	287 thru 288	7/22/2020	041364-041703
307	DEPARTMENT OF TAXATION'S OPPOSITION TO TGIG'S MOTION TO SUPPLEMENT THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE; AND TO ENLARGE TIME FOR FILING OPENING BRIEF	289	7/23/2020	041704-041732
308	THC NEVADA, LLC'S JOINDER TO PLAINTIFF TGIG, LLC ET AL'S OPENING BRIEF IN SUPPORT OF PETITION FOR JUDICIAL REVIEW	289	7/23/2020	041733-041735
309	BENCH TRIAL - DAY 5	290 thru 291	7/23/2020	041736-042068
310	CIRCLE S FARMS LLC'S JOINDER TO CLEAR RIVER, LLC AND DEPARTMENT OF TAXATION'S OPPOSITIONS TO PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINIST	292	7/24/2020	042069-042071
311	THE ESSENCE ENTITIES' JOINDER TO DEPARTMENT OF TAXATION'S OPPOSITION	292	7/24/2020	042072-042074

	TO TGIG'S MOTION TO SUPPLEMENT THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE AND TO ENLARGE TIME FOR FILING OPENING BRIEF			
312	BENCH TRIAL - DAY 6	293 thru 294	7/24/2020	042075-042381
313	BENCH TRIAL - DAY 7	295 thru 296	7/27/2020	042382-042639
314	EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	297	7/28/2020	042640-042670
315	BENCH TRIAL - DAY 8	298 thru 299	7/28/2020	042671-042934
316	BENCH TRIAL - DAY 9 VOLUME I	300 thru 301	7/29/2020	042935-043186
317	THRIVE'S JOINDER TO PLAINTIFFS' OPPOSITION TO THC NEVADA LLC'S AND HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER FOR PRELIMINARY INJUNCTION ON AN ORDER SHORTENING TIME	302	7/30/2020	043187-043190
318	GREENMART OF NEVADA NLV LLC'S JOINDER TO PLAINTIFFS' OPPOSITION TO THE THC NEVADA LLC'S AND HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER FOR PRELIMINARY INJUNCTION ON AN ORDER SHORTENING TIME AND DECLARATION OF ALINA M. SHELL	302	7/30/2020	043191-043195
319	JOINDER TO THC NEVADA, LLC and HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAIING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	302	7/30/2020	043196-043209
320	BENCH TRIAL - DAY 10	303 thru 304	7/30/2020	043210-043450

321	BENCH TRIAL - DAY 11	305	7/31/2020	043451-043567
322	EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	306	7/31/2020	043568-043639
323	NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE ON AN ORDER SHORTENING TIME	306	8/3/2020	043640-043708
324	BENCH TRIAL - DAY 12	307 thru 308	8/3/2020	043709-043965
325	BENCH TRIAL - DAY 13	309 thru 310	8/4/2020	043966-044315
326	BENCH TRIAL - DAY 14	311 thru 313	8/5/2020	044316-044687
327	BENCH TRIAL - DAY 15	314 thru 316	8/6/2020	044688-045065
328	REPLY TO THE DOT'S AND CLEAR RIVER, LLC'S OPPOSITIONS TO PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS	317	8/7/2020	045066-045084
329	BENCH TRIAL - DAY 16	318 thru 319	8/10/2020	045085-045316
330	DEPARTMENT OF TAXATION'S NOTICE OF REMOVING ENTITITES FROM TIER 3	320	8/11/2020	045317-045332
331	BENCH TRIAL - DAY 17	321 thru 323	8/11/2020	045333-045697
332	MOTION TO PRECLUDE APPLICATION OF THE EQUITABLE MAXIM OF UNCLEAR HANDS AGAIN ST THE TGIG PLAINTIFFS	324	8/11/2020	045698-045711
333	BENCH TRIAL - DAY 18	325	8/12/2020	045712-045877

334	OPPOSITION TO MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	325	8/14/2020	045878-045882
335	JOINDER TO THC NEVADA, LLC AND HERBAL CHOICE, INC'S MOTION TO STRIKE DEPARTMENT OF TAXATION NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	325	8/14/2020	045883-045888
336	THC NEVADA, LLC AND HERBAL CHOICE, INC.'S JOINDER TO TGIG PLAINTIFFS' PROPOSED SUPPLEMENTAL FINDINGS OF FACT AND CONCLUSIONS OF LAW BASED UPON PARTIAL SUBSTITUTION OF THE NEVADA CANNABIS COMPLIANCE BOARD AS A PARTY DEFENDANT IN THESE CONSOLIDATED MATTERS	326	8/14/2020	045889-045891
337	DEPARTMENT OF TAXATION'S OPPOSITION TO THC NEVADA, LLC AND HERBAL CHOICE, INC.'S MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING	326	8/15/2020	045892-045899
338	ORDER REGARDING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION FOR SUMMARY JUDGMENT ON FIRST CLAIM FOR RELIEF	326	8/15/2020	045900-045905
339	THC NEVADA, LLC AND HERBAL CHOICE, INC.'S REPLY TO NEVADA ORGANIC REMEDIES' OPPOSITION TO MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	326	8/15/2020	045906-045917
340	HELPING HANDS WELLNESS CENTER, INC.'S REPLY IN SUPPORT OF MOTION TO MODIFY OR DISSOLVE THE PRELIMINARY INJUNCTION1	326	8/16/2020	045918-045932
341	NOTICE OF ENTRY OF ORDER	326	8/17/2020	045933-045939
342	BENCH TRIAL - DAY 19	327 thru 328	8/17/2020	045940-046223

343	BENCH TRIAL - DAY 20	329	8/18/2020	046224-046355
344	TRIAL EXHIBIT 1005	329	8/18/2020	046356-046389
345	TRIAL EXHIBIT 1006	330	8/18/2020	046390-046423
346	TRIAL EXHIBIT 1135	330	8/18/2020	046424-046445
347	TRIAL EXHIBIT 1302	330	8/18/2020	046446-046448
348	TRIAL EXHIBIT 2157	330	8/18/2020	046449-046502
349	TRIAL EXHIBIT 2158	330	8/18/2020	046503-046548
350	TRIAL EXHIBIT 3291	331	8/18/2020	046549-046564
351	JOINDER TO THC NEVADA, LLC and HERBAL CHOICE, INC.'S MOTION TO RENEW JOINDER TO TGIG'S COUNTERMOTION FOR ORDER DISPENSING WITH THE BOND REQUIREMENT FOR PURPOSES OF THE PRELIMINARY	331	8/28/2020	046565-046567
352	ORDER DENYING TGIG PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE AT THE HEARING OF JUDICIAL REVIEW; AND TO ENLARGE TIME FOR FILING OPENING BRIEF	331	8/28/2020	046568-046572
353	MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC FINAL PRETRIAL CONFERENCE	331	9/3/2020	046573-046666
354	BENCH TRIAL - PHASE 1	332	9/8/2020	046667-046776
355	TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/10/2020	046777-046812

356	PLAINTIFFS GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, NEVCANN LLC AND RED EARTH LLC'S JOINDER TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/14/2020	046813-046815
357	RURAL REMEDIES, LLC'S JOINDER IN TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT AND CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/15/2020	046816-046817
358	FINDINGS OF FACT, CONCLUSION OF LAW AND PERMANENT INJUNCTION	332	9/16/2020	046818-046829
359	NOTICE OF ENTRY OF JUDGMENT (1)	333	9/22/2020	046830-046844
360	NOTICE OF ENTRY OF JUDGMENT (2)	333	9/22/2020	046845-046877
361	DEPARTMENT OF TAXATION'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW, AND PERMANENT INJUNCTION	333	9/24/2020	046878-046921
362	THE ESSENCE ENTITIES' LIMITED OPPOSITION TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	9/24/2020	046922-046924
363	GREENMART OF NEVADA NLV LLC'S JOINDER TO DEPARTMENT OF TAXATION'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW, AND PERMANENT INJUNCTION	333	9/24/2020	046925-046926
364	HELPING HANDS WELLNESS CENTER, INC.'S OPPOSITION TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	9/24/2020	046927-046931
365	CLARK NATURAL MEDICINAL SOLUTIONS LLC, NYE NATURAL MEDICINAL SOLUTIONS LLC CLARK NMSD LLC AND INYO FINE CANNABIS DISPENSARY L.L.C.'S JOINDER TO NEVADA WELLNESS CENTER'S MOTION TO AND PERMANENT INJUNCTION	333	9/24/2020	046932-046933

366	WELLNESS CONNECTION OF NEVADA, LLC'S RESPONSE TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION AND COUNTERMOTION TO CLARIFY AND-OR FOR ADDITIONAL FINDINGS	333	9/24/2020	046934-046940
367	CIRCLE S FARMS LLC'S JOINDER TO OPPOSITIONS TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	10/1/2020	046941-046943
368	MOTION FOR ORDER TO SHOW CAUSE	333	10/16/2020	046944-046965
369	ORDER TO SHOW CAUSE	334	10/18/2020	046966-046999
370	PLAINTIFFS GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, NEVCANN LLC AND RED EARTH LLC'S JOINDER TO TGIG PLAINTIFFS' MOTION FOR ORDER TO SHOW CAUSE	334	10/21/2020	047000-047002
371	NOTICE OF APPEAL	335 thru 339	10/23/2020	047003-047862
372	NOTICE OF ENTRY OF ORDER	340	10/27/2020	047863-047882
373	INDEX OF EXHIBITS IN SUPPORT OF DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	341 thru 342	10/30/2020	047883-048130
374	DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	343	10/30/2020	048131-048141
375	GREENMART OF NEVADA NLV LLC'S JOINDER TO DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	343	11/2/2020	048142-048143

TABLE OF CONTENT

Alphabetical by Document Name

TAB#	Document	Vol.	Date	Pages
81	AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	11/21/2019	005950-006004
108	AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/28/2020	006507-006542
10	ANSWER TO AMENDED COMPLAINT	2	4/10/2019	000224-000236
19	ANSWER TO COMPLAINT	8	5/20/2019	001042-001053
71	ANSWER TO COMPLAINT	47	10/1/2019	005732-005758
50	ANSWER TO CORRECTED FIRST AMENDED COMPLAINT	37	7/15/2019	004414-004425
113	ANSWER TO D.H. FLAMINGO PARTIES' FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/5/2020	006658-006697
121	ANSWER TO D.H. FLAMINGO PLAINTIFFS' FIRST AMENDED COMPLAINT AND PETITION FOR REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/12/2020	006842-006853
76	ANSWER TO FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	48	11/8/2019	005913-005921
79	ANSWER TO FIRST AMENDED COMPLAINT GRAVITAS NEVADA LTD	49	11/12/2019	005938-005942
7	ANSWER TO PLAINTIFFS' FIRST AMENDED COMPLAINT AND COUNTERCLAIM	1	3/15/2019	000093-000107
125	ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION	55	2/18/2020	006885-006910
123	ANSWER TO SERENITY PLAINTIFFS' SECOND AMENDED COMPLAINT	55	2/14/2020	006868-006876
14	APPENDIX OF EXHIBITS TO NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO SERENITY WELLNESS CENTER, LLC AND RELATED PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION	5 thru 7	5/9/2019	000532-000941

74	APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	48	10/10/2019	005796-005906
302	BENCH TRIAL - DAY 1	280 thru 281	7/17/2020	040324-040663
320	BENCH TRIAL - DAY 10	303 thru 304	7/30/2020	043210-043450
321	BENCH TRIAL - DAY 11	305	7/31/2020	043451-043567
324	BENCH TRIAL - DAY 12	307 thru 308	8/3/2020	043709-043965
325	BENCH TRIAL - DAY 13	309 thru 310	8/4/2020	043966-044315
326	BENCH TRIAL - DAY 14	311 thru 313	8/5/2020	044316-044687
327	BENCH TRIAL - DAY 15	314 thru 316	8/6/2020	044688-045065
329	BENCH TRIAL - DAY 16	318 thru 319	8/10/2020	045085-045316
331	BENCH TRIAL - DAY 17	321 thru 323	8/11/2020	045333-045697
333	BENCH TRIAL - DAY 18	325	8/12/2020	045712-045877
342	BENCH TRIAL - DAY 19	327 thru 328	8/17/2020	045940-046223
303	BENCH TRIAL - DAY 2	282 thru 283	7/20/2020	040664-041020
343	BENCH TRIAL - DAY 20	329	8/18/2020	046224-046355

304	BENCH TRIAL - DAY 3	284 thru 285	7/21/2020	041021-041330
306	BENCH TRIAL - DAY 4	287 thru 288	7/22/2020	041364-041703
309	BENCH TRIAL - DAY 5	290 thru 291	7/23/2020	041736-042068
312	BENCH TRIAL - DAY 6	293 thru 294	7/24/2020	042075-042381
313	BENCH TRIAL - DAY 7	295 thru 296	7/27/2020	042382-042639
315	BENCH TRIAL - DAY 8	298 thru 299	7/28/2020	042671-042934
316	BENCH TRIAL - DAY 9 VOLUME I	300 thru 301	7/29/2020	042935-043186
354	BENCH TRIAL - PHASE 1	332	9/8/2020	046667-046776
85	BUSINESS COURT ORDER	49	11/25/2019	006018-006022
157	CIRCLE S FARMS LLC'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/9/2020	007374-007381
124	CIRCLE S FARMS LLC'S ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/18/2020	006877-006884
129	CIRCLE S FARMS LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/20/2020	006942-006949
310	CIRCLE S FARMS LLC'S JOINDER TO CLEAR RIVER, LLC AND DEPARTMENT OF TAXATION'S OPPOSITIONS TO PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINIST	292	7/24/2020	042069-042071

367	CIRCLE S FARMS LLC'S JOINDER TO OPPOSITIONS TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	10/1/2020	046941-046943
365	CLARK NATURAL MEDICINAL SOLUTIONS LLC, NYE NATURAL MEDICINAL SOLUTIONS LLC CLARK NMSD LLC AND INYO FINE CANNABIS DISPENSARY L.L.C.'S JOINDER TO NEVADA WELLNESS CENTER'S MOTION TO AND PERMANENT INJUNCTION	333	9/24/2020	046932-046933
12	CLEAR RIVER, LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	2	5/7/2019	000252-000269
55	CLEAR RIVER, LLC'S ANSWER TO PLAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/26/2019	004706-004723
158	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE ADDITIONAL DOCUMENTS ON ORDER SHORTENING TIME	58	4/9/2020	007382-007395
150	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF'S MOTION TO COMPEL PRIVILEGE LOGS AND COUNTER MOTION FOR SANCTIONS PURSUANT TO NRCP 37	57	3/30/2020	007294-007310
151	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF'S MOTION TO COMPEL SUPPLEMENTAL RESPONSES	58	3/30/2020	007311-007329
145	CLEAR RIVER, LLC'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS ON ORDER SHORTENING TIME	56	3/27/2020	007096-007099
4	COMPLAINT	1	1/4/2019	000037-000053
5	COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	1	1/4/2019	000054-000078
1	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/10/2018	000001-000012
3	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/19/2018	000026-000036
6	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	1/16/2019	000079-000092
66	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	46	9/5/2019	005566-005592

45	CORRECTED FIRST AMENDED COMPLAINT.	34	7/11/2019	003950-003967
122	CPCM HOLDINGS, LLC D/B/A THRIVE CANNABIS MARKETPLACE'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/13/2020	006854-006867
183	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO DEFENDANT-RESPONDENT NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRIT OF CERTIORRI. MANDAMUS, AND PROHIBITION	66	6/5/2020	008414-008435
263	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO QUALCAN, LLC'S SECOND AMENDED COMPLAINT	272	7/1/2020	039153-039164
261	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	6/29/2020	039115-039135
106	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO FIRST AMENDED COMPALINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	52	1/21/2020	006478-006504
69	D LUX, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/27/2019	005708-005715
119	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO ETW PLAINTIFFS' THIRD AMENDED COMPLAINT	54	2/12/2020	006815-006822
78	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI MANDAMUS, AND PROHIBITION	49	11/12/2019	005931-005937
131	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND/OR	55	2/25/2020	006952-006958

	WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION			
118	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO THE SERENITY PLAINTIFFS' SECOND AMENDED COMPLAINT	54	2/12/2020	006806-006814
11	DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	2	4/16/2019	000237-000251
17	DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' FIRST AMENDED COMPLAINT	8	5/16/2019	001025-001037
177	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	65	5/26/2020	008355-008375
168	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	62	4/21/2020	007894-007913
167	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO ETW PLAINTIFFS' THIRD AMENDED COMPLAINT	62	4/21/2020	007863-007893
175	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	65	5/21/2020	008253-008302
169	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO TGIG PLAINTIFFS' SECOND AMENDED COMPLAINT	62	4/21/2020	007914-007935
160	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S MOTION TO DISMISS 1) NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS;(2) STRIVE WELLNESS' COMPLAINT; (3) RURAL REMEDIES AMENDED COMPLAINT; (4) QUALCAN'S AMENDED COMPLAINT; (5) HIGH SIERRA HOLISTICS	59 thru 60	4/14/2020	007401-007717

	COMPLAINT AND (6) NATURAL MEDICINE'S COMPLAINT FOR FAILING TO COMPLY WITH NRS 233B.130(2)(D)			
16	DEFENDANT IN INTERVENTION'S OPPOSITION TO PLAINTIFFS' APPLICATION FOR A TEMPORARY RESTRAINING ORDER	8	5/10/2019	000975-001024
287	DEFENDANT IN INTRVENTION, CLEAR RIVER, LLC'S ANSWER TO HIGH SIERRA HOLISTICS, LLC COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	275	7/10/2020	039736-039750
161	DEFENDANT PUPO'S ANSWER TO RURAL REMEDIES' AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	61	4/14/2020	007718-007730
72	DEFENDANT RURAL REMEDIES, LLC ANSWER TO FIRST AMENDED COMPLAINT	47	10/1/2019	005759-005760
110	DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/28/2020	006560-006588
92	DEFENDANT'S ANSWER TO DH FLAMINGO INC'S ET AL., FIRST AMENDED COMPLAINT	50	12/16/2019	006088-006105
75	DEFENDANT-INTERVENOR CLEAR RIVER, LLC'S ORDER DENYING IT'S MOTION FOR PARTIAL SUMMARY JUDGEMENT ON THE PETITION FOR JUDICIAL REVIEW CAUSE OF ACTION	48	11/7/2019	005907-005912
290	DEFENDANT-INTERVENOR NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO CLARK NATURAL MEDICINE ET AL.'S FIRST AMENDED COMPLAINT	276	7/10/2020	039773-039789
288	DEFENDANT-INTERVENOR NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO TGIG PARTIES' SECOND AMENDED COMPLAINT	276	7/10/2020	039751-039759
115	DEFENDANT-RESPONDENT NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/7/2020	006723-006752

116	DEFENDANT-RESPONDENT STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/7/2020	006753-006781
68	DEFENDANT-RESPONDENT'S GOOD CHEMISTRY NEVADA, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/27/2019	005699-005707
93	DEFENDANT'S ANSWER TO DH FLAMINGO INC'S ET AL., FIRST AMENDED COMPLAINT	50	12/16/2019	006106-006123
33	DEFENDANTS' ANSWER TO PLAINTIFFS' COMPLAINT WITH COUNTERCLAIM	26	6/14/2019	002823-002846
73	DEFENDANTS MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S ANSWER	48	10/3/2019	005761-005795
374	DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	343	10/30/2020	048131-048141
164	DEPARTMENT OF TAXATION'S ANSWER TO ETW MANAGEMENT GROUP LLC PARTIES' THIRD AMENDED COMPLAINT	61	4/20/2020	007794-007810
165	DEPARTMENT OF TAXATION'S ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	61	4/20/2020	007811-007845
109	DEPARTMENT OF TAXATION'S ANSWER TO PLAINTIFF SERENITY PARTIES' SECOND AMENDED COMPLAINT	53	1/28/2020	006543-006559
166	DEPARTMENT OF TAXATION'S ANSWER TO QUALCAN'S SECOND A MENDED COMPLAINT	61	4/20/2020	007846-007862
155	DEPARTMENT OF TAXATION'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/8/2020	007347-007360
172	DEPARTMENT OF TAXATION'S INDEX OF EXHIBITS IN SUPPORT OF ITS OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN DEPARTMENT OF TAXATION'S ANSWER TO SECOND AMENDED COMPLAINT	63 thru 64	5/11/2020	007942-008232

330	DEPARTMENT OF TAXATION'S NOTICE OF REMOVING ENTITITES FROM TIER 3	320	8/11/2020	045317-045332
174	DEPARTMENT OF TAXATION'S NOTICE OF SUPPLEMENTAL AUTHORITY	65	5/12/2020	008242-008252
173	DEPARTMENT OF TAXATION'S OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN DEPARTMENT OF TAXATION'S ANSWER TO SECOND AMENDED COMPLAINT	65	5/11/2020	008233-008241
148	DEPARTMENT OF TAXATION'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	57	3/27/2020	007176-007182
307	DEPARTMENT OF TAXATION'S OPPOSITION TO TGIG'S MOTION TO SUPPLEMENT THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE; AND TO ENLARGE TIME FOR FILING OPENING BRIEF	289	7/23/2020	041704-041732
337	DEPARTMENT OF TAXATION'S OPPOSITION TO THC NEVADA, LLC AND HERBAL CHOICE, INC.'S MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING	326	8/15/2020	045892-045899
361	DEPARTMENT OF TAXATION'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW, AND PERMANENT INJUNCTION	333	9/24/2020	046878-046921
77	ERRATA TO ANSWER TO FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	48	11/8/2019	005922-005930
107	ERRATA TO DECLARATION OF ALFRED TERTERYAN IN SUPPORT OF HELPING HANDS WELLNESS CENTER, INC.'S APPLICATION FOR WRIT OF MANDAMUS	52	1/24/2020	006505-006506
269	ESSENCE ENTITIES' ANSWER QUALCAN, LLC'S SECOND AMENDED COMPLAINT	272	7/8/2020	039266-039284
272	ESSENCE ENTITIES' ANSWER TO COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/8/2020	039314-039323
103	ESSENCE ENTITIES' ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	52	1/14/2020	006440-006468

264	ESSENCE ENTITIES' ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	272	7/8/2020	039165-039193
266	ESSENCE ENTITIES' ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	7/8/2020	039211-039223
267	ESSENCE ENTITIES' ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	272	7/8/2020	039224-039235
270	ESSENCE ENTITIES' ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/8/2020	039285-039299
268	ESSENCE ENTITIES' ANSWER TO SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	7/8/2020	039236-039265
271	ESSENCE ENTITIES' ANSWER TO THE TGIG PARTIES' SECOND AMENDED COMPLAINT	273	7/8/2020	039300-039313
265	ESSENCE ENTITIES' ANSWER TO THIRD AMENDED COMPLAINT	272	7/8/2020	039194-039210
82	EUPHORIA WELLNESS, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	49	11/21/2019	006005-006011
22	EVIDENTIARY HEARING - DAY 1	10 thru 11	5/24/2019	001134-001368
38	EVIDENTIARY HEARING - DAY 10 VOLUME I OF II	30	6/20/2019	003349-003464
39	EVIDENTIARY HEARING - DAY 10 VOLUME II	31	6/20/2019	003465-003622
43	EVIDENTIARY HEARING - DAY 11	32	7/5/2019	003671-003774
44	EVIDENTIARY HEARING - DAY 12	33	7/10/2019	003775-003949
46	EVIDENTIARY HEARING - DAY 13 VOLUME I OF II	34	7/11/2019	003968-004105
47	EVIDENTIARY HEARING - DAY 13 VOLUME II	35	7/11/2019	004106-004227
49	EVIDENTIARY HEARING - DAY 14	36	7/12/2019	004237-004413

51	EVIDENTIARY HEARING - DAY 15	37	7/15/2019	004426-004500
52	EVIDENTIARY HEARING - DAY 15 VOLUME II	38	7/15/2019	004501-004679
56	EVIDENTIARY HEARING - DAY 16	39	7/28/2019	004724-004828
57	EVIDENTIARY HEARING - DAY 17 VOLUME I OF II	40	8/13/2019	004829-004935
58	EVIDENTIARY HEARING - DAY 17 VOLUME II	41	8/13/2019	004936-005027
61	EVIDENTIARY HEARING - DAY 18	42 thru 43	8/14/2019	005034-005222
62	EVIDENTIARY HEARING - DAY 19	44	8/15/2019	005223-005301
23	EVIDENTIARY HEARING - DAY 2 VOLUME I OF II	12	5/28/2019	001369-001459
24	EVIDENTIARY HEARING - DAY 2 VOLUME II	13	5/28/2019	001460-001565
63	EVIDENTIARY HEARING - DAY 20	45	8/16/2019	005302-005468
25	EVIDENTIARY HEARING - DAY 3 VOLUME I OF II	14	5/29/2019	001566-001663
26	EVIDENTIARY HEARING - DAY 3 VOLUME II	15	5/29/2019	001664-001807
27	EVIDENTIARY HEARING - DAY 4	16 thru 17	5/30/2019	001808-002050
28	EVIDENTIARY HEARING - DAY 5 VOLUME I OF II	18	5/31/2019	002051-002113
29	EVIDENTIARY HEARING - DAY 5 VOLUME II	19 thru 20	5/31/2019	002114-002333
31	EVIDENTIARY HEARING - DAY 6	22 thru 23	6/10/2019	002345-002569
32	EVIDENTIARY HEARING - DAY 7	24 thru 25	6/11/2019	002570-002822
34	EVIDENTIARY HEARING - DAY 8 VOLUME I OF II	26	6/18/2019	002847-002958
35	EVIDENTIARY HEARING - DAY 8 VOLUME II	27	6/18/2019	002959-003092
36	EVIDENTIARY HEARING - DAY 9 VOLUME I OF II	28	6/19/2019	003093-003215

37	EVIDENTIARY HEARING - DAY 9 VOLUME II	29	6/19/2019	003216-003348
299	EVIDENTIARY HEARING ON CASE -ENDING SANCTIONS - DAY 1	277 thru 278	7/13/2020	039869-040216
300	EVIDENTIARY HEARING ON CASE -ENDING SANCTIONS - DAY 2	279	7/14/2020	040217-040263
314	EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	297	7/28/2020	042640-042670
322	EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	306	7/31/2020	043568-043639
64	FINDINGS OF FACT AND CONCLUSIONS OF LAW GRANTING PRELIMINARY INJUNCTION	46	8/23/2019	005469-005492
114	FINDINGS OF FACT AND CONCLUSIONS OF LAW GRANTING PRELIMINARY INJUNCTION	54	2/7/2020	006698-006722
358	FINDINGS OF FACT, CONCLUSION OF LAW AND PERMANENT INJUNCTION	332	9/16/2020	046818-046829
296	FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER GRANTING IN PART AND DENYING IN PART MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS (1)	276	7/11/2020	039860-039862
297	FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER GRANTING IN PART AND DENYING IN PART MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS (2)	276	7/11/2020	039863-039865
42	FIRST AMENDED COMPLAINT	32	7/3/2019	003653-003670
67	FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/6/2019	005593-005698
2	FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/18/2018	000013-000025
70	FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	47	9/29/2019	005716-005731

53	GREENMART OF NEVADA NLC LLC'S ANSWER TO PLAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/17/2019	004680-004694
126	GREENMART OF NEVADA NLV LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/18/2020	006911-006921
120	GREENMART OF NEVADA NLV LLC'S ANSWER TO ETW MANAGEMENT GROUP LLC, GLOBAL HARMONY LLC, GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, HERBAL CHOICE INC., JUST QUALITY LLC, LIBRA WELLNESS CENTER, LLC, ROMBOUGH REAL ESTATE INC. DBA MOTHER HERB, NEVCANN LLC, RED EARTH LLC, THC NEVADA LLC, ZION GARDENS LLC AND MMOF VEGAS RETAIL, INC.'S THIRD AMENDED COMPLAINT	55	2/12/2020	006823-006841
137	GREENMART OF NEVADA NLV LLC'S ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	3/6/2020	007013-007024
132	GREENMART OF NEVADA NLV LLC'S ANSWER TO QUALCAN LLC'S SECOND AMENDED COMPLAINT	55	2/25/2020	006959-006970
138	GREENMART OF NEVADA NLV LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	3/6/2020	007025-007036
375	GREENMART OF NEVADA NLV LLC'S JOINDER TO DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	343	11/2/2020	048142-048143
363	GREENMART OF NEVADA NLV LLC'S JOINDER TO DEPARTMENT OF TAXATION'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW, AND PERMANENT INJUNCTION	333	9/24/2020	046925-046926

274	GREENMART OF NEVADA NLV LLC'S JOINDER TO MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC., AND LIVFREE WELLNESS, LLC ON AN ORDER SHORTENING TIME	273	7/8/2020	039326-039327
318	GREENMART OF NEVADA NLV LLC'S JOINDER TO PLAINTIFFS' OPPOSITION TO THE THC NEVADA LLC'S AND HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER FOR PRELIMINARY INJUNCTION ON AN ORDER SHORTENING TIME AND DECLARATION OF ALINA M. SHELL	302	7/30/2020	043191-043195
134	GREENMART OF NEVADA NLV LLC'S MOTION TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/28/2020	006984-006987
154	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO ETW PLAINTIFFS' MOTION TO COMPEL	58	4/3/2020	007337-007346
153	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO ETW PLAINTIFFS' MOTION TO COMPEL PRIVILEGE LOGS	58	4/3/2020	007333-007336
141	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL GREENMART TO ALSO PRODUCE KENNETH LEE AND HAE LEE FOR DEPOSITION	56	3/18/2020	007075-007080
144	GREENMART OF NEVADA NLV LLC'S RESPONSE IN OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	56	3/23/2020	007087-007095
99	GREENMART OF NEVADA NLV LLC'S ANSWER TO D.H. FLAMINGO PLAINTIFFS' FIRST AMENDED COMPLAINT	51	1/6/2020	006272-006295
89	HEARING ON APPLICATION OF NEVADA ORGANIC REMEDIES FOR WRIT OF MANDAMUS TO COMPEL STATE TO MOVE IT TO TIER 2 OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	12/9/2019	006058-006068
176	HEARING ON MOTIONS FOR SUMMARY JUDGMENT OR WRIT OF MANDAMUS AND MOTION TO EXTEND TIME FOR BRIEFING	65	5/22/2020	008303-008354

65	HEARING ON OBJECTIONS TO STATE'S RESPONSE, NEVADA WELLNESS CENTER'S MOTION RE COMPLIANCE RE PHYSICAL ADDRESS, AND BOND AMOUNT SETTING	46	8/29/2019	005493-005565
112	HEARING ON OBJECTIONS TO SUBPOENAS DUCES TECUM, MOTIONS FOR PROTECTIVE ORDERS, APPLICATION OF FOR WRIT OF MANDAMUS, MOTION FOR SETTING SETTLEMENT CONFERENCE, AND MOTION TO REDACT AND SEAL EXHIBITS 4 AND 5	53	1/31/2020	006610-006657
276	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	273	7/9/2020	039382-039411
277	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO HIGH SIERRA HOLISTICS COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/9/2020	039412-039421
278	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO MM DEVELOPMENT COMPANY, INC., & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/9/2020	039422-039434
279	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	273	7/9/2020	039435-039445
280	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	274	7/9/2020	039446-039478
281	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO QUALCANN, LLC'S SECOND AMENDED COMPLAINT	274	7/9/2020	039479-039496
282	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT	274	7/9/2020	039497-039509
283	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO TGIG PARTIES' SECOND AMENDED COMPLAINT	274	7/9/2020	039510-039523

284	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO THIRD AMENDED COMPLAINT	274	7/9/2020	039524-039539
364	HELPING HANDS WELLNESS CENTER, INC.'S OPPOSITION TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	9/24/2020	046927-046931
340	HELPING HANDS WELLNESS CENTER, INC.'S REPLY IN SUPPORT OF MOTION TO MODIFY OR DISSOLVE THE PRELIMINARY INJUNCTION1	326	8/16/2020	045918-045932
273	HIGH SIERRA HOLISTICS, LLC'S JOINDER TO ETW MANAGEMENT GROUP LLC'S ANSWERS	273	7/8/2020	039324-039325
373	INDEX OF EXHIBITS IN SUPPORT OF DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	341 thru 342	10/30/2020	047883-048130
21	INTERVENING DEFENDANTS' JOINDER AND SUPPLEMENTAL BRIEFING IN SUPPORT OF THE STATE OF NEVADA'S AND NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION; AND LONE MOUNTAIN PARTNERS, LLC'S OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION OR FOR WRIT OF MANDAMUS	9	5/23/2019	001068-001133
41	INTERVENOR DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFF'S COMPLAINT	32	7/3/2019	003640-003652
40	INTERVENOR DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' SECOND AMENDED COMPLAINT	31	6/24/2019	003623-003639
319	JOINDER TO THC NEVADA, LLC and HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAIING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	302	7/30/2020	043196-043209
351	JOINDER TO THC NEVADA, LLC and HERBAL CHOICE, INC.'S MOTION TO RENEW JOINDER TO TGIG'S COUNTERMOTION FOR ORDER DISPENSING WITH THE BOND REQUIREMENT FOR PURPOSES OF THE PRELIMINARY	331	8/28/2020	046565-046567

335	JOINDER TO THC NEVADA, LLC AND HERBAL CHOICE, INC'S MOTION TO STRIKE DEPARTMENT OF TAXATION NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	325	8/14/2020	045883-045888
54	LONE MOUNTAIN PARTNERS, LLC'S ANSWER TO LAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/22/2019	004695-004705
30	LONE MOUNTAIN PARTNERS, LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	21	6/5/2019	002334-002344
90	LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	49	12/10/2019	006069-006081
101	LONE MOUNTAIN PARTNERS, LLC'S REPLY IN SUPPORT OF MOTION TO DISMISS SECOND AMENDED COMPLAINT	51	1/8/2020	006359-006368
163	MINUTE ORDER CLEAR RIVER'S REQUEST FOR OST ON MOTION TO DISMISS	61	4/15/2020	007793-007793
135	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC ANSWER TO NATURAL MEDICINE, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	2/28/2020	006988-007000
127	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION	55	2/18/2020	006922-006935
111	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/29/2020	006589-006609
286	MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRARECORD EVIDENCE AT THE HEARING OF JUDICIAL REVIEW and TO ENLARGE TIME FOR FILING OPENING BRIEF	275	7/9/2020	039576-039735
368	MOTION FOR ORDER TO SHOW CAUSE	333	10/16/2020	046944-046965
8	MOTION FOR PRELIMINARY INJUNCTION	2	3/18/2019	000108-000217
301	MOTION FOR PROTECTIVE ORDER ON ORDER SHORTENING TIME	279	7/15/2020	040264-040323

275	MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC ON AN ORDER SHORTENING TIME	273	7/8/2020	039328-039381
353	MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC FINAL PRETRIAL CONFERENCE	331	9/3/2020	046573-046666
332	MOTION TO PRECLUDE APPLICATION OF THE EQUITABLE MAXIM OF UNCLEAN HANDS AGAIN ST THE TGIG PLAINTIFFS	324	8/11/2020	045698-045711
260	MOTION TO VOLUNTARILY DISMISS MMOV VEGAS RETAIL, INC. AND REQUEST TO RELEASE MMOV VEGAS RETAIL, INC.'S BOND FUNDS ON AN ORDER SHORTENING TIME	271	6/29/2020	038948-039114
289	NEVADA ORGANIC REMEDIES, LLC'S ANSWER NEVADA WELLNESS CENTER, LLC'S AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039760-039772
295	NEVADA ORGANIC REMEDIES, LLC'S ANSWER RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039845-039859
291	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO ETW MANAGEMENT GROUP, LLC ET AL.'S THIRD AMENDED THIRD AMENDED COMPLAINT	276	7/10/2020	039790-039804
292	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO HIGH SIERRA HOLISTIC'S COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039805-039815
293	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039816-039829
180	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO NATURAL MEDICINE'S LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	65	6/4/2020	008394-008401
294	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO QUALCAN, LLC.'S SECOND AMENDED COMPLAINT	276	7/10/2020	039830-039844

181	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	66	6/4/2020	008402-008409
146	NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO QUALCAN'S PETITION FOR WRIT OF MANDAMUS	56	3/27/2020	007100-007143
15	NEVADA ORGANIC REMIDIES, LLC'S OPPOSITION TO SERENITY WELLNESS CENTER, LLC AND RELATED PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION	8	5/9/2019	000942-000974
136	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT/RESPONDENT STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND/OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	2/28/2020	007001-007012
156	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/8/2020	007361-007373
133	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/26/2020	006971-006983
143	NEVADA WELLNESS CENTER, LLC'S JOINDER TO ETW PLAINTIFFS' MOTION TO COMPEL	56	3/20/2020	007084-007086
142	NEVADA WELLNESS CENTER, LLC'S JOINDER TO ETW PLAINTIFFS' MOTION TO COMPEL PRIVILEGE LOGS	56	3/20/2020	007081-007083
323	NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE ON AN ORDER SHORTENING TIME	306	8/3/2020	043640-043708
371	NOTICE OF APPEAL	335 thru 339	10/23/2020	047003-047862
359	NOTICE OF ENTRY OF JUDGMENT (1)	333	9/22/2020	046830-046844
360	NOTICE OF ENTRY OF JUDGMENT (2)	333	9/22/2020	046845-046877
98	NOTICE OF ENTRY OF ORDER	51	1/3/2020	006264-006271
104	NOTICE OF ENTRY OF ORDER	52	1/14/2020	006469-006474

341	NOTICE OF ENTRY OF ORDER	326	8/17/2020	045933-045939
372	NOTICE OF ENTRY OF ORDER	340	10/27/2020	047863-047882
159	NOTICE OF ENTRY OF ORDER DENYING MM DEVELOPMENT COMPANY, INC.'S MOTION TO STRIKE AND-OR DISMISS D.H. FLAMINGO, INC.'S COUNTERCLAIM	58	4/9/2020	007396-007400
83	NOTICE OF ENTRY OF ORDER DENYING MM DEVELOPMENT COMPANY, INC.'S AND LIVFREE WELLNESS, LLC'S MOTION TO ALTER OR AMEND FINDINGS OF FACT AND CONCLUSION OF LAW,	49	11/22/2019	006012-006015
258	NOTICE OF ENTRY OF ORDER ON PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN JORGE PUPO'S ANSWER TO SECOND AMENDED COMPLAINT	270	6/23/2020	038868-038871
130	NOTICE OF FILING OF EMERGENCY PETITION FOR WRIT OF MANDAMUS OR PROHIBITION UNDER NRAP 21(a)6)	55	2/21/2020	006950-006951
91	NOTICE OF HEARING	49	12/13/2019	006082-006087
100	NV WELLNESS CENTER, LLC'S MOTION TO COMPEL ON AN ORDER SHORTENING TIME	51	1/8/2020	006296-006358
95	OPPOSITION TO HELPING HANDS WELLNESS CTR, INC.'S APPLICATION FOR WRIT OF MANDAMUS	50	12/27/2019	006207-006259
13	OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION	3 thru 4	5/9/2019	000270-000531
285	OPPOSITION TO MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC ON AN ORDER SHORTENING TIME	274	7/9/2020	039540-039575
334	OPPOSITION TO MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	325	8/14/2020	045878-045882
102	OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL	52	1/10/2020	006369-006439

80	ORDER DENYING 1) ORGANIC REMEDIES, LLC'S MOTION TO DISSOLVE PRELIMINARY INJUNCTION AND TO STAY PRELIMINARY INJUNCTION PENDING APPEAL AND 2) LONE MOUNTAIN PARTNERS, LLC'S	49	11/19/2019	005943-005949
182	ORDER DENYING D.H. FLAMINGO, INC. AND SURTERRA HOLDINGS, INC.'S MOTION FOR SUMMARY JUDGMENT AGAINST MM DEVELOPMENT COMPANY, INC.	66	6/5/2020	008410-008413
152	ORDER DENYING DEFENDANT JORGE PUPO'S MOTION TO DISMISS	58	3/30/2020	007330-007332
171	ORDER DENYING LONE MOUNTAIN PARTNER'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	62	5/5/2020	007940-007941
84	ORDER DENYING MM DEVELOPMENT COMPANY, INC. 'S AND LIVFREE WELLNESS LLC'S MOTION TO ALTER AMEND FINDINGS OF FACT AND CONCLUSION OF LAW	49	11/22/2019	006016-006017
96	ORDER DENYING MOTION FOR STAY AND GRANTING IN PART MOTION TO EXPEDITE	50	12/30/2019	006260-006262
105	ORDER DENYING NEVADA ORGANIC REMEDIES, LLC'S AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC	52	1/14/2020	006475-006477
352	ORDER DENYING TGIG PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE AT THE HEARING OF JUDICIAL REVIEW; AND TO ENLARGE TIME FOR FILING OPENING BRIEF	331	8/28/2020	046568-046572
97	ORDER DENYING THE DEPARTMENT OF TAXATION OBJECTION TO DISCOVERY COMMISSIONER'S REPORT AND RECOMMENDATIONS	51	12/31/2019	006263-006263
298	ORDER GRANTING CLEAR RIVER, LLC'S MOTION TO RECONSIDER THE COURT'S ORDER GRANTING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE	276	7/11/2020	039866-039868

	JOHN KOCER AND NORTON ARBELAEZ FOR DEPOSITION ON ORDER SHORTENING TIME			
18	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	8	5/16/2019	001038-001041
59	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	41	8/14/2019	005028-005030
60	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	41	8/14/2019	005031-005033
128	ORDER GRANTING IN PART AND DENYING IN PART THE DEPARTMENT OF TAXATION'S MOTIONS FOR PROTECTIVE ORDER ON ORDER SHORTENING TIME	55	2/19/2020	006936-006941
86	ORDER GRANTING MOTION FOR LEAVE TO FILE SECOND AMENDED COMPLAINT IN CASE NO. A-786962	49	11/26/2019	006023-006024
170	ORDER GRANTING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE ADDITIONAL DOCUMENTS ON ORDER SHORTENING TIME	62	4/21/2020	007936-007939
338	ORDER REGARDING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION FOR SUMMARY JUDGMENT ON FIRST CLAIM FOR RELIEF	326	8/15/2020	045900-045905
369	ORDER TO SHOW CAUSE	334	10/18/2020	046966-046999
140	PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL GREENMART OF NEVADA, LLC TO PRODUCE KENNETH LEE AND HAE LEE FOR DEPOSITION ON ORDER SHORTENING TIME	56	3/16/2020	007058-007074
147	PLAINTIFF NEVADA WELLNESS CENTER, LLC'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	57	3/27/2020	007144-007175
243	PLAINTIFF'S RECORD PART 59	232	6/12/2020	033643-033801
9	PLAINTIFFS' COUNTER-DEFENDANTS' ANSWER TO COUNTERCLAIM	2	4/5/2019	000218-000223

185	PLAINTIFF'S DECLARATION & POA-F2018-01430	67 thru 74	6/12/2020	008455-009889
187	PLAINTIFF'S DKT 148-1 INDEX OF EXHIBITS - 1	76 thru 77	6/12/2020	009934-010291
188	PLAINTIFF'S DKT 148-1 INDEX OF EXHIBITS - 2	78 thru 79	6/12/2020	010292-010595
370	PLAINTIFFS GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, NEVCANN LLC AND RED EARTH LLC'S JOINDER TO TGIG PLAINTIFFS' MOTION FOR ORDER TO SHOW CAUSE	334	10/21/2020	047000-047002
356	PLAINTIFFS GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, NEVCANN LLC AND RED EARTH LLC'S JOINDER TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/14/2020	046813-046815
186	PLAINTIFF'S NOTICE OF FILING RECORD ON REVIEW	75	6/12/2020	009890-009933
20	PLAINTIFFS' OMNIBUS REPLY IN SUPPORT OF MOTION FOR PRELIMINARY INJUNCTION	8	5/22/2019	001054-001067
305	PLAINTIFFS' OPENING BRIEF IN SUPPORT OF PETITION FOR JUDICIAL REVIEW	286	7/22/2020	041331-041363
94	PLAINTIFFS' OPPOSITION TO LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	50	12/20/2019	006124-006206
189	PLAINTIFF'S RECORD PART 1	80 thru 81	6/12/2020	010596-010937
198	PLAINTIFF'S RECORD PART 10	93	6/12/2020	012724-012878
199	PLAINTIFF'S RECORD PART 11	94	6/12/2020	012879-013032
200	PLAINTIFF'S RECORD PART 12	95	6/12/2020	013033-013187
201	PLAINTIFF'S RECORD PART 13	96	6/12/2020	013188-013341
202	PLAINTIFF'S RECORD PART 14	97	6/12/2020	013342-013496

203	PLAINTIFF'S RECORD PART 15	98 thru 99	6/12/2020	013497-013774
204	PLAINTIFF'S RECORD PART 16	100 thru 101	6/12/2020	013775-014052
205	PLAINTIFF'S RECORD PART 17	102 thru 103	6/12/2020	014053-014330
206	PLAINTIFF'S RECORD PART 18	104 thru 105	6/12/2020	014331-014608
207	PLAINTIFF'S RECORD PART 18	106 thru 107	6/12/2020	014609-014886
208	PLAINTIFF'S RECORD PART 19	108 thru 111	6/12/2020	014887-015426
190	PLAINTIFF'S RECORD PART 2	82 thru 83	6/12/2020	010938-011275
209	PLAINTIFF'S RECORD PART 20	112 thru 115	6/12/2020	015427-015966
210	PLAINTIFF'S RECORD PART 21	116 thru 119	6/12/2020	015967-016506
211	PLAINTIFF'S RECORD PART 22	120 thru 123	6/12/2020	016507-017048
212	PLAINTIFF'S RECORD PART 24	124 thru 131	6/12/2020	017049-018484
213	PLAINTIFF'S RECORD PART 25	132 thru 134	6/12/2020	018485-018844
214	PLAINTIFF'S RECORD PART 26	135 thru 136	6/12/2020	018845-019202
215	PLAINTIFF'S RECORD PART 27	137 thru 144	6/12/2020	019203-020637

216	PLAINTIFF'S RECORD PART 28	145 thru 147	6/12/2020	020638-020999
217	PLAINTIFF'S RECORD PART 29	148 thru 149	6/12/2020	021000-021357
191	PLAINTIFF'S RECORD PART 3	84 thru 85	6/12/2020	011276-011613
218	PLAINTIFF'S RECORD PART 30	150 thru 157	6/12/2020	021358-022621
219	PLAINTIFF'S RECORD PART 31	158 thru 159	6/12/2020	022622-022979
220	PLAINTIFF'S RECORD PART 32	160 thru 167	6/12/2020	022980-024414
221	PLAINTIFF'S RECORD PART 33	168 thru 169	6/12/2020	024415-024718
222	PLAINTIFF'S RECORD PART 35	170 thru 177	6/12/2020	024719-026153
223	PLAINTIFF'S RECORD PART 37	178	6/12/2020	026154-026256
224	PLAINTIFF'S RECORD PART 39	179 thru 181	6/12/2020	026257-026669
192	PLAINTIFF'S RECORD PART 4	86 thru 87	6/12/2020	011614-011951
225	PLAINTIFF'S RECORD PART 40	182 thru 183	6/12/2020	026670-026934
226	PLAINTIFF'S RECORD PART 41	184 thru 186	6/12/2020	026935-027347
227	PLAINTIFF'S RECORD PART 42	187 thru 188	6/12/2020	027348-027612

228	PLAINTIFF'S RECORD PART 43	189 thru 191	6/12/2020	027613-028025
229	PLAINTIFF'S RECORD PART 44	192 thru 193	6/12/2020	028026-028290
230	PLAINTIFF'S RECORD PART 45	194 thru 196	6/12/2020	028291-028703
231	PLAINTIFF'S RECORD PART 46	197 thru 198	6/12/2020	028704-028968
232	PLAINTIFF'S RECORD PART 47	199 thru 201	6/12/2020	028969-029451
233	PLAINTIFF'S RECORD PART 48	202 thru 204	6/12/2020	029452-029934
234	PLAINTIFF'S RECORD PART 49	205 thru 207	6/12/2020	029935-030346
193	PLAINTIFF'S RECORD PART 5	88	6/12/2020	011952-012104
235	PLAINTIFF'S RECORD PART 50	208 thru 210	6/12/2020	030347-030758
236	PLAINTIFF'S RECORD PART 51	211 thru 213	6/12/2020	030759-031170
237	PLAINTIFF'S RECORD PART 52	214 thru 216	6/12/2020	031171-031582
238	PLAINTIFF'S RECORD PART 54	217 thru 219	6/12/2020	031583-031994
239	PLAINTIFF'S RECORD PART 55	220 thru 222	6/12/2020	031995-032406
240	PLAINTIFF'S RECORD PART 56	223 thru 225	6/12/2020	032407-032818

242	PLAINTIFF'S RECORD PART 58	229 thru 231	6/12/2020	033231-033642
194	PLAINTIFF'S RECORD PART 6	89	6/12/2020	012105-012258
244	PLAINTIFF'S RECORD PART 60	233	6/12/2020	033802-033877
245	PLAINTIFF'S RECORD PART 61	234 thru 235	6/12/2020	033878-034143
246	PLAINTIFF'S RECORD PART 62	236 thru 237	6/12/2020	034144-034409
247	PLAINTIFF'S RECORD PART 63	238 thru 239	6/12/2020	034410-034675
248	PLAINTIFF'S RECORD PART 64	240 thru 241	6/12/2020	034676-034943
249	PLAINTIFF'S RECORD PART 65	242 thru 245	6/12/2020	034944-035512
250	PLAINTIFF'S RECORD PART 66	246 thru 248	6/12/2020	035513-035919
251	PLAINTIFF'S RECORD PART 67	249 thru 251	6/12/2020	035920-036326
252	PLAINTIFF'S RECORD PART 68	252 thru 254	6/12/2020	036327-036733
253	PLAINTIFF'S RECORD PART 69	255 thru 257	6/12/2020	036734-037140
195	PLAINTIFF'S RECORD PART 7	90	6/12/2020	012259-012413
254	PLAINTIFF'S RECORD PART 70	258 thru 260	6/12/2020	037141-037547
255	PLAINTIFF'S RECORD PART 71	261 thru 263	6/12/2020	037548-037954

256	PLAINTIFF'S RECORD PART 72	264 thru 266	6/12/2020	037955-038415
257	PLAINTIFF'S RECORD PART 73	267 thru 269	6/12/2020	038416-038867
196	PLAINTIFF'S RECORD PART 8	91	6/12/2020	012414-012569
197	PLAINTIFF'S RECORD PART 9	92	6/12/2020	012570-012723
241	PLAINTIFF'S RECORD PARTY 57	226 thru 228	6/12/2020	032819-033230
48	PLAINTIFFS-COUNTER DEFENDANTS' ANSWER TO COUNTERCLAIM	35	7/12/2019	004228-004236
178	PURE TONIC CONCENTRATES LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	65	5/29/2020	008376-008379
139	QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	56	3/13/2020	007037-007057
88	REPLY IN SUPPORT OF AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	12/6/2019	006048-006057
328	REPLY TO THE DOT'S AND CLEAR RIVER, LLC'S OPPOSITIONS TO PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS	317	8/7/2020	045066-045084
179	RURAL REMEDIES, LLC'S ANSWER TO DEFENDANT-RESPONDENT NATURAL MEDICINE'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORI, MANDAMUS AND PROHIBITION	65	6/3/2020	008380-008393
357	RURAL REMEDIES, LLC'S JOINDER IN TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT AND CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/15/2020	046816-046817

117	SECOND AMENDED COMPLAINT	54	2/11/2020	006782-006805
376	SHOW CAUSE HEARING	343	11/2/2020	048144-048281
259	SUPPLEMENT TO RECORD ON REVIEW IN ACCORDANCE WITH THE NEVADA ADMINISTRATIVE PROCEDURE ACT	270	6/26/2020	038872-038947
355	TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/10/2020	046777-046812
87	TGIG SECOND AMENDED COMPLAINT	49	11/26/2019	006025-006047
184	TGIG, LLC, NEVADA HOLISTIC MEDICINE, LLC, GBS NEVADA PARTNERS, FIDELIS HOLDINGS, LLC, GRAVITAS NEVADA, NEVADA PURE, LLC, MEDIFARM, LLC, AND MEDIFARM IV'S ANSWER TO NATURAL MEDICINE	66	6/10/2020	008436-008454
336	THC NEVADA, LLC AND HERBAL CHOICE, INC.'S JOINDER TO TGIG PLAINTIFFS' PROPOSED SUPPLEMENTAL FINDINGS OF FACT AND CONCLUSIONS OF LAW BASED UPON PARTIAL SUBSTITUTION OF THE NEVADA CANNABIS COMPLIANCE BOARD AS A PARTY DEFENDANT IN THESE CONSOLIDATED MATTERS	326	8/14/2020	045889-045891
339	THC NEVADA, LLC AND HERBAL CHOICE, INC.'S REPLY TO NEVADA ORGANIC REMEDIES' OPPOSITION TO MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	326	8/15/2020	045906-045917
308	THC NEVADA, LLC'S JOINDER TO PLAINTIFF TGIG, LLC ET AL'S OPENING BRIEF IN SUPPORT OF PETITION FOR JUDICIAL REVIEW	289	7/23/2020	041733-041735
311	THE ESSENCE ENTITIES' JOINDER TO DEPARTMENT OF TAXATION'S OPPOSITION TO TGIG'S MOTION TO SUPPLEMENT THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE AND TO ENLARGE TIME FOR FILING OPENING BRIEF	292	7/24/2020	042072-042074
362	THE ESSENCE ENTITIES' LIMITED OPPOSITION TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	9/24/2020	046922-046924

149	THE ESSENCE ENTITIES' OPPOSITION TO ETW PLAINTIFFS' 1) MOTION TO COMPEL AND 2) MOTION TO COMPEL PRIVILEGE LOGS	57	3/27/2020	007183-007293
317	THRIVE'S JOINDER TO PLAINTIFFS' OPPOSITION TO THC NEVADA LLC'S AND HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER FOR PRELIMINARY INJUNCTION ON AN ORDER SHORTENING TIME	302	7/30/2020	043187-043190
162	THRIVE'S SUPPLEMENTAL BRIEF IN SUPPORT OF OPPOSITION TO ETW MANAGEMENT GROUP LLC; ET AL.'S MOTION TO COMPEL	61	4/14/2020	007731-007792
344	TRIAL EXHIBIT 1005	329	8/18/2020	046356-046389
345	TRIAL EXHIBIT 1006	330	8/18/2020	046390-046423
346	TRIAL EXHIBIT 1135	330	8/18/2020	046424-046445
347	TRIAL EXHIBIT 1302	330	8/18/2020	046446-046448
348	TRIAL EXHIBIT 2157	330	8/18/2020	046449-046502
349	TRIAL EXHIBIT 2158	330	8/18/2020	046503-046548
350	TRIAL EXHIBIT 3291	331	8/18/2020	046549-046564
262	WELLNESS CONNECTION OF NEVADA, LLC'S ANSWER TO PLAINTIFF NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	6/29/2020	039136-039152
366	WELLNESS CONNECTION OF NEVADA, LLC'S RESPONSE TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION AND COUNTERMOTION TO CLARIFY AND/OR FOR ADDITIONAL FINDINGS	333	9/24/2020	046934-046940

320

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ALSO PRESENT:

DIANE L. WELCH, ESQ.
For Jorge Pupo

I N D E X
W I T N E S S E S

WITNESSES FOR THE PLAINTIFF:

DUANE LEMONS

Continued Examination by Mr. Parker	14
Examination by Mr. Rulis	27
Examination by Mr. Holmes	33
Examination by Mr. Mikhaylov	39

DEONNE CONTINE

Examination by Mr. Parker	41
Examination by Mr. Bice	93
Examination by Mr. Wight	96

ARMEN YEMENIDJIAN

Examination by Mr. Dzarnoski	114
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E X H I B I T S

EXHIBITS ADMITTED:

1437	142
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1 **LAS VEGAS, CLARK COUNTY, NEVADA, JULY 30, 2020, 8:27 A.M.**

2 *** * * * ***

3 THE COURT: Ms. Welch, it's your motion.

4 MS. WELCH: Good morning.

5 THE COURT: For the record, there was not an in
6 camera review of the doctor's note. It was given to the Court.
7 It was reviewed, provided to other counsels' review if they
8 wanted and sealed because it included personal information.

9 MS. WELCH: I'm sorry. Say it again. It was
10 reviewed.

11 THE COURT: Provided to other counsel if they wanted
12 to review it. Remember, we were in the courtroom.

13 MS. WELCH: Yes.

14 THE COURT: And then after that I sealed it because
15 it included private medical information. I did not review it
16 in camera.

17 MS. WELCH: Oh, okay. Thank you for that correction.
18 And just, you know, I know you've considered the motion, we've
19 discussed this before, but I'd just like to make a record and
20 provide you the background for why I'm back here before you
21 today, to just remind the Court that Mr. Pupo is a vulnerable
22 individual during this pandemic.

23 And the recommendations that came out of the
24 Governor's COVID Task Force and the Chief Judge and the Nevada
25 Supreme Court in their administrative order that highly

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1 encourages judges to permit witnesses to appear by alternative
2 means if they are vulnerable individuals.

3 The Court previously denied that request, but it was
4 resurrected when I learned over the weekend that plaintiffs
5 were going to file their motion to have witnesses testify by
6 remote means through Zoom and that it would, quote, cover,
7 Mr. Pupo.

8 Sure enough, Qualcan filed their motion. TGIG filed
9 a joinder and supplement to that that had a specific line in
10 there withdrawing any objection to Mr. Pupo testifying by
11 remote means and also doing a good job of outlining the
12 authorities that support permitting remote testimony under
13 these circumstances.

14 We filed a joinder, also, along with others, and the
15 Court set that for a hearing on Friday. I know Mr. Gentile
16 agrees with me that Mr. Pupo should be permitted to testify via
17 Zoom if that's the Court's ruling tomorrow.

18 Unfortunately, he kind of became a pawn, frankly, by
19 both sides, the timing of his testimony, and that resulted in
20 an email to me late on Tuesday demanding he appear on Wednesday
21 at 8:30. I objected to that. It was changed to Thursday. I
22 reminded plaintiffs that my understanding was we would wait to
23 call him until after the Court had a chance to consider
24 Qualcan's motion and the other joinders.

25 THE COURT: Pull your mask back up.

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1 MS. WELCH: Thank you. I know, they're so annoying.

2 THE COURT: I know. It happens to everybody up
3 there.

4 MS. WELCH: So, you know, the purpose of the motion
5 is very simple today, just to delay any requirement for
6 Mr. Pupo to appear in person to testify until the Court has a
7 chance to consider and rule on tomorrow's motion and joinders.

8 THE COURT: So let me talk to you about the technical
9 issues. You weren't here for the painfulness that occurred
10 over the last two days of video depositions, which are not part
11 of the Court's JAVS system being played and displayed and the
12 lack of technology that supports that for purposes of my
13 record.

14 MS. WELCH: I was here for the video depositions --

15 THE COURT: For part of it.

16 MS. WELCH: -- but I'm not aware of those technical
17 problems.

18 THE COURT: Part of it.

19 MS. WELCH: Uh-huh.

20 THE COURT: So if somebody wants to appear by Zoom,
21 it's going to be the same problems that we have experienced
22 with the transcript of the depo, but we won't have a transcript
23 to give to the transcribers. The transcribers were able to
24 transcribe the video depositions because they had a transcript.

25 MS. WELCH: Understood.

1 THE COURT: If I have people who want to testify by
2 Zoom -- and I understand there may be circumstances I allow it.
3 There may be. Mr. Pupo's doctor note was not enough to get me
4 there. But I'm going to have trouble from a record purpose
5 since it is not like the RJC where the video is part of my
6 BlueJeans. So that's my concern.

7 MS. WELCH: Well, I'll represent to you, without, you
8 know, exposing all of his medical history, that his conditions
9 are similar and even more severe than those contained in the
10 declarations attached to the TGIG joinder.

11 THE COURT: I didn't agree to let the plaintiffs'
12 experts testify by Zoom. That's tomorrow or Friday.

13 MS. WELCH: That's tomorrow.

14 THE COURT: Yeah.

15 MS. WELCH: And that's my point --

16 THE COURT: I understand.

17 MS. WELCH: -- is we'd like to delay his appearance
18 until the Court rules on that motion and the joinders tomorrow.

19 THE COURT: Okay.

20 MS. WELCH: Because I'd hate to be standing here
21 tomorrow and have the Court determine that certain individuals
22 are worthy of the protection, and meanwhile Mr. Pupo hasn't
23 been afforded that same protection because the Court hasn't had
24 a chance to rule on that motion yet.

25 THE COURT: Well, and one of the other issues has to

1 do with air travel, but that's a different issue. Mr. Pupo
2 lives here.

3 Anything else?

4 MS. WELCH: Well, that's true, but it's all about
5 protecting vulnerable individuals.

6 THE COURT: Uh-huh. I know. I understand. Believe
7 me, I'm trying to balance it all and make a record.

8 MS. WELCH: I understand, and it's difficult. It's
9 difficult. And I know that we're here, and the Court has taken
10 extraordinary measures, but those are meant to kind of protect
11 those of us that are of normal sensitivities. And those that
12 have more vulnerabilities than the rest of us, you know, the
13 Court's administrative order, the governor's task force, they
14 all agree and recommend that they take heightened measures to
15 appear remotely to protect them.

16 THE COURT: I understand.

17 MS. WELCH: So with that, Judge, I'll submit it --

18 THE COURT: Okay.

19 MS. WELCH: -- and give Mr. Gentile a chance.

20 Am I wiping?

21 THE COURT: Wipe it down. I bought new wipes
22 yesterday or the day before. So they're there to wipe it down.

23 MS. WELCH: Thank you.

24 MR. GENTILE: Good morning, Your Honor.

25 THE COURT: Good morning, Mr. Gentile.

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1 MR. GENTILE: Let me get to the conclusion first and
2 then I'll tell you how I got there. It seems to me that if you
3 rule that you will entertain remote testimony via video
4 tomorrow with regard to, in my opinion, anybody that has a
5 medical reason, then it would, in my opinion, be wrong to
6 deprive Mr. Pupo of that if his medical condition is such that
7 he would qualify for it. But we don't know --

8 THE COURT: That's not what his doctor's note said,
9 Mr. Gentile. His doctor's note only said to avoid high COVID
10 exposure situations. We are not a high COVID exposure
11 situation in this socially distanced, masked room.

12 MR. GENTILE: All right. Well, if that's -- let me
13 say this. Right now the order stands that he has to be here.
14 I gave notice a couple of days ago that he had to be here. I
15 gave notice last Saturday to everybody that he was on the
16 witness list and then another -- a lawyer for another firm
17 basically sent out an email that struck Mr. Pupo to everybody.
18 I then sent two emails to that lawyer, but not to everybody,
19 raising that issue because I had a feeling that if Mr. Pupo
20 didn't testify -- this is before we knew Kara Cronkhite wasn't
21 going to be testifying -- I had a feeling that we would be
22 short of witnesses, okay. There was never any response to
23 either one of those two emails, and nothing was done to correct
24 the situation. And so I understand the intervenors' position
25 that he was on the list, but then he was taken off the list.

1 If we do not have him here today I will be not able
2 to go past these depositions. I don't have another witness.
3 So from a standpoint of protecting my record and my client, I
4 have to insist upon him being here today. But I will tell you
5 that I am doing that for the purpose of protecting the record
6 and my client.

7 THE COURT: Okay. So here's the email from my IT
8 guy. Not my IT guy, I'm sorry, the assistant court
9 administrator for IT. So he's pretty far up in the
10 organizational chart.

11 They could present to the TV, like we did yesterday,
12 and the camera would record it. That camera that's right in
13 front of you because we can move the TV so that will get picked
14 up on the camera.

15 The sound will be an issue. We all know the image is
16 not what's part of our record. It's the sound that's part of
17 our record. So while we can pick up the image on the TV for
18 Zoom, there's no guarantee, no even confidence level that the
19 sound will be accurately picked up, and that is my concern with
20 Zoom.

21 I address it to you now because I'm not going to make
22 Mr. Pupo come until after I've ruled on the motion. He may
23 have to drive over here Friday morning, but that's a different
24 issue, but I won't make him come until I've ruled on the Zoom
25 motion.

1 But I have concerns, as anyone appearing by Zoom,
2 because of the sound issue because I am in a makeshift
3 courtroom at the Convention Center that does not allow my video
4 to be directly piped into BlueJeans because of what we had to
5 do to manage to get here in a socially distant, safe
6 environment for our participants. So while I understand all of
7 the concerns about Zoom, I have a problem from a record
8 standpoint.

9 MR. GENTILE: I can appreciate that.

10 THE COURT: Okay. So --

11 MR. GENTILE: Now, let me raise on other issue
12 because I need to get some clarity. I was told last night that
13 you have decided that we are going to go until noon tomorrow.

14 THE COURT: That is correct. I'm going to recess at
15 noon so anyone who was interested in participating at the Tax
16 Commission hearing may.

17 MR. GENTILE: Okay. I will tell you that we have an
18 out-of-state witness who is flying in today who will probably
19 take up the whole morning tomorrow. So it wouldn't --

20 THE COURT: That's what Mr. Miller told me.

21 MR. GENTILE: If you do rule tomorrow, I think -- and
22 if you do rule that he has to be here live, I doubt very much
23 we're going to get much done with Mr. Pupo, but I wanted to let
24 you know that.

25 THE COURT: I got that impression from Mr. Miller,

1 but he thought the expert would be very, very short.

2 MR. GENTILE: Well, we're hearing an hour and a half
3 on direct, maybe two.

4 THE COURT: Okay. That's not very short,
5 Mr. Gentile.

6 MR. GENTILE: No. Okay. Well --

7 THE COURT: Okay. But that is my concern. Just so
8 everybody knows, my concern is related to the health and safety
9 of witnesses who are truly vulnerable and the sound. Those are
10 my two issues.

11 MR. GENTILE: All right. Is there a way we could
12 test it this afternoon?

13 THE COURT: We tested it with the video depositions. The
14 transcribers had the transcripts so they were able to make out
15 what was on there even when the sound wasn't good. We will not
16 have a transcript for people testifying by Zoom. So, yeah, we
17 can trust it.

18 MR. GENTILE: We won't have an official transcript,
19 but we could probably do a real time like we've been doing.

20 THE COURT: Real time is not going to be my official
21 record after the issues in the Roth v. BMW trial.

22 MR. GENTILE: I understand that. But for purposes --
23 but will we have an audio recording?

24 THE COURT: No, we will not have an audio recording.

25 MS. WELCH: Your Honor, I think it's possible to

1 record as you're participating in Zoom, if that helps.

2 THE COURT: No. It is not part of my official
3 record. There are too many security issues with Zoom for it to
4 be anything close to an official record.

5 MR. GENTILE: All right. Well, we'll deal with it in
6 the morning.

7 THE COURT: So my issue is I can get the image on the
8 TV. The image is not the problem. I can get the Zoom image.
9 The sound is the problem.

10 MR. GENTILE: Thank you, Your Honor.

11 THE COURT: And yesterday was a disaster and the day
12 before was a little better.

13 MR. GENTILE: Thank you.

14 THE COURT: Okay. Are we ready to resume with the
15 playing of the looped deposition, where I do not need to know
16 about the two secretaries named Pam anymore.

17 UNIDENTIFIED SPEAKER: Are you sure?

18 THE COURT: I am. I'm certain I don't need to know.
19 Ms. Levin.

20 MS. LEVIN: Your Honor, just one thing. Yesterday
21 there were some excerpts that were left out that had been
22 designated by both -- one plaintiff and the defendant. And so
23 I've made those segments aware to Shane, so Shane is going to
24 add those into the Duane Lemons depo.

25 THE COURT: Add them in right now or add them in at

1 the end?

2 TECH SHANE: They've already been added, Your Honor,
3 so we're up to about 38 minutes left of Lemons with them being
4 put back in.

5 THE COURT: Okay.

6 MS. LEVIN: They're just five very small excerpts.

7 THE COURT: But I will typically ask at the end of
8 each deposition if anyone has any additional portions, just in
9 case something got overlooked.

10 MS. LEVIN: Okay.

11 THE COURT: Because it happens every time; at least
12 once a trial. Okay. Could we resume the deposition testimony
13 by video of Mr. Lemons.

14 (Video testimony of **DUANE LEMONS** resumed playing as
15 follows:)

16 CONTINUED EXAMINATION

17 BY MR. PARKER:

18 Q All right. Would the same -- would your answer be
19 the same in terms of any lighting requirements for a
20 recreational marijuana facility, that you were not given any
21 exemplars that said this is the light package that would be an
22 excellent example of what should be provided and you can use
23 this for purposes of evaluating the applications as they come
24 in?

25 A They did not, no. Again --

1 Q It would have to be --

2 A I'm sorry.

3 Q I'm sorry -- [inaudible].

4 A Yeah. I was just going to state that my experience
5 as a plans examiner, I'm very familiar with lighting in exiting
6 and those situations, but they did not teach us that, no.

7 Q Okay. Do you remember any other written materials
8 that were provided by the Department of Taxation for purposes
9 of training you as a grader?

10 A I don't recall any at this point.

11 Q Okay. Do you recall what he trained, what portion of
12 the training he provided?

13 A I don't recall. No, sir.

14 Q Did they mention any problems with selling to minors,
15 those younger than 21 years of age?

16 A Yes, sir.

17 Q Okay. So you weren't supposed to know -- did you
18 ever realize or get any information that allowed you to
19 determine who the applicant was?

20 A In their applications they would not follow
21 directions and there were occasions when we would see that they
22 were in Las Vegas at such and such address or they knew
23 Commissioner Sisolak and, you know, they tried to pull the
24 political game on this. But, see, that did not involve us, so
25 we overlooked that. We weren't supposed to get any of that.

1 Q Do you recall whether or not there were any -- you
2 were given any training in regards to quality control or
3 quality assurance?

4 A I don't know that they called it that specifically.
5 We did talk about the point spread between the team members and
6 stuff like that, so I guess that might be in line with the
7 question you're asking.

8 Q But that's a different issue and I think what you're
9 referring to is if there was a differential of 3 points or
10 more, the group members would get together and discuss it; is
11 that correct?

12 A Correct.

13 Q Okay. Do you recall any training that Ms. Cronkhite
14 provided?

15 A Yes.

16 Q Okay. What's your recollection of what Ms. Cronkhite
17 did?

18 A She helped train us on the scoring process and things
19 that she would look for in an application because I guess she
20 was part of the medical marijuana application process, and that
21 really seemed to help all of us get on track with what we were
22 supposed to be doing.

23 Q How long do you think Ms. Cronkhite spent with you
24 and your fellow graders?

25 A Two, maybe three days.

1 Q Okay. And did she tell you when you -- you indicated
2 that she would suggest things that she would look at. Do you
3 recall the elements or the portions of the application she was
4 telling you or training you on?

5 A The entire score sheet process, yes.

6 Q Okay. But you told me earlier that she did not
7 provide any form plans, any form environmental plans, any
8 form -- no forms whatsoever, other than the application itself;
9 is that correct?

10 A Application and then the scoring sheet I believe we
11 talked about.

12 Q All right. So tell me your recollection of her
13 training in terms of the scoring sheet.

14 A Gosh. I don't recall anything right off hand. You
15 know, we kind of went through our process, looked at the
16 applications -- the example applications that they gave us and
17 we would write a score down and then she would tell us what her
18 score might be and why.

19 Q Okay.

20 A I can't recall exactly anything further than that at
21 this point.

22 Q And this was in the nonidentified section that she
23 was training you, or was she training you, as well as all the
24 others, on identified and nonidentified sections?

25 A I want to say at that point it was the nonidentified

1 section was separated.

2 Q So sometime prior to receiving the real applications
3 there was separation between the identified and nonidentified
4 graders?

5 A Correct.

6 Q Okay. And during that separation is when she gave
7 you some training regarding how she would score certain
8 applications; is that correct?

9 A Yes, sir.

10 Q And that would have been the mock applications?

11 A Yes.

12 Q Okay. So do you recall her, for example, giving you
13 any training with regards to the adequacy of building size?

14 A Pardon me?

15 Q Do you recall that element, adequacy of size of the
16 building?

17 A Yes, sir.

18 Q All right. Did she give you any training with
19 regards to that --

20 A No, sir.

21 Q -- portion of the application?

22 A No, sir.

23 Q All right. Did she give you any training in terms of
24 the -- if not adequacy of size, regulatory compliance?

25 A What does regulatory compliance consist of?

1 Q Well, if you look at the elements under the "Adequacy
2 of Size Building Plans, Nonidentified," regulatory compliance
3 is mentioned as one of the elements. Do you remember whether
4 or not she gave you any training on that?

5 A I don't believe she did, no.

6 Q All right. The next section after adequacy of size
7 is "Care, Quality and Safekeeping." Do you recall whether or
8 not she gave you any training with regards to care, quality and
9 safekeeping?

10 A Yes, sir.

11 Q Okay. Tell me what your recollection is in terms of
12 her training on care, quality and safekeeping.

13 A I believe this is where they talked to us about how
14 the marijuana is to be received in the store, packaged, and
15 kept inside of the store in a secure manner.

16 Q Okay. Did she discuss with you the metric?

17 A Yes. We were taught about metric.

18 Q Okay. And the way of tagging the marijuana product?

19 A Yes, sir.

20 Q All right. Did they provide you with an exemplar --
21 I believe you testified they didn't provide you with an
22 exemplar plan which would demonstrate care, quality, and
23 safekeeping. Is that correct?

24 A Correct.

25 Q All right. So what did they give you for purposes of

1 evaluating what an excellent or adequate response would be for
2 this section of the application?

3 A The exemplar applications from the previous licensing
4 process.

5 Q That would have been the medical marijuana
6 applications you were speaking of?

7 A Yes, sir.

8 Q Okay. So nothing that was particular to a
9 recreational marijuana application; is that correct?

10 A That's correct. We didn't have it at the time.

11 Q Yes, sir. Do you recall her giving you any training
12 with the last part of the nonidentified section, which is
13 "Likely Impact on the Community"?

14 A I don't know if she did or who did, but we did
15 receive some training on that, yes.

16 Q Do you recall what training you received on the last
17 section of the nonidentified portion, which is, again, "Likely
18 Impact on the Community?"

19 A As I recall -- I can't recall everything that was on
20 that form, but they just talked about some of the things that
21 you might do as a -- to help provide and better your community,
22 such as some of the donations that these facilities are
23 actually required to donate to, some of the educational
24 programs that they may provide for the community members on
25 marijuana and other such things. So, yes, that would have been

1 the training that we received on those.

2 Q All right. One of the evaluation elements under
3 "Likely impact on the community" says, "The likely impact of
4 the proposed marijuana establishment in which it is proposed to
5 be located." Do you recall reading that -- that language, sir?

6 A I'm sure I read it 400 times.

7 Q All right. Good enough. So if you were trying to
8 score an application based upon that language, it appears that
9 the element requires you to know where the establishment will
10 be located. Would you agree with that, sir?

11 A Not the city particularly, yes, but a location away
12 from schools, a location away from schools, a location away
13 from residences. Things of that nature is what they're
14 speaking about in that particular verse.

15 Q Is that what you took from it?

16 A Yes, sir.

17 Q And is that how they trained you, that --

18 A Yes, sir.

19 Q -- let me just finish. I appreciate the quick yes,
20 but let me get the question all the way out of my mouth for a
21 second.

22 A Okay.

23 Q Did they only train you in terms of this part of the
24 application, "Likely Impact on the Community," to only be able
25 to give a grade based upon the location not being within a

1 certain distance of a school or church, you know, certain types
2 of facilities?

3 COUNSEL: Object to the form.

4 COUNSEL: Join.

5 COUNSEL: Join.

6 COUNSEL: Join.

7 THE COURT: Overruled.

8 THE WITNESS: That's correct.

9 BY MR. PARKER:

10 Q Is that correct, sir?

11 A Yes, sir.

12 COUNSEL: Same objection.

13 THE COURT: Overruled.

14 BY MR. PARKER:

15 Q And tell me something. How would you know whether or
16 not it's within a certain distance of a school or a church if
17 you don't know the location?

18 A They have to make a statement, provide -- well, they
19 can't provide a map, but they would -- had to make a statement
20 that there are no schools within 1,000 feet, et cetera.

21 Q Sir, would you agree with me that if you only
22 received a floor plan and not a location, that you as a grader
23 could not verify whether or not the location would be in
24 compliance with the Nevada Administrative Code?

25 A There was no way for us to verify 100 percent

1 accuracy on their plans. We only got floor plans. And I will
2 say this, some were very lacking in floor plans.

3 Q Yes, sir. And let me have you just describe what you
4 mean by lacking in floor plans.

5 A Well, I am a professional I'm used to architectural
6 plans. And when somebody draws something on a piece of paper
7 and scratches it in, that to me is very unprofessional. And
8 those plans are very difficult to read sometimes, very
9 difficult to determine if the building is adequate for any type
10 of facility, whether it would be a marijuana facility or a bar
11 or a church.

12 Q As an experienced inspector, you would agree with me
13 that if you're going to make a determination on the adequacy of
14 size and code compliance, you would much prefer to have an
15 actual building plan as opposed to a floor plan?

16 A I 100 percent agree.

17 Q Thank you. And you would agree with me that if
18 you're being asked to grade the adequacy of a building, you
19 would prefer to be able to grade using building plans as
20 opposed to a simple floor plan?

21 A Correct.

22 Q And you would agree with me that the better way of
23 determining the adequacy of size or code compliance with the
24 proposed marijuana establishment or any other establishment
25 would be to be able -- would be for you to be able to evaluate

1 the plans themselves, as opposed to simply a floor plan.

2 COUNSEL: Objection as to form and foundation.

3 COUNSEL: Join.

4 COUNSEL: Join.

5 THE COURT: Overruled.

6 THE WITNESS: That's certainly a better way of doing
7 it. However, in this process I don't think it was feasibly
8 possible.

9 BY MR. PARKER:

10 Q And is that because the Department of Taxation --
11 strike that. Let's talk about feasibility. Did you review
12 every page of every application --

13 A Yes, sir.

14 Q -- in the process?

15 A Yes, sir.

16 Q All right. And those applications at times included
17 hundreds of pages of language related to what they may or may
18 not do as an operator of a marijuana establishment; is that
19 correct?

20 A That's correct.

21 Q And as an inspector, you could have spent less time
22 reviewing plans, perhaps, than reviewing a organizational plan
23 or a narrative, you know, a book, as opposed to real plans for
24 a building. Is that correct?

25 COUNSEL: Objection. Form.

1 COUNSEL: Join.

2 COUNSEL: Join.

3 THE COURT: Overruled.

4 THE WITNESS: Can you repeat that, please?

5 BY MR. PARKER:

6 Q Did you understand that to mean that the Department
7 of Taxation would also keep this process confidential and not
8 discuss these issues with applicants?

9 COUNSEL: Objection, form and foundation.

10 COUNSEL: Join.

11 COUNSEL: Join.

12 THE COURT: Overruled.

13 THE WITNESS: Yes.

14 BY MR. PARKER:

15 Q All right. Would it be against your training or the
16 training you received if the Department of Taxation themselves
17 were communicating with applicants during the application
18 process?

19 COUNSEL: Objection to form.

20 THE COURT: Overruled.

21 BY MR. PARKER:

22 Q Certain applicants. Not all, but certain.

23 COUNSEL: Same objection.

24 COUNSEL: Join.

25 THE COURT: Overruled.

1 THE WITNESS: During the application process I
2 believe some people were still filling out the application and
3 had questions and I don't feel that that would be wrong for
4 them to try to answer the question directly. However, I'm sure
5 that there were some questions they could not answer.

6 BY MR. PARKER:

7 Q How about after the question -- after the
8 applications are submitted? Would it be against the training
9 you received if the Department of Taxation representatives were
10 giving certain information to some applicants but not to all?

11 COUNSEL: Objection to form.

12 COUNSEL: Foundation.

13 THE COURT: Overruled.

14 MS. LEVIN: Lacks foundation. Objection.

15 THE COURT: Overruled.

16 THE WITNESS: It doesn't seem fair, but...

17 BY MR. PARKER:

18 Q All right. Since you've performed your grading
19 responsibilities, have you had any communications with any of
20 the applicants?

21 A No, sir.

22 Q How about any of the Department of Taxation
23 representatives?

24 A No, sir.

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EXAMINATION

BY MR. RULIS:

Q All right. Mr. Lemons, my name is Nate Rulis. I represent MM and LivFree. I think I have, hopefully, just a few questions for you, so hopefully we can get through this pretty quick.

As far as your training on adequacy of size, did the Department provide to you as a grader with a guideline on how to determine what was adequate or what was not an adequate size dispensary?

A No, sir.

Q And as part of your training, were you instructed on how to evaluate a building that was submitted as part of the application that was already being used as an existing dispensary?

A They did not train us on that, no.

Q All right. Sir, I'm just trying to go through and make sure. I think most of these are covered, so the longer I'm taking the fewer questions I'm going to have.

A No problem.

Q When you -- and when I say you, I mean the nonidentified graders, were given the applications, I think in response to Mr. Parker's questions you just said that some of the applicants came in a bundle. Is that right?

A Yes, sir.

1 Q Who bundled those application together before they
2 were given to the graders?

3 A That was brought down to us from the Marijuana
4 Enforcement Division, brought into our office, so I don't know
5 who did that.

6 Q But that would have been someone -- that would have
7 been one of the employees of the Department of Taxation that
8 did that prior to giving it to you, the graders?

9 A Yes, sir.

10 Q And can you just walk me through, how was it handed
11 off -- how were the applications that you reviewed handed off
12 from the Department employees to you, the graders?

13 A They came in through our front office to our
14 secretary, placed in a file, and then what we would do as
15 graders is go in there and get our 151, or whatever the number
16 was on it, and then bring them in and grade it. We would end
17 up at some point recognizing how many we had of a certain
18 applicant and we would bundle those together -- well, they were
19 pre-bundled for us and we would just grade them all at one time
20 individually.

21 Q As part of the grading process, were you asked to
22 make a determination of whether the applications you were given
23 were complete?

24 A That wasn't our job. They were supposed to be
25 complete and hand them to us. Now, I will say there was one

1 application, I don't know who it was, obviously, because I was
2 on a nonidentified team, they put, "See our medical marijuana
3 license application." I didn't have that, so I gave them zero.
4 Seemed fair.

5 Q And before this litigation started and you were
6 called in for your first deposition, did you know any of the
7 names of the applicants for licenses in the 2018 process?

8 A Just because I've driven by them, I would say the
9 local couple stores we have here in Carson City, yes.

10 Q Okay. So it's just familiarity from driving by the
11 stores, not through any other sources?

12 A Not through any other sources, no.

13 Q And at any point in your interview or your training
14 or any of your communications with anybody from the Department
15 of Taxation, did any member of the Department of Taxation ever
16 mention any of the applicants by name?

17 A No, sir.

18 Q Did anybody from the Department of Taxation ever tell
19 you to treat any applications any differently than any other
20 applications?

21 A No, sir.

22 Q At any point have you, even since this -- except for
23 in this litigation, have you ever spoken to any representative
24 of any applicant for a marijuana license?

25 A No, sir, not that I'm aware of.

1 Q During your interview or your training, were you ever
2 informed by anybody at the Department of Taxation, Steve
3 Gilbert or Ky Plaskon or anybody else, why the Department
4 decided to hire outside contractors to grade the applications
5 rather than having employees of the Department of Taxation
6 grade them themselves?

7 COUNSEL: Object to the form.

8 THE COURT: Overruled.

9 THE WITNESS: I don't recall ever hearing why they
10 hired outside, other than the possible -- I mean, logically
11 speaking from a supervisor's position, I would want to hire
12 outside only because my employees are probably pretty busy
13 already and this was going to take quite awhile, a long,
14 dedicated process, and we only had a short period of given time
15 for the application process.

16 BY MR. RULIS:

17 Q Speaking of which, were you given deadlines after the
18 training was over in order to have all the grading finished?

19 A Yes. December 5th, 2018.

20 Q And did you feel as though you ran into any time
21 constraints in grading the applications by December 5th or did
22 you feel that you had enough time to grade the applications?

23 A At first when we first started I would say that we
24 probably all felt a little bit of pressure. However, we knew
25 we were going to get there. And we did it with one team of

1 non-ID and one team of ID.

2 Q And during any time of your training or in your
3 interview, did anybody from the Department of Taxation ever
4 stress on you the importance of being impartial in trading the
5 applications?

6 A Yes.

7 Q Can you give me more specifics? What did they tell
8 you about being impartial? Did they give you any specific
9 training in that area?

10 A I don't know that they gave us specific training.
11 They just wanted -- they did state -- made a statement that
12 they wanted this to be fair and equitable for all involved and
13 that they thought they had come up with a good process.

14 Q And what steps did you take personally to ensure that
15 you graded each application impartially?

16 A Read every page. Graded each and every one the same
17 way.

18 Q So you believe you graded every application
19 uniformly?

20 A Yes, sir.

21 Q And were there ever times where you -- in the grading
22 process where you came together as a team and discussed an item
23 and came to a conclusion on how to grade that item that was
24 different than any way you had graded the similar item in the
25 past?

1 COUNSEL: Object to the form.

2 THE COURT: Overruled.

3 THE WITNESS: No, sir.

4 BY MR. RULIS:

5 Q And can you tell me again briefly as to the grading
6 process, looking at, for example, the adequacy of the building
7 size, all right, that section, I believe that was the first
8 section on the unidentified portion of the application; is that
9 correct?

10 A I believe it was, yes.

11 Q So when you saw that portion of the application and
12 had to grade that, do you know if that was -- do you remember
13 if that was -- the point value for adequacy of size, was that
14 worth 10 points?

15 A I believe that most were between 1 and 10 points,
16 yes; 1 being the lowest, 10 being the highest.

17 Q When you picked up an application and began to read
18 it, what was the process you went through in order to determine
19 what -- how many points you'd give out of 10 on the adequacy of
20 size portion of the application?

21 A The first thing I would say is they all started as a
22 10. And then if you found things that were wrong, maybe they
23 didn't have proper size exiting, you know, it didn't have a
24 bathroom, things of that nature, that may take a point or two
25 off. That's just -- you know, it was all subjective.

JD Reporting, Inc.

1 Q Did you have a -- did you ever have a checklist of
2 items that you would use to say do they have this, do they have
3 this, do they have this, and check that off?

4 A I don't know of one, no.

5 Q Okay. And do you believe that you received adequate
6 training in order to properly grade the applications?

7 A Yes.

8 Q Do you believe that the other non-identified graders,
9 the other two were trained and qualified in order to grade the
10 applications?

11 COUNSEL: Object to the form.

12 THE WITNESS: Yes.

13 EXAMINATION

14 BY MR. HOLMES:

15 Q Hello, Mr. Lemons. My name is Dustun Holmes. I
16 represent what are called the Essence entities in this lawsuit.
17 I just a couple follow-up questions for you. I'll try not to
18 be repetitive of what other people have already asked.

19 There was just recently some questions about what the
20 State told you about hiring outside graders. Did the State
21 ever inform you that the reason they hired outside graders was
22 to keep the process fair and impartial?

23 A I believe that they did at first, yes.

24 Q Okay. And that made sense to you; right?

25 A Yes, sir.

JD Reporting, Inc.

1 Q Okay. Now, there were also questions earlier
2 regarding whether you were given any sort of training on
3 inspection of marijuana facilities. Do you remember that?

4 A I do.

5 Q Were you hired to be an inspector of marijuana
6 facilities?

7 A No, sir.

8 Q Okay. So all that sort of questioning was outside of
9 your -- [inaudible] -- and knowledge as a grader for the State?

10 A Yes, sir.

11 COUNSEL: Objection.

12 THE COURT: Overruled.

13 BY MR. HOLMES:

14 Q Now, you also testified the training you received was
15 pretty intense. Can you elaborate upon that?

16 A Any time you have to sit in a chair for eight hours a
17 day, I think it's fairly intense. As far as intense, I just
18 think that it was very thorough. There was a lot to learn and
19 a short time to do it in. That's why I would say it was
20 intense.

21 Q Okay. And you believe that training was sufficient
22 and you received enough training to do the job you were hired
23 to do?

24 A Yes, sir.

25 Q Was there any sort of training that you did not

1 receive that you believe would have better prepared you?

2 A Looking at it now, I think it could have gone three
3 weeks instead of two, but that's the same with any training,
4 you know.

5 Q Okay. Now, there was also a question asked of you
6 earlier about code compliance in each specific jurisdiction.
7 Do you remember that?

8 A I do.

9 Q Okay. Now, that code compliance in each specific
10 jurisdiction, that was not within your scope or role as a
11 grader; is that correct?

12 A That's correct.

13 COUNSEL: Object to form.

14 THE COURT: Overruled.

15 BY MR. HOLMES:

16 Q Okay. So all those sort of questions and testimony
17 was outside your scope and role and knowledge of what you were
18 hired to do; is that correct?

19 A That's correct.

20 Q And approval within a jurisdiction, any specific
21 jurisdiction is separate and distinct of what the State was
22 doing in approving recreational marijuana licenses; is that
23 correct?

24 A Yes, sir.

25 COUNSEL: Objection to form.

1 THE COURT: Overruled.

2 THE WITNESS: Yes.

3 BY MR. HOLMES:

4 Q Now, your goal as a grader was essentially to look at
5 the applications, look at the criteria that the State had
6 provided you and assess a score; right?

7 A Correct.

8 Q Okay. So it wasn't too complicated; right?

9 A No, sir.

10 Q And you applied that criteria impartially to all
11 applicants; is that correct?

12 A That's correct.

13 Q And you applied that criteria equally to all
14 applicants; is that correct?

15 A Yes, sir.

16 Q And you gave every applicant the exact same process;
17 is that correct?

18 A That's correct.

19 Q And you didn't randomly assign scores arbitrarily; is
20 that correct?

21 COUNSEL: Object to form.

22 THE COURT: Overruled.

23 THE WITNESS: That's correct.

24 BY MR. HOLMES:

25 Q Now, there have been some accusations by plaintiff in

1 this lawsuit that you, the graders, were not qualified. Do you
2 agree with that?

3 A No, sir.

4 COUNSEL: Object to form.

5 THE COURT: Overruled.

6 BY MR. HOLMES:

7 Q Why?

8 A I feel that I'm a very highly qualified professional
9 in my business and I know how to read codes and interpret codes
10 as well as most attorneys, if not -- well, I'm not going to say
11 all, but I've been doing this for a long time and I believe
12 that my professionalism and as well as my team's was very well
13 qualified individuals for this process.

14 Q Okay. Thank you, sir. Now, there have been
15 accusations by the plaintiff that you, the graders, were not
16 given sufficient training. Do you agree with that?

17 COUNSEL: Object to form.

18 THE WITNESS: No, sir.

19 BY MR. HOLMES:

20 Q And why so?

21 A Well, the two-week training went over the application
22 process pretty thoroughly, I thought. At the end of the two
23 weeks we started in. You know, that's when the applications
24 were first allowed to start coming in at the end of our
25 two-week training, and so we were able to go in there and do

1 our job the way we were trained.

2 Q Okay. Now, no one from the State told you to give
3 any sort of favoritism or preferential treatment to any certain
4 applicant; is that correct?

5 A That's correct.

6 Q Now, there was also -- I think you testified that the
7 group you were with, the three people on the nonidentified
8 section, you guys discussed every score. Do you remember that?

9 A I do.

10 Q What was the purpose of that?

11 A The purpose of that was to make sure that we were
12 never more than 3 points apart and to give them a correct and
13 adequate score.

14 Q Okay. So it was like a checks and balance kind of
15 system?

16 A Correct. And if we had something to discuss, we
17 would discuss it. And if I said maybe it was scored low on
18 something and one of my partners had a different score, we
19 would discuss it. Maybe they found something I overlooked or
20 vice versa, so we would make the corrections and move on.

21 Q It seemed like a pretty reasonable and fair process;
22 right?

23 COUNSEL: Object to the form.

24 THE WITNESS: It did to me.

25 / / /

1 BY MR. HOLMES:

2 Q Now, there was also some questions and testimony
3 about compliance, enforcement and sale to minors. Do you
4 remember that?

5 A I do.

6 Q You had no role in compliance, enforcement and sale
7 to minors within the State; is that correct?

8 A That's correct.

9 Q And that had no role in your duty as graders; is that
10 correct?

11 A That's correct.

12 Q You don't know what the State's procedure is in place
13 for that; is that correct?

14 A I have no idea.

15 EXAMINATION

16 BY MR. MIKHAYLOV:

17 Q Good afternoon, Mr. Lemons. My name is Kirill
18 Mikhaylov, and I represent Wellness Connection of Nevada, LLC,
19 in this case. I literally just have less than five questions
20 to follow up on what was just asked of you.

21 You just testified that you did not engage in any
22 favoritism during the process; correct?

23 A Pardon me? I couldn't understand you, sir.

24 Q You just testified that you did not engage in any
25 favoritism during this application process; is that correct?

1 A That is correct.

2 Q Are you aware of anyone else on your team that
3 engaged in any sort of favoritism?

4 A I'm not aware of anyone that did that, no.

5 Q So there are [indiscernible] of favoritism. There's
6 been an allegation of corruption and wrongdoing in this
7 process. Did you do anything like that?

8 A No, sir.

9 Q Are you aware of anyone who works for the State or
10 who participated in this process who did?

11 A I'm not aware of anyone who did, no.

12 MR. MIKHAYLOV: Okay, that's all I have. Thank you.

13 THE WITNESS: Uh-huh.

14 (Video deposition of DUANE LEMONS concluded.)

15 TECH SHANE: That concludes the deposition, Your
16 Honor.

17 THE COURT: Are there any additional portions of the
18 deposition that anyone would like played at this time?

19 Hearing none, that concludes the deposition playing
20 of Mr. Lemons.

21 Do you want a break before we start our next witness?

22 (No audible response.)

23 THE COURT: Who's our next witness? Who's our next
24 witness?

25 TECH SHANE: Deonne Contine by video, Your Honor.

1 THE COURT: Okay. Does anybody need a break before
2 we start Ms. Contine's video deposition?

3 (No audible response.)

4 THE COURT: All right. Let's go.

5 (Video deposition of DEONNE CONTINE played as follows:)

6 MR. PARKER: So can we go ahead and get started now.
7 Let's have the witness sworn in.

8 **DEONNE CONTINE**

9 [having been called as a witness and being first duly sworn,
10 testified as follows:]

11 **EXAMINATION**

12 BY MR. PARKER:

13 Q Ms. Contine, you left the Department of Taxation in
14 January of 2018; is that correct?

15 A Correct.

16 Q And within that same year you ran for state assembly;
17 is that correct?

18 A Yes.

19 Q And it's my understanding that within that time
20 period between January 2018 and when you ran for assembly, the
21 state assembly, you represented certain applicants; is that
22 correct?

23 A No.

24 Q You don't recall representing -- is it Shango?

25 A No.

JD Reporting, Inc.

1 Q How about Sillitoe?

2 A I -- I guess I'm confused on the question a little
3 bit. So are you asking did I represent people that were doing
4 applications?

5 Q Did you represent any applicants for a recreational
6 marijuana license?

7 A The only applicant that I represented was an
8 applicant that I worked for which was Sierra --

9 Q Can you name that applicant?

10 A Sierra Well. Or --

11 Q Sierra --

12 A Or WSCC.

13 Q Now, I recall you saying that during your preliminary
14 injunction hearing -- [indiscernible] the preliminary
15 injunction hearing, but I found in documents produced by the --
16 recently produced by the Department of Taxation an extraction
17 report for Ms. Cronkhite and indicated that you represented
18 Shango and Sillitoe. Is that correct or incorrect?

19 MR. NEWBY: Objection. Form.

20 THE COURT: Overruled.

21 MR. NEWBY: Assumes facts not in evidence.

22 Go ahead.

23 THE WITNESS: I did.

24 BY MR. PARKER:

25 Q Okay. So that's different --

1 A Uh --

2 Q -- than what you said at the --

3 Ma'am, let me finish the question first.

4 A Okay. Sorry.

5 Q All right. Would you agree that that's different
6 than what you said at preliminary injunction hearing, that you
7 represented only one applicant?

8 COUNSEL: Objection to the form. Misstates her
9 testimony.

10 THE COURT: Overruled.

11 MR. NEWBY: Join.

12 BY MR. PARKER:

13 Q You can go ahead and answer.

14 MR. NEWBY: Go ahead and answer.

15 THE WITNESS: I did only represent one applicant.

16 BY MR. PARKER:

17 Q Okay. Is Shango or Sillitoe the same applicant?

18 A I don't -- I don't know about --

19 MR. NEWBY: Objection, to form.

20 THE COURT: Overruled.

21 THE WITNESS: I don't know about their applicant. I
22 don't know about their application. I don't know anything
23 about that.

24 BY MR. PARKER:

25 Q Did you -- okay. You never represented either of

1 them?

2 A I did, yes.

3 Q And when did you represent them? Let's start with
4 Shango. When did you represent Shango?

5 A I'm not sure. During the time I was at Kaempfer
6 Crowell.

7 Q And when -- when were you at -- you said Kaempfer?

8 A Yes.

9 Q Can you spell the name of that firm, please.

10 A I think it's K -- K-e-m-p-e-r (sic) C-r-o-w-e-l-l,
11 two words.

12 Q Okay. And how long did you work there?

13 A Five months.

14 Q From what date to what date?

15 A March to July or June.

16 Q 2018?

17 A Yes.

18 Q And what was the scope of your representation of
19 Shango?

20 A I don't -- I don't feel comfortable talking about my
21 representation. I think I identified that I worked for them,
22 but I didn't do application work for them.

23 I'm just worried about attorney --

24 Q So were they a --

25 All right. Well, let me see if I can rephrase it to

1 make it easier for you to answer the question.

2 Were they -- was Shango a license holder for a
3 medical marijuana establishment?

4 A Yes.

5 Q All right. And, to your knowledge, did they apply
6 for a recreational license?

7 A I don't know.

8 Q Same question with Sillitoe. Did you represent
9 Sillitoe?

10 A Yes.

11 Q And when did you represent Sillitoe?

12 A That same time period at Kaempfer Crowell.

13 Q And, to your knowledge, did Sillitoe have a medical
14 marijuana license when you represented them?

15 A Yes.

16 Q And, to your knowledge, did Sillitoe apply for a
17 recreational marijuana license?

18 A I don't know.

19 Q Ms. Contine, did you work with Kelly Jessee?

20 A Yes.

21 Q Okay. Do you know Kelly -- you know who Kelly Jessee
22 is; is that correct?

23 A Yes. She works at QuantumMark.

24 Q Okay. And how -- when do you recall first working
25 with Ms. Jessee?

1 A Maybe around January of 2017.

2 Q Can you tell me what you did or what Ms. Jesse did on
3 behalf of the Department of Taxation?

4 A They were the contractors that facilitated the task
5 force, the governor's task force, and helped with the
6 regulations.

7 Q And you said that QuantumMark facilitated the task
8 force. Can you describe what you mean by that.

9 A Governor Sandoval appointed a 19-person task force to
10 look at issues around the Question 2 implementation, and the
11 task -- the task force also had working groups that were set up
12 along various issues related to the work, and -- that's it.

13 Q When did you first become involved in the
14 recreational marijuana statutes or regulations?

15 A After the initiative passed.

16 Q So when you first came to the Department of Taxation,
17 what was your position, and what were your responsibilities?

18 A I was the deputy director of the compliance division,
19 and I oversaw revenue and audit essentially, revenue officers
20 and audit -- the audit team.

21 Q How long did you remain the deputy director?

22 A About a year and a couple of months.

23 Q So sometime right after September of 2013 your
24 position changed?

25 A Yes.

1 Q And what position did you assume?

2 A Chief deputy director.

3 Q Did your responsibilities change?

4 A Yes. They were broader, and I oversaw to some degree
5 the other divisions within the Department, and the deputies
6 reported to me essentially.

7 Q And then how long did you maintain that position?

8 A A year -- a year and -- another year and a couple of
9 months or three months -- two months or three months.

10 Q So sometime after 2015 or the end of 2014 --

11 A The end of 2014, yeah, November. Sorry.

12 Q Okay. What position did you take in November of
13 2014?

14 A Governor Sandoval appointed me to be the director of
15 the Department.

16 Q So you became the director of the Department of
17 Taxation in November 2014?

18 A Yes.

19 Q Okay. Now, at this point medical marijuana was still
20 being handled -- was being handle by, I believe, the Public
21 Health Department or Division; is that correct?

22 A Yes.

23 Q So in 2014 all the way until late 2016, you had no
24 responsibility related to medical or recreational marijuana; is
25 that correct?

1 A Yes.

2 Q And you had no history or experience in the
3 development of the statutes or the regulations related to
4 medical marijuana; is that correct?

5 A Correct.

6 Q Okay. You're not -- you're not familiar with the
7 three-year window precluding any amendments to the decision of
8 the voters?

9 COUNSEL: Objection. Form.

10 THE COURT: Overruled.

11 MR. NEWBY: Same objection.

12 THE WITNESS: Well --

13 BY MR. PARKER:

14 Q You can answer, Ms. Contine.

15 MR. NEWBY: Answer to your understanding, please. Go
16 ahead.

17 THE WITNESS: My understanding that that -- that was
18 the rule in this -- in this vote of the people. I don't know
19 that it's the rule across the board.

20 BY MR. PARKER:

21 Q When is the first time you recall actually seeing the
22 initiative -- seeing -- I'm sorry, Ballot Question Number 2?

23 A I don't know. Sometime around or after it passed.

24 Q Okay. So sometime right at the end of 2016,
25 beginning of 2017?

1 A Yes.

2 Q Now, your responsibility, based upon your testimony
3 at the preliminary injunction hearing, was to create
4 regulations consistent with the ballot question; is that
5 correct?

6 COUNSEL: Objection. Form.

7 THE COURT: Overruled.

8 THE WITNESS: That was part of the responsibility of
9 the Department, yes, based on the initiative.

10 BY MR. PARKER:

11 Q And let me ask this question: Did you review the
12 Nevada Revised Statutes, Chapter 453D, sometime in 2017?

13 A Well, to the -- to the extent that they are the
14 initiative, yes.

15 Q All right. It was your responsibility to create
16 regulations that do not violate the ballot question?

17 COUNSEL: Objection. Form.

18 COUNSEL: Join.

19 THE COURT: Overruled.

20 THE WITNESS: Making regulations in any context would
21 be -- would need to be in conjunction with the statute.

22 BY MR. PARKER:

23 Q All right. Good enough. Now, we're going to get to
24 the creation of the regulations in a second, but I want to take
25 a [indiscernible] step backwards for a minute.

1 What is the process, after you have authored
2 regulations, for those regulations to be approved and/or
3 adopted by the Department of Taxation or the Tax Commission? I
4 would like you to explain that process to me.

5 A So the regulatory process might begin with a draft of
6 documents, or it might just begin with a workshop. Either way
7 there is a workshop. This is under the 233B process.

8 And there would be public hearings, and then there
9 would -- so that would be the agency's part. Then there would
10 be a submittal to the Legislative Counsel Bureau, and they
11 would do their analysis and review.

12 And then there would be a submission back to the
13 agency, and then there would be another public process. And
14 then they would be approved, or, you know, if they were
15 approved then by the Tax Commission, then it would go to the
16 Legislative Commission, which is a subcommittee of legislators,
17 for final approval.

18 Q Okay. Now, what you've -- what you've laid out in
19 this -- your narrative were at least two public hearings. Is
20 that typical in your experience in terms of getting regulations
21 finally approved and adopted?

22 A Well, those are -- there's -- there's the work -- one
23 workshop and one public adoption hearing that are required by
24 statute. But in my experience there's usually a lot more
25 workshops.

1 In this case I think there were a week's worth of
2 them. In other case -- and that was in addition to the work
3 that was done at the --

4 Which I guess you're going to ask about. So maybe
5 I'll save it for that.

6 -- at the task force level.

7 And then sometimes if the legislature reviews the --
8 the regulations, and then they send them back to the agency,
9 there might be some substantive changes. And so you might kind
10 of start the process over again. So I've experienced it in
11 different ways.

12 Q Yes. In particular NAC 453D, explain the process of
13 how that was finally approved and/or adopted by the Nevada Tax
14 Commission.

15 A So, as I mentioned earlier, the QuantumMark helped
16 facilitate the task force, and some of the issues in the task
17 force was set up to kind of get a baseline and have that
18 initial discussion and a lot of input on what the regulations
19 may be.

20 And so there were multiple task force meetings where
21 the working groups, various working groups that were set up
22 along the topic areas of regulation, met and provided
23 recommendations, and then that went to the task force.

24 The task force was -- then the task force would
25 decide whether to accept the recommendation. At the end of

1 that process, there was a report that went to the governor at
2 the time, and that was kind of the jumping off point for going
3 into the regulatory process, which is the process that I just
4 explained, which was the -- a workshop, and in this case
5 multiple workshops, and then legal review by the Legislative
6 Counsel Bureau, review then by the Tax Commission and then
7 review by the Legislative Commission.

8 Q So thank you, Ms. Contine. Tell me the working
9 groups or the names of the working groups.

10 A I don't know all of them at this point. I could --

11 Q Do you remember how many there were?

12 A I mean, I would be guessing. There were --

13 Q Can you estimate?

14 A Maybe an estimate would be like 10 maybe.

15 Q And in terms of scheduling these meetings and
16 providing agendas for those meetings, would that have been done
17 by QuantumMark?

18 A Yes.

19 Q Did the staff [indiscernible] -- did the staff do
20 anything to facilitate these meetings, or did they rely on and
21 depend on QuantumMark to do the facilitation of these meetings?

22 A No, staff was involved. I think there were various.

23 Q How was staff --

24 A I'm sorry.

25 Q Go right ahead. How was staff involved?

1 A So I believe there were various staff members on
2 various working groups. And, you know, they helped with agenda
3 items or, you know, more, you know, the more procedural getting
4 rooms, just helping facilitate, make sure the meetings happen,
5 kind of like facilitating this deposition with a lot of
6 interested people, the type -- the types of things that you
7 have to do in that regard. But for the most.

8 Q So let's --

9 A Sorry. Go ahead.

10 Q I'm sorry. You can go ahead and finish your --

11 A No. I mean, that -- that's it. They had a role, and
12 they participated in the meetings as well.

13 Q All right. Well, let's see if we can give some
14 more -- put some more flesh on that. [Indiscernible.]

15 From what I've reviewed, it's my understanding that
16 QuantumMark prepared the agenda. QuantumMark also prepared the
17 minutes of those meetings. And QuantumMark directed the task
18 force in terms of its responsibility from meeting to meeting.
19 Would those all be a fair description of Quantum Mark's role?

20 A They did that, yeah, and they also did some
21 benchmarking, you know, compiling of information from other
22 jurisdictions, you know, just providing that type of work too
23 so that there was a, like, facilitating information
24 essentially. They did some of that.

25 That was then discussed internally with staff. And

1 then at the, you know, would have been, might have been
2 discussed at a working group. So, for instance, if there was
3 an issue, and there was some -- some place else or somewhere
4 else where something was being done about a certain issue, then
5 they might provide like, oh, in this jurisdiction they're doing
6 this, or in the medical program it was done this way. So there
7 was, like, some of that facilitating of that.

8 Q It's my understanding that QuantumMark also prepared
9 the drafts of proposed regulations. Is that true?

10 A Well, they compiled the information that was gathered
11 from that -- from the process of the task force. So they kind
12 of took everything and put it all together and essentially
13 provided a document that was kind of the jumping off point.

14 Q Right. And they continued that level of involvement
15 until those regulations were actually completed; is that
16 correct?

17 A I don't think so. Once we were moving into -- yeah,
18 I mean, they did some -- yeah, I think -- I don't -- I can't
19 really remember, like, all of the stuff that they did and how
20 long they did it. But they essentially would take comments.
21 You know, they were the note takers at some of the meetings,
22 that would take the comments and then put it, you know, put
23 them as decision points or, you know, the issues that would
24 come up along the way. And then staff internally would discuss
25 those and move forward.

1 Q All right. You would agree with me that for the most
2 part QuantumMark and Ms. Kelly Jesse, they were the scriveners
3 in terms of the agenda, the scriveners in terms of the minutes
4 of the meetings, the scriveners in terms of the revisions to
5 drafts. They performed that function throughout this process;
6 is that correct?

7 A They had a role in that, yes.

8 Q All right. And when we're talking about help from
9 the staff, you indicated that the staff would set up the room,
10 make arrangements for people to have a place to be. What else
11 did the staff do to help with this process?

12 A They would review the recommendations of the
13 various -- they would review the product that QuantumMark had
14 compiled.

15 Q Okay.

16 A And in some cases I believe, you know, staff would
17 come up with various other, you know -- it wasn't all
18 QuantumMark that were kind of -- you know, it wasn't -- again,
19 as I testified in the hearing before, it was a, you know, it
20 was a group process to get to the final document that then
21 would be -- would go to workshop.

22 Q All right. In terms of staff members helping this
23 process, from my review of records, Mr. Damon Hernandez would
24 have been one of those staff members. Is that correct?

25 A I don't know.

1 Q Do you recall any staff members that assisted in this
2 process?

3 A Jorge Pupo, Steve Gilbert, Kara Cronkhite.

4 Q Anyone else?

5 A Other people might have been involved in, but I'm
6 just not -- I don't know. If they had teams of people that
7 they work with and their staffs, I'm not sure.

8 Q Were you --

9 A So I'm not saying Damon was not involved. I'm just
10 saying I didn't -- you know, I wasn't directly -- I don't
11 recall being aware of everybody's involvement in the process.

12 Q Okay. Do you know if there were assigned
13 responsibilities to the Department of Taxation employees, like
14 Mr. Pupo, Ms. Cronkhite, Mr. Gilbert or yourself?

15 A Well, like I said, the staff members were on some of
16 the working groups.

17 Q Do you recall any --

18 A So Mr. -- Mr. Pupo would have been -- Mr. Pupo would
19 have been on working groups. We had other people from the
20 Department on various working groups. Mr. Gilbert, I believe
21 Ms. Cronkhite were on working groups. And there could have
22 been -- there were other people from the Department that were
23 on the working groups.

24 Q So let's get -- let's get back a second here. Do you
25 believe that there were actually some Department of Taxation

1 representatives who served on the working groups for the
2 medical marijuana regulations?

3 A Yes.

4 Q Okay. Which ones?

5 A Oh, no, no. I'm sorry. I'm sorry. So I'm just
6 having an issue with timing.

7 So at the time of the working groups, some of the
8 people that were involved in the process, in that working group
9 process, would have been people like Kara and Steve, who came
10 from DPBH. And maybe there were some others. I'm not sure.

11 But so I don't know what their level of involvement
12 was in the medical marijuana, but they were -- they
13 participated in some of the meetings and presented stuff at the
14 task force or answered questions. At that time they weren't
15 Department of Taxation employees though.

16 Q All right. So let's see if we can clear this up for
17 the record.

18 With the exception of Steve Gilbert and perhaps Kara
19 Cronkhite, no one at the Department of Taxation, including
20 yourself, had any marijuana experience when you began preparing
21 the regulations for the recreational marijuana license?

22 A Right.

23 COUNSEL: Objection to the form.

24 THE WITNESS: Oh, sorry.

25 THE COURT: Overruled.

1 THE WITNESS: It was a new program. Yes.

2 BY MR. PARKER:

3 Q Thank you. All right. And so the wealth of the
4 experience would have come from Kelly Jessee or QuantumMark; is
5 that correct?

6 A Well, the wealth of what experience?

7 Q The experience in terms of -- that's a fair question,
8 Ms. Contine.

9 The bulk of the experience in terms of creating
10 regulations for marijuana-related -- for the marijuana-related
11 industry would have come from QuantumMark, not the Department
12 of Taxation. Is that a correct statement?

13 A Well, QuantumMark -- my understanding was that
14 QuantumMark facilitated the medical marijuana regulations. So
15 I believe they would have had that experience, but it was a new
16 program within the Department of Taxation. So there was --
17 other than the Public Health employees who then later became
18 Department of Taxation employees, there was nobody else that
19 had done marijuana regulations.

20 Q So it's fair to say that, including yourself, there
21 was no medical -- I'm sorry -- there was no recreational
22 marijuana experience in the Department of Taxation. Is that
23 correct? In 2016, '17, all the way until you left in January
24 of 2018?

25 A Yes. It was a new program.

1 Q All right. In terms of marijuana globally, which
2 would include medical marijuana, the only two people affiliated
3 with the Department of Taxation that may have had some
4 experience would have been Steve Gilbert or Kara Cronkhite; is
5 that correct?

6 A Well, at that time they wouldn't -- they weren't
7 Department of Taxation employees, but, yes, they have
8 experience. I assume they do.

9 Q All right.

10 A I don't know their level of experience in the
11 regulations. So I -- I don't know. I'm not a hundred percent
12 sure, but they worked at DPBH.

13 Q How -- you said there were 19 members of the task
14 force; is that correct?

15 A Yes, I believe. 19 or 20.

16 Q Do you remember --

17 A Sorry.

18 Q Do you remember Ms. Amanda Connor being on the task
19 force?

20 A No, I don't think so.

21 Q You don't?

22 A No.

23 Q Okay. Do you remember any members of the task force?

24 A Yes.

25 Q Who do you remember?

1 A Chuck Callaway, myself, Wes Henderson from League of
2 Cities, couple people whose names I don't recall from
3 public-health-type organizations. John Ritter was on the task
4 force. Tick Segerblom [phonetic] was on the task force.
5 Nelson Araujo [phonetic], I think.

6 And I feel like there were a couple of other
7 legislators, but I can't remember who they were. I don't know.
8 They were -- they were all appointed by the governor. So --
9 and they're in the task force report.

10 Q Fair. You don't recall testifying at the time of the
11 preliminary injunction hearing that Ms. Connor was actually on
12 the task force?

13 A I believe she was on a working group or was part of
14 working groups, but she wasn't appointed by the governor on the
15 task force.

16 Q Okay.

17 A I don't recall -- I don't recall saying that, and
18 I -- if I did, I misspoke, and I'm -- but I don't recall saying
19 that.

20 Q Okay. No worries. But you believe she was on a
21 working group?

22 A I believe she was, yes.

23 Q And was I correct in saying that the purpose of the
24 trip was an opportunity to learn from what Colorado was doing
25 with their marijuana industry?

1 A Yes.

2 Q Yes, ma'am. Do you recall whether or not there were
3 any Tax Commission members there?

4 A I don't think so.

5 Q Okay. Were you the highest ranking State employee on
6 the trip?

7 COUNSEL: Objection to form.

8 THE COURT: Overruled.

9 THE WITNESS: I don't know. I don't remember if
10 there were other people.

11 BY MR. PARKER:

12 Q Do you remember if this trip -- when this trip took
13 place with respect to when the initiative was passed? Was it
14 before November 2016, or was it after --

15 A It was before.

16 Q -- November 2016?

17 All right. So was this the only trip you can recall
18 going to related to the recreational marijuana industry?

19 A I went to other -- I went on other trips.

20 Q Now, it's my understanding in having reviewed your --
21 your testimony from the preliminary injunction hearing is that
22 you went to Oregon and Washington as well; is that correct?

23 A I went to Oregon, and there were representatives from
24 Washington there.

25 I believe I went to Colorado for another -- like,

1 Colorado, the City of Denver would put on an annual conference
2 for -- for and -- for people that -- in different states that
3 were doing that -- that type of work.

4 Q When you went -- when you went to Oregon, was it in
5 '16, or was it in '17?

6 A I think it was in '17. I'm pretty sure.

7 Q Do you recall when the regulations were voted upon by
8 the Tax Commission?

9 COUNSEL: Objection to form.

10 THE COURT: Overruled.

11 THE WITNESS: December maybe or January.

12 BY MR. PARKER:

13 Q Of 2017?

14 A Of 2017, 2018 -- maybe 2017.

15 Q Okay. Because you left in January of 2018. They
16 were approved prior to your departure; is that correct?

17 A They were adopted by the Tax Commission, yes.

18 Q And they were adopted prior to your departure; is
19 that correct?

20 A Yeah, by the Tax Commission. Yes.

21 Q Do you remember when the temporary regulations were
22 adopted by the Tax Commission?

23 A I think it was in May of 2017. And there is a --
24 the reason that the distinction between temporary and permanent
25 has to do with the statutory timing. So if regulations are

1 initiated on July 1st of an even numbered year through
2 June 30th of an odd numbered year, they are temporary. And
3 there's various processes that you can go through to make them
4 permanent or --

5 And then the permanent regulations would be July --
6 the process would be July 1st in the odd numbered year through
7 June 30th of the even numbered year.

8 BY MR. PARKER:

9 Q All right. So in terms of the temporary regulations,
10 those would have been adopted by the Tax Commission in May of
11 2017. And you believe the permanent regulations, which is
12 NAC 453D, would have been adopted sometime in December or
13 January -- December of 2017 or January of 2018; is that
14 correct?

15 A That's my recollection.

16 Q In terms of your answers to me earlier relative to
17 QuantumMark's involvement in this process, were they equally
18 involved in the creation of the temporary regulations as they
19 were the permanent regulations?

20 COUNSEL: Objection to form.

21 THE COURT: Overruled.

22 THE WITNESS: I don't -- I don't remember. I mean
23 they didn't have the -- the process is just different, and so I
24 don't know if we had internal conversations or -- but they
25 didn't -- all of the facilitating that they did in that kind of

1 year long, starting in -- at the task force, was meant to kind
2 of provide guidance and have some discussion and work being
3 done on the permanent regulations.

4 But I'm not a hundred percent sure if they
5 participated in the temporary process.

6 BY MR. PARKER:

7 Q Would you agree with me that you did not have the
8 ability, unilaterally, to decide what would be contained in the
9 regulations?

10 COUNSEL: Objection. Form.

11 THE COURT: Overruled.

12 THE WITNESS: Well, I -- I would not --

13 BY MR. PARKER:

14 Q Is that correct?

15 A Yeah. I mean, the -- nobody has -- again, the
16 process is, you know, workshops and review and then adoption.
17 So there is no one person that unilaterally can say exactly
18 what would be in a regulation.

19 Q And that would include yourself or Mr. Pupo; is that
20 correct?

21 COUNSEL: Same objection. Form.

22 THE COURT: Overruled.

23 We lost the video again.

24 THE WITNESS: That's correct.

25 / / /

1 BY MR. PARKER:

2 Q You would agree with --

3 THE COURT: You got no video -- there you go. Thank
4 you.

5 BY MR. PARKER:

6 Q -- me that neither yourself nor Mr. Pupo had the
7 authority to deviate from the adopted regulations by the Tax
8 Commission; is that correct?

9 COUNSEL: Objection to form.

10 COUNSEL: Join.

11 COUNSEL: Join.

12 THE COURT: Overruled.

13 THE WITNESS: I mean, I don't have a different answer
14 for you. I think once the regulations are adopted, they're
15 presumed valid. And then everybody who's trying to implement
16 them, you know, is trying their best to follow what the
17 regulations say.

18 BY MR. PARKER:

19 Q Because the Department of Taxation has an obligation
20 to follow those adopted regulations; isn't that correct?

21 COUNSEL: Objection to form.

22 COUNSEL: Join.

23 COUNSEL: Join.

24 THE COURT: Overruled.

25 THE WITNESS: Yes.

1 BY MR. PARKER:

2 Q Right. Because isn't it true, Ms. Contine, that once
3 the Tax Commission adopts the regulations that is the law, and
4 the Tax -- Department of Taxation had an obligation to follow
5 it; is that correct?

6 COUNSEL: Objection. Form.

7 COUNSEL: Join.

8 THE COURT: Overruled.

9 COUNSEL: Join.

10 MS. LEVIN: Objection. Legal conclusion.

11 THE COURT: Overruled.

12 THE WITNESS: Well, once the regulation is adopted,
13 it's assumed -- it's assumed to be valid. So it's -- you're
14 always attempting to follow it.

15 BY MR. PARKER:

16 Q You have an obligation to follow it; is that correct?

17 COUNSEL: Objection. Form.

18 MS. LEVIN: Objection. Legal conclusion.

19 THE COURT: Overruled.

20 THE WITNESS: Yeah. I mean, yes. You're attempting
21 to follow the rules and regulations as you see them, yes.

22 BY MR. PARKER:

23 Q Would it be a violation of the Nevada Administrative
24 Code 453D for a licensed recreational marijuana license holder
25 to sell marijuana to someone below the age of 21?

1 COUNSEL: Objection. Form.

2 COUNSEL: Join.

3 MS. LEVIN: Legal --

4 THE COURT: Overruled.

5 MS. LEVIN: -- conclusion

6 THE WITNESS: It could be, yes. It would be.

7 MR. PARKER: All right.

8 THE WITNESS: I mean, under the initiative it would
9 be, yes.

10 BY MR. PARKER:

11 Q Thank you. Would it also be against the law for you,
12 Mr. Pupo or anyone else at the Tax Department -- Department of
13 Taxation to give authority to a license holder to sell
14 recreational marijuana to someone below the age of 21?

15 COUNSEL: Objection. Form.

16 COUNSEL: Join.

17 COUNSEL: Join.

18 THE COURT: Overruled.

19 MS. LEVIN: Legal conclusion.

20 THE WITNESS: The Department of Taxation couldn't say
21 in a -- like today they couldn't say, oh, well, now all of a
22 sudden everybody can sell to people under 21. No, they would
23 not have the authority to do that.

24 BY MR. PARKER:

25 Q Ms. Contine, after the Department -- I'm sorry, the

1 Tax Commission adopted the temporary regulations, there was a
2 certain amount of time that the Department of Taxation had to
3 get the permanent regulations in place, otherwise it would not
4 be -- the application process in 2018 would not have been able
5 to occur; is that a correct statement?

6 A No.

7 Q You don't recall there being a deadline by which you
8 had to get the permanent regulations in place so that the
9 application process could go forward in 2018?

10 A I'm not sure -- so the deadlines that I -- that I
11 remember were maybe that the temporary regs would expire, and
12 then there was another -- there was an 18-month-time period in
13 the initiative for issuance of licenses to current license
14 holders.

15 Q When do you recall that deadline being?

16 A 18 months from the effective date of the initiative,
17 I think, which was January 1st.

18 Q I want -- I want to now to discuss and see if we can
19 focus on any participation by others in the development of the
20 temporary permanent regulations. You spoke about work groups
21 earlier, and you indicated that Ms. Connor was on a work group;
22 is that correct?

23 A I think there were about 50 or -- there are a lot of
24 people on various work groups. There are a lot of work groups
25 and then there are a lot of people on them, so it was a big

1 group of people, but I believe she was on a work group or two,
2 I don't really -- I can't remember.

3 Q Okay. You don't recall anyone else other than the
4 names you'd given me earlier of people who participated in any
5 of the work groups?

6 A I know -- I believe that Mr. Ritter was on work
7 groups. I believe there were people from local governments.
8 There were people from public health agencies. I don't
9 remember every person that was on the work groups, but it was
10 generally made up of public health, public safety to some
11 degree, I think, again, the medical folks were on some of
12 them -- again, local government. It was a broad -- it was a
13 broad group of people.

14 Q Do you recall interacting with Ms. Connor while she
15 was on any of these work groups in terms of preparation of the
16 temporary or permanent regulations?

17 MR. NEWBY: Objection. Form.

18 THE COURT: Overruled.

19 UNIDENTIFIED SPEAKER: Objection. Form.

20 MR. PARKER: So, Craig, are you now going to take the
21 objections or is Steve going to do it?

22 MR. NEWBY: I can't tell if Steve's in the room or
23 not from this camera angle, so I erred on the side of objecting
24 the first time.

25 MR. PARKER: Don't worry, he's here.

1 MR. NEWBY: I'll let Steve object.

2 MR. PARKER: All I want then, Craig, (inaudible)
3 effectively.

4 MR. NEWBY: I'll let Steve object.

5 MR. PARKER: No worries.

6 MR. SHEVORSKI: I apologize.

7 MR. PARKER: That's all right.

8 THE WITNESS: Like I said, I believe she was on a
9 work group -- a work group, maybe more. You know, she was
10 involved in a process along the way. She would come to public
11 meetings and --

12 BY MR. PARKER:

13 Q If you -- sorry. As opposed to a general
14 recollection, do you have a specific recollection of working
15 with Ms. Connor on any of the regulations?

16 A No. No, I don't have a specific --

17 Q You just --

18 A -- I don't have a specific instance where -- she was
19 always part of the group of people that were working on various
20 issues or topics that were part of the work group, and then I
21 believe she attended the -- the workshops along with a lot of
22 other people as well, so...

23 Q To your -- to the best of your recollection, do you
24 specifically recall Ms. Connor assisting in the drafting of the
25 temporary regulations?

1 COUNSEL: Object to form.

2 THE COURT: Overruled.

3 THE WITNESS: Not that I recall.

4 BY MR. PARKER:

5 Q Same question in terms of permanent regulations?

6 A I mean, I guess I'm wondering what you mean by
7 assisting to the extent that, like, testifying, making, you
8 know, raising issues or having concerns with the -- with
9 regulations and those types of -- that's how I -- yes, I would
10 say that she was doing that.

11 Q Okay. That's how I meant it too.

12 A Okay.

13 Q Were you aware during the 2016, 2017 time period that
14 Ms. Amanda Connor was assisting or retained by any license
15 holders?

16 COUNSEL: Object to form.

17 THE COURT: Overruled.

18 COUNSEL: Join.

19 THE WITNESS: I mean, I had a general -- is everybody
20 done, I'm sorry. I had a general --

21 MR. PARKER: Yeah, they're done. Go ahead.

22 THE WITNESS: I had a general understanding of --
23 that she represented people in the industry. I don't know all
24 of her clients. I -- I don't -- you know, I believe I knew
25 that she represented The Source or Mr. Jolley, but I don't know

1 when I understood that. And I believe -- I believe that I knew
2 at some point that she represented Essence. But, again, I
3 didn't know the capacity -- I didn't know the extent of her --
4 I mean, I knew she represented people in the industry, but I
5 didn't know exactly who. And I think maybe at some point I
6 knew that -- again, I'm not a hundred percent sure, just kind
7 of based on if there was a certain issue or something like
8 that. But I knew that she had multiple clients in the arena,
9 and sometimes it was just, you know, I didn't know -- I didn't
10 know who she was representing.

11 BY MR. PARKER:

12 Q All right. So you knew that she represented multiple
13 clients, and you knew of -- the particular names of some,
14 including Essence and Nevada Organics. Did you -- did you ever
15 meet with Ms. Connor outside of these workshops or public
16 hearings, dinners, lunch, coffee, anything like that?

17 COUNSEL: Objection to form.

18 THE COURT: Overruled.

19 THE WITNESS: I -- well, I met with her, like -- I
20 don't know -- like, there might have been one or two times
21 where there was, like, a group thing and she was there. And I
22 believe that she had asked for a meeting for one of her clients
23 at some time when I was there, and I think -- I believe it
24 was -- it was Essence. But I don't -- I don't -- again, I
25 don't really remember every interaction and every -- I mean,

1 there -- I don't remember having a lot of meetings outside of
2 our public meetings with her.

3 BY MR. PARKER:

4 Q Do you know -- the meeting that you just discussed or
5 you referred to where she wanted to discuss Essence, was it
6 just you and Ms. Connor, or did someone else attend that
7 meeting?

8 A I believe she brought her client.

9 Q Do you believe that the client -- do you recall the
10 client's name?

11 A Armen.

12 Q Okay. And do you recall where that meeting took
13 place?

14 A I think my office.

15 Q And do you recall what the meeting was about?

16 A No.

17 Q Do you recall how long the meeting lasted?

18 A No. I mean, probably a half hour, 20 minutes, I
19 don't know.

20 Q As a part of that meeting, did you receive any
21 personal contact information for Ms. Amanda Connor's client,
22 Armen?

23 A I don't -- I don't recall.

24 Q So, and I'm not sure I'm going to do his last name
25 any justice, but Armen Yemenidjian, is that the person you

1 remember?

2 A I guess if you say that -- if you say his last name,
3 I don't know. I just know Armen. I mean --

4 Q Okay.

5 A -- I know the last name is hard to say, like you just
6 did, but that was my understanding.

7 Q Well, Mr. Shevorski is telling me Yemenidjian. I'm
8 sure Mr. Bice will give me another pronunciation.

9 MR. BICE: What you said is exactly right.

10 MR. PARKER: I actually said it right the last time.

11 MR. BICE: No.

12 BY MR. PARKER:

13 Q So did you receive Armen's personal contact
14 information after that meeting or during that meeting?

15 A I don't know -- I believe I received his personal
16 contact information, but I don't know when it was.

17 Q Okay. Do you recall ever speaking directly to Mr. --
18 to Armen without Ms. Connor's involvement?

19 A Yes.

20 Q And when was the first time you recall speaking to
21 Armen?

22 A I don't know.

23 Q Have you had more than one conversation with Armen?

24 A I don't know. Probably.

25 Q Do you recall --

1 A I mean, it wasn't like a hundred, you know, maybe
2 somewhere between one and five. I don't want to say I only had
3 one. I'm not sure if I had more than one, but it wasn't
4 extensive.

5 Q Somewhere between one and five meetings is what you
6 believe?

7 A Yeah. I mean I -- yeah. That's what I recall.

8 Q All right. And do you recall whether or not you gave
9 Armen your cell number?

10 A I'm not sure. I mean, if you call somebody or --
11 yeah, I mean, I don't know. I think, you know, if you -- if
12 somebody calls you or you have a conversation, they usually
13 have your number. I don't know if there was this -- I don't
14 know. I'm not sure.

15 Q Okay. You don't know if you called him from your
16 cell phone?

17 A No, I don't know, like -- I don't know if I gave him
18 my number, I guess.

19 Q In addition to having one to five telephone
20 conversations with Armen, do you recall whether or not you had
21 any meetings with him, other than the meeting you've already
22 described?

23 COUNSEL: Objection, form. Misstates her prior
24 testimony.

25 THE COURT: Overruled.

1 UNIDENTIFIED SPEAKER: Go ahead.

2 THE WITNESS: I don't recall.

3 BY MR. PARKER:

4 Q Okay. So the meeting that took place with you, Armen
5 and Ms. Connor occurred in your office, and that was in 2017;
6 is that correct?

7 A I believe so.

8 Q Okay. So during the time that you were developing
9 either the temporary or the permanent regulations; is that
10 true?

11 A Yes.

12 Q And do you recall either Ms. Connor or Armen
13 discussing with you as a group the regulations?

14 A I don't have a specific recollection of an issue or
15 something that we discussed.

16 Q Okay. And in terms of communicating with Armen,
17 other than communicating with him regarding the regulations,
18 would you have had any other reason to communicate with him?

19 A I don't recall that I -- I don't recall either way.

20 Q So would it be a fair statement that if you were
21 communicating with him, it had something to do with the
22 marijuana regulations?

23 COUNSEL: Objection to form.

24 COUNSEL: Join.

25 THE COURT: Overruled.

1 THE WITNESS: I talked to -- yeah, I mean -- I don't
2 know. I can't think of anything -- I can't think of a specific
3 thing that we talked about, and I can't think of a specific
4 thing, whether it was related or not related to regulations.

5 BY MR. PARKER:

6 Q Okay. Would you believe that it is at least related
7 to, if not particularly the regulations, something dealing with
8 medical or recreational marijuana?

9 A I believe that that would be the gist of the
10 conversations, yes.

11 Q All right. And I asked you during your preliminary
12 injunction hearing whether or not you received any
13 contributions from any of these license holders or consultants;
14 do you recall that?

15 A If you -- you just asked me generally if I had
16 received any contributions from them; is that what the question
17 is?

18 Q Yes, ma'am.

19 A Yes.

20 Q Okay. And do you recall receiving any contributions
21 from any of the license holders or consultants, as we've been
22 discussing today?

23 A Yes.

24 Q All right. Tell me who you recall receiving
25 contributions from?

1 A I recall -- I don't recall if -- I recall receiving
2 contributions from -- I think I received a contribution from
3 Essence. I think I received a contribution from The Source. I
4 think I received a contribution from The Grove. I'm not sure
5 if -- again, I think I received a contribution -- I can't
6 remember. I'm not -- I'm not a hundred percent sure like --

7 Q Let me help you out with this. Do you recall
8 receiving a contribution from Connor & Connor?

9 A I was going to say that, but I couldn't remember if I
10 had. I can't remember.

11 Q From what we -- so what I have in front of me, Connor
12 & Connor gave you a contribution on March 5th, 2018; do you
13 recall that?

14 A I recall -- I thought maybe -- I thought they were
15 maybe one of them, but I'm not -- I wasn't sure when you just
16 asked me. So if I said that at another time or you looked up
17 my report, I would agree that that happened.

18 Q All right. So it indicates here that Connor & Connor
19 contributed \$500 to your campaign. Do you recall that?

20 A I don't recall it from memory.

21 Q Do you recall also on that same day, March 5th, 2018,
22 that CTCM Holdings, which is Thrive, contributed \$2,000 to your
23 campaign?

24 A No.

25 Q Okay. Do you also recall on that same day Serenity

1 contributing \$2,500 to your campaign?

2 A No. I mean, I recall that there was an event, and I
3 recall raising money, but I don't recall exact amounts, and I
4 don't recall generally -- I mean, even when you said whatever
5 you said CTCM, I don't -- I wouldn't have even known who that
6 was. So I --

7 Q So --

8 A -- I wouldn't have recalled that. I mean, I wouldn't
9 have -- I wouldn't have said I got whatever amount you said
10 from CTCM. But I'm not saying that it didn't happen; I just
11 don't recall it.

12 Q Do you recall a contribution from a Goldwater on that
13 same day in the amount of \$1,000?

14 A No.

15 Q Do you recall having an event on that day, March 5th,
16 2018?

17 A I recall there was an event; I don't recall the exact
18 date.

19 Q Were there any cash contributions made or in kind,
20 by, say, someone actually sponsoring the event?

21 A I believe there were a few cash contributions, and I
22 believe that there was an in kind for the event, but I don't
23 recall exactly who or the amounts.

24 Q So you don't recall who did the in-kind contribution?

25 A I don't recall.

1 Q You don't recall who did the cash contributions?

2 A I don't recall. I don't recall.

3 Q Ms. Contine, after the regulations were adopted by
4 the Tax Commission, did they then go to the Legislative
5 Commission for any further review, or was all review done with
6 that?

7 COUNSEL: Objection. Form.

8 THE COURT: Overruled.

9 THE WITNESS: Well, doesn't regulations have to be
10 approved by the Legislative Commission?

11 BY MR. PARKER:

12 Q Okay. So that would have been done after they were
13 adopted by the Tax Commission; is that correct?

14 A Yes.

15 Q Okay. When they were reviewed by the Legislative
16 Commission, were there any revisions, modifications or anything
17 else suggested by the Legislative Commission?

18 A I don't know.

19 Q Would you have been the person that should have been
20 informed of any requested changes or revisions?

21 A No. I was gone by then.

22 Q Okay. So you believe that would have happened after
23 you left in January of 2018?

24 A Yes. I believe that it happened after that.

25 Q Okay. So who would actually physically provide the

1 adopted regulations by the Tax Commission to the Legislative
2 Commission?

3 A I'm not sure.

4 Q Would that be you?

5 A No -- I'm not sure. I think it's part of what the
6 legislature does. No, I'm sorry, what was the question,
7 whether from the Tax Commission to the Commission -- to the
8 Ledge Commission?

9 Q Yes. Yes, ma'am.

10 A I honestly don't remember. I don't -- I'm not sure.
11 It would probably be the Department; it might be -- I don't
12 know. I'm sorry. I'd have to look it up.

13 Q So wouldn't you be responsible for making sure that
14 happened, as a Director of the Department of Taxation?

15 A Well, I think there's a process, but I'm just not
16 sure. I just don't recall if it was -- yeah, I mean, I think
17 it would be, but I'm not a hundred percent sure. So I don't
18 know. It might be a legislative thing too. I don't know.

19 Q Sitting here today, do you know if that actually
20 happened?

21 A I believe it happened.

22 Q And what makes you believe that happened?

23 A I'm just assuming that it did happen because the
24 process happens, and I don't -- I know the Ledge Commission
25 heard -- or reviewed them, so --

1 Q How do you know that? And the reason I ask that,
2 Ms. Contine, is because in one breath you indicate you assume
3 it happened because that's what happens. And then another
4 breath you said you believe that they reviewed it. So I need
5 to know definitively --

6 A Well, the regulations wouldn't be adopted and in
7 effect, if the Ledge Commission hadn't of done that. So I
8 believe that the -- I believe that after the Department of
9 Taxation -- I'm sorry, the Tax Commission adopted the
10 regulation, they were sent to the Ledge Commission or to LCB
11 staff in the normal course. And I'm not a hundred percent sure
12 what that normal course is, but I believe that they were sent
13 there, and then I believe the Ledge Commission reviewed them in
14 a public meeting.

15 Q So is it fair to say that you don't have any personal
16 knowledge of the adopted regulations -- or the regulations
17 adopted by the Tax Commission being delivered to the
18 Legislative Commission; is that a fair statement?

19 A I believe that that happened; I just don't know how
20 that happened. I can't recall. I don't remember.

21 Q And if there were changes made by the Legislative
22 Commission, would it then go back to the Tax Commission for
23 approval of those changes?

24 A I'm not sure. I think it would depend on the nature
25 of the changes. I think the Ledge Commission -- it's in

1 statute, I believe, what they can do, so I'm not exactly sure
2 at that level.

3 Q So, Ms. Contine, I'm asking you these questions
4 because I want to get your personal knowledge. You're telling
5 me what the process is, which you told me earlier, so I'm
6 familiar now I believe with the process as you described it
7 earlier.

8 I'm asking you to tell me whether or not you have
9 personal knowledge of the adopted regulations going to the
10 Legislative Commission? Do you know whether or not that
11 actually happened, not what's supposed to happen, but whether
12 or not it did happen?

13 A I don't recall.

14 THE COURT: Shane, how much longer?

15 MR. PARKER: So sitting here today --

16 IT TECH SHANE: It's hard to say, Your Honor, but
17 maybe half hour.

18 THE COURT: So, ladies and gentlemen, we're going to
19 take a short morning recess for about 15 minutes and then come
20 back and finish Ms. Contine's deposition.

21 After we finish Ms. Contine's deposition. What is up
22 next?

23 MR. SMITH: Your Honor, on that point we do have a
24 couple additional clips to play, but not very much.

25 THE COURT: That's fine. I'll ask you at the end.

1 What's next?

2 Mr. Dzarnoski.

3 MR. DZARNOSKI: Yes, Your Honor. Your Honor, we
4 intend on reading portions, designated portions of the
5 transcript of Armen Yemenidjian as the 30(b)6 witness for
6 Integral Associates.

7 THE COURT: Okay.

8 Anything else that you've got planned? Okay.

9 All right. I will see you guys in about 10 to
10 12 minutes.

11 (Proceedings recessed 10:26 a.m. until 10:37 a.m.)

12 (Video deposition of DEONNE CONTINE resumed playing as
13 follows:)

14 (Pause in the proceedings.)

15 BY MR. PARKER:

16 Q Do you recall during the working group, this
17 5 percent background check as to owners being discussed?

18 A I recall that it was discussed and it was a working
19 group recommendation.

20 Q Do you know whether or not Ms. Connor was on that
21 working group that brought forward this 5 percent background
22 check for owners?

23 A I -- I believe she was, just based on my memory from
24 the prior testimony.

25 Q You didn't expect that a applicant who had multiple

1 violations for selling marijuana to an underaged -- underage
2 person, you didn't expect that history to not be a
3 consideration for licensing; is that correct?

4 COUNSEL: Objection to the form.

5 THE COURT: Overruled.

6 COUNSEL: Objection to the form.

7 COUNSEL: Join.

8 COUNSEL: Join.

9 THE WITNESS: I -- I think that the understanding
10 was, at the time, that the -- the scoring would be further
11 fleshed out in the application, and that the record at the time
12 of the application would be reviewed.

13 BY MR. PARKER:

14 Q I couldn't hear the last part, Ms. Contine.

15 A And that whatever record --

16 Q (Inaudible).

17 A -- the -- whatever record, a totality of the record
18 would have been reviewed at the time of -- of review of the
19 application.

20 Q Which would include their compliance, the -- their
21 compliance history, as mentioned in 453D -- NAC 453D; is that
22 correct, that I just read into the record?

23 A Yes.

24 COUNSEL: Object to the form.

25 COUNSEL: Join.

1 COUNSEL: Join.

2 THE WITNESS: Oh, sorry.

3 THE COURT: Overruled.

4 COUNSEL: Okay. Thanks. She said, yes, but --

5 THE WITNESS: I don't --

6 COUNSEL: (Inaudible).

7 MR. SHEVORSKI: I -- I don't know. I don't believe
8 she said yes.

9 MR. PARKER: Ms. Continue, make sure we -- I'm sorry.
10 Linda, can you read back into the record Ms. Contine's last
11 response?

12 COURT REPORTER: Yes.

13 Whatever record -- whatever totality of
14 the record would have been reviewed at the
15 time of review of the application.

16 Let's see. I couldn't hear the last part in here.
17 The answer before that,

18 I think the understanding was, at the
19 time that the scoring would be further
20 fleshed out in the application, and that the
21 record at the time of the application would
22 be reviewed.

23 After that?

24 MR. PARKER: Yeah. After that, which was the next
25 question and answer.

1 COURT RECORDER: Which would include their
2 compliance, their compliance histories, as mentioned in 453D,
3 NAC 453D, is that correct, that I just read into the record?

4 And then there's an objection. I don't have an
5 answer to that.

6 MR. PARKER: Okay. Thank you.

7 BY MR. PARKER:

8 Q What was your answer to that, Ms. Contine?

9 A I think it would -- I think it would be reviewed
10 in -- the totality of the record would be reviewed, yes, in
11 conjunction with --

12 Q Thank you.

13 A -- the regulatory requirements.

14 Q Was there any consideration, to your knowledge,
15 regarding the impact to the community based upon a physical
16 address?

17 COUNSEL: Object to the form.

18 THE COURT: Overruled.

19 COUNSEL: Join.

20 COUNSEL: Join.

21 THE WITNESS: I think it was a general community.

22 BY MR. PARKER:

23 Q Okay, and when you say community, are you referring
24 to all of Clark County, all of Northern Nevada? What do you --
25 how do you define community?

1 MR. BICE: Objection as to the form.

2 THE COURT: Overruled.

3 MR. BICE: Are you asking -- are you -- are you
4 asking her how she defines it?

5 MR. PARKER: She.

6 MR. BICE: Okay. Sorry.

7 MR. PARKER: No worries. I'm trying to deal with the
8 objection from Mr. Shevorski to make this a -- her question as
9 opposed to a departmental question.

10 MR. BICE: Understood.

11 MR. PARKER: All right. I think you understood that.

12 MR. BICE: Um-hum.

13 MR. PARKER: Okay, good. All right.

14 BY MR. PARKER:

15 Q So, Ms. Continue, again, could you answer that
16 question for me?

17 How do you define communities that are -- in relation
18 to how you just used the word "community" to my -- my prior --
19 my prior question? Sorry.

20 A I -- I don't believe that that provision is in the
21 regulation. I think it was something that the Department did
22 in the application process under general provisions.

23 And I -- I -- I believe -- I don't -- I'm not quite
24 sure what they were trying to get at there, but I think --
25 again, I think it was the general community and, generally,

1 what would you do that would be positive for the community that
2 you operate in.

3 Q And was that -- let me say it this way. Looking at
4 the NAC, there -- there is no definition of community. And so
5 that's why I asked, what was your understanding of community
6 the way you're --

7 A That -- that was --

8 Q -- using it.

9 A -- was my understanding, what I -- what I just
10 (inaudible).

11 Q And so -- so how general -- how generally are you
12 applying the word "community"? Are you saying the whole
13 community of Nevada? Are you referring to a jurisdiction? How
14 are you using community?

15 A Just in, and again, the general way. Like, you're
16 operating in a certain area; what are you doing for that area.
17 Or what are your plans, or what are some of the things that
18 you've done.

19 I don't -- I -- I guess it could be up to a small
20 community that you're in, a -- a larger community, or the
21 State, you know, I think it's broad.

22 Q Okay. So if you're applying for a license in Clark
23 County, unincorporated Clark County, would your definition of
24 community include all of unincorporated Clark County? How are
25 you --

1 A It could, yeah.

2 Q What is your understanding?

3 MR. SHEVORSKI: Hold on. Hold on. Are you asking
4 her understanding or --

5 MR. PARKER: Her understanding.

6 MR. SHEVORSKI: Okay. Fair.

7 MR. BICE: Then I'll object --

8 THE COURT: Overruled.

9 Mr. BICE: -- to that on the grounds of relevance.
10 Go ahead.

11 MR. PARKER: All right.

12 BY MR. PARKER:

13 Q So, Ms. Contine, you're saying if you're applying for
14 a license in unincorporated Clark County, your definition of
15 community impact would include all of unincorporated Clark
16 County; is that correct?

17 A I think I said it could include your small community,
18 a community that you operate in, a -- a larger community, or
19 the State. It could be -- again, I think there's some
20 broadness there.

21 Q Okay. And would it be fair to say, Ms. Contine, that
22 if you include a physical address, that it would allow the
23 Department to determine the community that you're seeking to
24 serve?

25 A I think, again, generally, that there was a

1 requirement to -- to pick jurisdiction, so I think you could
2 consider it a community. And if it's broad, you would just
3 include your -- your plans.

4 Q All right. And in terms of -- in terms of community
5 impact, was that any consideration, to your knowledge, in how
6 you created the regulation?

7 A I -- I -- I mean, I may be mistaken, but I don't
8 think that's actually in the regulation. I'm -- I -- but I --
9 again, I'm not a hundred percent sure. I think that the
10 Department -- and this was after I left -- included that in the
11 application, under a broader authority, they have to request
12 information.

13 Q Okay. I'm -- again, I'm trying to relegate my
14 questions to you, and I know you left in January of 2018.

15 So I don't want you to speculate, if I can avoid --
16 if you can avoid it, regarding what happened after you left.

17 MR. SHEVORSKI: Again, Mr. Parker, quite correctly is
18 only asking for your knowledge. Please don't testify about
19 what you may speculate have occurred after you left.

20 BY MR. PARKER:

21 Q Do you understand, Ms. Contine?

22 MR. SHEVORSKI: Is that fair, Teddy?

23 MR. PARKER: That is fair.

24 BY MR. PARKER:

25 Q Ms. Contine, did you understand Mr. Shevorski's

1 admonition?

2 A Yeah.

3 Q All right. And so the point being is, what would be
4 a consideration you had in developing the regulations that
5 would affect or address an impact in the community for a
6 potential recreational marijuana establishment?

7 A I don't recall that that was addressed.

8 Q In terms of identifying owners, officers and board
9 members, do you recall any regulation that required you to only
10 list owners with -- that had a 5 percent or greater interest,
11 or did you have to list them all, even didn't background check,
12 those who had 5 percent or greater interest?

13 MR. SHEVORSKI: Object to form.

14 THE COURT: Overruled.

15 BY MR. PARKER:

16 Q What's your recollection of that, Ms. Contine?

17 MR. SHEVORSKI: Same objection.

18 THE WITNESS: To the best of my recollection, it was
19 that they -- they would be listed.

20 BY MR. PARKER:

21 Q All right. Same with all board members and officers;
22 is that correct?

23 MR. SHEVORSKI: Object to form.

24 THE COURT: Overruled.

25 THE WITNESS: That -- that's my understanding, yes.

1 MR. PARKER: Perfect.

2 BY MR. PARKER:

3 Q And would you agree with me that the only way you
4 would be able to determine if an officer, owner or board member
5 had a conviction or an excluded felony offense would be to
6 identify them for purposes of the Department actually deciding
7 or not deciding to background check those officers, owners and
8 board members?

9 MR. SHEVORSKI: Object to the form.

10 THE COURT: Overruled.

11 THE WITNESS: My understanding is that they would
12 have been included.

13 EXAMINATION

14 BY MR. BICE:

15 Q Ms. Contine, this is Todd Bice. Can you hear me
16 okay?

17 A Yes.

18 Q Thank you. I just have just a few questions for you.
19 And now, some of these, I know that you've answered
20 sort of indirectly, but I kind of want to get some
21 clarification and make sure it's all consistent with your
22 (inaudible).

23 UNIDENTIFIED SPEAKER: Excuse me. Excuse me, Mr.
24 Bice. She would like to see you. She would like to see you.

25 MR. BICE: All right.

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1 UNIDENTIFIED SPEAKER: I just -- I'm fine with not
2 seeing him, but I just didn't know if the court reporter needed
3 to see. No, that's okay. I -- I mean, I just want to stop and
4 make sure.

5 MR. BICE: Yeah, rest assured, she -- the last time
6 she saw me, she didn't want to see me then either, so I'm okay
7 with her (inaudible).

8 BY MR. BICE:

9 Q So, Ms. Contine, in -- I know that you left the
10 Department in January of 2018; correct?

11 A Yes.

12 Q Okay. So after January of 2018, you were not
13 involved in the interpretation or implementation of any of the
14 Department's regulations; correct?

15 A Correct.

16 Q You had no authority to interpret or implement the
17 Department's regulations after January 2018; correct?

18 COUNSEL: Object to form.

19 THE WITNESS: Correct.

20 BY MR. BICE:

21 Q Okay. And prior to your departure, the Agency does
22 interpret and implement its own regulations, correct, when you
23 are at the Department of Tax?

24 A Yes.

25 COUNSEL: Objection to form.

1 THE COURT: Overruled.

2 BY MR. BICE:

3 Q And since you left in January of 2018, you were not
4 there at the Department when the Nevada Supreme Court gave the
5 Nuleaf (phonetic) decision, were you?

6 COUNSEL: Object to the form.

7 THE COURT: Overruled.

8 THE WITNESS: I -- I don't know that decision, so I
9 don't --

10 BY MR. BICE:

11 Q Okay. It wasn't a subject matter while you were
12 there; correct?

13 A I don't think so. I -- I don't recall.

14 Q Okay. And you were not involved then in any of the
15 interpretations of the Department's regulations or
16 implementation of those regulations throughout then the
17 applications; correct?

18 A Correct.

19 Q So, Ms. Contine, in -- I know that you left the
20 Department in January of 2018; correct?

21 A Yes.

22 Q Okay. So after January of 2018, you were not
23 involved in the interpretation or implementation of any of the
24 Department's regulations; correct?

25 A Correct.

1 Q You had no authority to interpret or implement the
2 Department's regulations after January 2018; correct?

3 COUNSEL: Object to form.

4 THE COURT: Overruled.

5 THE WITNESS: Correct.

6 BY MR. BICE:

7 Q Okay. And prior to your departure, the Agency does
8 interpret and implement its own regulations, correct, when you
9 were at the Department of Tax?

10 A Yes.

11 COUNSEL: Object to form.

12 EXAMINATION

13 BY MR. WIGHT:

14 Q I do have a couple of questions, but I have here, the
15 Governor's Task Force, the Final Report and I think you should
16 have been provided one or you should have one available there.

17 A Okay.

18 Q Do you have it with you?

19 A I think it's sitting here, yes.

20 Q Okay. Great.

21 BY MR. WIGHT:

22 Q Okay. Great. And it says on the front, Governor's
23 Task Force on the Implementation of Questions to the Regulation
24 and Taxation of Marijuana Act, Final Report.

25 Is that what yours says on the front?

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1 A Yes.

2 Q Are you familiar with this document?

3 A Yes.

4 Q Correct. If you'll turn to page one, past the Roman
5 numerals, is that your signature on the bottom left-hand corner
6 of that?

7 A Sorry.

8 Q It's all right.

9 A Yes, mine and Chuck Callaway's (phonetic), yes.

10 Q I do have a couple of questions, but I have here the
11 Governor's Task Force, the Final Report, and I think you should
12 have been provided one and you should have one available there.

13 A Okay.

14 Q Do you have it with you?

15 A I think it's sitting here, yes.

16 THE COURT: We're in a loop again, Shane.

17 BY MR. WIGHT:

18 Q Okay. Great.

19 IT TECH: What's that?

20 THE COURT: That's another loop.

21 UNIDENTIFIED SPEAKER: And, Your Honor, while we have
22 it paused, I believe the document the witness is referring to
23 is Trial Exhibit 3000, which is has been admitted.

24 THE COURT: Thank you. Let's see if there's any more
25 after this part about does she have the Governor's Report

1 and -- or Task Force.

2 BY MR. WIGHT:

3 Q And it says on the front, Governor's Task Force on
4 the Implementation of Questions to the Regulation and Taxation
5 of Marijuana Act, Final Report.

6 Is that what yours says on the front?

7 A Yes.

8 Q Are you familiar with this document?

9 A Yes.

10 IT TECH: You're right, Your Honor. It's going to
11 start after 153:18 there will be new content.

12 THE COURT: Good luck.

13 BY MR. WIGHT:

14 Q Correct. Can you turn to page one past the Roman
15 numerals.

16 Is that your signature on the bottom left-hand corner
17 of that?

18 A Sorry.

19 Q It's all right.

20 A Yes. Mine and Chuck Callaway's, yes.

21 Q Okay. We'd like to mark this as the next exhibit.
22 I'm not sure what number we're on.

23 COURT REPORTER: I think we're on 400. Does that
24 sound right?

25 / / /

1 BY MR. WIGHT:

2 Q We're on 400?

3 COUNSEL: No, we're on (inaudible).

4 COUNSEL: No.

5 COUNSEL: Yeah, we're on (inaudible).

6 COUNSEL: We should be in the 100s somewhere.

7 COURT REPORTER: What calendar, because the last one
8 we marked in Reno was 137, but my calendar told me today to
9 start on 400, so -- so I just --

10 COUNSEL: Okay. Give us -- let's check just to make
11 sure.

12 COURT REPORTER: Okay. I can mark it later. We can
13 mark it now as --

14 COUNSEL: Why --

15 COURT REPORTER: -- an exhibit.

16 COUNSEL: Yeah.

17 COUNSEL: Okay. (Inaudible)

18 COUNSEL: Can we get -- yeah, can we mark it later?

19 COURT REPORTER: Yes.

20 COUNSEL: Yeah.

21 COUNSEL: Yeah, let's mark it later.

22 COUNSEL: We'll just refer to it -- do you have a
23 Bate number on it (inaudible)?

24 MR. WIGHT: Not on this one, but I just printed it
25 off the Internet.

1 COURT REPORTER: Not on this one.

2 MR. WIGHT: They're -- it has been produced with our
3 Bates numbers on it, but this one I just grabbed it off of --
4 off the Internet.

5 COUNSEL: Okay.

6 COURT REPORTER: We'll just call it Exhibit A for
7 today --

8 COUNSEL: Yeah.

9 COURT REPORTER: -- and then I'll change it later.

10 COUNSEL: (Inaudible).

11 BY MR. WIGHT:

12 Q (Inaudible). Ms. Contine, if you will turn with me
13 real fast to page 114 in there, and let me know when you reach
14 that page.

15 A Got it.

16 Q Okay. So this is -- on the Table of Contents it says
17 that this is the Task Force recommendations. So this is a list
18 of different recommendations from the Task Force.

19 Is that your understanding?

20 A Yes. Well, this is -- so these would have been the
21 working group recommendations that were adopted by the Task
22 Force.

23 Q Okay. So this is a the working group -- group's
24 recommendations. And the working group is, it says on the top,
25 the working group is Taxation/Revenue/Regulatory Structure

1 Working Group; is that correct?

2 A Yes.

3 Q And it says on here the individual sponsors of this
4 recommendation are John Ritter, Advisory Board Member of TGIG,
5 LLC, (inaudible) and David Goldwater from Inyo Fine Cannabis
6 Dispensary. And is that correct?

7 A Yes.

8 Q Now, what does -- what does -- what does it mean,
9 these individual sponsors? What role did they play in these
10 recommendations?

11 A So they would have been the key participants in the
12 working group. So if -- if somebody had a proposal they -- the
13 process was that you would -- it would be discussed. It -- it
14 would likely be agendaized, it would be discussed. And it --
15 the discussion would be reduced to this report, to these -- I'm
16 sorry, these recommendations.

17 And then they would be, you know, voted on in the --
18 in the working group and then -- and then reading by and
19 approved by the Task Force.

20 Q Okay. So the language on page 114 and 115, that
21 looks like it says, Ownership issues less (inaudible)
22 requirement.

23 That's the totality of the recommendation from -- on
24 this issue from the Taxation Group; is that correct?

25 A Yes, from the ownership, licensing, issues a

1 licensing requirements working group.

2 Q And the two individual sponsor, John Ritter and David
3 Goldwater, they would have signed off on this language
4 contained on page 114 and page 115; is that correct?

5 A They -- they would have -- they would have drafted
6 and/or presented it in their working group or discussed it in
7 their working group and then presented it to the Task Force.

8 Q Okay. So they would have been the ones responsible
9 for drafting the language contained on these (inaudible); did I
10 hear that correctly?

11 A They -- they -- they would have some role in it. I
12 mean, if they had language or they might, again, working with
13 the facilitator, kind of have a general understanding and
14 the -- the facilitator would draft up the -- through discussion
15 the -- the facilitator, or sometimes, I believe, the actual
16 working group members would draft, you know, would type up or
17 draft up, and then send it to the facilitator to format, or
18 sometimes the facilitator would take the comments in the
19 discussion that occurred at a working group meeting and kind
20 of, you know, flesh out, like -- and essentially write it up
21 as -- so it was one of those ways.

22 Q Okay. And so (inaudible) number 3 says, describe the
23 recommendations and a -- the Taxation Regulatory structure
24 working group recommends that the following changes relative to
25 recreational marijuana establishment licensee ownership issues

1 be made from the current medical marijuana establishment rule.

2 And then under Subsection A it says, Require only
3 owners with 5 percent or more (inaudible) individually, and
4 then it says, see below for the definition of that word.
5 Officers and board members of the company holding the licenses
6 be fingerprinted, be required to undergo background checks and
7 resubmit a new application for license renewal.

8 Did I read that correctly?

9 A Yes.

10 Q And you testified beforehand that in this Governor's
11 Task Force -- Force, well, on your time there, did the
12 5 percent rule that we've been referring to, was discussed in
13 that working group; is that -- or is that in the Task Force
14 generally; is that correct?

15 A Yes.

16 Q And is that Subsection A, is that the recommendation
17 from the working group that you were referring to when you said
18 the 5 percent rule was discussed in the Governor's Task Force?

19 A Yes.

20 Q So the individual sponsors, John Ritter and David
21 Goldwater, were involved in recommending that 5 percent rule
22 then; is that correct?

23 A That's correct.

24 Q And moving on to Number 4, it says,
25 Which guiding principles is a

1 recommendation (inaudible) the Guiding
2 Principle Number 2 be responsive to the needs
3 and issues of consumers, non-consumers, local
4 government and the industry; and Guiding
5 Principle Number 4, proposed efficient and
6 effective regulation that is clear and
7 reasonable and not unduly burdensome.

8 Did I read that correctly?

9 A Yes.

10 Q And what do -- where -- where did those guiding
11 principles, where were they derived?

12 A I think there might be a -- I don't -- I kind -- I
13 don't remember. I think there was a process that maybe was
14 discussed in the front part of the report.

15 But basically, through the language of the -- the
16 initiative. I actually think both of those are in the
17 Initiative. I'm not 100 percent sure, though.

18 Q Okay. If --

19 A But --

20 Q -- you don't know, that's fine.

21 And then moving on to Section 5, the second part of
22 Section 5 -- or it says, Section 5 says, what provision to the
23 Question 2 does the recommendation apply to.

24 And the second paragraph that's on that says,
25 Section 5, paragraph 1, of (inaudible) one states that, The

1 regulations must not prohibit the operation of marijuana
2 establishments, either expressly or through regulations that
3 make their operation unreasonably (inaudible).

4 Did I read that correctly?

5 A Yes.

6 Q Is -- is it your understanding that the working group
7 stated that the provision of question 2, the recommendation of
8 5.2, and -- included that paragraph because they believed that
9 there would be unreasonability, impracticable -- impractical,
10 sorry, to require certain licensees to have background check
11 completed on owners with a less than 5 percent interest in the
12 company?

13 COUNSEL: Object as to form.

14 THE COURT: Overruled.

15 THE WITNESS: Yeah, I mean, that's the -- that's what
16 it says, yes.

17 BY MR. WIGHT:

18 Q Thanks. And John Ritter and David Goldwater, they
19 signed off on -- on that section, as well? Is that your
20 understanding?

21 A Yes.

22 Q Okay. Number 6 says, What issues does the
23 recommendation resolve? And it says, To allow companies that
24 own marijuana establishment licenses in which there are
25 multiple owners that own less than 5 percent, in some cases,

1 far less, to be able to operate practically and efficiently, to
2 allow companies that own marijuana establishment licenses to
3 function based on their governing documents as companies are
4 allowed to do in other industries.

5 Did I read that correctly?

6 A Yes.

7 Q And is it your understand that John Ritter and David
8 Goldwater signed off on that language to include in that
9 recommendation?

10 A Yes.

11 COUNSEL: Object as to form.

12 THE COURT: Overruled.

13 BY MR. WIGHT:

14 Q And if John Ritter and David Goldwater -- either John
15 Ritter or David Goldwater later stated that they believe that
16 the 5 percent rule that we've been speaking of, violates the
17 statute or was improper, would you consider that to be a change
18 in their stance on the issue?

19 COUNSEL: Object to form.

20 THE COURT: Overruled.

21 COUNSEL: Object to form.

22 THE WITNESS: Yes.

23 BY MR. WIGHT:

24 Q Okay. Moving on to Number 7, and I'm almost done,
25 says, Was there dissent from the group regarding the

1 recommendation, did (inaudible) actually provided summary to
2 the dissenting opinion regarding the recommendation that there
3 was no dissent.

4 What -- what's your understanding of what that means,
5 that there was no (inaudible)?

6 A So they would have discussed it in the working group
7 and on some of the -- the working group reports they -- there
8 would be dissent and so they would highlight or -- and -- and
9 indicate their dissent.

10 Q Okay. So that means that in the working group there
11 was no assent on this recommendation; is that correct?

12 A Correct.

13 Q That neither John Ritter nor David Goldwater objected
14 to this recommendation; is that what that means?

15 A Yeah, or no one did in the group. Yeah. Including
16 them.

17 Q Do you remember if there was any dissent to that five
18 percent rule in the Task Force outside of the working group?

19 A I -- I don't remember any dissent through the whole
20 process.

21 Q Okay. Do you -- do you know how this working group
22 recommendation was presented to the Task Force as a whole?

23 A The process --

24 Q Were they in a public meeting?

25 A Yes.

1 Q And the public was allowed to attend?

2 A Yes.

3 Q Do you remember hearing any dissent to the 5 percent
4 rule in that public hearing?

5 A I -- I don't recall, but I -- I don't recall that
6 there was any dissent throughout the process.

7 Q In all your time -- in all your time at the
8 Department of Taxation, do -- do you recall ever hearing any
9 party dissent to the 5 percent rule, or claim that it was
10 contrary to the statute in any way?

11 A I did not.

12 Q Ms. Contine, if you'll turn with me real fast to
13 page 114 in there, and let me know when you reach that page.

14 A Got it.

15 Q Okay. So this is -- on the Table of Contents it says
16 that this is the Task Force recommendation, so this is a list
17 of different recommendations from the Task Force; is that your
18 understanding?

19 A Yes. Well, this is -- so these would have been the
20 working group recommendations that were adopted by the Task
21 Force.

22 Q Okay. So this --

23 (Video deposition ends.)

24 IT TECH: Your Honor, this is a repetition. We've
25 actually completed with deposition (inaudible).

1 THE COURT: Are there any additional portions that
2 you would like to play at this time, Mr. Smith?

3 MR. SMITH: No, Your Honor. (Inaudible).

4 THE COURT: Great. Thank you. That concludes the
5 playing of the Deposition of Ms.

6 Contine. I understand there is a deposition we're
7 going to read the traditional old fashioned way, Mr. Dzarnoski?

8 Maybe not. What's the plan, Mr. Dzarnoski?

9 MR. DZARNOSKI: Yes, Your Honor. During the break, I
10 was able to confer with Mr. Bice and Jordan -- Mr. Smith --
11 sorry. And I'm -- we're trying to incorporate
12 counter-designations so that it can all be read at once and
13 save some time.

14 So instead of doing an immediate reading, we'd like
15 to go to the videotape of Mr. Anderson to give us time to -- to
16 coalesce the stuff for Mr. Yemenidjian. And yes, it will be
17 done the old fashioned way with Mr. Yemenidjian.

18 THE COURT: Anybody have any objection to going to
19 Mr. Anderson?

20 MS. LEVIN: Your Honor, the only thing the -- from
21 the State, I would say that we -- the State has not received --
22 did not receive his deposition until yesterday, his transcript.
23 It was held on July 2nd.

24 And so I know that Mr. Anderson has some corrections
25 to make, albeit minor, but he has some corrections, so that

1 would be my only objection.

2 THE COURT: Okay. Why do you believe he has
3 corrections to make?

4 MS. LEVIN: I'm sorry, Your Honor?

5 THE COURT: Why do you believe he has corrections to
6 make?

7 MS. LEVIN: Because the -- the -- the Department,
8 we -- under -- we represented him at the deposition. And so he
9 was represented by counsel and -- and he has indicated that he
10 has a few corrections to make.

11 THE COURT: And when do you anticipate he will make
12 those changes?

13 MS. LEVIN: I -- I -- I'm hoping within a day,
14 because he's already -- I know he's -- he -- I forwarded it
15 immediately when I got the transcript, I forwarded it to Mr.
16 Anderson.

17 THE COURT: Okay. So I've got an issue with that.
18 Mr. Dzarnoski, I've got to give the witness an opportunity, if
19 he's indicated he's going to make some changes and given the
20 timing --

21 MR. DZARNOSKI: Well, Your Honor, they -- we have two
22 things to present today, one is Mr. Anderson. I -- I don't
23 believe there's anything after Mr. Anderson.

24 And we have Mr. Yemenidjian.

25 THE COURT: Okay. How long is Mr. Yemenidjian's

1 testimony?

2 MR. DZARNOSKI: It's very hard to tell from reading.
3 It was seven hours there. But as you know --

4 THE COURT: Are you going to --

5 MR. DZARNOSKI: -- reading it would be --

6 THE COURT: -- read the whole thing?

7 MR. DZARNOSKI: -- less. An hour and a half.

8 THE COURT: Are you going to read the whole thing?

9 MR. DZARNOSKI: No.

10 THE COURT: Okay.

11 MR. DZARNOSKI: Hour and a half, hour, to an hour-
12 and-a-half.

13 THE COURT: So would you like to break early for
14 lunch to allow you to resolve those issues and start 12:30?

15 MR. DZARNOSKI: That would be very much appreciate,
16 Your Honor.

17 THE COURT: Anybody have a problem with that? Okay.
18 So we'll break for lunch early. It's 11:11.

19 We'll resume at 12:30. Hopefully, we will have the
20 depo of Mr. Yemenidjian ready, and Mr. Anderson we're going to
21 skip.

22 If we finish Mr. Yemenidjian, we will all go home, if
23 you have nothing else.

24 MR. DZARNOSKI: You mean, we'll all go to the office.

25 THE COURT: Not me. I'm not going to the office.

1 I've been specifically told not to go to the office.

2 MR. DZARNOSKI: Thank you.

3 (Proceedings recessed at 10:52 a.m. until 12:20 p.m.)

4 THE COURT: All right. Mr. Hunt, if you'd raise your
5 right hand, we're going to swear you in.

6 **JOHN A. HUNT**

7 [having been called to read the answers of the deponent as set
8 forth in the deposition in response to the questions therein
9 asked by counsel, read as follows:]

10 THE CLERK: Please state and spell your own name for
11 the record.

12 THE WITNESS: My full name is John A. Hunt. Bar
13 Number 1888.

14 THE COURT: Are you going to read from the TV screen?

15 MR. HUNT: This one?

16 THE COURT: I don't know.

17 MR. HUNT: Yeah, this looks good.

18 THE COURT: Is that where you're reading from?

19 MR. HUNT: I think so.

20 THE COURT: Okay.

21 MR. HUNT: I'm good.

22 THE COURT: If you'll tell the witness the page and
23 lines for him to go read.

24 MR. DZARNOSKI: Are -- Shane has kindly already got
25 everything pulled out, page and line numbers and these --

1 THE COURT: So Mr. Hunt doesn't have to search
2 through the transcript. He's just going to have it appear on
3 the screen and read the answers portion.

4 MR. DZARNOSKI: Correct.

5 THE COURT: And you're going to read the question
6 portions?

7 MR. DZARNOSKI: Yes.

8 THE COURT: You're asking what is your name please
9 line.

10 MR. DZARNOSKI: I'm sorry, Your Honor.

11 THE COURT: What is your name, please?

12 MR. DZARNOSKI: Yes, that's -- that is the first --
13 that will be the first question, but I wanted to advise the
14 Court that this is also the counterdesignations by Integral
15 Associates. We've coordinated them together so we don't have
16 to piecemeal everything and make everything very confusing.

17 THE COURT: And I got that from Mr. Smith.

18 MR. DZARNOSKI: Okay. Thank you. I didn't hear
19 Mr. Smith. A product of age.

20 And this is the deposition testimony of Armen
21 Yemenidjian as a 30(b)(6) witness for Integral Associates taken
22 on Monday, February 17th, 2020.

23 (Deposition of ARMEN YEMENIDJIAN read as follows:)

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EXAMINATION

BY MR. DZARNOSKI:

"Q What is your name, please?

"A My name is Armen Yemenidjian.

"Q And we talked or met just before the deposition, sir, and I have a difficult last name. You have sort of a difficult last name. Is it all right if I call you Armen throughout the day?

"A I'd prefer that.

"Q Okay. Very good. No disrespect intended. If I ask you some questions and you change your mind and want me to start saying Mr. Yemenidjian, I will do my best.

"A Let's see how they go first.

"Q Are you familiar with KHOD Holdings LLC?

"A Yes.

"Q What is KHOD Holdings LLC?

"A KHOD Holdings was a 50 percent owner in Integral Associates.

"Q It says on the first page, LLC; do you recognize that KHOD Holdings is a limited liability company?

"A I do.

"Q And is it formed in Nevada to your knowledge?

"A To my knowledge, yes.

"Q And you said KHOD Holdings was -- what did you say it owned?

1 "A It was a member. It was the only member of the --
2 of Integral Associates.

3 "Q Integral Associates LLC of Nevada?

4 "A Yes.

5 "Q Okay. And you say KHOD Holdings owned 50 percent
6 of the membership interests of Integral Associates of Nevada?

7 "A Depending on the timing, yes.

8 "Q Okay. As of the date of filing the applications
9 for Essence Tropicana LLC and Essence Henderson LLC with the
10 Department of Taxation, was KHOD Holdings a 50 percent member
11 of Integral Associates of Nevada?

12 "A Yes.

13 "Q All right. KHOD Holdings as of September 20th of
14 2018, who owned KHOD Holdings?

15 MR. SMITH: Objection. Relevance.

16 THE COURT: Overruled.

17 THE WITNESS: I'm sorry, sir, you said as of
18 September 20th of 2018?

19 BY MR. DZARNOSKI:

20 "Q Correct.

21 "A It was a 50 percent myself and 50 percent by the
22 Yemenidjian Living Trust.

23 "Q So you personally had a 50 percent ownership
24 interest of KHOD Holdings?

25 "A Yes.

1 "Q And then you mentioned a trust. What was the name
2 of the trust?

3 "A The Yemenidjian Living Trust.

4 "Q When somebody forms a trust, typically there's a
5 person that forms it. I know the person who forms the trust to
6 be the grantor. It's the person who puts whatever assets in
7 it. So when I use the word grantor, I want you to understand I
8 am asking about who it is who established the trust to begin
9 with and funded it with assets. Okay?

10 "A Yes.

11 "Q Do you know who the grantor of the Yemenidjian
12 Living Trust was?

13 "A Yes.

14 MR. SMITH: Objection. Relevance.

15 THE COURT: Overruled.

16 BY MR. DZARNOSKI:

17 "Q And who is that?

18 "A Alex Yemenidjian.

19 "Q Obviously the last name is the same as yours. What
20 is the relationship between you and Alex?

21 "A He's my father.

22 "Q Okay. Do you know who the trustee of the
23 Yemenidjian Living Trust was as of September 20th of 2018?

24 MR. SMITH: Objection. Relevance.

25 THE COURT: Overruled.

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1 THE WITNESS: I don't recall.

2 BY MR. DZARNOSKI:

3 "Q Do you know what a trustee of a trust is?

4 "A Yes.

5 "Q Tell me what you believe to a trustee is?

6 "A The trustee would be the person responsible for
7 carrying out the will or desires of the trust.

8 "Q Okay. I'm going to accept that definition. So as
9 I use the word trustee, we're both talking about the same
10 thing. Are you the trustee of the Yemenidjian Living Trust?

11 "A I don't believe so.

12 "Q Is Alex the trustee of the Yemenidjian Living
13 Trust?

14 "A I don't -- I don't know.

15 "Q Well, from time to time, the members of the limited
16 liability company need to either -- may need to meet, sign
17 resolutions and agree to various things; right?

18 "A Correct. Sorry. I didn't know if that was a
19 question.

20 "Q Do you recall it ever happening that the members of
21 KHOD Holdings needed to come to any kind of an agreement or
22 take any action or sign any kind of resolutions to authorize
23 activities?

24 "A I think we had to sign this; right? The purchase
25 agreement.

1 "Q This being the membership purchase agreement I
2 would guess, that was going to be my question.

3 "A Sign this.

4 "Q I'm sorry?

5 "A Right.

6 THE COURT: It says, "indicating."

7 BY MR. DZARNOSKI:

8 "Q Yes?

9 "A Sign this.

10 "Q Okay. Who signed it on behalf of who authorized
11 KHOD Holdings LLC to enter into the membership purchase
12 agreement on behalf of the Yemenidjian Living Trust?

13 MR. SMITH: Your Honor, I'm going to lodge a
14 relevancy objection to the membership [indiscernible] had to do
15 with an unrelated transaction.

16 THE COURT: Overruled.

17 THE WITNESS: To the best of my recollection I
18 believe it was Alexandra Yemenidjian and Alex Yemenidjian.

19 MR. DZARNOSKI: I think you added a word, "and" there
20 that's not present. Would you re-read that.

21 THE WITNESS: To the best of my recollection I
22 believe it was Alejandro Yemenidjian and Alex Yemenidjian.

23 THE COURT: No. It's a comma.

24 MR. HUNT: Oh, comma. I didn't -- do you want me to
25 put that comma in?

1 MR. DZARNOSKI: Would you try one more time, sir.

2 THE WITNESS: To the best of my recollection, I
3 believe it was Alejandro Yemenidjian, comma, Alex Yemenidjian,
4 period.

5 BY MR. DZARNOSKI:

6 "Q Have you known anybody other than Alex to ever take
7 action on behalf of the Yemenidjian Living Trust to authorize
8 or direct any activities of KHOD Holdings?

9 "A No, period.

10 "Q Do you know --

11 MR. DZARNOSKI: You don't have to repeat the
12 punctuation, sir.

13 THE COURT: That was Mr. Hunt's sense of humor not
14 the deponent.

15 MR. DZARNOSKI: Okay.

16 MR. HUNT: You're on line 13.

17 BY MR. DZARNOSKI:

18 "Q Do you know who the beneficiaries are of the
19 Yemenidjian Living Trust?

20 "A No.

21 "Q As the licensed Integral Associates of Nevada owns
22 licenses, a license or multiple licenses for cannabis
23 establishments in Nevada; correct?

24 "A Correct.

25 "Q Has Integral Associates ever inquired of KHOD

1 Holdings LLC who the beneficiaries are of the Yemenidjian
2 Living Trust?

3 "A Could you please repeat the question.

4 "Q Could you please repeat the question.

5 MR. DZARNOSKI: The last question was read back by
6 the reporter as follows:

7 Has Integral Associates ever inquired of
8 KHOD Holdings LLC who the beneficiaries are
9 of the Yemenidjian Living Trust?

10 THE WITNESS: Other than what was provided to the
11 State, comma, no.

12 BY MR. DZARNOSKI:

13 "Q What was provided to the State that identified the
14 beneficiaries of the Yemenidjian Living Trust?

15 "A Whatever documentation the State requires.

16 "Q What is that to your knowledge?

17 "A I don't recall.

18 "Q Do you know of any document that was submitted by
19 Integral Associates to the Department of Taxation that
20 identified the beneficiaries of the Yemenidjian Living Trust as
21 of September 20th, 2018?

22 "A I don't recall.

23 "Q Who would know on behalf of Integral Associates of
24 Nevada whether or not the Department of Taxation was ever
25 advised as to the beneficiaries of the Yemenidjian Living

1 Trust?

2 "A I assume Alex Yemenidjian.

3 "Q Why do you assume it would be Alex?

4 "A Because it's his living trust.

5 "Q Do you know anything about GV Health Partners LLC?

6 "A I do.

7 "Q What do you know about it?

8 "A I know that it was an entity owned by Brian
9 Greenspun and that GV Health Partners was a 50-50 partner with
10 KHOD in the Integral Assets.

11 "Q And when you say GV Health Partners was owned by
12 Brian Greenspun do you believe that he owned it in his personal
13 name, or did he own it perhaps in a trust? Do you know
14 anything about how he held the ownership position?

15 MR. KOCH: Objection. Speculation.

16 THE COURT: Overruled.

17 THE WITNESS: I believe, comma, to the best of my
18 knowledge, comma, that he was the owner.

19 BY MR. DZARNOSKI:

20 "Q Personally?

21 "A I believe so.

22 "Q And you say to the best of your knowledge you
23 believe that. Do you believe that because he told you that?

24 "A I believe that because that's what I remember from
25 years ago.

1 "Q Are there any documents that are maintained by
2 Integral Associates that identify who the owners of Green
3 Valley or I'm sorry, GV Health Partners LLC are?

4 "A Yes.

5 "Q And what are those documents?

6 "A I'm sorry, did you say what or where?

7 "Q What. Identify what documents there are.

8 "A I would assume that those documents would be
9 whatever the ownership was that was provided to the State of
10 Nevada.

11 "Q But you didn't review any of those documents as
12 part of your preparation for this testimony today; right?

13 "A That's correct.

14 "Q Are the members that are in the membership interest
15 purchase agreement the same as the members of KHOD Holdings and
16 GV Health Partners that we've already discussed?

17 MR. BICE: Object, Your Honor, on the grounds of
18 relevancy.

19 THE COURT: Overruled.

20 THE WITNESS: Can you repeat the question, please.

21 MR. DZARNOSKI: The last question was read back by
22 the reporter as follows:

23 Are the members that are in a membership
24 interest purchase agreement the same as the
25 members of KHOD Holdings and GV Health

1 Partners that we've already discussed?

2 THE WITNESS: Yes.

3 BY MR. DZARNOSKI:

4 "Q Is there anyone who is considered a member under
5 the membership interest purchase agreement that is not a member
6 of KHOD Holdings or GV Health?

7 "A Can you repeat that question too, comma, please.

8 MR. DZARNOSKI: The last question was read back by
9 the reporter as follows:

10 Is there anyone who is considered a
11 member under the membership interest purchase
12 agreement that is not a member of KHOD
13 Holdings or GV Health?

14 "MR. BICE: As of the date of this agreement?

15 "MR. DZARNOSKI: Yes, sir.

16 "MR. BICE: Okay.

17 THE WITNESS: It is safe to assume, comma, sir,
18 comma, that all of these are of the date of this agreement.

19 BY MR. DZARNOSKI:

20 "Q Yes.

21 MR. HUNT: I got no signal.

22 THE COURT: We lost it. There we go.

23 MR. DZARNOSKI: That would be you to start with top
24 line Number 1 on page 50.

25 MR. HUNT: Thank you.

JD Reporting, Inc.

1 THE WITNESS: Then I believe no.

2 BY MR. DZARNOSKI:

3 "Q Okay. Who would be the additional member or
4 members?

5 "A Sorry, period. Before you finish, comma, just so I
6 can clarify, comma, because the question was worded a little
7 awkwardly there was no other member other than the ones I
8 mentioned to you.

9 "Q I'm going to direct your attention to page 18 of
10 the membership interest purchase agreement. There's --

11 MR. DZARNOSKI: Prior to reading this question in
12 Your Honor, I believe the foundation has been laid for the
13 admission of by Mr. Yemenidjian for the admission of the
14 membership interest purchase agreement identified -- or marked
15 as Exhibit 1793. I offer it.

16 THE COURT: Any objection?

17 MR. BICE: Yes, Your Honor. We object not only on
18 the grounds of relevancy, but on the grounds of foundation and
19 what does this have to do with the plaintiff's legal claims of
20 legality of the 2018 licensing process?

21 THE COURT: The objection on foundation is sustained.

22 BY MR. DZARNOSKI:

23 "Q I'm going to direct your attention to page 18 of
24 the membership interest purchase agreement. There's a
25 definition of seller's representative there, and it says it

1 means Alex; do you see that?

2 THE COURT: So we can't read from the document
3 because it's not admitted. So to the extent the deposition
4 transcript is seeking to read from the membership interest
5 purchase agreement, we need to skip to a new area. You can ask
6 the witness questions that may have been within his personal
7 knowledge not quoting from the agreement, but I don't know
8 given the two questions I got on the screen how that's going to
9 happen.

10 MR. DZARNOSKI: Okay. I'm striking the quotations to
11 reference of language.

12 Go to page 57 starting at line 2.

13 BY MR. DZARNOSKI:

14 "Q Tell me what you understand the seller's
15 representative was to do in connection with the membership
16 interest purchase agreement.

17 MR. BICE: Your Honor, I'm sorry. I need to object
18 to that because that's -- the question -- that's the following
19 question after having him read the provisions the Court just
20 said isn't in evidence.

21 THE COURT: And he says he doesn't recall which would
22 also mean that he doesn't know. So the question can't be the
23 evidence itself. So can we skip ahead. Let's keep going.

24 MR. DZARNOSKI: Yes, Your Honor.

25 THE COURT: Keep going.

1 MR. DZARNOSKI: I think we go to page 62, line 12.

2 BY MR. DZARNOSKI:

3 "Q So you don't know whether or not or at least you
4 don't recall, I don't want to say you don't know. You don't
5 recall whether or not Integral notified the Department of
6 Taxation between November 12th, 2018, and the grant of the
7 conditional licenses in December about you appointing Alejandro
8 as the seller's representative under this agreement?

9 "A Correct.

10 "Q Have you seen any documents to indicate that
11 anything formally was filed with the Department of Taxation
12 that attached the membership interest purchase agreement or
13 advised the Department of Taxation that attached the membership
14 interest purchase agreement and --

15 MR. DZARNOSKI: I'm sorry. Let me reread that. I
16 was trying to mark something off, Your Honor.

17 Starting at page 62 line 20.

18 BY MR. DZARNOSKI:

19 "Q Have you seen any documents to indicate that
20 anything formally was filed with the Department of Taxation
21 that attached the membership interest purchase agreement or
22 advised the Department of Taxation about the appointment of the
23 seller's representative?

24 "A I don't recall.

25 "Q When is the first time that you believe that

1 Integral Associates notified the Department of Taxation about
2 the existence of the membership interest purchase agreement?

3 "A Can you repeat the question, please.

4 MR. DZARNOSKI: The last question was read back by
5 the reporter as follows:

6 When is the first time that you believe
7 that Integral Associates notified the
8 Department of Taxation about the existence of
9 the membership interest purchase agreement?

10 THE WITNESS: On or before that day, question mark.

11 BY MR. DZARNOSKI:

12 "Q On or before which day?

13 "A November 12th.

14 "Q How did Integral notify or advise the --

15 "A Of the signing, question mark. I'm sorry, period.
16 Of the signed document, question mark.

17 "Q Yes, sir.

18 "A Oh, comma, I believe there was. I believe it was
19 the day of or the day after it was signed.

20 "Q Who submitted it to the Department of Taxation on
21 behalf of Integral?

22 "A I don't recall who submitted it to the Department
23 of Taxation.

24 "Q Have you actually seen the submission that went to
25 the Department of Taxation?

1 "A I haven't seen a submission to the -- I don't
2 recall seeing -- well, I'm sure I saw it, but I don't recall.

3 "MR. BICE: There are notes in the files that give
4 the dates and the method of notification.

5 BY MR. DZARNOSKI:

6 "Q Upon what basis are you indicating that the
7 Department of Taxation was notified of the membership interest
8 purchase agreement a day or so after the signing of the
9 document?

10 "A Well, I believe there was a text that I sent to the
11 deputy director with the press release.

12 "Q Who was the deputy director at the time that you
13 think you sent a text message to?

14 "A Jorge Pupo.

15 "Q Do you recall sending any such information or
16 notice to anyone other than Jorge Pupo at or around November
17 12th, 2018?

18 "A I don't recall.

19 "Q If you did, would it still be maintained in your
20 phone or however else you text message?

21 "A Yes.

22 "Q Have you produced in this litigation the text
23 message that you sent to Jorge Pupo on or around November
24 12th, 2018, in which you advised him that you entered into
25 the membership purchase agreement?

1 "A Yes.

2 "Q So it has been produced in this litigation?

3 "A Yes.

4 "Q Okay. And if you had sent a text to anyone else,
5 would you have produced of that in this litigation?

6 "A Yes, but can I clarify something?

7 "Q Yes, please.

8 "A I don't believe that I sent the text to anyone
9 other than the deputy director.

10 "Q Do you recall as part of the text that you actually
11 attached the membership interest purchase agreement or not?

12 "A The text of the official press release?

13 MR. DZARNOSKI: Could you reread that, please,
14 line -- page 65, line 17.

15 "A The text was of the official press release.

16 "Q So you recall sending a text to Mr. Pupo and no one
17 else on or about November 12th, and included in the text was
18 a press release, but not the membership interest purchase
19 agreement itself; correct?

20 "A I did not text Mr. Pupo the membership interest
21 purchase agreement.

22 "Q I may be able to retrieve at some point today a
23 copy of the press release and present it to you so that I can
24 identify as to whether that's the same document that you sent
25 to Mr. Pupo. But for right now I can't seem to locate it. So

1 let me ask you this question. Is the press release that you
2 believe you sent to Mr. Pupo the press release that was issued
3 by Green Thumb Industries to announce the entry of the
4 membership interest purchase agreement?

5 "A Without having seen the press release, comma, yes,
6 comma, the official press release from Green Thumb Industries.

7 "Q Did Integral prepare its own press release with
8 respect to entering into the membership interest purchase
9 agreement?

10 "A I don't believe so.

11 "Q As of November 12th, 2018, did Jennifer Wilcox, I'm
12 sorry, is it Jennifer?

13 "A Yes, sir.

14 "Q Did Jennifer Wilcox have a profit interest in
15 Integral Associates of Nevada?

16 "A Jennifer Wilcox had an employment agreement,
17 period. Under the compensation portion of her employment
18 agreement there was a section entitled Profit Interest.

19 "Q And how much profit interest did she have?

20 "MR. BICE: Go ahead and answer that.

21 THE WITNESS: What -- can I ask what topic this is
22 particularly related to?

23 "MR. BICE: Yeah, we do have notes on it.

24 THE WITNESS: Thank you.

25 "MR. BICE: That would assist him in answering the

1 question.

2 "MR. DZARNOSKI: I'm not asking you to review notes
3 at this point.

4 "MR. BICE: Well, the witness is testifying on behalf
5 of the company. The company has prepared the witness, and the
6 witness has notes. If you're refusing him to -- if you're
7 refusing to show him the notes, then he can if he can recall
8 exactly what the notes say right now, he can answer it. If he
9 can't, then he can't answer it. Go ahead and proceed.

10 "MR. DZARNOSKI: I'm looking for his best
11 recollection.

12 "MR. BICE: Okay. If you recall.

13 THE WITNESS: Can you repeat the question, Mark?

14 BY MR. DZARNOSKI:

15 "Q Would you repeat -- would you please repeat the
16 question.

17 The last question was read back by the reporter as
18 follows: And how much profit interest did she have?

19 THE WITNESS: I believe it was 2 percent.

20 BY MR. DZARNOSKI:

21 "Q 2 percent of what? Profits? Gross profits?
22 Revenues? 2 percent of what?

23 "MR. BICE: Same objection. Go ahead.

24 THE COURT: Overruled.

25 THE WITNESS: To the best of my recollection I

1 believe it was 2 percent of profits after the owners of the
2 business recouped their investment.

3 BY MR. DZARNOSKI:

4 "Q As part of the license application submitted to the
5 Department of Taxation for Essence Henderson and Essence
6 Tropicana, was the profit-sharing interest of Jennifer Wilcox
7 disclosed in those applications?

8 "MR. BICE: Objection to the form of the question.
9 Misstates the facts. Go ahead.

10 THE COURT: Overruled.

11 THE WITNESS: I'm not sure.

12 BY MR. DZARNOSKI:

13 "Q Who would know?

14 "A Who would know, question mark,? I assume -- I
15 assume the information is somewhere. I just don't know.

16 "Q What information would you be looking for to answer
17 my question?

18 "A I believe you asked if it was in the application.

19 "Q I don't remember my specific question. I believe
20 my question was, was it disclosed in your applications?

21 "A So I guess my answer then would be I would have to
22 go back and check the application.

23 "Q Okay. And that's not something you did to prepare
24 yourself for your deposition today.

25 "MR. BICE: Objection to the form. Not in the

1 notice.

2 THE COURT: Overruled.

3 BY MR. DZARNOSKI:

4 "Q You can answer the question.

5 "MR. BICE: Go ahead. I apologize.

6 THE WITNESS: I did not review the application for
7 the deposition.

8 BY MR. DZARNOSKI:

9 "Q Mr. Armen, can you please tell me whether or not
10 the application or applications filed by Integral, Essence
11 Tropicana, and/or Essence Henderson identified the
12 profit-sharing interest of Ms. Wilcox?

13 "MR. BICE: Objection to the form of the question.
14 Misstates what the -- misstates the interest. Go ahead.

15 THE COURT: Overruled.

16 THE WITNESS: Can you repeat the question.

17 MR. DZARNOSKI: The last question was read back to
18 the re -- by the reporter as follows:

19 Can you please tell me whether or not
20 the application or applications filed by
21 Integral, Essence Tropicana and/or Essence
22 Henderson identified the profit-sharing
23 interest of Ms. Wilcox?

24 THE WITNESS: I don't recall.

25 / / /

1 BY MR. DZARNOSKI:

2 "Q And just so I'm clear, you don't know Mr. Bice
3 messed my concentration up a little bit here. You don't know
4 of anyone else who would know the answer to that question or do
5 you know somebody?

6 "A I would have to look back at the application.

7 "Q Is there anything other than the actual physical
8 content of the application, any other documents that exist with
9 respect to Integral Associates or Essence Henderson, Essence
10 Tropicana that would indicate that the Department of Taxation
11 was advised of the profit interest of Jennifer Wilcox?

12 "A I'm not sure.

13 "Q Did any officers or directors resign between the
14 date of filing of the applications and the closing of the
15 transaction?

16 "A Yes.

17 "Q And who would those be?

18 "A Alicia Abernathy, Leslie Brousseau [phonetic] and
19 Sequoia [phonetic] Turner.

20 "Q And Ms. Abernathy, when did she resign?

21 "A The 28th of October of 2018.

22 "Q And Sequoia Turner, when did she resign?

23 "A October 8th of 2018.

24 "Q Both of those resignations are prior to the time
25 the Department of Taxation granted the conditional licenses

1 pursuant to Essences's applications; right?

2 "A I believe so.

3 "Q And did Integral or any of the Essence entities
4 notify the Department of Taxation between September 20th,
5 2018, and the grant of the conditional licenses that Alicia
6 Abernathy had resigned as the director of finance?

7 "A I'm not sure there was a mechanism to notify or
8 change the applications after September 20th date.

9 "Q I appreciate that, but it's not my question. My
10 question is regardless of whether there is or is not a
11 mechanism, did Integral or Essence of Henderson or Essence of
12 Tropicana notify the Department of Taxation that Alicia
13 Abernathy resigned on October 28th, 2018?

14 "A No.

15 "Q And did the Integral or Essence, any of the Essence
16 entities notify the Department of Taxation that Sequoia between
17 September 20th of 2018, and the date of the grant of the
18 conditional licenses tell the Department of Taxation that
19 Sequoia Turner had resigned?

20 "MR. BICE: I want to note my objections. This is
21 beyond the scope of any particular topic. There's no
22 specificity, and this question was not asked or this topic was
23 not identified as an area of inquiry.

24 THE COURT: Overruled. Keep going.

25 THE WITNESS: I don't know even with Alicia. I don't

1 believe so, but given the fact that they were officers, I
2 should refrain in saying that I don't -- I don't know
3 100 percent that we didn't, but it -- there may have been
4 communications with Sequoia and Alicia who are no longer there,
5 comma, but I don't believe so. And I don't believe there was
6 in conjunction with our application specifically, period. So
7 it may have been in the normal course, but it was -- but as it
8 related to asking them to modify the application. So we may
9 let the Department know, but not necessarily as part of or with
10 the desire to modify or change the application.

11 BY MR. DZARNOSKI:

12 "Q Well, I'm trying to stay away from, may have.
13 What's the basis of you saying, well, we may have notified?

14 "A The basis is Sequoia dealt with inspectors and
15 auditors from time to time so it makes sense for us to let the
16 State know that they would have been a new, you know, person or
17 point of contact potentially and not reaching out to Sequoia.
18 I don't know if it was formal or --

19 "Q Have you ever seen a document at all or anything in
20 writing that was sent to -- sent by Integral to the Department
21 of Taxation advising them prior to the license grant that
22 Alicia Abernathy had resigned as the director of finance?

23 "A I don't recall.

24 "Q When, if ever, did Integral submit an application
25 or paperwork to for the Department of Taxation to approve the

1 transaction that is memorialized in the membership interest
2 purchase agreement?

3 "A I believe it was December 10th.

4 "Q Why does that date stand out for you?

5 "A I believe that's what I recall from my -- from my
6 recollection and from my preparations.

7 "Q And when do you believe that you were notified by
8 the Department of Taxation that you had been granted certain
9 licenses pursuant to the applications tendered during the
10 September period?

11 "A I'm sorry. Are you asking me about the new
12 licenses that were awarded in December?

13 "Q Yes, sir.

14 "A Whenever the Department released the, I believe
15 they released it on the 5th.

16 "Q So your recollection is that the timeline of events
17 is that the application you learned that you were granted
18 license applications on or about December 5th and that some
19 matter of days later is when you submitted the application for
20 the approval of the membership interest purchase agreement;
21 correct?

22 "A That sounds right.

23 "Q Is the first time that Integral supplied the full
24 membership interest purchase agreement to the Department of
25 Taxation in conjunction with the December 10th, 2018, filing

1 of the application to approve it?

2 "A I don't recall.

3 "Q Who would know that?

4 "A I don't know.

5 "Q Have you seen any? Have you actually seen the
6 application for approval of the transfer?

7 "A I've seen the documentation for the approval of the
8 transfer. Have I seen -- I'll read that back.

9 Have I seen the documentation for the approval of the
10 transfer, ahh, yes. I assume I signed it. I assumed I signed
11 it.

12 "Q Okay. And tell me when was the membership interest
13 purchase agreement, Exhibit 84A, in it's entire form submitted
14 along with that application you signed?

15 "A I don't recall.

16 "Q And you don't recall whether or not the document
17 was supplied to the Department of Taxation at any time prior to
18 the filing of your application for approval of the transfer?

19 "A I don't recall when the document was submitted to
20 the Department of Taxation.

21 "Q As of the date of filing of your application as
22 Exhibit 77, was Bert Adams a board member of Integral?

23 "MR. BICE: Objection to the form.

24 THE COURT: Overruled.

25 THE WITNESS: Yes.

1 BY MR. DZARNOSKI:

2 "Q Is he still a board member of Integral?

3 "A He is an advisory board member.

4 "Q What does that mean?

5 "A Well, Integral was subsequently sold since this was
6 put in.

7 "Q Sorry?

8 "A But he was a board member of this application.

9 "Q One of my unartful questions that we talked about.
10 As of the filing, you mentioned in answer to my questions that
11 he was an advisory board member. When I said what does that
12 mean, what I mean, what I meant to say is, what is an advisory
13 board member for Integral?

14 "A Well, he was listed as a board member along with J
15 Dapper on our board for the purpose of this application.

16 "Q But you used the word advisory board. Is there two
17 different kinds of board members for Integral?

18 "A No, sir.

19 "Q So Integral has as of the date of this application
20 had members; is that correct?

21 "A As an LLC it had members, correct.

22 "Q And did it have a managing member?

23 "A One, if not more, I believe.

24 "Q Okay. And apparently it had an advisory board that
25 was created; is that right?

1 "A It had a board.

2 "Q Is there any corporate resolution or any documents
3 that exist that establish an advisory board for Integral
4 Associates as of September 20th, 2018?

5 "MR. BICE: Objection to the form of the question.
6 Go ahead.

7 THE COURT: Overruled.

8 THE WITNESS: I don't remember if there were any
9 minutes or resolution.

10 BY MR. DZARNOSKI:

11 "Q When was an advisory board established for
12 Integral?

13 "A Prior to the submission of these applications.

14 "Q How much before? How long a period of time before
15 the submission of the applications?

16 "A I don't recall the time frame.

17 "Q Well, was it a matter of weeks?

18 "A I don't believe so.

19 "Q Was it a matter of months?

20 "A That's possible.

21 "Q What documents would I be able to look at that
22 would evidence the date when an advisory board was created for
23 Integral?

24 "A I don't recall. I don't know what documents there
25 are. I don't remember.

1 "Q Who would know that?

2 "A I don't know.

3 "Q Okay. Then the next name on this list is Leslie
4 Brousseau; do you see that?

5 "A I do.

6 "Q Again, if you -- you reference your notes or not
7 your notes, but the notes for Serenity Topic 8 and 9, which is
8 Exhibit 114. Leslie Brousseau, it's your testimony resigned as
9 of February 1, 2019; is that correct?

10 "A Correct.

11 "Q Then there's an Anna Cohen that's listed, and she's
12 still currently employed; right?

13 "A Correct.

14 "Q Then there's a --

15 MR. BICE: So I pointed this out to Mr. Dzarnoski
16 before. I think Exhibit 114 that he's actually reading from
17 for the testimony is Exhibit -- Mark, I apologize for
18 interrupting you because I told you, and now I didn't write it
19 down.

20 THE COURT: Where's Mr. Prince? My exhibit
21 cross-referencer.

22 MR. BICE: It's Exhibit 1437.

23 THE COURT: Thank you, Mr. Bice.

24 MR. BICE: So I would move that into evidence because
25 that's what we agreed.

1 THE COURT: Any objection?

2 Be admitted.

3 (Exhibit Number 1437 admitted.)

4 MR. DZARNOSKI: I believe I left off starting at
5 page 106, line 1. We'll start from there.

6 BY MR. DZARNOSKI:

7 "Q Then there's a J Dapper. You mentioned him in
8 answer to your earlier question. He's also an advisory board
9 member.

10 "A Correct.

11 "Q Do you know when he was appointed to the advisory
12 board?

13 "A I don't recall.

14 "Q Do you think it was within a matter of months of
15 filing the application?

16 "A I think it was probably around the same time that
17 Bert Adams was deemed an advisory board member.

18 "Q And is your answer the same regarding you don't
19 know what documents might exist that would help me at Integral
20 figure out when that happened?

21 "A Correct.

22 "Q Is J Dapper still a member of the advisory board?

23 "A Yes.

24 "Q Is he on the advisory board of Integral Associates
25 of Nevada or some other entity after the closing of the

1 transaction with Green Thumb?

2 "A Can you repeat that question, please.

3 MR. DZARNOSKI: The last question was read back by
4 the reporter as follows:

5 Is he on the advisory board of Integral
6 Associates of Nevada or some other entity
7 after the closing of the transaction with
8 Green Thumb?

9 THE WITNESS: He is an advisory member to the
10 entities that applied for these applications. So if that means
11 Integral then Integral.

12 BY MR. DZARNOSKI:

13 "Q The applicants, I may be wrong, but aren't the
14 applicants actually Essence of Henderson LLC was an applicant?

15 "A Correct.

16 "Q So is it your testimony that as you sit here today,
17 if assuming he's an advisory board member, you believe he would
18 be an advisory board member for the Essence LLCs or rather
19 Integral; or do you not know?

20 "A He is an advisory board member to Integral.

21 "Q I forgot to ask that question regarding Bert Adams.
22 Is the same for him his advisory board member status is with
23 Integral?

24 "A They may be too. I don't remember how it was put
25 here. But it actually may be to the Essence organizations.

1 Maybe to the applying Essence Tropicana LLC or in Essence
2 Henderson LLC. I want to clarify that for the purposes of the
3 application. Given that these are wholly-owned subsidiaries, I
4 believe it may be -- may have even been to Essence Tropicana
5 and Essence Henderson. As I said, I don't review the
6 applications prior to so I don't -- I don't have a chance to,
7 you know, see which -- how it was technically applied.

8 "Q Okay. Courtney Lynch. I'm going to skip Brian
9 Greenspun whose name is on the list. Courtney Lynch, do you
10 see her name?

11 "A I do see her name.

12 "Q Is she still employed?

13 "A I see Lynch.

14 "Q I'm sorry?

15 "A C. Lynch; correct?

16 "Q I'm sorry. I'm referring to Exhibit 77. I think
17 you're looking at something.

18 "A Oh. We're not talking about this sheet anymore.

19 "Q Hang on to that. Locate Exhibit 77.

20 "A Yes, Courtney Lynch. I see the name.

21 "Q She's still employed with Integral or one of the
22 Essence entities?

23 "A She's employed by one of the Green Thumb entities.
24 I don't know if she's still technically employed under the
25 Integral entity.

1 "Q To the best of your knowledge.

2 "A As of the date of submission of this application
3 she was an employee of Integral.

4 "Q Okay. And to the best of your knowledge, when
5 would she have shifted from an employee of Integral or Essence
6 to Green Thumb?

7 "A Maybe the fourth quarter of 2019.

8 "Q Following the closing of the transaction?

9 "A Yes.

10 "Q All right. And then there's some other names on
11 here that we've already talked about. As you look at this, at
12 the names on here, is there anybody that was an officer -- I'm
13 sorry. Was an owner, officer or board member of Integral or
14 the Essence entities as of September 20th of 2018, that is not
15 listed on Attachment A, page 18?

16 "A All owners, operators and the board members are
17 listed.

18 MR. SHEVORSKI: Do you mean officers? I think you
19 said operators.

20 THE WITNESS: I'm sorry. I meant officers.

21 MR. SHEVORSKI: Thank you. Sorry to interrupt.

22 BY MR. DZARNOSKI:

23 "Q Do you know whether the Department of Taxation
24 conducted any background investigation of the beneficiaries of
25 the Yemenidjian Living Trust?

1 "MR. BICE: Objection to form.

2 THE COURT: Overruled.

3 BY MR. DZARNOSKI:

4 "Q Prior to the application being granted.

5 "MR. BICE: Sorry. Objection to form.

6 THE COURT: Overruled.

7 THE WITNESS: I don't know.

8 BY MR. DZARNOSKI:

9 "Q One of the reasons you don't know the answer to
10 that question is you don't know who the beneficiaries are;
11 right?

12 "A I'm not certain who the beneficiaries are.

13 "Q Do you have an educated guess?

14 "MR. BICE: Objection. Calls for speculation. Go
15 ahead.

16 THE COURT: Overruled.

17 THE WITNESS: My educated guess would be that it's a
18 trust by and for my father.

19 BY MR. DZARNOSKI:

20 "Q You believe he's a beneficiary?

21 "A I would assume so, but again, I would reserve the
22 fact that I'm telling you with -- you without certainty.

23 "Q Okay. Do you recall how many times you actually
24 met with Mr. Pupo in person?

25 "A An exact number?

1 "Q Give me an estimate.

2 "A At least three or four.

3 "Q Can you tell me the time period that these three or
4 four meetings took place, and let's start with years. Do you
5 remember if it was 2017? '18? '19?

6 A Well, I'm sure I had met him throughout those years
7 of his employment at the Department of Taxation.

8 "Q Okay. Let's start from the beginning then. When
9 do you recall first meeting Mr. Pupo?

10 "A I couldn't tell you the first meeting I ever had
11 with him. I would be --

12 "Q Guessing?

13 "A I would be guessing.

14 "Q That's fine. Let's have you tell me the first time
15 you can recall meeting with him.

16 "A Possibly dinner.

17 "Q What year would that have been?

18 "A I'm thinking it was 2018.

19 "Q Do you remember what part of the year, what
20 quarter?

21 "A Second half.

22 "Q All right. So sometime after June of 2018?

23 "A I believe so.

24 "Q Do you know who arranged that dinner meeting?

25 "A I believe it was arranged by Amanda Connor.

1 "Q Other than you and Mr. Pupo, who else attended this
2 dinner meeting?

3 "A I believe Amanda Connor.

4 "Q Anybody else?

5 "A Not to my recollection.

6 "Q Can you recall where the dinner occurred?

7 "A I believe it occurred at Hank's at the Green Valley
8 Ranch.

9 "Q Do you recall what the reason behind the meeting
10 was?

11 "A The reason behind the meeting was to make a formal
12 introduction.

13 "Q Was it your understanding at this point that Amanda
14 Connor had already met with Mr. Pupo on behalf of Integral or
15 any of its companies?

16 MR. KOCH: Objection. Speculation. Lacks
17 foundation.

18 MR. BICE: Join.

19 THE COURT: Overruled.

20 THE WITNESS: I'd be speculating if I answered that.
21 I don't know every communication she's had with him.

22 BY MR. DZARNOSKI:

23 "Q I'm not going to ask you about everyone. I'm
24 simply asking whether or not you knew if she met with him
25 before?

1 "A It's safe to assume she met with the deputy
2 director before June of 2018, but I couldn't tell you with
3 certainty that that was the case.

4 "Q Okay. Had she ever reported to you that she met
5 with Mr. Pupo in advance of that dinner meeting?

6 "A I don't recall.

7 "Q Let me ask it this way. Did you, you as a
8 30(b)(6), did your company hire Amanda Connor prior to June
9 of 2018?

10 "A Yes.

11 "Q Do you recall when your company hired Amanda
12 Connor?

13 "A I don't remember the exact day.

14 "Q That's fine. Do you know if it was prior to 2018?

15 "A Yes, I believe it was.

16 "Q What was the purpose of that retention?

17 "A What was the purpose for retaining Amanda Connor?

18 "Q Exactly.

19 "A She was a local attorney that understood the
20 regulations and could answer questions when there were -- when
21 there were questions about, you know, operations of compliance
22 or, you know, she conducted compliance audits for us from time
23 to time. We would have her come in and --

24 "MR. BICE: Hold on a second. Don't get into the
25 scope of the work that Amanda Connor was doing for you. Just

1 answer Mr. Parker's question.

2 THE WITNESS: Well, that's my answer, I guess.

3 MR. DZARNOSKI: No worries. We'll get to it. He's
4 attempting to prevent you from giving a narrative and answers
5 to questions not -- questions not been presented, okay.

6 "MR. BICE: I'm concerned about privilege.

7 UNIDENTIFIED SPEAKER: As am I.

8 "MR. BICE: Thank you.

9 BY MR. DZARNOSKI:

10 "Q So as opposed to me asking you what you discussed,
11 I asked for the purpose behind your retaining her so as not to
12 violate the privilege. All right?

13 "A Thank you.

14 "Q So you don't recall when you hired her, but
15 certainly it was before June of 2018; is that correct?

16 "A Correct.

17 "Q All right. The intention behind hiring her was to
18 have someone available who can answer questions regarding the
19 regulations as well as the administrative code or the statutes;
20 is that correct?

21 "A Sure.

22 "Q Also, you informed me that one of the reasons for
23 hiring her involved her ability to do compliance audits; is
24 that correct?

25 "A I wouldn't say her ability, but she helped clarify

1 compliance.

2 "Q And did you hire her, strike that.

3 Your company owned a medical marijuana establishment
4 as well; is that correct?

5 "A Multiple.

6 "Q Right. Was it three?

7 "A Three retail.

8 "Q All right. And did you utilize Ms. Connor in any
9 way in relationship to your medical marijuana establishments?

10 "A I believe so.

11 "Q And in what capacity?

12 "A I'm assuming a similar capacity.

13 "Q And was she your liaison to the Department of
14 Taxation?

15 "MR. BICE: Objection to form. Go ahead.

16 THE COURT: Overruled.

17 THE WITNESS: I would -- I don't know that that's how
18 I would classify it, but she, she clarified. When she didn't
19 know something, maybe she went to the Department and received
20 clarification.

21 BY MR. DZARNOSKI:

22 "Q Was she your point of contact with the Department
23 of Taxation? For example, if there was an issue with one of
24 your companies, would she be the one who would correspond and
25 communicate with the Department of Taxation on your -- on

1 behalf of your company?

2 "A For the most part, yes.

3 "Q Okay. And as a result, you believe she was -- did
4 that give her access to the arranged dinner that we were
5 speaking of in June of 2018 or sometime after June of 2018.

6 "A I don't know if it was a result of that.

7 "Q All right. So given that she was the point of
8 contact on behalf of your company with the Department of
9 Taxation, would she not report back to you in some fashion be
10 it in a written form -- I don't want to know what she said --
11 but would she report back to you in terms of her discussions
12 with the D.O.T.?

13 "MR. BICE: Just answer that yes or no.

14 "MR. PARKER: Please.

15 THE WITNESS: Can I hear the question, please?

16 MR. DZARNOSKI: The last question was read back by
17 the reporter as follows:

18 So given that she was the point of
19 contact on behalf of your company with the
20 Department of Taxation, would she not report
21 back to you in some fashion, be it in a
22 written form. I don't want to know what she
23 said, but would she report back to you in
24 terms of her discussions with the D.O.T.?

25 THE WITNESS: Yes.

JD Reporting, Inc.

1 BY MR. DZARNOSKI:

2 "Q So prior to June of 2018, you would have at least
3 known that she made contact with the Department of Taxation on
4 behalf of your company; is that correct?

5 "A Yes.

6 "Q Let me ask you the same questions. We're going to
7 get to the dinner, but before we get there, I want to know if
8 you've had any communications with any other D.O.T. employees,
9 so Mr. Gilbert, Ms. Cronkhite, Mr. Hernandez?

10 "A Yes.

11 "Q Let's go down the list. I would like you to tell
12 me what employees you recall speaking to.

13 "A The only conversation I had was with those other
14 employees was during the review of my new scores when I went
15 in, and I don't remember which other employees were there; so I
16 couldn't tell you. But when I went in to review my scores
17 after they were awarded, there were other D.O.T. members there.

18 "Q All right.

19 Outside of that conversation, I did not -- I'm sorry.
20 All right.

21 "A Outside of that conversation I did not communicate
22 with other D.O.T. employees.

23 "Q Did you have the cell numbers or the mobile
24 telephone numbers of any of the D.O.T. employees?

25 "A Other than Mr. Pupo's?

1 "Q So let's start with him. You had his mobile
2 number?

3 "A Correct.

4 "Q And did you actually call him on his mobile number?

5 "A I may have.

6 "Q On more than one occasion?

7 "A I may have called him on more than one occasion.

8 "Q How about text him?

9 "A I did text him.

10 "Q Did you ever send him any emails?

11 "A It's possible.

12 "Q Did you have the cell telephone numbers for Steve
13 Gilbert, Damon Hernandez, or Kara Cronkhite?

14 "A No.

15 "Q How about Rino Tenorio?

16 "A No.

17 "Q Did you have the work telephone numbers for any of
18 these D.O.T. employees?

19 "A No. Sorry. Can I clarify something?

20 "Q Go right ahead.

21 "A I'm not sure that the cell number that I had for
22 Jorge was his work cell or other cell. I know I had a cell.

23 "Q Okay.

24 "A So -- but regarding Kara, the only work numbers I
25 would have ever seen would be whatever was in their signatures.

1 If they had sent an email, but no, I don't have their numbers.

2 "Q So other than meeting with the other D.O.T.
3 employees in person to review your scores, did you ever have
4 any conversations with them over the phone excluding Mr. Pupo?

5 "A Not that I recall.

6 "Q All right.

7 "A You said other than the meeting to review my
8 application?

9 "Q That's right.

10 MR. DZARNOSKI: Transcript indicates nods head.

11 BY MR. DZARNOSKI:

12 "Q So in terms of the dinner in 2018, you said the
13 reason behind it was an introduction to Mr. Pupo; is that
14 correct?

15 "A Yes, sir.

16 "Q All right. Do you recall how long that dinner
17 lasted?

18 "A I couldn't tell you the exact time, but a normal
19 dinner, maybe 60 or 90 minutes.

20 "Q Do you recall other than being introduced, the
21 content of the conversation during dinner?

22 "A Not particularly.

23 MR. DZARNOSKI: Your Honor, may I have a moment, I
24 need a tissue.

25 THE COURT: Yes, would you like one of mine?

1 MR. DZARNOSKI: May I approach?

2 THE COURT: You may. Just try and stay really far
3 away so reach far. Reach far.

4 MR. DZARNOSKI: Thank you.

5 THE COURT: Uh-huh.

6 MR. BICE: Your Honor, could you have him read the
7 last answer back.

8 THE COURT: "Not particularly."

9 MR. BICE: Thank you.

10 MR. DZARNOSKI: Thank you, Your Honor.

11 THE COURT: All right. Let's keep going.

12 MR. DZARNOSKI: We're back at the page 134, line 5.

13 BY MR. DZARNOSKI:

14 "Q Do you recall any conversations regarding the
15 upcoming application process?

16 "A No.

17 "Q Do you recall any conversations regarding any
18 violations that Integral or the Essence entities may have had
19 prior to June of 2018?

20 "A No.

21 "Q Do you recall, in fact, Integral and the Essence
22 entities receiving notices of noncompliance prior to June
23 of 2018?

24 "MR. BICE: Go ahead and answer that.

25 THE WITNESS: When you say noncompliance, can I say

1 is it any deficiency that was --

2 BY MR. DZARNOSKI:

3 "Q Any deficiency, yes.

4 "MR. KOCH: I'll object. It violates NRS 36255.

5 "MR. BICE: Join in the objection.

6 THE COURT: Overruled.

7 BY MR. DZARNOSKI:

8 "Q Go right ahead.

9 "A Can I answer that then?

10 MR. BICE: Yes, go ahead.

11 THE WITNESS: The question, was there deficiencies
12 prior to that dinner?

13 BY MR. DZARNOSKI:

14 "Q Yes.

15 "A I would assume so.

16 "Q Were you aware of them?

17 "A Was I aware of any deficiencies?

18 "Q Yes.

19 "A There was some that I was aware of which I don't
20 know which.

21 "Q That's fine. It was a broad question; we'll narrow
22 it down.

23 I'm going to show you a document that's January
24 22nd, 2018, from Connor and Connor to the Department of
25 Taxation, and it's regarding the Integral Associates' LLC plan

1 of correction, and it's related to an audit. I want to know if
2 you were aware of this, and it's Bates stamped Essence 6879
3 through 6883. This was part of the document disclosure made
4 late last week by your counsel.

5 "A I don't remember seeing this, I mean, this
6 specific.

7 "Q No worries. I'm showing you a document for more
8 than one purpose. One, whether or not you've ever seen it.
9 Another is whether or not you were aware of this plan of
10 correction?

11 "A From two years ago; correct?

12 "Q Yes, sir.

13 "A It's possible that I've seen it. I'm not -- I
14 don't want to say I haven't seen it because it's entirely
15 possible that I have.

16 "Q It would have been roughly -- the plan of
17 correction would have been sent roughly five or six months
18 prior to that dinner that we're speaking of; do you recall
19 discussing with Mr. Pupo that plan of correction or any other
20 plan of correction?

21 "A I did not discuss a plan of correction with
22 Mr. Pupo.

23 "Q Good enough. Did you discuss any deficiencies with
24 Mr. Pupo?

25 "A No.

1 "Q All right. Did you on behalf of Integral or any of
2 the Essence entities discuss with any D.O.T. employees any
3 plans of correction?

4 MR. BICE: Hold on a second. Go ahead you can answer
5 that.

6 THE WITNESS: I don't believe I ever did directly,
7 no.

8 BY MR. DZARNOSKI:

9 "Q You left that up to Connor and Connor or Ms. Amanda
10 Connor to handle?

11 "A I would say, Teddy, that it's fair to say that if
12 there was a statement of deficiency or plan of correction, it
13 was submitted via that format that you showed me.

14 "Q Okay. So it would have done by Amanda Connor?

15 "A Presumably.

16 "Q All right. And she may or may not have made you
17 aware of these letters; is that correct?

18 "A Me personally?

19 "Q Yes, sir.

20 "A I may have been aware of them, yes.

21 "Q I'll give you another example. This is dated April
22 24th, 2018, perhaps two months or so before the dinner. This
23 is Essence 6903 through Essence 6904. I'll ask you if you've
24 seen this?

25 "A Again, chances are I have, but I don't remember

1 this specific.

2 "Q Plan of correction?

3 "A I don't remember this specific plan of correction.

4 "Q All right. And after the dinner in June or so of
5 2018, did you have any follow-up conversations or meetings with
6 Mr. Pupo?

7 "A I did.

8 "Q When was the next conversation or meeting you can
9 recall happening after that dinner?

10 "A Potentially sometime in August or September or -- I
11 don't know. I don't know the exact date.

12 "Q Do you recall whether or not it was before the
13 submission of the 2018 recreational marijuana applications?

14 "A I believe it was.

15 "Q Okay. And do you recall whether or not that
16 conversation was in person or was it over the phone?

17 "A In person.

18 "Q Do you remember where that was?

19 "A It was at the Elephant -- Elephant Room -- Elephant
20 Bar, something having to do with an elephant.

21 "Q Okay. Good enough.

22 "A In Henderson I think it is.

23 "Q Okay. And who attended that meeting?

24 "A I attended that meeting along with Mr. Pupo, and
25 for the first, I'd say, 15 minutes of that meeting, Courtney

1 Lynch, who was at that time recently brought on the team --
2 it was an extra -- it was an introductory meeting for Courtney
3 to Jorge as well as for about the first 15 minutes.

4 "Q What was the purpose of introducing Ms. Lynch to
5 Mr. Pupo?

6 "A I'm a firm believer of putting a face to a name and
7 having a relationship or a --

8 "Q Some type of rapport?

9 "A Rapport with a regulatory body -- regulating body.

10 "Q Did you arrange for that meeting?

11 "A I believe so.

12 "Q So would that mean at some time between the first
13 meeting and the second meeting you were given Mr. Pupo's cell
14 number or work number?

15 "A It's possible.

16 "Q And that meeting would have been arranged through a
17 conversation over the phone?

18 "A I think it was arranged through a text message.

19 "Q Okay. And why did Ms. Lynch only attend the
20 meeting for the first 15 minutes?

21 "A Because there was another topic of conversation
22 that I wanted to discuss with Mr. Pupo privately.

23 "Q What topic was that?

24 "A The topic was other potential -- other companies
25 that were approaching us regarding acquiring our company.

1 "Q I'm going to accept your counsel's representation
2 that there are NDAs that would apply to those discussions that
3 would prevent you from disclosing the identity of those
4 companies. Were there more than one company?

5 "A Yes.

6 "Q How many?

7 MR. BICE: Go ahead.

8 THE WITNESS: More than three.

9 THE COURT: Can you put us on mute, please.

10 Keep going.

11 BY MR. DZARNOSKI:

12 "Q Did you disclose the name of these companies to
13 Mr. Pupo?

14 "A I don't recall.

15 "Q Did you discuss with Mr. Pupo the terms?

16 "A I don't even recall that all three of those were --

17 "Q What was the purpose of informing Mr. Pupo of these
18 potential offers to buy?

19 "A The purpose was to ensure that Mr. Pupo heard the
20 information from me and not -- and not a leaked or third-party
21 source. I always run my businesses or companies to make sure
22 that regulators or employees don't hear things from other
23 people that could be untrue or misleading. So I wanted to make
24 sure that he knew that from me directly.

25 "Q So what information do you recall giving Mr. Pupo

1 regarding these offers?

2 "A I recall saying that there were a number of people
3 that were interesting -- interested in acquiring our company
4 and that they had the where for all and the ability to do so.
5 And I also recall letting him know that there were -- that we
6 were entertaining offers from multiple people -- or
7 entertaining, I should say, not offers; that's not the right
8 word. Entertaining, having discussions with interested -- I
9 don't know if you'd say, you know, interested parties.

10 "Q All right. What -- and what was Mr. Pupo's
11 reaction or response to you informing him of these offers?

12 MR. BICE: I'm going to object to the form of the
13 question.

14 THE COURT: Overruled.

15 THE WITNESS: I couldn't recall with certainty
16 exactly what he said, but my take away was that he was
17 appreciative that I gave him the -- him and the Department a
18 heads up.

19 BY MR. DZARNOSKI:

20 "Q Did he ask for any information in writing?

21 "A Information regarding conversations?

22 "Q Any information regarding offers, any information
23 in terms of proximity of time that you would be considering
24 these offers, any information in terms of when a change of
25 ownership could occur, anything like that?

1 "A I believe in the context of the conversation it was
2 too early to request that, but I don't -- to my recollection,
3 no, he did not.

4 "Q And you did not provide him with a copy of the
5 NDAs? You didn't provide him with the names of the companies,
6 any of those things; is that correct?

7 "A I did not provide him with a copy of the NDAs.

8 "Q Okay. And you don't recall providing him with any
9 written information; is that correct?

10 "A That's correct.

11 "Q And you didn't provide him with the names of the
12 companies; is that correct?

13 "A I don't believe so.

14 "Q Do you recall any other topics being discussed
15 during that second meeting?

16 "A No.

17 "Q After the second meeting with Mr. Pupo, did you
18 have a third meeting with him?

19 "A I believe so.

20 "Q When was the third meeting?

21 "A I don't recall the exact date.

22 "Q Do you recall the month?

23 "A I believe it was in September.

24 "Q Do you remember was it before or after the
25 submission of your company's applications for recreational

1 licenses?

2 "A I believe -- strike that.

3 I may -- it may have been after.

4 "Q Do you know one way or the other?

5 "A I believed to the best of my recollection that it
6 was on the 20th.

7 "Q So the actual same day as the last day of the
8 application submission date?

9 "A I believe so.

10 "Q Do you know where you met?

11 "A I believe we met at Barcelona.

12 "Q Was this a lunch? Dinner?

13 "A It was dinner.

14 "Q Who else was in attendance?

15 "A Just the two of us.

16 MR. DZARNOSKI: You want to reread that.

17 THE WITNESS: It was just us two.

18 BY MR. DZARNOSKI:

19 "Q Who set that meeting up?

20 "A I did.

21 "Q Did you call him by cell or did you text him?

22 "A I believe I text him.

23 "Q And what was the purpose of that third meeting?

24 "A The purpose of the third meeting was to let him
25 know that we were extremely close to signing a nonbinding LOI.

1 "Q Okay. Did you identify for him who the company was
2 that you were entering into the LOI with?

3 "A I don't recall.

4 "Q Do you recall discussing with him the terms?

5 "A I don't recall. I don't believe so, but I don't
6 recall.

7 "Q Can you tell me what you remember specifically
8 about that conversation?

9 "A Specifically, what I remember is that I was -- I
10 told him that we had a nonbinding LOI that we were discussing
11 with the members of Integral being the GV and the KHOD members
12 of signing a nonbinding LOI that had two binding provisions.

13 "Q I like the way you say that, a nonbinding LOI with
14 two binding provisions.

15 "A Well, that's what it was.

16 "Q Like I said it's nice to hear. So go right ahead.

17 "A With what?

18 "Q Tell me whether or not you discussed any more
19 specifically during that meeting about this nonbinding, two
20 binding provision LOI?

21 "A That's all we talked about.

22 "Q Short conversation?

23 "A I don't know.

24 "Q I mean, other than that, I can hear you saying, you
25 know, I have this nonbinding LOI with two binding provisions,

1 that was it? Nothing? No response? No back and forth? Do
2 you recall anything else about the conversation?

3 "A I recall maybe we discussed a couple of other, you
4 know, in theory why this company as opposed to the other two or
5 three companies. It was much more of an informal conversation
6 than it was -- you know, it was a conversation that I wanted to
7 have with him in person out of respect to tell him that this
8 was coming.

9 "Q So you were forecasting for him the -- a possible
10 change in ownership of Integral and Essence entities; is that
11 correct?

12 MR. BICE: Go ahead and answer that.

13 THE WITNESS: I was just letting him know that they
14 were signing a nonbinding LOI.

15 BY MR. DZARNOSKI:

16 "Q When did you tell him that you would be signing
17 that LOI?

18 MR. BICE: He needs to reread the answer.

19 THE WITNESS: Oh, I'm sorry.

20 MR. BICE: It was we, not they.

21 THE COURT: We were signing a nonbinding LOI.

22 MR. BICE: Correct.

23 MR. DZARNOSKI: Would you --

24 THE WITNESS: I -- I was just letting him know that
25 we were signing a nonbinding LOI.

1 BY MR. DZARNOSKI:

2 "Q When did you tell him that you would be signing
3 that LOI?

4 "A I believe I told him in the near future.

5 "Q So you didn't give him a certain date when you
6 expected to do it?

7 "A I don't recall if I told him the exact date, but I
8 may have.

9 "Q Okay. And when did you in fact sign the LOI?

10 "A The 21st.

11 "Q Of September?

12 "A Of September.

13 "Q So the following day?

14 "A Yes, sir.

15 "Q All right. Now, between September 21, 2018, and
16 December 5th, 2018, did you send anything in writing to the
17 Department of Taxation regarding the execution of the LOI?

18 "A Not sure.

19 "Q Would you have been the person to do so, or would
20 you have had Ms. Connor do it for you?

21 "A I may have. Do you mean an official letter
22 submission; is that what you're saying?

23 Oh, I'm sorry.

24 I may have had Ms. Connor do it for me. I'm not
25 sure.

1 "Q Let me see if I can ask it this way. Do you recall
2 ever sending anything that you signed to Mr. Pupo or the
3 Department of Taxation?

4 "A Anything I signed as it relates to what?

5 "Q As it relates to the LOI.

6 "A I don't recall.

7 "Q How about anything to the Department of Taxation or
8 Mr. Pupo regarding a change of ownership?

9 "A A change of ownership after the signing of the LOI?

10 "Q After any time. Anytime that you can recall ever
11 saying, listen, Integral is owned now by GTI; do recall ever
12 informing the Department of Taxation of that in your -- with
13 your signature on it?

14 "A I believe so.

15 "Q When do you recall that happening?

16 MR. BICE: Objection. Asked and answered.

17 THE COURT: Overruled.

18 THE WITNESS: I believe it was in December.

19 BY MR. DZARNOSKI:

20 "Q After December 5th?

21 "A After December 5th.

22 "Q Okay. All right.

23 THE COURT: We lost it --

24 MR. HUNT: Wait. Wait. Timeout.

25 THE COURT: We lost it again.

1 MR. DZARNOSKI: I'm sorry?

2 THE COURT: Hold on, Shane.

3 (Pause in the proceedings.)

4 THE COURT: It's, okay. All right.

5 MR. HUNT: Okay.

6 MR. DZARNOSKI: We are back at page 151, line 11.

7 BY MR. DZARNOSKI:

8 "Q Okay. All right. Do you know why you did not
9 inform the Department of Taxation of the signing of the LOI
10 prior to the Department of Taxation determining whether or not
11 it was going to grant or reject your recreational marijuana
12 applications?

13 MR. BICE: Objection to the form. Misstates his
14 prior testimony. Go ahead.

15 THE COURT: Overruled.

16 THE WITNESS: Can you ask the question a different
17 way; I'm not sure I understand that.

18 BY MR. DZARNOSKI:

19 "Q Let me have it read back first to see if I
20 understand it.

21 The last question was read back by the reporter as
22 follows:

23 Do you know why you did not inform the
24 Department of Taxation of the signing of the
25 LOI prior to the Department of Taxation

JD Reporting, Inc.

1 determining whether or not it was going to
2 grant or reject your recreational marijuana
3 applications?

4 THE WITNESS: I think you need to reask that
5 question, Teddy.

6 BY MR. DZARNOSKI:

7 "Q No worries. Armen, did you -- it's my belief based
8 on your testimony that you did not inform the Department of
9 Taxation or Mr. Pupo that you signed an LOI as of September
10 21st, 2018, on that date; is that a fair statement?

11 MR. BICE: Objection to the question. Objection to
12 the form of the question. Presupposes that there was an
13 obligation to do so.

14 THE COURT: Overruled.

15 THE WITNESS: I informed Mr. Pupo on the night of the
16 20th that there was going to be an LOI signed.

17 BY MR. DZARNOSKI:

18 "Q Right. But when I asked you the question earlier
19 on, you said you didn't tell him when you expected to sign it;
20 do you recall that response you gave?

21 "A No, I don't. What I think I said was I don't
22 remember if I told him it was going to be signed the next day
23 or the following day or in short order. I don't recall.

24 "Q Good enough. Did you inform him within the next
25 two weeks that you had signed an LOI?

1 "A It's entirely possible.

2 "Q Do you recall doing so?

3 "A Vaguely.

4 "Q Okay. And how do you recall informing him? Was
5 this over the phone? In a text? How do you recall informing
6 him of it?

7 "A I don't believe it was a text. So I assume that it
8 was a phone call.

9 "Q So in between the first meeting and this fourth
10 meeting, I'm assuming you had either text messages back and
11 forth regarding scheduling these meetings, but do you recall
12 ever having any other telephone conversations with him to
13 discuss whatever you wanted to discuss?

14 "A The only conversation could be the potential of
15 letting him know when the LOI was actually executed.

16 "Q Now, when you had these meetings with Mr. Pupo, did
17 you believe that anything you said to Mr. Pupo would be similar
18 to you giving it directly to the Department of Taxation itself?

19 MR. HUNT: Hold on.

20 THE COURT: We lost it again. Hold on a minute.

21 MR. BICE: Yeah, hold on a second.

22 There was one skipped here, Your Honor.

23 THE COURT: Okay.

24 MR. HUNT: There was?

25 THE COURT: Let's see if there was stuff skipped that

1 you would like read, Mr. Bice.

2 MR. BICE: I believe after the part you stopped on
3 153, line 15.

4 (Pause in the proceedings)

5 THE COURT: Shane, it sounds like we missed some.

6 IT TECH SHANE: Yep. I think we did, Your Honor.

7 THE COURT: All right.

8 MR. DZARNOSKI: Well, it won't help for me to read --

9 MR. HUNT: Because that would be --

10 MR. DZARNOSKI: -- my marked version, will it.

11 IT TECH SHANE: 155-14 to 157-7, is that it?

12 MR. HUNT: 153 I thought he said.

13 THE COURT: Mr. Bice?

14 MR. BICE: Yes.

15 THE COURT: Okay.

16 MR. BICE: No.

17 THE COURT: No?

18 MR. BICE: All the way to 150 -- or 160, line 4, it's
19 showing.

20 THE COURT: So 155-14 to 160?

21 MR. BICE: 153 --

22 MR. HUNT: Yeah.

23 MR. BICE: Line 10.

24 THE COURT: Okay. And we're there. And then we'll
25 go into 160, what, Mr. Bice?

1 MR. BICE: Line 4.

2 THE COURT: Thank you.

3 UNIDENTIFIED SPEAKER: Sorry, what was that second
4 one?

5 THE COURT: 160, line 10.

6 UNIDENTIFIED SPEAKER: 160 line 4.

7 THE COURT: Line 4, sorry. 153, line 10.

8 MR. HUNT: Darkness.

9 THE COURT: So go up a little bit on the stage.
10 There we go. We should start at line 10.

11 Okay, Mr. Dzarnoski.

12 MR. DZARNOSKI: We are back at 153, line 10.

13 MR. HUNT: Right.

14 BY MR. DZARNOSKI:

15 "Q Okay. And how do you recall informing him? Was
16 this over the phone? In a text? How do you recall informing
17 him of it?

18 "A I don't believe it was a text so I assume it was a
19 phone call.

20 "Q Were there any other meetings you had with him in
21 2018?

22 "A Yes.

23 "Q When was the fourth meeting?

24 "A I believe it was sometime in October.

25 "Q All right. And who attended that meeting?

1 "A Just the two of us.

2 MR. DZARNOSKI: Would you reread that.

3 THE WITNESS: Just us two.

4 BY MR. DZARNOSKI:

5 "Q Who arranged that meeting?

6 "A I did.

7 "Q What was the purpose of that meeting?

8 "A The purpose was to let him know that we were
9 intending to acquire the CCLV entities, or maybe intending to
10 acquire isn't the right term, but to let him know that we had
11 made substantial progress on our discussions with potentially
12 acquiring them.

13 "Q And who were you acquiring again, I'm sorry?

14 "A Cannabiotix.

15 "Q Why do you believe he needed to know that?

16 "A Because he was the Deputy Director of the
17 Department of Taxation.

18 "Q Okay. Had you provided him with any documentation,
19 or were you just informing him this -- informing him of this
20 verbally?

21 "A I was just informing him verbally.

22 "Q And where did this meeting take place?

23 "A I believe it was a Grouchy's, which is a coffee
24 place with a funny name.

25 "Q You selected this place?

1 "A I don't recall who selected it.

2 "Q Did you select the other two meeting places?

3 "A I don't recall who selected them.

4 "Q So did you meet him for coffee?

5 "A I don't even remember if I had coffee.

6 "Q Okay. Other than informing him of this possible
7 acquisition, did you inform him of anything else?

8 "A No, sir.

9 "Q And you don't recall at that point telling him
10 about the LOI?

11 "A I believe I told him prior to.

12 "Q Okay.

13 "A I mean, regarding the LOI, I believe I may have
14 mentioned it to him in a previous conversation, I guess.

15 "Q So in between the first meeting and this fourth
16 meeting, I'm assuming you had either text messages back and
17 forth regarding scheduling these meetings, but do you recall
18 ever having any other telephone conversations with him to
19 discuss whatever you wanted to discuss?

20 "A The only conversation could be the potential of
21 letting him know when the LOI was actually executed.

22 "Q Now, when you had these meetings with Mr. Pupo, did
23 you believe that anything you said to Mr. Pupo would be similar
24 to you giving it directly to the Department of Taxation itself?

25 MR. BICE: Go ahead. Answer the question.

1 THE WITNESS: I'm not sure, but I think that's a safe
2 assumption. I don't know that I -- I was informing the Deputy
3 Director in person in that I thought was the right time frame
4 when certain events either possible or real happened.

5 BY MR. DZARNOSKI:

6 "Q All right. So if Mr. Pupo did not relay to the
7 other members of his staff, that would be -- you would assume
8 that to be his call, whether it's right or wrong; is that
9 correct?

10 "A I don't know that I'm the one to make that
11 determination.

12 "Q Good enough. My point in asking you these
13 questions in terms of if it's something in writing is because
14 the conversation could have occurred without anyone else at the
15 Department of Taxation learning of this because you didn't
16 provide anything in writing to the Department of Taxation; is
17 that a fair statement?

18 MR. BICE: Objection to the form. Calls for
19 speculation.

20 THE COURT: Overruled.

21 THE WITNESS: I don't know.

22 BY MR. DZARNOSKI:

23 "Q You didn't send any confirming letters to the
24 Department of Taxation to Mr. Pupo's attention saying we had
25 this dinner meeting; I enjoyed meeting with you at Grouchy's or

1 the Elephant Bar or wherever, and please let me remind you this
2 is our conversation and what I intend to do or what my company
3 may intend to do; nothing like that ever occurred; is that
4 correct?

5 "A Not to my recollection.

6 "Q And no one else certainly no other applicants would
7 have been made available -- made aware of the conversations you
8 had with Mr. Pupo to your knowledge; is that correct?

9 "A Do I believe Mr. Pupo told other applicants about
10 my conversation with him?

11 "Q Right.

12 "A I -- I'd assume, no.

13 "Q Tell me the next meeting.

14 "A I do.

15 "Q I do.

16 UNIDENTIFIED SPEAKER: You skipped --

17 THE WITNESS: December 8th.

18 BY MR. DZARNOSKI:

19 "Q So this would be the meeting regarding the scores?

20 "A No, sir.

21 "Q So this is with -- where was this meeting held?

22 "A Firefly.

23 "Q Right across the street?

24 "A Yep. Yes.

25 "Q Who attended this meeting?

1 "A I did.

2 MR. BICE: No, that's not the answer.

3 MR. DZARNOSKI: No. You misread that page 157 --

4 THE COURT: Line 20.

5 MR. DZARNOSKI: -- I'm going to reread page 150 --

6 THE COURT: You want to be at line 20 before going to

7 22.

8 MR. HUNT: Okay.

9 THE WITNESS: Who attended the meeting, myself and
10 Mr. Pupo.

11 BY MR. DZARNOSKI:

12 "Q Did you arrange for that meeting?

13 "A I did.

14 "Q What was the reason behind that meeting?

15 "A The reason was to let him know that we would be
16 filing a change of ownership request in the next coming days.
17 I'll tell you my -- what I had talked about at the meeting;
18 right?

19 "Q Yes, sir.

20 "A So it was to disclose next steps as to -- as I was
21 interested to know what the process would be now that the
22 announcements were made, and that was my agenda that I
23 discussed with him.

24 "Q Do you recall him discussing anything with you?

25 "A I do.

IN THE SUPREME COURT OF THE STATE OF NEVADA

IN RE: D.O.T. LITIGATION

TGIG, LLC; NEVADA HOLISITIC
MEDICINE, LLC; GBS NEVADA
PARTNERS, LLC; FIDELIS HOLDINGS,
LLC; GRAVITAS NEVADA, LLC;
NEVADA PURE, LLC; MEDIFARM, LLC;
MEDIFARM IV LLC; THC NEVADA, LLC;
HERBAL CHOICE, INC.; RED EARTH LLC;
NEVCANN LLC, GREEN THERAPEUTICS
LLC; AND GREAN LEAF FARMS
HOLDINGS LLC,

Appellants,

vs.

THE STATE OF NEVADA, ON RELATION
OF ITS DEPARTMENT OF TAXATION,

Respondent.

Supreme Court Case No.: 82014

District Court Case No.: A787004

PLAINTIFFS' JOINT APPENDIX

VOLUME 302 OF 343

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TABLE OF CONTENT

Chronological by Date Filed¹

TAB#	Document	Vol.	Date	Pages
1	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/10/2018	000001-000012
2	FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/18/2018	000013-000025
3	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/19/2018	000026-000036
4	COMPLAINT	1	1/4/2019	000037-000053
5	COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	1	1/4/2019	000054-000078
6	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	1/16/2019	000079-000092
7	ANSWER TO PLAINTIFFS' FIRST AMENDED COMPLAINT AND COUNTERCLAIM	1	3/15/2019	000093-000107
8	MOTION FOR PRELIMINARY INJUNCTION	2	3/18/2019	000108-000217
9	PLAINTIFFS' COUNTER-DEFENDANTS' ANSWER TO COUNTERCLAIM	2	4/5/2019	000218-000223
10	ANSWER TO AMENDED COMPLAINT	2	4/10/2019	000224-000236
11	DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	2	4/16/2019	000237-000251
12	CLEAR RIVER, LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	2	5/7/2019	000252-000269
13	OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION	3 thru 4	5/9/2019	000270-000531
14	APPENDIX OF EXHIBITS TO NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO SERENITY WELLNESS CENTER, LLC AND RELATED	5 thru 7	5/9/2019	000532-000941

¹ Pursuant to NRAP 30(c)(1), “[t]ranscripts that are included in the appendix shall be placed in chronological order by date of the hearing or trial.” Accordingly, the controlling date for the placement of a transcript in this appendix is the hearing date, not the date the transcript was filed with the district court.

	PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION			
15	NEVADA ORGANIC REMIDIES, LLC'S OPPOSITION TO SERENITY WELLNESS CENTER, LLC AND RELATED PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION	8	5/9/2019	000942-000974
16	DEFENDANT IN INTERVENTION'S OPPOSITION TO PLAINTIFFS' APPLICATION FOR A TEMPORARY RESTRAINING ORDER	8	5/10/2019	000975-001024
17	DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' FIRST AMENDED COMPLAINT	8	5/16/2019	001025-001037
18	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	8	5/16/2019	001038-001041
19	ANSWER TO COMPLAINT	8	5/20/2019	001042-001053
20	PLAINTIFFS' OMNIBUS REPLY IN SUPPORT OF MOTION FOR PRELIMINARY INJUNCTION	8	5/22/2019	001054-001067
21	INTERVENING DEFENDANTS' JOINDER AND SUPPLEMENTAL BRIEFING IN SUPPORT OF THE STATE OF NEVADA'S AND NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION; AND LONE MOUNTAIN PARTNERS, LLC'S OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION OR FOR WRIT OF MANDAMUS	9	5/23/2019	001068-001133
22	EVIDENTIARY HEARING - DAY 1	10 thru 11	5/24/2019	001134-001368
23	EVIDENTIARY HEARING - DAY 2 VOLUME I OF II	12	5/28/2019	001369-001459
24	EVIDENTIARY HEARING - DAY 2 VOLUME II	13	5/28/2019	001460-001565
25	EVIDENTIARY HEARING - DAY 3 VOLUME I OF II	14	5/29/2019	001566-001663

26	EVIDENTIARY HEARING - DAY 3 VOLUME II	15	5/29/2019	001664-001807
27	EVIDENTIARY HEARING - DAY 4	16 thru 17	5/30/2019	001808-002050
28	EVIDENTIARY HEARING - DAY 5 VOLUME I OF II	18	5/31/2019	002051-002113
29	EVIDENTIARY HEARING - DAY 5 VOLUME II	19 thru 20	5/31/2019	002114-002333
30	LONE MOUNTAIN PARTNERS, LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	21	6/5/2019	002334-002344
31	EVIDENTIARY HEARING - DAY 6	22 thru 23	6/10/2019	002345-002569
32	EVIDENTIARY HEARING - DAY 7	24 thru 25	6/11/2019	002570-002822
33	DEFENDANTS' ANSWER TO PLAINTIFFS' COMPLAINT WITH COUNTERCLAIM	26	6/14/2019	002823-002846
34	EVIDENTIARY HEARING - DAY 8 VOLUME I OF II	26	6/18/2019	002847-002958
35	EVIDENTIARY HEARING - DAY 8 VOLUME II	27	6/18/2019	002959-003092
36	EVIDENTIARY HEARING - DAY 9 VOLUME I OF II	28	6/19/2019	003093-003215
37	EVIDENTIARY HEARING - DAY 9 VOLUME II	29	6/19/2019	003216-003348
38	EVIDENTIARY HEARING - DAY 10 VOLUME I OF II	30	6/20/2019	003349-003464
39	EVIDENTIARY HEARING - DAY 10 VOLUME II	31	6/20/2019	003465-003622
40	INTERVENOR DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' SECOND AMENDED COMPLAINT	31	6/24/2019	003623-003639
41	INTERVENOR DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFF'S COMPLAINT	32	7/3/2019	003640-003652
42	FIRST AMENDED COMPLAINT	32	7/3/2019	003653-003670
43	EVIDENTIARY HEARING - DAY 11	32	7/5/2019	003671-003774

44	EVIDENTIARY HEARING - DAY 12	33	7/10/2019	003775-003949
45	CORRECTED FIRST AMENDED COMPLAINT.	34	7/11/2019	003950-003967
46	EVIDENTIARY HEARING - DAY 13 VOLUME I OF II	34	7/11/2019	003968-004105
47	EVIDENTIARY HEARING - DAY 13 VOLUME II	35	7/11/2019	004106-004227
48	PLAINTIFFS-COUNTER DEFENDANTS' ANSWER TO COUNTERCLAIM	35	7/12/2019	004228-004236
49	EVIDENTIARY HEARING - DAY 14	36	7/12/2019	004237-004413
50	ANSWER TO CORRECTED FIRST AMENDED COMPLAINT	37	7/15/2019	004414-004425
51	EVIDENTIARY HEARING - DAY 15	37	7/15/2019	004426-004500
52	EVIDENTIARY HEARING - DAY 15 VOLUME II	38	7/15/2019	004501-004679
53	GREENMART OF NEVADA NLC LLC'S ANSWER TO PLAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/17/2019	004680-004694
54	LONE MOUNTAIN PARTNERS, LLC'S ANSWER TO LAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/22/2019	004695-004705
55	CLEAR RIVER, LLC'S ANSWER TO PLAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/26/2019	004706-004723
56	EVIDENTIARY HEARING - DAY 16	39	7/28/2019	004724-004828
57	EVIDENTIARY HEARING - DAY 17 VOLUME I OF II	40	8/13/2019	004829-004935
58	EVIDENTIARY HEARING - DAY 17 VOLUME II	41	8/13/2019	004936-005027
59	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	41	8/14/2019	005028-005030
60	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	41	8/14/2019	005031-005033
61	EVIDENTIARY HEARING - DAY 18	42 thru 43	8/14/2019	005034-005222
62	EVIDENTIARY HEARING - DAY 19	44	8/15/2019	005223-005301
63	EVIDENTIARY HEARING - DAY 20	45	8/16/2019	005302-005468

64	FINDINGS OF FACT AND CONCLUSIONS OF LAW GRANTING PRELIMINARY INJUNCTION	46	8/23/2019	005469-005492
65	HEARING ON OBJECTIONS TO STATE'S RESPONSE, NEVADA WELLNESS CENTER'S MOTION RE COMPLIANCE RE PHYSICAL ADDRESS, AND BOND AMOUNT SETTING	46	8/29/2019	005493-005565
66	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	46	9/5/2019	005566-005592
67	FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/6/2019	005593-005698
68	DEFENDANT-RESPONDENT'S GOOD CHEMISTRY NEVADA, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/27/2019	005699-005707
69	D LUX, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/27/2019	005708-005715
70	FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	47	9/29/2019	005716-005731
71	ANSWER TO COMPLAINT	47	10/1/2019	005732-005758
72	DEFENDANT RURAL REMEDIES, LLC ANSWER TO FIRST AMENDED COMPLAINT	47	10/1/2019	005759-005760
73	DEFENDANTS MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S ANSWER	48	10/3/2019	005761-005795
74	APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	48	10/10/2019	005796-005906
75	DEFENDANT-INTERVENOR CLEAR RIVER, LLC'S ORDER DENYING IT'S MOTION FOR PARTIAL SUMMARY JUDGEMENT ON THE PETITION FOR JUDICIAL REVIEW CAUSE OF ACTION	48	11/7/2019	005907-005912

76	ANSWER TO FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	48	11/8/2019	005913-005921
77	ERRATA TO ANSWER TO FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	48	11/8/2019	005922-005930
78	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI MANDAMUS, AND PROHIBITION	49	11/12/2019	005931-005937
79	ANSWER TO FIRST AMENDED COMPLAINT GRAVITAS NEVADA LTD	49	11/12/2019	005938-005942
80	ORDER DENYING 1) ORGANIC REMEDIES, LLC'S MOTION TO DISSOLVE PRELIMINARY INJUNCTION AND TO STAY PRELIMINARY INJUNCTION PENDING APPEAL AND 2) LONE MOUNTAIN PARTNERS, LLC'S	49	11/19/2019	005943-005949
81	AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	11/21/2019	005950-006004
82	EUPHORIA WELLNESS, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	49	11/21/2019	006005-006011
83	NOTICE OF ENTRY OF ORDER DENYING MM DEVELOPMENT COMPANY, INC.'S AND LIVFREE WELLNESS, LLC'S MOTION TO ALTER OR AMEND FINDINGS OF FACT AND CONCLUSION OF LAW,	49	11/22/2019	006012-006015
84	ORDER DENYING MM DEVELOPMENT COMPANY, INC. 'S AND LIVFREE WELLNESS LLC'S MOTION TO ALTER AMEND FINDINGS OF FACT AND CONCLUSION OF LAW	49	11/22/2019	006016-006017
85	BUSINESS COURT ORDER	49	11/25/2019	006018-006022

86	ORDER GRANTING MOTION FOR LEAVE TO FILE SECOND AMENDED COMPLAINT IN CASE NO. A-786962	49	11/26/2019	006023-006024
87	TGIG SECOND AMENDED COMPLAINT	49	11/26/2019	006025-006047
88	REPLY IN SUPPORT OF AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	12/6/2019	006048-006057
89	HEARING ON APPLICATION OF NEVADA ORGANIC REMEDIES FOR WRIT OF MANDAMUS TO COMPEL STATE TO MOVE IT TO TIER 2 OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	12/9/2019	006058-006068
90	LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	49	12/10/2019	006069-006081
91	NOTICE OF HEARING	49	12/13/2019	006082-006087
92	DEFENDANT'S ANSWER TO DH FLAMINGO INC'S ET AL., FIRST AMENDED COMPLAINT	50	12/16/2019	006088-006105
93	DEFENDANT'S ANSWER TO DH FLAMINGO INC'S ET AL., FIRST AMENDED COMPLAINT	50	12/16/2019	006106-006123
94	PLAINTIFFS' OPPOSITION TO LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	50	12/20/2019	006124-006206
95	OPPOSITION TO HELPING HANDS WELLNESS CTR, INC.'S APPLICATION FOR WRIT OF MANDAMUS	50	12/27/2019	006207-006259
96	ORDER DENYING MOTION FOR STAY AND GRANTING IN PART MOTION TO EXPEDITE	50	12/30/2019	006260-006262
97	ORDER DENYING THE DEPARTMENT OF TAXATION OBJECTION TO DISCOVERY COMMISSIONER'S REPORT AND RECOMMENDATIONS	51	12/31/2019	006263-006263
98	NOTICE OF ENTRY OF ORDER	51	1/3/2020	006264-006271

99	GREENMART OF NEVADA NLV LLC'S ANSWER TO D.H. FLAMINGO PLAINTIFFS' FIRST AMENDED COMPLAINT	51	1/6/2020	006272-006295
100	NV WELLNESS CENTER, LLC'S MOTION TO COMPEL ON AN ORDER SHORTENING TIME	51	1/8/2020	006296-006358
101	LONE MOUNTAIN PARTNERS, LLC'S REPLY IN SUPPORT OF MOTION TO DISMISS SECOND AMENDED COMPLAINT	51	1/8/2020	006359-006368
102	OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL	52	1/10/2020	006369-006439
103	ESSENCE ENTITIES' ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	52	1/14/2020	006440-006468
104	NOTICE OF ENTRY OF ORDER	52	1/14/2020	006469-006474
105	ORDER DENYING NEVADA ORGANIC REMEDIES, LLC'S AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC	52	1/14/2020	006475-006477
106	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO FIRST AMENDED COMPALINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	52	1/21/2020	006478-006504
107	ERRATA TO DECLARATION OF ALFRED TERTERYAN IN SUPPORT OF HELPING HANDS WELLNESS CENTER, INC.'S APPLICATION FOR WRIT OF MANDAMUS	52	1/24/2020	006505-006506
108	AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/28/2020	006507-006542
109	DEPARTMENT OF TAXATION'S ANSWER TO PLAINTIFF SERENITY PARTIES' SECOND AMENDED COMPLAINT	53	1/28/2020	006543-006559
110	DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/28/2020	006560-006588

111	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/29/2020	006589-006609
112	HEARING ON OBJECTIONS TO SUBPOENAS DUCES TECUM, MOTIONS FOR PROTECTIVE ORDERS, APPLICATION OF FOR WRIT OF MANDAMUS, MOTION FOR SETTING SETTLEMENT CONFERENCE, AND MOTION TO REDACT AND SEAL EXHIBITS 4 AND 5	53	1/31/2020	006610-006657
113	ANSWER TO D.H. FLAMINGO PARTIES' FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/5/2020	006658-006697
114	FINDINGS OF FACT AND CONCLUSIONS OF LAW GRANTING PRELIMINARY INJUNCTION	54	2/7/2020	006698-006722
115	DEFENDANT-RESPONDENT NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/7/2020	006723-006752
116	DEFENDANT-RESPONDENT STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/7/2020	006753-006781
117	SECOND AMENDED COMPLAINT	54	2/11/2020	006782-006805
118	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO THE SERENITY PLAINTIFFS' SECOND AMENDED COMPLAINT	54	2/12/2020	006806-006814
119	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO ETW PLAINTIFFS' THIRD AMENDED COMPLAINT	54	2/12/2020	006815-006822

120	GREENMART OF NEVADA NLV LLC'S ANSWER TO ETW MANAGEMENT GROUP LLC, GLOBAL HARMONY LLC, GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, HERBAL CHOICE INC., JUST QUALITY LLC, LIBRA WELLNESS CENTER, LLC, ROMBOUGH REAL ESTATE INC. DBA MOTHER HERB, NEVCANN LLC, RED EARTH LLC, THC NEVADA LLC, ZION GARDENS LLC AND MMOF VEGAS RETAIL, INC.'S THIRD AMENDED COMPLAINT	55	2/12/2020	006823-006841
121	ANSWER TO D.H. FLAMINGO PLAINTIFFS' FIRST AMENDED COMPLAINT AND PETITION FOR REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/12/2020	006842-006853
122	CPCM HOLDINGS, LLC D/B/A THRIVE CANNABIS MARKETPLACE'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/13/2020	006854-006867
123	ANSWER TO SERENITY PLAINTIFFS' SECOND AMENDED COMPLAINT	55	2/14/2020	006868-006876
124	CIRCLE S FARMS LLC'S ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/18/2020	006877-006884
125	ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION	55	2/18/2020	006885-006910
126	GREENMART OF NEVADA NLV LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/18/2020	006911-006921
127	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION	55	2/18/2020	006922-006935
128	ORDER GRANTING IN PART AND DENYING IN PART THE DEPARTMENT OF TAXATION'S MOTIONS FOR PROTECTIVE ORDER ON ORDER SHORTENING TIME	55	2/19/2020	006936-006941

129	CIRCLE S FARMS LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/20/2020	006942-006949
130	NOTICE OF FILING OF EMERGENCY PETITION FOR WRIT OF MANDAMUS OR PROHIBITION UNDER NRAP 21(a)6)	55	2/21/2020	006950-006951
131	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND/OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/25/2020	006952-006958
132	GREENMART OF NEVADA NLV LLC'S ANSWER TO QUALCAN LLC'S SECOND AMENDED COMPLAINT	55	2/25/2020	006959-006970
133	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/26/2020	006971-006983
134	GREENMART OF NEVADA NLV LLC'S MOTION TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/28/2020	006984-006987
135	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC ANSWER TO NATURAL MEDICINE, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	2/28/2020	006988-007000
136	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT/RESPONDENT STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND/OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	2/28/2020	007001-007012

137	GREENMART OF NEVADA NLV LLC'S ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	3/6/2020	007013-007024
138	GREENMART OF NEVADA NLV LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	3/6/2020	007025-007036
139	QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	56	3/13/2020	007037-007057
140	PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL GREENMART OF NEVADA, LLC TO PRODUCE KENNETH LEE AND HAE LEE FOR DEPOSITION ON ORDER SHORTENING TIME	56	3/16/2020	007058-007074
141	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL GREENMART TO ALSO PRODUCE KENNETH LEE AND HAE LEE FOR DEPOSITION	56	3/18/2020	007075-007080
142	NEVADA WELLNESS CENTER, LLC'S JOINDER TO ETW PLAINTIFFS' MOTION TO COMPEL PRIVILEGE LOGS	56	3/20/2020	007081-007083
143	NEVADA WELLNESS CENTER, LLC'S JOINDER TO ETW PLAINTIFFS' MOTION TO COMPEL	56	3/20/2020	007084-007086
144	GREENMART OF NEVADA NLV LLC'S RESPONSE IN OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	56	3/23/2020	007087-007095
145	CLEAR RIVER, LLC'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS ON ORDER SHORTENING TIME	56	3/27/2020	007096-007099
146	NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO QUALCAN'S PETITION FOR WRIT OF MANDAMUS	56	3/27/2020	007100-007143
147	PLAINTIFF NEVADA WELLNESS CENTER, LLC'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	57	3/27/2020	007144-007175
148	DEPARTMENT OF TAXATION'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	57	3/27/2020	007176-007182

149	THE ESSENCE ENTITIES' OPPOSITION TO ETW PLAINTIFFS' 1) MOTION TO COMPEL AND 2) MOTION TO COMPEL PRIVILEGE LOGS	57	3/27/2020	007183-007293
150	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF'S MOTION TO COMPEL PRIVILEGE LOGS AND COUNTER MOTION FOR SANCTIONS PURSUANT TO NRCP 37	57	3/30/2020	007294-007310
151	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF'S MOTION TO COMPEL SUPPLEMENTAL RESPONSES	58	3/30/2020	007311-007329
152	ORDER DENYING DEFENDANT JORGE PUPO'S MOTION TO DISMISS	58	3/30/2020	007330-007332
153	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO ETW PLAINTIFFS' MOTION TO COMPEL PRIVILEGE LOGS	58	4/3/2020	007333-007336
154	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO ETW PLAINTIFFS' MOTION TO COMPEL	58	4/3/2020	007337-007346
155	DEPARTMENT OF TAXATION'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/8/2020	007347-007360
156	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/8/2020	007361-007373
157	CIRCLE S FARMS LLC'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/9/2020	007374-007381
158	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE ADDITIONAL DOCUMENTS ON ORDER SHORTENING TIME	58	4/9/2020	007382-007395

159	NOTICE OF ENTRY OF ORDER DENYING MM DEVELOPMENT COMPANY, INC.'S MOTION TO STRIKE AND-OR DISMISS D.H. FLAMINGO, INC.'S COUNTERCLAIM	58	4/9/2020	007396-007400
160	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S MOTION TO DISMISS 1) NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS;(2) STRIVE WELLNESS' COMPLAINT; (3) RURAL REMEDIES AMENDED COMPLAINT; (4) QUALCAN'S AMENDED COMPLAINT; (5) HIGH SIERRA HOLISTICS COMPLAINT AND (6) NATURAL MEDICINE'S COMPLAINT FOR FAILING TO COMPLY WITH NRS 233B.130(2)(D)	59 thru 60	4/14/2020	007401-007717
161	DEFENDANT PUPO'S ANSWER TO RURAL REMEDIES' AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	61	4/14/2020	007718-007730
162	THRIVE'S SUPPLEMENTAL BRIEF IN SUPPORT OF OPPOSITION TO ETW MANAGEMENT GROUP LLC; ET AL.'S MOTION TO COMPEL	61	4/14/2020	007731-007792
163	MINUTE ORDER CLEAR RIVER'S REQUEST FOR OST ON MOTION TO DISMISS	61	4/15/2020	007793-007793
164	DEPARTMENT OF TAXATION'S ANSWER TO ETW MANAGEMENT GROUP LLC PARTIES' THIRD AMENDED COMPLAINT	61	4/20/2020	007794-007810
165	DEPARTMENT OF TAXATION'S ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	61	4/20/2020	007811-007845
166	DEPARTMENT OF TAXATION'S ANSWER TO QUALCAN'S SECOND A MENDED COMPLAINT	61	4/20/2020	007846-007862
167	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO ETW PLAINTIFFS' THIRD AMENDED COMPLAINT	62	4/21/2020	007863-007893

168	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	62	4/21/2020	007894-007913
169	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO TGIG PLAINTIFFS' SECOND AMENDED COMPLAINT	62	4/21/2020	007914-007935
170	ORDER GRANTING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE ADDITIONAL DOCUMENTS ON ORDER SHORTENING TIME	62	4/21/2020	007936-007939
171	ORDER DENYING LONE MOUNTAIN PARTNER'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	62	5/5/2020	007940-007941
172	DEPARTMENT OF TAXATION'S INDEX OF EXHIBITS IN SUPPORT OF ITS OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN DEPARTMENT OF TAXATION'S ANSWER TO SECOND AMENDED COMPLAINT	63 thru 64	5/11/2020	007942-008232
173	DEPARTMENT OF TAXATION'S OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN DEPARTMENT OF TAXATION'S ANSWER TO SECOND AMENDED COMPLAINT	65	5/11/2020	008233-008241
174	DEPARTMENT OF TAXATION'S NOTICE OF SUPPLEMENTAL AUTHORITY	65	5/12/2020	008242-008252
175	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	65	5/21/2020	008253-008302
176	HEARING ON MOTIONS FOR SUMMARY JUDGMENT OR WRIT OF MANDAMUS AND MOTION TO EXTEND TIME FOR BRIEFING	65	5/22/2020	008303-008354

177	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	65	5/26/2020	008355-008375
178	PURE TONIC CONCENTRATES LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	65	5/29/2020	008376-008379
179	RURAL REMEDIES, LLC'S ANSWER TO DEFENDANT-RESPONDENT NATURAL MEDICINE'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	65	6/3/2020	008380-008393
180	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO NATURAL MEDICINE'S LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	65	6/4/2020	008394-008401
181	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	66	6/4/2020	008402-008409
182	ORDER DENYING D.H. FLAMINGO, INC. AND SURTERRA HOLDINGS, INC.'S MOTION FOR SUMMARY JUDGMENT AGAINST MM DEVELOPMENT COMPANY, INC.	66	6/5/2020	008410-008413
183	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO DEFENDANT-RESPONDENT NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRIT OF CERTIORARI, MANDAMUS, AND PROHIBITION	66	6/5/2020	008414-008435
184	TGIG, LLC, NEVADA HOLISTIC MEDICINE, LLC, GBS NEVADA PARTNERS, FIDELIS HOLDINGS, LLC, GRAVITAS NEVADA, NEVADA PURE, LLC, MEDIFARM, LLC, AND MEDIFARM IV'S ANSWER TO NATURAL MEDICINE	66	6/10/2020	008436-008454

185	PLAINTIFF'S DECLARATION & POA-F2018-01430	67 thru 74	6/12/2020	008455-009889
186	PLAINTIFF'S NOTICE OF FILING RECORD ON REVIEW	75	6/12/2020	009890-009933
187	PLAINTIFF'S DKT 148-1 INDEX OF EXHIBITS - 1	76 thru 77	6/12/2020	009934-010291
188	PLAINTIFF'S DKT 148-1 INDEX OF EXHIBITS - 2	78 thru 79	6/12/2020	010292-010595
189	PLAINTIFF'S RECORD PART 1	80 thru 81	6/12/2020	010596-010937
190	PLAINTIFF'S RECORD PART 2	82 thru 83	6/12/2020	010938-011275
191	PLAINTIFF'S RECORD PART 3	84 thru 85	6/12/2020	011276-011613
192	PLAINTIFF'S RECORD PART 4	86 thru 87	6/12/2020	011614-011951
193	PLAINTIFF'S RECORD PART 5	88	6/12/2020	011952-012104
194	PLAINTIFF'S RECORD PART 6	89	6/12/2020	012105-012258
195	PLAINTIFF'S RECORD PART 7	90	6/12/2020	012259-012413
196	PLAINTIFF'S RECORD PART 8	91	6/12/2020	012414-012569
197	PLAINTIFF'S RECORD PART 9	92	6/12/2020	012570-012723
198	PLAINTIFF'S RECORD PART 10	93	6/12/2020	012724-012878
199	PLAINTIFF'S RECORD PART 11	94	6/12/2020	012879-013032
200	PLAINTIFF'S RECORD PART 12	95	6/12/2020	013033-013187
201	PLAINTIFF'S RECORD PART 13	96	6/12/2020	013188-013341

202	PLAINTIFF'S RECORD PART 14	97	6/12/2020	013342-013496
203	PLAINTIFF'S RECORD PART 15	98 thru 99	6/12/2020	013497-013774
204	PLAINTIFF'S RECORD PART 16	100 thru 101	6/12/2020	013775-014052
205	PLAINTIFF'S RECORD PART 17	102 thru 103	6/12/2020	014053-014330
206	PLAINTIFF'S RECORD PART 18	104 thru 105	6/12/2020	014331-014608
207	PLAINTIFF'S RECORD PART 18	106 thru 107	6/12/2020	014609-014886
208	PLAINTIFF'S RECORD PART 19	108 thru 111	6/12/2020	014887-015426
209	PLAINTIFF'S RECORD PART 20	112 thru 115	6/12/2020	015427-015966
210	PLAINTIFF'S RECORD PART 21	116 thru 119	6/12/2020	015967-016506
211	PLAINTIFF'S RECORD PART 22	120 thru 123	6/12/2020	016507-017048
212	PLAINTIFF'S RECORD PART 24	124 thru 131	6/12/2020	017049-018484
213	PLAINTIFF'S RECORD PART 25	132 thru 134	6/12/2020	018485-018844
214	PLAINTIFF'S RECORD PART 26	135 thru 136	6/12/2020	018845-019202
215	PLAINTIFF'S RECORD PART 27	137 thru 144	6/12/2020	019203-020637

216	PLAINTIFF'S RECORD PART 28	145 thru 147	6/12/2020	020638-020999
217	PLAINTIFF'S RECORD PART 29	148 thru 149	6/12/2020	021000-021357
218	PLAINTIFF'S RECORD PART 30	150 thru 157	6/12/2020	021358-022621
219	PLAINTIFF'S RECORD PART 31	158 thru 159	6/12/2020	022622-022979
220	PLAINTIFF'S RECORD PART 32	160 thru 167	6/12/2020	022980-024414
221	PLAINTIFF'S RECORD PART 33	168 thru 169	6/12/2020	024415-024718
222	PLAINTIFF'S RECORD PART 35	170 thru 177	6/12/2020	024719-026153
223	PLAINTIFF'S RECORD PART 37	178	6/12/2020	026154-026256
224	PLAINTIFF'S RECORD PART 39	179 thru 181	6/12/2020	026257-026669
225	PLAINTIFF'S RECORD PART 40	182 thru 183	6/12/2020	026670-026934
226	PLAINTIFF'S RECORD PART 41	184 thru 186	6/12/2020	026935-027347
227	PLAINTIFF'S RECORD PART 42	187 thru 188	6/12/2020	027348-027612
228	PLAINTIFF'S RECORD PART 43	189 thru 191	6/12/2020	027613-028025
229	PLAINTIFF'S RECORD PART 44	192 thru 193	6/12/2020	028026-028290

230	PLAINTIFF'S RECORD PART 45	194 thru 196	6/12/2020	028291-028703
231	PLAINTIFF'S RECORD PART 46	197 thru 198	6/12/2020	028704-028968
232	PLAINTIFF'S RECORD PART 47	199 thru 201	6/12/2020	028969-029451
233	PLAINTIFF'S RECORD PART 48	202 thru 204	6/12/2020	029452-029934
234	PLAINTIFF'S RECORD PART 49	205 thru 207	6/12/2020	029935-030346
235	PLAINTIFF'S RECORD PART 50	208 thru 210	6/12/2020	030347-030758
236	PLAINTIFF'S RECORD PART 51	211 thru 213	6/12/2020	030759-031170
237	PLAINTIFF'S RECORD PART 52	214 thru 216	6/12/2020	031171-031582
238	PLAINTIFF'S RECORD PART 54	217 thru 219	6/12/2020	031583-031994
239	PLAINTIFF'S RECORD PART 55	220 thru 222	6/12/2020	031995-032406
240	PLAINTIFF'S RECORD PART 56	223 thru 225	6/12/2020	032407-032818
241	PLAINTIFF'S RECORD PARTY 57	226 thru 228	6/12/2020	032819-033230
242	PLAINTIFF'S RECORD PART 58	229 thru 231	6/12/2020	033231-033642
243	PLAINTIFF'S RECORD PART 59	232	6/12/2020	033643-033801
244	PLAINTIFF'S RECORD PART 60	233	6/12/2020	033802-033877

245	PLAINTIFF'S RECORD PART 61	234 thru 235	6/12/2020	033878-034143
246	PLAINTIFF'S RECORD PART 62	236 thru 237	6/12/2020	034144-034409
247	PLAINTIFF'S RECORD PART 63	238 thru 239	6/12/2020	034410-034675
248	PLAINTIFF'S RECORD PART 64	240 thru 241	6/12/2020	034676-034943
249	PLAINTIFF'S RECORD PART 65	242 thru 245	6/12/2020	034944-035512
250	PLAINTIFF'S RECORD PART 66	246 thru 248	6/12/2020	035513-035919
251	PLAINTIFF'S RECORD PART 67	249 thru 251	6/12/2020	035920-036326
252	PLAINTIFF'S RECORD PART 68	252 thru 254	6/12/2020	036327-036733
253	PLAINTIFF'S RECORD PART 69	255 thru 257	6/12/2020	036734-037140
254	PLAINTIFF'S RECORD PART 70	258 thru 260	6/12/2020	037141-037547
255	PLAINTIFF'S RECORD PART 71	261 thru 263	6/12/2020	037548-037954
256	PLAINTIFF'S RECORD PART 72	264 thru 266	6/12/2020	037955-038415
257	PLAINTIFF'S RECORD PART 73	267 thru 269	6/12/2020	038416-038867
258	NOTICE OF ENTRY OF ORDER ON PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN JORGE	270	6/23/2020	038868-038871

	PUPPO'S ANSWER TO SECOND AMENDED COMPLAINT			
259	SUPPLEMENT TO RECORD ON REVIEW IN ACCORDANCE WITH THE NEVADA ADMINISTRATIVE PROCEDURE ACT	270	6/26/2020	038872-038947
260	MOTION TO VOLUNTARILY DISMISS MMOF VEGAS RETAIL, INC. AND REQUEST TO RELEASE MMOF VEGAS RETAIL, INC.'S BOND FUNDS ON AN ORDER SHORTENING TIME	271	6/29/2020	038948-039114
261	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	6/29/2020	039115-039135
262	WELLNESS CONNECTION OF NEVADA, LLC'S ANSWER TO PLAINTIFF NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	6/29/2020	039136-039152
263	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO QUALCAN, LLC'S SECOND AMENDED COMPLAINT	272	7/1/2020	039153-039164
264	ESSENCE ENTITIES' ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	272	7/8/2020	039165-039193
265	ESSENCE ENTITIES' ANSWER TO THIRD AMENDED COMPLAINT	272	7/8/2020	039194-039210
266	ESSENCE ENTITIES' ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	7/8/2020	039211-039223
267	ESSENCE ENTITIES' ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	272	7/8/2020	039224-039235
268	ESSENCE ENTITIES' ANSWER TO SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	7/8/2020	039236-039265

269	ESSENCE ENTITIES' ANSWER QUALCAN, LLC'S SECOND AMENDED COMPLAINT	272	7/8/2020	039266-039284
270	ESSENCE ENTITIES' ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/8/2020	039285-039299
271	ESSENCE ENTITIES' ANSWER TO THE TGIG PARTIES' SECOND AMENDED COMPLAINT	273	7/8/2020	039300-039313
272	ESSENCE ENTITIES' ANSWER TO COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/8/2020	039314-039323
273	HIGH SIERRA HOLISTICS, LLC'S JOINDER TO ETW MANAGEMENT GROUP LLC'S ANSWERS	273	7/8/2020	039324-039325
274	GREENMART OF NEVADA NLV LLC'S JOINDER TO MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC., AND LIVFREE WELLNESS, LLC ON AN ORDER SHORTENING TIME	273	7/8/2020	039326-039327
275	MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC ON AN ORDER SHORTENING TIME	273	7/8/2020	039328-039381
276	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	273	7/9/2020	039382-039411
277	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO HIGH SIERRA HOLISTICS COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/9/2020	039412-039421
278	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO MM DEVELOPMENT COMPANY, INC., & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/9/2020	039422-039434
279	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	273	7/9/2020	039435-039445

280	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	274	7/9/2020	039446-039478
281	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO QUALCANN, LLC'S SECOND AMENDED COMPLAINT	274	7/9/2020	039479-039496
282	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT	274	7/9/2020	039497-039509
283	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO TGIG PARTIES' SECOND AMENDED COMPLAINT	274	7/9/2020	039510-039523
284	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO THIRD AMENDED COMPLAINT	274	7/9/2020	039524-039539
285	OPPOSITION TO MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC ON AN ORDER SHORTENING TIME	274	7/9/2020	039540-039575
286	MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRARECORD EVIDENCE AT THE HEARING OF JUDICIAL REVIEW and TO ENLARGE TIME FOR FILING OPENING BRIEF	275	7/9/2020	039576-039735
287	DEFENDANT IN INTRVENTION, CLEAR RIVER, LLC'S ANSWER TO HIGH SIERRA HOLISTICS, LLC COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	275	7/10/2020	039736-039750
288	DEFENDANT-INTERVENOR NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO TGIG PARTIES' SECOND AMENDED COMPLAINT	276	7/10/2020	039751-039759
289	NEVADA ORGANIC REMEDIES, LLC'S ANSWER NEVADA WELLNESS CENTER, LLC'S AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039760-039772

290	DEFENDANT-INTERVENOR NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO CLARK NATURAL MEDICINE ET AL.'S FIRST AMENDED COMPLAINT	276	7/10/2020	039773-039789
291	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO ETW MANAGEMENT GROUP, LLC ET AL.'S THIRD AMENDED THIRD AMENDED COMPLAINT	276	7/10/2020	039790-039804
292	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO HIGH SIERRA HOLISTIC'S COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039805-039815
293	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039816-039829
294	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO QUALCAN, LLC.'S SECOND AMENDED COMPLAINT	276	7/10/2020	039830-039844
295	NEVADA ORGANIC REMEDIES, LLC'S ANSWER RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039845-039859
296	FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER GRANTING IN PART AND DENYING IN PART MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS (1)	276	7/11/2020	039860-039862
297	FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER GRANTING IN PART AND DENYING IN PART MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS (2)	276	7/11/2020	039863-039865
298	ORDER GRANTING CLEAR RIVER, LLC'S MOTION TO RECONSIDER THE COURT'S ORDER GRANTING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE JOHN KOCER AND NORTON ARBELAEZ FOR DEPOSITION ON ORDER SHORTENING TIME	276	7/11/2020	039866-039868

299	EVIDENTIARY HEARING ON CASE -ENDING SANCTIONS - DAY 1	277 thru 278	7/13/2020	039869-040216
300	EVIDENTIARY HEARING ON CASE -ENDING SANCTIONS - DAY 2	279	7/14/2020	040217-040263
301	MOTION FOR PROTECTIVE ORDER ON ORDER SHORTENING TIME	279	7/15/2020	040264-040323
302	BENCH TRIAL - DAY 1	280 thru 281	7/17/2020	040324-040663
303	BENCH TRIAL - DAY 2	282 thru 283	7/20/2020	040664-041020
304	BENCH TRIAL - DAY 3	284 thru 285	7/21/2020	041021-041330
305	PLAINTIFFS' OPENING BRIEF IN SUPPORT OF PETITION FOR JUDICIAL REVIEW	286	7/22/2020	041331-041363
306	BENCH TRIAL - DAY 4	287 thru 288	7/22/2020	041364-041703
307	DEPARTMENT OF TAXATION'S OPPOSITION TO TGIG'S MOTION TO SUPPLEMENT THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE; AND TO ENLARGE TIME FOR FILING OPENING BRIEF	289	7/23/2020	041704-041732
308	THC NEVADA, LLC'S JOINDER TO PLAINTIFF TGIG, LLC ET AL'S OPENING BRIEF IN SUPPORT OF PETITION FOR JUDICIAL REVIEW	289	7/23/2020	041733-041735
309	BENCH TRIAL - DAY 5	290 thru 291	7/23/2020	041736-042068
310	CIRCLE S FARMS LLC'S JOINDER TO CLEAR RIVER, LLC AND DEPARTMENT OF TAXATION'S OPPOSITIONS TO PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINIST	292	7/24/2020	042069-042071
311	THE ESSENCE ENTITIES' JOINDER TO DEPARTMENT OF TAXATION'S OPPOSITION	292	7/24/2020	042072-042074

	TO TGIG'S MOTION TO SUPPLEMENT THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE AND TO ENLARGE TIME FOR FILING OPENING BRIEF			
312	BENCH TRIAL - DAY 6	293 thru 294	7/24/2020	042075-042381
313	BENCH TRIAL - DAY 7	295 thru 296	7/27/2020	042382-042639
314	EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	297	7/28/2020	042640-042670
315	BENCH TRIAL - DAY 8	298 thru 299	7/28/2020	042671-042934
316	BENCH TRIAL - DAY 9 VOLUME I	300 thru 301	7/29/2020	042935-043186
317	THRIVE'S JOINDER TO PLAINTIFFS' OPPOSITION TO THC NEVADA LLC'S AND HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER FOR PRELIMINARY INJUNCTION ON AN ORDER SHORTENING TIME	302	7/30/2020	043187-043190
318	GREENMART OF NEVADA NLV LLC'S JOINDER TO PLAINTIFFS' OPPOSITION TO THE THC NEVADA LLC'S AND HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER FOR PRELIMINARY INJUNCTION ON AN ORDER SHORTENING TIME AND DECLARATION OF ALINA M. SHELL	302	7/30/2020	043191-043195
319	JOINDER TO THC NEVADA, LLC and HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	302	7/30/2020	043196-043209
320	BENCH TRIAL - DAY 10	303 thru 304	7/30/2020	043210-043450

321	BENCH TRIAL - DAY 11	305	7/31/2020	043451-043567
322	EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	306	7/31/2020	043568-043639
323	NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE ON AN ORDER SHORTENING TIME	306	8/3/2020	043640-043708
324	BENCH TRIAL - DAY 12	307 thru 308	8/3/2020	043709-043965
325	BENCH TRIAL - DAY 13	309 thru 310	8/4/2020	043966-044315
326	BENCH TRIAL - DAY 14	311 thru 313	8/5/2020	044316-044687
327	BENCH TRIAL - DAY 15	314 thru 316	8/6/2020	044688-045065
328	REPLY TO THE DOT'S AND CLEAR RIVER, LLC'S OPPOSITIONS TO PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS	317	8/7/2020	045066-045084
329	BENCH TRIAL - DAY 16	318 thru 319	8/10/2020	045085-045316
330	DEPARTMENT OF TAXATION'S NOTICE OF REMOVING ENTITITES FROM TIER 3	320	8/11/2020	045317-045332
331	BENCH TRIAL - DAY 17	321 thru 323	8/11/2020	045333-045697
332	MOTION TO PRECLUDE APPLICATION OF THE EQUITABLE MAXIM OF UNCLEAR HANDS AGAIN ST THE TGIG PLAINTIFFS	324	8/11/2020	045698-045711
333	BENCH TRIAL - DAY 18	325	8/12/2020	045712-045877

334	OPPOSITION TO MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	325	8/14/2020	045878-045882
335	JOINDER TO THC NEVADA, LLC AND HERBAL CHOICE, INC'S MOTION TO STRIKE DEPARTMENT OF TAXATION NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	325	8/14/2020	045883-045888
336	THC NEVADA, LLC AND HERBAL CHOICE, INC.'S JOINDER TO TGIG PLAINTIFFS' PROPOSED SUPPLEMENTAL FINDINGS OF FACT AND CONCLUSIONS OF LAW BASED UPON PARTIAL SUBSTITUTION OF THE NEVADA CANNABIS COMPLIANCE BOARD AS A PARTY DEFENDANT IN THESE CONSOLIDATED MATTERS	326	8/14/2020	045889-045891
337	DEPARTMENT OF TAXATION'S OPPOSITION TO THC NEVADA, LLC AND HERBAL CHOICE, INC.'S MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING	326	8/15/2020	045892-045899
338	ORDER REGARDING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION FOR SUMMARY JUDGMENT ON FIRST CLAIM FOR RELIEF	326	8/15/2020	045900-045905
339	THC NEVADA, LLC AND HERBAL CHOICE, INC.'S REPLY TO NEVADA ORGANIC REMEDIES' OPPOSITION TO MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	326	8/15/2020	045906-045917
340	HELPING HANDS WELLNESS CENTER, INC.'S REPLY IN SUPPORT OF MOTION TO MODIFY OR DISSOLVE THE PRELIMINARY INJUNCTION1	326	8/16/2020	045918-045932
341	NOTICE OF ENTRY OF ORDER	326	8/17/2020	045933-045939
342	BENCH TRIAL - DAY 19	327 thru 328	8/17/2020	045940-046223

343	BENCH TRIAL - DAY 20	329	8/18/2020	046224-046355
344	TRIAL EXHIBIT 1005	329	8/18/2020	046356-046389
345	TRIAL EXHIBIT 1006	330	8/18/2020	046390-046423
346	TRIAL EXHIBIT 1135	330	8/18/2020	046424-046445
347	TRIAL EXHIBIT 1302	330	8/18/2020	046446-046448
348	TRIAL EXHIBIT 2157	330	8/18/2020	046449-046502
349	TRIAL EXHIBIT 2158	330	8/18/2020	046503-046548
350	TRIAL EXHIBIT 3291	331	8/18/2020	046549-046564
351	JOINDER TO THC NEVADA, LLC and HERBAL CHOICE, INC.'S MOTION TO RENEW JOINDER TO TGIG'S COUNTERMOTION FOR ORDER DISPENSING WITH THE BOND REQUIREMENT FOR PURPOSES OF THE PRELIMINARY	331	8/28/2020	046565-046567
352	ORDER DENYING TGIG PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE AT THE HEARING OF JUDICIAL REVIEW; AND TO ENLARGE TIME FOR FILING OPENING BRIEF	331	8/28/2020	046568-046572
353	MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC FINAL PRETRIAL CONFERENCE	331	9/3/2020	046573-046666
354	BENCH TRIAL - PHASE 1	332	9/8/2020	046667-046776
355	TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/10/2020	046777-046812

356	PLAINTIFFS GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, NEVCANN LLC AND RED EARTH LLC'S JOINDER TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/14/2020	046813-046815
357	RURAL REMEDIES, LLC'S JOINDER IN TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT AND CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/15/2020	046816-046817
358	FINDINGS OF FACT, CONCLUSION OF LAW AND PERMANENT INJUNCTION	332	9/16/2020	046818-046829
359	NOTICE OF ENTRY OF JUDGMENT (1)	333	9/22/2020	046830-046844
360	NOTICE OF ENTRY OF JUDGMENT (2)	333	9/22/2020	046845-046877
361	DEPARTMENT OF TAXATION'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW, AND PERMANENT INJUNCTION	333	9/24/2020	046878-046921
362	THE ESSENCE ENTITIES' LIMITED OPPOSITION TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	9/24/2020	046922-046924
363	GREENMART OF NEVADA NLV LLC'S JOINDER TO DEPARTMENT OF TAXATION'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW, AND PERMANENT INJUNCTION	333	9/24/2020	046925-046926
364	HELPING HANDS WELLNESS CENTER, INC.'S OPPOSITION TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	9/24/2020	046927-046931
365	CLARK NATURAL MEDICINAL SOLUTIONS LLC, NYE NATURAL MEDICINAL SOLUTIONS LLC CLARK NMSD LLC AND INYO FINE CANNABIS DISPENSARY L.L.C.'S JOINDER TO NEVADA WELLNESS CENTER'S MOTION TO AND PERMANENT INJUNCTION	333	9/24/2020	046932-046933

366	WELLNESS CONNECTION OF NEVADA, LLC'S RESPONSE TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION AND COUNTERMOTION TO CLARIFY AND-OR FOR ADDITIONAL FINDINGS	333	9/24/2020	046934-046940
367	CIRCLE S FARMS LLC'S JOINDER TO OPPOSITIONS TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	10/1/2020	046941-046943
368	MOTION FOR ORDER TO SHOW CAUSE	333	10/16/2020	046944-046965
369	ORDER TO SHOW CAUSE	334	10/18/2020	046966-046999
370	PLAINTIFFS GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, NEVCANN LLC AND RED EARTH LLC'S JOINDER TO TGIG PLAINTIFFS' MOTION FOR ORDER TO SHOW CAUSE	334	10/21/2020	047000-047002
371	NOTICE OF APPEAL	335 thru 339	10/23/2020	047003-047862
372	NOTICE OF ENTRY OF ORDER	340	10/27/2020	047863-047882
373	INDEX OF EXHIBITS IN SUPPORT OF DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	341 thru 342	10/30/2020	047883-048130
374	DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	343	10/30/2020	048131-048141
375	GREENMART OF NEVADA NLV LLC'S JOINDER TO DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	343	11/2/2020	048142-048143

TABLE OF CONTENT

Alphabetical by Document Name

TAB#	Document	Vol.	Date	Pages
81	AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	11/21/2019	005950-006004
108	AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/28/2020	006507-006542
10	ANSWER TO AMENDED COMPLAINT	2	4/10/2019	000224-000236
19	ANSWER TO COMPLAINT	8	5/20/2019	001042-001053
71	ANSWER TO COMPLAINT	47	10/1/2019	005732-005758
50	ANSWER TO CORRECTED FIRST AMENDED COMPLAINT	37	7/15/2019	004414-004425
113	ANSWER TO D.H. FLAMINGO PARTIES' FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/5/2020	006658-006697
121	ANSWER TO D.H. FLAMINGO PLAINTIFFS' FIRST AMENDED COMPLAINT AND PETITION FOR REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/12/2020	006842-006853
76	ANSWER TO FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	48	11/8/2019	005913-005921
79	ANSWER TO FIRST AMENDED COMPLAINT GRAVITAS NEVADA LTD	49	11/12/2019	005938-005942
7	ANSWER TO PLAINTIFFS' FIRST AMENDED COMPLAINT AND COUNTERCLAIM	1	3/15/2019	000093-000107
125	ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION	55	2/18/2020	006885-006910
123	ANSWER TO SERENITY PLAINTIFFS' SECOND AMENDED COMPLAINT	55	2/14/2020	006868-006876
14	APPENDIX OF EXHIBITS TO NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO SERENITY WELLNESS CENTER, LLC AND RELATED PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION	5 thru 7	5/9/2019	000532-000941

74	APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	48	10/10/2019	005796-005906
302	BENCH TRIAL - DAY 1	280 thru 281	7/17/2020	040324-040663
320	BENCH TRIAL - DAY 10	303 thru 304	7/30/2020	043210-043450
321	BENCH TRIAL - DAY 11	305	7/31/2020	043451-043567
324	BENCH TRIAL - DAY 12	307 thru 308	8/3/2020	043709-043965
325	BENCH TRIAL - DAY 13	309 thru 310	8/4/2020	043966-044315
326	BENCH TRIAL - DAY 14	311 thru 313	8/5/2020	044316-044687
327	BENCH TRIAL - DAY 15	314 thru 316	8/6/2020	044688-045065
329	BENCH TRIAL - DAY 16	318 thru 319	8/10/2020	045085-045316
331	BENCH TRIAL - DAY 17	321 thru 323	8/11/2020	045333-045697
333	BENCH TRIAL - DAY 18	325	8/12/2020	045712-045877
342	BENCH TRIAL - DAY 19	327 thru 328	8/17/2020	045940-046223
303	BENCH TRIAL - DAY 2	282 thru 283	7/20/2020	040664-041020
343	BENCH TRIAL - DAY 20	329	8/18/2020	046224-046355

304	BENCH TRIAL - DAY 3	284 thru 285	7/21/2020	041021-041330
306	BENCH TRIAL - DAY 4	287 thru 288	7/22/2020	041364-041703
309	BENCH TRIAL - DAY 5	290 thru 291	7/23/2020	041736-042068
312	BENCH TRIAL - DAY 6	293 thru 294	7/24/2020	042075-042381
313	BENCH TRIAL - DAY 7	295 thru 296	7/27/2020	042382-042639
315	BENCH TRIAL - DAY 8	298 thru 299	7/28/2020	042671-042934
316	BENCH TRIAL - DAY 9 VOLUME I	300 thru 301	7/29/2020	042935-043186
354	BENCH TRIAL - PHASE 1	332	9/8/2020	046667-046776
85	BUSINESS COURT ORDER	49	11/25/2019	006018-006022
157	CIRCLE S FARMS LLC'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/9/2020	007374-007381
124	CIRCLE S FARMS LLC'S ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/18/2020	006877-006884
129	CIRCLE S FARMS LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/20/2020	006942-006949
310	CIRCLE S FARMS LLC'S JOINDER TO CLEAR RIVER, LLC AND DEPARTMENT OF TAXATION'S OPPOSITIONS TO PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINIST	292	7/24/2020	042069-042071

367	CIRCLE S FARMS LLC'S JOINDER TO OPPOSITIONS TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	10/1/2020	046941-046943
365	CLARK NATURAL MEDICINAL SOLUTIONS LLC, NYE NATURAL MEDICINAL SOLUTIONS LLC CLARK NMSD LLC AND INYO FINE CANNABIS DISPENSARY L.L.C.'S JOINDER TO NEVADA WELLNESS CENTER'S MOTION TO AND PERMANENT INJUNCTION	333	9/24/2020	046932-046933
12	CLEAR RIVER, LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	2	5/7/2019	000252-000269
55	CLEAR RIVER, LLC'S ANSWER TO PLAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/26/2019	004706-004723
158	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE ADDITIONAL DOCUMENTS ON ORDER SHORTENING TIME	58	4/9/2020	007382-007395
150	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF'S MOTION TO COMPEL PRIVILEGE LOGS AND COUNTER MOTION FOR SANCTIONS PURSUANT TO NRCP 37	57	3/30/2020	007294-007310
151	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF'S MOTION TO COMPEL SUPPLEMENTAL RESPONSES	58	3/30/2020	007311-007329
145	CLEAR RIVER, LLC'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS ON ORDER SHORTENING TIME	56	3/27/2020	007096-007099
4	COMPLAINT	1	1/4/2019	000037-000053
5	COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	1	1/4/2019	000054-000078
1	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/10/2018	000001-000012
3	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/19/2018	000026-000036
6	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	1/16/2019	000079-000092
66	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	46	9/5/2019	005566-005592

45	CORRECTED FIRST AMENDED COMPLAINT.	34	7/11/2019	003950-003967
122	CPCM HOLDINGS, LLC D/B/A THRIVE CANNABIS MARKETPLACE'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/13/2020	006854-006867
183	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO DEFENDANT-RESPONDENT NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRIT OF CERTIORRI. MANDAMUS, AND PROHIBITION	66	6/5/2020	008414-008435
263	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO QUALCAN, LLC'S SECOND AMENDED COMPLAINT	272	7/1/2020	039153-039164
261	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	6/29/2020	039115-039135
106	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO FIRST AMENDED COMPALINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	52	1/21/2020	006478-006504
69	D LUX, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/27/2019	005708-005715
119	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO ETW PLAINTIFFS' THIRD AMENDED COMPLAINT	54	2/12/2020	006815-006822
78	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI MANDAMUS, AND PROHIBITION	49	11/12/2019	005931-005937
131	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND/OR	55	2/25/2020	006952-006958

	WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION			
118	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO THE SERENITY PLAINTIFFS' SECOND AMENDED COMPLAINT	54	2/12/2020	006806-006814
11	DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	2	4/16/2019	000237-000251
17	DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' FIRST AMENDED COMPLAINT	8	5/16/2019	001025-001037
177	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	65	5/26/2020	008355-008375
168	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	62	4/21/2020	007894-007913
167	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO ETW PLAINTIFFS' THIRD AMENDED COMPLAINT	62	4/21/2020	007863-007893
175	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	65	5/21/2020	008253-008302
169	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO TGIG PLAINTIFFS' SECOND AMENDED COMPLAINT	62	4/21/2020	007914-007935
160	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S MOTION TO DISMISS 1) NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS;(2) STRIVE WELLNESS' COMPLAINT; (3) RURAL REMEDIES AMENDED COMPLAINT; (4) QUALCAN'S AMENDED COMPLAINT; (5) HIGH SIERRA HOLISTICS	59 thru 60	4/14/2020	007401-007717

	COMPLAINT AND (6) NATURAL MEDICINE'S COMPLAINT FOR FAILING TO COMPLY WITH NRS 233B.130(2)(D)			
16	DEFENDANT IN INTERVENTION'S OPPOSITION TO PLAINTIFFS' APPLICATION FOR A TEMPORARY RESTRAINING ORDER	8	5/10/2019	000975-001024
287	DEFENDANT IN INTRVENTION, CLEAR RIVER, LLC'S ANSWER TO HIGH SIERRA HOLISTICS, LLC COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	275	7/10/2020	039736-039750
161	DEFENDANT PUPO'S ANSWER TO RURAL REMEDIES' AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	61	4/14/2020	007718-007730
72	DEFENDANT RURAL REMEDIES, LLC ANSWER TO FIRST AMENDED COMPLAINT	47	10/1/2019	005759-005760
110	DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/28/2020	006560-006588
92	DEFENDANT'S ANSWER TO DH FLAMINGO INC'S ET AL., FIRST AMENDED COMPLAINT	50	12/16/2019	006088-006105
75	DEFENDANT-INTERVENOR CLEAR RIVER, LLC'S ORDER DENYING IT'S MOTION FOR PARTIAL SUMMARY JUDGEMENT ON THE PETITION FOR JUDICIAL REVIEW CAUSE OF ACTION	48	11/7/2019	005907-005912
290	DEFENDANT-INTERVENOR NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO CLARK NATURAL MEDICINE ET AL.'S FIRST AMENDED COMPLAINT	276	7/10/2020	039773-039789
288	DEFENDANT-INTERVENOR NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO TGIG PARTIES' SECOND AMENDED COMPLAINT	276	7/10/2020	039751-039759
115	DEFENDANT-RESPONDENT NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/7/2020	006723-006752

116	DEFENDANT-RESPONDENT STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/7/2020	006753-006781
68	DEFENDANT-RESPONDENT'S GOOD CHEMISTRY NEVADA, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/27/2019	005699-005707
93	DEFENDANT'S ANSWER TO DH FLAMINGO INC'S ET AL., FIRST AMENDED COMPLAINT	50	12/16/2019	006106-006123
33	DEFENDANTS' ANSWER TO PLAINTIFFS' COMPLAINT WITH COUNTERCLAIM	26	6/14/2019	002823-002846
73	DEFENDANTS MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S ANSWER	48	10/3/2019	005761-005795
374	DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	343	10/30/2020	048131-048141
164	DEPARTMENT OF TAXATION'S ANSWER TO ETW MANAGEMENT GROUP LLC PARTIES' THIRD AMENDED COMPLAINT	61	4/20/2020	007794-007810
165	DEPARTMENT OF TAXATION'S ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	61	4/20/2020	007811-007845
109	DEPARTMENT OF TAXATION'S ANSWER TO PLAINTIFF SERENITY PARTIES' SECOND AMENDED COMPLAINT	53	1/28/2020	006543-006559
166	DEPARTMENT OF TAXATION'S ANSWER TO QUALCAN'S SECOND A MENDED COMPLAINT	61	4/20/2020	007846-007862
155	DEPARTMENT OF TAXATION'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/8/2020	007347-007360
172	DEPARTMENT OF TAXATION'S INDEX OF EXHIBITS IN SUPPORT OF ITS OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN DEPARTMENT OF TAXATION'S ANSWER TO SECOND AMENDED COMPLAINT	63 thru 64	5/11/2020	007942-008232

330	DEPARTMENT OF TAXATION'S NOTICE OF REMOVING ENTITIES FROM TIER 3	320	8/11/2020	045317-045332
174	DEPARTMENT OF TAXATION'S NOTICE OF SUPPLEMENTAL AUTHORITY	65	5/12/2020	008242-008252
173	DEPARTMENT OF TAXATION'S OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN DEPARTMENT OF TAXATION'S ANSWER TO SECOND AMENDED COMPLAINT	65	5/11/2020	008233-008241
148	DEPARTMENT OF TAXATION'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	57	3/27/2020	007176-007182
307	DEPARTMENT OF TAXATION'S OPPOSITION TO TGIG'S MOTION TO SUPPLEMENT THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE; AND TO ENLARGE TIME FOR FILING OPENING BRIEF	289	7/23/2020	041704-041732
337	DEPARTMENT OF TAXATION'S OPPOSITION TO THC NEVADA, LLC AND HERBAL CHOICE, INC.'S MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING	326	8/15/2020	045892-045899
361	DEPARTMENT OF TAXATION'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW, AND PERMANENT INJUNCTION	333	9/24/2020	046878-046921
77	ERRATA TO ANSWER TO FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	48	11/8/2019	005922-005930
107	ERRATA TO DECLARATION OF ALFRED TERTERYAN IN SUPPORT OF HELPING HANDS WELLNESS CENTER, INC.'S APPLICATION FOR WRIT OF MANDAMUS	52	1/24/2020	006505-006506
269	ESSENCE ENTITIES' ANSWER QUALCAN, LLC'S SECOND AMENDED COMPLAINT	272	7/8/2020	039266-039284
272	ESSENCE ENTITIES' ANSWER TO COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/8/2020	039314-039323
103	ESSENCE ENTITIES' ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	52	1/14/2020	006440-006468

264	ESSENCE ENTITIES' ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	272	7/8/2020	039165-039193
266	ESSENCE ENTITIES' ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	7/8/2020	039211-039223
267	ESSENCE ENTITIES' ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	272	7/8/2020	039224-039235
270	ESSENCE ENTITIES' ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/8/2020	039285-039299
268	ESSENCE ENTITIES' ANSWER TO SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	7/8/2020	039236-039265
271	ESSENCE ENTITIES' ANSWER TO THE TGIG PARTIES' SECOND AMENDED COMPLAINT	273	7/8/2020	039300-039313
265	ESSENCE ENTITIES' ANSWER TO THIRD AMENDED COMPLAINT	272	7/8/2020	039194-039210
82	EUPHORIA WELLNESS, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	49	11/21/2019	006005-006011
22	EVIDENTIARY HEARING - DAY 1	10 thru 11	5/24/2019	001134-001368
38	EVIDENTIARY HEARING - DAY 10 VOLUME I OF II	30	6/20/2019	003349-003464
39	EVIDENTIARY HEARING - DAY 10 VOLUME II	31	6/20/2019	003465-003622
43	EVIDENTIARY HEARING - DAY 11	32	7/5/2019	003671-003774
44	EVIDENTIARY HEARING - DAY 12	33	7/10/2019	003775-003949
46	EVIDENTIARY HEARING - DAY 13 VOLUME I OF II	34	7/11/2019	003968-004105
47	EVIDENTIARY HEARING - DAY 13 VOLUME II	35	7/11/2019	004106-004227
49	EVIDENTIARY HEARING - DAY 14	36	7/12/2019	004237-004413

51	EVIDENTIARY HEARING - DAY 15	37	7/15/2019	004426-004500
52	EVIDENTIARY HEARING - DAY 15 VOLUME II	38	7/15/2019	004501-004679
56	EVIDENTIARY HEARING - DAY 16	39	7/28/2019	004724-004828
57	EVIDENTIARY HEARING - DAY 17 VOLUME I OF II	40	8/13/2019	004829-004935
58	EVIDENTIARY HEARING - DAY 17 VOLUME II	41	8/13/2019	004936-005027
61	EVIDENTIARY HEARING - DAY 18	42 thru 43	8/14/2019	005034-005222
62	EVIDENTIARY HEARING - DAY 19	44	8/15/2019	005223-005301
23	EVIDENTIARY HEARING - DAY 2 VOLUME I OF II	12	5/28/2019	001369-001459
24	EVIDENTIARY HEARING - DAY 2 VOLUME II	13	5/28/2019	001460-001565
63	EVIDENTIARY HEARING - DAY 20	45	8/16/2019	005302-005468
25	EVIDENTIARY HEARING - DAY 3 VOLUME I OF II	14	5/29/2019	001566-001663
26	EVIDENTIARY HEARING - DAY 3 VOLUME II	15	5/29/2019	001664-001807
27	EVIDENTIARY HEARING - DAY 4	16 thru 17	5/30/2019	001808-002050
28	EVIDENTIARY HEARING - DAY 5 VOLUME I OF II	18	5/31/2019	002051-002113
29	EVIDENTIARY HEARING - DAY 5 VOLUME II	19 thru 20	5/31/2019	002114-002333
31	EVIDENTIARY HEARING - DAY 6	22 thru 23	6/10/2019	002345-002569
32	EVIDENTIARY HEARING - DAY 7	24 thru 25	6/11/2019	002570-002822
34	EVIDENTIARY HEARING - DAY 8 VOLUME I OF II	26	6/18/2019	002847-002958
35	EVIDENTIARY HEARING - DAY 8 VOLUME II	27	6/18/2019	002959-003092
36	EVIDENTIARY HEARING - DAY 9 VOLUME I OF II	28	6/19/2019	003093-003215

37	EVIDENTIARY HEARING - DAY 9 VOLUME II	29	6/19/2019	003216-003348
299	EVIDENTIARY HEARING ON CASE -ENDING SANCTIONS - DAY 1	277 thru 278	7/13/2020	039869-040216
300	EVIDENTIARY HEARING ON CASE -ENDING SANCTIONS - DAY 2	279	7/14/2020	040217-040263
314	EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	297	7/28/2020	042640-042670
322	EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	306	7/31/2020	043568-043639
64	FINDINGS OF FACT AND CONCLUSIONS OF LAW GRANTING PRELIMINARY INJUNCTION	46	8/23/2019	005469-005492
114	FINDINGS OF FACT AND CONCLUSIONS OF LAW GRANTING PRELIMINARY INJUNCTION	54	2/7/2020	006698-006722
358	FINDINGS OF FACT, CONCLUSION OF LAW AND PERMANENT INJUNCTION	332	9/16/2020	046818-046829
296	FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER GRANTING IN PART AND DENYING IN PART MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS (1)	276	7/11/2020	039860-039862
297	FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER GRANTING IN PART AND DENYING IN PART MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS (2)	276	7/11/2020	039863-039865
42	FIRST AMENDED COMPLAINT	32	7/3/2019	003653-003670
67	FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/6/2019	005593-005698
2	FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/18/2018	000013-000025
70	FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	47	9/29/2019	005716-005731

53	GREENMART OF NEVADA NLC LLC'S ANSWER TO PLAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/17/2019	004680-004694
126	GREENMART OF NEVADA NLV LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/18/2020	006911-006921
120	GREENMART OF NEVADA NLV LLC'S ANSWER TO ETW MANAGEMENT GROUP LLC, GLOBAL HARMONY LLC, GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, HERBAL CHOICE INC., JUST QUALITY LLC, LIBRA WELLNESS CENTER, LLC, ROMBOUGH REAL ESTATE INC. DBA MOTHER HERB, NEVCANN LLC, RED EARTH LLC, THC NEVADA LLC, ZION GARDENS LLC AND MMOF VEGAS RETAIL, INC.'S THIRD AMENDED COMPLAINT	55	2/12/2020	006823-006841
137	GREENMART OF NEVADA NLV LLC'S ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	3/6/2020	007013-007024
132	GREENMART OF NEVADA NLV LLC'S ANSWER TO QUALCAN LLC'S SECOND AMENDED COMPLAINT	55	2/25/2020	006959-006970
138	GREENMART OF NEVADA NLV LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	3/6/2020	007025-007036
375	GREENMART OF NEVADA NLV LLC'S JOINDER TO DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	343	11/2/2020	048142-048143
363	GREENMART OF NEVADA NLV LLC'S JOINDER TO DEPARTMENT OF TAXATION'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW, AND PERMANENT INJUNCTION	333	9/24/2020	046925-046926

274	GREENMART OF NEVADA NLV LLC'S JOINDER TO MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC., AND LIVFREE WELLNESS, LLC ON AN ORDER SHORTENING TIME	273	7/8/2020	039326-039327
318	GREENMART OF NEVADA NLV LLC'S JOINDER TO PLAINTIFFS' OPPOSITION TO THE THC NEVADA LLC'S AND HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER FOR PRELIMINARY INJUNCTION ON AN ORDER SHORTENING TIME AND DECLARATION OF ALINA M. SHELL	302	7/30/2020	043191-043195
134	GREENMART OF NEVADA NLV LLC'S MOTION TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/28/2020	006984-006987
154	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO ETW PLAINTIFFS' MOTION TO COMPEL	58	4/3/2020	007337-007346
153	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO ETW PLAINTIFFS' MOTION TO COMPEL PRIVILEGE LOGS	58	4/3/2020	007333-007336
141	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL GREENMART TO ALSO PRODUCE KENNETH LEE AND HAE LEE FOR DEPOSITION	56	3/18/2020	007075-007080
144	GREENMART OF NEVADA NLV LLC'S RESPONSE IN OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	56	3/23/2020	007087-007095
99	GREENMART OF NEVADA NLV LLC'S ANSWER TO D.H. FLAMINGO PLAINTIFFS' FIRST AMENDED COMPLAINT	51	1/6/2020	006272-006295
89	HEARING ON APPLICATION OF NEVADA ORGANIC REMEDIES FOR WRIT OF MANDAMUS TO COMPEL STATE TO MOVE IT TO TIER 2 OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	12/9/2019	006058-006068
176	HEARING ON MOTIONS FOR SUMMARY JUDGMENT OR WRIT OF MANDAMUS AND MOTION TO EXTEND TIME FOR BRIEFING	65	5/22/2020	008303-008354

65	HEARING ON OBJECTIONS TO STATE'S RESPONSE, NEVADA WELLNESS CENTER'S MOTION RE COMPLIANCE RE PHYSICAL ADDRESS, AND BOND AMOUNT SETTING	46	8/29/2019	005493-005565
112	HEARING ON OBJECTIONS TO SUBPOENAS DUCES TECUM, MOTIONS FOR PROTECTIVE ORDERS, APPLICATION OF FOR WRIT OF MANDAMUS, MOTION FOR SETTING SETTLEMENT CONFERENCE, AND MOTION TO REDACT AND SEAL EXHIBITS 4 AND 5	53	1/31/2020	006610-006657
276	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	273	7/9/2020	039382-039411
277	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO HIGH SIERRA HOLISTICS COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/9/2020	039412-039421
278	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO MM DEVELOPMENT COMPANY, INC., & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/9/2020	039422-039434
279	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	273	7/9/2020	039435-039445
280	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	274	7/9/2020	039446-039478
281	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO QUALCANN, LLC'S SECOND AMENDED COMPLAINT	274	7/9/2020	039479-039496
282	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT	274	7/9/2020	039497-039509
283	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO TGIG PARTIES' SECOND AMENDED COMPLAINT	274	7/9/2020	039510-039523

284	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO THIRD AMENDED COMPLAINT	274	7/9/2020	039524-039539
364	HELPING HANDS WELLNESS CENTER, INC.'S OPPOSITION TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	9/24/2020	046927-046931
340	HELPING HANDS WELLNESS CENTER, INC.'S REPLY IN SUPPORT OF MOTION TO MODIFY OR DISSOLVE THE PRELIMINARY INJUNCTION1	326	8/16/2020	045918-045932
273	HIGH SIERRA HOLISTICS, LLC'S JOINDER TO ETW MANAGEMENT GROUP LLC'S ANSWERS	273	7/8/2020	039324-039325
373	INDEX OF EXHIBITS IN SUPPORT OF DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	341 thru 342	10/30/2020	047883-048130
21	INTERVENING DEFENDANTS' JOINDER AND SUPPLEMENTAL BRIEFING IN SUPPORT OF THE STATE OF NEVADA'S AND NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION; AND LONE MOUNTAIN PARTNERS, LLC'S OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION OR FOR WRIT OF MANDAMUS	9	5/23/2019	001068-001133
41	INTERVENOR DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFF'S COMPLAINT	32	7/3/2019	003640-003652
40	INTERVENOR DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' SECOND AMENDED COMPLAINT	31	6/24/2019	003623-003639
319	JOINDER TO THC NEVADA, LLC and HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAIING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	302	7/30/2020	043196-043209
351	JOINDER TO THC NEVADA, LLC and HERBAL CHOICE, INC.'S MOTION TO RENEW JOINDER TO TGIG'S COUNTERMOTION FOR ORDER DISPENSING WITH THE BOND REQUIREMENT FOR PURPOSES OF THE PRELIMINARY	331	8/28/2020	046565-046567

335	JOINDER TO THC NEVADA, LLC AND HERBAL CHOICE, INC'S MOTION TO STRIKE DEPARTMENT OF TAXATION NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	325	8/14/2020	045883-045888
54	LONE MOUNTAIN PARTNERS, LLC'S ANSWER TO LAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/22/2019	004695-004705
30	LONE MOUNTAIN PARTNERS, LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	21	6/5/2019	002334-002344
90	LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	49	12/10/2019	006069-006081
101	LONE MOUNTAIN PARTNERS, LLC'S REPLY IN SUPPORT OF MOTION TO DISMISS SECOND AMENDED COMPLAINT	51	1/8/2020	006359-006368
163	MINUTE ORDER CLEAR RIVER'S REQUEST FOR OST ON MOTION TO DISMISS	61	4/15/2020	007793-007793
135	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC ANSWER TO NATURAL MEDICINE, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	2/28/2020	006988-007000
127	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION	55	2/18/2020	006922-006935
111	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/29/2020	006589-006609
286	MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRARECORD EVIDENCE AT THE HEARING OF JUDICIAL REVIEW and TO ENLARGE TIME FOR FILING OPENING BRIEF	275	7/9/2020	039576-039735
368	MOTION FOR ORDER TO SHOW CAUSE	333	10/16/2020	046944-046965
8	MOTION FOR PRELIMINARY INJUNCTION	2	3/18/2019	000108-000217
301	MOTION FOR PROTECTIVE ORDER ON ORDER SHORTENING TIME	279	7/15/2020	040264-040323

275	MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC ON AN ORDER SHORTENING TIME	273	7/8/2020	039328-039381
353	MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC FINAL PRETRIAL CONFERENCE	331	9/3/2020	046573-046666
332	MOTION TO PRECLUDE APPLICATION OF THE EQUITABLE MAXIM OF UNCLEAN HANDS AGAIN ST THE TGIG PLAINTIFFS	324	8/11/2020	045698-045711
260	MOTION TO VOLUNTARILY DISMISS MMOV VEGAS RETAIL, INC. AND REQUEST TO RELEASE MMOV VEGAS RETAIL, INC.'S BOND FUNDS ON AN ORDER SHORTENING TIME	271	6/29/2020	038948-039114
289	NEVADA ORGANIC REMEDIES, LLC'S ANSWER NEVADA WELLNESS CENTER, LLC'S AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039760-039772
295	NEVADA ORGANIC REMEDIES, LLC'S ANSWER RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039845-039859
291	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO ETW MANAGEMENT GROUP, LLC ET AL.'S THIRD AMENDED THIRD AMENDED COMPLAINT	276	7/10/2020	039790-039804
292	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO HIGH SIERRA HOLISTIC'S COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039805-039815
293	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039816-039829
180	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO NATURAL MEDICINE'S LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	65	6/4/2020	008394-008401
294	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO QUALCAN, LLC.'S SECOND AMENDED COMPLAINT	276	7/10/2020	039830-039844

181	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	66	6/4/2020	008402-008409
146	NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO QUALCAN'S PETITION FOR WRIT OF MANDAMUS	56	3/27/2020	007100-007143
15	NEVADA ORGANIC REMIDIES, LLC'S OPPOSITION TO SERENITY WELLNESS CENTER, LLC AND RELATED PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION	8	5/9/2019	000942-000974
136	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT/RESPONDENT STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND/OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	2/28/2020	007001-007012
156	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/8/2020	007361-007373
133	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/26/2020	006971-006983
143	NEVADA WELLNESS CENTER, LLC'S JOINDER TO ETW PLAINTIFFS' MOTION TO COMPEL	56	3/20/2020	007084-007086
142	NEVADA WELLNESS CENTER, LLC'S JOINDER TO ETW PLAINTIFFS' MOTION TO COMPEL PRIVILEGE LOGS	56	3/20/2020	007081-007083
323	NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE ON AN ORDER SHORTENING TIME	306	8/3/2020	043640-043708
371	NOTICE OF APPEAL	335 thru 339	10/23/2020	047003-047862
359	NOTICE OF ENTRY OF JUDGMENT (1)	333	9/22/2020	046830-046844
360	NOTICE OF ENTRY OF JUDGMENT (2)	333	9/22/2020	046845-046877
98	NOTICE OF ENTRY OF ORDER	51	1/3/2020	006264-006271
104	NOTICE OF ENTRY OF ORDER	52	1/14/2020	006469-006474

341	NOTICE OF ENTRY OF ORDER	326	8/17/2020	045933-045939
372	NOTICE OF ENTRY OF ORDER	340	10/27/2020	047863-047882
159	NOTICE OF ENTRY OF ORDER DENYING MM DEVELOPMENT COMPANY, INC.'S MOTION TO STRIKE AND-OR DISMISS D.H. FLAMINGO, INC.'S COUNTERCLAIM	58	4/9/2020	007396-007400
83	NOTICE OF ENTRY OF ORDER DENYING MM DEVELOPMENT COMPANY, INC.'S AND LIVFREE WELLNESS, LLC'S MOTION TO ALTER OR AMEND FINDINGS OF FACT AND CONCLUSION OF LAW,	49	11/22/2019	006012-006015
258	NOTICE OF ENTRY OF ORDER ON PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN JORGE PUPO'S ANSWER TO SECOND AMENDED COMPLAINT	270	6/23/2020	038868-038871
130	NOTICE OF FILING OF EMERGENCY PETITION FOR WRIT OF MANDAMUS OR PROHIBITION UNDER NRAP 21(a)6)	55	2/21/2020	006950-006951
91	NOTICE OF HEARING	49	12/13/2019	006082-006087
100	NV WELLNESS CENTER, LLC'S MOTION TO COMPEL ON AN ORDER SHORTENING TIME	51	1/8/2020	006296-006358
95	OPPOSITION TO HELPING HANDS WELLNESS CTR, INC.'S APPLICATION FOR WRIT OF MANDAMUS	50	12/27/2019	006207-006259
13	OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION	3 thru 4	5/9/2019	000270-000531
285	OPPOSITION TO MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC ON AN ORDER SHORTENING TIME	274	7/9/2020	039540-039575
334	OPPOSITION TO MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	325	8/14/2020	045878-045882
102	OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL	52	1/10/2020	006369-006439

80	ORDER DENYING 1) ORGANIC REMEDIES, LLC'S MOTION TO DISSOLVE PRELIMINARY INJUNCTION AND TO STAY PRELIMINARY INJUNCTION PENDING APPEAL AND 2) LONE MOUNTAIN PARTNERS, LLC'S	49	11/19/2019	005943-005949
182	ORDER DENYING D.H. FLAMINGO, INC. AND SURTERRA HOLDINGS, INC.'S MOTION FOR SUMMARY JUDGMENT AGAINST MM DEVELOPMENT COMPANY, INC.	66	6/5/2020	008410-008413
152	ORDER DENYING DEFENDANT JORGE PUPO'S MOTION TO DISMISS	58	3/30/2020	007330-007332
171	ORDER DENYING LONE MOUNTAIN PARTNER'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	62	5/5/2020	007940-007941
84	ORDER DENYING MM DEVELOPMENT COMPANY, INC. 'S AND LIVFREE WELLNESS LLC'S MOTION TO ALTER AMEND FINDINGS OF FACT AND CONCLUSION OF LAW	49	11/22/2019	006016-006017
96	ORDER DENYING MOTION FOR STAY AND GRANTING IN PART MOTION TO EXPEDITE	50	12/30/2019	006260-006262
105	ORDER DENYING NEVADA ORGANIC REMEDIES, LLC'S AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC	52	1/14/2020	006475-006477
352	ORDER DENYING TGIG PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE AT THE HEARING OF JUDICIAL REVIEW; AND TO ENLARGE TIME FOR FILING OPENING BRIEF	331	8/28/2020	046568-046572
97	ORDER DENYING THE DEPARTMENT OF TAXATION OBJECTION TO DISCOVERY COMMISSIONER'S REPORT AND RECOMMENDATIONS	51	12/31/2019	006263-006263
298	ORDER GRANTING CLEAR RIVER, LLC'S MOTION TO RECONSIDER THE COURT'S ORDER GRANTING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE	276	7/11/2020	039866-039868

	JOHN KOCER AND NORTON ARBELAEZ FOR DEPOSITION ON ORDER SHORTENING TIME			
18	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	8	5/16/2019	001038-001041
59	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	41	8/14/2019	005028-005030
60	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	41	8/14/2019	005031-005033
128	ORDER GRANTING IN PART AND DENYING IN PART THE DEPARTMENT OF TAXATION'S MOTIONS FOR PROTECTIVE ORDER ON ORDER SHORTENING TIME	55	2/19/2020	006936-006941
86	ORDER GRANTING MOTION FOR LEAVE TO FILE SECOND AMENDED COMPLAINT IN CASE NO. A-786962	49	11/26/2019	006023-006024
170	ORDER GRANTING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE ADDITIONAL DOCUMENTS ON ORDER SHORTENING TIME	62	4/21/2020	007936-007939
338	ORDER REGARDING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION FOR SUMMARY JUDGMENT ON FIRST CLAIM FOR RELIEF	326	8/15/2020	045900-045905
369	ORDER TO SHOW CAUSE	334	10/18/2020	046966-046999
140	PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL GREENMART OF NEVADA, LLC TO PRODUCE KENNETH LEE AND HAE LEE FOR DEPOSITION ON ORDER SHORTENING TIME	56	3/16/2020	007058-007074
147	PLAINTIFF NEVADA WELLNESS CENTER, LLC'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	57	3/27/2020	007144-007175
243	PLAINTIFF'S RECORD PART 59	232	6/12/2020	033643-033801
9	PLAINTIFFS' COUNTER-DEFENDANTS' ANSWER TO COUNTERCLAIM	2	4/5/2019	000218-000223

185	PLAINTIFF'S DECLARATION & POA-F2018-01430	67 thru 74	6/12/2020	008455-009889
187	PLAINTIFF'S DKT 148-1 INDEX OF EXHIBITS - 1	76 thru 77	6/12/2020	009934-010291
188	PLAINTIFF'S DKT 148-1 INDEX OF EXHIBITS - 2	78 thru 79	6/12/2020	010292-010595
370	PLAINTIFFS GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, NEVCANN LLC AND RED EARTH LLC'S JOINDER TO TGIG PLAINTIFFS' MOTION FOR ORDER TO SHOW CAUSE	334	10/21/2020	047000-047002
356	PLAINTIFFS GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, NEVCANN LLC AND RED EARTH LLC'S JOINDER TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/14/2020	046813-046815
186	PLAINTIFF'S NOTICE OF FILING RECORD ON REVIEW	75	6/12/2020	009890-009933
20	PLAINTIFFS' OMNIBUS REPLY IN SUPPORT OF MOTION FOR PRELIMINARY INJUNCTION	8	5/22/2019	001054-001067
305	PLAINTIFFS' OPENING BRIEF IN SUPPORT OF PETITION FOR JUDICIAL REVIEW	286	7/22/2020	041331-041363
94	PLAINTIFFS' OPPOSITION TO LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	50	12/20/2019	006124-006206
189	PLAINTIFF'S RECORD PART 1	80 thru 81	6/12/2020	010596-010937
198	PLAINTIFF'S RECORD PART 10	93	6/12/2020	012724-012878
199	PLAINTIFF'S RECORD PART 11	94	6/12/2020	012879-013032
200	PLAINTIFF'S RECORD PART 12	95	6/12/2020	013033-013187
201	PLAINTIFF'S RECORD PART 13	96	6/12/2020	013188-013341
202	PLAINTIFF'S RECORD PART 14	97	6/12/2020	013342-013496

203	PLAINTIFF'S RECORD PART 15	98 thru 99	6/12/2020	013497-013774
204	PLAINTIFF'S RECORD PART 16	100 thru 101	6/12/2020	013775-014052
205	PLAINTIFF'S RECORD PART 17	102 thru 103	6/12/2020	014053-014330
206	PLAINTIFF'S RECORD PART 18	104 thru 105	6/12/2020	014331-014608
207	PLAINTIFF'S RECORD PART 18	106 thru 107	6/12/2020	014609-014886
208	PLAINTIFF'S RECORD PART 19	108 thru 111	6/12/2020	014887-015426
190	PLAINTIFF'S RECORD PART 2	82 thru 83	6/12/2020	010938-011275
209	PLAINTIFF'S RECORD PART 20	112 thru 115	6/12/2020	015427-015966
210	PLAINTIFF'S RECORD PART 21	116 thru 119	6/12/2020	015967-016506
211	PLAINTIFF'S RECORD PART 22	120 thru 123	6/12/2020	016507-017048
212	PLAINTIFF'S RECORD PART 24	124 thru 131	6/12/2020	017049-018484
213	PLAINTIFF'S RECORD PART 25	132 thru 134	6/12/2020	018485-018844
214	PLAINTIFF'S RECORD PART 26	135 thru 136	6/12/2020	018845-019202
215	PLAINTIFF'S RECORD PART 27	137 thru 144	6/12/2020	019203-020637

216	PLAINTIFF'S RECORD PART 28	145 thru 147	6/12/2020	020638-020999
217	PLAINTIFF'S RECORD PART 29	148 thru 149	6/12/2020	021000-021357
191	PLAINTIFF'S RECORD PART 3	84 thru 85	6/12/2020	011276-011613
218	PLAINTIFF'S RECORD PART 30	150 thru 157	6/12/2020	021358-022621
219	PLAINTIFF'S RECORD PART 31	158 thru 159	6/12/2020	022622-022979
220	PLAINTIFF'S RECORD PART 32	160 thru 167	6/12/2020	022980-024414
221	PLAINTIFF'S RECORD PART 33	168 thru 169	6/12/2020	024415-024718
222	PLAINTIFF'S RECORD PART 35	170 thru 177	6/12/2020	024719-026153
223	PLAINTIFF'S RECORD PART 37	178	6/12/2020	026154-026256
224	PLAINTIFF'S RECORD PART 39	179 thru 181	6/12/2020	026257-026669
192	PLAINTIFF'S RECORD PART 4	86 thru 87	6/12/2020	011614-011951
225	PLAINTIFF'S RECORD PART 40	182 thru 183	6/12/2020	026670-026934
226	PLAINTIFF'S RECORD PART 41	184 thru 186	6/12/2020	026935-027347
227	PLAINTIFF'S RECORD PART 42	187 thru 188	6/12/2020	027348-027612

228	PLAINTIFF'S RECORD PART 43	189 thru 191	6/12/2020	027613-028025
229	PLAINTIFF'S RECORD PART 44	192 thru 193	6/12/2020	028026-028290
230	PLAINTIFF'S RECORD PART 45	194 thru 196	6/12/2020	028291-028703
231	PLAINTIFF'S RECORD PART 46	197 thru 198	6/12/2020	028704-028968
232	PLAINTIFF'S RECORD PART 47	199 thru 201	6/12/2020	028969-029451
233	PLAINTIFF'S RECORD PART 48	202 thru 204	6/12/2020	029452-029934
234	PLAINTIFF'S RECORD PART 49	205 thru 207	6/12/2020	029935-030346
193	PLAINTIFF'S RECORD PART 5	88	6/12/2020	011952-012104
235	PLAINTIFF'S RECORD PART 50	208 thru 210	6/12/2020	030347-030758
236	PLAINTIFF'S RECORD PART 51	211 thru 213	6/12/2020	030759-031170
237	PLAINTIFF'S RECORD PART 52	214 thru 216	6/12/2020	031171-031582
238	PLAINTIFF'S RECORD PART 54	217 thru 219	6/12/2020	031583-031994
239	PLAINTIFF'S RECORD PART 55	220 thru 222	6/12/2020	031995-032406
240	PLAINTIFF'S RECORD PART 56	223 thru 225	6/12/2020	032407-032818

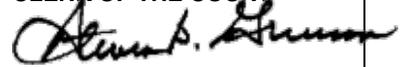
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194	PLAINTIFF'S RECORD PART 6	89	6/12/2020	012105-012258
244	PLAINTIFF'S RECORD PART 60	233	6/12/2020	033802-033877
245	PLAINTIFF'S RECORD PART 61	234 thru 235	6/12/2020	033878-034143
246	PLAINTIFF'S RECORD PART 62	236 thru 237	6/12/2020	034144-034409
247	PLAINTIFF'S RECORD PART 63	238 thru 239	6/12/2020	034410-034675
248	PLAINTIFF'S RECORD PART 64	240 thru 241	6/12/2020	034676-034943
249	PLAINTIFF'S RECORD PART 65	242 thru 245	6/12/2020	034944-035512
250	PLAINTIFF'S RECORD PART 66	246 thru 248	6/12/2020	035513-035919
251	PLAINTIFF'S RECORD PART 67	249 thru 251	6/12/2020	035920-036326
252	PLAINTIFF'S RECORD PART 68	252 thru 254	6/12/2020	036327-036733
253	PLAINTIFF'S RECORD PART 69	255 thru 257	6/12/2020	036734-037140
195	PLAINTIFF'S RECORD PART 7	90	6/12/2020	012259-012413
254	PLAINTIFF'S RECORD PART 70	258 thru 260	6/12/2020	037141-037547
255	PLAINTIFF'S RECORD PART 71	261 thru 263	6/12/2020	037548-037954

256	PLAINTIFF'S RECORD PART 72	264 thru 266	6/12/2020	037955-038415
257	PLAINTIFF'S RECORD PART 73	267 thru 269	6/12/2020	038416-038867
196	PLAINTIFF'S RECORD PART 8	91	6/12/2020	012414-012569
197	PLAINTIFF'S RECORD PART 9	92	6/12/2020	012570-012723
241	PLAINTIFF'S RECORD PARTY 57	226 thru 228	6/12/2020	032819-033230
48	PLAINTIFFS-COUNTER DEFENDANTS' ANSWER TO COUNTERCLAIM	35	7/12/2019	004228-004236
178	PURE TONIC CONCENTRATES LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	65	5/29/2020	008376-008379
139	QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	56	3/13/2020	007037-007057
88	REPLY IN SUPPORT OF AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	12/6/2019	006048-006057
328	REPLY TO THE DOT'S AND CLEAR RIVER, LLC'S OPPOSITIONS TO PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS	317	8/7/2020	045066-045084
179	RURAL REMEDIES, LLC'S ANSWER TO DEFENDANT-RESPONDENT NATURAL MEDICINE'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORI, MANDAMUS AND PROHIBITION	65	6/3/2020	008380-008393
357	RURAL REMEDIES, LLC'S JOINDER IN TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT AND CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/15/2020	046816-046817

117	SECOND AMENDED COMPLAINT	54	2/11/2020	006782-006805
376	SHOW CAUSE HEARING	343	11/2/2020	048144-048281
259	SUPPLEMENT TO RECORD ON REVIEW IN ACCORDANCE WITH THE NEVADA ADMINISTRATIVE PROCEDURE ACT	270	6/26/2020	038872-038947
355	TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/10/2020	046777-046812
87	TGIG SECOND AMENDED COMPLAINT	49	11/26/2019	006025-006047
184	TGIG, LLC, NEVADA HOLISTIC MEDICINE, LLC, GBS NEVADA PARTNERS, FIDELIS HOLDINGS, LLC, GRAVITAS NEVADA, NEVADA PURE, LLC, MEDIFARM, LLC, AND MEDIFARM IV'S ANSWER TO NATURAL MEDICINE	66	6/10/2020	008436-008454
336	THC NEVADA, LLC AND HERBAL CHOICE, INC.'S JOINDER TO TGIG PLAINTIFFS' PROPOSED SUPPLEMENTAL FINDINGS OF FACT AND CONCLUSIONS OF LAW BASED UPON PARTIAL SUBSTITUTION OF THE NEVADA CANNABIS COMPLIANCE BOARD AS A PARTY DEFENDANT IN THESE CONSOLIDATED MATTERS	326	8/14/2020	045889-045891
339	THC NEVADA, LLC AND HERBAL CHOICE, INC.'S REPLY TO NEVADA ORGANIC REMEDIES' OPPOSITION TO MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	326	8/15/2020	045906-045917
308	THC NEVADA, LLC'S JOINDER TO PLAINTIFF TGIG, LLC ET AL'S OPENING BRIEF IN SUPPORT OF PETITION FOR JUDICIAL REVIEW	289	7/23/2020	041733-041735
311	THE ESSENCE ENTITIES' JOINDER TO DEPARTMENT OF TAXATION'S OPPOSITION TO TGIG'S MOTION TO SUPPLEMENT THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE AND TO ENLARGE TIME FOR FILING OPENING BRIEF	292	7/24/2020	042072-042074
362	THE ESSENCE ENTITIES' LIMITED OPPOSITION TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	9/24/2020	046922-046924

149	THE ESSENCE ENTITIES' OPPOSITION TO ETW PLAINTIFFS' 1) MOTION TO COMPEL AND 2) MOTION TO COMPEL PRIVILEGE LOGS	57	3/27/2020	007183-007293
317	THRIVE'S JOINDER TO PLAINTIFFS' OPPOSITION TO THC NEVADA LLC'S AND HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER FOR PRELIMINARY INJUNCTION ON AN ORDER SHORTENING TIME	302	7/30/2020	043187-043190
162	THRIVE'S SUPPLEMENTAL BRIEF IN SUPPORT OF OPPOSITION TO ETW MANAGEMENT GROUP LLC; ET AL.'S MOTION TO COMPEL	61	4/14/2020	007731-007792
344	TRIAL EXHIBIT 1005	329	8/18/2020	046356-046389
345	TRIAL EXHIBIT 1006	330	8/18/2020	046390-046423
346	TRIAL EXHIBIT 1135	330	8/18/2020	046424-046445
347	TRIAL EXHIBIT 1302	330	8/18/2020	046446-046448
348	TRIAL EXHIBIT 2157	330	8/18/2020	046449-046502
349	TRIAL EXHIBIT 2158	330	8/18/2020	046503-046548
350	TRIAL EXHIBIT 3291	331	8/18/2020	046549-046564
262	WELLNESS CONNECTION OF NEVADA, LLC'S ANSWER TO PLAINTIFF NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	6/29/2020	039136-039152
366	WELLNESS CONNECTION OF NEVADA, LLC'S RESPONSE TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION AND COUNTERMOTION TO CLARIFY AND/OR FOR ADDITIONAL FINDINGS	333	9/24/2020	046934-046940

317



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24 *CPCM Holdings, LLC d/b/a Thrive Cannabis Marketplace*

16 **DISTRICT COURT**
17 **CLARK COUNTY, NEVADA**

18 In Re: D.O.T. Litigation,
19

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

20 CONSOLIDATED WITH:

21 A-785818
22 A-786357
23 A-786962
24 A-787035
25 A-787540
26 A-787726
27 A-801416

28 **THRIVE'S JOINDER TO PLAINTIFFS'
OPPOSITION TO THC NEVADA LLC'S
AND HERBAL CHOICE, INC.'S EX
PARTE APPLICATION FOR
TEMPORARY RESTRAINING ORDER
FOR PRELIMINARY INJUNCTION ON
AN ORDER SHORTENING TIME**

1 Intervening Defendant CPCM HOLDINGS, LLC d/b/a THRIVE CANNABIS
2 MARKETPLACE (“Thrive”), by and through its attorneys of record, the law firm MAIER GUTIERREZ
3 & ASSOCIATES and PRINCE LAW GROUP, hereby joins in plaintiffs MM Development Company, Inc.
4 and LivFree Wellness, LLC’s (collectively “Plaintiffs”) Opposition to THC Nevada LLC’s and
5 Herbal Choice, Inc.’s Ex Parte Application for Temporary Restraining Order for Preliminary
6 Injunction on an Order Shortening Time filed on July 30, 2020 (“Motion”).

7 This joinder is made and based upon the papers and pleadings on file herein, such other
8 documentary evidence as may be presented and any oral argument of counsel at the time of the
9 hearing. Thrive expressly adopts and incorporates by reference herein all of the points and authorities
10 set forth in Plaintiffs Opposition to THC Nevada LLC’s and Herbal Choice, Inc.’s Ex Parte
11 Application for Temporary Restraining Order for Preliminary Injunction on an Order Shortening Time
12 filed on July 30, 2020.

13 DATED this 30th day of July 2020.

14 Respectfully submitted,
15 **MAIER GUTIERREZ & ASSOCIATES**

16 /s/ Joseph A. Gutierrez
17 JOSEPH A. GUTIERREZ, ESQ.
18 Nevada Bar No. 9046
19 JASON R. MAIER, ESQ.
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21 8816 Spanish Ridge Avenue
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23 *Attorneys for Defendants in Intervention*
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MEMORANDUM OF POINTS AND AUTHORITIES

After failing to participate in any settlement discussions over the last two months, THC Nevada LLC (“THC”) and Herbal Choice, Inc. (“Herbal Choice”) are seeking to prevent the parties to the settlement agreement from resolving their respective claims against each other. From the time that THC and Herbal Choice substituted new counsel in this case in May of 2020, they have failed to contact counsel for Thrive in any way to discuss the potential of settlement.

In their Motion, THC and Herbal Choice are using the appearance of a “conflict” with their former counsel to disrupt a settlement agreement that has no effect on their claims in this case. The alleged “conflict” raised by THC and Herbal Choice is premature and is not grounds for injunctive relief, as the Settling Plaintiffs have stated in their opposition brief that they “will not intervene as defendants after settlement is effectuated”. See Opposition at p. 10; see also Bult Decl at ¶18. Even if the Settling Plaintiffs wanted to intervene, they would need to file a motion with this court, which THC and Herbal Choice could oppose at that time.

Therefore, THC and Herbal Choice have no standing or basis to enjoin the pending settlement agreement. Thrive respectfully requests that this Court deny the Motion and allow the Nevada Tax Commission to approve the partial settlement agreement.

DATED this 30th day of July 2020.

Respectfully submitted,
MAIER GUTIERREZ & ASSOCIATES

/s/ Joseph A. Gutierrez
JOSEPH A. GUTIERREZ, ESQ.
Nevada Bar No. 9046
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Attorneys for Defendants in Intervention

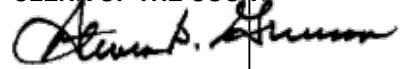
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CERTIFICATE OF SERVICE

Pursuant to Administrative Order 14-2, **THRIVE’S JOINDER TO PLAINTIFFS’ OPPOSITION TO THC NEVADA LLC’S AND HERBAL CHOICE, INC.’S EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER FOR PRELIMINARY INJUNCTION ON AN ORDER SHORTENING TIME** was electronically filed on the 30th day of July 2020, and served through the Notice of Electronic Filing automatically generated by the Court's facilities to those parties listed on the Court's Master Service List.

/s/ Brandon Lopipero
An Employee of MAIER GUTIERREZ & ASSOCIATES

318



1 **JOPP**
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8 Email: maggie@nvlitigation.com
9 *Counsel for GreenMart of Nevada NLV LLC*

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

12 In Re: D.O.T. Litigation

13 Case No.: A-19-787004-B
14 Consolidated with:
15 A-18-785818-W
16 A-18-786357-W
17 A-19-786962-B
18 A-19-787035-C
19 A-19-787540-W
20 A-19-787726-C
21 A-19-801416-B

22 Dept. No.: XI

23 **GREENMART OF NEVADA NLV**
24 **LLC'S JOINDER TO PLAINTIFFS'**
25 **OPPOSITION TO THE THC**
26 **NEVADA LLC'S AND HERBAL**
27 **CHOICE, INC.'S EX PARTE**
28 **APPLICATION FOR TEMPORARY**
RESTRAINING ORDER FOR
PRELIMINARY INJUNCTION ON
AN ORDER SHORTENING TIME
AND DECLARATION OF ALINA
M. SHELL

Hearing Date: July 31, 2020
Hearing Time: 8:30 a.m.

Defendant GreenMart of Nevada NLV LLC hereby joins the Opposition to the THC Nevada LLC's and Herbal Choice, Inc.'s Ex Parte Application for Temporary Restraining Order for Preliminary Injunction on an Order Shortening Time filed on July 30, 2020 by

1 Plaintiffs MM Development Company, Inc., LivFree Wellness, LLC, ETW Management
 2 Group LLC, Global Harmony LLC, Just Quality, LLC, Libra Wellness Center, LLC,
 3 Rombough Real Estate, Inc., and Zion Gardens LLC, Nevada Wellness Center, LLC, and
 4 Qualcan, LLC (“Plaintiffs’ Opposition”).

5 GreenMart of Nevada NLV LLC hereby adopts the arguments and grounds as
 6 stated in the Points and Authorities filed in support of Plaintiffs’ Opposition.

7 In addition to the arguments and grounds presented in Plaintiffs’ Opposition,
 8 GreenMart further asserts that THC Nevada LLC’s and Herbal Choice, Inc.’s Ex Parte
 9 Application must be denied because THC Nevada and Herbal Choice have failed to name in
 10 their respective complaints the regulatory body which will approve the transfers
 11 contemplated by the parties’ settlement—the Cannabis Compliance Board (“CCB”)—
 12 despite having ample opportunity to do so before trial commenced in this matter.

13 On July 1, 2020, NRS Title 56—Regulation of Cannabis—went into effect.
 14 Pursuant to Title 56, the CCB is now the governing body responsible for, *inter alia*, adopting
 15 regulations (Nev. Rev. Stat. § 678A.450), establishing qualifications for licensure (Nev. Rev.
 16 Stat. §§ 678B.200-678B.280), adopting regulations for transferring licenses (Nev. Rev. Stat.
 17 § 678B.380), and otherwise overseeing the regulation of Nevada’s legal medical and
 18 recreational marijuana programs. *See generally* Nev. Stat. Chapters 678A, 678B, 678C, and
 19 678D.

20 Thus, even if it were appropriate to do so—which it is not—the Court does not even
 21 have the ability to thwart the reassignment of licenses.¹ *Cf. Drake v. Nelsen*, 2016 WL
 22 2870675 at *3 (Nev. App. May 6, 2016) (unpublished) (affirming a district court
 23 determination that claims for injunctive relief against two justice court employees were moot
 24 because the employees had left their positions); *see also Personhood Nevada v. Bristol*, 126
 25 Nev. 599, 602, 245 P.3d 572, 574 (2010) (recognizing that a claim that is cognizable at the

26 _____
 27 ¹ Indeed, the Court does not have authority to grant any of the injunctive relief sought in case
 28 because, for the reasons set forth above, the Department of Taxation is no longer the proper
 party for those claims.

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beginning of a suit may become moot due to event occurring after the complaint is filed).

Moreover, given that the CCB is now overseeing all regulatory matters pertaining to the medical and recreational marijuana programs, it would be an indispensable party to any efforts by any party to impede settlement. *See* Nev. R. Civ. P. 19(a)(1)(A). However, neither THC Nevada nor Herbal Choice have amended their complaints in this consolidated matter to name the CCB as a Defendant—despite having ample opportunity to do so before trial commenced in this matter.

Accordingly, for these reasons, and for the reasons set forth in Plaintiffs’ Opposition, THC Nevada LLC’s and Herbal Choice, Inc.’s Ex Parte Application for Temporary Restraining Order for Preliminary Injunction on an Order Shortening Time must be denied.

DATED this 30th day of July, 2020.

/s/ Alina M. Shell
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DECLARATION OF ALINA M. SHELL

Pursuant to Nev. Rev. Stat. § 53.045, Alina M. Shell hereby declares as follows:

1. I have personal knowledge of the facts set forth herein, except where stated to be upon information and belief, and where so stated, I believe them to be true.

2. I am an attorney licensed to practice in Nevada, and, along with Margaret A. McLetchie, am counsel for GreenMart of Nevada NLV, LLC (“GreenMart”) in this matter.

3. I am submitting this Declaration in support of and to supplement GreenMart’s Joinder to the Plaintiffs’ Opposition to THC Nevada LLC’s and Herbal Choice, Inc.’s Ex Parte Application For Temporary Restraining Order For Preliminary Injunction on an Order Shortening Time.

4. Since July 2019, Ms. McLetchie and I have participated in settlement discussions with the Plaintiffs and other Defendant Intervenors. These settlement discussions were not held in secret, as all of the parties were invited to participate in several lengthy mediation sessions with the Hon. Jennifer Togliatti. Thus, contrary to the unsupported allegations in the Ex Parte Application, these settlement discussions have not been held in a secretive or collusive manner.

5. Sigal Chattah, counsel for Herbal Choice, Inc., has never contacted my office to discuss settlement since she assumed representation of Herbal Choice in this matter.

6. Amy Sugden, Counsel for THC Nevada LLC, has never contacted my office to discuss settlement since she assumed representation of THC Nevada in this matter.

I declare under the penalty of perjury that the foregoing is true and correct.

EXECUTED on July 30, 2020.

/s/ Alina M. Shell
ALINA M. SHELL, Nevada Bar No. 11711

CERTIFICATE OF SERVICE

I hereby certify that on this 30th day of July, 2020, pursuant to Administrative Order 14-2 and N.E.F.C.R. 9, I did cause a true copy of the foregoing GREENMART OF NEVADA NLV LLC’S JOINDER TO PLAINTIFFS’ OPPOSITION TO THE THC NEVADA LLC’S AND HERBAL CHOICE, INC.’S EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER FOR PRELIMINARY INJUNCTION ON AN ORDER SHORTENING TIME AND DECLARATION OF ALINA M. SHELL to be submitted electronically to all parties currently on the electronic service list on July 30, 2020.

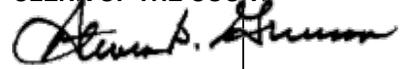
/s/ Pharan Burchfield
An Employee of McLetchie Law

MCLETCHIE LAW

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GBS Nevada Partners, Fidelis Holdings, LLC, Gravitas Nevada,
Nevada Pure, LLC, Medifarm, LLC, and
Medifarm IV, LLC,, Plaintiffs in case no. A-786962

10 **DISTRICT COURT**
11 **CLARK COUNTY, NEVADA**

12) **Case No. A-19-787004-B**
13)
14) **Consolidated with** A-785818
15) A-786357
16) A-786962
17) A-787035
18) A-787540
19) A-787726
20) A-801416
In Re: D.O.T. Litigation,)
21) **Dept. No. XI**
22)
23) **OST Hearing Date: 7.31.2020**
24) **OST Hearing Time: 8:30 a.m.**
25)

21 **JOINDER**
22 **TO**
23 **THC NEVADA, LLC and HERBAL CHOICE, INC.’S EX PARTE APPLICATION FOR**
24 **TEMPORARY RESTRAING ORDER WITH NOTICE AND MOTION FOR**
25 **PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME**

26 TGIG, LLC, Nevada Holistic Medicine, LLC, GBS Nevada Partners, Fidelis Holdings,
27 LLC, Gravitas Nevada, Nevada Pure, LLC, Medifarm, LLC, and Medifarm IV, LLC,, Plaintiffs
28 in Case A-19-786962-B (“Plaintiffs”), by and through counsel, the law firm CLARK HILL,
PLLC, hereby submit their Joinder to THC Nevada, LLC and Herbal Choice, Inc.’s *Ex Parte*

1 *Application for Temporary Restraining Order with Notice and Motion for Preliminary Injunction*
2 *on Order Shortening Time* (“Motion”) filed July 28, 2020.

3 Pursuant to EDCR 2.20(d), Plaintiffs join in the Motion’s legal arguments, conclusion,
4 and requested relief. Plaintiffs’ Joinder is also based on the papers and pleadings on file, and any
5 oral argument at the time of the hearing. If for any reason the Motion becomes moot or is
6 withdrawn, then this Joinder shall serve as its own stand-alone Motion.

7
8 In addition, Plaintiffs provide the following supplement to their Joinder.

9
10 **1. The Court Should Issue a Temporary Restraining Order Because the Proposed**
11 **Settlement Agreement Provides Unlawful Provisions which will Cause**
12 **Irreparable Harm to Plaintiffs**

13 The Settlement Agreement unlawfully binds the Parties to join an ambiguously described
14 DoT filed Motion that exceeds any lawful authority of the State, binds the parties to an
15 agreement which usurps and supplants the proper role of this court and which evidences a clear
16 intent by the settling parties to inappropriately collude toward a settlement that is inapposite to
17 sound public policy and good government. Paragraph Seven (7) of the Agreement provides:

18
19 “As a condition and term of this settlement, DOT will notify the Court and will file an
20 appropriate Motion on OST in the Lawsuit informing the Court that it has determined that Lone
21 Mountain, NOR, GreenMart, and Helping Hands (each, a “Tier 3 Party”) have satisfied the DOT
22 that each such Settling Defendant provided the information necessary in their respective
23 applications to allow the DOT and/or CCB to conduct all necessary background checks and
24 related actions and that Lone Mountain, NOR, GreenMart, and Helping Hands are being
25 reassigned to Tier 2 status in the Lawsuit for purposes of the Preliminary Injunction or any other
26 injunction that may be issued in the Lawsuit or any related proceedings.”
27
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1 **A. The Proposed Settlement Agreement Exceeds Lawful State Authority to Issue**
2 **Licenses**

3 While the express terms of any Motion that the DoT would be required to file pursuant to
4 the Settlement Agreement remain unclear, the DOT simply has no authority to revise its previous
5 representations to the court and now claim instead that applications were complete for purposes
6 of evaluation and scoring of the identified portions of the merit criteria. In support of the Court's
7 Findings of Fact and Conclusions of Law, the DoT responded to the Court's inquiry regarding
8 completeness of applications "based on the information available to it from applications
9 themselves, testimony given at the hearing (without reference to issues of admissibility, which an
10 affected party may raise), and information publicly available from a government website (the
11 Canadian Securities Exchange website), which was submitted by the applicant or information
12 submitted about the applicant by an entity claiming an affiliation to the applicant." (See, Court
13 Exhibit 3 to FFCL). Based upon that determination, DoT represented that applications filed by
14 the parties subject to the Court's injunction were not complete and in compliance with respect to
15 disclosures of ownership. As the court noted in its FFCL, the law "required the DoT to
16 determine that an Application is "complete and in compliance" with the provisions of NAC
17 453D in order to properly apply the licensing criteria set forth therein and the provision of the
18 Ballot Initiative and the enabling statute." The court further determined that, "[w]hen the DoT
19 received applications, it undertook no effort to determine if the applications were in fact
20 "complete and in compliance."
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25 Factual determinations that certain successful applicants did not submit complete
26 applications with respect to ownership cannot now be simply conveniently disregarded or
27 forgotten by the State to reach a partial settlement agreement. As the court noted in its FFCL,
28

1 “[t]he testimony elicited during the evidentiary hearing established that multiple changes in
2 ownership have occurred since the applications were filed. Given this testimony, simply updating
3 the applications previously filed would not comply with BQ2” (FFCL pg 17 Footnote 16).
4 Indeed, the fact that the enjoined parties failed to list all owners in their applications remains
5 unchanged. This fact is critical to the ultimate factual determination by the court as to whether
6 the DoT’s failure to comply with the law invalidates the issuance of licenses because the
7 applicants’ designations of owners, officers and board members were directly tied to the merit
8 criteria used by the evaluators to score and rank applicants.
9

10
11 In evaluating numerous sections of the application, the evaluators applied a percentage-
12 based formula of the proportional number of owners, officers or board members who met
13 established criteria such as educational achievements, previous business experience, experience
14 in the marijuana industry and diversity. Therefore, if certain applicants were awarded
15 conditional licenses based upon scoring which did not include a complete disclosure of the
16 applicant’s owners, officers or board members, the DoT cannot now simply revise its previous
17 findings regarding the completeness of applications and suddenly suggest to this Court that the
18 ranking and scoring would remain unchanged.
19

20
21 Furthermore, the proposed Settlement Agreement provides in Paragraph Two (2) that,
22 “the DoT and/or CCB agrees to issue a conditional Henderson license to LiveFree” subject to
23 conditions which appear to completely disregard the statutory mandates relating to the
24 requirement that the State conduct a competitive application process prior to issuing any such
25 licenses. See, NRS 453D.210(6). Any such contemplated issuance of a Henderson license to
26 LivFree circumvents clear statutory mandates and is facially violative of the clear provisions
27 mandating a merit-based review of competing applicants. DoT was granted no such authority to
28

1 wholly disregard the law in granting licenses, which are limited in quantity by statute, and are the
2 entire subject of dispute of the instant litigation.

3 Consequently, any proposed settlement agreement which requires the State to reach any
4 such finding is unlawful, collusive and injurious to other Plaintiffs to this litigation.
5

6 **B. The Proposed Settlement Agreement Includes Provisions That Usurp the Proper**
7 **Role of This Court and Should Be Enjoined From Formal Approval by the**
8 **Nevada Tax Commission**

9 The proposed Settlement Agreement alarmingly suggests the Parties agree to circumvent
10 key provisions of this Court’s previous findings and instead swiftly allow illegally issued
11 conditional licenses to move forward with approvals toward final inspections. The Settlement
12 Agreement provides, “[t]he Motion to be filed by DOT will indicate the DOT’s approval of the
13 applications of the previously designated Tier 3 Defendant Intervenors and that final inspections
14 may be completed for any establishments owned by Lone Mountain, NOR, GreenMart, and
15 Helping Hands.” The Agreement further mandates that “[a]ll Parties will join in the DOT’s
16 Motion.” However, the proposed terms of the Settlement Agreement should be enjoined by this
17 court prior to any requested approval by the Nevada Tax Commission because the terms of the
18 agreement exceed any authority granted to DoT and inappropriately binds the parties to a
19 vaguely described agreement that seemingly intends to moot proceedings properly before the
20 Court.
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23 It is well-established that a live case and controversy must exist throughout the entire
24 proceeding. *Personhood Nev. v. Bristol*, 126 Nev. 599, 602, 245 P.3d 572, 574 (2010). However,
25 a case is only moot if *all* claims and requests for relief are moot. For example, “when the
26 violation of a statute or another law may be remedied by monetary damages, as well as
27 injunctive or declaratory relief, a complaint for damages may remain viable even when the
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1 injunctive or declaratory remedies have been rendered moot.” *Stockmeier v. Nev. Dep't of Corr.*
2 *Psychological Review Panel*, 124 Nev. 313, 318 n.16, 183 P.3d 133, 136 (2008). To the extent
3 the Settlement Agreement requires the State to argue the entire case is now moot, that argument
4 has no merit. This case involves both claims for injunctive relief and for damages. Thus, it is
5 clear under *Stockmeier* that the amendment of the statutes to define “owner” does not render the
6 entire case moot. In any event, the ultimate legal issues still must be litigated to conclusion in
7 order to resolve the Plaintiffs’ damages claims.
8

9
10 To the extent the Settlement requires the State to argue that only the preliminary
11 injunction is moot, that argument must also be rejected. The State’s failure to follow the law
12 during the 2018 Recreational Marijuana Application period is not cured by the amendment of the
13 statute or ensuing regulations because, had the State followed the law, the rankings would have
14 turned out differently. Specifically, had the State followed the law, the enjoined parties to the
15 Agreement, namely Helping Hands Wellness Center, Inc, Lone Mountain Partners, LLC, Nevada
16 Organic Remedies, LLC and GreenMart of Nevada NLV LLC, would have been evaluated,
17 scored and ranked differently because those applicants failed to list owners. *See* NAC
18 453D.272(1) (requiring that an application be “complete and in compliance” with the
19 regulations).
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22 The number of available licenses is limited, and the State has now awarded the maximum
23 number allowed in multiple counties, but the State awarded those licenses based upon scoring
24 and rankings of incomplete applications that cannot now be remedied by any DoT fiction that the
25 State might somehow be able to reconstruct the applications to include an applicant’s omitted
26 owners, officers or board members. *See* NRS 453D.210(5)(d); 678B.260(1)(a). Consequently,
27 the applicants who would have received a license, but did not because the State ignored the law,
28

1 have been and still are being harmed. Any proposed approval by the Nevada Tax Commission of
2 a partial Settlement Agreement that mandates transfer of illegally awarded licenses would result
3 in injury to Plaintiffs in this litigation and should be enjoined as the agreement seeks to
4 circumvent this Court’s ultimate determination on the merits.
5

6 The Court’s injunction cannot be mooted as the proposed Settlement Agreement implies.
7 This case is plainly distinguishable from those where a disappointed bidder failed to demonstrate
8 prejudice. In *Intralot, Inc. v. Blair*, 2018-Ohio-3873, ¶ 46 (Ct. App. 2018), the court held that a
9 preliminary injunction was properly dissolved as moot where, after the litigation started, the state
10 procurement agency properly scored the plaintiff’s application and the score was so low that “it
11 had no realistic chance” of winning the contract. This case is also distinguishable from those
12 where the plaintiff is challenging the *enforcement* of a law that is then amended or repealed. In
13 those types of cases, the courts generally hold that repealing or amending the law through formal
14 legislative action is often enough to moot a request to enjoin enforcement of the law. *See e.g.*,
15 *All. for America's Future v. State*, No. 56283, 2012 Nev. Unpub. LEXIS 287, at *6 (Feb. 24,
16 2012) (unpublished) (appeal of order issuing preliminary injunction was moot where the
17 underlying statute had been amended pending the appeal); *Boulder Sign Co. v. City of Boulder*
18 *City, Nevada*, 382 F. Supp. 2d 1190, 1196 (D. Nev. 2005) (recognizing the general rule that
19 repeal of a statute moots any objection to that statute's constitutionality, even if the statute could
20 be reenacted). This case is the opposite: the claim is that the State *failed to enforce* the law, and
21 this failure materially changed the outcome of its licensing process. Repealing the law that the
22 State failed to enforce in the past does not cure the harm because, due to the limited number of
23 licenses, Plaintiffs are now unable to obtain a license that they could have otherwise.
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1 Furthermore, injunctive relief is proper to remedy the State’s violation of the law. Ballot
2 Question 2 required the State to use “an impartial and numerically scored competitive bidding
3 process.” NRS 453D.210(6). Therefore, this case must be treated like other competitive bidding
4 processes, such as those used in procurement (see NRS Chapter 333) or public works (see NRS
5 Chapter 338, 341). This means that the State should have rejected as incomplete and not in
6 compliance all applications that did not list all owners or that listed “strawman” owners,
7 directors, or officers. Its failure to do so renders the issuance of licenses to any such entities void.
8 This is because the applications were, effectively, not responsive because they failed to meet the
9 requirements of the law to even be considered.
10

11
12 The Nevada Supreme Court has previously recognized that the lowest responsible bidder
13 whose bid is unlawfully rejected should bring a timely challenge to require the government to
14 accept his bid and award him the contract. *Gulf Oil*, 94 Nev. at 119. Injunctive relief awarding
15 the contract to the lowest bidder is the proper relief. *Id.* The federal district court, applying
16 Nevada law, has also ordered that the government award a contract to the lowest bidder. *Fisher*
17 *Sand & Gravel Co. v. Clark Cty.*, No. 2:09-cv-01372-RCJ-GWF, 2010 U.S. Dist. LEXIS 4888,
18 at *32 (D. Nev. Jan. 6, 2010). In *Fisher*, the court found that the Clark County Board of County
19 Commissioners violated the plaintiff’s due process rights at the hearing on whether the plaintiff
20 was a “responsible” bidder. *Id.* at *31. After a rehearing, as ordered by the court, the board failed
21 to produce any evidence that the plaintiff was not a responsible bidder. *Id.* But instead of
22 awarding the plaintiff the contract, it cancelled the project entirely. *Id.* at *32. The court held that
23 the board had no authority to do so and ordered that it must award the contract to the plaintiff.
24 *Id.* The California courts have also addressed these issues. As the California Supreme Court has
25 recognized, “the most effective enforcement of the competitive bidding law is to enforce by
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1 injunction the representation that the contract will be awarded to the lowest responsible bidder.
2 This is generally done by setting aside the contract award to the higher bidder.” *Kajima/Ray*
3 *Wilson v. Los Angeles County Metropolitan Transportation Authority*, 23 Cal.4th 305, 313, fn. 1,
4 1 P.3d 63 (Cal. 2000). The court in *Eel River Disposal & Res. Recovery, Inc. v. Cty. of Humboldt*
5 recognized that in some cases the contract awarded may be fully performed by the time of the
6 litigation, which would limit the ability of the court to issue effective injunctive relief. 221 Cal.
7 App. 4th 209, 240, 164 Cal. Rptr. 3d 316, 340 (2013). In those cases, damages are likely the
8 appropriate remedy. *Id.* However, in that case 99% of the work had not yet been accomplished.
9 *Id.* The court therefore remanded to the trial court to determine whether an injunction awarding
10 the contract to the plaintiff was the appropriate relief. *Id.*

13 This case is analogous to *Eel River* because the “project” at issue, the opening of a
14 dispensary, has not actually occurred for all of the licensees. Accordingly, injunctive relief is not
15 moot because it is still entirely possible for the Court to award effective equitable relief. A major
16 purpose of using a competitive bidding system is “to guard against favoritism, improvidence and
17 corruption.” *Gulf Oil Corp. v. Clark Cty.*, 94 Nev. 116, 118, 575 P.2d 1332, 1333 (1978). In this
18 case, the State’s process utterly failed to meet that purpose. Indeed, the process was so flawed
19 that it threw the door wide open to favoritism, improvidence, and corruption. The only effective
20 relief, for both the Plaintiffs (and for the public who is harmed by allowing such corruption) is to
21 invalidate the State’s actions and require a new round of licensing where all applicants are
22 treated equally and fairly. Therefore, the provisions of the Settlement Agreement requiring the
23 State to invalidate findings central to the ultimate factual determinations before the Court must
24 be enjoined prior to any Nevada Tax Commission approval in order to prevent injury to
25 Plaintiffs.
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1 **C. The Proposed Settlement Agreement Evidences Collusion Between the Parties**
2 **and is Contrary to Sound Public Policy**

3
4 DoT's desire to reach a partial settlement in this case does not appear motivated by the
5 best interest of the State but instead appears motivated by collusive interests of the settling
6 parties that weigh against sound public policy. Paragraph Five (5) of the Settlement Agreement
7 provides, "[c]ontemporaneously, Settling Plaintiffs will withdraw the pending Motion for Case
8 Terminating Sanctions filed against the DOT seeking to strike its Answer to the Lawsuit." It is
9 notable that an express condition of the Settlement Agreement withdraws a Motion alleging
10 improper conduct by the State and representatives of the Attorney General's office. Indeed, the
11 Settlement Agreement mandates withdrawal of a Motion in which MM Development Company,
12 Inc and LivFree Wellness LLC alleged that the, "stunning spoliation of cell phones from 3 of the
13 top 4 DOT employees involved in the marijuana application process requires that the Court
14 strike the DOT answer in the MM/LivFree case and the NWC case wherein written preservation
15 orders were entered." The Court's hearing relative to those motions further substantiated claims
16 of spoliation and improper conduct which prevented Plaintiffs from discovering evidence that
17 may have established favoritism, improvidence, or corruption.
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21 Apparently coincidentally, at the first Board Meeting ever held by the State's recently
22 formed Cannabis Compliance Board Meeting on July 21, 2020, both MM Development
23 Company and Nevada Wellness Center LLC were two of only three licensees among the
24 hundreds throughout Nevada who were served with Notices of Complaints for Disciplinary
25 Actions based upon alleged violations of provisions within the Governor's Declaration of
26 Emergency (Directive 021). Both MM Development and Nevada Wellness Center now propose
27 a partial settlement wherein they agree to drop their claims of inappropriate State conduct in
28

1 exchange for DoT's commitment that it will disregard the State's statutorily mandated ranking of
2 competitive applicants and instead award licenses to the very same two applicants who
3 previously sought to expose unlawful conduct by the State.
4

5 **2. The proposed Settlement Agreement's provisions concerning transfer of conditional**
6 **license violates clearly articulated prohibitions in both NAC453D and NCCR.**

7 Paragraph 8 of the proposed Settlement Agreement provides:

8 "As a condition and term of this settlement, after the conditions precedent in
9 Paragraphs 5-7 are met, the CCB agrees to make a good faith effort to expedite
10 any and all CHOW requests for the transfer of licenses from existing licensee to
11 another existing licensee as set forth in Paragraph 1 above. The CCB agrees that
12 it will make a good faith effort to expedite and process all CHOWs after
13 submission thereof. For purposes of approving the transfers, LivFree, MM, ETW
14 Plaintiffs, NWC, Qualcan, and Thrive were previously and are currently approved
15 by the DOT as owners and operators of medical and retail marijuana dispensary
16 licenses in the state of Nevada. In compliance with NRS/NAC 453D, these
17 parties have operated retail marijuana dispensaries without any suspensions or
18 revocations of those licenses. Any delays in approvals of the CHOWs due to no
19 fault of transferor shall not be deemed a breach of this Agreement.
20

21 Id.

22 Both NAC 453D and NCCR provide identical provisions related to a requirement that a
23 request to transfer an ownership interest in a conditional license requires a notarized attestation
24 by the transferor declaring that the prospective owner will build and operate the establishments at
25 standards meeting or exceeding the criteria contained in the original application. Absent a
26 finding invalidating the ranking of applications by DOT, neither the proposed "Settling
27 Defendants" nor the proposed "Settling Plaintiffs" can assert that the marijuana establishment
28 will meet or exceed the very same criteria that DOT purports it appropriately considered and
ranked from first to last among competing applicants. The Settling Parties simply cannot assert
that the proposed transfers will be built and operated at the same standards ranked and scored by
the DoT absent an explicit admission by DoT or a determination by the court that the rankings of

1 these same applications among competing applicants are devoid of any meaning.

2 NAC 453.315(9) and NCCR 5.110(9) provide identical restrictions toward the requested
3 transfer of conditional licenses: “[a] request to transfer an ownership interest in a cannabis
4 establishment which holds a conditional license must be accompanied by a notarized attestation,
5 signed by a person authorized to submit such an attestation by the governing documents of the
6 cannabis establishment, declaring that the prospective owner will build and operate the cannabis
7 establishment at standards that meet or exceed the criteria contained in the original application
8 for the cannabis establishment.”
9

10
11 Notwithstanding the above, the purported Settlement Agreement provides for unlawful
12 transfers of conditional licenses as follows:

13 * ***Lone Mountain hereby assigns 1 City of Las Vegas conditional license to Qualcan;***

14 This provision seeks unlawful transfer of a license from an applicant ranked
15 number **Six (6)** to an applicant ranked number **Eleven (11)**

16 * ***Lone Mountain hereby assigns 1 Washoe County – City of Reno conditional license,***

17 This provision seeks unlawful transfer of a license from an applicant ranked
18 number **Five (5)** to an applicant whose ranking cannot specifically be determined
19 but **would not have qualified for licensure**

20 * ***1 Lincoln County conditional license, 1 Esmerelda conditional license, and
21 1 Eureka County conditional license to ETW Plaintiffs;***

22 This provision seeks unlawful transfer of a license from an applicant ranked
23 number **One (1)** to an applicant that did not apply in that jurisdiction but based on
24 scores in other jurisdictions **would not have qualified for licensure.**

25 * ***Helping Hands hereby assigns 1 Unincorporated Clark County conditional license to
26 LivFree;***

27 This provision seeks unlawful transfer of a license from an applicant ranked
28 number **Five (5)** to an applicant ranked **Thirty-Five (35)**

* ***NOR hereby assigns 1 Unincorporated Clark County conditional license to MM;***

1 This provision seeks unlawful transfer of a license from an applicant ranked
2 number **Three (3)** to an applicant ranked **Fourteen (14)**

3 * ***NOR hereby assigns 1 Carson City conditional license to Qualcan;***

4 This provision seeks unlawful transfer of a license from an applicant ranked
5 number **Two (2)** to an applicant that did not apply in that jurisdiction but based on
6 scores in other jurisdictions **would not have qualified for licensure.**

7 * ***GreenMart hereby assigns 1 Unincorporated Clark County conditional license to
8 NWC;***

9 This provision seeks unlawful transfer of a license from an applicant ranked
10 number **Seven (7)** to an applicant ranked **sixty-nine (69)**

11 * ***Thrive hereby assigns 1 Clark County – City of Henderson conditional license
12 (RD266) to ETW Management or a related-entity designee;***

13 This provision seeks unlawful transfer of a license from an applicant ranked
14 number **Fourth (4)** to an applicant ranked **Thirty (30)**

15 * ***Lone Mountain hereby assigns 1 Douglas County conditional license to Thrive***

16 This provision seeks unlawful transfer of a license from an applicant ranked
17 number **One (1)** to an unspecified applicant. Per the terms of the Agreement, the
18 Parties agree to a transfer to Thrive yet that applicant applied under two separate
19 entity names. Both Thrive entities, Cheyenne Medical and Commerce Park,
20 submitted identical applications but were scored differently. Supposing that the
21 intended transfer of license was intended to be built and operated by Commerce
22 Park then the applicant **would not have qualified for licensure.**

23 Applicable provisions of NAC 453D clearly establish that the intent of NAC 453.315(9)
24 is that the terms “build and operate the marijuana establishment at standards that meet or exceed
25 the criteria contained in the original marijuana establishment” are intended to prohibit the exact
26 conditions the settling parties now seek to apply. NAC 453D.260 provides that the
27 “[d]epartment will provide notice of a request for applications to operate a marijuana
28 establishment...” NAC 453D.268 provides in relevant part, “The application must include,
without limitation: Documentation concerning the size of the proposed marijuana establishment,

1 including, without limitation, building and general floor plans with supporting details.” These
2 associated regulations evidence a clear intent prohibiting the precise conduct that DoT now
3 attempts to condone in permitting transfer of conditional licenses.
4

5 The DoT simply does not have any such authority to disregard the law in furtherance of
6 any proposed partial settlement and should the agreement should therefore be enjoined by this
7 court.

8 Dated this 30th day of July, 2020.

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18 **CERTIFICATE OF SERVICE**

19 I hereby certify that on the 30th day of July, 2020, I served a true and correct copy of the
20 foregoing via the Court’s electronic filing system only, pursuant to the Nevada Electronic Filing
21 and Conversion Rules, Administrative Order 14-2, to all parties currently on the electronic
22 service list.
23

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

IN THE SUPREME COURT OF THE STATE OF NEVADA

IN RE: D.O.T. LITIGATION

TGIG, LLC; NEVADA HOLISITIC
MEDICINE, LLC; GBS NEVADA
PARTNERS, LLC; FIDELIS HOLDINGS,
LLC; GRAVITAS NEVADA, LLC;
NEVADA PURE, LLC; MEDIFARM, LLC;
MEDIFARM IV LLC; THC NEVADA, LLC;
HERBAL CHOICE, INC.; RED EARTH LLC;
NEVCANN LLC, GREEN THERAPEUTICS
LLC; AND GREAN LEAF FARMS
HOLDINGS LLC,

Appellants,

vs.

THE STATE OF NEVADA, ON RELATION
OF ITS DEPARTMENT OF TAXATION,

Respondent.

Supreme Court Case No.: 82014

District Court Case No.: A787004

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PLAINTIFFS' JOINT APPENDIX

VOLUME 301 OF 343

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TABLE OF CONTENT

Chronological by Date Filed¹

TAB#	Document	Vol.	Date	Pages
1	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/10/2018	000001-000012
2	FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/18/2018	000013-000025
3	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/19/2018	000026-000036
4	COMPLAINT	1	1/4/2019	000037-000053
5	COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	1	1/4/2019	000054-000078
6	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	1/16/2019	000079-000092
7	ANSWER TO PLAINTIFFS' FIRST AMENDED COMPLAINT AND COUNTERCLAIM	1	3/15/2019	000093-000107
8	MOTION FOR PRELIMINARY INJUNCTION	2	3/18/2019	000108-000217
9	PLAINTIFFS' COUNTER-DEFENDANTS' ANSWER TO COUNTERCLAIM	2	4/5/2019	000218-000223
10	ANSWER TO AMENDED COMPLAINT	2	4/10/2019	000224-000236
11	DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	2	4/16/2019	000237-000251
12	CLEAR RIVER, LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	2	5/7/2019	000252-000269
13	OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION	3 thru 4	5/9/2019	000270-000531
14	APPENDIX OF EXHIBITS TO NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO SERENITY WELLNESS CENTER, LLC AND RELATED	5 thru 7	5/9/2019	000532-000941

¹ Pursuant to NRAP 30(c)(1), “[t]ranscripts that are included in the appendix shall be placed in chronological order by date of the hearing or trial.” Accordingly, the controlling date for the placement of a transcript in this appendix is the hearing date, not the date the transcript was filed with the district court.

	PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION			
15	NEVADA ORGANIC REMIDIES, LLC'S OPPOSITION TO SERENITY WELLNESS CENTER, LLC AND RELATED PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION	8	5/9/2019	000942-000974
16	DEFENDANT IN INTERVENTION'S OPPOSITION TO PLAINTIFFS' APPLICATION FOR A TEMPORARY RESTRAINING ORDER	8	5/10/2019	000975-001024
17	DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' FIRST AMENDED COMPLAINT	8	5/16/2019	001025-001037
18	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	8	5/16/2019	001038-001041
19	ANSWER TO COMPLAINT	8	5/20/2019	001042-001053
20	PLAINTIFFS' OMNIBUS REPLY IN SUPPORT OF MOTION FOR PRELIMINARY INJUNCTION	8	5/22/2019	001054-001067
21	INTERVENING DEFENDANTS' JOINDER AND SUPPLEMENTAL BRIEFING IN SUPPORT OF THE STATE OF NEVADA'S AND NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION; AND LONE MOUNTAIN PARTNERS, LLC'S OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION OR FOR WRIT OF MANDAMUS	9	5/23/2019	001068-001133
22	EVIDENTIARY HEARING - DAY 1	10 thru 11	5/24/2019	001134-001368
23	EVIDENTIARY HEARING - DAY 2 VOLUME I OF II	12	5/28/2019	001369-001459
24	EVIDENTIARY HEARING - DAY 2 VOLUME II	13	5/28/2019	001460-001565
25	EVIDENTIARY HEARING - DAY 3 VOLUME I OF II	14	5/29/2019	001566-001663

26	EVIDENTIARY HEARING - DAY 3 VOLUME II	15	5/29/2019	001664-001807
27	EVIDENTIARY HEARING - DAY 4	16 thru 17	5/30/2019	001808-002050
28	EVIDENTIARY HEARING - DAY 5 VOLUME I OF II	18	5/31/2019	002051-002113
29	EVIDENTIARY HEARING - DAY 5 VOLUME II	19 thru 20	5/31/2019	002114-002333
30	LONE MOUNTAIN PARTNERS, LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	21	6/5/2019	002334-002344
31	EVIDENTIARY HEARING - DAY 6	22 thru 23	6/10/2019	002345-002569
32	EVIDENTIARY HEARING - DAY 7	24 thru 25	6/11/2019	002570-002822
33	DEFENDANTS' ANSWER TO PLAINTIFFS' COMPLAINT WITH COUNTERCLAIM	26	6/14/2019	002823-002846
34	EVIDENTIARY HEARING - DAY 8 VOLUME I OF II	26	6/18/2019	002847-002958
35	EVIDENTIARY HEARING - DAY 8 VOLUME II	27	6/18/2019	002959-003092
36	EVIDENTIARY HEARING - DAY 9 VOLUME I OF II	28	6/19/2019	003093-003215
37	EVIDENTIARY HEARING - DAY 9 VOLUME II	29	6/19/2019	003216-003348
38	EVIDENTIARY HEARING - DAY 10 VOLUME I OF II	30	6/20/2019	003349-003464
39	EVIDENTIARY HEARING - DAY 10 VOLUME II	31	6/20/2019	003465-003622
40	INTERVENOR DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' SECOND AMENDED COMPLAINT	31	6/24/2019	003623-003639
41	INTERVENOR DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFF'S COMPLAINT	32	7/3/2019	003640-003652
42	FIRST AMENDED COMPLAINT	32	7/3/2019	003653-003670
43	EVIDENTIARY HEARING - DAY 11	32	7/5/2019	003671-003774

44	EVIDENTIARY HEARING - DAY 12	33	7/10/2019	003775-003949
45	CORRECTED FIRST AMENDED COMPLAINT.	34	7/11/2019	003950-003967
46	EVIDENTIARY HEARING - DAY 13 VOLUME I OF II	34	7/11/2019	003968-004105
47	EVIDENTIARY HEARING - DAY 13 VOLUME II	35	7/11/2019	004106-004227
48	PLAINTIFFS-COUNTER DEFENDANTS' ANSWER TO COUNTERCLAIM	35	7/12/2019	004228-004236
49	EVIDENTIARY HEARING - DAY 14	36	7/12/2019	004237-004413
50	ANSWER TO CORRECTED FIRST AMENDED COMPLAINT	37	7/15/2019	004414-004425
51	EVIDENTIARY HEARING - DAY 15	37	7/15/2019	004426-004500
52	EVIDENTIARY HEARING - DAY 15 VOLUME II	38	7/15/2019	004501-004679
53	GREENMART OF NEVADA NLC LLC'S ANSWER TO PLAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/17/2019	004680-004694
54	LONE MOUNTAIN PARTNERS, LLC'S ANSWER TO LAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/22/2019	004695-004705
55	CLEAR RIVER, LLC'S ANSWER TO PLAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/26/2019	004706-004723
56	EVIDENTIARY HEARING - DAY 16	39	7/28/2019	004724-004828
57	EVIDENTIARY HEARING - DAY 17 VOLUME I OF II	40	8/13/2019	004829-004935
58	EVIDENTIARY HEARING - DAY 17 VOLUME II	41	8/13/2019	004936-005027
59	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	41	8/14/2019	005028-005030
60	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	41	8/14/2019	005031-005033
61	EVIDENTIARY HEARING - DAY 18	42 thru 43	8/14/2019	005034-005222
62	EVIDENTIARY HEARING - DAY 19	44	8/15/2019	005223-005301
63	EVIDENTIARY HEARING - DAY 20	45	8/16/2019	005302-005468

64	FINDINGS OF FACT AND CONCLUSIONS OF LAW GRANTING PRELIMINARY INJUNCTION	46	8/23/2019	005469-005492
65	HEARING ON OBJECTIONS TO STATE'S RESPONSE, NEVADA WELLNESS CENTER'S MOTION RE COMPLIANCE RE PHYSICAL ADDRESS, AND BOND AMOUNT SETTING	46	8/29/2019	005493-005565
66	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	46	9/5/2019	005566-005592
67	FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/6/2019	005593-005698
68	DEFENDANT-RESPONDENT'S GOOD CHEMISTRY NEVADA, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/27/2019	005699-005707
69	D LUX, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/27/2019	005708-005715
70	FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	47	9/29/2019	005716-005731
71	ANSWER TO COMPLAINT	47	10/1/2019	005732-005758
72	DEFENDANT RURAL REMEDIES, LLC ANSWER TO FIRST AMENDED COMPLAINT	47	10/1/2019	005759-005760
73	DEFENDANTS MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S ANSWER	48	10/3/2019	005761-005795
74	APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	48	10/10/2019	005796-005906
75	DEFENDANT-INTERVENOR CLEAR RIVER, LLC'S ORDER DENYING IT'S MOTION FOR PARTIAL SUMMARY JUDGEMENT ON THE PETITION FOR JUDICIAL REVIEW CAUSE OF ACTION	48	11/7/2019	005907-005912

76	ANSWER TO FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	48	11/8/2019	005913-005921
77	ERRATA TO ANSWER TO FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	48	11/8/2019	005922-005930
78	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI MANDAMUS, AND PROHIBITION	49	11/12/2019	005931-005937
79	ANSWER TO FIRST AMENDED COMPLAINT GRAVITAS NEVADA LTD	49	11/12/2019	005938-005942
80	ORDER DENYING 1) ORGANIC REMEDIES, LLC'S MOTION TO DISSOLVE PRELIMINARY INJUNCTION AND TO STAY PRELIMINARY INJUNCTION PENDING APPEAL AND 2) LONE MOUNTAIN PARTNERS, LLC'S	49	11/19/2019	005943-005949
81	AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	11/21/2019	005950-006004
82	EUPHORIA WELLNESS, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	49	11/21/2019	006005-006011
83	NOTICE OF ENTRY OF ORDER DENYING MM DEVELOPMENT COMPANY, INC.'S AND LIVFREE WELLNESS, LLC'S MOTION TO ALTER OR AMEND FINDINGS OF FACT AND CONCLUSION OF LAW,	49	11/22/2019	006012-006015
84	ORDER DENYING MM DEVELOPMENT COMPANY, INC. 'S AND LIVFREE WELLNESS LLC'S MOTION TO ALTER AMEND FINDINGS OF FACT AND CONCLUSION OF LAW	49	11/22/2019	006016-006017
85	BUSINESS COURT ORDER	49	11/25/2019	006018-006022

86	ORDER GRANTING MOTION FOR LEAVE TO FILE SECOND AMENDED COMPLAINT IN CASE NO. A-786962	49	11/26/2019	006023-006024
87	TGIG SECOND AMENDED COMPLAINT	49	11/26/2019	006025-006047
88	REPLY IN SUPPORT OF AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	12/6/2019	006048-006057
89	HEARING ON APPLICATION OF NEVADA ORGANIC REMEDIES FOR WRIT OF MANDAMUS TO COMPEL STATE TO MOVE IT TO TIER 2 OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	12/9/2019	006058-006068
90	LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	49	12/10/2019	006069-006081
91	NOTICE OF HEARING	49	12/13/2019	006082-006087
92	DEFENDANT'S ANSWER TO DH FLAMINGO INC'S ET AL., FIRST AMENDED COMPLAINT	50	12/16/2019	006088-006105
93	DEFENDANT'S ANSWER TO DH FLAMINGO INC'S ET AL., FIRST AMENDED COMPLAINT	50	12/16/2019	006106-006123
94	PLAINTIFFS' OPPOSITION TO LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	50	12/20/2019	006124-006206
95	OPPOSITION TO HELPING HANDS WELLNESS CTR, INC.'S APPLICATION FOR WRIT OF MANDAMUS	50	12/27/2019	006207-006259
96	ORDER DENYING MOTION FOR STAY AND GRANTING IN PART MOTION TO EXPEDITE	50	12/30/2019	006260-006262
97	ORDER DENYING THE DEPARTMENT OF TAXATION OBJECTION TO DISCOVERY COMMISSIONER'S REPORT AND RECOMMENDATIONS	51	12/31/2019	006263-006263
98	NOTICE OF ENTRY OF ORDER	51	1/3/2020	006264-006271

99	GREENMART OF NEVADA NLV LLC'S ANSWER TO D.H. FLAMINGO PLAINTIFFS' FIRST AMENDED COMPLAINT	51	1/6/2020	006272-006295
100	NV WELLNESS CENTER, LLC'S MOTION TO COMPEL ON AN ORDER SHORTENING TIME	51	1/8/2020	006296-006358
101	LONE MOUNTAIN PARTNERS, LLC'S REPLY IN SUPPORT OF MOTION TO DISMISS SECOND AMENDED COMPLAINT	51	1/8/2020	006359-006368
102	OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL	52	1/10/2020	006369-006439
103	ESSENCE ENTITIES' ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	52	1/14/2020	006440-006468
104	NOTICE OF ENTRY OF ORDER	52	1/14/2020	006469-006474
105	ORDER DENYING NEVADA ORGANIC REMEDIES, LLC'S AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC	52	1/14/2020	006475-006477
106	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO FIRST AMENDED COMPALINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	52	1/21/2020	006478-006504
107	ERRATA TO DECLARATION OF ALFRED TERTERYAN IN SUPPORT OF HELPING HANDS WELLNESS CENTER, INC.'S APPLICATION FOR WRIT OF MANDAMUS	52	1/24/2020	006505-006506
108	AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/28/2020	006507-006542
109	DEPARTMENT OF TAXATION'S ANSWER TO PLAINTIFF SERENITY PARTIES' SECOND AMENDED COMPLAINT	53	1/28/2020	006543-006559
110	DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/28/2020	006560-006588

111	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/29/2020	006589-006609
112	HEARING ON OBJECTIONS TO SUBPOENAS DUCES TECUM, MOTIONS FOR PROTECTIVE ORDERS, APPLICATION OF FOR WRIT OF MANDAMUS, MOTION FOR SETTING SETTLEMENT CONFERENCE, AND MOTION TO REDACT AND SEAL EXHIBITS 4 AND 5	53	1/31/2020	006610-006657
113	ANSWER TO D.H. FLAMINGO PARTIES' FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/5/2020	006658-006697
114	FINDINGS OF FACT AND CONCLUSIONS OF LAW GRANTING PRELIMINARY INJUNCTION	54	2/7/2020	006698-006722
115	DEFENDANT-RESPONDENT NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/7/2020	006723-006752
116	DEFENDANT-RESPONDENT STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/7/2020	006753-006781
117	SECOND AMENDED COMPLAINT	54	2/11/2020	006782-006805
118	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO THE SERENITY PLAINTIFFS' SECOND AMENDED COMPLAINT	54	2/12/2020	006806-006814
119	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO ETW PLAINTIFFS' THIRD AMENDED COMPLAINT	54	2/12/2020	006815-006822

120	GREENMART OF NEVADA NLV LLC'S ANSWER TO ETW MANAGEMENT GROUP LLC, GLOBAL HARMONY LLC, GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, HERBAL CHOICE INC., JUST QUALITY LLC, LIBRA WELLNESS CENTER, LLC, ROMBOUGH REAL ESTATE INC. DBA MOTHER HERB, NEVCANN LLC, RED EARTH LLC, THC NEVADA LLC, ZION GARDENS LLC AND MMOF VEGAS RETAIL, INC.'S THIRD AMENDED COMPLAINT	55	2/12/2020	006823-006841
121	ANSWER TO D.H. FLAMINGO PLAINTIFFS' FIRST AMENDED COMPLAINT AND PETITION FOR REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/12/2020	006842-006853
122	CPCM HOLDINGS, LLC D/B/A THRIVE CANNABIS MARKETPLACE'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/13/2020	006854-006867
123	ANSWER TO SERENITY PLAINTIFFS' SECOND AMENDED COMPLAINT	55	2/14/2020	006868-006876
124	CIRCLE S FARMS LLC'S ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/18/2020	006877-006884
125	ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION	55	2/18/2020	006885-006910
126	GREENMART OF NEVADA NLV LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/18/2020	006911-006921
127	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION	55	2/18/2020	006922-006935
128	ORDER GRANTING IN PART AND DENYING IN PART THE DEPARTMENT OF TAXATION'S MOTIONS FOR PROTECTIVE ORDER ON ORDER SHORTENING TIME	55	2/19/2020	006936-006941

129	CIRCLE S FARMS LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/20/2020	006942-006949
130	NOTICE OF FILING OF EMERGENCY PETITION FOR WRIT OF MANDAMUS OR PROHIBITION UNDER NRAP 21(a)6)	55	2/21/2020	006950-006951
131	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND/OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/25/2020	006952-006958
132	GREENMART OF NEVADA NLV LLC'S ANSWER TO QUALCAN LLC'S SECOND AMENDED COMPLAINT	55	2/25/2020	006959-006970
133	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/26/2020	006971-006983
134	GREENMART OF NEVADA NLV LLC'S MOTION TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/28/2020	006984-006987
135	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC ANSWER TO NATURAL MEDICINE, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	2/28/2020	006988-007000
136	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT/RESPONDENT STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND/OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	2/28/2020	007001-007012

137	GREENMART OF NEVADA NLV LLC'S ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	3/6/2020	007013-007024
138	GREENMART OF NEVADA NLV LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	3/6/2020	007025-007036
139	QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	56	3/13/2020	007037-007057
140	PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL GREENMART OF NEVADA, LLC TO PRODUCE KENNETH LEE AND HAE LEE FOR DEPOSITION ON ORDER SHORTENING TIME	56	3/16/2020	007058-007074
141	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL GREENMART TO ALSO PRODUCE KENNETH LEE AND HAE LEE FOR DEPOSITION	56	3/18/2020	007075-007080
142	NEVADA WELLNESS CENTER, LLC'S JOINDER TO ETW PLAINTIFFS' MOTION TO COMPEL PRIVILEGE LOGS	56	3/20/2020	007081-007083
143	NEVADA WELLNESS CENTER, LLC'S JOINDER TO ETW PLAINTIFFS' MOTION TO COMPEL	56	3/20/2020	007084-007086
144	GREENMART OF NEVADA NLV LLC'S RESPONSE IN OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	56	3/23/2020	007087-007095
145	CLEAR RIVER, LLC'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS ON ORDER SHORTENING TIME	56	3/27/2020	007096-007099
146	NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO QUALCAN'S PETITION FOR WRIT OF MANDAMUS	56	3/27/2020	007100-007143
147	PLAINTIFF NEVADA WELLNESS CENTER, LLC'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	57	3/27/2020	007144-007175
148	DEPARTMENT OF TAXATION'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	57	3/27/2020	007176-007182

149	THE ESSENCE ENTITIES' OPPOSITION TO ETW PLAINTIFFS' 1) MOTION TO COMPEL AND 2) MOTION TO COMPEL PRIVILEGE LOGS	57	3/27/2020	007183-007293
150	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF'S MOTION TO COMPEL PRIVILEGE LOGS AND COUNTER MOTION FOR SANCTIONS PURSUANT TO NRCP 37	57	3/30/2020	007294-007310
151	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF'S MOTION TO COMPEL SUPPLEMENTAL RESPONSES	58	3/30/2020	007311-007329
152	ORDER DENYING DEFENDANT JORGE PUPO'S MOTION TO DISMISS	58	3/30/2020	007330-007332
153	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO ETW PLAINTIFFS' MOTION TO COMPEL PRIVILEGE LOGS	58	4/3/2020	007333-007336
154	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO ETW PLAINTIFFS' MOTION TO COMPEL	58	4/3/2020	007337-007346
155	DEPARTMENT OF TAXATION'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/8/2020	007347-007360
156	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/8/2020	007361-007373
157	CIRCLE S FARMS LLC'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/9/2020	007374-007381
158	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE ADDITIONAL DOCUMENTS ON ORDER SHORTENING TIME	58	4/9/2020	007382-007395

159	NOTICE OF ENTRY OF ORDER DENYING MM DEVELOPMENT COMPANY, INC.'S MOTION TO STRIKE AND-OR DISMISS D.H. FLAMINGO, INC.'S COUNTERCLAIM	58	4/9/2020	007396-007400
160	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S MOTION TO DISMISS 1) NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS;(2) STRIVE WELLNESS' COMPLAINT; (3) RURAL REMEDIES AMENDED COMPLAINT; (4) QUALCAN'S AMENDED COMPLAINT; (5) HIGH SIERRA HOLISTICS COMPLAINT AND (6) NATURAL MEDICINE'S COMPLAINT FOR FAILING TO COMPLY WITH NRS 233B.130(2)(D)	59 thru 60	4/14/2020	007401-007717
161	DEFENDANT PUPO'S ANSWER TO RURAL REMEDIES' AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	61	4/14/2020	007718-007730
162	THRIVE'S SUPPLEMENTAL BRIEF IN SUPPORT OF OPPOSITION TO ETW MANAGEMENT GROUP LLC; ET AL.'S MOTION TO COMPEL	61	4/14/2020	007731-007792
163	MINUTE ORDER CLEAR RIVER'S REQUEST FOR OST ON MOTION TO DISMISS	61	4/15/2020	007793-007793
164	DEPARTMENT OF TAXATION'S ANSWER TO ETW MANAGEMENT GROUP LLC PARTIES' THIRD AMENDED COMPLAINT	61	4/20/2020	007794-007810
165	DEPARTMENT OF TAXATION'S ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	61	4/20/2020	007811-007845
166	DEPARTMENT OF TAXATION'S ANSWER TO QUALCAN'S SECOND A MENDED COMPLAINT	61	4/20/2020	007846-007862
167	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO ETW PLAINTIFFS' THIRD AMENDED COMPLAINT	62	4/21/2020	007863-007893

168	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	62	4/21/2020	007894-007913
169	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO TGIG PLAINTIFFS' SECOND AMENDED COMPLAINT	62	4/21/2020	007914-007935
170	ORDER GRANTING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE ADDITIONAL DOCUMENTS ON ORDER SHORTENING TIME	62	4/21/2020	007936-007939
171	ORDER DENYING LONE MOUNTAIN PARTNER'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	62	5/5/2020	007940-007941
172	DEPARTMENT OF TAXATION'S INDEX OF EXHIBITS IN SUPPORT OF ITS OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN DEPARTMENT OF TAXATION'S ANSWER TO SECOND AMENDED COMPLAINT	63 thru 64	5/11/2020	007942-008232
173	DEPARTMENT OF TAXATION'S OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN DEPARTMENT OF TAXATION'S ANSWER TO SECOND AMENDED COMPLAINT	65	5/11/2020	008233-008241
174	DEPARTMENT OF TAXATION'S NOTICE OF SUPPLEMENTAL AUTHORITY	65	5/12/2020	008242-008252
175	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	65	5/21/2020	008253-008302
176	HEARING ON MOTIONS FOR SUMMARY JUDGMENT OR WRIT OF MANDAMUS AND MOTION TO EXTEND TIME FOR BRIEFING	65	5/22/2020	008303-008354

177	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	65	5/26/2020	008355-008375
178	PURE TONIC CONCENTRATES LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	65	5/29/2020	008376-008379
179	RURAL REMEDIES, LLC'S ANSWER TO DEFENDANT-RESPONDENT NATURAL MEDICINE'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	65	6/3/2020	008380-008393
180	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO NATURAL MEDICINE'S LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	65	6/4/2020	008394-008401
181	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	66	6/4/2020	008402-008409
182	ORDER DENYING D.H. FLAMINGO, INC. AND SURTERRA HOLDINGS, INC.'S MOTION FOR SUMMARY JUDGMENT AGAINST MM DEVELOPMENT COMPANY, INC.	66	6/5/2020	008410-008413
183	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO DEFENDANT-RESPONDENT NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRIT OF CERTIORARI, MANDAMUS, AND PROHIBITION	66	6/5/2020	008414-008435
184	TGIG, LLC, NEVADA HOLISTIC MEDICINE, LLC, GBS NEVADA PARTNERS, FIDELIS HOLDINGS, LLC, GRAVITAS NEVADA, NEVADA PURE, LLC, MEDIFARM, LLC, AND MEDIFARM IV'S ANSWER TO NATURAL MEDICINE	66	6/10/2020	008436-008454

185	PLAINTIFF'S DECLARATION & POA-F2018-01430	67 thru 74	6/12/2020	008455-009889
186	PLAINTIFF'S NOTICE OF FILING RECORD ON REVIEW	75	6/12/2020	009890-009933
187	PLAINTIFF'S DKT 148-1 INDEX OF EXHIBITS - 1	76 thru 77	6/12/2020	009934-010291
188	PLAINTIFF'S DKT 148-1 INDEX OF EXHIBITS - 2	78 thru 79	6/12/2020	010292-010595
189	PLAINTIFF'S RECORD PART 1	80 thru 81	6/12/2020	010596-010937
190	PLAINTIFF'S RECORD PART 2	82 thru 83	6/12/2020	010938-011275
191	PLAINTIFF'S RECORD PART 3	84 thru 85	6/12/2020	011276-011613
192	PLAINTIFF'S RECORD PART 4	86 thru 87	6/12/2020	011614-011951
193	PLAINTIFF'S RECORD PART 5	88	6/12/2020	011952-012104
194	PLAINTIFF'S RECORD PART 6	89	6/12/2020	012105-012258
195	PLAINTIFF'S RECORD PART 7	90	6/12/2020	012259-012413
196	PLAINTIFF'S RECORD PART 8	91	6/12/2020	012414-012569
197	PLAINTIFF'S RECORD PART 9	92	6/12/2020	012570-012723
198	PLAINTIFF'S RECORD PART 10	93	6/12/2020	012724-012878
199	PLAINTIFF'S RECORD PART 11	94	6/12/2020	012879-013032
200	PLAINTIFF'S RECORD PART 12	95	6/12/2020	013033-013187
201	PLAINTIFF'S RECORD PART 13	96	6/12/2020	013188-013341

202	PLAINTIFF'S RECORD PART 14	97	6/12/2020	013342-013496
203	PLAINTIFF'S RECORD PART 15	98 thru 99	6/12/2020	013497-013774
204	PLAINTIFF'S RECORD PART 16	100 thru 101	6/12/2020	013775-014052
205	PLAINTIFF'S RECORD PART 17	102 thru 103	6/12/2020	014053-014330
206	PLAINTIFF'S RECORD PART 18	104 thru 105	6/12/2020	014331-014608
207	PLAINTIFF'S RECORD PART 18	106 thru 107	6/12/2020	014609-014886
208	PLAINTIFF'S RECORD PART 19	108 thru 111	6/12/2020	014887-015426
209	PLAINTIFF'S RECORD PART 20	112 thru 115	6/12/2020	015427-015966
210	PLAINTIFF'S RECORD PART 21	116 thru 119	6/12/2020	015967-016506
211	PLAINTIFF'S RECORD PART 22	120 thru 123	6/12/2020	016507-017048
212	PLAINTIFF'S RECORD PART 24	124 thru 131	6/12/2020	017049-018484
213	PLAINTIFF'S RECORD PART 25	132 thru 134	6/12/2020	018485-018844
214	PLAINTIFF'S RECORD PART 26	135 thru 136	6/12/2020	018845-019202
215	PLAINTIFF'S RECORD PART 27	137 thru 144	6/12/2020	019203-020637

216	PLAINTIFF'S RECORD PART 28	145 thru 147	6/12/2020	020638-020999
217	PLAINTIFF'S RECORD PART 29	148 thru 149	6/12/2020	021000-021357
218	PLAINTIFF'S RECORD PART 30	150 thru 157	6/12/2020	021358-022621
219	PLAINTIFF'S RECORD PART 31	158 thru 159	6/12/2020	022622-022979
220	PLAINTIFF'S RECORD PART 32	160 thru 167	6/12/2020	022980-024414
221	PLAINTIFF'S RECORD PART 33	168 thru 169	6/12/2020	024415-024718
222	PLAINTIFF'S RECORD PART 35	170 thru 177	6/12/2020	024719-026153
223	PLAINTIFF'S RECORD PART 37	178	6/12/2020	026154-026256
224	PLAINTIFF'S RECORD PART 39	179 thru 181	6/12/2020	026257-026669
225	PLAINTIFF'S RECORD PART 40	182 thru 183	6/12/2020	026670-026934
226	PLAINTIFF'S RECORD PART 41	184 thru 186	6/12/2020	026935-027347
227	PLAINTIFF'S RECORD PART 42	187 thru 188	6/12/2020	027348-027612
228	PLAINTIFF'S RECORD PART 43	189 thru 191	6/12/2020	027613-028025
229	PLAINTIFF'S RECORD PART 44	192 thru 193	6/12/2020	028026-028290

230	PLAINTIFF'S RECORD PART 45	194 thru 196	6/12/2020	028291-028703
231	PLAINTIFF'S RECORD PART 46	197 thru 198	6/12/2020	028704-028968
232	PLAINTIFF'S RECORD PART 47	199 thru 201	6/12/2020	028969-029451
233	PLAINTIFF'S RECORD PART 48	202 thru 204	6/12/2020	029452-029934
234	PLAINTIFF'S RECORD PART 49	205 thru 207	6/12/2020	029935-030346
235	PLAINTIFF'S RECORD PART 50	208 thru 210	6/12/2020	030347-030758
236	PLAINTIFF'S RECORD PART 51	211 thru 213	6/12/2020	030759-031170
237	PLAINTIFF'S RECORD PART 52	214 thru 216	6/12/2020	031171-031582
238	PLAINTIFF'S RECORD PART 54	217 thru 219	6/12/2020	031583-031994
239	PLAINTIFF'S RECORD PART 55	220 thru 222	6/12/2020	031995-032406
240	PLAINTIFF'S RECORD PART 56	223 thru 225	6/12/2020	032407-032818
241	PLAINTIFF'S RECORD PARTY 57	226 thru 228	6/12/2020	032819-033230
242	PLAINTIFF'S RECORD PART 58	229 thru 231	6/12/2020	033231-033642
243	PLAINTIFF'S RECORD PART 59	232	6/12/2020	033643-033801
244	PLAINTIFF'S RECORD PART 60	233	6/12/2020	033802-033877

245	PLAINTIFF'S RECORD PART 61	234 thru 235	6/12/2020	033878-034143
246	PLAINTIFF'S RECORD PART 62	236 thru 237	6/12/2020	034144-034409
247	PLAINTIFF'S RECORD PART 63	238 thru 239	6/12/2020	034410-034675
248	PLAINTIFF'S RECORD PART 64	240 thru 241	6/12/2020	034676-034943
249	PLAINTIFF'S RECORD PART 65	242 thru 245	6/12/2020	034944-035512
250	PLAINTIFF'S RECORD PART 66	246 thru 248	6/12/2020	035513-035919
251	PLAINTIFF'S RECORD PART 67	249 thru 251	6/12/2020	035920-036326
252	PLAINTIFF'S RECORD PART 68	252 thru 254	6/12/2020	036327-036733
253	PLAINTIFF'S RECORD PART 69	255 thru 257	6/12/2020	036734-037140
254	PLAINTIFF'S RECORD PART 70	258 thru 260	6/12/2020	037141-037547
255	PLAINTIFF'S RECORD PART 71	261 thru 263	6/12/2020	037548-037954
256	PLAINTIFF'S RECORD PART 72	264 thru 266	6/12/2020	037955-038415
257	PLAINTIFF'S RECORD PART 73	267 thru 269	6/12/2020	038416-038867
258	NOTICE OF ENTRY OF ORDER ON PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN JORGE	270	6/23/2020	038868-038871

	PUPPO'S ANSWER TO SECOND AMENDED COMPLAINT			
259	SUPPLEMENT TO RECORD ON REVIEW IN ACCORDANCE WITH THE NEVADA ADMINISTRATIVE PROCEDURE ACT	270	6/26/2020	038872-038947
260	MOTION TO VOLUNTARILY DISMISS MMOF VEGAS RETAIL, INC. AND REQUEST TO RELEASE MMOF VEGAS RETAIL, INC.'S BOND FUNDS ON AN ORDER SHORTENING TIME	271	6/29/2020	038948-039114
261	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	6/29/2020	039115-039135
262	WELLNESS CONNECTION OF NEVADA, LLC'S ANSWER TO PLAINTIFF NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	6/29/2020	039136-039152
263	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO QUALCAN, LLC'S SECOND AMENDED COMPLAINT	272	7/1/2020	039153-039164
264	ESSENCE ENTITIES' ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	272	7/8/2020	039165-039193
265	ESSENCE ENTITIES' ANSWER TO THIRD AMENDED COMPLAINT	272	7/8/2020	039194-039210
266	ESSENCE ENTITIES' ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	7/8/2020	039211-039223
267	ESSENCE ENTITIES' ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	272	7/8/2020	039224-039235
268	ESSENCE ENTITIES' ANSWER TO SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	7/8/2020	039236-039265

269	ESSENCE ENTITIES' ANSWER QUALCAN, LLC'S SECOND AMENDED COMPLAINT	272	7/8/2020	039266-039284
270	ESSENCE ENTITIES' ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/8/2020	039285-039299
271	ESSENCE ENTITIES' ANSWER TO THE TGIG PARTIES' SECOND AMENDED COMPLAINT	273	7/8/2020	039300-039313
272	ESSENCE ENTITIES' ANSWER TO COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/8/2020	039314-039323
273	HIGH SIERRA HOLISTICS, LLC'S JOINDER TO ETW MANAGEMENT GROUP LLC'S ANSWERS	273	7/8/2020	039324-039325
274	GREENMART OF NEVADA NLV LLC'S JOINDER TO MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC., AND LIVFREE WELLNESS, LLC ON AN ORDER SHORTENING TIME	273	7/8/2020	039326-039327
275	MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC ON AN ORDER SHORTENING TIME	273	7/8/2020	039328-039381
276	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	273	7/9/2020	039382-039411
277	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO HIGH SIERRA HOLISTICS COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/9/2020	039412-039421
278	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO MM DEVELOPMENT COMPANY, INC., & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/9/2020	039422-039434
279	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	273	7/9/2020	039435-039445

280	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	274	7/9/2020	039446-039478
281	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO QUALCANN, LLC'S SECOND AMENDED COMPLAINT	274	7/9/2020	039479-039496
282	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT	274	7/9/2020	039497-039509
283	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO TGIG PARTIES' SECOND AMENDED COMPLAINT	274	7/9/2020	039510-039523
284	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO THIRD AMENDED COMPLAINT	274	7/9/2020	039524-039539
285	OPPOSITION TO MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC ON AN ORDER SHORTENING TIME	274	7/9/2020	039540-039575
286	MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRARECORD EVIDENCE AT THE HEARING OF JUDICIAL REVIEW and TO ENLARGE TIME FOR FILING OPENING BRIEF	275	7/9/2020	039576-039735
287	DEFENDANT IN INTRVENTION, CLEAR RIVER, LLC'S ANSWER TO HIGH SIERRA HOLISTICS, LLC COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	275	7/10/2020	039736-039750
288	DEFENDANT-INTERVENOR NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO TGIG PARTIES' SECOND AMENDED COMPLAINT	276	7/10/2020	039751-039759
289	NEVADA ORGANIC REMEDIES, LLC'S ANSWER NEVADA WELLNESS CENTER, LLC'S AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039760-039772

290	DEFENDANT-INTERVENOR NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO CLARK NATURAL MEDICINE ET AL.'S FIRST AMENDED COMPLAINT	276	7/10/2020	039773-039789
291	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO ETW MANAGEMENT GROUP, LLC ET AL.'S THIRD AMENDED THIRD AMENDED COMPLAINT	276	7/10/2020	039790-039804
292	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO HIGH SIERRA HOLISTIC'S COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039805-039815
293	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039816-039829
294	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO QUALCAN, LLC.'S SECOND AMENDED COMPLAINT	276	7/10/2020	039830-039844
295	NEVADA ORGANIC REMEDIES, LLC'S ANSWER RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039845-039859
296	FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER GRANTING IN PART AND DENYING IN PART MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS (1)	276	7/11/2020	039860-039862
297	FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER GRANTING IN PART AND DENYING IN PART MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS (2)	276	7/11/2020	039863-039865
298	ORDER GRANTING CLEAR RIVER, LLC'S MOTION TO RECONSIDER THE COURT'S ORDER GRANTING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE JOHN KOCER AND NORTON ARBELAEZ FOR DEPOSITION ON ORDER SHORTENING TIME	276	7/11/2020	039866-039868

299	EVIDENTIARY HEARING ON CASE -ENDING SANCTIONS - DAY 1	277 thru 278	7/13/2020	039869-040216
300	EVIDENTIARY HEARING ON CASE -ENDING SANCTIONS - DAY 2	279	7/14/2020	040217-040263
301	MOTION FOR PROTECTIVE ORDER ON ORDER SHORTENING TIME	279	7/15/2020	040264-040323
302	BENCH TRIAL - DAY 1	280 thru 281	7/17/2020	040324-040663
303	BENCH TRIAL - DAY 2	282 thru 283	7/20/2020	040664-041020
304	BENCH TRIAL - DAY 3	284 thru 285	7/21/2020	041021-041330
305	PLAINTIFFS' OPENING BRIEF IN SUPPORT OF PETITION FOR JUDICIAL REVIEW	286	7/22/2020	041331-041363
306	BENCH TRIAL - DAY 4	287 thru 288	7/22/2020	041364-041703
307	DEPARTMENT OF TAXATION'S OPPOSITION TO TGIG'S MOTION TO SUPPLEMENT THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE; AND TO ENLARGE TIME FOR FILING OPENING BRIEF	289	7/23/2020	041704-041732
308	THC NEVADA, LLC'S JOINDER TO PLAINTIFF TGIG, LLC ET AL'S OPENING BRIEF IN SUPPORT OF PETITION FOR JUDICIAL REVIEW	289	7/23/2020	041733-041735
309	BENCH TRIAL - DAY 5	290 thru 291	7/23/2020	041736-042068
310	CIRCLE S FARMS LLC'S JOINDER TO CLEAR RIVER, LLC AND DEPARTMENT OF TAXATION'S OPPOSITIONS TO PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINIST	292	7/24/2020	042069-042071
311	THE ESSENCE ENTITIES' JOINDER TO DEPARTMENT OF TAXATION'S OPPOSITION	292	7/24/2020	042072-042074

	TO TGIG'S MOTION TO SUPPLEMENT THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE AND TO ENLARGE TIME FOR FILING OPENING BRIEF			
312	BENCH TRIAL - DAY 6	293 thru 294	7/24/2020	042075-042381
313	BENCH TRIAL - DAY 7	295 thru 296	7/27/2020	042382-042639
314	EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	297	7/28/2020	042640-042670
315	BENCH TRIAL - DAY 8	298 thru 299	7/28/2020	042671-042934
316	BENCH TRIAL - DAY 9 VOLUME I	300 thru 301	7/29/2020	042935-043186
317	THRIVE'S JOINDER TO PLAINTIFFS' OPPOSITION TO THC NEVADA LLC'S AND HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER FOR PRELIMINARY INJUNCTION ON AN ORDER SHORTENING TIME	302	7/30/2020	043187-043190
318	GREENMART OF NEVADA NLV LLC'S JOINDER TO PLAINTIFFS' OPPOSITION TO THE THC NEVADA LLC'S AND HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER FOR PRELIMINARY INJUNCTION ON AN ORDER SHORTENING TIME AND DECLARATION OF ALINA M. SHELL	302	7/30/2020	043191-043195
319	JOINDER TO THC NEVADA, LLC and HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	302	7/30/2020	043196-043209
320	BENCH TRIAL - DAY 10	303 thru 304	7/30/2020	043210-043450

321	BENCH TRIAL - DAY 11	305	7/31/2020	043451-043567
322	EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	306	7/31/2020	043568-043639
323	NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE ON AN ORDER SHORTENING TIME	306	8/3/2020	043640-043708
324	BENCH TRIAL - DAY 12	307 thru 308	8/3/2020	043709-043965
325	BENCH TRIAL - DAY 13	309 thru 310	8/4/2020	043966-044315
326	BENCH TRIAL - DAY 14	311 thru 313	8/5/2020	044316-044687
327	BENCH TRIAL - DAY 15	314 thru 316	8/6/2020	044688-045065
328	REPLY TO THE DOT'S AND CLEAR RIVER, LLC'S OPPOSITIONS TO PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS	317	8/7/2020	045066-045084
329	BENCH TRIAL - DAY 16	318 thru 319	8/10/2020	045085-045316
330	DEPARTMENT OF TAXATION'S NOTICE OF REMOVING ENTITITES FROM TIER 3	320	8/11/2020	045317-045332
331	BENCH TRIAL - DAY 17	321 thru 323	8/11/2020	045333-045697
332	MOTION TO PRECLUDE APPLICATION OF THE EQUITABLE MAXIM OF UNCLEAR HANDS AGAIN ST THE TGIG PLAINTIFFS	324	8/11/2020	045698-045711
333	BENCH TRIAL - DAY 18	325	8/12/2020	045712-045877

334	OPPOSITION TO MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	325	8/14/2020	045878-045882
335	JOINDER TO THC NEVADA, LLC AND HERBAL CHOICE, INC'S MOTION TO STRIKE DEPARTMENT OF TAXATION NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	325	8/14/2020	045883-045888
336	THC NEVADA, LLC AND HERBAL CHOICE, INC.'S JOINDER TO TGIG PLAINTIFFS' PROPOSED SUPPLEMENTAL FINDINGS OF FACT AND CONCLUSIONS OF LAW BASED UPON PARTIAL SUBSTITUTION OF THE NEVADA CANNABIS COMPLIANCE BOARD AS A PARTY DEFENDANT IN THESE CONSOLIDATED MATTERS	326	8/14/2020	045889-045891
337	DEPARTMENT OF TAXATION'S OPPOSITION TO THC NEVADA, LLC AND HERBAL CHOICE, INC.'S MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING	326	8/15/2020	045892-045899
338	ORDER REGARDING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION FOR SUMMARY JUDGMENT ON FIRST CLAIM FOR RELIEF	326	8/15/2020	045900-045905
339	THC NEVADA, LLC AND HERBAL CHOICE, INC.'S REPLY TO NEVADA ORGANIC REMEDIES' OPPOSITION TO MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	326	8/15/2020	045906-045917
340	HELPING HANDS WELLNESS CENTER, INC.'S REPLY IN SUPPORT OF MOTION TO MODIFY OR DISSOLVE THE PRELIMINARY INJUNCTION1	326	8/16/2020	045918-045932
341	NOTICE OF ENTRY OF ORDER	326	8/17/2020	045933-045939
342	BENCH TRIAL - DAY 19	327 thru 328	8/17/2020	045940-046223

343	BENCH TRIAL - DAY 20	329	8/18/2020	046224-046355
344	TRIAL EXHIBIT 1005	329	8/18/2020	046356-046389
345	TRIAL EXHIBIT 1006	330	8/18/2020	046390-046423
346	TRIAL EXHIBIT 1135	330	8/18/2020	046424-046445
347	TRIAL EXHIBIT 1302	330	8/18/2020	046446-046448
348	TRIAL EXHIBIT 2157	330	8/18/2020	046449-046502
349	TRIAL EXHIBIT 2158	330	8/18/2020	046503-046548
350	TRIAL EXHIBIT 3291	331	8/18/2020	046549-046564
351	JOINDER TO THC NEVADA, LLC and HERBAL CHOICE, INC.'S MOTION TO RENEW JOINDER TO TGIG'S COUNTERMOTION FOR ORDER DISPENSING WITH THE BOND REQUIREMENT FOR PURPOSES OF THE PRELIMINARY	331	8/28/2020	046565-046567
352	ORDER DENYING TGIG PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE AT THE HEARING OF JUDICIAL REVIEW; AND TO ENLARGE TIME FOR FILING OPENING BRIEF	331	8/28/2020	046568-046572
353	MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC FINAL PRETRIAL CONFERENCE	331	9/3/2020	046573-046666
354	BENCH TRIAL - PHASE 1	332	9/8/2020	046667-046776
355	TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/10/2020	046777-046812

356	PLAINTIFFS GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, NEVCANN LLC AND RED EARTH LLC'S JOINDER TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/14/2020	046813-046815
357	RURAL REMEDIES, LLC'S JOINDER IN TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT AND CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/15/2020	046816-046817
358	FINDINGS OF FACT, CONCLUSION OF LAW AND PERMANENT INJUNCTION	332	9/16/2020	046818-046829
359	NOTICE OF ENTRY OF JUDGMENT (1)	333	9/22/2020	046830-046844
360	NOTICE OF ENTRY OF JUDGMENT (2)	333	9/22/2020	046845-046877
361	DEPARTMENT OF TAXATION'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW, AND PERMANENT INJUNCTION	333	9/24/2020	046878-046921
362	THE ESSENCE ENTITIES' LIMITED OPPOSITION TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	9/24/2020	046922-046924
363	GREENMART OF NEVADA NLV LLC'S JOINDER TO DEPARTMENT OF TAXATION'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW, AND PERMANENT INJUNCTION	333	9/24/2020	046925-046926
364	HELPING HANDS WELLNESS CENTER, INC.'S OPPOSITION TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	9/24/2020	046927-046931
365	CLARK NATURAL MEDICINAL SOLUTIONS LLC, NYE NATURAL MEDICINAL SOLUTIONS LLC CLARK NMSD LLC AND INYO FINE CANNABIS DISPENSARY L.L.C.'S JOINDER TO NEVADA WELLNESS CENTER'S MOTION TO AND PERMANENT INJUNCTION	333	9/24/2020	046932-046933

366	WELLNESS CONNECTION OF NEVADA, LLC'S RESPONSE TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION AND COUNTERMOTION TO CLARIFY AND-OR FOR ADDITIONAL FINDINGS	333	9/24/2020	046934-046940
367	CIRCLE S FARMS LLC'S JOINDER TO OPPOSITIONS TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	10/1/2020	046941-046943
368	MOTION FOR ORDER TO SHOW CAUSE	333	10/16/2020	046944-046965
369	ORDER TO SHOW CAUSE	334	10/18/2020	046966-046999
370	PLAINTIFFS GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, NEVCANN LLC AND RED EARTH LLC'S JOINDER TO TGIG PLAINTIFFS' MOTION FOR ORDER TO SHOW CAUSE	334	10/21/2020	047000-047002
371	NOTICE OF APPEAL	335 thru 339	10/23/2020	047003-047862
372	NOTICE OF ENTRY OF ORDER	340	10/27/2020	047863-047882
373	INDEX OF EXHIBITS IN SUPPORT OF DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	341 thru 342	10/30/2020	047883-048130
374	DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	343	10/30/2020	048131-048141
375	GREENMART OF NEVADA NLV LLC'S JOINDER TO DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	343	11/2/2020	048142-048143

TABLE OF CONTENT

Alphabetical by Document Name

TAB#	Document	Vol.	Date	Pages
81	AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	11/21/2019	005950-006004
108	AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/28/2020	006507-006542
10	ANSWER TO AMENDED COMPLAINT	2	4/10/2019	000224-000236
19	ANSWER TO COMPLAINT	8	5/20/2019	001042-001053
71	ANSWER TO COMPLAINT	47	10/1/2019	005732-005758
50	ANSWER TO CORRECTED FIRST AMENDED COMPLAINT	37	7/15/2019	004414-004425
113	ANSWER TO D.H. FLAMINGO PARTIES' FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/5/2020	006658-006697
121	ANSWER TO D.H. FLAMINGO PLAINTIFFS' FIRST AMENDED COMPLAINT AND PETITION FOR REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/12/2020	006842-006853
76	ANSWER TO FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	48	11/8/2019	005913-005921
79	ANSWER TO FIRST AMENDED COMPLAINT GRAVITAS NEVADA LTD	49	11/12/2019	005938-005942
7	ANSWER TO PLAINTIFFS' FIRST AMENDED COMPLAINT AND COUNTERCLAIM	1	3/15/2019	000093-000107
125	ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION	55	2/18/2020	006885-006910
123	ANSWER TO SERENITY PLAINTIFFS' SECOND AMENDED COMPLAINT	55	2/14/2020	006868-006876
14	APPENDIX OF EXHIBITS TO NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO SERENITY WELLNESS CENTER, LLC AND RELATED PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION	5 thru 7	5/9/2019	000532-000941

74	APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	48	10/10/2019	005796-005906
302	BENCH TRIAL - DAY 1	280 thru 281	7/17/2020	040324-040663
320	BENCH TRIAL - DAY 10	303 thru 304	7/30/2020	043210-043450
321	BENCH TRIAL - DAY 11	305	7/31/2020	043451-043567
324	BENCH TRIAL - DAY 12	307 thru 308	8/3/2020	043709-043965
325	BENCH TRIAL - DAY 13	309 thru 310	8/4/2020	043966-044315
326	BENCH TRIAL - DAY 14	311 thru 313	8/5/2020	044316-044687
327	BENCH TRIAL - DAY 15	314 thru 316	8/6/2020	044688-045065
329	BENCH TRIAL - DAY 16	318 thru 319	8/10/2020	045085-045316
331	BENCH TRIAL - DAY 17	321 thru 323	8/11/2020	045333-045697
333	BENCH TRIAL - DAY 18	325	8/12/2020	045712-045877
342	BENCH TRIAL - DAY 19	327 thru 328	8/17/2020	045940-046223
303	BENCH TRIAL - DAY 2	282 thru 283	7/20/2020	040664-041020
343	BENCH TRIAL - DAY 20	329	8/18/2020	046224-046355

304	BENCH TRIAL - DAY 3	284 thru 285	7/21/2020	041021-041330
306	BENCH TRIAL - DAY 4	287 thru 288	7/22/2020	041364-041703
309	BENCH TRIAL - DAY 5	290 thru 291	7/23/2020	041736-042068
312	BENCH TRIAL - DAY 6	293 thru 294	7/24/2020	042075-042381
313	BENCH TRIAL - DAY 7	295 thru 296	7/27/2020	042382-042639
315	BENCH TRIAL - DAY 8	298 thru 299	7/28/2020	042671-042934
316	BENCH TRIAL - DAY 9 VOLUME I	300 thru 301	7/29/2020	042935-043186
354	BENCH TRIAL - PHASE 1	332	9/8/2020	046667-046776
85	BUSINESS COURT ORDER	49	11/25/2019	006018-006022
157	CIRCLE S FARMS LLC'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/9/2020	007374-007381
124	CIRCLE S FARMS LLC'S ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/18/2020	006877-006884
129	CIRCLE S FARMS LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/20/2020	006942-006949
310	CIRCLE S FARMS LLC'S JOINDER TO CLEAR RIVER, LLC AND DEPARTMENT OF TAXATION'S OPPOSITIONS TO PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINIST	292	7/24/2020	042069-042071

367	CIRCLE S FARMS LLC'S JOINDER TO OPPOSITIONS TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	10/1/2020	046941-046943
365	CLARK NATURAL MEDICINAL SOLUTIONS LLC, NYE NATURAL MEDICINAL SOLUTIONS LLC CLARK NMSD LLC AND INYO FINE CANNABIS DISPENSARY L.L.C.'S JOINDER TO NEVADA WELLNESS CENTER'S MOTION TO AND PERMANENT INJUNCTION	333	9/24/2020	046932-046933
12	CLEAR RIVER, LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	2	5/7/2019	000252-000269
55	CLEAR RIVER, LLC'S ANSWER TO PLAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/26/2019	004706-004723
158	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE ADDITIONAL DOCUMENTS ON ORDER SHORTENING TIME	58	4/9/2020	007382-007395
150	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF'S MOTION TO COMPEL PRIVILEGE LOGS AND COUNTER MOTION FOR SANCTIONS PURSUANT TO NRCP 37	57	3/30/2020	007294-007310
151	CLEAR RIVER, LLC'S OPPOSITION TO PLAINTIFF'S MOTION TO COMPEL SUPPLEMENTAL RESPONSES	58	3/30/2020	007311-007329
145	CLEAR RIVER, LLC'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS ON ORDER SHORTENING TIME	56	3/27/2020	007096-007099
4	COMPLAINT	1	1/4/2019	000037-000053
5	COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	1	1/4/2019	000054-000078
1	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/10/2018	000001-000012
3	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/19/2018	000026-000036
6	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	1/16/2019	000079-000092
66	COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	46	9/5/2019	005566-005592

45	CORRECTED FIRST AMENDED COMPLAINT.	34	7/11/2019	003950-003967
122	CPCM HOLDINGS, LLC D/B/A THRIVE CANNABIS MARKETPLACE'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/13/2020	006854-006867
183	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO DEFENDANT-RESPONDENT NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRIT OF CERTIORRI. MANDAMUS, AND PROHIBITION	66	6/5/2020	008414-008435
263	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO QUALCAN, LLC'S SECOND AMENDED COMPLAINT	272	7/1/2020	039153-039164
261	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	6/29/2020	039115-039135
106	CPCM HOLDINGS, LLC DBA THRIVE CANNABIS MARKETPLACE'S ANSWER TO FIRST AMENDED COMPALINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	52	1/21/2020	006478-006504
69	D LUX, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/27/2019	005708-005715
119	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO ETW PLAINTIFFS' THIRD AMENDED COMPLAINT	54	2/12/2020	006815-006822
78	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI MANDAMUS, AND PROHIBITION	49	11/12/2019	005931-005937
131	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND/OR	55	2/25/2020	006952-006958

	WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION			
118	DEFENDANT DEEP ROOTS MEDICAL LLC'S ANSWER TO THE SERENITY PLAINTIFFS' SECOND AMENDED COMPLAINT	54	2/12/2020	006806-006814
11	DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	2	4/16/2019	000237-000251
17	DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' FIRST AMENDED COMPLAINT	8	5/16/2019	001025-001037
177	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	65	5/26/2020	008355-008375
168	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	62	4/21/2020	007894-007913
167	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO ETW PLAINTIFFS' THIRD AMENDED COMPLAINT	62	4/21/2020	007863-007893
175	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	65	5/21/2020	008253-008302
169	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S ANSWER TO TGIG PLAINTIFFS' SECOND AMENDED COMPLAINT	62	4/21/2020	007914-007935
160	DEFENDANT IN INTERVENTION, CLEAR RIVER, LLC'S MOTION TO DISMISS 1) NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS;(2) STRIVE WELLNESS' COMPLAINT; (3) RURAL REMEDIES AMENDED COMPLAINT; (4) QUALCAN'S AMENDED COMPLAINT; (5) HIGH SIERRA HOLISTICS	59 thru 60	4/14/2020	007401-007717

	COMPLAINT AND (6) NATURAL MEDICINE'S COMPLAINT FOR FAILING TO COMPLY WITH NRS 233B.130(2)(D)			
16	DEFENDANT IN INTERVENTION'S OPPOSITION TO PLAINTIFFS' APPLICATION FOR A TEMPORARY RESTRAINING ORDER	8	5/10/2019	000975-001024
287	DEFENDANT IN INTRVENTION, CLEAR RIVER, LLC'S ANSWER TO HIGH SIERRA HOLISTICS, LLC COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	275	7/10/2020	039736-039750
161	DEFENDANT PUPO'S ANSWER TO RURAL REMEDIES' AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	61	4/14/2020	007718-007730
72	DEFENDANT RURAL REMEDIES, LLC ANSWER TO FIRST AMENDED COMPLAINT	47	10/1/2019	005759-005760
110	DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/28/2020	006560-006588
92	DEFENDANT'S ANSWER TO DH FLAMINGO INC'S ET AL., FIRST AMENDED COMPLAINT	50	12/16/2019	006088-006105
75	DEFENDANT-INTERVENOR CLEAR RIVER, LLC'S ORDER DENYING IT'S MOTION FOR PARTIAL SUMMARY JUDGEMENT ON THE PETITION FOR JUDICIAL REVIEW CAUSE OF ACTION	48	11/7/2019	005907-005912
290	DEFENDANT-INTERVENOR NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO CLARK NATURAL MEDICINE ET AL.'S FIRST AMENDED COMPLAINT	276	7/10/2020	039773-039789
288	DEFENDANT-INTERVENOR NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO TGIG PARTIES' SECOND AMENDED COMPLAINT	276	7/10/2020	039751-039759
115	DEFENDANT-RESPONDENT NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/7/2020	006723-006752

116	DEFENDANT-RESPONDENT STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	54	2/7/2020	006753-006781
68	DEFENDANT-RESPONDENT'S GOOD CHEMISTRY NEVADA, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/27/2019	005699-005707
93	DEFENDANT'S ANSWER TO DH FLAMINGO INC'S ET AL., FIRST AMENDED COMPLAINT	50	12/16/2019	006106-006123
33	DEFENDANTS' ANSWER TO PLAINTIFFS' COMPLAINT WITH COUNTERCLAIM	26	6/14/2019	002823-002846
73	DEFENDANTS MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S ANSWER	48	10/3/2019	005761-005795
374	DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	343	10/30/2020	048131-048141
164	DEPARTMENT OF TAXATION'S ANSWER TO ETW MANAGEMENT GROUP LLC PARTIES' THIRD AMENDED COMPLAINT	61	4/20/2020	007794-007810
165	DEPARTMENT OF TAXATION'S ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	61	4/20/2020	007811-007845
109	DEPARTMENT OF TAXATION'S ANSWER TO PLAINTIFF SERENITY PARTIES' SECOND AMENDED COMPLAINT	53	1/28/2020	006543-006559
166	DEPARTMENT OF TAXATION'S ANSWER TO QUALCAN'S SECOND A MENDED COMPLAINT	61	4/20/2020	007846-007862
155	DEPARTMENT OF TAXATION'S ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/8/2020	007347-007360
172	DEPARTMENT OF TAXATION'S INDEX OF EXHIBITS IN SUPPORT OF ITS OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN DEPARTMENT OF TAXATION'S ANSWER TO SECOND AMENDED COMPLAINT	63 thru 64	5/11/2020	007942-008232

330	DEPARTMENT OF TAXATION'S NOTICE OF REMOVING ENTITIES FROM TIER 3	320	8/11/2020	045317-045332
174	DEPARTMENT OF TAXATION'S NOTICE OF SUPPLEMENTAL AUTHORITY	65	5/12/2020	008242-008252
173	DEPARTMENT OF TAXATION'S OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN DEPARTMENT OF TAXATION'S ANSWER TO SECOND AMENDED COMPLAINT	65	5/11/2020	008233-008241
148	DEPARTMENT OF TAXATION'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	57	3/27/2020	007176-007182
307	DEPARTMENT OF TAXATION'S OPPOSITION TO TGIG'S MOTION TO SUPPLEMENT THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE; AND TO ENLARGE TIME FOR FILING OPENING BRIEF	289	7/23/2020	041704-041732
337	DEPARTMENT OF TAXATION'S OPPOSITION TO THC NEVADA, LLC AND HERBAL CHOICE, INC.'S MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING	326	8/15/2020	045892-045899
361	DEPARTMENT OF TAXATION'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW, AND PERMANENT INJUNCTION	333	9/24/2020	046878-046921
77	ERRATA TO ANSWER TO FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	48	11/8/2019	005922-005930
107	ERRATA TO DECLARATION OF ALFRED TERTERYAN IN SUPPORT OF HELPING HANDS WELLNESS CENTER, INC.'S APPLICATION FOR WRIT OF MANDAMUS	52	1/24/2020	006505-006506
269	ESSENCE ENTITIES' ANSWER QUALCAN, LLC'S SECOND AMENDED COMPLAINT	272	7/8/2020	039266-039284
272	ESSENCE ENTITIES' ANSWER TO COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/8/2020	039314-039323
103	ESSENCE ENTITIES' ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	52	1/14/2020	006440-006468

264	ESSENCE ENTITIES' ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	272	7/8/2020	039165-039193
266	ESSENCE ENTITIES' ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	7/8/2020	039211-039223
267	ESSENCE ENTITIES' ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	272	7/8/2020	039224-039235
270	ESSENCE ENTITIES' ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/8/2020	039285-039299
268	ESSENCE ENTITIES' ANSWER TO SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	7/8/2020	039236-039265
271	ESSENCE ENTITIES' ANSWER TO THE TGIG PARTIES' SECOND AMENDED COMPLAINT	273	7/8/2020	039300-039313
265	ESSENCE ENTITIES' ANSWER TO THIRD AMENDED COMPLAINT	272	7/8/2020	039194-039210
82	EUPHORIA WELLNESS, LLC'S ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	49	11/21/2019	006005-006011
22	EVIDENTIARY HEARING - DAY 1	10 thru 11	5/24/2019	001134-001368
38	EVIDENTIARY HEARING - DAY 10 VOLUME I OF II	30	6/20/2019	003349-003464
39	EVIDENTIARY HEARING - DAY 10 VOLUME II	31	6/20/2019	003465-003622
43	EVIDENTIARY HEARING - DAY 11	32	7/5/2019	003671-003774
44	EVIDENTIARY HEARING - DAY 12	33	7/10/2019	003775-003949
46	EVIDENTIARY HEARING - DAY 13 VOLUME I OF II	34	7/11/2019	003968-004105
47	EVIDENTIARY HEARING - DAY 13 VOLUME II	35	7/11/2019	004106-004227
49	EVIDENTIARY HEARING - DAY 14	36	7/12/2019	004237-004413

51	EVIDENTIARY HEARING - DAY 15	37	7/15/2019	004426-004500
52	EVIDENTIARY HEARING - DAY 15 VOLUME II	38	7/15/2019	004501-004679
56	EVIDENTIARY HEARING - DAY 16	39	7/28/2019	004724-004828
57	EVIDENTIARY HEARING - DAY 17 VOLUME I OF II	40	8/13/2019	004829-004935
58	EVIDENTIARY HEARING - DAY 17 VOLUME II	41	8/13/2019	004936-005027
61	EVIDENTIARY HEARING - DAY 18	42 thru 43	8/14/2019	005034-005222
62	EVIDENTIARY HEARING - DAY 19	44	8/15/2019	005223-005301
23	EVIDENTIARY HEARING - DAY 2 VOLUME I OF II	12	5/28/2019	001369-001459
24	EVIDENTIARY HEARING - DAY 2 VOLUME II	13	5/28/2019	001460-001565
63	EVIDENTIARY HEARING - DAY 20	45	8/16/2019	005302-005468
25	EVIDENTIARY HEARING - DAY 3 VOLUME I OF II	14	5/29/2019	001566-001663
26	EVIDENTIARY HEARING - DAY 3 VOLUME II	15	5/29/2019	001664-001807
27	EVIDENTIARY HEARING - DAY 4	16 thru 17	5/30/2019	001808-002050
28	EVIDENTIARY HEARING - DAY 5 VOLUME I OF II	18	5/31/2019	002051-002113
29	EVIDENTIARY HEARING - DAY 5 VOLUME II	19 thru 20	5/31/2019	002114-002333
31	EVIDENTIARY HEARING - DAY 6	22 thru 23	6/10/2019	002345-002569
32	EVIDENTIARY HEARING - DAY 7	24 thru 25	6/11/2019	002570-002822
34	EVIDENTIARY HEARING - DAY 8 VOLUME I OF II	26	6/18/2019	002847-002958
35	EVIDENTIARY HEARING - DAY 8 VOLUME II	27	6/18/2019	002959-003092
36	EVIDENTIARY HEARING - DAY 9 VOLUME I OF II	28	6/19/2019	003093-003215

37	EVIDENTIARY HEARING - DAY 9 VOLUME II	29	6/19/2019	003216-003348
299	EVIDENTIARY HEARING ON CASE -ENDING SANCTIONS - DAY 1	277 thru 278	7/13/2020	039869-040216
300	EVIDENTIARY HEARING ON CASE -ENDING SANCTIONS - DAY 2	279	7/14/2020	040217-040263
314	EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	297	7/28/2020	042640-042670
322	EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	306	7/31/2020	043568-043639
64	FINDINGS OF FACT AND CONCLUSIONS OF LAW GRANTING PRELIMINARY INJUNCTION	46	8/23/2019	005469-005492
114	FINDINGS OF FACT AND CONCLUSIONS OF LAW GRANTING PRELIMINARY INJUNCTION	54	2/7/2020	006698-006722
358	FINDINGS OF FACT, CONCLUSION OF LAW AND PERMANENT INJUNCTION	332	9/16/2020	046818-046829
296	FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER GRANTING IN PART AND DENYING IN PART MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS (1)	276	7/11/2020	039860-039862
297	FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER GRANTING IN PART AND DENYING IN PART MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS, LLC'S MOTION FOR SUMMARY JUDGMENT OR FOR WRIT OF MANDAMUS (2)	276	7/11/2020	039863-039865
42	FIRST AMENDED COMPLAINT	32	7/3/2019	003653-003670
67	FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS AND PROHIBITION	47	9/6/2019	005593-005698
2	FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	1	12/18/2018	000013-000025
70	FIRST AMENDED COMPLAINT AND REQUEST FOR INJUNCTIVE RELIEF	47	9/29/2019	005716-005731

53	GREENMART OF NEVADA NLC LLC'S ANSWER TO PLAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/17/2019	004680-004694
126	GREENMART OF NEVADA NLV LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/18/2020	006911-006921
120	GREENMART OF NEVADA NLV LLC'S ANSWER TO ETW MANAGEMENT GROUP LLC, GLOBAL HARMONY LLC, GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, HERBAL CHOICE INC., JUST QUALITY LLC, LIBRA WELLNESS CENTER, LLC, ROMBOUGH REAL ESTATE INC. DBA MOTHER HERB, NEVCANN LLC, RED EARTH LLC, THC NEVADA LLC, ZION GARDENS LLC AND MMOF VEGAS RETAIL, INC.'S THIRD AMENDED COMPLAINT	55	2/12/2020	006823-006841
137	GREENMART OF NEVADA NLV LLC'S ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	3/6/2020	007013-007024
132	GREENMART OF NEVADA NLV LLC'S ANSWER TO QUALCAN LLC'S SECOND AMENDED COMPLAINT	55	2/25/2020	006959-006970
138	GREENMART OF NEVADA NLV LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	3/6/2020	007025-007036
375	GREENMART OF NEVADA NLV LLC'S JOINDER TO DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	343	11/2/2020	048142-048143
363	GREENMART OF NEVADA NLV LLC'S JOINDER TO DEPARTMENT OF TAXATION'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW, AND PERMANENT INJUNCTION	333	9/24/2020	046925-046926

274	GREENMART OF NEVADA NLV LLC'S JOINDER TO MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC., AND LIVFREE WELLNESS, LLC ON AN ORDER SHORTENING TIME	273	7/8/2020	039326-039327
318	GREENMART OF NEVADA NLV LLC'S JOINDER TO PLAINTIFFS' OPPOSITION TO THE THC NEVADA LLC'S AND HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER FOR PRELIMINARY INJUNCTION ON AN ORDER SHORTENING TIME AND DECLARATION OF ALINA M. SHELL	302	7/30/2020	043191-043195
134	GREENMART OF NEVADA NLV LLC'S MOTION TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	55	2/28/2020	006984-006987
154	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO ETW PLAINTIFFS' MOTION TO COMPEL	58	4/3/2020	007337-007346
153	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO ETW PLAINTIFFS' MOTION TO COMPEL PRIVILEGE LOGS	58	4/3/2020	007333-007336
141	GREENMART OF NEVADA NLV LLC'S OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL GREENMART TO ALSO PRODUCE KENNETH LEE AND HAE LEE FOR DEPOSITION	56	3/18/2020	007075-007080
144	GREENMART OF NEVADA NLV LLC'S RESPONSE IN OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	56	3/23/2020	007087-007095
99	GREENMART OF NEVADA NLV LLC'S ANSWER TO D.H. FLAMINGO PLAINTIFFS' FIRST AMENDED COMPLAINT	51	1/6/2020	006272-006295
89	HEARING ON APPLICATION OF NEVADA ORGANIC REMEDIES FOR WRIT OF MANDAMUS TO COMPEL STATE TO MOVE IT TO TIER 2 OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	12/9/2019	006058-006068
176	HEARING ON MOTIONS FOR SUMMARY JUDGMENT OR WRIT OF MANDAMUS AND MOTION TO EXTEND TIME FOR BRIEFING	65	5/22/2020	008303-008354

65	HEARING ON OBJECTIONS TO STATE'S RESPONSE, NEVADA WELLNESS CENTER'S MOTION RE COMPLIANCE RE PHYSICAL ADDRESS, AND BOND AMOUNT SETTING	46	8/29/2019	005493-005565
112	HEARING ON OBJECTIONS TO SUBPOENAS DUCES TECUM, MOTIONS FOR PROTECTIVE ORDERS, APPLICATION OF FOR WRIT OF MANDAMUS, MOTION FOR SETTING SETTLEMENT CONFERENCE, AND MOTION TO REDACT AND SEAL EXHIBITS 4 AND 5	53	1/31/2020	006610-006657
276	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO FIRST AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	273	7/9/2020	039382-039411
277	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO HIGH SIERRA HOLISTICS COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/9/2020	039412-039421
278	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO MM DEVELOPMENT COMPANY, INC., & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	273	7/9/2020	039422-039434
279	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO NATURAL MEDICINE LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	273	7/9/2020	039435-039445
280	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	274	7/9/2020	039446-039478
281	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO QUALCANN, LLC'S SECOND AMENDED COMPLAINT	274	7/9/2020	039479-039496
282	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO RURAL REMEDIES, LLC'S AMENDED COMPLAINT	274	7/9/2020	039497-039509
283	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO TGIG PARTIES' SECOND AMENDED COMPLAINT	274	7/9/2020	039510-039523

284	HELPING HANDS WELLNESS CENTER, INC., ANSWER TO THIRD AMENDED COMPLAINT	274	7/9/2020	039524-039539
364	HELPING HANDS WELLNESS CENTER, INC.'S OPPOSITION TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	9/24/2020	046927-046931
340	HELPING HANDS WELLNESS CENTER, INC.'S REPLY IN SUPPORT OF MOTION TO MODIFY OR DISSOLVE THE PRELIMINARY INJUNCTION1	326	8/16/2020	045918-045932
273	HIGH SIERRA HOLISTICS, LLC'S JOINDER TO ETW MANAGEMENT GROUP LLC'S ANSWERS	273	7/8/2020	039324-039325
373	INDEX OF EXHIBITS IN SUPPORT OF DEPARTMENT OF TAXATION'S AND CANNABIS COMPLIANCE BOARD'S OPPOSITION TO THE TGIG PLAINTIFFS' MOTION FOR AN ORDER TO SHOW CAUSE	341 thru 342	10/30/2020	047883-048130
21	INTERVENING DEFENDANTS' JOINDER AND SUPPLEMENTAL BRIEFING IN SUPPORT OF THE STATE OF NEVADA'S AND NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION; AND LONE MOUNTAIN PARTNERS, LLC'S OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION OR FOR WRIT OF MANDAMUS	9	5/23/2019	001068-001133
41	INTERVENOR DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFF'S COMPLAINT	32	7/3/2019	003640-003652
40	INTERVENOR DEFENDANT GREENMART OF NEVADA NLV LLC'S ANSWER TO PLAINTIFFS' SECOND AMENDED COMPLAINT	31	6/24/2019	003623-003639
319	JOINDER TO THC NEVADA, LLC and HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAING ORDER WITH NOTICE AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME	302	7/30/2020	043196-043209
351	JOINDER TO THC NEVADA, LLC and HERBAL CHOICE, INC.'S MOTION TO RENEW JOINDER TO TGIG'S COUNTERMOTION FOR ORDER DISPENSING WITH THE BOND REQUIREMENT FOR PURPOSES OF THE PRELIMINARY	331	8/28/2020	046565-046567

335	JOINDER TO THC NEVADA, LLC AND HERBAL CHOICE, INC'S MOTION TO STRIKE DEPARTMENT OF TAXATION NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	325	8/14/2020	045883-045888
54	LONE MOUNTAIN PARTNERS, LLC'S ANSWER TO LAINTIFFS' CORRECTED FIRST AMENDED COMPLAINT	39	7/22/2019	004695-004705
30	LONE MOUNTAIN PARTNERS, LLC'S ANSWER TO PLAINTIFFS' COMPLAINT	21	6/5/2019	002334-002344
90	LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	49	12/10/2019	006069-006081
101	LONE MOUNTAIN PARTNERS, LLC'S REPLY IN SUPPORT OF MOTION TO DISMISS SECOND AMENDED COMPLAINT	51	1/8/2020	006359-006368
163	MINUTE ORDER CLEAR RIVER'S REQUEST FOR OST ON MOTION TO DISMISS	61	4/15/2020	007793-007793
135	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC ANSWER TO NATURAL MEDICINE, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	2/28/2020	006988-007000
127	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC ANSWER TO RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION	55	2/18/2020	006922-006935
111	MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	53	1/29/2020	006589-006609
286	MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRARECORD EVIDENCE AT THE HEARING OF JUDICIAL REVIEW and TO ENLARGE TIME FOR FILING OPENING BRIEF	275	7/9/2020	039576-039735
368	MOTION FOR ORDER TO SHOW CAUSE	333	10/16/2020	046944-046965
8	MOTION FOR PRELIMINARY INJUNCTION	2	3/18/2019	000108-000217
301	MOTION FOR PROTECTIVE ORDER ON ORDER SHORTENING TIME	279	7/15/2020	040264-040323

275	MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC ON AN ORDER SHORTENING TIME	273	7/8/2020	039328-039381
353	MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC FINAL PRETRIAL CONFERENCE	331	9/3/2020	046573-046666
332	MOTION TO PRECLUDE APPLICATION OF THE EQUITABLE MAXIM OF UNCLEAN HANDS AGAIN ST THE TGIG PLAINTIFFS	324	8/11/2020	045698-045711
260	MOTION TO VOLUNTARILY DISMISS MMOV VEGAS RETAIL, INC. AND REQUEST TO RELEASE MMOV VEGAS RETAIL, INC.'S BOND FUNDS ON AN ORDER SHORTENING TIME	271	6/29/2020	038948-039114
289	NEVADA ORGANIC REMEDIES, LLC'S ANSWER NEVADA WELLNESS CENTER, LLC'S AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039760-039772
295	NEVADA ORGANIC REMEDIES, LLC'S ANSWER RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039845-039859
291	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO ETW MANAGEMENT GROUP, LLC ET AL.'S THIRD AMENDED THIRD AMENDED COMPLAINT	276	7/10/2020	039790-039804
292	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO HIGH SIERRA HOLISTIC'S COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039805-039815
293	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	276	7/10/2020	039816-039829
180	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO NATURAL MEDICINE'S LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	65	6/4/2020	008394-008401
294	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO QUALCAN, LLC.'S SECOND AMENDED COMPLAINT	276	7/10/2020	039830-039844

181	NEVADA ORGANIC REMEDIES, LLC'S ANSWER TO STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	66	6/4/2020	008402-008409
146	NEVADA ORGANIC REMEDIES, LLC'S OPPOSITION TO QUALCAN'S PETITION FOR WRIT OF MANDAMUS	56	3/27/2020	007100-007143
15	NEVADA ORGANIC REMIDIES, LLC'S OPPOSITION TO SERENITY WELLNESS CENTER, LLC AND RELATED PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION	8	5/9/2019	000942-000974
136	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT/RESPONDENT STRIVE WELLNESS OF NEVADA LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND/OR WRITS OF CERTIORARI, MANDAMUS, AND PROHIBITION	56	2/28/2020	007001-007012
156	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S AMENDED COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	58	4/8/2020	007361-007373
133	NEVADA WELLNESS CENTER, LLC'S ANSWER TO DEFENDANT RURAL REMEDIES, LLC'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	55	2/26/2020	006971-006983
143	NEVADA WELLNESS CENTER, LLC'S JOINDER TO ETW PLAINTIFFS' MOTION TO COMPEL	56	3/20/2020	007084-007086
142	NEVADA WELLNESS CENTER, LLC'S JOINDER TO ETW PLAINTIFFS' MOTION TO COMPEL PRIVILEGE LOGS	56	3/20/2020	007081-007083
323	NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE ON AN ORDER SHORTENING TIME	306	8/3/2020	043640-043708
371	NOTICE OF APPEAL	335 thru 339	10/23/2020	047003-047862
359	NOTICE OF ENTRY OF JUDGMENT (1)	333	9/22/2020	046830-046844
360	NOTICE OF ENTRY OF JUDGMENT (2)	333	9/22/2020	046845-046877
98	NOTICE OF ENTRY OF ORDER	51	1/3/2020	006264-006271
104	NOTICE OF ENTRY OF ORDER	52	1/14/2020	006469-006474

341	NOTICE OF ENTRY OF ORDER	326	8/17/2020	045933-045939
372	NOTICE OF ENTRY OF ORDER	340	10/27/2020	047863-047882
159	NOTICE OF ENTRY OF ORDER DENYING MM DEVELOPMENT COMPANY, INC.'S MOTION TO STRIKE AND-OR DISMISS D.H. FLAMINGO, INC.'S COUNTERCLAIM	58	4/9/2020	007396-007400
83	NOTICE OF ENTRY OF ORDER DENYING MM DEVELOPMENT COMPANY, INC.'S AND LIVFREE WELLNESS, LLC'S MOTION TO ALTER OR AMEND FINDINGS OF FACT AND CONCLUSION OF LAW,	49	11/22/2019	006012-006015
258	NOTICE OF ENTRY OF ORDER ON PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO STRIKE CERTAIN DEFENSES IN JORGE PUPO'S ANSWER TO SECOND AMENDED COMPLAINT	270	6/23/2020	038868-038871
130	NOTICE OF FILING OF EMERGENCY PETITION FOR WRIT OF MANDAMUS OR PROHIBITION UNDER NRAP 21(a)6)	55	2/21/2020	006950-006951
91	NOTICE OF HEARING	49	12/13/2019	006082-006087
100	NV WELLNESS CENTER, LLC'S MOTION TO COMPEL ON AN ORDER SHORTENING TIME	51	1/8/2020	006296-006358
95	OPPOSITION TO HELPING HANDS WELLNESS CTR, INC.'S APPLICATION FOR WRIT OF MANDAMUS	50	12/27/2019	006207-006259
13	OPPOSITION TO MOTION FOR PRELIMINARY INJUNCTION	3 thru 4	5/9/2019	000270-000531
285	OPPOSITION TO MOTION TO COMPEL MM DEVELOPMENT COMPANY, INC. AND LIVFREE WELLNESS LLC ON AN ORDER SHORTENING TIME	274	7/9/2020	039540-039575
334	OPPOSITION TO MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	325	8/14/2020	045878-045882
102	OPPOSITION TO NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL	52	1/10/2020	006369-006439

80	ORDER DENYING 1) ORGANIC REMEDIES, LLC'S MOTION TO DISSOLVE PRELIMINARY INJUNCTION AND TO STAY PRELIMINARY INJUNCTION PENDING APPEAL AND 2) LONE MOUNTAIN PARTNERS, LLC'S	49	11/19/2019	005943-005949
182	ORDER DENYING D.H. FLAMINGO, INC. AND SURTERRA HOLDINGS, INC.'S MOTION FOR SUMMARY JUDGMENT AGAINST MM DEVELOPMENT COMPANY, INC.	66	6/5/2020	008410-008413
152	ORDER DENYING DEFENDANT JORGE PUPO'S MOTION TO DISMISS	58	3/30/2020	007330-007332
171	ORDER DENYING LONE MOUNTAIN PARTNER'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	62	5/5/2020	007940-007941
84	ORDER DENYING MM DEVELOPMENT COMPANY, INC. 'S AND LIVFREE WELLNESS LLC'S MOTION TO ALTER AMEND FINDINGS OF FACT AND CONCLUSION OF LAW	49	11/22/2019	006016-006017
96	ORDER DENYING MOTION FOR STAY AND GRANTING IN PART MOTION TO EXPEDITE	50	12/30/2019	006260-006262
105	ORDER DENYING NEVADA ORGANIC REMEDIES, LLC'S AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC	52	1/14/2020	006475-006477
352	ORDER DENYING TGIG PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE AT THE HEARING OF JUDICIAL REVIEW; AND TO ENLARGE TIME FOR FILING OPENING BRIEF	331	8/28/2020	046568-046572
97	ORDER DENYING THE DEPARTMENT OF TAXATION OBJECTION TO DISCOVERY COMMISSIONER'S REPORT AND RECOMMENDATIONS	51	12/31/2019	006263-006263
298	ORDER GRANTING CLEAR RIVER, LLC'S MOTION TO RECONSIDER THE COURT'S ORDER GRANTING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE	276	7/11/2020	039866-039868

	JOHN KOCER AND NORTON ARBELAEZ FOR DEPOSITION ON ORDER SHORTENING TIME			
18	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	8	5/16/2019	001038-001041
59	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	41	8/14/2019	005028-005030
60	ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION FOR TEMPORARY RESTRAINING ORDER	41	8/14/2019	005031-005033
128	ORDER GRANTING IN PART AND DENYING IN PART THE DEPARTMENT OF TAXATION'S MOTIONS FOR PROTECTIVE ORDER ON ORDER SHORTENING TIME	55	2/19/2020	006936-006941
86	ORDER GRANTING MOTION FOR LEAVE TO FILE SECOND AMENDED COMPLAINT IN CASE NO. A-786962	49	11/26/2019	006023-006024
170	ORDER GRANTING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL CLEAR RIVER, LLC TO PRODUCE ADDITIONAL DOCUMENTS ON ORDER SHORTENING TIME	62	4/21/2020	007936-007939
338	ORDER REGARDING PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION FOR SUMMARY JUDGMENT ON FIRST CLAIM FOR RELIEF	326	8/15/2020	045900-045905
369	ORDER TO SHOW CAUSE	334	10/18/2020	046966-046999
140	PLAINTIFF NEVADA WELLNESS CENTER, LLC'S MOTION TO COMPEL GREENMART OF NEVADA, LLC TO PRODUCE KENNETH LEE AND HAE LEE FOR DEPOSITION ON ORDER SHORTENING TIME	56	3/16/2020	007058-007074
147	PLAINTIFF NEVADA WELLNESS CENTER, LLC'S OPPOSITION TO QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	57	3/27/2020	007144-007175
243	PLAINTIFF'S RECORD PART 59	232	6/12/2020	033643-033801
9	PLAINTIFFS' COUNTER-DEFENDANTS' ANSWER TO COUNTERCLAIM	2	4/5/2019	000218-000223

185	PLAINTIFF'S DECLARATION & POA-F2018-01430	67 thru 74	6/12/2020	008455-009889
187	PLAINTIFF'S DKT 148-1 INDEX OF EXHIBITS - 1	76 thru 77	6/12/2020	009934-010291
188	PLAINTIFF'S DKT 148-1 INDEX OF EXHIBITS - 2	78 thru 79	6/12/2020	010292-010595
370	PLAINTIFFS GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, NEVCANN LLC AND RED EARTH LLC'S JOINDER TO TGIG PLAINTIFFS' MOTION FOR ORDER TO SHOW CAUSE	334	10/21/2020	047000-047002
356	PLAINTIFFS GREEN LEAF FARMS HOLDINGS LLC, GREEN THERAPEUTICS LLC, NEVCANN LLC AND RED EARTH LLC'S JOINDER TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/14/2020	046813-046815
186	PLAINTIFF'S NOTICE OF FILING RECORD ON REVIEW	75	6/12/2020	009890-009933
20	PLAINTIFFS' OMNIBUS REPLY IN SUPPORT OF MOTION FOR PRELIMINARY INJUNCTION	8	5/22/2019	001054-001067
305	PLAINTIFFS' OPENING BRIEF IN SUPPORT OF PETITION FOR JUDICIAL REVIEW	286	7/22/2020	041331-041363
94	PLAINTIFFS' OPPOSITION TO LONE MOUNTAIN PARTNERS, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT	50	12/20/2019	006124-006206
189	PLAINTIFF'S RECORD PART 1	80 thru 81	6/12/2020	010596-010937
198	PLAINTIFF'S RECORD PART 10	93	6/12/2020	012724-012878
199	PLAINTIFF'S RECORD PART 11	94	6/12/2020	012879-013032
200	PLAINTIFF'S RECORD PART 12	95	6/12/2020	013033-013187
201	PLAINTIFF'S RECORD PART 13	96	6/12/2020	013188-013341
202	PLAINTIFF'S RECORD PART 14	97	6/12/2020	013342-013496

203	PLAINTIFF'S RECORD PART 15	98 thru 99	6/12/2020	013497-013774
204	PLAINTIFF'S RECORD PART 16	100 thru 101	6/12/2020	013775-014052
205	PLAINTIFF'S RECORD PART 17	102 thru 103	6/12/2020	014053-014330
206	PLAINTIFF'S RECORD PART 18	104 thru 105	6/12/2020	014331-014608
207	PLAINTIFF'S RECORD PART 18	106 thru 107	6/12/2020	014609-014886
208	PLAINTIFF'S RECORD PART 19	108 thru 111	6/12/2020	014887-015426
190	PLAINTIFF'S RECORD PART 2	82 thru 83	6/12/2020	010938-011275
209	PLAINTIFF'S RECORD PART 20	112 thru 115	6/12/2020	015427-015966
210	PLAINTIFF'S RECORD PART 21	116 thru 119	6/12/2020	015967-016506
211	PLAINTIFF'S RECORD PART 22	120 thru 123	6/12/2020	016507-017048
212	PLAINTIFF'S RECORD PART 24	124 thru 131	6/12/2020	017049-018484
213	PLAINTIFF'S RECORD PART 25	132 thru 134	6/12/2020	018485-018844
214	PLAINTIFF'S RECORD PART 26	135 thru 136	6/12/2020	018845-019202
215	PLAINTIFF'S RECORD PART 27	137 thru 144	6/12/2020	019203-020637

216	PLAINTIFF'S RECORD PART 28	145 thru 147	6/12/2020	020638-020999
217	PLAINTIFF'S RECORD PART 29	148 thru 149	6/12/2020	021000-021357
191	PLAINTIFF'S RECORD PART 3	84 thru 85	6/12/2020	011276-011613
218	PLAINTIFF'S RECORD PART 30	150 thru 157	6/12/2020	021358-022621
219	PLAINTIFF'S RECORD PART 31	158 thru 159	6/12/2020	022622-022979
220	PLAINTIFF'S RECORD PART 32	160 thru 167	6/12/2020	022980-024414
221	PLAINTIFF'S RECORD PART 33	168 thru 169	6/12/2020	024415-024718
222	PLAINTIFF'S RECORD PART 35	170 thru 177	6/12/2020	024719-026153
223	PLAINTIFF'S RECORD PART 37	178	6/12/2020	026154-026256
224	PLAINTIFF'S RECORD PART 39	179 thru 181	6/12/2020	026257-026669
192	PLAINTIFF'S RECORD PART 4	86 thru 87	6/12/2020	011614-011951
225	PLAINTIFF'S RECORD PART 40	182 thru 183	6/12/2020	026670-026934
226	PLAINTIFF'S RECORD PART 41	184 thru 186	6/12/2020	026935-027347
227	PLAINTIFF'S RECORD PART 42	187 thru 188	6/12/2020	027348-027612

228	PLAINTIFF'S RECORD PART 43	189 thru 191	6/12/2020	027613-028025
229	PLAINTIFF'S RECORD PART 44	192 thru 193	6/12/2020	028026-028290
230	PLAINTIFF'S RECORD PART 45	194 thru 196	6/12/2020	028291-028703
231	PLAINTIFF'S RECORD PART 46	197 thru 198	6/12/2020	028704-028968
232	PLAINTIFF'S RECORD PART 47	199 thru 201	6/12/2020	028969-029451
233	PLAINTIFF'S RECORD PART 48	202 thru 204	6/12/2020	029452-029934
234	PLAINTIFF'S RECORD PART 49	205 thru 207	6/12/2020	029935-030346
193	PLAINTIFF'S RECORD PART 5	88	6/12/2020	011952-012104
235	PLAINTIFF'S RECORD PART 50	208 thru 210	6/12/2020	030347-030758
236	PLAINTIFF'S RECORD PART 51	211 thru 213	6/12/2020	030759-031170
237	PLAINTIFF'S RECORD PART 52	214 thru 216	6/12/2020	031171-031582
238	PLAINTIFF'S RECORD PART 54	217 thru 219	6/12/2020	031583-031994
239	PLAINTIFF'S RECORD PART 55	220 thru 222	6/12/2020	031995-032406
240	PLAINTIFF'S RECORD PART 56	223 thru 225	6/12/2020	032407-032818

242	PLAINTIFF'S RECORD PART 58	229 thru 231	6/12/2020	033231-033642
194	PLAINTIFF'S RECORD PART 6	89	6/12/2020	012105-012258
244	PLAINTIFF'S RECORD PART 60	233	6/12/2020	033802-033877
245	PLAINTIFF'S RECORD PART 61	234 thru 235	6/12/2020	033878-034143
246	PLAINTIFF'S RECORD PART 62	236 thru 237	6/12/2020	034144-034409
247	PLAINTIFF'S RECORD PART 63	238 thru 239	6/12/2020	034410-034675
248	PLAINTIFF'S RECORD PART 64	240 thru 241	6/12/2020	034676-034943
249	PLAINTIFF'S RECORD PART 65	242 thru 245	6/12/2020	034944-035512
250	PLAINTIFF'S RECORD PART 66	246 thru 248	6/12/2020	035513-035919
251	PLAINTIFF'S RECORD PART 67	249 thru 251	6/12/2020	035920-036326
252	PLAINTIFF'S RECORD PART 68	252 thru 254	6/12/2020	036327-036733
253	PLAINTIFF'S RECORD PART 69	255 thru 257	6/12/2020	036734-037140
195	PLAINTIFF'S RECORD PART 7	90	6/12/2020	012259-012413
254	PLAINTIFF'S RECORD PART 70	258 thru 260	6/12/2020	037141-037547
255	PLAINTIFF'S RECORD PART 71	261 thru 263	6/12/2020	037548-037954

256	PLAINTIFF'S RECORD PART 72	264 thru 266	6/12/2020	037955-038415
257	PLAINTIFF'S RECORD PART 73	267 thru 269	6/12/2020	038416-038867
196	PLAINTIFF'S RECORD PART 8	91	6/12/2020	012414-012569
197	PLAINTIFF'S RECORD PART 9	92	6/12/2020	012570-012723
241	PLAINTIFF'S RECORD PARTY 57	226 thru 228	6/12/2020	032819-033230
48	PLAINTIFFS-COUNTER DEFENDANTS' ANSWER TO COUNTERCLAIM	35	7/12/2019	004228-004236
178	PURE TONIC CONCENTRATES LLC'S ANSWER TO MM DEVELOPMENT COMPANY, INC. & LIVFREE WELLNESS, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	65	5/29/2020	008376-008379
139	QUALCAN, LLC'S PETITION FOR WRIT OF MANDAMUS	56	3/13/2020	007037-007057
88	REPLY IN SUPPORT OF AMENDED APPLICATION FOR WRIT OF MANDAMUS TO COMPEL STATE OF NEVADA, DEPARTMENT OF TAXATION TO MOVE NEVADA ORGANIC REMEDIES, LLC INTO "TIER 2" OF SUCCESSFUL CONDITIONAL LICENSE APPLICANTS	49	12/6/2019	006048-006057
328	REPLY TO THE DOT'S AND CLEAR RIVER, LLC'S OPPOSITIONS TO PLAINTIFFS' MOTION FOR ORDER REQUIRING THE DOT TO SUPPLEMENT AND RECERTIFY THE ADMINISTRATIVE RECORD; TO PERMIT PLAINTIFFS	317	8/7/2020	045066-045084
179	RURAL REMEDIES, LLC'S ANSWER TO DEFENDANT-RESPONDENT NATURAL MEDICINE'S COMPLAINT IN INTERVENTION, PETITION FOR JUDICIAL REVIEW AND-OR WRITS OF CERTIORI, MANDAMUS AND PROHIBITION	65	6/3/2020	008380-008393
357	RURAL REMEDIES, LLC'S JOINDER IN TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT AND CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/15/2020	046816-046817

117	SECOND AMENDED COMPLAINT	54	2/11/2020	006782-006805
376	SHOW CAUSE HEARING	343	11/2/2020	048144-048281
259	SUPPLEMENT TO RECORD ON REVIEW IN ACCORDANCE WITH THE NEVADA ADMINISTRATIVE PROCEDURE ACT	270	6/26/2020	038872-038947
355	TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	332	9/10/2020	046777-046812
87	TGIG SECOND AMENDED COMPLAINT	49	11/26/2019	006025-006047
184	TGIG, LLC, NEVADA HOLISTIC MEDICINE, LLC, GBS NEVADA PARTNERS, FIDELIS HOLDINGS, LLC, GRAVITAS NEVADA, NEVADA PURE, LLC, MEDIFARM, LLC, AND MEDIFARM IV'S ANSWER TO NATURAL MEDICINE	66	6/10/2020	008436-008454
336	THC NEVADA, LLC AND HERBAL CHOICE, INC.'S JOINDER TO TGIG PLAINTIFFS' PROPOSED SUPPLEMENTAL FINDINGS OF FACT AND CONCLUSIONS OF LAW BASED UPON PARTIAL SUBSTITUTION OF THE NEVADA CANNABIS COMPLIANCE BOARD AS A PARTY DEFENDANT IN THESE CONSOLIDATED MATTERS	326	8/14/2020	045889-045891
339	THC NEVADA, LLC AND HERBAL CHOICE, INC.'S REPLY TO NEVADA ORGANIC REMEDIES' OPPOSITION TO MOTION TO STRIKE DEPARTMENT OF TAXATION'S NOTICE REMOVING ENTITIES FROM TIER 3 ON ORDER SHORTENING TIME	326	8/15/2020	045906-045917
308	THC NEVADA, LLC'S JOINDER TO PLAINTIFF TGIG, LLC ET AL'S OPENING BRIEF IN SUPPORT OF PETITION FOR JUDICIAL REVIEW	289	7/23/2020	041733-041735
311	THE ESSENCE ENTITIES' JOINDER TO DEPARTMENT OF TAXATION'S OPPOSITION TO TGIG'S MOTION TO SUPPLEMENT THE ADMINISTRATIVE RECORD TO PERMIT PLAINTIFFS TO OFFER EXTRA-RECORD EVIDENCE AND TO ENLARGE TIME FOR FILING OPENING BRIEF	292	7/24/2020	042072-042074
362	THE ESSENCE ENTITIES' LIMITED OPPOSITION TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION	333	9/24/2020	046922-046924

149	THE ESSENCE ENTITIES' OPPOSITION TO ETW PLAINTIFFS' 1) MOTION TO COMPEL AND 2) MOTION TO COMPEL PRIVILEGE LOGS	57	3/27/2020	007183-007293
317	THRIVE'S JOINDER TO PLAINTIFFS' OPPOSITION TO THC NEVADA LLC'S AND HERBAL CHOICE, INC.'S EX PARTE APPLICATION FOR TEMPORARY RESTRAINING ORDER FOR PRELIMINARY INJUNCTION ON AN ORDER SHORTENING TIME	302	7/30/2020	043187-043190
162	THRIVE'S SUPPLEMENTAL BRIEF IN SUPPORT OF OPPOSITION TO ETW MANAGEMENT GROUP LLC; ET AL.'S MOTION TO COMPEL	61	4/14/2020	007731-007792
344	TRIAL EXHIBIT 1005	329	8/18/2020	046356-046389
345	TRIAL EXHIBIT 1006	330	8/18/2020	046390-046423
346	TRIAL EXHIBIT 1135	330	8/18/2020	046424-046445
347	TRIAL EXHIBIT 1302	330	8/18/2020	046446-046448
348	TRIAL EXHIBIT 2157	330	8/18/2020	046449-046502
349	TRIAL EXHIBIT 2158	330	8/18/2020	046503-046548
350	TRIAL EXHIBIT 3291	331	8/18/2020	046549-046564
262	WELLNESS CONNECTION OF NEVADA, LLC'S ANSWER TO PLAINTIFF NEVADA WELLNESS CENTER, LLC'S SECOND AMENDED COMPLAINT AND PETITION FOR JUDICIAL REVIEW OR WRIT OF MANDAMUS	272	6/29/2020	039136-039152
366	WELLNESS CONNECTION OF NEVADA, LLC'S RESPONSE TO TGIG PLAINTIFFS' MOTION TO AMEND FINDINGS OF FACT, CONCLUSIONS OF LAW AND PERMANENT INJUNCTION AND COUNTERMOTION TO CLARIFY AND-OR FOR ADDITIONAL FINDINGS	333	9/24/2020	046934-046940

1 Q Maybe we could just start from the top. What was the
2 evidence -- evidence you used to satisfy that metric?

3 A Again, there was usually, in the majority of the
4 applications, there was a attestation, attachment, a statement
5 signed by one of the owners that said -- or whoever was giving
6 the money -- that the money was unconditionally committed for
7 the purpose of the application.

8 Q What I'm asking you is where did that evidence metric
9 for determining Tab 11 and the applicant being qualified come
10 from?

11 A I know it was part of our training. I'm not sure I
12 have that at my fingertips at the moment.

13 Q Ms. Kluever, is it your testimony that the examples
14 you provided this morning with regards to vault statements
15 confirmation, these were -- et cetera -- these were provided to
16 you during your training?

17 A Yes. As examples that -- that meets that, that
18 criteria of unconditionally committed.

19 Q And, again, who in your training provided you that
20 information?

21 A That would have been presented by Kyril Plaskon to
22 the group, the teams.

23 Q Prior to the grading that you and the [indiscernible]
24 engaged in in 2018, have you ever been part of any sort of
25 competitive bidding process?

1 A A review of a competitive bidding process?

2 Q Let's go there. Have you ever been part of a review
3 of a competitive bidding process?

4 A Yes. With the State of Nevada I've participated in
5 quite a few contract and competitive bidding processes in my
6 career.

7 Q And what was your role in those processes?

8 A I have prepared -- I've prepared documents that went
9 over to State purchasing to create a, you know, the bid to go
10 out to bid for contract.

11 I've participated in the review process for other
12 state agencies that had bids out.

13 And then I've also finalized contracts many, many
14 times in my State career as an administrative services officer
15 and deputy administrator for the Department of Health and Human
16 Services.

17 Q Were these processes under a particular statute
18 [indiscernible] --

19 A You're really, really sounding far away.

20 Q The processes that you were just describing on
21 bidding, are those processes that are governed under
22 [indiscernible] current statute in NRS?

23 A Yes.

24 Q Turn to Exhibit 29.

25 A Okay.

1 Q The Bates stamp page is 2268.

2 A I'm sorry. What was the page number?

3 Q 2268.

4 A 2238. And your microphone is, like, really muffled.

5 Q 2268.

6 A 2268. I apologize.

7 Okay. I'm there.

8 Q You previously testified that you couldn't recall the
9 name of another Department of Taxation employee that was part
10 of the training. Was that other employee Diane O'Connor?

11 A Yes, it was. Thank you.

12 And she was fairly new to her role, and so she was
13 the main liaison that helped the clerical support versus the
14 team members. She would be -- she was the one that was running
15 back and forth with the applications and making sure that the
16 clerical support had that information to download onto our
17 individual laptop computers and then when our clerical support
18 would record information giving updates back to Diane O'Connor.

19 Q Sorry. I might have -- let me ask a clarifying
20 question. So was Diane O'Connor the clerical support person in
21 the other room while you were grading?

22 A No, she was not. She's a State employee that was in
23 the State Marijuana Enforcement Division office. She would
24 come down and give us application information and then go back
25 and work in her role in her office.

1 Q She would provide flash drives to your clerical
2 support person?

3 A Yes.

4 Q And that person provided you the flash drives to put
5 on your laptop for grading?

6 A Yes.

7 Q Earlier today you've testified that if you or anyone
8 else on the identified team of graders had questions during the
9 grading process that you would speak to Kyril Plaskon. Is that
10 correct?

11 A Right. We would -- our questions would usually be
12 directed straight to Kyril Plaskon, and then sometimes were
13 elevated up to Steve Gilbert, but most of it was handled
14 through Ky.

15 Q So, hypothetically, for example, if you were in the
16 middle of an application and grading it, and a question came up
17 that you couldn't answer, you would let the clerical assistant
18 know that you had a question, and would Ky [indiscernible] walk
19 you through that process?

20 A Yeah. So Ky would come in and check on us each
21 morning and ask if we had any questions.

22 So if it was something that we could just jot down
23 and get clarification on in a group setting because it applied
24 to everybody, we would do it that way.

25 If it was a specific question and it was holding us

1 up, we could go out to our clerical support, which was a
2 Manpower temp services employee, to run down the hall and grab
3 Ky or Steve to come down and answer our questions.

4 We always had those Q and A's done behind our closed
5 door in our suite. And if it was only applicable to the ID
6 team, it would be done in the ID team office. If it was only
7 applicable to the nonID team, it would be done in their office.
8 If it was something applicable to all of us in general
9 practice, then we would get together as a group.

10 Q Do you recall any specific examples of questions that
11 you directed to Ky Plaskon during the grading process?

12 A I cannot recall any specific questions. I know that
13 there was a little more Q and A going on at the very beginning
14 of the process while we were kinda getting our feet wet. And
15 then once we were off and running, it went pretty smooth.

16 Q Do you recall the number of times that questions were
17 asked during the grading process?

18 A No. I can't -- you know, I -- I don't know. There
19 was regular conversation that would go on, communication to
20 keep everybody apprised of where we were at in the process to
21 make sure we were staying on track.

22 You know, sometimes if you were in -- in your thought
23 process and in your zone of reviewing your application, even if
24 there was a conversation going on out in the main lobby area of
25 our suite that was still behind the closed door, you wouldn't

1 necessarily be paying attention to everything.

2 Does that make sense?

3 Q And would Ky Plaskon answer a question right on the
4 spot, or would he have to get back to you?

5 A You know, it -- that would vary. I mean, it would
6 depend on whether he had the information on the top of his
7 head, or if he had it in the training manual because he knew
8 that more intimately than we did where he could direct us to go
9 and look for something in our training materials, or whether
10 he'd have to go get an answer and come back.

11 Q What was your understanding if Ky Plaskon had to get
12 back to you how he would get an answer to the question?

13 A You know, once he left our office and came back with
14 the answer, his means of getting that information was not to
15 our preview (sic).

16 Q So if he did say to you that he'd have to get back to
17 you, do you know who he would go talk to to get an answer?

18 A I mean, we had access to Steve and Ky whenever we
19 needed them, but they would come down to us. We didn't -- we
20 didn't conduct any of the application-question business down in
21 the business office. It was all in our suite.

22 Does that -- is that answering your question?

23 Q Not really. When Ky would come to you and -- or,
24 excuse me.

25 When you would come to Ky with a question and he

1 would say, I don't have that, let me get back to you, for
2 example, do you know where he would go or who he would talk to
3 to get the answer to your question?

4 A Like I said before, I don't always know whether he
5 just went and asked Steve or whether he had to go look
6 something up, or -- no, I don't know. Is all I know is he
7 would go get an answer and come back and assist us.

8 Q How would the -- how would the answer then be
9 communicated back to you?

10 A Sometimes it would be, you know, referencing the
11 training material. Sometimes it would just be a general
12 question on, you know, a protocol of how to handle something
13 verbal or written.

14 But, you know, so we'd always have -- and that's the
15 reason why we always kept our notebook too, to keep -- you
16 know, we'd write notes and make sure that -- so that if a
17 question came up, we could be consistent throughout.

18 Q And that's what I'm getting at is were you provided a
19 written response from Ky?

20 A Well, we didn't -- we didn't have a means to, like,
21 give him a formal written question unless we jotted it down on
22 a piece of paper. Again, we didn't have email going back and
23 forth with each other. We didn't have access to a phone. We
24 didn't have access to an Internet connection with email back
25 and forth. So a lot of it was a verbal communication and then

1 the training.

2 And he was really good about documenting anything
3 that pertained and making sure that the training manual was
4 always up to speed and point us in that direction. This is
5 your resource. Go to page -- just like we're doing now. Go to
6 page 2268 of the training manual, and it's right there.

7 Q So would it be correct to say that there's no writing
8 to verify whether, when you had questions, those questions were
9 answered by Ky, that there's no writing of any kind with regard
10 to that?

11 A Like I said, I had a notebook that I kept, and that
12 notebook was retained by Department of Taxation, you know,
13 all -- all documentation that we used, even if it was
14 handwritten notes, was left behind. It was not something that
15 we could take with us.

16 And so, if you're looking like email correspondence
17 between us or text messages between us, that's not how we
18 communicated. We communicated in person.

19 Q And this notebook that you're referencing, is that
20 different than the [indiscernible]?

21 A You were breaking up really bad on that.

22 Q You referenced a notebook; correct?

23 A I did, yes. It's just a legal sheet of, you know,
24 ledger paper.

25 Q So it's nothing that we looked at or reviewed today

1 at this deposition in regards to the various exhibits
2 [indiscernible]?

3 A No, I do not believe so. And we all had a hard copy
4 printout of the -- of the training materials. So if anybody
5 had handwritten notes on their training materials, you don't
6 have those either. Those would be our own individual
7 handwritten notes.

8 Q And so just to back up then, there might not have
9 been a form that you filled out when you had a question for Ky
10 Plaskon --

11 A No.

12 Q -- correct?

13 A Correct.

14 Q However, there were oral communications that took
15 place between you and Ky Plaskon, and those discussions were
16 written down in your notebook?

17 A If it was a clarifying that I felt like I wanted to
18 take notes on, yeah, I wrote it in my notebook or on my -- I
19 would flag my training resource manual, this, you know,
20 reference this page.

21 Q Do you recall there ever being a time where you
22 presented questions to Ky Plaskon and he never got back to you
23 with a response?

24 A No, I never recall that at all.

25 Q During your training, did anyone from the State ever

1 communicate to you any specific question that applicants had
2 asked them with regards to the application process?

3 A I don't think we were involved in any of those
4 conversations at all. I don't recall that type of
5 conversation.

6 Q It's not that you were involved with conversations
7 with applicants. My question's a little more narrow in the
8 sense that whether during your training were you ever told by
9 any of the trainers from the Department of Taxation about
10 questions that applicants had asked them regarding the
11 application process?

12 A I am not aware of any, no.

13 Q Can you turn to Exhibit 25.

14 A Yes. What page?

15 Q Page 22 -- well, MMLS 00022.

16 A Okay.

17 Q Looking at tab [telephonic interference]
18 Organizational structure, and owner, officer or board member
19 information.

20 A Okay.

21 Q Was this information that an actual -- I'll try that
22 again.

23 The information the applicant provided in response
24 [telephonic interference], was that information used by you for
25 purposes of diversity?

1 A Yes. In Section 5.2.10.4 and 10.5 is where you would
2 find their resume and narrative description -- oh, wait a
3 minute. No. It was in this section. Hang on. Strike that.

4 I don't know if I can do that, but I just thought
5 about that: Strike that. That's not what I meant.

6 Let's see. It was identified in -- it is under the
7 organizational structure, and I'm trying to remember which
8 attachment. It would -- so in the application, Attachment C,
9 which outlines their owner, officer, board member information
10 form, which is MLF -- MMLF 00036 of that application,
11 identified on there is their gender, race, ethnicity. And we
12 would pull the information from there.

13 Q Was that the only place on the application that you
14 used when doing the diversity?

15 A If they included that information in other areas of
16 the application, you know, duplicate information someplace
17 else, but this is the main consistent source where that
18 information was gathered from.

19 It doesn't mean that they wouldn't have also included
20 it. Like, many organizations would put in a complete org chart
21 with pictures and all kinds of stuff, and it would lay out all
22 kinds of additional information. So some people were very,
23 very thorough with supplying additional information in addition
24 to the Attachment C, but the Attachment C was the formal
25 document that captured that information.

1 Q Do you recall any instances where you saw in an
2 application information that would help you in determining the
3 diversity score?

4 A Other than the Attachment C?

5 Q Correct. You just said that if there are other
6 places in the -- other places in the application there was
7 information, that you would use that. I'm asking you do you
8 recall seeing those other places where that information would
9 have been included in the application?

10 A It's all under the organizational structure section
11 of the application. It's just how much additional information
12 did they provide to support their Attachment C. If it was in
13 there and you were -- you know, you reviewed the whole
14 application from page 1 to page Z. So you may come across
15 additional information, but Attachment C is the formal document
16 that captures that.

17 Q What attachments to the application did you use to
18 verify all the owners, officers, and directors for purposes of
19 diversity?

20 A That was -- I believe it's Attachment A, but let me
21 look for it here.

22 So Attachment A, which is 0032 and 0033,
23 Attachment A, Part 1, would be completed for each individual.

24 And then Attachment A, Part 2, is a list that
25 includes last name, first name, middle initial, owner, officer,

JD Reporting, Inc.

1 board member in a list format.

2 Q That was the list that you used to verify that all
3 owners, officers, and directors were scored for diversity?

4 A That was the attachment that was used to identify who
5 was in the organization, and of those people which ones were
6 owners, officers, and/or board members. That did not have
7 diversity on it.

8 Diversity was captured on Attachment C.

9 Q So did you cross-reference Attachment A with
10 Attachment C to make sure that you had all of the diversity
11 metrics recorded?

12 A Yes. Yes, we did.

13 And I'm just trying to go back to a sample of the
14 check-off sheet that I used in compiling our information if I
15 can find one really quick for you.

16 That was the reason why we used that during our
17 review period. I can find it for you.

18 Did you have more questions?

19 Q I do. But I'm -- my next question is on
20 Attachment A. [Indiscernible] a list that you relied on for
21 purposes of the applicants providing you all of their owners,
22 officers, and directors; right?

23 A Board members, yes.

24 Q Board members.

25 And did you cross-reference the information provided

1 there with anywhere else in the application to verify its
2 accuracy?

3 A So in that whole organizational structure, what's
4 outlined in there is your Attachment A, your Attachment C.
5 Included should be their resumes that outlines who they are and
6 what they do and their 750-word narrative.

7 Q So then my question is did you verify anywhere else
8 in the application that the owners, officers, and board members
9 were all listed on Attachment A?

10 A So if I can give you a good example, if you would go
11 to Exhibit Number 50 -- well, here. Let me just use this one,
12 53 -- or 52. I'm sorry. 52.

13 There -- there's a matrix that we would use where we
14 would list out all of the components of the information that we
15 were trying to capture. And under Organizational we were
16 capturing their org chart, their position descriptions, their
17 job descriptions, their narrative, resume, business experience,
18 education, and diversity.

19 And then we would -- I was recording all of that
20 information in a matrix across -- that was check, check, check
21 for all of those attachments and components that they should be
22 providing.

23 On this example, this is for Clear River. And
24 there's one, two, three, four, five, six, seven, eight, nine,
25 ten, eleven -- twelve members across, and then I identify, and

1 then I fill out all the specific information for each one of
2 them.

3 A Does that help you?

4 Q So that was my audit of the application in going
5 through and documenting that I had all those components.

6 Q Let me try it this way, then, Mrs. Kluever. Turning
7 to Exhibit -- Exhibit 25, page 22.

8 A Okay.

9 Q The applicants would provide various organizational
10 documents, ownership, or venture documents, operating
11 agreements [indiscernible].

12 A What is your question?

13 Q The question -- well, do you see where I'm pointing?

14 A You're breaking up and cutting out. So I can't
15 follow you. I'm sorry.

16 Q Ms. Kluever, I'm pointing you to Exhibit 25 on
17 MMLF 00022.

18 A Okay. I'm there.

19 Q At the top of the page, at seven --

20 A Okay.

21 Q -- [indiscernible] the applicant providing articles
22 of incorporation, articles of organization, operating
23 agreements, partnerships [indiscernible].

24 Do you see that?

25 A I do see that. And that was not a task that was

1 performed by any of the team members because we did not have
2 access to that information. I believe that that was performed
3 by a State employee in the Marijuana Enforcement Division, and
4 that might have been Diane O'Connor that was doing that piece.

5 Q So are you telling me that for purposes of verifying
6 what's included on Attachment A you were not provided
7 applicants' operating agreements, partnership, or joint venture
8 documents, which would include information regarding the
9 owners, officers, and board members?

10 A If the applicant included it in their attachments
11 with their flash drives, we had that information. And I do
12 remember seeing, you know, copies of their secretary of state
13 printout and stuff like that.

14 But we did not go in and confirm it to the actual
15 website. Any of that information was being performed by a
16 State employee, not the Manpower temp services employees.

17 Q That's not the question I asked you, ma'am. I'm
18 asking you would you verify on Attachment A that it included
19 the listed owners, officers, and board members with the
20 documentation that was provided as part of Task 7 that included
21 operating agreements, partnership or joint venture documents
22 and other organizational documents?

23 A Yes. If it was included on the flash drive with the
24 application, yes, it was verified.

25 Q That's not -- I'm asking you did you cross-reference

1 to verify what was included on Attachment A matched up with
2 operating documents that were provided in Task 7?

3 A Yes.

4 Q What was your testimony regarding the State employee
5 verifying that? Can you expand on that.

6 A So part of the -- part of the Department of Taxation
7 and the secretary of state, making sure they have their
8 business license and their applicant cards and all of that, I
9 know all -- the conversations that ever went on with that,
10 because we wouldn't have access to the system, which I'm
11 probably confusing, would have been done by a State employee.
12 It's not specific to the question you're asking in the
13 application.

14 Q And where is that [indiscernible] reflected where you
15 verified that the owners, officers, and board members on
16 Attachment A are the same ones included in the operating
17 documents provided on Task 7?

18 A I don't recall -- I don't recall that that specific
19 information has a form that's completed other than looking at
20 the attachment and checking it off there on the Attachment A.

21 Q So did you --

22 A But the secretary of state's office also does not
23 give you an exhaustive list. It'll usually only list one or
24 two people, and lots of times it'll even list the organization
25 that does the articles of incorporation for them on their

1 behalf and not always the officers unless you can get into the
2 next screen that has the attachment.

3 Not everybody provided that. I'll be honest with
4 you. Not everybody provided that. They provided the
5 attachment but not the backup documentation. Some did. Some
6 didn't.

7 Q [Indiscernible]. Sorry. I keep interrupting you.
8 Are you finished with your response?

9 A Yes.

10 Q So did you solely rely on Attachment A for purposes
11 of determining who were the owners, officers, and board
12 members?

13 A Yes.

14 MR. FETAZ: I'm going to pass the witness, but I'm
15 just going to put a reservation on the record to reserve the
16 right to re-call the witness in the event the text messages
17 contained on the 2018 cell phone that Ms. Kluever has in her
18 possession at her home in Minden, Nevada, are produced and also
19 with regards to the notes that were testified to earlier.

20 UNIDENTIFIED SPEAKER: Wait. With regard to what?

21 UNIDENTIFIED SPEAKER: Max, can you repeat that last
22 thing. In regard to what?

23 UNIDENTIFIED SPEAKER: The cell phone and what else?

24 MR. FETAZ: Notebooks [indiscernible].

25 THE WITNESS: I don't know if the notebook exists or

1 not. That would be a question for the Department of Taxation.

2 MR. FETAZ: [Indiscernible.]

3 MR. PARKER: I join in that reservation. This is
4 Teddy Parker on behalf of Nevada Wellness Center.

5 EXAMINATION

6 BY COUNSEL:

7 Q I believe this morning that you testified that your
8 last position before retiring was deputy administrator of DHHS;
9 is that correct?

10 A That is correct.

11 Q In your position did you report directly to the
12 administrator?

13 A Yes, I did.

14 Q And the administrator was the head of DHHS; is that
15 correct?

16 A Yes.

17 Q About how many people worked under you directly or
18 indirectly in your capacity as deputy administrator?

19 A About 85.

20 Q And did you help prepare a budget?

21 A Yes, I did.

22 Q And if possible, what would be an average in dollar
23 amount for the budget that you helped prepare?

24 A I recall it was -- I'd have to look that up. I --
25 \$450 million, 18 discretionary grants, plus federal funding

JD Reporting, Inc.

1 and, state general fund.

2 Q Okay. Thank you. And you also testified a little
3 bit ago that you had experience reviewing previous drafts
4 [indiscernible]. Is that correct?

5 A That is correct.

6 Q Did you also indicate [indiscernible] not necessarily
7 as deputy administrator but sometime in your career with the
8 State, did you have experience preparing applications?

9 A Federal applications quite frequently, yes.

10 Q So is it fair to say that you've been both on the
11 applicant side and the evaluator side in your career?

12 A Yes, I have.

13 Q Also, in your -- in your role of reviewing bids or
14 applications or contracts, were you responsible ever for
15 reviewing projected costs or expenses and revenue?

16 A Absolutely.

17 Q Thank you. I'm going to move quickly now to the
18 training.

19 [Indiscernible] Manpower provide the training for
20 recreational marijuana applications?

21 A Was that -- was the question was Manpower?

22 Q Was it Manpower or the Department of Taxation?

23 A Department of Taxation.

24 Q Okay. And I think you testified that it was about
25 three weeks of training; is that accurate?

1 A Approximately three weeks, yeah.

2 Q On average, how long did you train each day?

3 A Those were 8-hour days, 40 hours a week.

4 Q Okay. Great. Thank you. When you were grading the
5 applications, did you receive all the ones that you were
6 responsible for at the same time, or did you receive them in
7 waves?

8 A We received them in waves.

9 Q When you were reviewing an application, did you read
10 every single page of it?

11 A Yes.

12 Q Is it fair to say that you were focusing on certain
13 sections for your grading?

14 A We were only given the sections that were applicable
15 to our scoring tools. So we read the entire application and
16 then went back and then drilled in and focused on completing
17 the evaluation tool.

18 Q Okay. When you just said "the entire application,"
19 do you mean the entire application that was provided to you?

20 A The entire application that was provided to us as the
21 ID team for just the ID sections.

22 Q But there were sections of the application that you
23 were not provided; therefore, you did not review?

24 A That is true.

25 Q Thank you. Is it fair to say that when you reviewed

1 your portion of the application, you were looking for certain
2 answers to certain questions. Is that a fair characterization?

3 A I'm sorry. I didn't -- I didn't hear you.

4 Q Is it a fair characterization of your approach when
5 you were reviewing your portion of the applications that you
6 were just looking for certain answers [indiscernible]
7 particular questions?

8 A No. I thoroughly read the application all the way
9 through and then would go back and focus on the areas that we
10 needed to complete with the evaluation tool.

11 Q Sorry. I know the connection's hard.

12 Is the practice you just described to me, where you
13 reviewed the whole application, and then you would re-review it
14 for particular aspects of your scoring, was that practice
15 consistent with your practice when you were an employee of the
16 State?

17 A Yes.

18 EXAMINATION

19 BY MS. STOUT:

20 Q I'm handing you what we've marked as Exhibits 60, 61
21 and 62. They are documents Bates numbered DOT 000680 through
22 685 is Exhibit 60.

23 Exhibit 61 is DOT 000672 through 675.

24 Exhibit 62 is Bates marked DOT 000686 through 689.

25 A Okay.

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1 Q Are these documents familiar to you?

2 A Yes, they are.

3 Q Can you explain what they are.

4 A These are the three evaluation tools that we would
5 hand complete, you know, write our hand notes on when we were
6 evaluating each application.

7 Q Looking at Exhibit 60, if I'm recalling your
8 testimony earlier, you had said that there's three different
9 parts -- or, I'm sorry, that there's actually one, two, three,
10 four -- five different parts of the organizational structure --

11 A Right.

12 Q -- correct?

13 A Correct.

14 Q Okay. If you would turn to the last page, I'd like
15 to ask about the diversity very quickly.

16 A Okay.

17 Q And so looking at this, it says that the diversity
18 demographic, the factors are that they include a race, gender,
19 and ethnicity; correct?

20 A Correct.

21 Q All right. So anyone who is non-Caucasian, anyone
22 who is female, and non-Anglo-European American would qualify as
23 someone that would get diversity points; correct?

24 A Uh-huh.

25 Q What was considered non-Anglo-European American?

1 A I'm -- we would have to go back to the further
2 definition because we used the procedure that was outlined -- I
3 can't remember what the --

4 Q Exhibit 35?

5 A Thank you.

6 I'm not sure we were using that, to be very honest
7 with you.

8 Q I'm sorry. Can you clarify that you weren't sure
9 that you were using what?

10 A This definition. Because we were referencing this
11 procedure rather than this definition. This is where we got
12 the additional clarification and were given a specific
13 procedure for using for the diversity because it was such a hot
14 topic.

15 Q Okay.

16 A So that was one of those questions that we had that
17 then they provided us additional information.

18 Q If you look at Exhibit 31.

19 A Okay.

20 Q Which is the application criteria points breakdown.
21 Under the section for diversity, it makes a reference to, Must
22 provide proof.

23 A Where do you see that? I'm sorry.

24 Q On top of the fourth page, I believe.

25 A Oh, fourth page. So this is one, two -- here,

1 Diversity.

2 Q Yeah.

3 A Okay. I'm with you: Must provide proof. May check
4 in portal.

5 Q Now, if I understood you correctly, you guys didn't
6 have -- you didn't have any other information to
7 cross-reference?

8 A Right.

9 Q So you were not provided any other access to the
10 portal?

11 A No, we were not.

12 Q Okay. Were applicants expected to provide any proof
13 of their diversity?

14 A No -- well, in the application --

15 Why do I seem to recall that there was an attachment
16 that had, like, a copy of their ID or passport in some
17 instances? Maybe some people just put that in there.

18 But Attachment C was the main thing -- or A.
19 Attachment A had the...

20 Q Where they identified their race?

21 A Self-identified, yes.

22 Q Okay.

23 A Gender, race, and ethnicity.

24 Q Is it your understanding that someone who's Native
25 American would qualify for diversity purposes?

1 A I would have to go back and look at our -- that was
2 probably in our notes, whether we gave that to them or not. I
3 don't recall specifically.

4 Q Okay. Would it be specified in Exhibit 35?

5 A Let's look.

6 Yes. American Indian or Alaskan Natives considered
7 as minority.

8 Q Okay. All right. Thank you.

9 THE COURT: Shane, how much longer?

10 BY MS. STOUT:

11 Q All right. If you can turn to Exhibit 61.

12 A Financials. Okay.

13 Q Correct.

14 TECH SHANE: About eight pages.

15 BY MS. STOUT:

16 Q And I believe you were just asked a moment ago to
17 clarify that the financials that they're looking for in terms
18 of identifying liquid and illiquid assets, they're assets of
19 the applicant, not necessarily of the applicant's owners;
20 correct?

21 A Well, yes. And I did say yes because the
22 application, as submitted, includes the owners, officers, board
23 members. And I'm not sure that I identified that the applicant
24 was -- I'm not sure that I had an instance that I can recall
25 where the applicant also wasn't one of the officers, owners, or

1 board members.

2 Q So to your understanding, it isn't simply the entity,
3 but that if owners, officers, or board members are identified,
4 that those individuals are also the applicant. Is that -- am I
5 understanding you correctly?

6 A I would say yeah. The way that they present the
7 application and sign off on stuff, I'm not sure that it -- that
8 it ever came to our attention that an applicant --

9 Are you saying an applicant wouldn't include their
10 name as one of the officers, owners, and board members,
11 potentially?

12 Q I'm asking what your understanding was.

13 A My understanding is we reviewed the application in
14 its entirety and went off of the face value of the information
15 that they provided in the all of those attachments.

16 So when you start looking at an application, such as
17 in Exhibit 25, and you get to the cover page, Attachment A,
18 type -- this is going to list all your owners, officers, and
19 board members. They sign off that the information that they're
20 providing is true and correct. Then we get an attestation form
21 for each of the owners, officers, and board members.

22 Q That's Attachment B; correct?

23 A Attachment B.

24 Attachment C again goes over all their owner,
25 officer, board members.

1 I'm not sure that I ever realized that an entity name
2 on an application that then identifies all the backup
3 documentation to the list of owners, officers, and board
4 members wouldn't be the same.

5 Q Okay. So in terms of looking at the assets, you
6 weren't just looking at, for example, property owned by the
7 entity. You were looking at, you know, real property, real
8 estate owned by the person who owned the entity, each of the
9 owners, officers, or board members?

10 A That's correct.

11 Q Okay.

12 A Based on the information that they included in the
13 application was considered.

14 Q Okay. And I know you were very clear that you did
15 not go outside the application, and you didn't go knocking on
16 doors to verify it.

17 A Right.

18 Q So any asset information that was included, you
19 considered that to be assets that should be analyzed for the
20 purposes of determining the financial assets of the applicant.

21 A Right.

22 Q Okay. If you look at Exhibit 61, it gives you
23 examples of the types of documentation that you can consider.

24 A Uh-huh.

25 Q One of the -- it talks about real estate holdings and

1 large assets, such as cars and boats.

2 A Uh-huh.

3 Q Do you recall if any of the applicants identified
4 those types of assets?

5 A Yes, they did.

6 Q How was the value of those assets determined for the
7 purposes of calculating?

8 A Again, there was no backup documentation, such as a
9 sales document on a real estate transaction or even something
10 as simple as Zillow. You know, face value, we didn't look up
11 anything.

12 But if it was listed as an asset with an amount to it
13 on a balance sheet, liquid, you know, for their assets in
14 their -- against their liabilities on their total accounting
15 form, we accepted it.

16 Q Okay. And I know earlier you had mentioned that one
17 of the things that you can look at when determining assets is a
18 balance sheet, and a balance sheet you would expect to have
19 liabilities included; correct?

20 A Right.

21 Q And that's part of your experience and education --

22 A Right.

23 Q -- as well as being identified on the form?

24 A Yes.

25 Q Okay. But I -- from what I understood, you weren't

1 required to submit a balance sheet with liabilities; is that
2 correct?

3 A I don't think that every application had a balance
4 sheet in it, no.

5 Q Well, and from what you said earlier, not all
6 applicants had specific locations identified?

7 A That's true.

8 Q And that you were told they didn't need them?

9 A Right.

10 Q So, obviously, some people wouldn't have a lease?

11 A Right.

12 Q Okay.

13 A They weren't securing leases until they were sure
14 that they had a approved application to move forward.

15 Q Otherwise, they just have a lease of a plot.

16 A Yeah.

17 Q Am I correct in understanding that you would look at
18 a budget or operating plan, and, for example, if they didn't
19 have anything for rent --

20 A Then you would definitely question that they were not
21 thorough.

22 Q Okay. But you didn't have the time or resources to
23 verify, you know, precisely how accurate they were in terms of
24 their estimated costs?

25 A Right.

1 Q So if, for example, I was an applicant and I wanted
2 to fudge and I budgeted a little low on all of my costs and
3 estimated a little high on my projected income, would that be
4 something that you'd be able to identify?

5 A You could probably identify that, especially after
6 you start looking at so many applications. You know, we had
7 470 applications. And you can see themes for different
8 jurisdictions. I mean, you absolutely can get a feel or a
9 rhythm of what is -- somebody that's done a great amount of
10 homework and preparation and those that haven't and --

11 THE COURT: We've lost the signal.

12 (Video deposition paused.)

13 THE COURT: Not that I'm complaining. Thank you.

14 (Video deposition resumed)

15 THE WITNESS: -- lying somewhere in the middle of
16 what is a good customary charge for certain areas of town if
17 it's identified.

18 If it's not identified, then, you know, your score is
19 not gonna be as high because you weren't as thorough in
20 providing information. It doesn't mean you don't get a score.
21 You just don't get maybe as much of a score in areas that had
22 that judgment, in areas that it was just total assets
23 disclosed, checkmark.

24 Q Okay. Correct. It was that type of thing.

25 The first area where you're talking about amount of

1 assets, and I assume the same way for whether or not you had
2 \$250,000 liquid assets, it was just a matter of math added up?

3 A Absolutely.

4 Q But for this -- but for the portion where you're
5 determining the adequacy of those assets to cover operating
6 expenses, that's when there's discretion, and that's when the
7 existence of backup information comes into play?

8 A Right. And did you have a good plan? Did you plot
9 it out? Did you, you know, think of all the things that it
10 takes to run your business and actually come up with your cost?

11 Q Yeah. If I recall correctly, you had mentioned that
12 you had -- I think you were talking about score ranges for
13 excellent or inadequate or average responses.

14 A Uh-huh.

15 Q Who determined what those score ranges were?

16 A Basically what we did is, because you would have
17 three sections, if you have 20 points and you divide it by
18 three, then you know what your point ranges would be for each
19 section. So it's just a point range that we -- and we clearly
20 were writing them on our notes consistently.

21 You know, I can tell you on the financials that the
22 excellent was ranging between, you know, whatever it was. It
23 was 7 to 10, and 11 to 20, and 0 to 6 based on just dividing
24 your 20 points available amongst the three criteria --

25 Q Okay.

1 A -- evaluation elements.

2 Q Is that something you and the two other graders
3 grading these sections did together?

4 A It is. And it was based off of, you know, using the
5 procedure from the diversity example of giving a score-based
6 percentage to each, you know, weighted value.

7 Q So you would ensure that all three of you were using
8 the same range --

9 A The same one, exactly, and that we were consistent
10 with all applications.

11 Q Okay. So you didn't each set up your own --

12 A No.

13 Q -- score range.

14 A Right.

15 Q Turning to the 250,000 liquid assets, so the last
16 section on the financial resources, was documentation required
17 to prove the existence of that cash?

18 A They needed to -- no, not necessarily. I mean, they
19 just needed to document that they had it and that it was part
20 of -- you know, it could be one of those statements that this
21 much cash is available. You know, we want to open five
22 locations, and we have the resources of, you know, the
23 1.2 million that we need to open five locations.

24 Q Okay. Because I'm looking at the evaluation
25 elements, and it talks about liquid assets and the source of

1 them. And it seems to imply that you would need documentation
2 from a financial institution of this state or another state or
3 the District of Columbia.

4 A Some of them, though, there was a couple -- you know,
5 maybe we did only do financial institutions on that. I don't
6 recall specifically for that liquid assets because it seemed
7 like some of them had it in the vault, that they had the -- as
8 liquid cash, and we were able to use the cash.

9 Q Okay. And you had said earlier that they would have
10 to include a statement that the cash existed --

11 A Uh-huh. Absolutely.

12 Q -- and that it was in their vault?

13 A Right.

14 Q Okay. Did it matter how many or what percentage of,
15 for example, owners participated in the community?

16 A No.

17 Q Okay.

18 A We weren't -- weren't as nitty gritty on that one.
19 That's for sure.

20 Q Okay. As long as there was documentation of
21 someone --

22 A Right.

23 Q -- participating?

24 A Right.

25 Q Okay.

1 A We just -- in looking at my notes here that I wrote
2 out, we were doing it based on number that participated versus
3 total number identified to get a score, you know, 7 out of 9, 4
4 out of 10.

5 Q So, for example, 4 out of 10, so you would get
6 40 percent of the points; is that correct?

7 A Uh-huh.

8 Q Okay.

9 A Yep.

10 Q So you were looking for a contribution from each
11 owner, officer, or board member?

12 A Yeah. If that's what they were disclosing that they
13 wanted to include in that, yes.

14 Q Okay. Mr. Kemp started by asking you about your
15 education.

16 A Uh-huh.

17 Q And I didn't write it down. Did you say you went to
18 UNR?

19 A I did go to UNR.

20 Q Okay. And that you have an A.A. in accounting?

21 A Yes. I have two, two associate's degrees.

22 Q And one in business; is that right?

23 A Yes. Yes.

24 Q When did you get those?

25 A I think, like --

1 Q Ballpark.

2 A I think, like, '89.

3 Q At the same time, or did you get one and then go back
4 for another one later?

5 A No. They were at the same time.

6 Q Okay. After you got your -- the two associate
7 degrees, did you go back and do any other university or higher
8 education?

9 A I -- just simple additional governmental accounting
10 classes and stuff as -- when I was with the State, I just went
11 ahead and got more certifications. A lot of my certifications
12 then were more geared towards what we were doing in health and
13 human services as far as getting certified in our federal
14 programs and all the accounting that they wanted for that.

15 Q Okay. If I'm correct, you have a relative who works
16 for the Department of Taxation. Is that correct?

17 A I do.

18 Q And I'm sorry. I forget. Is it your niece?

19 A It is my niece.

20 Q And what is her name?

21 A Tiffany. Tiffany Day.

22 Q What does she do for the Department of Taxation?

23 A She's an accounting assistant, not even in -- she's
24 not in the Marijuana Enforcement Division. She's over in the
25 accounts payable section.

1 Q Okay. You had said earlier, I believe, that you're
2 married, but your husband is not involved in the cannabis
3 industry, and you don't have any family members that are
4 involved in the cannabis industry as best you know?

5 A Yeah. We're law enforcement. So he's drug tested on
6 a regular basis, and we're not involved.

7 Q Understood. That pretty much makes that a very easy
8 decision.

9 A Pretty cut and dry.

10 Q All right. Do you have friends that are involved in
11 the cannabis industry at all?

12 A Not that I'm aware of.

13 I mean, and what do you mean by "the cannabis
14 industry"? Owners? Users?

15 Q That are owners or employed by.

16 A Not that -- not that I'm aware of.

17 EXAMINATION

18 Q All right. You testified earlier about the team
19 meetings that you would have with the other two members of your
20 team. Do you recall that?

21 A Yes.

22 Q And if I understand correctly, it sounded like those
23 meetings where you reviewed the scoring that each of you did on
24 a particular application, would it be fair to say that that was
25 an important part of the process that you and the other team

1 members making sure that you were -- that your review of the
2 applications and that the scoring was consistent and
3 appropriate across the board [indiscernible]?

4 MR. KOCH: Object to the form [indiscernible].

5 THE COURT: Overruled.

6 BY MR. ROSE:

7 Q Go ahead.

8 A Yes. It was a consistent process. On every
9 application we did an independent review, and on every
10 application we had a team meeting to review.

11 Q And the reason you had the team meeting was -- why
12 was that important?

13 A It just -- it ensured that, if we were working at
14 different paces, that before we gave our information to the
15 clerical, that we had -- all three of us had completed our
16 independent review and bundled it into one coversheet with all
17 three scores computed (sic) into a final score for that
18 application because it's a team combined score that then would
19 be forwarded to the clerical support to be logged.

20 Q All right. And so that was the way of making sure
21 your team was [indiscernible]?

22 UNIDENTIFIED SPEAKER: Are you getting this?

23 THE WITNESS: Yes.

24 BY MR. ROSE:

25 Q Sounds like you and your team made sure that the

1 review, that the scoring was appropriate and complied with
2 whatever needed to be complied with from your standpoint,
3 especially for [indiscernible]?

4 A Yes. As we would record our three scores across the
5 master tally sheet, that's when we would -- I mean, we wouldn't
6 necessarily spend a lot of time discussing that application
7 unless we had a point spread of three points or more in an
8 area. Then we would focus in on it; otherwise, it was mainly a
9 check and balance that we were all on the same page to move it
10 over into being finalized.

11 Q And if there was a point spread of three or more,
12 then you discussed it and resolved any differences or
13 discrepancies?

14 A That is correct, yes.

15 Q Are you aware of whether Wellness Connection of
16 Nevada, LLC, or [indiscernible] application review or scoring
17 process for the recreational application [indiscernible]?

18 MR. KOCH: Object to the form. Calls for
19 speculation. Foundation.

20 THE COURT: Overruled.

21 BY MR. ROSE:

22 Q Go ahead. [Indiscernible.]

23 A I do not have any recollection of any specifics
24 related to a particular individual company or entity.

25 Q All right. So you wouldn't be aware of either

1 Wellness Connection or any other applicant [indiscernible] that
2 you would consider to be wrongful or improper [indiscernible]
3 scoring process. Is that a fair statement?

4 A That is a fair statement. I have -- yes.

5 (End of video deposition.)

6 TECH SHANE: That's all, Your Honor.

7 THE COURT: Whew. Okay. What's next?

8 MR. CHRISTIANSEN: Judge, can I just do a
9 housekeeping matter?

10 THE COURT: You can.

11 MR. CHRISTIANSEN: Pardon me, Your Honor. Pete
12 Christiansen on behalf of Qualcan. We have two motions that
13 were pending that you signed on order shortening time for me
14 for Friday morning. Qualcan would like to withdraw its
15 motions. There are joinders. I don't speak for those persons,
16 but I'd like to withdraw the ones on behalf of Qualcan.

17 THE COURT: Okay. Dulce, if you'd withdraw them.

18 MR. CHRISTIANSEN: Thank you, Your Honor.

19 MR. PRINCE: Well, okay. Your Honor, thank you.

20 THE COURT: So the person who files a motion can
21 always withdraw their motions. The joinders may stand on their
22 own.

23 MR. PRINCE: Understood. I just want to -- for the
24 record, I'm just announcing that on behalf of Thrive we joined
25 in the motion by Qualcan as it relates to compelling a witness,

1 a corporate representative to attend the proceedings. So
2 that -- I want to keep that on for Thursday.

3 THE COURT: Well, if you have a joinder, it will
4 stand.

5 MR. PRINCE: Very good.

6 THE COURT: But Mr. Christiansen can withdraw his
7 motion any time he wants.

8 MR. PRINCE: I understand --

9 THE COURT: And are you withdrawing both motions?

10 MR. CHRISTIANSEN: I am withdrawing both motions,
11 Your Honor.

12 THE COURT: Okay. So I think one was on Thursday and
13 one was on Friday, but I may be wrong.

14 MR. CHRISTIANSEN: Well, both --

15 THE COURT: Both on Friday.

16 THE COURT: Okay. Any other housekeeping matters?

17 Mr. Schwarz.

18 MR. SCHWARZ: Your Honor, with respect to one of
19 those motions, there was specific content in one of those
20 motions that pertain to George Archos [phonetic] and Sam Dorf
21 [phonetic].

22 There has been a joinder that Mr. Prince filed that
23 was specifically only addressing a different issue, and then
24 there was a joinder that was filed by the TGIG plaintiffs that
25 also was addressing a different issue. So I do not believe

1 that there are any joinders that address those witnesses, and
2 for that reason I think that we should not need to have that
3 portion of the motion --

4 THE COURT: I'm not going to parse it like that. I'm
5 only going to deal with the joinders as filed.

6 MR. SCHWARZ: Well, I could ask the parties that are
7 present if anybody actually has a joinder on those issues; and,
8 therefore, it will still be necessary for me to file an
9 opposition.

10 MR. PRINCE: Well, as it relates to Mr. Schwarz and
11 his client Lone Mountain Partners, we are not -- we have no
12 issues with those witnesses being released as part of --
13 specific to Mr. Christiansen's motion.

14 My relief is different. So just so he's clear.

15 THE COURT: Mr. Miller.

16 MR. MILLER: Your Honor, Court's indulgence.

17 [Indiscernible.]

18 THE COURT: You've got to come near a mike.

19 MR. MILLER: We would ask for an opportunity to be
20 able to review the pleadings and determine exactly where we
21 filed the joinder if they're asking to sever those portions.

22 THE COURT: Okay. So what the answer is, Joel, is
23 we'll deal with it on Friday, but if it's not part of a
24 joinder, then I'm not going to deal with it.

25 MR. SCHWARZ: Okay. Thank you, Your Honor.

1 THE COURT: Okay. Next. Any other housekeeping
2 matters before we take our 10-minute recess?

3 And then, Shane, how long is the next one?

4 TECH SHANE: An hour and 28 minutes, Your Honor.

5 THE COURT: Okay. What time is the Tax Commission
6 meeting on Friday?

7 MR. MILLER: 2:00 o'clock.

8 THE COURT: So we will be recessing in the afternoon
9 on Friday for those of you who feel the need to actually attend
10 that meeting to be able to attend it by Zoom. Okay.

11 All right. We'll be in recess.

12 (Proceedings recessed at 3:18 p.m. until 3:26 p.m.)

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CERTIFICATION

I CERTIFY THAT THE FOREGOING IS A CORRECT TRANSCRIPT FROM THE AUDIO-VISUAL RECORDING OF THE PROCEEDINGS IN THE ABOVE-ENTITLED MATTER.

AFFIRMATION

I AFFIRM THAT THIS TRANSCRIPT DOES NOT CONTAIN THE SOCIAL SECURITY OR TAX IDENTIFICATION NUMBER OF ANY PERSON OR ENTITY.

DANA L. WILLIAMS
LAS VEGAS, NEVADA 89183

A handwritten signature in cursive script that reads "Dana L. Williams". The signature is written in black ink and is positioned above a horizontal line.

DANA L. WILLIAMS, TRANSCRIBER

07/30/2020

DATE

<p>BY COUNSEL: [2] 95/7 198/6</p> <p>BY MR. FETAZ: [1] 177/16</p> <p>BY MR. KEMP: [29] 16/14 24/12 25/6 28/2 29/6 31/6 32/21 33/13 35/15 42/14 43/21 44/7 45/18 46/14 48/8 49/19 49/25 50/7 50/25 52/24 53/11 54/4 57/5 57/24 58/10 59/4 60/22 61/14 145/1</p> <p>BY MR. KOCH: [8] 69/4 71/20 75/7 75/10 75/21 76/12 91/3 91/13</p> <p>BY MR. PARKER: [50] 102/7 102/23 103/5 109/13 112/7 113/18 116/1 117/4 117/12 118/4 118/14 121/9 121/19 123/18 124/16 125/19 126/23 128/2 128/13 128/23 129/19 136/3 137/2 137/13 138/5 138/23 139/10 140/6 141/2 141/20 143/18 146/16 147/14 147/18 148/1 148/22 149/9 151/21 153/4 154/1 159/7 160/22 161/8 161/17 163/22 164/6 165/6 166/11 173/16 177/5</p> <p>BY MR. ROSE: [3] 217/6 217/24 218/21</p> <p>BY MS. STOUT: [3] 201/19 205/10 205/15</p> <p>BY THE COURT: [1] 44/1</p> <p>MR. BICE: [44] 4/5 4/20 4/23 5/4 5/13 5/16 5/20 5/22 5/25 6/2 6/5 6/11 6/22 7/2 7/5 7/11 7/14 7/17 7/21 7/24 8/3 8/9 8/15 8/21 9/1 9/5 9/10 38/1 38/6 38/13 38/18 38/22 38/25 39/8 39/11 39/19 39/23 40/5 40/16 41/4 41/12 41/17 42/10 90/9</p> <p>MR. CHRISTIANSEN: [5] 219/8 219/11 219/18 220/10 220/14</p> <p>MR. DZARNOSKI: [5] 11/23 11/25 12/9 12/12 14/9</p> <p>MR. FETAZ: [4] 30/23 197/14 197/24 198/2</p> <p>MR. GRAF: [1] 135/6</p> <p>MR. KEMP: [10] 27/24 130/3 130/11 131/10 131/16 132/2 134/9 134/11 134/15 135/9</p> <p>MR. KOCH: [58] 27/20 27/25 28/20 35/11 42/18 43/24 44/4 45/9</p>	<p>45/13 46/11 48/5 49/13 49/21 50/3 50/17 50/20 52/15 53/2 56/21 57/15 115/24 116/16 117/2 117/25 118/13 121/6 121/16 122/3 123/15 124/11 125/6 125/16 127/7 127/22 128/8 128/11 128/21 129/10 129/13 129/22 136/24 137/4 138/1 140/1 140/4 140/23 146/8 147/11 148/16 149/8 161/4 163/20 164/4 164/24 176/22 177/13 217/4 218/18</p> <p>MR. MILLER: [3] 221/16 221/19 222/7</p> <p>MR. PARKER: [9] 39/4 39/12 39/15 75/6 75/15 76/4 91/7 138/21 198/3</p> <p>MR. PRINCE: [13] 4/22 9/16 9/18 9/20 10/13 10/15 11/11 11/17 219/19 219/23 220/5 220/8 221/10</p> <p>MR. ROSE: [31] 43/16 53/8 53/23 58/3 58/5 102/5 103/3 107/16 109/1 112/3 138/15 138/18 139/7 140/25 141/15 141/18 143/14 143/16 144/22 146/12 147/22 147/25 148/17 151/8 152/16 152/18 153/24 158/22 158/24 160/2 173/12</p> <p>MR. RULIS: [14] 40/22 41/3 41/5 41/9 58/20 58/23 89/17 89/21 89/25 90/12 90/17 130/15 131/2 131/8</p> <p>MR. SCHWARZ: [3] 220/18 221/6 221/25</p> <p>MR. SHEVORSKI: [3] 130/13 131/14 135/4</p> <p>MS. CHATTAH: [3] 133/14 134/7 134/21</p> <p>MS. HIGGINS: [1] 60/18</p> <p>MS. LEVIN: [25] 13/15 13/18 13/22 14/4 24/10 25/2 32/19 33/9 45/12 49/14 49/16 50/16 50/18 121/7 121/17 127/5 128/9 128/20 129/11 143/13 146/10 147/16 161/14 164/25 165/2</p> <p>MS. SUGDEN: [4] 132/5 132/8 132/21 133/6</p> <p>TECH SHANE: [16] 11/14 11/16 14/12 14/18 14/20 14/25 15/4 15/8 40/8 40/12 42/5 89/9 89/12 205/14 219/6 222/4</p> <p>THE CLERK: [6] 15/19</p>	<p>15/21 15/24 16/1 41/14 90/16</p> <p>THE COURT REPORTER: [2] 30/25 31/3</p> <p>THE COURT: [221] 4/3 4/18 5/2 5/10 5/14 5/17 5/21 5/24 6/1 6/4 6/10 6/21 6/25 7/4 7/8 7/12 7/15 7/18 7/22 7/25 8/7 8/12 8/16 8/22 9/2 9/9 9/11 9/17 10/11 10/14 11/4 11/12 11/15 11/18 11/24 12/7 12/10 13/10 13/17 13/19 14/3 14/5 14/10 14/16 14/19 14/22 15/1 15/6 15/9 15/16 15/20 15/22 15/25 16/3 16/6 24/11 25/3 27/21 28/22 31/4 32/20 33/12 35/12 38/2 38/7 38/15 38/19 38/24 39/1 39/7 39/9 39/14 39/16 39/21 40/2 40/6 40/10 40/13 40/17 40/20 41/2 41/8 41/15 41/19 41/24 42/2 42/4 42/7 42/11 42/19 43/17 44/5 45/11 46/13 48/7 49/15 49/18 49/23 50/4 50/19 52/17 53/4 53/6 53/24 56/23 57/16 58/4 59/1 60/21 75/9 75/16 76/5 89/8 89/10 89/13 89/16 89/19 89/23 90/8 90/10 90/15 90/19 90/23 91/8 102/22 103/4 107/18 109/2 112/5 115/25 116/17 117/9 118/2 121/8 121/18 122/4 123/17 124/12 125/7 125/18 126/22 127/6 127/24 128/10 128/22 129/12 129/15 129/23 130/2 130/9 130/12 130/14 130/24 131/4 131/9 131/19 132/3 132/6 132/18 133/4 133/7 133/13 134/6 134/8 134/10 134/14 134/18 134/22 135/5 135/11 135/15 135/18 136/25 137/5 138/17 139/8 140/3 140/24 141/17 143/15 143/17 144/23 146/11 147/17 147/24 148/18 151/10 152/17 153/25 158/23 160/3 160/5 161/5 161/15 164/5 165/1 173/13 176/23 177/14 205/9 210/11 210/13 217/5 218/20 219/7 219/10 219/17 219/20 220/3 220/6 220/9 220/12 220/15 220/16 221/4 221/15 221/18 221/22 222/1 222/5 222/8</p>	<p>THE WITNESS: [61] 9/19 25/4 27/22 28/23 33/10 35/10 35/13 42/20 43/18 43/25 44/6 45/14 50/5 50/22 52/16 52/18 54/1 56/24 57/17 58/6 75/17 76/6 91/9 107/19 109/3 112/6 116/18 117/3 117/10 118/3 122/5 124/13 127/9 127/25 129/16 129/25 137/1 137/6 138/2 139/9 140/2 140/5 141/1 144/24 146/13 147/12 148/19 151/11 152/19 158/25 160/8 161/6 161/16 162/6 163/21 165/3 173/14 176/24 197/25 210/15 217/23</p> <p>UNIDENTIFIED SPEAKER: [8] 41/22 41/25 126/21 135/17 197/20 197/21 197/23 217/22</p> <hr/> <p>\$</p> <p>\$1,942,000 [1] 48/24</p> <p>\$10 [3] 28/17 52/9 53/21</p> <p>\$10 million [1] 28/17</p> <p>\$2 [4] 35/5 35/17 35/19 36/2</p> <p>\$2 million [4] 35/5 35/17 35/19 36/2</p> <p>\$207,000 [1] 49/9</p> <p>\$250,000 [8] 46/7 46/8 46/17 46/20 46/20 46/20 142/23 211/2</p> <p>\$3.51 [1] 154/24</p> <p>\$3.51 million [1] 154/24</p> <p>\$367,632.58 [1] 46/5</p> <p>\$45 [2] 23/4 148/20</p> <p>\$450 [1] 198/25</p> <p>\$5,000 [2] 147/12 147/19</p> <p>\$500 [1] 149/5</p> <hr/> <p>'89 [2] 16/24 215/2</p> <hr/> <p>0</p> <p>00022 [2] 189/15 194/17</p> <p>00023 [1] 25/22</p> <p>00025 [1] 178/1</p> <p>00036 [1] 190/10</p> <p>000672 [1] 201/23</p> <p>000680 [1] 201/21</p> <p>000686 [1] 201/24</p> <p>0032 [1] 191/22</p> <p>0033 [1] 191/22</p> <p>020841 [1] 66/7</p> <p>021540 [1] 160/23</p> <p>07/30/2020 [1] 223/18</p> <p>092-17 [1] 95/19</p>	<p>1</p> <p>1.2 million [1] 212/23</p> <p>10 [5] 33/3 33/8 211/23 214/4 214/5</p> <p>10 percent [1] 83/7</p> <p>10-minute [1] 222/2</p> <p>10.5 [1] 190/1</p> <p>100 percent [1] 66/10</p> <p>101 [1] 111/19</p> <p>10:33 [1] 89/15</p> <p>10:42 [1] 89/15</p> <p>11 [7] 107/3 151/16 155/20 155/20 179/14 180/9 211/23</p> <p>11-point [1] 151/16</p> <p>11:50 a.m [1] 135/13</p> <p>12 [1] 107/1</p> <p>12:54 p.m [1] 135/13</p> <p>12th [1] 63/10</p> <p>1354 [1] 90/1</p> <p>1354-1356 [1] 90/11</p> <p>1355 [1] 90/3</p> <p>1356 [2] 90/5 90/11</p> <p>1361 [2] 90/6 90/11</p> <p>1364 [4] 41/7 41/19 41/20 41/21</p> <p>1371 [1] 58/25</p> <p>14 [4] 33/1 33/5 33/6 38/20</p> <p>15 [1] 60/17</p> <p>1545 [2] 154/18 178/17</p> <p>17 [2] 38/21 95/19</p> <p>17 million [1] 45/1</p> <p>178 [2] 32/25 33/6</p> <p>179 [2] 33/3 33/7</p> <p>18 [2] 130/11 198/25</p> <p>1964 [1] 61/16</p> <p>1984 [1] 16/19</p> <p>1988 [2] 17/15 69/12</p> <p>1989 [1] 17/14</p> <p>1:00 o'clock [5] 131/13 131/14 131/16 135/2 135/12</p> <hr/> <p>2</p> <p>2-0 [1] 44/15</p> <p>2.5 [2] 47/3 50/13</p> <p>20 [12] 34/1 63/16 82/12 106/23 107/1 130/10 132/1 134/25 150/16 211/17 211/23 211/24</p> <p>2014 [7] 21/4 21/11 43/11 72/12 96/6 96/9 104/12</p> <p>2018 [22] 17/19 17/20 18/3 18/7 19/20 20/16 21/14 23/17 23/22 23/25 24/19 24/25 64/7 69/21 76/21 76/22 76/24 76/24 114/17 114/18 180/24 197/17</p> <p>2019 [3] 18/6 32/23 61/23</p> <p>2020 [4] 1/12 4/1 61/23 223/18</p> <p>20th [9] 64/4 64/7 65/5 66/8 66/10 66/16 67/6</p>
---	--	--	--	---

2
20th... [2] 67/8 116/4
21 [1] 115/10
21541 [1] 162/5
21545 [5] 44/14 44/16
106/13 142/10 142/11
21546 [2] 109/19
109/23
21547 [1] 48/15
217 [2] 45/2 45/5
217,000 [1] 44/25
21st [1] 65/5
22 [3] 117/19 189/15
194/7
2221 [3] 175/2 175/4
175/6
2238 [1] 182/4
2266 [3] 171/19 171/20
171/21
2268 [5] 182/1 182/3
182/5 182/6 187/6
23 [1] 25/21
2318 [1] 170/12
2319 [2] 169/19 169/21
2381 [1] 166/18
24 [3] 34/1 63/17
115/10
24-hour [1] 11/5
24th [5] 65/9 65/25
66/25 68/3 68/3
25 [11] 22/6 25/18 33/1
114/15 115/20 118/7
177/21 189/13 194/7
194/16 206/17
250,000 [1] 212/15
25th [1] 64/2
26 [4] 109/11 115/8
115/13 123/19
27 [2] 71/15 109/11
28 [3] 71/15 174/22
222/4
29 [6] 1/12 4/1 71/15
169/19 171/19 181/24
292 [1] 47/10
29th [1] 33/25
2:00 o'clock [4] 131/13
131/15 131/16 222/7

3
3.5 [1] 45/17
3.51 [1] 154/25
30 [8] 17/19 20/12 23/4
69/11 69/22 71/15
148/20 166/12
30 years [1] 69/10
30th [1] 32/23
31 [2] 177/17 203/18
32 [2] 114/20 114/22
338 [1] 178/3
34 [2] 117/19 117/19
35 [14] 44/16 55/2 55/3
61/15 65/8 65/11 66/7
66/24 67/2 90/1 165/17
165/19 203/4 205/4
36 [2] 51/22 90/3
360,000 [1] 46/9
37 [3] 53/1 53/13 90/5
3:18 p.m [1] 222/12

3:26 p.m [1] 222/12

4
40 [5] 37/25 39/12
39/14 40/24 200/3
40 percent [1] 214/6
41 [4] 14/23 39/13
39/14 40/24
42 [10] 39/10 39/13
39/16 90/6 103/11
103/13 105/17 154/6
154/10 156/9
43 [3] 32/18 32/22 33/7
44 [3] 32/18 33/24
39/19
45 [19] 41/7 43/11
92/25 93/2 95/17
105/19 106/2 106/3
106/4 106/12 109/19
109/23 124/19 154/13
159/23 160/1 160/24
162/1 178/16
46 [3] 40/1 106/13
106/13
468 [1] 81/23
47 [6] 38/14 39/25 41/4
41/5 45/23 106/13
470 [3] 81/22 82/12
210/7
470ish [2] 81/23
152/11
4th [1] 23/9

5
5-4-7 [1] 48/17
5.2.10.4 [1] 190/1
5.2.11.2 [1] 26/4
50 [2] 83/7 193/11
50-point [1] 156/9
52 [4] 58/15 58/23
193/12 193/12
53 [1] 193/12
55.2.11.2 [1] 30/4
5th [2] 23/9 76/24

6
60 [3] 201/20 201/22
202/7
61 [4] 201/20 201/23
205/11 207/22
62 [2] 201/21 201/24
64 [1] 61/22
675 [1] 201/23
678A [1] 134/2
685 [1] 201/22
689 [1] 201/24
6th [2] 114/17 114/18

7
750 [2] 52/6 157/6
750-word [1] 193/6
7th [6] 64/3 64/6 64/9
64/11 76/24 116/4

8
8-hour [1] 200/3
85 [1] 198/19
89183 [1] 223/12
8:00 [2] 15/21 15/22

8:00 o'clock [1] 15/19
8:29 [1] 4/1
8:30 [1] 15/20
8:30 on [1] 134/2
8:30 tomorrow [1]
12/14
8th [1] 23/9

9
9/20 [1] 63/16
9/20/2018 [1] 76/22
9/24 [1] 63/17
9/7 [1] 76/21
9/7/2018 [1] 76/21
90 [3] 81/24 82/13
82/15
90-day [3] 23/8 23/13
146/13

A
A's [3] 116/14 117/1
184/4
A.A [2] 162/25 214/20
a.m [4] 4/1 89/15 89/15
135/13
AA [1] 59/15
abide [1] 82/12
ability [2] 74/21 144/5
able [15] 13/9 46/25
56/6 74/6 80/8 97/10
152/23 173/21 174/3
174/14 178/10 210/4
213/8 221/20 222/10
about [86] 7/22 10/14
10/24 13/19 19/9 19/25
30/4 36/6 39/12 40/1
42/21 49/1 50/12 51/21
52/21 55/14 57/20 66/4
69/5 70/17 71/12 72/24
73/3 73/20 77/12 77/15
78/7 78/14 81/12 82/4
82/13 83/2 83/3 83/21
84/17 84/21 85/20
95/11 95/25 96/23 97/1
98/8 98/18 99/16
104/25 107/9 109/24
110/16 110/16 110/23
113/3 122/18 123/6
136/10 137/21 141/18
145/17 145/23 152/3
152/6 153/9 153/11
155/23 157/2 159/12
161/7 164/20 165/5
167/22 168/22 179/12
179/14 187/2 189/9
190/5 198/17 198/19
199/24 202/15 205/14
207/25 210/25 211/12
212/25 214/14 216/18
above [2] 154/24 223/4
ABOVE-ENTITLED [1]
223/4
absolutely [18] 20/21
41/2 70/8 77/9 77/18
81/11 86/23 93/18
96/18 99/2 99/6 126/25
131/21 173/20 199/16
210/8 211/3 213/11
accept [8] 27/15 34/20

35/8 35/9 35/18 36/1
36/13 56/13
acceptable [4] 30/10
31/12 105/15 105/16
accepted [8] 27/6 27/6
31/17 34/17 35/14
35/23 58/11 208/15
access [24] 37/9 37/14
77/4 77/5 79/12 92/10
97/12 97/13 97/15
97/17 97/18 97/20
97/24 98/1 98/12 144/1
146/20 170/20 185/18
186/23 186/24 195/2
196/10 204/9
accidentally [2] 55/25
60/24
accommodate [1] 8/11
accomplish [3] 63/6
82/6 83/1
according [1] 56/12
accordingly [2] 37/20
92/6
account [3] 69/14 79/9
92/13
accountant [5] 27/9
32/1 34/16 35/6 69/10
accounting [23] 17/18
17/21 20/10 20/11
20/12 20/13 20/14
42/23 69/11 69/13
69/13 69/25 70/1 70/23
74/24 75/3 111/7
139/24 208/14 214/20
215/9 215/14 215/23
accounting-auditing
[1] 70/23
accounts [1] 215/25
accuracy [1] 193/2
accurate [7] 82/24 93/6
93/8 93/12 93/12
199/25 209/23
achievement [2] 162/3
176/20
achievements [6]
157/7 160/15 161/19
161/20 161/21 166/7
across [12] 29/13
70/25 94/24 160/12
160/20 161/24 177/2
191/14 193/20 193/25
217/3 218/4
action [1] 92/21
active [1] 43/12
activities [4] 18/5
21/21 21/22 103/1
actual [6] 63/9 105/18
143/11 176/15 189/21
195/14
actually [29] 4/24 5/18
7/16 8/5 17/1 18/21
20/3 38/13 40/8 72/19
76/15 92/13 105/21
107/13 116/13 118/21
141/13 144/18 148/24
149/3 167/4 167/11
168/5 168/9 176/7
202/9 211/10 221/7
222/9

ADAM [1] 2/2
add [1] 96/2
added [1] 211/2
addition [5] 13/22
72/11 72/17 107/23
190/23
additional [12] 12/24
61/6 62/22 73/15 83/13
190/22 190/23 191/11
191/15 203/12 203/17
215/9
address [19] 5/23 7/7
8/4 8/10 9/5 14/5 94/8
115/1 115/16 116/2
118/11 118/18 118/21
118/24 123/9 123/11
123/13 123/20 221/1
addressed [1] 133/7
addressing [3] 9/22
220/23 220/25
adequacy [2] 110/19
211/5
adequate [9] 75/20
75/24 81/15 81/20
103/18 104/4 106/8
162/2 174/16
administration [2]
139/14 139/18
administrative [8]
19/15 69/17 121/2
164/20 164/23 166/23
167/6 181/14
administrator [8]
17/20 69/18 181/15
198/8 198/12 198/14
198/18 199/7
admitted [12] 3/14
38/5 38/7 41/10 41/11
41/14 41/20 41/21 42/2
89/25 90/10 90/11
advise [2] 12/18 12/21
advisory [2] 56/15
56/20
affected [1] 82/19
affidavit [5] 28/8 30/5
31/8 31/12 31/14
affidavits [3] 27/7
178/11 178/22
AFFIRM [1] 223/9
AFFIRMATION [1]
223/7
after [16] 13/3 13/20
14/5 17/13 39/17 62/11
68/3 68/15 69/22 76/13
84/10 87/25 102/16
148/12 210/5 215/6
afternoon [4] 6/12 6/12
13/5 222/8
again [40] 10/14 11/8
28/3 50/5 56/24 76/20
85/8 90/24 98/18 101/5
104/13 106/7 107/8
110/15 116/23 118/7
120/15 122/13 126/16
127/25 134/4 137/1
138/11 139/3 152/8
152/18 152/21 158/25
160/8 160/18 162/17
164/8 179/6 179/24

<p>A</p> <p>again... [6] 180/3 180/19 186/22 189/22 206/24 208/8</p> <p>against [3] 72/15 104/15 208/14</p> <p>agencies [3] 70/25 71/1 181/12</p> <p>agency [8] 18/24 19/1 19/8 21/6 71/5 71/6 96/13 170/18</p> <p>agenda [1] 132/22</p> <p>ago [8] 17/7 21/20 99/14 100/3 121/1 165/14 199/3 205/16</p> <p>agree [28] 65/25 66/2 125/2 125/10 127/1 127/10 127/10 127/13 127/19 128/3 128/5 128/16 129/3 129/7 140/19 141/11 142/19 147/5 160/25 164/10 164/21 165/3 166/3 166/5 171/13 175/23 177/6 178/25</p> <p>agreed [3] 7/23 8/1 8/1</p> <p>agreeing [1] 40/23</p> <p>agreement [5] 15/14 130/16 132/15 134/13 134/15</p> <p>agreements [4] 194/11 194/23 195/7 195/21</p> <p>ahead [19] 14/17 14/20 15/4 22/18 36/24 36/25 40/7 40/8 40/11 53/12 75/22 92/3 128/14 152/18 154/12 177/2 215/11 217/7 218/22</p> <p>airplane [2] 7/1 7/20</p> <p>airplanes [1] 5/3</p> <p>AKKE [1] 2/10</p> <p>Alaskan [1] 205/6</p> <p>alert [2] 5/17 121/25</p> <p>all [211] 5/4 6/5 6/6 7/25 8/24 9/10 10/16 11/24 12/2 14/5 16/6 17/13 18/3 22/4 24/3 25/17 26/20 29/12 32/9 32/12 32/25 34/11 34/18 35/2 37/25 38/13 39/24 40/10 42/7 42/9 42/12 43/12 46/10 46/17 53/2 54/10 55/1 56/11 58/15 58/17 59/5 59/19 62/21 64/14 65/21 66/14 66/16 67/8 67/11 68/16 69/24 69/24 69/25 70/14 71/15 75/18 76/8 76/9 76/19 76/22 82/3 86/5 86/14 88/15 90/13 91/9 94/10 94/20 94/21 94/23 94/24 95/14 95/14 95/14 95/15 95/22 95/23 96/20 98/24 99/12 100/1 100/1 100/1 100/15 100/17 100/19 101/20</p>	<p>102/8 102/24 102/24 103/17 104/19 105/7 105/24 106/19 106/21 107/22 107/23 108/4 108/19 109/11 110/11 111/21 112/16 112/24 113/12 114/25 115/7 117/16 118/5 120/20 122/17 123/23 125/2 130/12 131/9 132/22 134/7 134/8 134/18 135/5 135/11 135/18 135/24 139/3 139/11 139/13 139/22 143/21 144/1 145/25 147/5 150/5 151/14 152/10 152/24 154/10 154/11 155/3 157/3 157/25 159/22 160/17 162/19 165/17 166/18 168/14 169/8 170/11 171/13 172/14 172/20 173/9 173/22 173/23 174/3 174/4 175/24 176/14 176/15 176/16 178/9 178/25 184/8 185/21 186/6 187/13 187/13 188/3 188/24 189/4 190/21 190/21 191/10 191/18 192/2 192/10 192/21 193/9 193/14 193/19 193/21 194/1 194/5 196/8 196/9 200/5 201/8 202/21 205/8 205/11 206/15 206/18 206/24 207/2 209/5 210/2 211/9 212/7 212/10 215/14 216/10 216/11 216/18 217/15 217/16 217/20 218/9 218/25 219/6 222/11</p> <p>allegations [2] 101/10 101/22</p> <p>allotted [2] 81/20 82/18</p> <p>allow [1] 72/16</p> <p>allowed [5] 72/21 76/23 107/24 114/12 143/5</p> <p>almost [2] 89/12 169/22</p> <p>along [7] 62/18 73/9 105/16 107/22 111/4 117/16 150/11</p> <p>already [5] 10/11 38/12 74/1 131/11 141/11</p> <p>also [39] 2/19 7/15 19/16 20/13 27/6 30/13 54/2 55/19 56/14 70/23 74/24 86/9 98/25 101/6 112/10 116/20 123/19 127/13 134/16 134/23 138/18 140/19 141/18 143/21 143/23 150/11 161/9 163/18 164/21 181/13 190/19 196/22 197/18 199/2 199/6 199/13 205/25 206/4 220/25</p>	<p>alternatively [1] 51/4</p> <p>alternatives [2] 51/10 51/12</p> <p>although [1] 104/15</p> <p>always [12] 30/14 48/1 48/2 63/7 73/12 184/4 186/4 186/14 186/15 187/4 197/1 219/21</p> <p>am [11] 21/5 24/17 27/17 39/1 42/25 87/4 145/22 189/12 206/4 209/17 220/10</p> <p>Amanda [11] 88/4 88/4 88/7 88/21 88/23 88/25 89/4 136/10 136/12 136/14 136/18</p> <p>American [4] 202/22 202/25 204/25 205/6</p> <p>among [2] 8/1 144/7</p> <p>amongst [1] 211/24</p> <p>amount [13] 11/2 29/23 81/13 81/14 81/19 142/17 149/25 172/24 176/14 198/23 208/12 210/9 210/25</p> <p>amounts [4] 126/2 142/17 143/11 154/20</p> <p>AMY [1] 2/8</p> <p>analyst [1] 69/14</p> <p>analyzed [1] 207/19</p> <p>ANDREW [1] 2/16</p> <p>Anglo [2] 202/22 202/25</p> <p>announce [1] 130/4</p> <p>announcing [1] 219/24</p> <p>another [10] 12/20 33/20 49/9 54/10 55/23 63/23 93/2 182/9 213/2 215/4</p> <p>answer [32] 4/5 23/3 33/11 37/22 42/20 43/22 62/17 73/10 73/13 88/11 111/9 113/16 122/6 122/13 125/24 126/13 142/2 143/8 152/18 154/2 175/18 183/17 184/3 185/3 185/10 185/12 185/14 185/17 186/3 186/7 186/8 221/22</p> <p>answers [1] 157/16</p> <p>answered [11] 112/4 138/16 141/19 143/16 144/22 146/8 148/16 149/8 152/16 153/6 187/9</p> <p>answering [1] 185/22</p> <p>answers [3] 126/17 201/2 201/6</p> <p>ANTHONY [1] 2/11</p> <p>anticipate [2] 110/25 133/16</p> <p>anticipated [1] 110/23</p> <p>any [169] 5/14 11/23 13/19 17/22 20/16 20/17 23/16 23/19 23/19 24/1 26/13 36/17 37/8 37/9 41/12 41/19 45/4 52/19 54/16 56/18</p>	<p>56/25 57/1 57/13 61/10 61/10 61/18 61/18 61/19 61/25 62/18 68/2 71/3 72/6 72/8 73/4 73/8 77/7 77/19 77/22 77/25 78/1 78/3 78/3 78/4 78/4 78/7 78/9 78/12 78/14 78/18 78/25 79/5 81/5 81/8 82/22 82/22 83/4 83/7 83/15 83/18 84/14 84/24 85/24 85/25 86/16 87/4 87/6 87/15 87/17 87/21 89/3 90/8 91/14 92/12 92/21 92/21 95/3 95/3 95/4 95/16 101/13 101/17 101/20 101/23 101/25 102/3 110/24 111/12 111/25 112/1 112/16 112/17 112/24 114/3 119/2 119/5 119/19 119/23 121/25 125/12 131/24 132/23 135/18 136/22 137/12 137/19 138/2 138/8 138/10 138/22 139/5 139/20 139/24 140/7 144/2 144/6 148/4 148/10 148/11 149/15 152/14 153/17 156/20 157/25 158/12 158/18 159/13 161/1 161/10 164/1 164/2 167/7 167/17 167/17 170/1 170/6 170/13 170/14 170/20 172/4 180/24 183/21 184/10 184/12 185/20 187/9 189/1 189/3 189/9 189/12 191/1 195/1 195/15 204/6 204/9 204/12 207/18 208/3 215/7 216/3 218/12 218/23 218/23 219/1 220/7 220/16 221/1 222/1 223/10</p> <p>anybody [8] 15/10 78/8 95/4 105/4 133/8 170/17 188/4 221/7</p> <p>anyone [20] 7/15 23/22 24/1 25/7 38/4 95/2 97/17 97/24 101/16 101/18 102/1 102/19 136/17 146/19 157/18 170/1 183/7 188/25 202/21 202/21</p> <p>anything [32] 14/10 16/3 18/8 29/22 30/4 52/20 61/7 62/23 78/24 92/16 95/25 96/2 96/21 98/6 99/15 99/15 100/25 132/3 133/13 134/4 137/21 138/3 144/2 144/3 146/25 149/1 153/11 161/7 165/12 187/2 208/11 209/19</p> <p>anywhere [4] 16/20 76/23 193/1 193/7</p>	<p>apart [1] 168/4</p> <p>apologies [3] 4/7 38/22 178/3</p> <p>apologize [6] 9/18 70/13 109/22 173/6 179/17 182/6</p> <p>appear [1] 12/14</p> <p>APPEARANCES [1] 1/19</p> <p>appeared [2] 138/25 179/5</p> <p>appearing [2] 7/9 8/13</p> <p>applicable [11] 78/15 95/24 104/11 126/9 126/10 158/15 159/3 184/5 184/7 184/8 200/14</p> <p>applicant [54] 26/5 26/11 26/18 26/19 36/9 36/20 37/17 37/23 43/14 44/2 44/6 45/4 54/6 57/1 77/11 77/12 77/17 77/19 77/22 78/1 78/3 78/8 81/9 88/1 91/17 92/7 92/15 92/17 92/19 115/16 117/16 119/4 123/20 141/24 150/20 157/5 157/23 174/3 179/20 180/9 189/23 194/21 195/10 196/8 199/11 205/19 205/23 205/25 206/4 206/8 206/9 207/20 210/1 219/1</p> <p>applicant's [8] 58/1 86/1 86/17 87/4 87/22 92/8 174/13 205/19</p> <p>applicants [18] 25/25 45/8 47/19 56/9 89/4 93/19 93/22 101/14 102/9 163/6 189/1 189/7 189/10 192/21 194/9 204/12 208/3 209/6</p> <p>applicants' [1] 195/7</p> <p>application [249]</p> <p>application-question [1] 185/20</p> <p>application-review [2] 62/16 66/15</p> <p>applications [140] 18/19 21/11 23/15 37/6 37/17 46/10 46/16 47/4 47/9 47/19 49/8 49/11 50/14 51/20 63/2 63/5 63/9 63/24 63/25 65/21 66/5 67/7 67/11 67/15 67/24 68/2 70/4 72/4 72/13 72/15 72/20 72/22 73/18 76/7 76/16 76/19 76/22 77/6 77/20 79/5 79/6 81/14 81/16 81/20 81/22 81/23 82/10 84/15 88/9 88/14 88/16 88/20 89/1 91/6 91/21 93/3 94/3 94/10 94/14 94/17 94/23 94/24 96/6 96/11 96/14 98/10 98/25 99/25</p>
---	--	--	--	---

<p>A</p> <p>applications... [72] 100/24 101/3 101/11 104/9 104/12 104/19 104/25 105/2 107/22 109/6 113/25 114/1 116/3 116/21 119/19 120/21 121/5 121/11 121/15 121/25 122/22 123/4 123/24 129/8 136/13 136/15 136/20 136/22 137/6 137/17 137/22 137/24 137/24 138/3 138/9 138/24 140/22 144/19 145/9 146/2 146/24 148/3 148/23 149/19 151/2 152/4 152/6 152/8 152/11 155/4 163/25 166/16 167/2 170/2 170/9 172/5 173/19 174/1 174/5 174/15 180/4 182/15 199/8 199/9 199/14 199/20 200/5 201/5 210/6 210/7 212/10 217/2</p> <p>applied [7] 34/7 47/2 152/1 155/17 164/14 177/2 183/23</p> <p>apply [6] 54/22 55/23 93/19 139/5 139/24 161/24</p> <p>applying [4] 70/17 141/25 157/10 157/13</p> <p>appreciate [6] 9/21 113/14 126/7 137/14 150/25 164/19</p> <p>apprised [1] 184/20</p> <p>approach [2] 105/19 201/4</p> <p>appropriate [4] 11/1 110/9 217/3 218/1</p> <p>appropriately [1] 167/9</p> <p>approval [1] 44/12</p> <p>approved [1] 209/14</p> <p>approximately [5] 19/18 23/1 63/14 110/5 200/1</p> <p>April [3] 17/20 69/12 69/21</p> <p>Archos [1] 220/20</p> <p>are [91] 4/9 4/11 4/11 4/12 10/20 11/20 12/5 12/14 13/13 14/4 17/11 19/8 30/21 31/3 38/4 39/24 41/9 42/9 43/6 59/5 59/5 61/22 67/14 80/20 97/17 102/3 104/24 106/4 107/13 108/10 108/21 111/15 111/17 112/13 121/24 124/14 126/5 127/2 129/18 130/7 130/25 131/2 131/20 131/20 132/12 132/14 132/15 133/22 134/22 134/23 134/23 135/3 135/15 135/18 135/19 139/11</p>	<p>150/21 150/23 152/3 152/6 154/3 161/22 167/17 171/15 181/21 181/21 191/5 193/5 195/5 196/16 197/8 197/18 201/21 202/1 202/2 202/3 202/4 202/18 206/3 206/4 206/9 216/3 216/10 216/15 217/22 218/15 219/15 220/9 221/1 221/6 221/11</p> <p>area [5] 66/18 70/23 184/24 210/25 218/8</p> <p>areas [8] 28/24 72/8 120/20 190/15 201/9 210/16 210/21 210/22</p> <p>aren't [1] 129/4</p> <p>ARGER [1] 2/11</p> <p>argue [1] 7/23</p> <p>argument [2] 28/5 134/5</p> <p>argument that [1] 28/5</p> <p>argumentative [6] 56/21 107/16 126/21 129/10 147/11 147/25</p> <p>around [11] 24/4 62/15 64/14 84/9 89/19 96/19 99/25 143/22 168/21 169/11 178/25</p> <p>arranged [1] 25/12</p> <p>arrangement [1] 36/19</p> <p>articles [3] 194/21 194/22 196/25</p> <p>arts [1] 17/6</p> <p>as [200] 5/7 5/7 5/12 6/8 6/15 8/5 8/18 8/22 8/22 9/6 9/12 12/2 12/10 13/8 13/23 13/25 16/9 16/11 16/12 17/20 17/25 21/17 21/21 22/5 22/6 24/25 25/24 28/14 30/12 32/2 32/3 32/6 32/7 32/9 34/4 34/8 34/14 35/8 35/9 35/18 36/11 36/20 39/5 39/5 39/19 39/23 42/11 42/11 43/14 45/16 49/6 50/23 50/24 50/24 51/18 53/8 54/17 55/8 56/4 56/10 56/16 56/19 57/2 57/7 57/8 57/23 58/12 59/9 60/16 61/3 61/5 62/12 62/18 63/25 64/1 66/22 67/3 69/10 69/12 69/18 71/9 71/16 73/4 73/4 73/9 73/22 73/23 73/23 73/25 73/25 74/24 75/13 75/13 76/14 78/21 78/24 78/25 91/1 91/24 91/25 92/9 92/23 93/12 93/12 96/12 96/14 96/17 100/14 100/16 104/7 104/13 107/11 109/6 109/10 109/10 110/23 110/24 112/22 113/3 113/3 114/18 116/6 116/14 119/2</p>	<p>119/18 119/25 120/23 120/23 122/24 124/22 124/22 128/6 130/15 131/7 133/1 133/23 133/25 135/7 136/1 136/6 136/14 140/8 141/3 141/5 141/23 141/23 142/23 143/23 144/1 147/8 147/8 147/25 151/19 151/19 152/23 152/23 155/13 155/13 156/6 157/19 158/2 158/2 160/15 164/3 180/17 181/14 184/9 195/20 198/18 199/7 200/20 201/20 202/22 205/7 205/22 206/10 206/16 208/1 208/8 208/10 208/10 208/12 208/23 208/23 210/19 210/19 210/21 213/7 213/18 213/20 213/20 215/10 215/13 215/13 216/4 218/4 219/25 221/5 221/10 221/12</p> <p>ask [38] 5/9 5/19 12/14 14/17 28/3 38/15 40/25 41/10 41/11 49/7 54/5 60/23 62/18 71/16 73/20 74/18 77/17 83/21 96/19 111/22 113/22 113/23 116/23 117/23 121/13 126/16 127/13 135/6 138/14 141/10 145/22 164/16 175/17 182/19 183/21 202/15 221/6 221/19</p> <p>asked [37] 4/11 9/11 14/12 46/22 54/20 60/7 70/17 86/24 86/24 87/25 94/11 101/9 102/11 102/25 112/4 113/15 121/11 121/13 122/14 122/22 136/9 138/15 141/18 143/1 143/16 144/22 146/8 148/16 149/8 152/16 153/6 184/17 186/5 189/2 189/10 195/17 205/16</p> <p>asking [29] 10/23 37/1 40/4 46/24 50/12 50/13 52/21 94/16 107/8 110/15 110/16 110/18 138/6 138/7 153/7 153/9 159/9 161/22 164/20 179/7 179/10 180/8 191/7 195/18 195/25 196/12 206/12 214/14 221/21</p> <p>aspect [2] 109/17 169/1</p> <p>aspects [2] 20/25 201/14</p> <p>assess [1] 141/9</p> <p>assessing [1] 176/13</p> <p>assessment [2] 74/7 74/20</p>	<p>asset [3] 34/15 207/18 208/12</p> <p>assets [32] 42/24 45/5 45/8 51/3 51/9 53/15 53/15 142/16 142/17 142/24 146/22 148/25 149/19 153/10 154/23 205/18 205/18 207/5 207/19 207/20 208/1 208/4 208/6 208/13 208/17 210/22 211/1 211/2 211/5 212/15 212/25 213/6</p> <p>assigned [2] 87/18 99/8</p> <p>assigning [1] 98/4</p> <p>assignment [2] 70/6 72/3</p> <p>assignments [2] 71/3 74/21</p> <p>assist [1] 186/7</p> <p>assistant [9] 17/18 17/21 59/12 60/12 69/10 69/11 69/13 183/17 215/23</p> <p>associate [1] 215/6</p> <p>associate's [6] 17/1 17/4 17/8 20/10 161/23 214/21</p> <p>associated [1] 155/14</p> <p>associates [1] 17/11</p> <p>assume [11] 7/25 21/4 43/22 44/12 68/18 73/22 85/18 87/3 125/11 133/20 211/1</p> <p>Assumes [2] 45/9 161/4</p> <p>assuming [6] 28/5 28/9 64/24 65/4 65/7 157/15</p> <p>assumption [1] 55/16</p> <p>assurance [3] 144/7 146/6 146/15</p> <p>at [177] 6/5 6/6 8/12 8/23 8/24 12/14 13/3 19/11 19/14 20/2 21/6 22/12 22/15 24/7 24/14 25/4 25/18 29/12 29/16 33/1 35/1 36/13 37/13 37/25 38/16 38/20 38/22 39/4 40/1 43/15 45/23 47/1 47/14 48/11 48/12 51/22 52/3 56/3 56/7 56/24 57/3 58/12 59/15 60/15 61/6 61/6 61/9 61/15 62/21 64/14 65/13 66/13 67/3 70/21 74/6 75/18 77/3 81/4 83/1 86/14 87/11 89/15 90/24 91/9 92/23 95/16 95/19 96/12 97/5 97/25 99/12 99/23 99/25 101/20 103/10 103/11 104/18 104/25 105/3 106/3 108/23 112/12 113/9 114/6 114/14 114/22 115/7 115/13 116/21 118/7 118/9 120/2 123/10 125/21 126/8 131/7 131/12</p>	<p>133/5 133/9 133/9 133/15 134/2 135/2 135/11 135/13 136/17 139/3 139/22 140/18 142/10 142/14 144/18 144/19 144/19 145/9 145/10 146/24 148/3 150/15 151/20 152/19 154/3 154/5 154/6 154/8 154/11 155/13 157/23 158/16 160/23 162/1 162/5 165/4 165/19 166/18 166/23 169/19 170/11 171/19 173/2 174/4 175/3 175/24 180/12 180/12 184/13 184/20 186/18 187/25 188/1 188/24 189/4 189/17 194/19 194/19 196/19 197/18 200/6 202/7 202/17 203/18 205/1 206/16 207/5 207/6 207/7 207/22 208/17 209/17 210/6 212/24 214/1 215/3 215/5 216/11 217/13 222/12</p> <p>attached [4] 27/6 114/14 115/20 151/18</p> <p>attachment [54] 114/12 114/14 114/20 115/4 115/13 115/19 115/23 116/6 117/1 117/6 117/17 117/18 118/20 119/18 123/10 123/19 124/1 174/2 180/4 190/8 190/8 190/24 190/24 191/4 191/12 191/15 191/20 191/22 191/23 191/24 192/4 192/8 192/9 192/10 192/20 193/4 193/4 193/9 195/6 195/18 196/1 196/16 196/20 196/20 197/2 197/5 197/10 204/15 204/18 204/19 206/17 206/22 206/23 206/24</p> <p>Attachment A [2] 191/23 192/20</p> <p>attachments [5] 116/14 191/17 193/21 195/10 206/15</p> <p>attempt [2] 77/22 146/5</p> <p>attend [6] 83/16 83/18 90/24 220/1 222/9 222/10</p> <p>attention [4] 18/17 18/21 185/1 206/8</p> <p>attest [1] 113/11</p> <p>attestation [4] 27/14 29/1 180/4 206/20</p> <p>attorney [5] 25/11 88/10 88/12 88/13 137/10</p> <p>attorneys [1] 27/10</p> <p>audible [1] 16/5</p> <p>audio [3] 8/20 40/12</p>
--	--	---	---	--

<p>A</p> <p>audio... [1] 223/4</p> <p>AUDIO-VISUAL [1] 223/4</p> <p>audit [2] 152/24 194/4</p> <p>audited [1] 20/22</p> <p>auditing [2] 70/23 91/21</p> <p>audits [1] 134/4</p> <p>August [6] 18/6 64/15 64/25 65/1 65/2 65/4</p> <p>authority [1] 134/3</p> <p>AV [1] 8/17</p> <p>available [12] 4/17 4/18 12/24 56/25 58/8 113/1 113/4 124/24 136/4 146/22 211/24 212/21</p> <p>average [14] 107/1 150/17 151/13 151/15 155/13 160/10 160/13 160/19 162/10 173/11 173/14 198/22 200/2 211/13</p> <p>avoid [1] 57/14</p> <p>award [1] 154/20</p> <p>awarded [1] 79/16</p> <p>aware [23] 23/21 42/25 75/17 78/18 91/18 93/19 97/17 102/1 113/24 114/10 114/11 121/5 121/10 121/11 121/14 121/20 121/21 121/24 189/12 216/12 216/16 218/15 218/25</p> <p>away [1] 181/19</p> <p>awful [1] 160/5</p>	<p>34/14 37/19 48/24 49/3 91/22 92/6 113/4 119/13 148/24 149/4 149/20 149/23 150/3 150/7 150/8 151/4 151/4 152/14 152/25 153/17 153/22 155/1 155/4 155/9 156/3 197/5 207/2 208/8 211/7</p> <p>bad [1] 187/21</p> <p>badly [1] 86/24</p> <p>balance [10] 46/2 73/25 74/3 149/24 208/13 208/18 208/18 209/1 209/3 218/9</p> <p>Ballpark [1] 215/1</p> <p>bank [22] 27/5 27/17 28/6 28/9 28/16 29/9 29/11 29/12 29/15 29/16 29/18 29/24 30/14 34/12 45/25 49/9 50/14 113/13 148/25 149/23 151/17 178/11</p> <p>barring [1] 10/25</p> <p>BAs [1] 17/9</p> <p>base [3] 75/19 75/23 76/10</p> <p>based [45] 8/19 43/18 53/2 63/22 74/8 75/2 76/1 91/4 95/12 104/5 111/6 113/6 119/12 120/23 127/3 129/6 129/16 129/21 137/23 140/9 141/25 148/7 149/16 150/13 150/19 155/8 155/21 157/4 160/14 160/20 161/21 162/17 167/18 172/11 174/2 175/9 175/11 175/13 175/20 176/10 207/12 211/23 212/4 212/5 214/2</p> <p>basically [2] 58/11 211/16</p> <p>basis [2] 22/22 216/6</p> <p>Bates [6] 114/22 115/11 166/19 182/1 201/21 201/24</p> <p>be [224]</p> <p>beat [2] 105/10 105/10</p> <p>because [72] 4/24 6/14 6/20 6/24 7/6 7/9 7/25 8/1 9/11 9/12 11/12 13/13 15/16 17/2 21/6 28/13 29/11 29/11 30/13 30/14 39/25 51/5 51/13 57/11 57/19 58/8 60/9 63/25 64/14 66/2 76/18 81/9 82/12 83/12 90/13 90/23 96/8 99/4 104/14 109/22 116/24 120/2 120/11 124/17 125/13 132/14 132/21 133/16 134/2 134/24 135/23 140/20 141/11 146/19 153/6 153/21 155/20 173/20 173/20 183/23 185/7 195/1</p>	<p>196/10 203/2 203/10 203/13 205/21 210/19 211/16 212/24 213/6 217/18</p> <p>been [62] 6/17 9/4 12/5 16/11 21/14 21/17 21/22 21/24 22/1 23/25 28/18 29/19 29/20 38/5 41/10 54/24 55/20 56/8 56/14 57/19 58/2 58/6 58/7 58/9 63/16 65/5 66/1 66/8 67/5 68/12 70/4 81/12 84/11 88/1 88/8 90/14 92/20 96/25 101/10 101/22 104/16 109/24 120/18 127/14 127/16 127/17 131/11 132/16 132/22 140/20 148/24 148/24 168/11 180/21 180/24 181/2 188/9 191/9 195/4 196/11 199/10 220/22</p> <p>before [25] 1/11 5/17 11/9 13/23 14/11 15/10 16/3 24/4 45/19 64/9 64/11 66/4 66/24 67/5 68/2 74/18 84/10 89/17 104/9 132/11 132/19 186/4 198/8 217/14 222/2</p> <p>began [2] 72/19 76/14</p> <p>beginning [2] 114/7 184/13</p> <p>behalf [6] 34/17 197/1 198/4 219/12 219/16 219/24</p> <p>behind [5] 65/14 125/3 184/4 184/25 187/14</p> <p>behold [1] 56/15</p> <p>being [24] 8/16 8/23 10/16 10/17 16/11 19/17 32/2 32/3 70/21 102/18 102/18 114/4 123/24 129/6 151/25 152/3 152/23 174/2 180/9 188/21 195/15 208/23 218/10 221/12</p> <p>belief [2] 12/13 132/24</p> <p>believe [73] 4/16 7/2 8/5 23/2 23/9 28/13 32/5 32/15 39/5 46/6 54/19 58/25 60/19 62/3 63/1 64/13 64/13 67/25 68/14 70/5 72/2 72/20 72/25 73/2 80/3 80/16 81/19 82/18 82/23 82/25 82/25 86/9 86/12 88/8 90/13 91/5 91/10 93/11 95/1 96/1 108/1 108/22 109/16 113/15 114/7 118/6 120/18 120/18 132/14 132/24 146/18 153/5 153/12 157/12 157/24 158/14 164/1 164/9 164/13 168/17 171/15 173/10 175/17 178/16 179/14 188/3 191/20 195/2 198/7 203/24 205/16</p>	<p>216/1 220/25</p> <p>believed [1] 96/2</p> <p>below [1] 176/3</p> <p>BENCH [1] 1/13</p> <p>benefit [2] 78/5 109/15</p> <p>besides [1] 108/7</p> <p>best [5] 9/6 16/7 16/8 79/22 216/4</p> <p>better [9] 8/6 10/10 28/4 51/21 82/9 82/9 82/10 139/1 149/24</p> <p>between [30] 10/17 13/25 23/4 51/19 78/24 80/9 80/17 80/22 80/23 80/24 87/10 99/11 107/1 107/3 107/4 116/4 116/10 146/4 148/20 151/2 151/16 151/19 153/9 155/18 155/19 157/5 187/17 187/17 188/15 211/22</p> <p>Beyond [4] 127/7 127/22 128/11 129/13 10/21 38/12 39/22 42/9</p> <p>Bice's [1] 12/3</p> <p>bid [2] 181/9 181/10</p> <p>bidding [5] 180/25 181/1 181/3 181/5 181/21</p> <p>bids [2] 181/12 199/13</p> <p>big [2] 63/4 97/8</p> <p>billion [1] 153/19</p> <p>binder [3] 72/18 106/2 108/16</p> <p>bit [6] 12/19 71/12 104/17 143/22 169/17 199/3</p> <p>Black [1] 58/25</p> <p>blah [5] 179/21 179/21 179/21 179/21 179/21</p> <p>blank [4] 105/3 109/9 122/20 122/21</p> <p>block [1] 48/12</p> <p>board [56] 26/12 29/13 29/17 30/17 31/23 44/21 54/15 54/18 54/23 55/5 55/13 55/18 56/1 56/5 56/10 56/11 56/17 56/19 56/20 57/3 57/7 58/12 60/14 60/16 61/2 61/3 71/10 92/7 92/9 106/20 117/22 132/19 160/20 177/2 189/18 190/9 192/1 192/6 192/23 192/24 193/8 195/9 195/19 196/15 197/11 205/22 206/1 206/3 206/10 206/19 206/21 206/25 207/3 207/9 214/11 217/3</p> <p>boards [1] 56/15</p> <p>boats [1] 208/1</p> <p>book [1] 108/2</p> <p>books [1] 20/22</p> <p>both [16] 17/11 34/3 34/8 34/10 51/20 70/24 149/19 149/21 151/13</p>	<p>151/13 156/25 199/10 220/9 220/10 220/14 220/15</p> <p>bottom [5] 25/18 110/5 112/13 142/14 165/23</p> <p>Boulevard [1] 128/17</p> <p>box [2] 114/25 118/7</p> <p>bracket [1] 176/9</p> <p>brackets [2] 176/10 176/15</p> <p>break [6] 27/16 40/14 40/18 55/8 65/4 95/19</p> <p>breakdown [3] 142/20 153/1 203/20</p> <p>breaking [4] 90/23 152/1 187/21 194/14</p> <p>breath [1] 126/17</p> <p>briefly [2] 24/3 61/10</p> <p>bring [3] 73/9 100/23 101/3</p> <p>bringing [4] 13/3 87/11 97/23 98/3</p> <p>brings [1] 56/8</p> <p>broke [1] 160/12</p> <p>brought [4] 11/18 18/21 73/23 132/19</p> <p>budget [14] 104/1 106/18 139/23 139/23 139/25 140/8 140/20 141/7 142/21 142/21 142/22 198/20 198/23 209/18</p> <p>budgeted [1] 210/2</p> <p>budgets [2] 70/1 140/18</p> <p>building [2] 97/6 135/1</p> <p>bullet [5] 170/4 170/12 171/13 171/23 175/24</p> <p>BULT [1] 2/2</p> <p>bunch [3] 6/17 57/18 96/5</p> <p>bundled [1] 217/16</p> <p>business [54] 17/5 17/6 17/6 20/25 27/8 27/11 30/13 43/14 44/8 44/9 44/13 51/5 51/6 51/10 53/21 54/7 59/15 103/25 104/5 104/5 105/5 111/3 111/3 111/15 113/6 113/8 125/12 128/25 137/9 139/13 139/18 140/21 158/1 158/4 158/7 158/9 158/9 158/10 158/13 158/19 159/3 159/14 159/17 159/25 159/25 161/12 170/22 177/10 185/20 185/21 193/17 196/8 211/10 214/22</p> <p>businesses [4] 20/14 20/17 111/7 111/15</p> <p>but [176] 4/17 4/20 4/23 5/5 5/6 5/22 7/13 7/23 8/10 8/18 9/2 10/14 11/6 12/7 12/10 12/18 13/1 14/21 15/1 15/2 15/23 21/7 22/16 24/16 24/21 25/9 29/24</p>
<p>B</p> <p>B.A [1] 163/2</p> <p>bachelor's [2] 17/3 161/23</p> <p>back [57] 15/11 23/12 31/15 48/11 48/25 53/19 63/20 63/20 64/2 66/24 67/19 68/1 73/13 80/16 87/12 94/11 95/17 95/21 95/21 96/9 97/22 100/19 104/6 107/20 107/21 107/21 115/21 123/9 124/18 135/23 148/20 156/8 164/17 169/17 179/1 182/15 182/18 182/24 185/4 185/10 185/12 185/13 185/16 186/1 186/7 186/9 186/22 186/24 188/8 188/22 192/13 200/16 201/9 203/1 205/1 215/3 215/7</p> <p>backed [4] 27/13 82/2 113/13 152/15</p> <p>background [7] 16/15 20/9 20/15 69/5 70/5 141/6 159/2</p> <p>backup [34] 26/21 26/22 29/14 32/1 34/11</p>				

B	179/8 183/16 185/13 186/17 206/8 can [105] 4/22 5/18 7/21 7/21 8/9 9/6 9/8 13/12 13/13 13/24 16/15 17/10 18/23 18/23 18/25 19/18 27/3 32/7 36/22 38/4 38/15 38/16 40/12 41/22 44/18 45/15 51/9 51/21 52/8 58/21 62/20 63/20 64/11 64/18 64/20 64/20 64/23 65/16 67/2 68/1 71/12 76/17 88/11 89/23 90/25 93/7 96/2 96/23 102/24 102/25 103/11 103/21 106/17 106/22 108/3 108/4 109/14 109/16 109/20 110/8 114/14 118/6 123/10 125/4 126/17 126/20 130/7 130/10 131/24 133/7 137/3 137/11 142/16 143/7 144/10 145/10 153/21 154/20 155/12 160/17 164/14 165/17 169/5 170/13 189/13 190/4 192/15 192/17 193/10 196/5 197/1 197/21 202/3 203/8 205/11 205/24 207/23 208/17 210/7 210/8 211/21 219/8 219/10 219/20 220/6 can't [15] 15/7 31/1 31/14 40/8 108/2 108/16 137/1 151/12 158/15 162/4 163/9 179/16 184/18 194/14 203/3 cannabis [4] 216/2 216/4 216/11 216/13 canned [1] 137/9 cannot [20] 42/22 45/6 45/14 65/12 65/19 67/1 87/12 97/21 97/22 108/12 118/22 138/2 138/12 139/3 149/22 149/22 163/17 163/17 173/14 184/12 capable [1] 76/10 capacity [2] 17/17 198/18 capture [2] 118/17 193/15 captured [2] 190/25 192/8 captures [1] 191/16 capturing [1] 193/16 cards [1] 196/8 care [2] 62/17 138/9 career [5] 17/24 181/6 181/14 199/7 199/11 Carol [1] 97/21 carrying [1] 133/21 cars [1] 208/1 Carson [7] 16/18 16/18 22/18 65/9 66/17 68/13	84/8 case [16] 1/5 7/3 7/5 9/3 10/5 47/17 50/12 53/21 56/9 57/10 81/12 101/11 101/22 118/6 131/7 133/23 cases [1] 61/23 cash [27] 27/11 27/12 30/13 34/3 34/8 34/15 34/20 35/5 35/17 48/18 48/19 48/23 51/9 52/6 104/3 113/6 113/7 113/7 113/11 113/12 113/17 146/22 212/17 212/21 213/8 213/8 213/10 cash-based [1] 113/6 catch [1] 105/24 categories [9] 61/20 61/22 62/2 103/7 112/9 112/13 112/18 124/23 143/11 Caucasian [2] 59/17 202/21 cell [9] 24/8 24/14 24/16 24/18 24/21 24/24 25/8 197/17 197/23 Center [4] 130/19 130/20 130/22 198/4 centered [1] 24/4 certain [13] 10/18 61/19 63/3 124/21 138/8 142/17 142/17 176/7 200/12 201/1 201/2 201/6 210/16 certainly [5] 8/3 8/9 9/5 13/7 123/10 certification [7] 32/9 32/14 34/8 35/6 166/15 171/11 222/13 certifications [2] 215/11 215/11 certified [7] 27/13 31/25 34/16 34/22 178/12 178/21 215/13 certify [2] 27/10 223/3 certifying [1] 31/8 cetera [1] 180/15 chairs [1] 135/22 chance [1] 96/23 change [7] 42/17 62/11 81/10 93/25 167/13 169/7 169/9 changed [6] 17/2 24/22 167/18 168/9 168/10 168/18 changes [2] 9/25 10/3 changing [3] 168/16 168/20 172/12 characterization [2] 201/2 201/4 charge [2] 167/4 210/16 chart [3] 142/4 190/20 193/16 CHATTAH [3] 2/2 131/23 133/13 check [13] 41/23 52/5	52/18 95/23 95/23 95/23 183/20 192/14 193/20 193/20 193/20 204/3 218/9 check-off [2] 52/18 192/14 checked [2] 57/25 59/14 checking [1] 196/20 checkmark [1] 210/23 checkpoints [1] 95/14 China [1] 158/11 choice [1] 69/21 Chris [1] 112/3 CHRISTIANSEN [5] 2/3 14/11 15/9 219/12 220/6 Christiansen's [1] 221/13 chronological [1] 100/2 circulate [1] 134/13 circulated [1] 132/22 city [7] 16/18 65/9 66/17 68/13 118/25 120/5 127/17 claimed [1] 154/25 claiming [1] 149/19 claims [3] 131/7 131/8 153/17 CLARENCE [1] 2/12 clarification [12] 46/22 54/21 55/2 62/19 62/22 65/17 73/12 77/17 85/7 134/12 183/23 203/12 clarify [4] 60/6 90/17 203/8 205/17 clarifying [4] 113/10 118/16 182/19 188/17 CLARK [6] 1/2 4/1 94/7 120/6 126/3 127/21 classes [3] 71/24 83/25 215/10 cleaned [1] 68/15 clear [10] 35/16 55/22 58/24 104/17 111/21 132/13 155/7 193/23 207/14 221/14 clearly [3] 51/15 105/15 211/19 clerk [21] 67/18 87/12 97/23 98/23 100/4 100/12 100/16 100/20 100/23 100/25 167/1 167/5 182/13 182/16 182/17 182/20 183/1 183/17 184/1 217/15 217/19 client [2] 133/1 221/11 clients [2] 130/25 133/1 close [3] 14/16 15/6 23/19 closed [3] 97/11 184/4 184/25 code [5] 164/3 164/11 164/20 164/23 165/3 codes [1] 121/2 coding [1] 59/24	colleagues [3] 113/22 164/22 172/25 collect [1] 26/21 collected [2] 68/16 68/17 collecting [1] 69/23 collective [1] 9/23 college [9] 162/8 162/11 162/22 162/24 162/25 163/6 163/6 163/6 163/7 colloquy [4] 53/10 138/20 160/4 166/10 Columbia [1] 213/3 column [2] 59/10 103/14 columns [1] 142/15 combined [1] 217/18 come [27] 13/24 18/17 38/20 40/25 57/18 73/12 80/10 82/16 85/6 115/5 132/7 137/23 145/8 168/14 178/23 180/9 182/24 183/20 184/3 185/10 185/19 185/23 185/25 186/7 191/14 211/10 221/18 comes [3] 11/10 159/2 211/7 comfortably [1] 97/9 coming [12] 9/3 23/13 41/6 63/2 63/7 63/9 63/25 67/9 71/10 77/6 104/4 170/9 Comment [1] 44/19 comments [3] 12/3 44/24 44/25 commingle [1] 99/12 commingled [1] 79/18 Commission [8] 131/11 132/20 133/8 133/10 133/16 133/25 134/1 222/5 Commission's [1] 134/3 commissioner [1] 133/9 commit [1] 36/11 commitment [12] 26/25 27/8 27/18 28/19 29/25 35/19 36/14 36/21 52/5 178/12 178/22 179/9 committed [16] 22/19 26/14 28/7 28/11 29/3 31/8 31/19 31/23 32/3 34/13 82/8 106/19 179/13 179/19 180/6 180/18 commonsense [1] 148/10 communicate [1] 189/1 communicated [3] 186/9 187/18 187/18 communication [4] 78/14 101/7 184/19 186/25 communications [2]
C	cabinet [1] 99/24 cabinets [1] 100/19 calculate [1] 163/12 calculating [2] 169/13 208/7 calculation [4] 55/15 60/3 60/13 82/10 call [4] 51/16 92/12 123/5 197/16 called [2] 16/11 112/9 Calls [1] 218/18 came [27] 58/24 64/14 66/14 66/17 75/24 84/9 86/9 86/10 96/11 96/20 107/23 120/24 122/20 158/19 163/10 164/10 164/22 165/8 165/9 165/10 167/23 176/19			

<p>C</p> <p>communications... [2] 78/18 188/14</p> <p>community [2] 51/17 213/15</p> <p>companies [2] 23/11 82/17</p> <p>company [8] 34/17 42/21 46/24 48/1 48/12 92/9 137/12 218/24</p> <p>company's [1] 31/25</p> <p>comparable [1] 76/10</p> <p>compare [1] 172/24</p> <p>compared [3] 104/2 169/1 170/18</p> <p>comparing [2] 144/16 144/18</p> <p>comparison [1] 106/18</p> <p>compelled [1] 4/21</p> <p>compelling [1] 219/25</p> <p>competence [1] 75/3</p> <p>competent [1] 76/2</p> <p>competitive [4] 180/25 181/1 181/3 181/5</p> <p>compilation [2] 105/17 172/20</p> <p>compile [1] 82/3</p> <p>compiling [1] 192/14</p> <p>complaining [1] 210/13</p> <p>complaints [1] 78/12</p> <p>complete [22] 72/3 74/21 81/21 81/24 82/13 82/15 100/14 103/25 117/24 119/3 121/4 121/14 121/22 121/23 121/25 122/2 123/13 156/5 168/25 190/20 201/10 202/5</p> <p>completed [15] 66/8 66/10 67/11 76/13 76/19 87/25 96/13 105/4 109/7 109/9 118/21 170/17 191/23 196/19 217/15</p> <p>completely [2] 10/25 122/20</p> <p>completing [1] 200/16</p> <p>complied [2] 218/1 218/2</p> <p>components [4] 120/21 193/14 193/21 194/5</p> <p>composite [1] 80/11</p> <p>computed [1] 217/17</p> <p>compulation [2] 148/11 162/19</p> <p>computers [3] 101/3 101/6 182/17</p> <p>concern [6] 40/9 43/15 44/3 44/8 51/5 133/18</p> <p>concerned [3] 29/1 78/14 116/2</p> <p>concerns [3] 9/6 78/12 133/19</p> <p>conclusion [3] 121/6 121/16 122/3</p> <p>conditionally [1] 29/3</p>	<p>conditions [1] 13/20</p> <p>conduct [3] 101/24 102/3 185/20</p> <p>conducted [1] 131/17</p> <p>conference [1] 97/7</p> <p>confidential [1] 78/21</p> <p>confidentiality [3] 98/18 99/16 100/2</p> <p>confirm [5] 106/20 143/25 169/24 170/2 195/14</p> <p>confirmation [3] 44/22 106/19 180/15</p> <p>confirmed [5] 170/22 171/2 171/5 171/8 171/11</p> <p>conflict [1] 132/25</p> <p>confusing [2] 108/24 196/11</p> <p>confusion [1] 10/19</p> <p>connected [3] 37/4 37/5 102/2</p> <p>connection [7] 31/1 51/24 70/19 98/10 186/24 218/15 219/1</p> <p>connection's [1] 201/11</p> <p>connections [1] 18/22</p> <p>Connor [11] 88/4 88/5 88/7 88/21 88/23 88/25 136/10 136/12 136/14 136/23 137/18</p> <p>Connor's [2] 89/4 136/18</p> <p>consider [9] 47/8 61/2 113/5 124/22 167/15 175/11 175/13 207/23 219/2</p> <p>consideration [1] 43/1</p> <p>considered [17] 28/15 29/20 32/2 32/3 54/7 62/12 79/15 112/9 119/1 120/6 122/24 143/6 167/6 202/25 205/6 207/13 207/19</p> <p>considering [1] 158/19</p> <p>consistency [10] 37/12 57/22 72/24 72/25 73/3 98/20 141/23 152/1 155/16 177/1</p> <p>consistent [15] 10/3 57/20 72/25 73/2 73/16 83/2 133/24 150/24 160/20 186/17 190/17 201/15 212/9 217/2 217/8</p> <p>consistently [3] 153/1 164/14 211/20</p> <p>contact [9] 77/19 77/23 78/1 78/14 88/25 95/4 170/5 170/5 170/6</p> <p>contacted [7] 18/20 19/9 19/11 19/14 19/19 19/21 20/1</p> <p>contacting [1] 18/18</p> <p>CONTAIN [1] 223/9</p> <p>contained [1] 197/17</p> <p>contemplated [1] 110/12</p>	<p>content [2] 5/11 220/19</p> <p>contents [4] 5/18 15/3 24/8 38/19</p> <p>contingency [9] 109/17 110/6 110/9 110/11 110/19 124/24 129/8 129/17 129/17</p> <p>continue [4] 59/2 63/8 63/24 66/19</p> <p>continued [4] 66/14 91/1 117/18 136/1</p> <p>continuing [2] 12/14 33/7</p> <p>contract [4] 19/5 23/7 181/5 181/10</p> <p>contracts [3] 23/3 181/13 199/14</p> <p>contribution [1] 214/10</p> <p>control [3] 25/19 144/7 146/6</p> <p>controlled [1] 37/10</p> <p>convention [1] 99/10</p> <p>conversation [8] 80/6 80/24 97/10 169/6 179/12 184/19 184/24 189/5</p> <p>conversations [18] 62/14 66/4 76/8 80/9 99/11 145/23 157/2 158/14 158/25 159/6 159/9 159/10 159/10 159/16 169/11 189/4 189/6 196/9</p> <p>conversely [2] 144/13 144/21</p> <p>cooperatively [2] 4/15 5/5</p> <p>coordinating [1] 10/20</p> <p>copies [2] 101/4 195/12</p> <p>copious [1] 168/13</p> <p>copy [3] 149/23 188/3 204/16</p> <p>corporate [2] 58/1 220/1</p> <p>corporation [1] 99/7</p> <p>correct [148] 17/11 17/12 18/3 18/4 21/12 21/13 21/24 22/11 22/22 22/23 24/20 25/15 25/16 26/1 26/2 27/1 27/2 27/17 30/1 30/6 30/7 30/18 31/12 32/4 32/14 33/18 34/9 35/19 35/20 36/4 36/5 36/15 36/16 45/7 47/15 47/20 49/4 49/12 50/15 51/1 55/15 58/13 58/14 61/4 65/10 68/22 68/23 68/24 68/25 69/2 85/5 92/1 97/4 97/14 98/13 98/14 100/5 100/6 101/14 102/20 105/23 109/25 118/12 118/15 121/2 121/3 123/11 123/21 125/15 125/20 129/21 141/6 141/7</p>	<p>141/14 141/21 145/4 146/23 147/21 148/2 148/8 156/1 161/3 164/3 164/7 170/19 170/23 170/24 171/24 171/25 172/2 172/3 172/13 172/22 174/4 174/6 174/10 174/11 174/12 174/17 174/18 174/20 174/21 175/7 175/8 175/22 176/1 176/2 176/11 176/16 176/17 176/21 177/7 177/8 177/11 177/12 177/23 177/24 178/19 183/10 187/7 187/22 188/12 188/13 191/5 198/9 198/10 198/15 199/4 199/5 202/12 202/13 202/19 202/20 202/23 205/13 205/20 206/20 206/22 207/10 208/19 209/2 209/17 210/24 214/6 215/15 215/16 218/14 223/3</p> <p>correctly [10] 144/13 144/15 144/17 144/20 145/10 145/11 204/5 206/5 211/11 216/22</p> <p>correspondence [1] 187/16</p> <p>corruption [1] 101/23</p> <p>cost [7] 125/11 127/3 128/3 128/5 128/18 174/9 211/10</p> <p>costs [5] 129/1 174/16 199/15 209/24 210/2</p> <p>could [85] 4/21 19/24 25/17 26/7 26/20 26/21 28/10 28/14 30/11 31/22 34/15 43/6 43/23 43/25 48/3 48/13 48/15 51/4 51/10 51/14 51/19 51/22 53/20 54/6 55/20 55/23 57/17 57/25 58/2 58/6 62/18 63/6 63/24 65/14 66/1 71/22 78/17 80/3 80/12 80/17 80/19 82/10 93/19 95/10 97/14 98/21 100/7 103/23 108/22 111/9 113/5 113/9 113/12 120/21 120/22 124/7 125/11 127/10 129/1 129/20 133/20 137/6 137/16 140/20 140/22 143/12 148/24 151/6 153/19 156/4 160/14 166/2 166/12 168/13 169/19 174/1 180/1 183/22 184/1 185/8 186/17 187/15 210/5 212/20 221/6</p> <p>couldn't [13] 27/22 29/18 29/22 62/1 63/21 73/10 80/13 122/9 138/11 146/21 146/22 182/8 183/17</p> <p>counsel [6] 3/7 3/10</p>	<p>11/7 12/1 12/22 133/1</p> <p>count [1] 131/25</p> <p>countries [1] 158/21</p> <p>county [13] 1/2 4/1 94/7 94/8 118/25 120/5 120/6 120/7 120/7 120/14 125/5 126/3 127/21</p> <p>couple [4] 23/2 97/19 118/16 213/4</p> <p>course [1] 8/23</p> <p>courses [1] 163/6</p> <p>coursework [1] 162/13</p> <p>court [12] 1/2 1/11 1/24 4/14 8/10 11/20 12/18 39/25 57/7 60/20 132/11 134/12</p> <p>Court's [3] 4/20 10/8 221/16</p> <p>cover [5] 52/9 52/14 106/21 206/17 211/5</p> <p>covered [3] 99/17 99/22 129/1</p> <p>coversheet [1] 217/16</p> <p>COVID [1] 13/23</p> <p>CPA [11] 20/10 20/12 27/9 28/8 31/19 31/22 34/13 137/10 137/18 139/1 139/11</p> <p>CPCM [1] 130/22</p> <p>CRAIG [1] 2/7</p> <p>create [1] 181/9</p> <p>created [3] 114/4 114/6 114/9</p> <p>creating [1] 10/19</p> <p>credit [7] 29/8 29/11 36/3 53/22 54/7 54/18 57/11</p> <p>criteria [34] 61/9 95/18 103/13 103/22 104/10 104/16 105/7 105/13 106/5 107/10 108/14 109/24 110/20 122/7 124/8 124/22 142/24 143/4 143/12 149/16 150/13 153/3 155/6 155/12 161/25 171/14 171/16 175/9 175/11 175/14 178/18 180/18 203/20 211/24</p> <p>Cronkrite [5] 13/1 13/8 13/15 86/5 86/8</p> <p>cross [15] 42/13 49/24 53/5 59/1 89/24 90/13 99/12 125/8 125/22 152/21 152/21 192/9 192/25 195/25 204/7</p> <p>cross-reference [5] 90/13 192/9 192/25 195/25 204/7</p> <p>cross-referencing [2] 89/24 125/22</p> <p>cross-talk [3] 42/13 49/24 125/8</p> <p>cross-walked [2] 152/21 152/21</p> <p>cultivation [1] 43/13</p> <p>current [6] 24/17 72/13 104/14 105/3 159/18</p>
--	---	--	---	--

C	162/22 162/24 163/7 163/7	170/7	151/12	divided [1] 162/18
current... [1] 181/22	degrees [6] 17/2 17/8 17/11 162/9 214/21 215/7	determine [10] 36/18 110/8 119/2 141/6 144/20 149/13 150/6 166/2 174/14 221/20	differently [1] 60/23	dividing [2] 81/25 211/23
currently [3] 24/25 157/7 157/8	demanding [1] 96/1	determined [2] 208/6 211/15	differs [1] 115/19	Division [4] 71/8 182/23 195/3 215/24
customary [1] 210/16	demographic [1] 202/18	determining [12] 79/16 110/19 119/24 139/24 156/21 166/6 180/9 191/2 197/11 207/20 208/17 211/5	direct [2] 137/21 185/8	do [232]
cut [4] 60/15 60/15 69/1 216/9	demographics [1] 127/20	detrimental [1] 132/15	directed [3] 57/13 183/12 184/11	doable [1] 81/25
cutting [1] 194/14	demonstrate [2] 106/18 162/10	developed [1] 126/4	direction [1] 187/4	doc [1] 38/7
D	demonstrates [1] 162/8	Development [1] 130/17	directly [3] 8/14 198/11 198/17	doctor [1] 13/18
D.O.T [4] 1/6 65/8 66/7 68/10	denied [2] 10/11 103/4	deviation [1] 167/21	director [3] 36/9 59/12 60/12	doctor's [2] 13/23 13/25
Damon [4] 86/19 86/21 86/25 87/3	DENNIS [1] 2/15	DHHS [2] 198/8 198/14	directors [5] 54/14 60/25 191/18 192/3 192/22	document [13] 5/8 5/12 5/18 25/19 109/6 118/13 123/15 154/9 159/19 190/25 191/15 208/9 212/19
Dan [1] 15/21	department [55] 17/22 17/23 18/1 18/21 19/6 19/9 19/11 19/13 21/9 22/17 37/5 69/19 70/21 71/2 71/7 78/13 78/17 83/15 83/18 83/21 84/8 87/6 87/9 87/21 97/19 98/2 98/3 100/23 105/12 113/25 114/4 116/13 116/25 122/1 123/25 130/23 132/19 136/17 140/8 140/15 140/19 142/3 142/19 143/9 163/14 181/15 182/9 187/12 189/9 196/6 198/1 199/22 199/23 215/16 215/22	dial [1] 51/21	disclosed [4] 60/1 132/16 156/19 210/23	documentation [31] 26/21 26/22 32/1 35/13 37/19 92/6 113/5 119/13 148/25 149/4 149/15 149/20 149/23 150/3 150/7 150/8 152/25 155/1 155/10 156/3 159/13 159/13 187/13 195/20 197/5 207/3 207/23 208/8 212/16 213/1 213/20
DANA [2] 223/12 223/16	depend [1] 185/6	DIANE [5] 2/19 182/10 182/18 182/20 195/4	disclosure [1] 214/12	documenting [2] 187/2 194/5
DANETTE [4] 16/9 16/10 91/1 136/1	dependent [1] 174/19	dictate [1] 129/8	disclosure [3] 37/18 56/3 157/4	documents [28] 4/11 4/12 25/25 30/19 30/21 31/24 34/14 38/3 38/4 38/8 38/16 40/24 72/1 72/18 94/9 151/14 160/15 179/2 181/8 194/10 194/10 195/8 195/21 195/22 196/2 196/17 201/21 202/1
dangerous [1] 11/22	depo [3] 5/5 90/5 160/7	did [287]	discrepancies [1] 218/13	does [19] 8/6 39/7 44/24 47/16 52/13 53/19 59/20 70/9 153/22 161/1 161/6 165/3 185/2 185/22 194/3 196/22 196/25 215/22 223/9
data [4] 25/8 25/12 25/13 140/21	depos [1] 4/16	didn't [55] 23/12 29/11 34/20 36/1 36/2 51/18 61/19 62/8 65/24 74/18 79/12 81/2 84/12 94/6 94/8 95/4 105/24 113/12 120/12 120/13 121/13 122/13 125/24 126/2 134/11 139/23 141/10 142/2 148/6 149/10 164/16 164/16 167/14 167/25 173/3 173/7 185/19 185/20 186/20 186/20 186/22 186/23 186/24 197/6 201/3 201/3 204/5 204/6 207/15 208/10 209/8 209/18 209/22 212/11 214/17	discretion [1] 211/6	doesn't [8] 44/9 66/17 121/22 154/11 165/5 168/10 190/19 210/20
date [20] 22/16 63/3 63/3 63/11 63/21 63/23 64/18 65/19 66/13 67/1 67/10 67/12 67/15 67/17 67/21 67/23 67/23 76/15 76/17 223/19	deposed [1] 24/3	didn't answer [1] 142/2	discretionary [1] 198/25	doing [18] 10/18 15/22 42/4 68/5 78/16 91/22 144/13 144/14 144/17 144/20 144/21 157/7 167/5 187/5 190/14 195/4 214/2 215/12
dated [1] 114/17	deposition [25] 4/3 9/24 12/20 12/22 24/23 15/11 16/4 16/9 24/15 38/3 39/5 41/17 58/22 59/3 89/7 90/2 90/4 90/7 91/1 130/1 136/1 188/1 210/12 210/14 219/5	differ [5] 103/23 115/22 127/3 127/3 155/18	discuss [7] 11/7 73/4 73/19 76/7 78/23 80/2 168/3	dollar [7] 29/23 126/2 149/25 154/20 155/8 176/13 198/22
dates [2] 65/12 65/18	DEPT [1] 1/5	difference [6] 51/19 116/6 116/10 127/19 145/16 153/9	discussed [11] 4/11 26/20 26/24 27/4 30/21 31/7 32/8 78/22 99/14 165/10 218/12	dollars [1] 153/20
DAVID [1] 2/14	deputy [7] 17/20 19/17 69/18 181/15 198/8 198/18 199/7	differences [2] 174/8 218/12	discussing [3] 39/24 70/4 218/6	don't [107] 5/1 5/14 6/3 7/2 7/2 7/25 10/3 11/23 12/17 14/22 15/1 15/2 15/3 22/15 30/4 30/19 35/1 39/5 40/2 41/12 42/21 44/10 47/5 47/11 47/12 47/16 48/10 50/10 50/10 51/12 52/19 54/1 55/13 55/14 61/12 62/7 63/6 64/17 65/13 65/18 66/9 66/9
day [21] 1/13 9/24 10/6 13/2 13/3 15/16 23/8 23/13 63/23 66/19 68/20 76/21 77/1 82/1 82/7 86/12 88/23 144/1 146/13 200/2 215/21	describe [1] 16/15	different [39] 11/6 23/3 29/14 34/11 35/3 36/19 51/2 51/8 51/13 55/17 61/23 71/5 94/12 94/18 104/17 110/13 111/4 116/14 117/1 124/1 125/4 125/11 125/12 129/21 135/9 136/6 151/6 168/2 173/18 173/25 174/15 187/20 202/8 202/10 210/7 217/14 220/23 220/25 221/14	discussion [8] 24/4 39/3 49/4 49/5 72/1 81/12 122/5 122/6	documentation [31] 26/21 26/22 32/1 35/13 37/19 92/6 113/5 119/13 148/25 149/4 149/15 149/20 149/23 150/3 150/7 150/8 152/25 155/1 155/10 156/3 159/13 159/13 187/13 195/20 197/5 207/3 207/23 208/8 212/16 213/1 213/20
days [7] 13/25 14/7 62/24 81/24 82/13 82/15 200/3	described [2] 99/4 201/12	differential [5] 151/4 151/6 151/7 171/18 172/16	discussions [1] 188/15	documenting [2] 187/2 194/5
deadline [7] 63/22 67/8 76/22 82/16 119/10 120/24 122/24	describes [1] 10/6	differentiation [1]	dismissed [1] 133/2	documents [28] 4/11 4/12 25/25 30/19 30/21 31/24 34/14 38/3 38/4 38/8 38/16 40/24 72/1 72/18 94/9 151/14 160/15 179/2 181/8 194/10 194/10 195/8 195/21 195/22 196/2 196/17 201/21 202/1
deadlines [2] 9/4 82/2	desktop [2] 62/6 165/20		disparity [3] 80/17 80/20 83/14	does [19] 8/6 39/7 44/24 47/16 52/13 53/19 59/20 70/9 153/22 161/1 161/6 165/3 185/2 185/22 194/3 196/22 196/25 215/22 223/9
deal [3] 221/5 221/23 221/24	detail [3] 105/19 134/2 154/13		dispensaries [2] 43/13 140/21	doesn't [8] 44/9 66/17 121/22 154/11 165/5 168/10 190/19 210/20
dealing [2] 106/7 161/1	detailed [1] 150/19		dispensary [18] 20/20 20/22 21/15 21/18 21/19 21/23 21/25 96/8 99/9 111/2 120/8 125/4 128/17 140/9 140/10 140/12 141/14 142/5	doing [18] 10/18 15/22 42/4 68/5 78/16 91/22 144/13 144/14 144/17 144/20 144/21 157/7 167/5 187/5 190/14 195/4 214/2 215/12
deals [2] 112/21 113/1	details [5] 13/19 169/24 170/2 170/5		disperse [1] 102/24	dollar [7] 29/23 126/2 149/25 154/20 155/8 176/13 198/22
December [4] 23/9 23/10 67/12 76/24			distant [1] 130/14	dollars [1] 153/20
decide [1] 130/10			DISTRICT [3] 1/2 1/11 213/3	don't [107] 5/1 5/14 6/3 7/2 7/2 7/25 10/3 11/23 12/17 14/22 15/1 15/2 15/3 22/15 30/4 30/19 35/1 39/5 40/2 41/12 42/21 44/10 47/5 47/11 47/12 47/16 48/10 50/10 50/10 51/12 52/19 54/1 55/13 55/14 61/12 62/7 63/6 64/17 65/13 65/18 66/9 66/9
decision [2] 10/8 216/8			dive [1] 108/2	
decisions [1] 102/19			diverse [1] 159/2	
deep [1] 126/16			diversity [40] 54/11 54/11 54/13 54/18 54/22 55/15 57/10 59/17 60/2 60/8 60/9 60/13 61/9 62/12 125/14 143/23 143/25 146/21 147/7 165/20 166/2 176/25 189/25 190/14 191/3 191/19 192/3 192/7 192/8 192/10 193/18 202/15 202/17 202/23 203/13 203/21 204/1 204/13 204/25 212/5	
defendant [1] 131/5			divide [1] 211/17	
defendants [2] 131/4 133/23				
DEFENSE [1] 2/10				
definitely [6] 45/15 51/19 76/18 80/10 91/11 209/20				
definition [11] 54/22 62/9 65/24 66/24 107/2 107/5 121/21 129/16 203/2 203/10 203/11				
degree [9] 16/25 17/4 20/10 139/16 162/11				

<p>D</p> <p>don't... [65] 67/10 67/17 67/20 67/20 68/14 76/17 76/17 76/25 80/4 81/23 82/12 82/25 83/8 83/8 88/10 96/25 101/20 110/21 114/2 116/9 116/9 116/11 116/19 117/10 119/20 124/6 124/14 124/14 131/25 132/21 133/17 133/23 133/25 134/25 134/25 138/9 151/12 153/11 157/14 159/5 159/18 159/19 164/1 164/9 164/13 165/9 170/8 184/18 186/1 186/4 186/6 188/5 189/3 189/4 190/4 196/18 196/18 197/25 205/3 209/3 210/20 210/21 213/5 216/3 219/15</p> <p>done [34] 12/6 12/24 14/14 23/2 58/2 58/6 58/7 63/16 65/5 67/13 67/22 82/8 82/10 99/23 108/10 126/6 133/9 145/10 145/11 148/5 148/7 148/12 148/13 159/17 169/24 170/8 170/9 170/10 173/22 184/4 184/6 184/7 196/11 210/9</p> <p>door [8] 63/7 63/9 82/16 97/6 97/11 135/23 184/5 184/25</p> <p>doors [1] 207/16</p> <p>Dorf [1] 220/20</p> <p>DOT [4] 160/23 201/21 201/23 201/24</p> <p>doublecheck [1] 65/3</p> <p>doubt [1] 159/22</p> <p>down [36] 4/21 9/19 11/9 13/12 27/16 41/3 55/8 55/25 56/9 59/10 66/17 87/10 93/5 97/5 97/23 98/4 100/24 118/25 132/7 149/5 151/1 152/2 152/12 160/12 170/12 178/9 178/11 182/24 183/22 184/2 184/3 185/19 185/20 186/21 188/16 214/17</p> <p>download [3] 25/8 25/13 182/16</p> <p>downloaded [1] 25/12</p> <p>Dr. [1] 14/24</p> <p>Dr. Jameson [1] 14/24</p> <p>draft [1] 133/18</p> <p>drafts [1] 199/3</p> <p>drill [4] 104/23 104/24 151/1 152/12</p> <p>drilled [1] 200/16</p> <p>drilling [2] 179/16 179/17</p> <p>drills [1] 63/25</p>	<p>drive [3] 37/6 98/11 195/23</p> <p>drives [4] 87/11 183/1 183/4 195/11</p> <p>drop [1] 161/24</p> <p>drug [1] 216/5</p> <p>dry [1] 216/9</p> <p>Dulce [2] 90/15 219/17</p> <p>duly [1] 16/11</p> <p>duplicate [1] 190/16</p> <p>during [52] 20/15 21/22 21/25 22/2 30/22 31/11 32/12 57/17 57/18 65/16 66/7 71/24 76/6 77/19 77/23 78/5 78/13 80/22 81/6 81/12 83/24 84/2 84/11 84/18 84/21 84/22 85/9 85/11 85/18 85/19 85/20 86/6 86/10 86/22 86/25 87/20 88/25 92/10 95/22 97/16 116/3 116/6 120/16 123/23 124/3 180/16 183/8 184/11 184/17 188/25 189/8 192/16</p> <p>duties [3] 71/4 87/13 132/25</p> <p>DZARNOSKI [4] 2/3 11/10 11/24 14/8</p>	<p>161/18 162/17 171/8 193/18 208/21 214/15 215/8</p> <p>educational [9] 16/15 157/7 160/15 161/20 161/21 161/22 162/3 166/6 176/20</p> <p>effect [3] 124/7 124/10 124/14</p> <p>eight [6] 13/25 45/3 69/18 82/7 193/24 205/14</p> <p>eight-hour [1] 82/7</p> <p>either [7] 18/24 60/24 120/12 131/14 131/16 188/6 218/25</p> <p>electronically [1] 37/7</p> <p>element [27] 53/14 53/15 53/15 103/22 104/10 105/12 106/4 107/5 107/10 107/13 107/15 108/13 108/22 109/18 109/24 110/19 110/23 112/2 112/21 113/1 143/2 151/15 154/6 154/19 156/12 160/25 165/4</p> <p>elements [11] 108/19 109/18 124/8 124/21 142/22 150/12 155/12 160/19 178/18 212/1 212/25</p> <p>elevated [2] 73/12 183/13</p> <p>eleven [1] 193/25</p> <p>ELIZABETH [1] 1/11</p> <p>else [30] 15/10 16/3 28/6 28/8 54/24 78/8 80/8 91/15 95/25 97/17 97/24 99/15 99/15 100/25 101/18 102/1 102/19 111/4 126/20 133/13 146/19 160/1 167/19 169/4 177/11 183/8 190/17 193/1 193/7 197/23</p> <p>else's [2] 144/16 167/25</p> <p>email [6] 6/11 14/24 39/9 186/22 186/24 187/16</p> <p>embellishments [1] 147/6</p> <p>emergency [1] 12/16</p> <p>employed [2] 102/2 216/15</p> <p>employee [11] 87/10 87/21 182/9 182/10 182/22 184/2 195/3 195/16 196/4 196/11 201/15</p> <p>employees [6] 83/15 83/18 83/22 87/6 97/19 195/16</p> <p>employment [3] 17/15 18/22 19/6</p> <p>employmentwise [1] 18/10</p> <p>end [8] 22/15 64/15</p>	<p>64/17 97/5 105/18 114/10 169/11 219/5 ended [3] 81/22 82/5 151/25</p> <p>ending [1] 46/2</p> <p>enforce [1] 10/23</p> <p>enforcement [4] 182/23 195/3 215/24 216/5</p> <p>engage [2] 101/23 101/25</p> <p>engaged [2] 102/2 180/24</p> <p>engagement [1] 23/5</p> <p>enhancements [1] 161/11</p> <p>enough [11] 4/6 4/8 8/24 31/14 46/16 65/23 66/14 67/23 97/8 126/24 152/10</p> <p>ensure [2] 46/23 212/7</p> <p>ensured [1] 217/13</p> <p>enter [1] 167/3</p> <p>entire [8] 12/11 17/24 49/11 87/20 200/15 200/18 200/19 200/20</p> <p>entirely [1] 12/4</p> <p>entirety [3] 67/2 120/25 206/14</p> <p>ENTITLED [1] 223/4</p> <p>entity [6] 206/2 207/1 207/7 207/8 218/24 223/10</p> <p>entry [1] 52/14</p> <p>environment [2] 4/25 37/10</p> <p>equals [1] 52/9</p> <p>equation [1] 165/23</p> <p>especially [5] 96/1 125/13 158/20 210/5 218/3</p> <p>ESQ [30] 2/2 2/2 2/3 2/3 2/4 2/4 2/5 2/5 2/6 2/6 2/7 2/7 2/8 2/10 2/10 2/11 2/11 2/12 2/12 2/13 2/13 2/14 2/14 2/15 2/15 2/16 2/16 2/17 2/17 2/19</p> <p>essentially [4] 98/12 118/17 133/22 134/3</p> <p>establishing [1] 64/3</p> <p>establishment [2] 118/18 166/14</p> <p>establishment's [2] 115/1 115/15</p> <p>estate [4] 130/19 207/8 207/25 208/9</p> <p>estimate [3] 83/4 83/7 136/13</p> <p>estimated [2] 209/24 210/3</p> <p>estimation [1] 139/2</p> <p>et [2] 130/17 180/15</p> <p>ethnicity [4] 59/25 190/11 202/19 204/23</p> <p>ETW [1] 132/9</p> <p>Eureka [1] 120/7</p> <p>European [2] 202/22 202/25</p>	<p>evaluate [21] 25/25 56/2 57/22 92/4 103/22 104/10 105/12 107/9 107/14 112/1 112/1 112/17 112/25 119/14 119/15 120/21 120/23 129/1 156/15 158/18 175/9</p> <p>evaluated [3] 119/12 153/2 175/20</p> <p>evaluating [11] 54/8 77/6 107/6 111/13 144/8 152/14 158/1 160/16 161/20 174/13 202/6</p> <p>evaluation [21] 46/19 76/23 107/5 123/23 126/6 140/16 141/22 150/11 150/12 150/12 155/16 160/18 160/25 176/3 176/3 178/18 200/17 201/10 202/4 212/1 212/24</p> <p>evaluator [1] 199/11</p> <p>evaluators [2] 53/16 58/7</p> <p>even [24] 9/23 23/22 56/10 65/13 66/15 78/21 78/23 78/25 79/2 79/11 79/12 94/18 98/19 133/2 136/13 142/7 159/5 174/13 176/18 184/23 187/13 196/24 208/9 215/23</p> <p>evening [1] 6/15</p> <p>event [3] 46/15 179/20 197/16</p> <p>ever [62] 18/11 21/14 21/17 23/25 71/3 71/4 71/9 73/4 77/16 77/19 77/22 78/3 78/8 78/12 78/17 79/22 80/4 81/5 81/8 83/16 84/5 84/14 84/24 85/14 85/25 86/16 87/25 88/4 88/21 88/23 88/25 89/3 92/8 92/12 92/16 93/22 113/24 114/12 116/25 121/25 122/14 123/24 127/14 136/17 145/8 147/2 168/5 168/16 170/1 170/6 170/8 172/4 172/24 180/24 181/2 188/21 188/25 189/8 196/9 199/14 206/8 207/1</p> <p>every [17] 55/21 66/19 81/18 83/5 83/10 85/6 111/18 118/20 127/17 153/3 157/13 157/22 164/14 200/10 209/3 217/8 217/9</p> <p>everybody [15] 16/7 23/11 42/8 64/13 89/19 120/3 120/11 130/6 134/19 155/9 155/20 183/24 184/20 197/3 197/4</p> <p>everybody's [1] 159/1</p>
<p>E</p> <p>each [66] 9/24 17/8 32/6 44/20 46/8 47/3 47/9 49/12 50/15 53/16 55/19 55/21 67/3 67/18 67/19 71/21 71/23 73/17 80/4 80/11 80/17 81/16 82/19 83/12 94/19 95/19 98/4 98/6 98/22 100/4 100/13 103/23 104/20 105/20 107/13 110/12 145/13 145/21 146/15 149/22 150/20 150/22 150/23 151/24 153/2 156/25 157/4 159/1 160/18 167/2 173/25 174/7 174/7 183/20 186/23 191/23 194/1 200/2 202/6 206/21 207/8 211/18 212/6 212/11 214/10 216/23</p> <p>earlier [18] 49/1 91/19 95/8 98/8 101/10 124/5 150/14 152/9 171/18 177/20 183/7 197/19 202/8 208/16 209/5 213/9 216/1 216/18</p> <p>early [1] 84/13</p> <p>ears [2] 14/16 15/6</p> <p>easily [2] 14/14 106/21</p> <p>easy [3] 8/22 111/11 216/7</p> <p>echo [1] 133/19</p> <p>Economics [1] 111/19</p> <p>educate [1] 73/24</p> <p>education [11] 51/18 59/15 107/24 111/6</p>	<p>E</p> <p>each [66] 9/24 17/8 32/6 44/20 46/8 47/3 47/9 49/12 50/15 53/16 55/19 55/21 67/3 67/18 67/19 71/21 71/23 73/17 80/4 80/11 80/17 81/16 82/19 83/12 94/19 95/19 98/4 98/6 98/22 100/4 100/13 103/23 104/20 105/20 107/13 110/12 145/13 145/21 146/15 149/22 150/20 150/22 150/23 151/24 153/2 156/25 157/4 159/1 160/18 167/2 173/25 174/7 174/7 183/20 186/23 191/23 194/1 200/2 202/6 206/21 207/8 211/18 212/6 212/11 214/10 216/23</p> <p>earlier [18] 49/1 91/19 95/8 98/8 101/10 124/5 150/14 152/9 171/18 177/20 183/7 197/19 202/8 208/16 209/5 213/9 216/1 216/18</p> <p>early [1] 84/13</p> <p>ears [2] 14/16 15/6</p> <p>easily [2] 14/14 106/21</p> <p>easy [3] 8/22 111/11 216/7</p> <p>echo [1] 133/19</p> <p>Economics [1] 111/19</p> <p>educate [1] 73/24</p> <p>education [11] 51/18 59/15 107/24 111/6</p>	<p>161/18 162/17 171/8 193/18 208/21 214/15 215/8</p> <p>educational [9] 16/15 157/7 160/15 161/20 161/21 161/22 162/3 166/6 176/20</p> <p>effect [3] 124/7 124/10 124/14</p> <p>eight [6] 13/25 45/3 69/18 82/7 193/24 205/14</p> <p>eight-hour [1] 82/7</p> <p>either [7] 18/24 60/24 120/12 131/14 131/16 188/6 218/25</p> <p>electronically [1] 37/7</p> <p>element [27] 53/14 53/15 53/15 103/22 104/10 105/12 106/4 107/5 107/10 107/13 107/15 108/13 108/22 109/18 109/24 110/19 110/23 112/2 112/21 113/1 143/2 151/15 154/6 154/19 156/12 160/25 165/4</p> <p>elements [11] 108/19 109/18 124/8 124/21 142/22 150/12 155/12 160/19 178/18 212/1 212/25</p> <p>elevated [2] 73/12 183/13</p> <p>eleven [1] 193/25</p> <p>ELIZABETH [1] 1/11</p> <p>else [30] 15/10 16/3 28/6 28/8 54/24 78/8 80/8 91/15 95/25 97/17 97/24 99/15 99/15 100/25 101/18 102/1 102/19 111/4 126/20 133/13 146/19 160/1 167/19 169/4 177/11 183/8 190/17 193/1 193/7 197/23</p> <p>else's [2] 144/16 167/25</p> <p>email [6] 6/11 14/24 39/9 186/22 186/24 187/16</p> <p>embellishments [1] 147/6</p> <p>emergency [1] 12/16</p> <p>employed [2] 102/2 216/15</p> <p>employee [11] 87/10 87/21 182/9 182/10 182/22 184/2 195/3 195/16 196/4 196/11 201/15</p> <p>employees [6] 83/15 83/18 83/22 87/6 97/19 195/16</p> <p>employment [3] 17/15 18/22 19/6</p> <p>employmentwise [1] 18/10</p> <p>end [8] 22/15 64/15</p>	<p>64/17 97/5 105/18 114/10 169/11 219/5 ended [3] 81/22 82/5 151/25</p> <p>ending [1] 46/2</p> <p>enforce [1] 10/23</p> <p>enforcement [4] 182/23 195/3 215/24 216/5</p> <p>engage [2] 101/23 101/25</p> <p>engaged [2] 102/2 180/24</p> <p>engagement [1] 23/5</p> <p>enhancements [1] 161/11</p> <p>enough [11] 4/6 4/8 8/24 31/14 46/16 65/23 66/14 67/23 97/8 126/24 152/10</p> <p>ensure [2] 46/23 212/7</p> <p>ensured [1] 217/13</p> <p>enter [1] 167/3</p> <p>entire [8] 12/11 17/24 49/11 87/20 200/15 200/18 200/19 200/20</p> <p>entirely [1] 12/4</p> <p>entirety [3] 67/2 120/25 206/14</p> <p>ENTITLED [1] 223/4</p> <p>entity [6] 206/2 207/1 207/7 207/8 218/24 223/10</p> <p>entry [1] 52/14</p> <p>environment [2] 4/25 37/10</p> <p>equals [1] 52/9</p> <p>equation [1] 165/23</p> <p>especially [5] 96/1 125/13 158/20 210/5 218/3</p> <p>ESQ [30] 2/2 2/2 2/3 2/3 2/4 2/4 2/5 2/5 2/6 2/6 2/7 2/7 2/8 2/10 2/10 2/11 2/11 2/12 2/12 2/13 2/13 2/14 2/14 2/15 2/15 2/16 2/16 2/17 2/17 2/19</p> <p>essentially [4] 98/12 118/17 133/22 134/3</p> <p>establishing [1] 64/3</p> <p>establishment [2] 118/18 166/14</p> <p>establishment's [2] 115/1 115/15</p> <p>estate [4] 130/19 207/8 207/25 208/9</p> <p>estimate [3] 83/4 83/7 136/13</p> <p>estimated [2] 209/24 210/3</p> <p>estimation [1] 139/2</p> <p>et [2] 130/17 180/15</p> <p>ethnicity [4] 59/25 190/11 202/19 204/23</p> <p>ETW [1] 132/9</p> <p>Eureka [1] 120/7</p> <p>European [2] 202/22 202/25</p>	<p>evaluate [21] 25/25 56/2 57/22 92/4 103/22 104/10 105/12 107/9 107/14 112/1 112/1 112/17 112/25 119/14 119/15 120/21 120/23 129/1 156/15 158/18 175/9</p> <p>evaluated [3] 119/12 153/2 175/20</p> <p>evaluating [11] 54/8 77/6 107/6 111/13 144/8 152/14 158/1 160/16 161/20 174/13 202/6</p> <p>evaluation [21] 46/19 76/23 107/5 123/23 126/6 140/16 141/22 150/11 150/12 150/12 155/16 160/18 160/25 176/3 176/3 178/18 200/17 201/10 202/4 212/1 212/24</p> <p>evaluator [1] 199/11</p> <p>evaluators [2] 53/16 58/7</p> <p>even [24] 9/23 23/22 56/10 65/13 66/15 78/21 78/23 78/25 79/2 79/11 79/12 94/18 98/19 133/2 136/13 142/7 159/5 174/13 176/18 184/23 187/13 196/24 208/9 215/23</p> <p>evening [1] 6/15</p> <p>event [3] 46/15 179/20 197/16</p> <p>ever [62] 18/11 21/14 21/17 23/25 71/3 71/4 71/9 73/4 77/16 77/19 77/22 78/3 78/8 78/12 78/17 79/22 80/4 81/5 81/8 83/16 84/5 84/14 84/24 85/14 85/25 86/16 87/25 88/4 88/21 88/23 88/25 89/3 92/8 92/12 92/16 93/22 113/24 114/12 116/25 121/25 122/14 123/24 127/14 136/17 145/8 147/2 168/5 168/16 170/1 170/6 170/8 172/4 172/24 180/24 181/2 188/21 188/25 189/8 196/9 199/14 206/8 207/1</p> <p>every [17] 55/21 66/19 81/18 83/5 83/10 85/6 111/18 118/20 127/17 153/3 157/13 157/22 164/14 200/10 209/3 217/8 217/9</p> <p>everybody [15] 16/7 23/11 42/8 64/13 89/19 120/3 120/11 130/6 134/19 155/9 155/20 183/24 184/20 197/3 197/4</p> <p>everybody's [1] 159/1</p>

E	66/24 67/2 90/1 90/3 90/3 90/5 90/6 90/11 92/25 93/2 95/17 103/11 103/13 106/1 106/2 106/2 106/3 106/4 106/12 109/11 109/19 109/23 114/15 115/7 115/13 115/20 118/7 123/19 124/19 154/6 154/10 154/13 156/8 159/23 160/1 160/24 162/1 165/17 165/19 166/12 169/19 171/19 174/22 177/17 177/21 178/16 181/24 189/13 193/11 194/7 194/7 194/16 201/22 201/23 201/24 202/7 203/4 203/18 205/4 205/11 206/17 207/22 Exhibit 1355 [1] 90/3 Exhibit 1356 [1] 90/5 Exhibit 25 [2] 22/6 25/18 Exhibit 35 [1] 90/1 Exhibit 36 [1] 90/3 Exhibit 41 [1] 14/23 Exhibit 42 [1] 90/6 Exhibit 43 [1] 33/7 Exhibit 44 [1] 33/24 Exhibit 45 [1] 41/7 exhibits [15] 3/14 32/18 37/25 39/24 40/24 71/14 71/15 71/21 71/23 89/18 89/24 90/1 90/14 188/1 201/20 Exhibits 1354 [1] 90/1 Exhibits 40 [1] 37/25 Exhibits 43 [1] 32/18 existed [2] 51/20 213/10 existence [2] 211/7 212/17 exists [2] 169/5 197/25 expand [1] 196/5 expect [2] 94/23 208/18 expectation [1] 13/8 expected [1] 204/12 expenditures [1] 52/10 expenses [12] 103/18 104/2 106/8 106/21 110/10 112/9 112/14 112/18 129/6 129/18 199/15 211/6 expensive [1] 128/6 experience [30] 59/15 107/24 156/12 156/15 156/21 157/23 158/1 158/5 158/7 158/8 158/9 158/10 158/10 158/13 158/19 158/19 159/3 159/14 159/25 161/1 161/2 161/12 170/22 170/23 171/3 177/11 193/17 199/3 199/8 208/21 experiment [2] 7/13	9/12 expert [1] 13/4 expertise [5] 128/1 155/15 155/23 155/24 156/2 explain [4] 36/22 95/10 149/18 202/3 explained [1] 20/4 explains [1] 159/24 exploring [1] 161/11 extra [4] 82/6 83/1 169/5 173/7	F F00166 [1] 53/13 face [15] 36/13 56/3 56/7 56/24 57/3 57/8 58/12 61/6 92/23 113/9 116/21 146/24 148/3 206/14 208/10 fact [8] 92/13 107/23 113/24 121/24 123/3 134/2 163/13 176/18 factor [1] 148/10 factors [1] 202/18 facts [2] 45/9 161/4 failed [1] 119/13 fair [24] 24/24 65/23 67/23 87/14 91/20 102/15 102/18 103/6 108/12 116/12 123/2 139/23 145/25 146/4 158/17 163/13 199/10 200/12 200/25 201/2 201/4 216/24 219/3 219/4 fairly [1] 182/12 fall [3] 9/19 150/20 176/10 false [1] 36/19 falsified [1] 56/5 familiar [5] 21/5 72/17 107/12 111/1 202/1 family [2] 23/19 216/3 far [15] 73/4 73/23 73/25 75/13 78/25 91/24 93/12 113/3 141/23 152/23 155/13 158/2 172/11 181/19 215/13 Fargo [1] 45/25 favorably [1] 78/9 favorites [2] 101/13 101/18 favoritism [1] 101/12 FDIC [1] 30/14 fed [1] 63/5 federal [6] 62/8 65/24 66/23 198/25 199/9 215/13 federally [1] 30/14 feedback [1] 54/21 feel [4] 74/6 179/3 210/8 222/9 feet [1] 184/14 fell [1] 151/13 felt [7] 13/2 13/2 72/6 72/8 76/9 95/11 188/17 female [5] 55/8 55/10	57/11 59/25 202/22 females [1] 56/15 FETAZ [3] 2/4 3/9 31/4 few [11] 4/10 5/6 14/7 40/14 62/6 69/6 83/21 101/9 168/7 172/9 181/5 fidelity [1] 98/20 fields [1] 162/13 fifth [1] 112/12 figure [4] 40/15 68/1 109/14 124/18 file [7] 99/23 100/19 101/5 132/10 133/22 134/16 221/8 filed [8] 6/19 12/16 35/4 49/8 220/22 220/24 221/5 221/21 files [3] 99/23 100/21 219/20 filing [3] 56/12 58/1 100/19 fill [10] 12/20 13/2 13/3 19/2 19/3 69/7 94/18 105/6 119/13 194/1 filled [3] 22/9 157/5 188/9 filling [1] 22/19 final [1] 217/17 finalize [3] 80/25 131/17 150/23 finalized [4] 23/14 81/4 181/13 218/10 finally [3] 69/20 95/1 112/20 finance [1] 70/24 financial [65] 25/25 26/4 28/25 31/24 31/25 34/4 34/14 35/4 35/7 35/17 42/16 42/24 44/20 44/22 45/20 46/16 51/2 51/3 51/8 53/14 54/8 74/2 74/7 75/4 75/13 75/14 92/12 93/24 93/24 94/9 94/10 94/12 94/22 103/14 103/17 104/3 106/11 106/12 106/16 111/16 125/3 134/4 139/6 146/22 148/25 149/4 149/14 149/14 150/15 151/3 151/15 152/15 153/10 153/15 153/15 153/16 153/16 154/17 155/11 178/4 178/6 207/20 212/16 213/2 213/5 financials [14] 52/5 52/14 70/10 119/5 147/7 153/13 154/6 154/19 174/3 175/16 178/17 205/12 205/17 211/21 find [11] 61/12 77/12 94/9 104/21 108/21 138/24 139/1 160/14 190/2 192/15 192/17 fine [3] 11/11 127/2 153/12	fingertips [1] 180/12 finish [2] 17/2 143/7 finished [1] 197/8 firms [1] 27/9 first [34] 10/11 12/2 16/11 18/11 20/3 21/19 23/10 44/18 44/23 44/23 53/2 55/1 59/5 73/9 73/22 77/1 83/22 98/3 103/18 106/8 110/9 110/11 113/2 122/18 136/6 139/23 141/14 142/21 143/11 154/10 174/9 174/16 191/25 210/25 first-year [9] 103/18 106/8 113/2 139/23 141/14 142/21 143/11 174/9 174/16 fit [1] 61/19 five [12] 40/3 45/3 63/23 90/22 162/15 162/18 163/3 174/4 193/24 202/10 212/21 212/23 five-day [1] 63/23 five-point [2] 162/15 162/18 flag [1] 188/19 flash [7] 37/6 87/11 98/11 183/1 183/4 195/11 195/23 flip [6] 32/25 44/14 48/13 64/2 106/9 154/13 flow [1] 104/3 fluctuate [1] 80/3 fluctuations [1] 79/25 fly [1] 4/21 focus [3] 46/9 201/9 218/8 focused [3] 34/19 104/7 200/16 focusing [3] 26/3 44/23 200/12 folks [1] 135/18 follow [3] 125/21 171/5 194/15 followed [3] 142/24 150/11 153/2 following [7] 109/22 130/16 151/25 160/9 160/10 160/11 162/8 follows [4] 16/9 16/12 91/2 136/2 footage [1] 128/24 footnote [1] 53/13 FOREGOING [1] 223/3 forget [1] 215/18 forgot [1] 121/22 forgotten [2] 5/11 15/2 form [36] 35/11 53/3 54/11 58/5 75/6 91/7 93/14 102/21 107/9 107/16 109/1 112/3 114/6 117/18 128/8 140/4 140/23 143/10 143/10 143/13 143/14 146/12 147/22 151/8
----------	---	--	---	--	---

<p>F</p> <p>form... [12] 152/16 158/22 160/2 173/12 188/9 190/10 196/19 206/20 208/15 208/23 217/4 218/18</p> <p>formal [3] 186/21 190/24 191/15</p> <p>formally [1] 132/8</p> <p>format [5] 37/19 104/17 108/5 137/9 192/1</p> <p>formats [1] 139/4</p> <p>former [5] 18/22 19/16 132/25 133/1 157/13</p> <p>forms [3] 114/4 114/5 124/1</p> <p>formula [15] 163/11 163/14 163/18 164/10 164/13 164/22 165/5 165/8 166/1 166/6 176/19 176/20 176/24 176/25 177/7</p> <p>formulas [1] 140/14</p> <p>forth [5] 87/12 97/22 182/15 186/23 186/25</p> <p>fortunate [1] 152/10</p> <p>forward [1] 209/14</p> <p>forwarded [1] 217/19</p> <p>found [3] 55/23 122/1 157/3</p> <p>foundation [28] 35/11 41/15 41/17 43/16 45/10 46/11 48/6 49/22 50/17 56/22 57/15 58/5 107/17 107/24 109/1 115/24 116/16 117/2 125/16 127/7 128/8 128/20 140/23 146/9 146/12 147/23 177/13 218/19</p> <p>four [11] 13/25 62/9 69/15 71/21 71/23 89/25 90/20 110/5 174/4 193/24 202/10</p> <p>fourth [3] 32/8 203/24 203/25</p> <p>frame [7] 76/18 76/25 82/8 82/11 82/18 92/11 146/13</p> <p>frankly [1] 10/10</p> <p>fraud [1] 57/14</p> <p>frequently [1] 199/9</p> <p>Friday [15] 12/25 13/4 13/6 131/12 132/11 133/5 134/2 134/5 134/19 219/14 220/13 220/15 221/23 222/6 222/9</p> <p>friends [1] 216/10</p> <p>front [14] 42/22 43/1 43/3 47/11 57/21 63/7 64/18 65/19 81/17 95/17 109/6 109/10 126/14 173/23</p> <p>frustrated [1] 126/12</p> <p>fudge [1] 210/2</p> <p>full [9] 42/24 54/3</p>	<p>65/17 110/2 122/25 150/25 154/24 163/3 178/17</p> <p>fully [2] 44/10 132/16</p> <p>functions [2] 170/15 170/16</p> <p>fund [1] 199/1</p> <p>funding [1] 198/25</p> <p>funds [30] 26/5 26/11 26/14 26/19 26/23 26/25 27/19 28/7 28/11 28/19 29/3 31/8 31/19 31/23 32/4 34/4 34/13 35/9 36/10 106/18 106/19 106/21 113/1 113/2 113/4 124/24 136/4 174/16 179/13 179/20</p> <p>further [6] 36/17 36/22 37/15 80/10 137/15 203/1</p> <p>G</p> <p>GAAP [1] 139/5</p> <p>GAMBLE [1] 2/12</p> <p>gamut [1] 51/13</p> <p>garbage [4] 147/2 147/2 147/13 147/13</p> <p>Gardens [1] 130/19</p> <p>gather [1] 179/6</p> <p>gathered [1] 190/18</p> <p>gave [22] 6/17 9/3 9/23 57/21 67/19 82/19 86/10 95/3 96/9 96/18 97/18 104/17 155/7 160/13 162/22 162/23 167/10 168/1 169/15 177/10 205/2 217/14</p> <p>geared [1] 215/12</p> <p>gender [3] 190/11 202/18 204/23</p> <p>general [10] 17/5 17/6 42/23 111/7 138/7 138/21 139/18 184/8 186/11 199/1</p> <p>General's [1] 25/12</p> <p>generate [3] 51/4 53/21 54/6</p> <p>Gentile [1] 6/12</p> <p>gentleman's [1] 179/17</p> <p>George [1] 220/20</p> <p>germs [1] 11/21</p> <p>get [74] 4/7 5/1 5/6 11/5 12/20 13/1 13/7 14/14 14/16 17/4 22/10 23/14 29/11 42/24 47/3 50/14 54/18 57/10 67/8 72/16 82/1 82/4 82/7 82/12 82/22 82/23 89/17 94/1 96/19 100/8 100/14 102/25 111/19 113/16 113/23 115/21 122/25 126/17 133/2 134/25 134/25 135/7 135/24 150/1 150/19 153/21 155/4 155/11 165/3 173/24 178/10 178/20 183/23 184/9</p>	<p>185/4 185/10 185/11 185/12 185/16 185/17 186/1 186/3 186/7 197/1 202/23 206/17 206/20 210/8 210/20 210/21 214/3 214/5 214/24 215/3</p> <p>gets [2] 14/6 48/25</p> <p>getting [11] 5/3 7/19 8/20 50/24 123/9 126/12 184/14 185/14 186/18 215/13 217/22</p> <p>Gilbert [10] 22/17 32/22 33/17 85/2 85/4 85/5 85/9 85/12 85/14 183/13</p> <p>Gilbert's [2] 33/7 49/1</p> <p>give [50] 11/1 13/10 15/16 25/7 29/8 36/3 36/9 37/1 46/10 46/17 63/21 73/13 78/3 84/14 84/24 85/7 85/14 85/25 86/16 89/3 89/23 98/17 103/21 107/1 126/2 142/9 142/16 145/19 147/12 149/3 149/13 149/21 150/6 151/5 153/20 153/21 155/1 155/17 158/8 161/1 163/1 163/2 163/5 166/6 167/2 169/5 182/24 186/21 193/10 196/23</p> <p>given [29] 37/6 43/1 48/3 53/16 53/22 56/18 61/8 61/8 66/19 67/3 88/1 96/4 98/10 110/18 116/21 119/23 120/1 121/12 122/11 123/2 125/13 128/24 151/11 151/22 151/24 161/10 162/2 200/14 203/12</p> <p>gives [6] 105/19 106/16 107/2 142/16 150/12 207/22</p> <p>giving [6] 161/2 162/17 178/8 180/5 182/18 212/5</p> <p>Global [1] 130/18</p> <p>go [94] 14/1 14/11 15/4 15/10 16/20 20/2 25/17 25/21 36/24 36/25 39/19 40/20 48/11 53/12 59/10 63/20 63/20 68/1 75/22 77/11 79/22 80/16 83/11 90/19 90/24 92/3 92/8 94/11 95/17 100/7 100/20 100/22 103/7 104/18 104/21 105/8 105/18 106/12 107/20 107/21 109/23 110/22 112/8 114/15 114/20 115/10 118/7 124/18 126/13 127/12 128/14 134/1 137/15 145/23 148/20 152/18 154/12 154/17 159/23 162/21 169/16 169/17 172/25</p>	<p>173/18 174/3 174/22 176/7 177/21 181/2 181/9 182/24 184/1 184/19 185/8 185/10 185/17 186/2 186/5 186/7 187/5 187/5 192/13 193/10 195/14 201/9 203/1 205/1 207/15 207/15 214/19 215/3 215/7 217/7 218/22</p> <p>goes [3] 155/19 178/19 206/24</p> <p>going [72] 4/9 5/7 5/9 6/6 6/8 10/7 10/7 10/9 11/13 12/17 12/19 12/19 12/23 13/2 13/3 13/10 14/7 14/20 15/13 16/6 16/7 22/9 36/25 37/1 38/8 38/10 40/22 43/15 44/2 44/8 50/23 51/5 65/3 67/4 73/9 73/20 74/22 89/10 90/13 98/22 103/7 104/11 112/6 113/8 116/23 124/17 126/16 129/24 131/17 131/20 133/24 135/1 135/19 152/20 154/12 154/17 156/8 157/21 164/17 169/11 170/12 184/13 184/24 186/22 194/4 197/14 197/15 199/17 206/18 221/4 221/5 221/24</p> <p>gonna [11] 51/16 67/25 82/12 107/1 109/21 111/2 111/2 159/1 163/11 173/1 210/19</p> <p>GONZALEZ [1] 1/11</p> <p>good [18] 11/25 19/5 40/13 41/2 56/8 68/18 72/15 79/4 126/24 130/8 130/9 168/22 168/23 187/2 193/10 210/16 211/8 220/5</p> <p>gosh [2] 6/1 89/13</p> <p>got [27] 6/7 6/11 11/12 23/11 24/21 42/5 55/2 63/4 65/1 77/1 89/9 89/19 101/12 108/18 130/2 131/25 147/13 151/18 155/9 155/20 155/21 174/1 188/22 203/11 215/6 215/11 221/18</p> <p>gotten [3] 47/15 49/10 49/11</p> <p>governed [1] 181/21</p> <p>government [1] 170/18</p> <p>governmental [2] 20/13 215/9</p> <p>governor's [1] 70/24</p> <p>grab [2] 100/21 184/2</p> <p>graded [4] 43/15 103/8 137/24 158/13</p> <p>grader [2] 21/22 124/22</p> <p>graders [6] 36/2 58/11</p>	<p>163/19 165/7 183/8 212/2</p> <p>grading [13] 124/23 140/22 157/22 180/23 182/21 183/5 183/9 183/16 184/11 184/17 200/4 200/13 212/3</p> <p>graduate [1] 16/23</p> <p>graduated [4] 16/16 16/18 16/22 17/13</p> <p>GRAF [1] 2/12</p> <p>grants [1] 198/25</p> <p>great [6] 7/13 8/18 11/13 90/15 200/4 210/9</p> <p>greater [1] 145/17</p> <p>GreenMart [1] 130/21</p> <p>gritty [1] 213/18</p> <p>group [10] 62/20 71/25 123/3 130/18 135/16 167/2 173/21 180/22 183/23 184/9</p> <p>grouping [1] 94/16</p> <p>groupings [1] 62/10</p> <p>groups [2] 14/2 79/3</p> <p>grow [2] 20/24 22/1</p> <p>guaranteed [1] 106/19</p> <p>guess [11] 48/14 50/6 74/20 86/24 124/22 127/10 145/24 147/13 157/16 157/17 160/17</p> <p>guidance [1] 161/2</p> <p>guide [1] 73/11</p> <p>guided [1] 176/24</p> <p>guideline [4] 64/8 176/8 176/12 177/3</p> <p>guideline's [1] 62/8</p> <p>guidelines [12] 61/16 65/24 66/1 66/23 105/11 141/8 141/22 158/18 176/4 176/9 176/14 177/6</p> <p>GUTIERREZ [1] 2/13</p> <p>guys [12] 8/17 11/21 13/14 40/4 40/15 61/25 131/24 135/2 135/11 160/5 161/22 204/5</p> <p>H</p> <p>had [209] 6/25 8/23 20/2 20/6 20/9 20/19 20/25 21/4 21/7 21/7 21/11 21/13 21/14 21/22 21/24 23/8 23/10 23/13 24/14 24/16 24/18 26/24 28/17 29/1 29/2 29/7 29/8 29/15 29/19 29/24 30/12 31/14 31/16 31/23 34/11 34/11 34/12 34/13 36/9 36/13 36/19 42/15 45/15 46/15 46/16 46/25 47/2 49/9 49/11 50/14 51/14 54/11 54/20 54/24 55/17 56/19 59/14 60/24 61/1 62/5 62/6 62/14 62/18 63/8 63/23 65/16 65/18 66/7 66/7</p>
--	--	--	--	--

<p>H had... [140] 66/14 66/20 67/11 67/18 68/6 70/24 72/20 73/8 73/14 74/1 75/19 77/15 81/2 81/3 81/3 81/13 81/24 81/25 83/10 83/14 88/1 88/20 89/4 91/5 92/10 93/17 94/4 94/4 95/14 96/23 97/6 97/12 97/13 97/17 97/19 97/23 98/1 99/6 100/4 100/10 100/21 100/22 101/4 103/25 103/25 104/19 116/9 116/13 118/21 119/10 120/3 120/7 120/11 120/14 120/19 120/19 122/22 137/24 138/21 140/19 140/20 140/21 144/1 145/12 145/21 148/3 150/14 154/25 157/1 157/11 157/13 157/23 158/14 158/25 158/25 159/5 159/8 159/17 159/20 159/20 162/21 162/25 163/2 167/21 168/12 169/14 173/25 174/7 174/15 175/15 175/16 176/12 176/14 179/18 181/12 182/16 183/8 183/18 183/21 184/4 185/6 185/7 185/11 185/18 186/5 187/8 187/11 188/3 188/5 188/9 189/1 189/10 192/10 194/5 195/11 199/3 202/8 203/16 204/16 204/19 205/24 208/16 209/3 209/6 209/14 210/6 210/21 211/1 211/11 211/12 212/19 213/7 213/7 213/9 216/1 217/10 217/11 217/15 217/15 218/7 hadn't [2] 18/14 145/18 half [1] 90/22 hall [1] 184/2 hand [10] 27/13 27/15 46/21 83/1 104/18 106/25 125/21 126/8 202/5 202/5 handful [2] 83/9 168/8 handing [1] 201/20 handle [1] 186/12 handled [1] 183/13 handles [1] 71/7 handling [1] 76/10 hands [3] 61/7 130/21 135/7 handwriting [5] 43/7 45/21 48/21 48/22 52/11 handwritten [12] 41/9 49/6 51/23 58/24 59/6 93/5 100/15 137/8 149/25 187/14 188/5</p>	<p>188/7 handwrote [1] 152/24 Hang [1] 190/3 happen [2] 12/18 79/25 happened [5] 30/8 68/15 83/5 168/6 168/7 happening [2] 7/16 172/4 happens [3] 11/1 133/10 134/25 happy [2] 39/1 131/23 hard [4] 101/4 149/23 188/3 201/11 Harmony [1] 130/18 has [24] 6/19 13/23 25/7 25/9 26/14 28/18 61/16 115/16 117/15 118/16 123/20 123/21 134/1 142/16 151/17 154/13 160/8 164/8 179/18 196/19 197/2 197/17 220/22 221/7 have [314] haven't [6] 7/23 68/20 87/7 96/23 133/16 210/10 haven't and [1] 210/10 having [11] 5/1 7/10 16/11 45/4 66/3 111/5 142/23 150/1 168/22 172/18 179/12 Hawaii [1] 158/10 HAWKINS [1] 1/24 he [41] 6/4 6/4 10/7 12/13 12/14 27/24 38/15 38/15 38/16 39/9 39/12 39/16 73/10 84/8 84/12 85/2 85/6 85/6 85/17 86/19 87/5 179/16 179/17 185/4 185/6 185/7 185/7 185/8 185/12 185/13 185/16 185/17 185/25 186/2 186/2 186/4 186/5 186/6 187/2 188/22 220/7 he'd [3] 73/12 185/10 185/16 he's [6] 10/7 10/8 39/14 40/23 216/5 221/14 head [3] 59/12 185/7 198/14 heads [1] 131/25 health [10] 17/23 18/1 21/7 21/9 70/22 71/2 71/7 71/8 181/15 215/12 hear [7] 27/22 31/1 88/7 131/23 134/3 149/10 201/3 heard [3] 39/17 88/4 147/2 hearing [4] 32/23 133/8 133/16 134/24 hearsay [3] 33/9 38/4 38/16 heart [1] 102/25 held [1] 19/16</p>	<p>help [6] 99/16 124/17 124/18 191/2 194/3 198/20 helped [5] 70/6 88/14 96/3 182/13 198/23 helpful [2] 96/16 103/10 helping [2] 112/25 130/21 hence [1] 176/19 her [30] 13/9 13/16 13/19 13/20 13/24 13/25 14/6 14/6 19/13 38/15 41/17 74/15 84/18 86/6 87/12 88/8 88/16 88/20 97/21 127/8 137/21 141/15 144/21 145/6 182/12 182/25 182/25 197/17 197/18 215/20 here [34] 4/21 6/3 6/13 6/23 8/16 8/16 8/25 10/9 11/17 18/5 21/17 22/5 25/1 30/21 32/17 40/16 54/11 60/9 64/21 66/22 76/14 106/9 108/3 108/9 109/10 135/1 135/4 135/19 169/5 169/23 191/21 193/11 203/25 214/1 here's [1] 8/12 Hernandez [3] 86/19 86/21 86/25 high [7] 16/16 16/18 45/8 161/23 162/23 210/3 210/19 higher [8] 129/8 137/24 138/9 138/12 150/1 162/9 162/11 215/7 highest [2] 153/19 153/20 him [6] 10/15 15/23 85/2 85/18 85/21 186/21 hire [2] 22/20 64/18 hired [12] 22/13 37/3 64/13 64/14 65/1 65/2 75/25 76/2 76/11 100/13 107/25 146/14 hiring [1] 18/18 his [4] 185/6 185/14 220/6 221/11 hit [1] 135/24 holding [2] 14/4 183/25 holdings [2] 130/22 207/25 Holyfield [1] 13/4 home [1] 197/18 homework [1] 210/10 honest [2] 197/3 203/6 honor [44] 4/5 4/10 7/3 7/17 11/25 13/15 14/9 14/12 15/15 37/16 37/23 38/1 38/23 39/4 39/20 40/5 40/8 40/23 41/13 41/22 42/1 42/6 58/20 58/23 89/9 130/3</p>	<p>130/11 130/15 131/3 131/10 131/18 132/2 132/5 132/21 135/6 219/6 219/11 219/18 219/19 220/11 220/18 221/16 221/25 222/4 Honor's [1] 90/12 HONORABLE [1] 1/11 hooked [2] 99/5 101/6 hope [1] 111/18 hopefully [1] 113/10 hoping [1] 95/9 hot [1] 203/13 hour [7] 11/5 23/4 82/7 90/23 148/20 200/3 222/4 hourly [2] 22/22 22/24 hours [5] 82/6 83/1 90/20 97/16 200/3 house [2] 20/25 22/1 housed [2] 86/9 87/11 housekeeping [5] 5/24 15/10 219/9 220/16 222/1 how [89] 10/9 11/13 18/17 23/5 25/25 29/8 31/22 40/17 52/22 52/25 54/22 57/13 57/20 62/17 64/11 73/4 75/14 81/25 83/4 84/25 85/14 85/25 86/16 87/3 87/22 88/7 89/8 90/20 95/11 96/10 96/11 96/19 98/8 98/19 98/25 99/16 103/21 104/10 104/18 104/20 105/8 105/12 105/19 107/9 107/14 110/8 110/23 111/6 111/7 112/1 112/1 112/17 115/19 123/6 124/6 145/23 148/13 148/14 149/13 150/5 151/22 156/15 157/4 157/25 158/12 158/18 159/14 159/24 160/5 161/19 167/23 168/25 168/25 172/25 173/10 177/10 185/12 186/8 186/8 186/12 187/17 191/11 198/17 200/2 205/9 208/6 209/23 213/14 222/3 how's [1] 14/8 however [5] 44/21 45/20 47/25 134/24 188/14 HSU [1] 2/13 huge [1] 150/2 huh [7] 202/24 207/24 208/2 211/14 213/11 214/7 214/16 human [10] 17/23 18/1 21/7 21/10 70/22 71/2 71/7 71/8 181/15 215/13 hundred [1] 45/3 husband [1] 216/2 hypothetical [10] 28/1 28/20 36/12 42/18</p>	<p>49/17 49/22 118/1 125/6 125/17 129/13 hypothetically [3] 42/15 47/2 183/15 I I'd [12] 26/4 30/19 32/18 63/20 70/12 80/16 107/20 107/21 148/20 198/24 202/14 219/16 I'll [15] 9/7 11/11 14/16 15/6 53/8 89/18 90/17 91/24 134/4 135/2 135/4 135/11 171/18 189/21 197/3 I'm [149] 8/19 9/18 9/22 10/15 10/23 12/18 12/19 12/23 14/14 15/22 16/7 19/24 23/21 27/22 28/12 28/25 28/25 30/25 32/5 32/6 34/19 36/1 36/25 37/1 38/20 38/24 39/4 40/4 41/22 48/15 50/5 50/12 50/13 51/16 54/19 63/22 66/10 67/25 69/22 71/14 71/18 71/22 72/7 73/20 75/11 75/17 83/17 89/25 90/23 91/18 95/9 100/3 102/4 103/7 105/24 106/3 106/7 107/8 107/11 109/22 110/15 110/16 110/18 111/1 111/8 111/22 112/6 114/22 116/2 116/23 124/17 126/11 126/16 130/10 131/23 131/25 133/4 133/14 135/9 138/6 138/7 142/9 143/22 144/24 145/24 151/1 152/12 153/7 153/9 154/5 154/12 154/17 157/15 159/1 159/9 162/5 164/20 169/20 173/1 173/6 175/2 178/25 179/5 179/7 179/10 180/8 180/11 182/2 182/7 186/18 190/7 191/7 192/13 192/19 193/12 194/13 194/15 194/16 194/18 195/17 195/25 196/10 197/14 197/14 199/17 201/3 201/20 202/7 202/9 203/1 203/6 203/8 203/23 204/3 205/23 205/24 206/7 206/12 207/1 210/13 212/24 215/15 215/18 216/12 216/16 219/24 221/4 221/4 221/24 I've [18] 5/11 9/11 10/11 11/12 15/2 20/13 22/21 23/2 89/19 99/22 127/17 131/25 145/11 153/6 181/4 181/8</p>
---	---	--	---	--

I	included [17] 29/13 51/7 55/15 190/15 190/19 191/9 193/5 195/6 195/10 195/18 195/20 195/23 196/1 196/16 207/12 207/18 208/19	199/19 201/6 217/3 217/4 217/21 218/3 218/16 218/17 218/22 219/1 219/2 221/17	instruction [12] 84/24 85/25 86/16 107/9 107/14 108/13 108/16 108/21 108/25 112/1 112/17 163/5	isn't [22] 68/7 88/10 125/20 129/21 141/21 142/3 142/5 143/9 143/19 147/10 148/2 155/3 158/17 161/12 163/13 163/15 163/18 164/3 164/7 165/8 177/11 206/2
I've... [2] 181/11 181/13	includes [3] 175/10 191/25 205/22	individually [1] 47/10	instructions [17] 30/3 80/15 84/15 85/14 104/19 105/11 107/13 109/4 109/15 112/25 119/23 120/1 141/12 151/22 151/24 161/10 162/2	isolated [4] 37/8 78/21 79/18 98/11
ID [7] 70/9 117/14 184/5 184/6 200/21 200/21 204/16	including [4] 48/20 48/23 106/19 113/6	individuals [10] 57/2 71/6 74/11 75/8 76/2 88/3 91/5 150/21 162/16 206/4	intend [4] 132/14 133/2 134/12 134/16	issue [18] 4/25 5/22 5/24 6/14 7/6 7/8 8/12 11/6 73/7 73/8 110/23 131/22 132/9 132/17 132/18 151/1 220/23 220/25
idea [3] 99/8 130/8 130/9	income [2] 104/2 210/3	inducement [2] 78/3 78/8	intense [4] 63/1 95/9 95/11 96/1	issues [13] 7/9 7/18 8/2 8/4 9/2 9/13 11/8 61/10 131/24 133/15 172/19 221/7 221/12
ideally [2] 51/6 103/23	incomplete [14] 27/25 28/20 42/18 49/16 49/22 117/25 119/6 119/7 119/9 123/4 123/5 125/6 125/17 129/13	indulgence [1] 221/16	intent [5] 55/13 55/13 55/14 56/1 56/2	it [490]
identical [4] 94/20 94/21 94/22 94/24	inconsistency [1] 73/5	industry [9] 23/17 23/20 23/23 24/1 158/15 216/3 216/4 216/11 216/14	intentionally [1] 60/24	it'll [2] 196/23 196/24
identifiable [1] 99/10	inconsistent [2] 35/24 36/3	influence [2] 92/6 98/12	interact [5] 74/20 84/21 85/20 86/6 86/25	it's [72] 6/21 8/1 9/19 10/16 10/17 10/19 14/13 20/3 24/16 24/23 25/4 25/4 25/19 30/14 31/1 31/13 31/13 33/6 40/10 46/20 48/14 50/22 58/25 60/15 60/15 90/1 90/15 90/22 96/25 104/3 108/3 108/8 113/15 117/18 122/19 123/2 125/25 126/7 126/9 130/11 131/11 131/14 131/16 131/17 132/13 137/20 138/15 147/25 151/20 154/12 155/20 156/18 156/19 157/20 159/16 164/3 164/14 169/4 175/17 187/6 187/23 187/25 189/6 191/10 191/11 191/20 196/12 210/17 210/18 211/19 217/18 221/23
IDENTIFICATION [1] 223/10	incorporation [2] 194/22 196/25	influenced [1] 95/2	interacted [2] 86/22 88/21	interaction [7] 75/2 83/24 84/18 85/9 85/12 85/18 85/19
identified [53] 54/24 62/21 71/15 78/24 79/10 79/21 94/4 94/5 94/15 99/6 117/15 118/24 120/7 120/12 123/3 124/8 143/24 144/8 145/3 146/2 146/5 157/1 163/15 165/7 170/14 171/14 171/15 172/1 172/5 172/22 173/20 173/21 174/24 174/25 175/1 175/7 175/10 175/15 176/19 177/3 183/8 190/6 190/11 204/20 204/21 205/23 206/3 208/3 208/23 209/6 210/17 210/18 214/3	independently [4] 73/18 92/16 145/13 150/22	inform [1] 122/17	interested [2] 20/6 20/7	interference [3] 130/13 189/17 189/24
identifies [1] 207/2	index [1] 168/23	information [87] 31/15 43/2 43/19 56/5 57/1 57/4 67/19 74/7 74/8 77/12 77/15 79/8 79/14 79/20 79/22 91/20 92/4 93/13 93/25 94/10 94/12 94/19 94/22 99/7 99/10 100/16 100/18 104/21 110/14 111/16 117/15 117/20 118/18 119/5 119/12 123/7 132/24 141/23 147/8 148/4 150/19 155/22 166/24 175/10 179/8 180/20 182/16 182/18 182/24 185/6 185/14 189/19 189/21 189/23 189/24 190/9 190/12 190/15 190/16 190/18 190/22 190/23 190/25 191/2 191/7 191/8 191/11 191/15 192/14 192/25 193/14 193/20 194/1 195/2 195/8 195/11 195/15 196/19 203/17 204/6 206/14 206/19 207/12 207/18 210/20 211/7 217/14	Internet [6] 37/4 77/4 98/9 144/2 146/20 186/24	intervenors [1] 133/23
identify [10] 14/15 29/22 31/15 71/13 99/7 120/20 192/4 193/25 210/4 210/5	indicate [3] 121/4 130/5 199/6	informed [3] 116/12 122/14 124/4	interpretation [1] 168/1	intervene [1] 133/23
identifying [2] 59/24 205/18	indicated [4] 39/23 81/9 146/19 162/14	initial [2] 84/17 191/25	interrupting [2] 173/6 197/7	intervenors' [1] 131/5
identity [1] 81/9	indicates [1] 22/22	input [1] 87/17	intimately [1] 185/8	intervenors' [1] 12/21
if [246]	indirectly [1] 198/18	insisting [1] 4/17	into [36] 4/12 8/14 21/19 22/17 39/6 39/16 40/25 43/1 52/20 61/19 63/2 66/18 75/24 77/3 79/9 95/15 98/5 99/23 100/18 100/19 101/5 101/7 108/2 109/18 133/21 134/1 150/17 156/6 157/21 167/8 176/10 197/1 211/7 217/16 217/17 218/10	intervene [1] 133/23
III [2] 2/5 69/17	indiscernible [104] 30/24 31/2 34/24 42/1 42/13 45/24 46/12 47/7 48/4 48/14 49/20 50/1 50/20 51/22 53/1 53/7 53/9 53/10 53/25 55/9 57/8 60/18 60/19 62/13 64/8 70/20 71/10 71/21 73/5 75/11 75/12 79/16 86/13 94/13 103/14 104/9 105/22 108/22 127/3 137/4 138/20 142/12 142/15 143/14 143/24 147/19 147/19 147/22 149/12 149/19 150/5 150/10 150/10 151/3 153/16 153/23 156/17 160/4 160/7 163/8 164/18 164/22 164/24 165/7 166/10 167/10 170/19 171/5 172/1 172/8 173/4 175/25 177/13 178/10 179/3 179/23 180/23 181/18 181/22 183/18 187/20 188/2 192/20 194/11 194/21 194/23 196/14 197/7 197/24 198/2 199/4 199/6	instance [2] 32/6 205/24	interruption [2] 173/6 197/7	intervenors' [1] 131/5
illiquid [1] 205/18	illustrating [1] 149/4	instruct [3] 87/3 87/22 89/3	intervene [1] 133/23	intervenors' [1] 12/21
illustrating [1] 149/4	impacted [1] 131/6	instructed [1] 161/19	intervene [1] 133/23	intervenors' [1] 12/21
impacted [1] 131/6	impartial [4] 91/6 91/11 98/24 102/18		intervene [1] 133/23	intervenors' [1] 12/21
impartiality [2] 99/4 99/17	impartiality [2] 99/4 99/17		intervene [1] 133/23	intervenors' [1] 12/21
imply [1] 213/1	imply [1] 213/1		intervene [1] 133/23	intervenors' [1] 12/21
importance [1] 99/5	importance [1] 99/5		intervene [1] 133/23	intervenors' [1] 12/21
important [3] 98/19 216/25 217/12	important [3] 98/19 216/25 217/12		intervene [1] 133/23	intervenors' [1] 12/21
impression [1] 157/9	impression [1] 157/9		intervene [1] 133/23	intervenors' [1] 12/21
improper [3] 78/14 78/18 219/2	improper [3] 78/14 78/18 219/2		intervene [1] 133/23	intervenors' [1] 12/21
in [617]	in [617]		intervene [1] 133/23	intervenors' [1] 12/21
inadequate [10] 72/6 72/9 107/3 150/18 155/13 160/11 160/13 160/19 162/12 211/13	inadequate [10] 72/6 72/9 107/3 150/18 155/13 160/11 160/13 160/19 162/12 211/13		intervene [1] 133/23	intervenors' [1] 12/21
inadvertently [1] 55/12	inadvertently [1] 55/12		intervene [1] 133/23	intervenors' [1] 12/21
INC [1] 1/25	INC [1] 1/25		intervene [1] 133/23	intervenors' [1] 12/21
include [15] 29/12 74/3 117/24 120/4 160/9 160/10 160/11 162/7 176/18 177/7 195/8 202/18 206/9 213/10 214/13	include [15] 29/12 74/3 117/24 120/4 160/9 160/10 160/11 162/7 176/18 177/7 195/8 202/18 206/9 213/10 214/13		intervene [1] 133/23	intervenors' [1] 12/21

J	191/5 191/11 192/13 193/11 197/15 200/18 200/21 201/6 201/12 204/17 205/16 207/6 209/15 210/21 210/22 211/2 211/19 211/23 212/19 214/1 215/9 215/10 217/13 219/8 219/23 219/24 221/14 justify [1] 169/7	knew [8] 43/14 44/2 44/6 94/5 94/7 157/22 173/17 185/7 knocked [1] 82/4 knocking [1] 207/15 know [175] 4/9 4/14 4/15 4/23 6/3 6/16 6/19 7/8 8/10 9/19 10/2 12/17 15/3 19/14 23/11 23/22 27/5 27/14 28/23 29/14 29/16 30/20 32/5 34/15 35/1 36/23 36/25 38/12 42/4 44/10 44/10 47/11 48/10 50/2 51/12 51/14 52/16 52/21 54/1 55/20 60/25 63/7 63/23 65/13 65/14 66/9 67/10 67/11 67/17 67/20 67/20 68/14 74/14 76/17 76/20 76/25 81/22 82/12 83/8 83/22 84/11 96/6 98/1 99/9 99/22 99/24 100/23 104/3 104/8 104/19 104/21 106/22 107/21 110/12 110/21 111/17 113/8 113/11 116/9 116/11 116/19 116/20 116/20 119/20 120/7 124/14 124/14 131/10 131/22 132/21 133/17 133/23 135/5 135/21 135/22 137/7 137/7 137/10 145/22 147/9 148/5 148/9 149/24 150/16 151/13 151/16 151/19 152/9 152/22 152/23 153/11 157/6 157/14 159/4 159/5 159/19 160/17 161/24 162/21 162/25 163/11 166/25 168/12 168/21 170/8 179/11 180/11 181/9 183/18 184/12 184/18 184/18 184/22 185/5 185/13 185/17 186/2 186/4 186/6 186/6 186/10 186/12 186/14 186/16 187/12 187/23 188/19 190/4 190/16 191/13 195/12 196/9 197/25 201/11 202/5 207/7 207/14 208/10 208/13 208/16 209/23 210/6 210/18 211/9 211/18 211/21 211/22 212/4 212/6 212/20 212/21 212/22 213/4 214/3 216/4 knowing [1] 7/16 knowledge [22] 73/24 74/1 75/13 75/19 75/23 76/10 79/22 79/24 97/24 100/25 101/16 101/18 101/20 102/1 111/6 111/25 114/3 127/8 127/23 128/11 137/21 148/13 KOCH [4] 2/14 3/6	102/12 117/8 Koch's [1] 116/2 Ky [18] 33/22 120/18 122/18 183/14 183/18 183/20 184/3 184/11 185/3 185/11 185/18 185/23 185/25 186/19 187/9 188/9 188/15 188/22 Kyriil [7] 85/7 85/17 85/24 97/20 180/21 183/9 183/12	leave [7] 11/16 15/4 15/6 131/21 131/25 134/23 135/1 leaving [3] 99/25 133/5 135/8 lectern [2] 11/9 13/12 ledger [1] 187/24 left [12] 12/7 12/9 65/14 68/10 69/20 99/20 106/25 119/15 122/9 142/15 185/13 187/14 left-hand [1] 106/25 legal [5] 30/15 121/6 121/16 122/3 187/23 legislative [1] 70/1 legitimate [1] 4/25 lengthy [1] 157/1 less [6] 46/20 78/9 82/22 157/6 168/7 173/18 lesser [1] 153/21 let [35] 4/7 28/3 35/3 38/22 49/7 51/21 54/5 58/15 60/23 65/3 83/21 97/20 104/6 106/9 113/19 113/23 115/21 116/2 117/23 118/5 118/5 127/13 132/7 138/14 142/9 143/7 145/8 166/18 170/11 182/19 183/17 186/1 191/20 193/11 194/6 let's [42] 25/17 26/22 27/16 28/3 32/17 35/3 36/6 36/9 36/11 37/25 42/7 46/9 50/13 54/10 55/11 64/24 67/14 71/12 90/19 90/24 94/11 105/10 109/14 110/22 111/11 111/21 112/8 119/4 120/15 126/17 127/12 128/3 135/24 138/25 153/18 154/8 154/25 159/12 159/22 181/2 190/6 205/5 letter [14] 28/8 29/2 29/7 29/15 29/24 30/5 30/10 30/11 30/11 30/17 36/10 36/13 36/18 38/19 letter's [1] 38/17 letters [9] 23/10 27/7 34/12 36/7 44/22 67/12 82/4 82/16 178/11 letting [1] 23/11 level [4] 45/16 51/15 59/15 161/22 levels [1] 69/16 LEVIN [3] 2/10 13/10 13/13 LF32 [1] 118/9 liabilities [5] 42/15 42/24 208/14 208/19 209/1 liability [1] 34/16 liaison [2] 100/20 182/13
	K		L	
JORDAN [1] 2/17 Jorge [6] 2/19 83/22 83/24 84/2 84/5 84/14 JOSEPH [1] 2/13 jot [1] 183/22 jotted [1] 186/21 JUDGE [8] 1/11 133/14 133/14 134/9 134/11 134/21 135/9 219/8 judgment [1] 210/22 judicial [1] 15/16 JULY [6] 1/12 4/1 114/7 114/10 114/17 114/18 jumped [1] 178/25 jurisdiction [6] 93/20 119/1 134/1 140/12 174/7 174/19 jurisdictions [4] 93/23 173/18 174/15 210/8 just [152] 4/14 5/6 5/7 5/23 7/7 7/25 8/5 9/19 10/1 10/16 12/7 13/11 14/16 20/9 21/6 28/9 29/15 29/18 30/3 30/5 30/23 31/14 33/6 33/10 33/14 33/15 34/12 34/19 35/6 36/11 36/25 37/17 41/23 42/5 45/16 47/6 48/15 49/5 49/7 50/13 51/3 52/18 53/2 56/12 58/23 59/10 59/11 61/10 63/8 69/6 71/13 71/15 73/15 75/23 75/23 81/3 82/11 82/25 83/12 85/22 87/12 89/17 91/25 93/16 93/25 94/5 94/7 96/10 97/3 98/3 98/6 99/14 99/20 100/19 101/2 101/8 102/11 103/25 104/3 104/22 105/4 105/7 106/22 108/7 108/16 109/5 109/18 116/20 117/5 118/16 119/21 120/14 123/2 129/8 130/3 130/18 131/10 132/13 134/11 138/15 147/8 149/24 151/1 151/25 153/1 155/20 160/6 162/5 163/4 168/7 173/7 173/23 175/18 176/13 177/1 179/6 180/1 181/20 183/22 186/5 186/11 187/5 187/23 188/8 190/4	KAHN [1] 2/14 Kara [5] 86/5 86/7 86/8 86/13 86/16 keep [12] 5/2 10/2 38/10 78/21 98/20 105/25 164/17 173/21 184/20 186/15 197/7 220/2 keeping [1] 101/2 KEMP [13] 2/4 3/5 5/11 5/17 38/3 38/9 39/7 41/6 130/2 132/7 134/10 146/18 214/14 kept [4] 98/23 100/1 186/15 187/11 kick [2] 63/3 63/11 kick-off [2] 63/3 63/11 kill [1] 11/21 kind [14] 4/6 4/8 63/20 72/12 100/19 101/24 102/3 105/4 111/8 113/10 150/19 163/5 168/24 187/9 kinda [2] 104/22 184/14 kinds [3] 34/11 190/21 190/22 KIRILL [1] 2/15 Kluever [79] 15/11 16/9 16/10 31/7 36/4 41/10 45/23 91/1 95/1 100/3 101/9 102/15 103/6 104/7 104/24 109/14 110/15 111/22 112/10 113/14 116/23 120/15 121/10 121/20 121/24 122/13 123/3 123/19 125/2 125/10 125/20 125/24 126/12 127/1 127/13 128/14 129/3 136/1 136/9 137/14 138/24 139/11 141/5 141/10 141/21 142/2 143/1 143/7 143/19 143/21 144/6 146/1 146/17 147/5 147/10 148/2 148/14 149/10 150/25 153/5 153/14 154/5 156/8 157/18 158/17 159/8 159/22 161/13 161/19 163/13 164/7 164/16 165/14 167/18 175/2 180/13 194/6 194/16 197/17 Kluever's [4] 4/3 90/2 90/3 90/6	lack [3] 58/5 132/9 132/17 Lacks [14] 43/16 45/10 46/11 48/5 49/22 50/17 56/21 57/15 115/24 116/16 117/2 125/16 127/7 146/8 lady [2] 97/21 97/22 laid [4] 41/15 104/16 141/13 168/22 land [1] 179/1 language [2] 137/10 179/1 laptop [3] 98/7 182/17 183/5 laptops [4] 37/4 98/4 98/9 101/8 large [3] 27/11 113/6 208/1 largely [1] 39/24 larger [2] 129/17 129/18 LAS [11] 3/19 66/17 83/23 86/10 127/16 127/20 128/4 128/7 128/17 128/19 223/12 last [19] 4/6 4/8 6/8 17/10 22/16 23/5 61/15 65/8 65/10 68/20 69/18 74/14 112/13 133/18 191/25 197/21 198/8 202/14 212/15 late [5] 6/7 6/11 6/12 39/17 138/15 later [3] 40/25 114/9 215/4 law [1] 216/5 lawyer [3] 27/10 137/18 138/25 lawyers [1] 11/22 lay [1] 190/21 lays [1] 41/17 lead [3] 10/19 85/8 85/17 Leading [3] 161/4 163/20 164/24 lease [10] 120/13 128/4 128/4 128/5 128/17 128/18 129/7 129/9 209/10 209/15 leased [1] 115/17 leases [1] 209/13 least [8] 6/5 6/6 29/16 47/15 131/7 133/9 152/19 157/23		

<p>L</p> <p>Libra [1] 130/18</p> <p>license [5] 52/10 157/11 157/11 157/14 196/8</p> <p>licenses [7] 21/3 22/10 23/12 43/12 44/9 44/12 93/20</p> <p>licensing [2] 70/7 166/14</p> <p>like [70] 5/6 6/6 13/7 14/23 23/9 26/4 32/18 33/11 36/23 47/17 48/11 51/16 59/19 60/25 61/1 63/5 63/18 64/19 74/4 76/6 76/9 94/5 95/23 96/5 96/7 97/7 97/20 98/5 98/6 99/5 104/1 105/18 108/6 123/10 125/12 137/9 138/2 138/3 145/21 148/9 148/19 148/25 149/1 155/19 156/23 161/21 162/25 164/1 165/14 168/25 178/23 182/4 186/4 186/20 187/5 187/11 187/16 188/17 190/20 195/13 202/14 204/16 213/7 214/25 215/2 216/22 217/25 219/14 219/16 221/4</p> <p>likely [3] 10/8 10/9 13/3</p> <p>limited [1] 173/10</p> <p>line [19] 11/12 33/3 33/5 33/6 33/8 38/14 39/25 41/4 41/5 44/18 44/23 44/25 48/19 60/19 83/12 112/12 112/14 121/22 170/12</p> <p>lined [2] 95/14 95/23</p> <p>lines [4] 33/1 33/25 40/3 110/5</p> <p>linked [2] 95/20 95/21</p> <p>liquid [13] 48/18 48/19 48/19 48/23 53/15 142/23 205/18 208/13 211/2 212/15 212/25 213/6 213/8</p> <p>list [13] 47/3 51/3 178/17 191/24 192/1 192/2 192/20 193/14 196/23 196/23 196/24 206/18 207/3</p> <p>listed [26] 34/4 34/8 35/2 36/10 45/5 50/13 50/22 54/17 54/24 55/11 55/18 56/4 56/10 56/16 57/7 58/11 60/17 60/25 61/1 92/7 92/8 92/20 92/21 93/9 195/19 208/12</p> <p>listen [3] 14/19 40/10 89/20</p> <p>listening [1] 135/22</p> <p>listing [3] 35/6 57/2 117/21</p>	<p>LITIGATION [1] 1/6</p> <p>little [24] 12/19 28/4 28/25 28/25 37/1 40/3 51/17 51/21 60/23 63/15 71/12 104/17 108/8 111/9 137/15 143/22 144/10 155/15 169/17 184/13 189/7 199/2 210/2 210/3</p> <p>live [2] 10/9 10/15</p> <p>LivFree [2] 43/11 130/17</p> <p>LLC [1] 218/16</p> <p>lo [1] 56/15</p> <p>lobby [1] 184/24</p> <p>location [21] 46/8 46/24 94/4 94/4 117/24 119/18 119/24 120/2 120/3 120/8 120/12 124/7 124/13 125/13 127/4 128/3 129/21 140/9 142/5 174/8 174/20</p> <p>locations [15] 47/1 47/22 93/25 94/16 94/20 94/21 111/5 113/7 125/12 125/14 126/3 141/25 209/6 212/22 212/23</p> <p>lock [2] 97/14 97/15</p> <p>locked [3] 97/6 99/23 99/24</p> <p>log [6] 98/23 100/17 101/5 167/3 167/7 167/11</p> <p>logged [1] 217/19</p> <p>Lone [2] 130/20 221/11</p> <p>long [13] 23/5 40/3 40/17 64/11 82/7 120/23 121/1 144/1 151/19 172/25 200/2 213/20 222/3</p> <p>longer [4] 89/8 89/14 131/20 205/9</p> <p>look [52] 20/2 25/18 33/24 37/25 38/15 38/22 39/25 45/23 48/11 51/22 52/3 54/10 61/7 61/15 64/18 64/20 64/21 74/3 74/6 77/11 95/16 103/11 104/1 112/12 114/14 115/7 118/9 123/10 142/10 145/9 145/10 148/21 154/5 154/5 154/6 155/13 165/4 166/18 169/19 170/11 171/19 185/9 186/5 191/21 198/24 203/18 205/1 205/5 207/22 208/10 208/17 209/17</p> <p>looked [7] 61/9 108/23 118/6 137/8 173/2 175/24 187/25</p> <p>looking [47] 20/4 39/4 47/1 48/12 65/13 91/21 104/25 105/3 106/3 107/2 114/22 115/13 139/22 140/18 144/11</p>	<p>144/18 144/19 144/19 150/15 154/3 154/5 154/8 154/11 160/23 162/1 162/5 165/19 168/21 169/2 175/2 177/20 187/16 189/17 196/19 201/1 201/6 202/7 202/17 205/17 206/16 207/5 207/6 207/7 210/6 212/24 214/1 214/10</p> <p>loss [1] 111/17</p> <p>lost [1] 210/11</p> <p>lot [11] 4/11 62/16 93/5 102/11 104/15 126/13 156/18 173/7 186/25 215/11 218/6</p> <p>lots [2] 168/21 196/24</p> <p>low [1] 210/2</p> <p>lower [1] 138/12</p> <p>lunch [2] 65/3 129/24</p> <p>lunchtime [1] 90/24</p> <p>luxury [1] 8/23</p> <p>lying [1] 210/15</p> <hr/> <p>M</p> <p>ma'am [13] 105/25 106/10 106/15 108/10 115/13 119/17 142/12 154/22 162/1 166/12 171/21 175/5 195/17</p> <p>macro [1] 127/12</p> <p>made [6] 10/17 12/5 102/19 113/24 169/8 217/25</p> <p>maiden [1] 74/16</p> <p>mails [1] 77/25</p> <p>main [4] 182/13 184/24 190/17 204/18</p> <p>mainly [1] 218/8</p> <p>major [1] 17/2</p> <p>majority [2] 67/12 180/3</p> <p>make [32] 4/9 5/15 5/19 9/25 11/9 30/23 35/16 50/10 73/15 74/7 74/20 82/2 89/18 93/6 93/8 99/20 100/22 111/21 111/23 116/5 128/25 132/13 145/18 152/22 154/8 162/5 168/3 168/14 184/21 185/2 186/16 192/10</p> <p>makes [2] 203/21 216/7</p> <p>making [12] 10/2 10/20 36/19 140/16 160/6 167/10 179/17 182/15 187/3 196/7 217/1 217/20</p> <p>male [2] 59/17 59/25</p> <p>mall [1] 128/18</p> <p>management [4] 17/6 69/14 130/18 139/19</p> <p>managers [1] 60/25</p> <p>manner [3] 91/6 120/24 122/24</p> <p>Manpower [19] 18/9 18/12 18/14 18/18</p>	<p>18/20 18/23 18/25 18/25 19/2 19/3 19/6 21/21 23/3 100/12 184/2 195/16 199/19 199/21 199/22</p> <p>manual [5] 152/23 185/7 187/3 187/6 188/19</p> <p>many [18] 11/21 17/7 27/5 27/8 62/14 82/1 83/4 90/20 93/24 94/2 113/7 159/8 181/13 181/13 190/20 198/17 210/6 213/14</p> <p>margin [1] 106/25</p> <p>Margine [7] 74/13 74/15 75/11 145/6 145/7 145/8 168/11</p> <p>marijuana [57] 18/12 18/19 20/5 20/17 20/25 21/10 21/15 21/18 21/19 21/23 21/24 22/1 22/10 23/6 23/17 23/20 23/22 24/1 70/4 70/7 70/8 71/3 71/7 71/9 96/9 105/1 105/2 105/13 107/12 108/24 108/24 109/5 109/7 114/1 115/1 115/15 125/3 125/4 128/16 140/21 141/14 156/13 156/16 156/21 156/21 157/11 157/11 157/14 157/23 163/24 165/19 166/14 171/3 182/23 195/3 199/20 215/24</p> <p>marijuana's [1] 109/3</p> <p>MARK [1] 2/3</p> <p>marked [2] 201/20 201/24</p> <p>married [1] 216/2</p> <p>mask [1] 9/17</p> <p>master [2] 98/22 218/5</p> <p>master's [3] 139/13 161/23 163/2</p> <p>match [2] 62/8 81/3</p> <p>matched [1] 196/1</p> <p>material [6] 95/20 107/22 117/6 153/22 155/4 186/11</p> <p>materials [15] 68/7 68/16 71/16 71/23 72/11 73/11 75/4 85/8 95/12 97/23 109/11 177/17 185/9 188/4 188/5</p> <p>math [1] 211/2</p> <p>matrix [2] 193/13 193/20</p> <p>matter [8] 15/10 29/8 98/6 119/17 211/2 213/14 219/9 223/5</p> <p>mattered [1] 119/21</p> <p>matters [3] 125/13 220/16 222/2</p> <p>Max [2] 31/4 197/21</p> <p>MAXIMILIEN [1] 2/4</p> <p>may [36] 13/4 29/19 32/23 33/25 41/24</p>	<p>54/24 59/2 73/12 80/7 88/8 92/20 94/9 109/16 110/11 110/12 110/17 111/3 119/7 125/4 127/3 127/3 128/5 131/21 141/6 151/18 153/5 155/17 155/21 162/13 168/10 169/1 174/8 191/14 204/3 219/21 220/13</p> <p>May 30th [1] 32/23</p> <p>maybe [12] 51/17 63/14 64/17 80/5 80/5 95/10 103/10 167/24 180/1 204/17 210/21 213/5</p> <p>MBA [1] 163/2</p> <p>McBride [1] 59/9</p> <p>me [121] 4/7 5/17 10/21 11/13 11/16 14/12 16/16 18/20 19/1 19/18 19/22 20/2 27/3 28/3 33/10 33/11 33/15 34/19 35/3 38/4 38/22 40/21 42/22 43/1 43/3 43/6 43/9 44/18 47/4 47/12 48/15 48/19 49/2 49/7 51/21 52/3 52/8 52/21 54/5 58/15 59/8 59/10 59/19 60/23 64/11 64/18 64/20 65/19 65/25 68/5 81/23 83/21 90/15 95/17 103/21 104/6 106/9 107/11 107/15 108/6 109/16 109/19 110/8 111/9 113/19 113/22 113/23 115/21 116/2 116/18 117/5 117/23 118/5 118/5 119/21 120/16 125/2 125/25 127/1 127/13 129/7 137/3 138/14 140/19 141/11 142/9 142/19 143/7 145/8 147/5 147/12 149/18 150/25 154/2 159/23 160/1 160/25 161/22 164/10 164/21 166/5 166/18 168/11 170/11 170/13 171/13 172/11 177/6 178/3 178/3 182/19 185/24 186/1 191/20 193/11 194/6 195/5 201/12 219/11 219/13 221/8</p> <p>mean [47] 28/8 31/14 42/20 44/10 52/13 53/19 57/17 59/20 59/20 60/4 60/6 63/21 66/17 81/2 83/5 83/10 91/24 93/12 94/5 105/22 106/1 111/1 114/5 116/18 117/15 119/10 121/23 122/9 122/10 124/7 145/22 148/9 150/2 150/5 158/3 168/11 173/1 185/5 185/18 190/19</p>
---	---	---	--	--

M	mic [2] 4/7 13/14	180/12 205/16	221/13 221/15	161/19 163/13 164/7
mean... [7] 200/19	micro [1] 127/13	Monday [1] 133/5	Mr. Bice [3] 8/12 10/21	164/16 165/14 167/18
210/8 210/20 212/18	microphone [1] 182/4	monetary [1] 142/4	38/12	175/2 180/13 197/17
216/13 216/13 218/5	middle [5] 52/2 178/5	money [8] 53/20 54/6	Mr. Bice's [1] 12/3	Ms. Chattah [2] 131/23
means [8] 8/19 19/4	183/16 191/25 210/15	54/7 92/13 142/17	Mr. Christiansen [2]	133/13
26/20 131/4 131/24	might [12] 7/6 39/2	153/18 180/6 180/6	15/9 220/6	Ms. Cronkhite [3] 13/1
162/12 185/14 186/20	64/1 84/11 89/13 94/8	monies [1] 51/4	Mr. Christiansen's [1]	13/8 13/15
meant [4] 81/3 95/10	104/16 148/23 173/24	monitor [1] 8/17	221/13	Ms. Kluever [15] 15/11
156/22 190/5	182/19 188/8 195/4	month [1] 67/13	Mr. Dzarnoski [3]	31/7 41/10 111/22
medical [14] 13/20	mike [1] 221/18	more [54] 6/7 8/4 9/22	11/10 11/24 14/8	123/3 161/13 161/19
21/6 21/10 96/9 105/1	MIKHAYLOV [1] 2/15	10/16 21/9 27/18 45/4	Mr. Gentile [1] 6/12	163/13 164/7 164/16
105/2 107/12 108/23	MILLER [3] 2/5 130/24	45/8 45/15 46/24 54/5	Mr. Gilbert [2] 32/22	165/14 167/18 175/2
109/3 109/5 157/11	221/15	63/15 77/12 78/9 80/3	33/17	180/13 197/17
157/14 157/23 171/2	Miller's [1] 130/25	80/14 80/20 80/21 83/4	Mr. Gilbert's [1] 33/7	Ms. Kluever's [4] 4/3
meet [5] 9/4 51/8	million [19] 28/17 35/5	83/6 90/20 93/20 94/8	Mr. Holyfield [1] 13/4	90/2 90/3 90/6
119/11 178/9 179/7	35/17 35/19 36/2 45/1	100/21 100/24 104/6	Mr. Kemp [5] 5/11 5/17	Ms. Levin [2] 13/10
meeting [15] 73/19	45/2 45/5 45/17 47/3	105/14 105/19 111/9	130/2 132/7 134/10	13/13
80/1 80/22 80/25 81/6	49/9 50/13 52/9 53/21	118/16 120/19 124/15	Mr. Miller [2] 130/24	Ms. Sigal [1] 132/10
81/8 83/5 83/10 131/11	149/6 154/24 154/25	128/5 128/18 129/6	221/15	Ms. Sugden [2] 131/22
145/16 172/19 217/10	198/25 212/23	144/10 149/3 150/6	Mr. Miller's [1] 130/25	132/3
217/11 222/6 222/10	million-nine [1] 49/9	155/15 158/8 167/22	Mr. Plaskon [1] 33/20	Ms. Sugden's [1]
meetings [7] 76/6	Mincey [1] 43/10	167/24 168/4 168/12	Mr. Plaskon's [2]	133/19
83/11 83/16 83/19	Mincey's [1] 43/11	169/11 176/13 184/13	33/24 49/2	Ms. Welch [6] 6/13
145/12 216/19 216/23	mind [3] 63/21 72/21	185/8 189/7 192/18	Mr. Prince [4] 6/16	6/19 10/7 15/13 15/15
meets [1] 180/17	96/19	215/11 215/12 218/7	9/15 12/3 220/22	15/17
Melanie [9] 19/12	Minden [2] 25/5 197/18	218/11	Mr. Pupo [8] 6/13 6/15	much [21] 29/8 51/18
19/18 70/15 70/19	mine [1] 145/10	morning [18] 6/6 6/7	6/18 10/1 10/1 10/5	62/21 89/8 105/19
70/21 84/17 84/18	minorities [1] 56/16	6/14 7/23 11/25 12/15	12/6 13/2	111/6 135/6 136/9
84/22 84/24	minority [5] 55/9 55/10	12/17 89/10 133/5	Mr. Rulis [3] 89/23	141/3 146/17 148/14
member [17] 26/12	65/25 66/24 205/7	134/5 177/25 178/14	130/7 132/7	161/18 161/21 173/10
30/17 31/23 54/18	minus [1] 42/24	178/21 179/5 180/14	Mr. Schwarz [2]	175/15 177/9 191/11
55/13 56/1 56/5 57/3	minute [6] 13/11 36/7	183/21 198/7 219/14	220/17 221/10	205/9 210/21 212/21
57/7 60/14 60/16 61/2	73/21 179/19 190/3	most [9] 29/1 34/25	Mr. Shevorski [1]	216/7
83/23 189/18 190/9	222/2	48/1 101/2 104/11	130/3	muffled [1] 182/4
192/1 214/11	minutes [5] 40/14	117/20 153/18 169/11	Mr. Yemendjian [1]	multiple [3] 28/24
members [42] 23/19	89/11 134/13 134/16	183/13	12/22	93/23 143/16
29/17 44/21 54/15	222/4	motion [12] 6/19 7/23	Mrs. [2] 36/4 194/6	multiplier [1] 60/9
54/23 55/5 55/18 56/10	misrepresentations [1]	10/12 12/16 15/13	Mrs. Kluever [2] 36/4	Must [2] 203/21 204/3
56/11 56/17 56/19	147/6	133/23 134/17 219/20	194/6	mute [1] 40/12
58/12 61/3 92/7 97/4	miss [2] 11/23 169/13	219/25 220/7 221/3	Ms [66] 3/11 45/23	my [84] 4/7 8/14 8/18
106/20 117/22 170/14	missed [5] 80/7 144/24	221/13	74/19 74/19 95/1 100/3	11/5 11/14 14/16 15/6
172/5 182/14 192/6	145/18 167/24 169/4	motions [7] 219/12	101/9 102/15 103/6	16/8 17/2 17/2 17/15
192/23 192/24 193/8	missing [6] 120/20	219/15 219/21 220/9	104/7 104/24 109/14	17/24 18/21 18/22
193/25 195/1 195/9	122/7 122/19 122/23	220/10 220/19 220/20	110/15 112/10 113/14	18/22 19/4 20/13 20/14
195/19 196/15 197/12	123/1 123/6	Mountain [2] 130/20	116/23 120/15 121/10	22/20 25/4 25/4 30/20
205/23 206/1 206/3	misstates [6] 117/8	221/11	121/20 121/24 122/13	32/15 34/11 37/22
206/10 206/19 206/21	124/11 141/15 146/10	move [4] 103/3 199/17	123/19 125/2 125/10	38/22 39/20 40/9 43/18
206/25 207/4 207/9	158/24 176/22	209/14 218/9	125/20 125/24 126/12	43/22 44/2 44/11 48/22
216/3 216/19 217/1	mistaken [1] 100/4	moves [1] 10/17	127/1 127/13 128/14	49/5 54/2 59/24 59/24
membership [1] 58/1	mixed [1] 79/18	Mr [27] 3/5 3/6 3/8 3/9	129/3 133/12 136/9	62/20 63/21 64/18
mentioned [9] 68/6	MJ [2] 59/16 156/13	3/12 4/4 38/3 38/9 39/7	136/23 137/14 137/18	65/13 69/13 69/18
85/2 87/7 88/3 95/8	MLF [1] 190/10	39/22 41/6 42/9 49/1	138/24 139/11 141/5	69/22 69/23 73/14
100/3 173/9 208/16	MLMS [1] 114/22	58/25 65/23 68/17	141/10 141/21 142/2	79/24 86/24 89/13
211/11	MM [1] 130/17	73/10 102/11 102/12	143/1 143/7 143/19	102/8 104/6 106/2
merit [5] 95/18 175/9	MMLF [3] 25/22 190/10	102/21 102/25 116/2	143/21 144/6 144/12	106/25 113/22 118/22
175/11 175/13 175/16	194/17	117/8 125/9 127/11	145/2 146/1 146/17	119/21 122/6 127/25
merit-based [3] 175/9	MMLF 00022 [1]	146/18 214/14	147/5 147/10 148/2	133/1 133/18 137/20
175/11 175/13	194/17	Mr. [45] 5/11 5/17 6/12	148/14 149/10 150/25	144/16 151/3 161/22
merits [1] 175/21	MMLF 00023 [1] 25/22	6/13 6/15 6/16 6/18	153/5 153/14 154/5	168/18 178/19 179/3
mess [1] 12/3	MMLS [2] 178/1 189/15	8/12 9/15 10/1 10/1	156/8 157/18 158/17	180/12 181/5 181/14
messages [3] 77/25	mock [10] 63/24 72/12	10/5 10/21 11/10 11/24	159/8 159/22 194/16	188/18 188/18 188/19
187/17 197/16	72/13 96/5 96/15	12/3 12/3 12/6 12/22	Ms. [36] 4/3 6/13 6/19	189/7 192/19 193/7
met [6] 22/17 45/15	104/12 104/22 104/24	13/2 13/4 14/8 15/9	10/7 13/1 13/8 13/10	194/4 206/13 210/2
84/5 88/23 120/24	107/22 152/4	32/22 33/7 33/17 33/20	13/13 13/15 15/11	210/3 214/1 215/11
122/24	model [1] 98/20	33/24 38/12 49/2 89/23	15/13 15/15 15/17 31/7	215/19 221/14
metric [4] 178/9 179/7	modify [1] 88/1	130/2 130/3 130/7	41/10 90/2 90/3 90/6	myself [1] 33/15
180/2 180/8	mom [1] 51/17	130/24 130/25 132/7	111/22 123/3 131/22	
metrics [1] 192/11	moment [6] 41/23	132/7 134/10 220/6	131/23 132/3 132/10	
	99/14 100/3 158/16	220/17 220/22 221/10	133/13 133/19 161/13	
				N
				N/A [1] 118/24

<p>N</p> <p>name [20] 13/18 38/17 74/16 86/20 87/12 88/3 88/8 88/16 88/20 89/5 97/21 102/8 145/6 179/17 182/9 191/25 191/25 206/10 207/1 215/20</p> <p>named [2] 15/2 136/14</p> <p>names [3] 74/14 138/3 138/6</p> <p>naming [1] 99/9</p> <p>narrative [11] 43/19 55/19 59/14 157/3 157/6 160/14 169/1 169/3 190/2 193/6 193/17</p> <p>narrow [1] 189/7</p> <p>Nate [5] 6/2 6/3 40/16 40/17 42/9</p> <p>NATHANAEL [1] 2/6</p> <p>Native [1] 204/24</p> <p>Natives [1] 205/6</p> <p>nature [1] 96/7</p> <p>navigate [1] 9/8</p> <p>near [2] 128/17 221/18</p> <p>nearly [1] 8/22</p> <p>necessarily [15] 11/7 29/10 34/10 44/10 52/21 72/15 113/13 124/13 157/14 168/11 185/1 199/6 205/19 212/18 218/6</p> <p>necessary [2] 171/6 221/8</p> <p>need [26] 5/15 10/2 11/1 12/24 13/19 40/17 49/3 64/23 64/23 73/24 75/12 83/10 83/13 108/8 109/19 116/24 125/3 133/15 141/25 153/11 169/24 209/8 212/23 213/1 221/2 222/9</p> <p>needed [14] 6/13 28/24 29/16 47/8 62/22 66/16 82/23 100/8 142/23 185/19 201/10 212/18 212/19 218/2</p> <p>needs [2] 13/24 133/8</p> <p>network [1] 98/5</p> <p>NEVADA [41] 1/2 4/1 4/19 16/19 16/21 17/16 17/19 25/5 43/12 51/23 59/16 101/17 102/2 125/14 127/2 127/14 127/18 130/19 130/20 130/21 132/8 156/13 156/16 156/22 158/9 158/20 159/15 159/17 159/25 161/3 161/7 161/12 163/23 164/20 164/23 177/11 181/4 197/18 198/4 218/16 223/12</p> <p>never [14] 18/20 20/19 20/22 21/22 21/24 22/1 71/5 77/25 92/10</p>	<p>145/12 145/21 173/2 188/22 188/24</p> <p>new [4] 11/17 11/18 24/21 182/12</p> <p>news [1] 7/5</p> <p>next [19] 1/19 10/7 14/7 31/18 39/9 48/13 53/1 110/3 110/22 110/22 112/8 112/14 160/6 170/4 192/19 197/2 219/7 222/1 222/3</p> <p>nice [1] 51/6</p> <p>niece [2] 215/18 215/19</p> <p>night [4] 4/6 4/8 6/8 99/23</p> <p>nights [1] 82/7</p> <p>nine [2] 49/9 193/24</p> <p>nitty [1] 213/18</p> <p>NLV [1] 130/21</p> <p>no [204] 1/5 1/5 5/16 8/7 11/18 15/22 15/23 16/5 18/10 18/16 20/18 20/23 20/25 21/2 21/2 21/4 21/5 21/7 21/16 22/3 23/18 23/24 24/2 24/23 25/11 25/14 28/8 28/8 28/8 29/8 35/5 36/22 39/7 44/21 44/22 45/20 48/24 57/18 58/12 60/4 61/21 65/10 66/2 66/13 66/13 67/7 69/12 71/5 71/11 72/10 74/1 75/17 77/5 77/9 77/14 77/21 77/24 78/2 78/6 78/11 78/15 79/7 79/11 79/13 79/24 81/7 82/21 82/25 83/20 84/1 84/4 84/16 84/16 84/20 84/23 85/1 85/13 85/16 85/22 86/2 86/4 86/15 86/18 86/23 87/2 87/5 87/9 87/16 87/19 87/24 88/2 88/22 88/24 89/2 89/6 90/9 92/6 92/10 92/14 92/18 92/23 93/14 93/15 94/14 95/4 96/25 98/9 98/10 98/11 98/12 98/12 99/8 99/10 100/10 101/6 101/15 101/25 102/4 106/3 109/23 111/20 111/22 112/6 112/19 113/16 113/16 113/16 113/16 114/5 114/11 117/3 124/2 131/20 132/22 136/16 136/19 136/21 137/12 139/9 139/12 139/15 139/21 140/2 140/5 140/11 140/13 140/14 140/17 140/19 140/20 141/12 143/24 144/1 144/4 144/18 145/12 146/19 146/20 146/20 146/24 146/25 148/3 148/13 152/5 155/1 162/22 162/24 163/6 163/6 163/6</p>	<p>166/5 168/4 170/3 170/8 170/16 170/18 170/22 171/2 171/5 171/7 171/8 171/11 173/1 179/11 182/22 184/18 186/6 187/7 187/9 188/3 188/11 188/24 189/12 190/3 201/8 204/11 204/14 208/8 209/4 212/12 212/18 213/16 215/5 221/11</p> <p>nobody [2] 11/19 122/21</p> <p>non [4] 152/15 202/21 202/22 202/25</p> <p>non-Anglo-European [2] 202/22 202/25</p> <p>non-Caucasian [1] 202/21</p> <p>none [4] 140/17 141/1 146/23 170/16</p> <p>nonID [1] 184/7</p> <p>nonidentified [10] 78/24 79/4 79/8 79/14 79/23 99/8 100/12 157/1 172/2 173/24</p> <p>nonprofit [1] 170/22</p> <p>nonsupported [1] 153/10</p> <p>nor [1] 142/7</p> <p>North [4] 127/20 128/4 128/7 128/18</p> <p>Northern [1] 4/19</p> <p>not [341]</p> <p>note [2] 13/23 13/25</p> <p>notebook [10] 65/17 73/14 186/15 187/11 187/12 187/19 187/22 188/16 188/18 197/25</p> <p>Notebooks [1] 197/24</p> <p>notes [30] 30/20 41/9 43/6 43/18 48/11 49/6 51/23 54/2 58/24 59/6 65/17 68/7 73/15 93/2 93/5 93/8 99/25 152/24 154/12 168/13 186/16 187/14 188/5 188/7 188/18 197/19 202/5 205/2 211/20 214/1</p> <p>nothing [10] 21/11 21/13 27/18 28/6 28/8 65/14 105/14 119/14 138/22 187/25</p> <p>notice [4] 10/6 11/2 11/5 148/23</p> <p>noticed [3] 63/3 131/12 173/2</p> <p>notify [1] 133/9</p> <p>November [1] 67/13</p> <p>now [50] 6/9 6/14 6/22 9/25 21/14 22/4 24/3 25/24 26/3 32/17 34/3 36/6 37/25 39/14 40/24 48/13 51/1 53/19 61/9 64/21 65/7 65/19 71/18 85/6 96/24 102/24 113/23 115/7 117/5 118/5 124/5 127/12</p>	<p>129/24 133/17 133/25 136/9 143/21 152/3 153/7 154/7 157/17 157/25 164/20 166/1 166/12 174/7 176/7 187/5 199/17 204/5</p> <p>NRS [12] 82/11 95/13 95/18 95/21 105/14 107/6 125/21 126/5 142/24 143/4 152/21 181/22</p> <p>number [53] 24/22 24/23 41/21 46/25 47/9 47/10 47/23 53/13 53/14 53/15 55/5 60/17 81/23 90/5 90/11 93/25 99/9 103/17 106/2 111/5 114/15 114/22 118/7 118/9 136/13 136/13 141/25 149/5 151/15 153/16 153/18 153/19 153/21 154/6 154/10 154/13 154/19 156/12 162/16 162/19 162/21 166/19 166/23 167/13 168/7 169/13 169/20 182/2 184/16 193/11 214/2 214/3 223/10</p> <p>Number 37 [1] 90/5</p> <p>numbered [1] 201/21</p> <p>numbering [2] 99/9 173/22</p> <p>numbers [4] 25/19 89/23 167/8 169/16</p> <p>numeric [1] 143/5</p>	<p>138/1 138/15 139/7 140/1 140/23 141/15 143/13 143/14 144/22 146/8 146/10 147/11 147/16 147/22 148/16 151/8 152/16 153/24 158/22 160/2 161/4 161/14 163/20 164/4 164/24 164/25 173/12 176/22 177/13</p> <p>objections [8] 4/9 5/6 16/7 50/3 90/8 128/21 129/11 129/22</p> <p>objective [1] 176/15</p> <p>objectively [1] 143/12</p> <p>obligation [1] 119/2</p> <p>obligations [2] 117/7 124/23</p> <p>observation [2] 75/2 76/1</p> <p>observations [1] 91/4</p> <p>obvious [1] 175/18</p> <p>obviously [6] 13/2 43/18 76/21 123/1 132/16 209/10</p> <p>occasionally [2] 94/1 94/2</p> <p>occasions [5] 18/15 167/17 168/8 168/17 172/10</p> <p>occur [3] 37/2 101/21 172/10</p> <p>occurred [2] 25/10 80/5</p> <p>October [2] 23/13 67/13</p> <p>off [22] 12/7 12/9 29/19 35/1 52/18 59/14 60/15 63/3 63/11 82/5 93/13 101/4 169/16 169/17 176/24 184/15 192/14 196/20 206/7 206/14 206/19 212/4</p> <p>offer [1] 78/8</p> <p>offered [1] 78/5</p> <p>office [17] 12/12 22/18 25/12 59/12 70/24 70/25 84/8 86/10 87/10 97/12 182/23 182/25 184/6 184/7 185/13 185/21 196/22</p> <p>officer [19] 19/15 26/12 30/17 31/23 54/18 55/12 56/1 56/5 57/2 60/14 60/16 61/2 69/17 181/14 189/18 190/9 191/25 206/25 214/11</p> <p>officers [33] 29/17 44/21 54/14 54/15 54/23 55/5 55/18 56/10 56/11 56/16 58/12 61/3 106/20 117/21 117/22 191/18 192/3 192/6 192/22 193/8 195/9 195/19 196/15 197/1 197/11 205/22 205/25 206/3 206/10 206/18 206/21 207/3 207/9</p>
---	--	---	---	--

<p>O</p> <p>offices [2] 66/16 97/7</p> <p>often [2] 83/14 127/15</p> <p>oh [12] 15/21 33/15 44/9 44/25 66/12 89/9 89/13 114/8 117/13 169/4 190/2 203/25</p> <p>okay [245]</p> <p>old [2] 72/15 104/15</p> <p>on [359]</p> <p>once [8] 80/5 80/8 84/6 133/2 172/12 174/4 184/15 185/13</p> <p>one [118] 5/22 6/18 8/17 9/2 15/16 17/5 17/5 17/6 20/9 22/5 25/11 30/9 33/17 36/2 41/23 43/2 45/7 45/16 46/17 46/24 47/3 47/10 47/12 47/14 47/23 47/23 48/4 48/12 49/12 50/15 51/3 51/9 55/22 58/23 62/1 66/23 67/18 72/15 72/16 81/18 83/14 86/12 87/9 88/3 93/3 93/20 94/19 98/4 98/6 102/8 103/7 103/25 104/13 104/13 109/18 112/8 112/8 115/11 116/8 116/9 120/19 121/22 145/3 145/9 145/10 149/20 151/1 151/1 151/3 151/4 151/17 153/3 153/16 155/18 159/22 159/22 162/22 162/24 167/4 168/10 168/17 170/13 170/18 170/22 171/2 171/5 171/8 171/11 172/14 173/25 174/24 175/7 180/5 182/14 192/15 193/11 193/24 194/1 196/23 202/9 203/16 203/25 205/25 206/10 207/25 208/16 212/9 212/20 213/18 214/22 215/3 215/4 217/16 220/12 220/13 220/18 220/19 222/3</p> <p>ones [8] 5/8 11/20 68/3 90/13 192/5 196/16 200/5 219/16</p> <p>ongoing [1] 132/16</p> <p>online [2] 170/4 170/6</p> <p>only [34] 4/9 4/13 23/8 40/3 54/23 83/13 92/4 98/1 98/25 113/3 116/10 120/22 121/4 121/14 121/25 133/20 153/9 153/10 154/5 154/7 162/15 162/23 167/20 172/12 174/24 175/7 184/5 184/6 190/13 196/23 200/14 213/5 220/23 221/5</p> <p>onto [3] 93/13 167/3 182/16</p>	<p>open [2] 212/21 212/23</p> <p>opening [2] 76/21 125/3</p> <p>operate [2] 46/25 111/7</p> <p>operated [1] 20/19</p> <p>operating [11] 103/18 106/8 106/18 194/10 194/22 195/7 195/21 196/2 196/16 209/18 211/5</p> <p>opinion [1] 119/6</p> <p>opportunity [11] 72/16 74/19 80/1 82/3 96/10 96/18 106/17 127/9 133/10 134/19 221/19</p> <p>oppose [1] 132/14</p> <p>opposed [3] 8/5 56/19 128/6</p> <p>opposing [1] 132/12</p> <p>opposition [2] 134/16 221/9</p> <p>or [281]</p> <p>oral [1] 188/14</p> <p>order [18] 6/20 10/12 24/8 45/13 49/16 49/22 50/18 50/21 53/3 60/20 75/24 82/23 83/1 100/2 132/11 138/19 173/22 219/13</p> <p>orders [1] 173/25</p> <p>org [3] 60/17 190/20 193/16</p> <p>Organic [1] 130/20</p> <p>organization [4] 109/7 192/5 194/22 196/24</p> <p>organizational [12] 70/10 95/17 156/9 169/12 189/18 190/7 191/10 193/3 193/15 194/9 195/22 202/10</p> <p>organizations [1] 190/20</p> <p>organized [1] 101/2</p> <p>oriented [1] 69/25</p> <p>original [1] 114/17</p> <p>originally [3] 81/24 96/14 114/6</p> <p>other [90] 5/9 5/10 5/22 14/2 18/14 20/19 20/25 24/18 25/11 26/13 28/16 29/7 29/22 31/7 37/16 40/25 47/22 52/19 54/20 57/6 61/1 65/20 66/23 72/18 74/11 78/4 78/7 79/20 80/4 80/11 80/18 83/13 87/6 87/9 90/9 90/13 90/14 91/4 91/22 97/3 97/18 98/1 101/23 106/20 109/9 115/17 117/16 118/22 123/21 128/6 137/19 144/3 145/3 146/1 146/6 149/20 150/23 151/14 151/18 153/12 155/18 158/20 158/20 159/15 159/17 163/15 163/19 168/24 170/14 176/19</p>	<p>181/11 182/10 182/21 186/23 190/15 191/4 191/5 191/6 191/8 195/22 196/19 204/6 204/9 212/2 215/7 216/19 216/25 219/1 220/16 222/1</p> <p>other's [2] 145/22 146/15</p> <p>others [4] 6/16 103/25 169/15 176/13</p> <p>otherwise [2] 209/15 218/8</p> <p>our [109] 4/13 7/12 8/8 9/7 10/19 12/12 16/6 21/6 28/12 30/22 37/10 38/1 57/18 57/22 58/9 61/6 63/8 65/21 66/4 66/18 66/19 67/3 67/13 73/8 73/11 75/19 75/23 76/9 76/9 76/10 76/23 77/1 77/14 82/5 83/12 84/16 87/11 90/9 96/19 98/4 98/17 99/11 100/14 100/17 100/21 101/3 101/4 101/21 104/22 119/10 120/11 132/9 132/10 145/12 145/16 145/19 148/12 150/22 152/24 153/1 155/17 159/20 163/10 165/9 165/10 166/17 167/2 167/8 168/3 168/10 169/16 170/10 170/17 170/20 171/1 171/4 171/7 171/10 171/12 178/24 180/11 182/16 182/17 183/11 184/1 184/3 184/4 184/5 184/14 184/25 185/9 185/13 185/15 185/21 186/15 188/6 192/14 192/16 200/15 202/5 205/1 205/2 206/8 211/20 215/13 217/14 217/15 218/4 222/2</p> <p>ourselves [1] 72/16</p> <p>out [70] 11/16 13/5 14/20 15/7 19/2 19/3 20/2 20/6 22/9 22/19 23/11 36/11 40/15 40/20 40/23 43/19 47/12 51/17 53/17 53/18 55/18 67/12 69/1 70/15 77/12 77/16 77/22 78/17 82/4 82/17 86/9 94/18 95/19 97/9 99/21 104/16 105/6 108/16 109/14 110/2 111/11 113/23 119/13 119/15 124/18 140/15 141/13 147/3 147/13 157/5 161/24 162/16 168/12 168/22 169/4 169/13 181/10 181/12 184/1 184/24 188/9 190/21 193/14 194/1 194/14 211/9 214/2</p>	<p>214/3 214/4 214/5</p> <p>outline [6] 9/24 108/7 128/25 141/24 149/16 159/19</p> <p>outlined [9] 156/18 157/12 157/20 158/3 169/3 177/1 179/1 193/4 203/2</p> <p>outlines [3] 105/15 190/9 193/5</p> <p>outside [28] 37/9 37/14 56/25 58/9 61/8 62/9 78/7 78/22 92/6 93/15 93/15 95/2 95/5 98/12 98/12 98/20 100/8 100/8 100/17 101/7 135/23 143/3 144/2 146/21 146/25 148/4 170/21 207/15</p> <p>over [35] 14/13 16/8 22/18 38/8 44/14 46/17 48/13 48/14 52/23 52/25 62/15 62/20 65/3 69/18 89/12 95/15 98/18 98/18 98/22 99/12 100/16 106/24 108/5 134/1 135/24 145/19 146/6 146/15 167/8 172/25 177/18 181/9 206/24 215/24 218/10</p> <p>overall [1] 72/2</p> <p>overruled [82] 24/11 25/3 27/21 28/22 32/20 33/12 35/12 42/19 43/17 44/5 45/11 46/13 48/7 49/15 49/18 49/23 50/4 50/19 52/17 53/4 53/6 53/24 56/23 57/16 58/4 60/21 75/9 75/16 76/5 91/8 102/22 103/4 107/18 109/2 112/5 115/25 116/17 117/9 118/2 121/8 121/18 122/4 123/17 124/12 125/7 125/18 126/22 127/6 127/24 128/10 128/22 129/12 129/15 129/23 136/25 137/5 138/17 139/8 140/3 140/24 141/17 143/15 143/17 144/23 146/11 147/17 147/24 148/18 151/10 152/17 153/25 158/23 160/3 161/5 161/15 164/5 165/1 173/13 176/23 177/14 217/5 218/20</p> <p>oversaw [1] 71/9</p> <p>overview [2] 37/1 151/24</p> <p>own [12] 20/13 69/20 77/12 80/23 91/22 141/5 165/8 165/9 176/20 188/6 212/11 219/22</p> <p>owned [5] 20/13 20/19 207/6 207/8 207/8</p> <p>owner [20] 26/12 26/23</p>	<p>26/23 26/24 30/12 30/17 31/22 54/18 55/12 56/1 56/4 57/2 60/13 61/2 61/3 189/18 190/9 191/25 206/24 214/11</p> <p>owners [36] 29/17 44/21 54/13 54/15 54/23 55/5 55/18 56/10 56/11 56/16 58/12 92/15 106/20 117/22 180/5 191/18 192/3 192/6 192/21 193/8 195/9 195/19 196/15 197/11 205/19 205/22 205/25 206/3 206/10 206/18 206/21 207/3 207/9 213/15 216/14 216/15</p> <p>ownership [2] 92/16 194/10</p> <p>owns [2] 115/16 123/20</p> <hr/> <p>P</p> <p>p.m [3] 135/13 222/12 222/12</p> <p>paces [1] 217/14</p> <p>pack [2] 11/17 11/18</p> <p>packet [3] 91/25 94/20 116/11</p> <p>page [62] 1/19 25/18 25/21 32/25 33/6 34/1 38/14 44/14 45/24 48/13 53/1 58/18 61/15 62/5 65/8 65/11 66/24 70/12 106/3 109/19 109/23 114/20 115/10 117/19 117/19 117/19 118/9 142/10 150/15 154/8 154/16 154/18 160/23 162/5 162/20 165/23 166/18 166/21 169/19 169/20 170/12 171/19 175/2 178/1 178/5 182/1 182/2 187/5 187/6 188/20 189/14 189/15 191/14 191/14 194/7 194/19 200/10 202/14 203/24 203/25 206/17 218/9</p> <p>page 178 [2] 32/25 33/6</p> <p>page 20 [1] 34/1</p> <p>page 21541 [1] 162/5</p> <p>page 23 [1] 25/21</p> <p>page MMLS 00025 [1] 178/1</p> <p>pages [6] 48/14 169/15 169/15 169/15 169/15 205/14</p> <p>paid [3] 22/22 146/22 148/14</p> <p>paper [5] 55/21 66/3 149/25 186/22 187/24</p> <p>papers [1] 99/25</p> <p>paperwork [3] 19/4 22/19 91/12</p> <p>paragraph [8] 110/2</p>
---	--	---	---	--

P	89/22 90/18 135/14 paragraph... [7] 110/6 110/24 112/10 112/11 112/12 112/20 112/22 paramount [1] 99/5 Pardon [1] 219/11 PARKER [8] 2/5 3/8 75/15 76/4 102/8 125/9 127/11 198/4 parse [1] 221/4 part [67] 5/12 8/18 11/14 20/3 28/14 29/4 29/17 38/8 39/21 67/3 70/9 70/23 71/16 73/6 73/22 74/11 78/20 84/16 85/7 98/17 104/8 106/11 106/13 110/23 115/5 116/14 117/14 119/18 119/21 119/25 120/11 122/10 122/25 124/22 125/5 131/7 144/25 157/19 157/19 158/3 159/16 159/18 160/23 165/10 166/17 169/6 171/14 171/15 172/15 175/1 177/4 177/17 178/24 180/11 180/24 181/2 182/9 191/23 191/24 195/20 196/6 196/6 208/21 212/19 216/25 221/12 221/23 partial [3] 91/16 130/4 131/6 participate [5] 84/12 84/19 85/3 86/13 86/19 participated [6] 86/22 87/7 181/4 181/11 213/15 214/2 participating [1] 213/23 particular [22] 5/5 57/10 84/25 85/15 86/1 86/17 87/4 87/22 91/15 91/16 97/4 108/13 119/1 138/22 143/2 167/23 169/9 181/17 201/7 201/14 216/24 218/24 particularly [1] 10/21 parties [7] 11/5 78/22 130/7 130/15 132/23 134/12 221/6 parties' [1] 11/6 Partners [2] 130/20 221/11 partnership [2] 195/7 195/21 partnerships [1] 194/23 parts [2] 202/9 202/10 party [4] 10/5 27/9 31/13 144/4 pass [2] 100/15 197/14 passport [1] 204/16 pattern [1] 14/4 pause [9] 15/18 16/2 40/19 42/3 58/21 61/13	24/24 25/8 77/5 186/23 197/17 197/23 phones [2] 37/9 98/11 phonetic [6] 13/4 43/10 74/13 74/15 220/20 220/21 phrase [2] 26/7 147/2 physical [18] 25/4 105/22 115/1 115/16 118/11 118/18 118/21 118/23 119/18 119/24 120/2 120/3 120/8 120/12 123/9 123/11 123/13 123/20 picture [2] 42/25 54/3 pictures [1] 190/21 piece [12] 8/19 17/10 55/21 66/3 117/18 117/20 119/15 149/25 159/1 179/9 186/22 195/4 pieces [5] 68/5 117/16 118/16 122/19 122/22 piped [1] 8/13 place [9] 29/4 47/18 68/18 95/19 98/16 99/4 108/3 188/15 190/13 places [3] 191/6 191/6 191/8 plaintiff [2] 3/3 6/20 plaintiffs [11] 2/2 4/15 6/22 9/23 10/17 131/20 132/9 133/22 134/22 135/7 220/24 plaintiffs' [5] 8/11 12/4 39/2 41/7 135/19 plan [13] 6/8 51/3 51/6 51/10 54/8 103/25 104/5 111/3 111/4 128/25 178/6 209/18 211/8 planes [1] 5/1 plans [1] 26/4 Plaskon [17] 33/20 33/22 68/17 73/10 85/7 85/17 85/25 97/20 180/21 183/9 183/12 184/11 185/3 185/11 188/10 188/15 188/22 Plaskon's [2] 33/24 49/2 play [5] 41/1 101/13 101/18 135/24 211/7 played [1] 16/9 playing [3] 15/11 91/1 136/1 plays [1] 9/25 pleadings [1] 221/20 please [19] 5/17 11/9 11/23 17/10 26/8 32/25 33/4 33/7 44/14 45/23 58/16 60/6 103/11 124/15 130/14 160/1 165/17 166/12 174/22 plot [2] 209/15 211/8 plus [1] 198/25 point [38] 13/3 22/12 39/20 45/16 56/8 67/3 79/4 80/17 103/10	106/23 109/20 145/17 150/23 151/4 151/6 151/12 151/16 155/7 155/7 155/14 156/9 160/12 162/15 162/17 162/18 164/8 168/15 168/18 169/5 170/4 171/17 172/15 176/14 187/4 211/18 211/19 218/7 218/11 pointed [2] 153/12 169/4 pointing [2] 194/13 194/16 points [41] 46/6 46/20 46/21 47/3 47/13 47/15 48/4 49/12 50/15 50/24 76/8 79/16 80/3 80/11 80/14 83/3 83/6 106/23 142/16 150/13 150/16 150/18 153/20 154/20 154/24 155/5 155/17 163/1 163/3 166/6 167/22 168/4 170/13 171/14 175/25 202/23 203/20 211/17 211/24 214/6 218/7 pop [1] 51/17 portal [2] 204/4 204/10 portion [13] 5/10 40/23 79/5 79/5 79/8 79/21 110/22 122/2 149/14 201/1 201/5 211/4 221/3 portions [5] 14/15 63/6 127/20 127/21 221/21 position [10] 6/23 18/20 18/21 19/13 19/16 22/19 70/17 193/16 198/8 198/11 positions [2] 69/24 75/25 possession [2] 24/19 197/18 possible [9] 5/7 13/8 53/17 53/18 80/19 133/3 150/16 153/19 198/22 Possibly [1] 128/15 posted [1] 116/19 postgraduate [1] 139/20 potential [2] 57/14 73/5 potentially [4] 13/5 27/12 129/6 206/11 Potter [2] 15/2 38/17 power [1] 4/21 PowerPoint [1] 71/25 practice [6] 111/8 166/15 184/9 201/12 201/14 201/15 preceding [1] 170/12 precise [1] 57/20 precisely [1] 209/23 predated [1] 152/13 preface [1] 61/22 preference [2] 47/19 47/20	preferences [1] 120/5 preferential [1] 101/12 preferential [1] 89/4 preferred [3] 47/23 47/24 48/4 preobjections [1] 5/14 preparation [5] 10/20 91/11 96/22 166/16 210/10 prepare [5] 70/6 88/14 96/3 198/20 198/23 prepared [14] 10/15 10/16 10/22 12/20 20/22 23/3 51/15 51/16 72/3 137/7 137/10 138/25 181/8 181/8 preparing [3] 6/17 96/16 199/8 present [5] 2/19 13/5 156/5 206/6 221/7 presentation [3] 135/20 137/25 138/7 presented [19] 57/19 57/21 57/23 71/25 77/16 78/10 91/20 94/14 108/8 109/10 110/13 133/15 144/3 144/4 167/14 170/2 175/21 180/21 188/22 preservation [1] 24/7 preserve [1] 24/8 pretty [7] 63/4 96/25 97/8 175/15 184/15 216/7 216/9 prevents [1] 7/15 preview [2] 58/9 185/15 previous [14] 18/15 21/3 59/15 158/1 158/4 158/7 158/9 158/9 158/10 158/13 158/18 159/25 161/1 199/3 previously [7] 12/23 45/16 61/5 88/4 167/15 167/25 182/8 primarily [1] 9/24 PRINCE [5] 2/15 6/16 9/15 12/3 220/22 Princess [1] 57/7 principles [3] 139/5 139/24 176/25 printout [2] 188/4 195/13 prior [22] 19/16 20/16 21/14 21/21 23/17 62/15 63/10 64/17 65/21 67/4 70/19 70/20 70/21 71/9 72/11 85/23 88/20 104/12 133/7 158/24 170/9 180/23 prioritize [2] 159/14 159/24 prioritized [2] 158/12 177/10 prioritizing [1] 161/11 priority [1] 161/2 privacy [3] 66/18 97/10 98/2 private [1] 78/21
----------	---	---	---	--

P	174/16 199/15 210/3 projection [2] 104/1 104/4 projections [6] 51/7 104/3 129/20 141/13 142/4 143/11 promoted [1] 69/13 prompted [1] 132/10 promptly [1] 5/7 proof [7] 35/18 44/21 45/20 46/16 203/22 204/3 204/12 proper [1] 37/19 properly [3] 72/21 92/20 132/19 property [7] 115/16 115/17 120/13 123/20 123/21 207/6 207/7 proposed [4] 19/25 115/1 115/16 118/18 proposing [2] 89/24 89/25 protective [10] 6/20 10/12 45/13 49/16 49/22 50/18 50/20 53/3 60/20 138/18 protocol [4] 10/4 10/24 11/4 186/12 prove [2] 29/25 212/17 provide [18] 26/19 26/25 87/14 87/17 119/13 142/4 142/7 142/20 143/3 143/10 163/14 183/1 191/12 194/9 199/19 203/22 204/3 204/12 provided [57] 25/24 31/24 31/25 34/14 43/20 44/20 48/1 51/14 65/8 69/5 72/25 74/7 79/11 92/5 102/12 105/11 113/25 119/12 119/18 120/22 120/23 140/14 140/21 141/1 141/12 144/6 147/7 147/8 148/7 149/4 150/4 155/22 156/3 156/3 166/5 167/19 176/4 180/14 180/15 180/19 183/4 186/18 189/23 192/25 195/6 195/20 196/2 196/17 197/3 197/4 197/4 200/19 200/20 200/23 203/17 204/9 206/15 providing [6] 37/19 192/21 193/22 194/21 206/20 210/20 provision [2] 133/20 133/21 provisional [3] 43/12 44/9 44/11 public [3] 31/25 34/16 134/24 pull [4] 9/17 80/6 108/16 190/12 pulled [1] 43/19 pulling [1] 93/13 Pupo [15] 2/19 6/13	6/15 6/18 10/1 10/1 10/5 12/6 13/2 65/23 83/22 83/24 84/2 84/5 84/14 purchasing [1] 181/9 purpose [2] 109/8 180/7 purposes [12] 79/15 135/19 140/22 144/8 189/25 191/18 192/21 195/5 197/10 204/25 207/20 208/7 put [33] 15/21 28/16 30/12 36/11 37/3 46/9 55/12 55/25 56/9 59/21 59/22 60/8 60/12 77/3 81/16 82/25 93/9 94/6 98/16 99/4 100/18 101/3 108/2 108/17 111/2 118/25 130/8 130/9 176/9 183/4 190/20 197/15 204/17 puts [1] 111/4 putting [4] 27/24 82/5 93/13 141/23 PUZEY [1] 2/6	question's [1] 189/7 questioning [3] 10/21 60/19 142/9 questions [38] 4/11 9/11 37/12 48/25 62/18 69/6 73/3 73/4 73/9 77/15 96/10 96/19 101/10 102/11 102/13 102/25 111/11 111/22 113/23 126/14 126/18 136/10 146/18 183/8 183/11 183/21 184/3 184/10 184/12 184/16 187/8 187/8 188/22 189/10 192/18 201/2 201/7 203/16 queue [1] 42/5 quick [3] 58/21 106/9 192/15 quicker [1] 126/13 quickly [3] 83/12 199/17 202/15 quite [8] 10/10 14/13 62/6 109/22 111/8 127/15 181/5 199/9 quote [4] 30/5 52/1 55/4 81/23	200/9 200/15 201/8 reading [2] 38/3 160/20 reads [5] 5/18 38/9 39/5 39/9 39/16 ready [9] 10/1 10/2 42/8 42/9 42/11 42/12 100/21 135/15 135/17 real [12] 56/19 58/21 76/16 106/9 130/19 152/6 152/8 152/8 207/7 207/7 207/25 208/9 realized [1] 207/1 really [19] 16/22 48/10 61/4 80/4 90/15 119/20 127/19 130/9 169/4 173/1 173/5 178/19 181/19 181/19 182/4 185/23 187/2 187/21 192/15 reason [14] 35/23 36/22 60/8 78/20 88/13 115/10 122/6 135/10 153/5 175/17 186/15 192/16 217/11 221/2 reasonable [1] 142/8 recall [101] 24/13 28/12 31/9 31/20 32/6 32/9 42/22 45/6 45/14 46/23 47/5 47/6 47/12 47/16 48/10 50/5 50/10 54/9 54/20 62/4 62/7 62/8 62/11 65/2 65/12 65/19 66/3 76/15 84/7 86/20 86/21 86/25 87/12 97/21 97/22 102/13 107/14 108/12 108/15 110/21 112/16 115/4 115/23 116/5 116/8 116/9 117/10 118/20 118/22 123/23 124/6 124/10 124/24 136/10 136/12 137/1 137/3 138/2 138/13 139/3 149/22 151/12 152/14 158/15 159/19 159/20 163/9 163/17 165/9 165/12 165/13 166/21 168/5 168/16 168/20 169/10 172/4 172/12 172/18 173/14 178/10 178/14 182/8 184/10 184/12 184/16 188/21 188/24 189/4 191/1 191/8 196/18 196/18 198/24 204/15 205/3 205/24 208/3 211/11 213/6 216/20 recalling [1] 202/7 receipt [1] 152/13 receive [16] 78/5 110/24 111/12 111/25 112/24 140/7 153/14 153/15 156/17 156/20 157/25 158/18 159/13 161/10 200/5 200/6 received [18] 47/11 47/12 65/20 71/16
	Q			
	Qualcan [5] 130/20 219/12 219/14 219/16 219/25 qualified [2] 74/6 180/9 qualify [2] 202/22 204/25 qualifying [1] 34/4 quality [6] 130/18 144/7 144/7 146/6 146/6 146/15 quarter [2] 89/12 89/13 question [85] 19/24 20/9 28/4 33/11 37/22 38/20 43/22 43/25 44/2 49/7 53/19 54/9 54/10 58/5 62/17 68/4 73/10 81/14 86/5 102/21 104/6 107/17 109/22 111/9 111/12 112/4 113/15 114/2 115/12 116/23 116/24 116/24 121/13 122/13 125/24 126/8 126/20 129/4 138/21 141/10 142/2 143/2 143/7 144/25 145/24 151/8 153/6 153/7 153/11 153/12 153/22 154/2 154/7 154/7 158/2 159/9 164/16 175/18 178/19 179/3 179/24 182/20 183/16 183/18 183/25 185/3 185/12 185/20 185/22 185/25 186/3 186/12 186/17 186/21 188/9 189/1 192/19 193/7 194/12 194/13 195/17 196/12 198/1 199/21 209/20 question a [1] 28/4	R race [4] 190/11 202/18 204/20 204/23 raise [2] 5/8 78/12 raised [1] 131/23 Ramsey [1] 11/20 random [1] 29/18 range [17] 107/1 150/2 150/3 150/16 150/18 150/20 155/7 155/8 155/14 155/19 160/12 160/18 162/15 164/8 211/19 212/8 212/13 ranges [6] 105/16 150/2 152/2 211/12 211/15 211/18 ranging [1] 211/22 ranking [1] 102/16 rankings [4] 148/5 148/6 148/7 148/11 rapidly [1] 64/1 rate [3] 22/24 47/19 47/22 rated [2] 42/17 47/10 rather [2] 82/11 203/11 raw [2] 51/9 96/14 RD [1] 47/10 re [3] 1/6 197/16 201/13 re-call [1] 197/16 re-review [1] 201/13 reach [3] 77/16 77/22 78/17 reached [2] 70/15 130/4 read [24] 5/11 26/7 26/15 30/3 33/3 33/10 33/14 33/15 43/9 44/18 45/19 48/15 48/19 49/1 52/8 59/8 59/11 75/14 106/22 109/18 168/1		

R	regard [12] 9/25 26/18 27/4 51/23 61/11 96/2 119/24 132/25 144/7 187/9 197/20 197/22 regarding [7] 136/18 143/2 147/7 153/13 189/10 195/8 196/4 regardless [5] 7/19 54/23 61/3 134/24 155/9 regards [16] 18/18 20/24 22/4 26/3 26/17 28/6 56/18 61/18 65/10 66/1 164/18 178/21 180/14 188/1 189/2 197/19 registers [3] 48/20 48/23 49/3 regs [1] 126/5 regular [2] 184/19 216/6 regulation [4] 95/18 142/25 143/4 166/15 regulations [3] 107/7 125/22 164/11 reiterate [1] 93/14 related [15] 7/12 10/21 102/12 104/25 108/13 108/23 111/14 119/5 129/7 131/23 138/12 146/2 152/4 162/13 218/24 relates [5] 11/6 114/18 133/1 219/25 221/10 relating [1] 9/24 relative [5] 109/17 110/25 111/12 163/24 215/15 released [1] 221/12 Relevance [4] 24/10 32/19 161/14 165/2 relevancy [2] 41/13 90/9 relevant [8] 70/14 116/18 117/6 117/11 117/13 117/20 127/25 129/5 relied [2] 37/23 192/20 relief [1] 221/14 reluctant [1] 167/13 rely [2] 11/2 197/10 relying [4] 26/5 26/11 26/19 26/23 remain [1] 131/7 remained [1] 99/11 remaining [1] 135/16 Remedies [1] 130/21 remember [16] 14/22 15/1 15/2 16/7 24/5 45/4 49/4 49/5 62/24 95/9 169/8 169/10 179/16 190/7 195/12 203/3 remind [1] 113/19 reminder [1] 9/20 remove [1] 159/22 removed [1] 65/14 Reno [2] 16/21 17/14 rent [1] 209/19	repeals [1] 134/3 repeat [9] 17/10 19/24 43/23 43/25 69/6 71/22 91/24 109/21 197/21 repetition [3] 152/3 152/20 153/2 repetitious [1] 152/1 replaced [1] 12/19 report [1] 198/11 reporting [2] 1/25 166/24 represent [2] 102/8 132/8 representations [1] 12/4 representative [7] 39/3 116/25 122/15 123/24 136/14 136/15 220/1 representatives [1] 122/1 request [2] 25/9 142/8 requested [2] 25/7 91/22 requesting [1] 94/1 required [8] 26/21 32/14 118/11 119/25 120/2 120/9 209/1 212/16 requirement [5] 6/23 28/10 28/18 46/6 51/2 requirements [2] 51/9 124/21 requires [1] 123/11 research [5] 77/7 77/10 91/23 169/24 170/1 reservation [2] 197/15 198/3 reserve [2] 134/4 197/15 reside [1] 94/7 residence [1] 25/5 resolve [1] 73/4 resolved [2] 131/19 218/12 resolving [1] 172/15 resource [2] 187/5 188/19 resources [20] 28/25 37/15 56/25 58/8 61/6 104/4 106/11 106/12 106/16 111/5 141/24 146/21 148/4 150/15 151/15 155/12 170/21 209/22 212/16 212/22 respect [10] 10/8 70/3 84/15 85/24 92/15 92/22 94/9 95/3 106/4 220/18 respond [1] 134/11 responding [1] 146/18 response [31] 16/5 61/21 106/17 106/24 106/25 107/1 107/3 108/10 113/14 116/24 126/7 137/14 150/18 151/14 151/16 151/17 155/13 160/9 160/10 160/11 160/13 162/3	162/7 162/10 162/12 164/18 164/19 186/19 188/23 189/23 197/8 responses [2] 104/20 211/13 responsibilities [3] 96/3 96/17 96/22 responsibility [1] 92/21 responsible [2] 199/14 200/6 responsive [2] 113/15 126/8 rest [2] 11/7 15/1 restore [1] 147/20 restraining [1] 132/11 result [4] 8/18 105/18 141/3 141/5 resulted [1] 168/19 results [2] 13/24 14/6 resume [10] 13/9 59/14 135/15 162/8 169/2 169/24 169/25 171/16 190/2 193/17 resumed [2] 59/3 210/14 resumes [7] 157/5 158/5 160/14 162/10 168/25 170/2 193/5 retail [1] 99/9 retained [2] 24/16 187/12 retired [3] 17/19 18/3 18/9 retirement [1] 69/23 retiring [1] 198/8 revenue [1] 199/15 review [64] 30/19 37/7 37/15 55/21 57/20 61/8 62/16 65/22 66/15 67/5 70/9 70/12 73/11 73/17 74/24 75/3 77/2 80/10 80/23 81/16 82/5 82/23 83/13 96/11 96/18 98/21 101/11 107/21 114/12 119/19 119/22 121/11 121/12 122/22 137/23 144/12 144/14 145/16 145/21 146/1 148/12 152/4 152/10 156/4 157/22 166/16 166/23 167/21 167/24 169/17 173/25 181/1 181/2 181/11 192/17 200/23 201/13 217/1 217/9 217/10 217/16 218/1 218/16 221/20 reviewed [25] 76/20 96/12 99/14 104/7 107/8 109/16 110/17 115/23 116/3 116/6 116/10 118/21 120/25 121/1 136/14 139/6 145/13 164/21 172/6 187/25 191/13 200/25 201/13 206/13 216/23 reviewer [1] 156/7 reviewing [30] 18/19 23/14 37/11 37/13	66/21 67/7 67/10 71/18 82/10 95/13 96/8 98/25 105/14 109/5 109/8 109/8 115/4 119/5 123/25 150/22 158/4 165/12 166/21 167/6 184/23 199/3 199/13 199/15 200/9 201/5 reviews [2] 67/4 72/12 Revised [1] 163/23 rhythm [1] 210/9 RICHARD [1] 2/17 RICK [1] 2/13 right [148] 4/19 5/4 6/9 9/1 9/10 11/2 11/24 12/11 13/14 13/15 13/21 14/5 16/6 17/13 18/3 19/23 22/4 22/10 24/3 25/17 25/18 26/15 32/25 34/21 35/21 37/25 38/18 39/8 39/15 40/10 42/7 42/17 45/4 46/7 47/24 48/9 51/11 52/5 54/10 54/11 54/14 55/1 55/6 55/9 57/8 57/11 58/2 58/15 58/17 64/21 64/21 67/16 67/24 68/7 69/24 77/4 77/8 77/13 79/17 83/12 86/5 87/4 88/15 88/18 93/3 93/6 96/24 97/5 98/24 102/8 102/24 103/17 108/3 111/21 112/16 112/24 114/25 115/7 118/5 118/20 122/17 123/23 125/2 125/13 130/12 131/9 134/7 134/8 134/18 135/5 135/11 135/18 135/23 135/24 136/4 139/11 139/13 139/22 143/21 145/25 147/15 150/5 154/7 155/3 156/14 157/23 157/25 162/19 165/17 166/18 166/19 166/19 169/8 170/11 173/9 173/23 174/25 175/24 176/15 179/16 183/11 185/3 187/6 192/22 197/16 202/11 202/21 204/8 205/8 205/11 207/17 207/21 208/20 208/22 209/9 209/11 209/25 211/8 212/14 213/13 213/22 213/24 214/22 216/10 216/18 217/20 218/25 222/11 River [2] 58/24 193/23 RJC [3] 8/13 8/23 8/24 role [4] 181/7 182/12 182/25 199/13 roll [1] 145/19 rolled [5] 52/20 52/23 52/25 95/15 156/6 Rombough [1] 130/19 room [22] 37/8 65/15 66/18 68/12 75/18 77/3 78/22 91/9 95/2 97/1
----------	---	---	---	---

R
room... [12] 97/4 97/8
97/8 97/20 98/7 98/9
99/13 99/16 100/9
101/21 102/20 182/21
rooms [3] 79/2 98/11
100/17
Rose [5] 3/12 102/11
102/21 102/25 112/3
ROSS [1] 2/5
round [1] 21/3
routine [1] 152/1
row [1] 59/10
Roxanne [5] 74/13
74/17 75/11 75/12
168/11
rule [1] 10/9
rules [1] 98/2
RULIS [4] 2/6 89/23
130/7 132/7
run [8] 13/5 30/14 62/6
72/13 96/10 104/5
184/2 211/10
runner [1] 87/10
running [4] 51/4 54/6
182/14 184/15
runs [1] 151/16
rural [1] 126/3
RUSTY [1] 2/12

S
said [57] 13/23 20/9
22/5 30/9 30/16 34/3
34/10 35/4 35/17 37/17
37/23 47/6 53/21 54/6
63/5 63/13 68/8 69/9
70/15 76/6 76/13 77/3
80/13 85/17 96/5 97/3
97/14 98/5 121/14
122/16 122/16 123/2
124/5 145/3 145/25
148/19 149/18 152/9
153/6 155/19 156/23
157/17 163/5 163/23
165/14 172/12 179/4
179/7 180/5 186/4
187/11 191/5 200/18
202/8 209/5 213/9
216/1
sake [2] 28/5 90/12
sale [1] 129/20
sales [10] 110/23
110/25 111/2 111/12
111/13 111/15 111/19
112/1 124/24 208/9
Sam [1] 220/20
same [58] 8/8 9/13
20/24 24/14 24/23 25/2
40/2 44/4 50/3 50/16
53/23 64/14 70/25
75/15 75/18 75/18
75/18 75/19 76/4 79/20
86/5 91/9 91/10 93/22
94/10 100/16 104/16
112/12 118/17 128/21
128/24 129/11 129/22
144/21 149/21 151/2
152/10 153/3 153/24

154/8 154/8 155/4
164/4 173/17 174/2
174/13 176/25 177/3
177/9 196/16 200/6
207/4 211/1 212/8
212/9 215/3 215/5
218/9
sample [2] 109/6
192/13
sat [1] 100/16
satisfactory [3] 27/4
178/9 179/7
satisfied [1] 32/2
satisfy [4] 28/10 28/18
51/2 180/2
saw [10] 22/5 27/17
36/2 66/23 88/16 91/15
133/19 135/22 149/19
191/1
say [60] 9/15 10/24
14/10 17/21 20/7 22/16
28/17 29/10 33/11 36/9
38/11 44/24 50/13
55/11 64/20 67/25
69/15 85/4 91/20 93/12
94/2 94/11 103/6 108/3
108/12 112/6 116/12
119/4 119/20 123/2
128/4 132/4 138/25
139/23 145/8 145/25
146/4 153/18 154/25
155/23 158/6 158/17
159/5 160/17 161/6
163/13 167/23 173/1
176/12 179/3 185/16
186/1 187/7 199/10
200/12 200/25 205/21
206/6 214/17 216/24
saying [15] 6/13 27/7
27/14 34/12 38/24
61/22 66/22 80/20
105/5 105/21 117/10
124/10 124/17 157/17
206/9
says [35] 11/20 26/10
30/5 42/8 44/19 45/19
45/20 46/19 48/16 52/1
52/5 52/8 52/22 55/4
59/8 106/25 110/11
112/14 114/25 115/15
117/19 118/11 123/19
123/22 162/6 165/4
166/23 166/23 167/13
169/23 170/4 174/24
175/9 176/3 202/17
scale [1] 45/8
scenarios [1] 62/7
schedule [1] 12/8
scheduling [2] 9/23
10/25
school [4] 16/17 16/18
161/23 162/23
SCHWARZ [3] 2/16
220/17 221/10
scope [6] 53/3 71/4
127/8 127/22 128/11
129/14
score [85] 52/21 53/14
57/4 72/21 73/18 78/9

79/5 80/3 80/10 80/11
80/13 81/6 81/10 81/13
81/20 82/19 82/24
84/25 85/15 85/25
86/17 87/4 87/22 94/12
94/18 94/20 105/16
107/3 107/4 119/14
122/8 122/9 122/10
122/11 122/25 124/14
138/12 139/1 143/12
145/19 149/21 150/1
150/2 150/3 152/2
153/21 155/19 159/14
159/25 160/12 160/13
160/18 161/24 162/22
166/2 167/10 167/11
167/14 167/18 167/21
167/23 168/1 168/2
168/3 168/9 168/10
168/16 168/18 168/20
169/7 169/9 172/12
176/4 176/8 191/3
210/18 210/20 210/21
211/12 211/15 212/5
212/13 214/3 217/17
217/18
score-based [1] 212/5
scored [19] 77/20 80/2
91/5 93/23 99/1 119/8
119/9 119/16 119/22
121/5 121/15 121/25
122/8 123/4 138/9
145/9 145/14 175/25
192/3
scorer [2] 119/2 146/1
scorers [10] 20/5
79/23 81/13 123/4
124/9 143/24 145/3
146/5 163/15 176/19
scorers' [1] 146/6
scores [36] 77/7 80/24
81/3 82/4 82/19 83/12
85/22 87/17 87/25 88/1
94/23 95/3 126/2 138/3
139/3 141/9 144/13
144/14 144/16 144/16
144/18 144/20 145/16
146/2 147/7 148/7
148/11 150/22 150/24
162/18 167/8 172/20
172/22 177/10 217/17
218/4
scoring [79] 28/24
29/5 37/14 52/20 62/6
62/15 66/4 70/13 72/4
72/19 76/2 76/9 76/14
76/15 78/4 78/13 79/10
84/3 84/10 84/15 84/21
84/22 85/11 85/20
86/13 86/22 87/1 87/21
88/25 89/4 91/14 91/16
91/19 95/15 95/21
96/13 98/22 100/15
101/11 101/19 102/12
102/16 103/1 104/14
105/18 106/25 109/4
109/4 117/6 122/25
139/5 141/8 141/9
143/4 149/17 150/12

150/16 150/20 152/22
153/1 155/17 159/16
160/8 161/11 161/20
164/1 164/8 165/20
166/16 170/14 176/9
176/16 200/15 201/14
216/23 217/2 218/1
218/16 219/3
screen [2] 40/4 197/2
scribe [1] 167/5
search [4] 108/6
168/24 170/4 170/6
searching [1] 179/2
season [1] 20/15
second [15] 27/22
47/23 103/13 104/6
106/13 110/2 112/11
114/25 117/19 142/15
150/15 155/11 159/11
165/14 171/23
seconds [1] 40/18
secretary [6] 56/12
58/1 59/12 195/12
196/7 196/22
section [44] 55/22
55/23 56/1 61/2 70/11
79/10 79/15 95/16
95/20 103/18 105/17
105/19 105/20 105/22
106/1 106/7 106/11
106/12 107/6 119/13
139/6 143/12 145/18
151/25 154/3 154/17
154/21 155/7 155/11
156/10 156/25 157/3
157/5 157/6 167/23
168/13 169/3 190/1
190/3 191/10 203/21
211/19 212/16 215/25
sections [16] 55/17
55/17 103/8 104/21
144/8 146/2 150/17
160/9 175/25 176/7
200/13 200/14 200/21
200/22 211/17 212/3
secured [2] 120/13
123/21
securing [1] 209/13
security [5] 60/13
60/25 115/17 123/21
223/10
see [78] 1/19 8/12 9/7
12/16 25/19 26/5 30/4
32/18 34/4 40/2 45/25
46/2 51/14 51/21 52/1
52/6 52/19 52/22 52/25
54/2 64/5 80/8 80/12
92/8 92/12 103/14
103/19 103/24 106/17
106/24 108/8 109/14
110/3 110/6 112/9
112/14 112/21 114/18
114/19 114/23 115/2
115/11 115/15 115/17
115/18 115/19 115/21
118/5 118/5 126/17
135/2 135/11 136/22
137/6 137/11 137/16
138/8 142/14 142/14

142/18 144/13 144/14
144/16 145/9 145/10
156/12 160/5 165/20
165/24 167/25 176/5
178/5 190/6 194/13
194/24 194/25 203/23
210/7
seeing [6] 13/16 80/7
88/20 111/18 191/8
195/12
seeking [1] 12/2
seem [5] 47/16 65/2
108/15 108/16 204/15
seemed [2] 81/25
213/6
seems [2] 148/9 213/1
seen [4] 22/21 68/20
133/16 169/1
segment [1] 14/13
segregated [1] 66/18
self [4] 37/18 56/3
156/19 204/21
self-disclosed [1]
156/19
self-disclosure [2]
37/18 56/3
Self-identified [1]
204/21
selling [1] 111/16
seminar [1] 90/24
send [2] 4/6 4/8
sense [3] 50/10 185/2
189/8
sent [1] 23/11
sentence [1] 118/16
separate [3] 79/2 126/2
126/3
separated [2] 79/3
80/14
separation [1] 80/4
September [30] 18/6
18/7 19/20 20/16 21/14
22/15 22/16 23/25
24/19 24/25 63/10 64/3
64/4 64/6 64/7 64/9
64/11 65/5 65/9 65/25
66/8 66/10 66/16 66/25
67/6 68/3 68/3 76/23
116/4 116/4
September 2018 [4]
20/16 21/14 23/25
24/19
sequencing [3] 5/23
9/22 12/2
sequentially [1] 173/22
series [4] 69/14 69/14
69/14 69/15
seriously [2] 37/10
100/1
server [3] 37/5 98/10
101/7
service [1] 148/15
services [17] 17/24
18/2 19/7 19/15 21/7
21/10 70/22 71/3 71/8
71/8 100/12 102/12
181/14 181/16 184/2
195/16 215/13
session [4] 30/9 30/16

S	193/5 193/21 207/19 221/2	SMITH [2] 2/7 2/17 smooth [1] 184/15 snippet [1] 40/3 so [302] SOCIAL [1] 223/9 socially [1] 130/14 software [1] 14/14 sold [1] 131/5 solely [1] 197/10 solution [1] 41/2 some [74] 6/7 8/11 12/20 18/5 22/12 25/24 29/14 29/15 32/14 32/17 35/23 41/9 56/9 56/9 56/19 59/15 61/23 62/3 67/3 68/6 69/7 72/12 72/13 73/23 80/21 81/12 82/7 85/9 86/10 86/11 86/11 88/8 88/13 88/14 88/16 89/18 103/24 111/6 113/10 115/10 120/4 123/4 124/7 125/14 126/17 128/6 133/15 137/23 146/5 146/18 148/23 151/25 155/21 157/13 159/12 162/11 162/12 162/21 162/24 162/25 163/5 168/21 169/14 176/12 176/18 178/8 190/22 197/5 197/5 204/16 204/17 209/10 213/4 213/7 somebody [17] 15/2 29/17 39/2 56/4 62/9 68/4 80/7 80/8 80/19 94/11 111/4 121/22 144/16 167/25 168/12 169/4 210/9 somebody's [1] 27/14 someone [32] 28/5 28/16 30/9 30/16 31/11 32/12 35/4 35/16 42/15 49/8 50/13 54/17 54/17 55/11 55/25 57/7 57/25 60/24 62/1 78/7 81/9 81/10 91/15 92/20 100/7 126/20 149/18 153/5 167/19 202/23 204/24 213/21 someplace [1] 190/16 something [44] 9/15 10/24 10/25 11/17 12/24 14/23 15/9 22/21 23/9 28/10 31/1 31/18 31/22 56/20 63/18 64/21 66/20 80/2 80/8 100/8 108/6 108/23 122/9 123/1 124/5 124/10 133/8 143/3 145/18 155/21 157/12 167/24 169/13 169/14 173/3 183/22 184/8 185/9 186/6 186/12 187/14 208/9 210/4 212/2 sometime [3] 63/16 64/9 199/7 sometimes [6] 17/25	83/11 183/12 184/22 186/10 186/11 somewhat [1] 175/17 somewhere [7] 23/4 68/12 148/20 151/18 160/1 177/11 210/15 soon [1] 42/11 sorry [30] 9/18 15/24 19/24 27/22 30/25 41/22 71/22 72/7 74/16 75/12 83/17 105/24 106/2 126/11 132/7 133/14 144/24 169/20 173/6 182/2 182/19 193/12 194/15 197/7 201/3 201/11 202/9 203/8 203/23 215/18 sort [8] 20/17 25/24 26/18 32/14 56/19 68/6 89/3 180/24 sorts [1] 166/1 sounded [1] 216/22 sounding [1] 181/19 sounds [3] 6/6 99/5 217/25 source [8] 26/13 53/15 93/15 93/15 101/7 146/25 190/17 212/25 sources [1] 106/20 Southern [1] 127/14 space [3] 8/24 9/3 123/12 speak [5] 104/24 131/24 136/17 183/9 219/15 speaking [6] 31/5 104/25 106/7 109/24 171/18 171/23 speaks [2] 118/13 123/15 specific [59] 5/8 13/23 23/7 42/21 42/21 48/11 50/12 54/9 54/20 63/21 66/18 67/1 67/15 67/24 71/6 76/17 77/1 78/20 85/22 94/6 98/7 108/3 108/7 111/3 111/10 113/17 118/23 120/8 120/14 120/21 124/15 137/12 138/12 144/10 145/18 151/12 154/20 155/6 158/2 159/9 159/19 163/9 165/4 168/13 176/13 176/14 179/1 179/5 183/25 184/10 184/12 189/1 194/1 196/12 196/18 203/12 209/6 220/19 221/13 specifically [31] 4/25 6/15 10/24 12/17 20/2 21/9 28/12 33/25 46/23 47/5 47/6 47/8 47/16 52/22 58/18 61/15 65/12 65/19 66/3 94/5 103/7 107/8 108/18 110/21 113/4 116/4 173/14 179/24 205/3 213/6 220/23	specifics [18] 43/2 45/14 50/5 62/4 62/8 78/25 94/3 136/16 137/1 137/11 138/2 138/13 139/3 149/22 156/24 158/15 169/10 218/23 specified [2] 155/8 205/4 speculation [5] 43/16 45/9 48/5 151/9 218/19 speed [1] 187/4 spend [1] 218/6 spent [2] 173/3 173/10 split [1] 150/17 spoke [1] 97/1 spot [1] 185/4 spots [1] 111/23 spouse [1] 23/16 spread [11] 80/17 83/13 97/9 106/23 145/17 150/23 162/18 168/4 168/15 218/7 218/11 spreadsheet [2] 101/5 167/8 spreadsheets [1] 100/18 Spring [4] 74/17 74/19 75/11 75/12 square [1] 128/24 stack [1] 100/22 staff [4] 9/7 82/3 83/23 148/12 stamp [2] 67/23 182/1 stamped [3] 67/21 67/21 115/11 stand [2] 219/21 220/4 standalone [1] 101/8 standard [1] 34/7 standpoint [1] 218/2 Stanger [4] 74/15 74/19 145/2 145/7 Stanger's [1] 144/12 start [13] 16/3 26/4 28/3 33/25 66/14 66/20 67/10 68/19 104/9 111/11 180/1 206/16 210/6 started [22] 17/15 17/18 18/5 23/2 23/13 62/12 62/25 63/2 63/10 64/9 64/12 66/4 66/13 67/7 67/9 67/9 67/10 68/2 69/12 76/15 89/17 214/14 starting [7] 16/16 26/5 32/25 33/5 62/16 65/21 69/10 starts [2] 106/13 110/2 state [46] 9/4 17/15 17/19 17/22 18/22 19/5 19/5 19/16 20/13 25/24 43/12 56/12 58/2 69/9 69/12 70/2 70/6 70/25 82/3 96/13 101/17 102/2 125/14 127/2 127/17 148/12 158/20 181/4 181/9 181/12
----------	------------------------------	---	--	---

S	strength [2] 149/5 151/3	supportive [2] 148/25 149/15	211/12	19/25 22/13 27/3 38/4 38/16 40/6 40/21 43/6 45/15 51/19 62/20 64/11 65/16 67/2 76/18 92/19 108/4 108/17 109/16 110/8 120/16 130/7 137/3 138/11 154/2 159/23 164/14 170/13 174/2 211/21
state... [16] 181/14 182/22 182/23 188/25 195/3 195/12 195/16 196/4 196/7 196/11 199/1 199/8 201/16 213/2 213/2 215/10	stricken [3] 12/6 12/7 12/10	suppose [1] 35/3	talks [3] 14/6 207/25 212/25	64/11 65/16 67/2 76/18 92/19 108/4 108/17 109/16 110/8 120/16 130/7 137/3 138/11 154/2 159/23 164/14 170/13 174/2 211/21
state's [1] 196/22	strike [9] 22/12 61/11 103/3 141/4 159/10 172/18 175/11 190/3 190/5	supposed [6] 11/5 54/13 55/4 55/8 61/25 78/23	tally [7] 55/5 80/12 105/16 145/20 154/11 169/16 218/5	109/16 110/8 120/16 130/7 137/3 138/11 154/2 159/23 164/14 170/13 174/2 211/21
stated [4] 61/5 144/1 147/16 151/2	strip [4] 128/4 128/6 128/17 128/18	sure [52] 5/19 10/20 11/9 30/23 32/5 50/5 54/19 63/22 68/19 71/14 73/15 82/2 93/6 93/8 97/22 99/20 100/22 109/20 111/8 111/21 116/5 129/1 132/13 145/18 152/22 154/8 160/6 161/16 167/10 168/3 168/15 171/16 179/1 179/18 180/11 182/15 184/21 186/16 187/3 192/10 196/7 203/6 203/8 205/23 205/24 206/7 207/1 209/13 213/19 217/1 217/20 217/25	task [11] 77/14 81/24 82/6 83/1 104/18 125/21 167/1 194/25 195/20 196/2 196/17	150/25 159/14 195/5
statement [38] 27/17 28/6 28/9 28/9 28/17 29/16 29/18 29/24 34/16 35/4 35/7 35/17 36/19 42/16 45/25 49/9 74/2 75/13 75/14 88/15 102/15 113/10 113/13 117/7 140/16 140/17 142/6 149/1 149/1 149/25 153/15 153/17 163/16 178/11 180/4 213/10 219/3 219/4	strong [1] 11/20	surrounding [1] 4/12	tasked [1] 74/22	150/25 159/14 195/5
statements [19] 27/5 27/12 29/9 29/12 29/15 32/9 32/13 34/12 44/20 53/14 111/17 151/17 152/15 178/12 178/21 179/4 179/4 180/14 212/20	struck [1] 6/15	sworn [1] 16/11	tax [13] 20/15 131/11 132/19 132/19 133/7 133/9 133/9 133/15 133/25 134/1 134/3 222/5 223/10	tells [1] 159/24
states [5] 48/20 48/23 158/20 159/15 159/18	structure [10] 60/17 70/10 95/18 156/9 169/12 189/18 190/7 191/10 193/3 202/10	system [4] 8/14 37/16 37/23 196/10	Taxation [42] 18/22 19/9 19/11 19/14 22/17 37/5 70/22 83/15 83/18 83/22 84/8 87/6 87/9 87/21 97/19 98/2 100/23 105/12 114/1 114/4 116/13 117/1 122/1 123/25 130/23 136/18 140/8 140/15 140/19 142/3 142/20 143/9 163/14 182/9 187/12 189/9 196/6 198/1 199/22 199/23 215/16 215/22	temp [3] 100/12 184/2 195/16
stating [1] 34/14	stuff [13] 35/1 57/18 65/18 76/7 99/21 100/20 154/12 158/5 170/8 190/21 195/13 206/7 215/10	surface [1] 128/6	taxes [4] 20/15 146/22 169/14 176/8	temporary [2] 19/6 132/10
status [1] 60/9	subject [1] 138/18	surgeon [3] 13/16 13/21 14/6	team [72] 62/21 67/19 70/9 73/17 73/19 74/12 76/6 78/24 80/1 80/9 80/22 80/25 81/6 81/8 83/10 83/11 83/16 83/19 91/5 97/4 99/6 99/8 99/11 99/11 100/4 100/11 100/11 101/17 117/14 145/12 145/15 145/15 152/10 163/10 167/20 170/1 170/14 170/17 170/20 170/25 171/1 171/2 171/4 171/5 171/7 171/8 171/10 171/12 172/5 172/19 173/20 173/24 174/24 174/25 175/1 175/7 175/16 182/14 183/8 184/6 184/6 184/7 195/1 200/21 216/18 216/20 216/25 217/10 217/11 217/18 217/21 217/25	ten [26] 44/20 45/16 46/6 46/17 46/21 47/2 47/4 47/13 47/15 48/3 49/12 50/14 50/14 50/15 53/16 53/17 53/17 53/18 53/18 89/11 94/12 153/20 154/24 155/1 160/12 193/25
statute [10] 121/14 163/19 163/23 163/23 164/2 164/9 164/11 164/13 181/17 181/22	subjectively [1] 150/6	switched [1] 6/22	taxes [4] 20/15 146/22 169/14 176/8	ten-point [2] 45/16 160/12
statutes [4] 121/2 121/4 164/17 164/18	subjectivity [2] 140/15 141/4	sworn [1] 16/11	team [72] 62/21 67/19 70/9 73/17 73/19 74/12 76/6 78/24 80/1 80/9 80/22 80/25 81/6 81/8 83/10 83/11 83/16 83/19 91/5 97/4 99/6 99/8 99/11 99/11 100/4 100/11 100/11 101/17 117/14 145/12 145/15 145/15 152/10 163/10 167/20 170/1 170/14 170/17 170/20 170/25 171/1 171/2 171/4 171/5 171/7 171/8 171/10 171/12 172/5 172/19 173/20 173/24 174/24 174/25 175/1 175/7 175/16 182/14 183/8 184/6 184/6 184/7 195/1 200/21 216/18 216/20 216/25 217/10 217/11 217/18 217/21 217/25	term [2] 179/4 179/4
stay [5] 13/13 69/10 97/9 134/24 135/1	submit [2] 93/22 209/1	system [4] 8/14 37/16 37/23 196/10	taxes [4] 20/15 146/22 169/14 176/8	terms [24] 45/8 102/18 103/6 104/8 107/12 127/20 132/15 133/17 136/12 137/16 137/22 140/18 156/20 161/2 161/18 162/2 174/8 174/13 176/9 176/15 177/10 205/17 207/5 209/23
stayed [1] 98/7	submitted [11] 25/25 28/6 28/14 35/16 55/22 96/12 96/14 122/7 122/21 122/23 205/22	T	taxes [4] 20/15 146/22 169/14 176/8	terrible [1] 31/1
staying [5] 75/8 135/3 135/8 135/9 184/21	submitting [1] 37/18	tab [6] 104/20 106/2 178/5 179/14 180/9 189/17	team [72] 62/21 67/19 70/9 73/17 73/19 74/12 76/6 78/24 80/1 80/9 80/22 80/25 81/6 81/8 83/10 83/11 83/16 83/19 91/5 97/4 99/6 99/8 99/11 99/11 100/4 100/11 100/11 101/17 117/14 145/12 145/15 145/15 152/10 163/10 167/20 170/1 170/14 170/17 170/20 170/25 171/1 171/2 171/4 171/5 171/7 171/8 171/10 171/12 172/5 172/19 173/20 173/24 174/24 174/25 175/1 175/7 175/16 182/14 183/8 184/6 184/6 184/7 195/1 200/21 216/18 216/20 216/25 217/10 217/11 217/18 217/21 217/25	test [1] 14/6
step [2] 105/8 105/8	subpoena [1] 4/20	table [1] 154/7	team [72] 62/21 67/19 70/9 73/17 73/19 74/12 76/6 78/24 80/1 80/9 80/22 80/25 81/6 81/8 83/10 83/11 83/16 83/19 91/5 97/4 99/6 99/8 99/11 99/11 100/4 100/11 100/11 101/17 117/14 145/12 145/15 145/15 152/10 163/10 167/20 170/1 170/14 170/17 170/20 170/25 171/1 171/2 171/4 171/5 171/7 171/8 171/10 171/12 172/5 172/19 173/20 173/24 174/24 174/25 175/1 175/7 175/16 182/14 183/8 184/6 184/6 184/7 195/1 200/21 216/18 216/20 216/25 217/10 217/11 217/18 217/21 217/25	tested [2] 13/22 216/5
STEPHANIE [1] 2/7	subsidiaries [1] 130/22	tainted [1] 101/12	team [72] 62/21 67/19 70/9 73/17 73/19 74/12 76/6 78/24 80/1 80/9 80/22 80/25 81/6 81/8 83/10 83/11 83/16 83/19 91/5 97/4 99/6 99/8 99/11 99/11 100/4 100/11 100/11 101/17 117/14 145/12 145/15 145/15 152/10 163/10 167/20 170/1 170/14 170/17 170/20 170/25 171/1 171/2 171/4 171/5 171/7 171/8 171/10 171/12 172/5 172/19 173/20 173/24 174/24 174/25 175/1 175/7 175/16 182/14 183/8 184/6 184/6 184/7 195/1 200/21 216/18 216/20 216/25 217/10 217/11 217/18 217/21 217/25	testified [12] 16/12 141/12 150/14 152/9 178/20 182/8 183/7 197/19 198/7 199/2 199/24 216/18
steps [1] 105/8	substantially [1] 132/15	take [39] 13/25 14/20 15/7 25/18 26/22 30/11 37/25 38/15 39/1 40/23 42/23 42/25 45/23 51/22 56/7 57/8 61/15 62/17 72/12 89/10 89/13 92/21 101/4 105/10 115/7 126/16 140/15 145/8 148/3 162/16 166/18 169/19 170/11 171/19 173/18 178/9 187/15 188/18 222/2	team [72] 62/21 67/19 70/9 73/17 73/19 74/12 76/6 78/24 80/1 80/9 80/22 80/25 81/6 81/8 83/10 83/11 83/16 83/19 91/5 97/4 99/6 99/8 99/11 99/11 100/4 100/11 100/11 101/17 117/14 145/12 145/15 145/15 152/10 163/10 167/20 170/1 170/14 170/17 170/20 170/25 171/1 171/2 171/4 171/5 171/7 171/8 171/10 171/12 172/5 172/19 173/20 173/24 174/24 174/25 175/1 175/7 175/16 182/14 183/8 184/6 184/6 184/7 195/1 200/21 216/18 216/20 216/25 217/10 217/11 217/18 217/21 217/25	testify [3] 10/8 12/13 65/20
Steve [14] 22/17 43/10 43/11 85/2 85/4 85/5 85/9 85/12 85/14 122/18 183/13 184/3 185/18 186/5	submitting [1] 37/18	taken [3] 57/3 79/9 146/24	team [72] 62/21 67/19 70/9 73/17 73/19 74/12 76/6 78/24 80/1 80/9 80/22 80/25 81/6 81/8 83/10 83/11 83/16 83/19 91/5 97/4 99/6 99/8 99/11 99/11 100/4 100/11 100/11 101/17 117/14 145/12 145/15 145/15 152/10 163/10 167/20 170/1 170/14 170/17 170/20 170/25 171/1 171/2 171/4 171/5 171/7 171/8 171/10 171/12 172/5 172/19 173/20 173/24 174/24 174/25 175/1 175/7 175/16 182/14 183/8 184/6 184/6 184/7 195/1 200/21 216/18 216/20 216/25 217/10 217/11 217/18 217/21 217/25	testifying [2] 66/11 177/25
STEVEN [1] 2/10	submitting [1] 37/18	takes [1] 211/10	team [72] 62/21 67/19 70/9 73/17 73/19 74/12 76/6 78/24 80/1 80/9 80/22 80/25 81/6 81/8 83/10 83/11 83/16 83/19 91/5 97/4 99/6 99/8 99/11 99/11 100/4 100/11 100/11 101/17 117/14 145/12 145/15 145/15 152/10 163/10 167/20 170/1 170/14 170/17 170/20 170/25 171/1 171/2 171/4 171/5 171/7 171/8 171/10 171/12 172/5 172/19 173/20 173/24 174/24 174/25 175/1 175/7 175/16 182/14 183/8 184/6 184/6 184/7 195/1 200/21 216/18 216/20 216/25 217/10 217/11 217/18 217/21 217/25	testimony [27] 13/9 31/20 32/10 32/17 32/22 33/3 33/7 33/25 34/5 34/11 49/2 56/14 65/7 66/6 66/8 69/5 101/13 117/8 124/11 141/16 146/10 158/24 176/22 178/14 180/13 196/4 202/8
still [15] 24/14 24/19 44/11 49/18 97/10 113/19 118/24 119/7 119/15 142/2 145/19 155/1 165/15 184/25 221/8	submitting [1] 37/18	taking [3] 10/19 73/15 143/23	team [72] 62/21 67/19 70/9 73/17 73/19 74/12 76/6 78/24 80/1 80/9 80/22 80/25 81/6 81/8 83/10 83/11 83/16 83/19 91/5 97/4 99/6 99/8 99/11 99/11 100/4 100/11 100/11 101/17 117/14 145/12 145/15 145/15 152/10 163/10 167/20 170/1 170/14 170/17 170/20 170/25 171/1 171/2 171/4 171/5 171/7 171/8 171/10 171/12 172/5 172/19 173/20 173/24 174/24 174/25 175/1 175/7 175/16 182/14 183/8 184/6 184/6 184/7 195/1 200/21 216/18 216/20 216/25 217/10 217/11 217/18 217/21 217/25	TEXAS [1] 158/10
stipulate [1] 39/2	Sunday [1] 6/14	talk [18] 7/22 9/7 10/14 36/6 42/13 49/24 53/5 55/14 71/12 96/23 122/18 125/8 145/17 159/12 165/5 167/22 185/17 186/2	team [72] 62/21 67/19 70/9 73/17 73/19 74/12 76/6 78/24 80/1 80/9 80/22 80/25 81/6 81/8 83/10 83/11 83/16 83/19 91/5 97/4 99/6 99/8 99/11 99/11 100/4 100/11 100/11 101/17 117/14 145/12 145/15 145/15 152/10 163/10 167/20 170/1 170/14 170/17 170/20 170/25 171/1 171/2 171/4 171/5 171/7 171/8 171/10 171/12 172/5 172/19 173/20 173/24 174/24 174/25 175/1 175/7 175/16 182/14 183/8 184/6 184/6 184/7 195/1 200/21 216/18 216/20 216/25 217/10 217/11 217/18 217/21 217/25	text [3] 77/25 187/17 197/16
stipulation [1] 132/23	supplying [1] 190/23	talked [7] 49/1 72/24 83/3 84/17 98/8 98/18 113/3	team [72] 62/21 67/19 70/9 73/17 73/19 74/12 76/6 78/24 80/1 80/9 80/22 80/25 81/6 81/8 83/10 83/11 83/16 83/19 91/5 97/4 99/6 99/8 99/11 99/11 100/4 100/11 100/11 101/17 117/14 145/12 145/15 145/15 152/10 163/10 167/20 170/1 170/14 170/17 170/20 170/25 171/1 171/2 171/4 171/5 171/7 171/8 171/10 171/12 172/5 172/19 173/20 173/24 174/24 174/25 175/1 175/7 175/16 182/14 183/8 184/6 184/6 184/7 195/1 200/21 216/18 216/20 216/25 217/10 217/11 217/18 217/21 217/25	TGIG [1] 220/24
stood [1] 6/4	support [17] 37/20 67/18 97/23 100/5 100/13 100/23 101/1 167/1 167/5 182/13 182/16 182/17 182/20 183/2 184/1 191/12 217/19	talking [13] 6/2 19/9 31/2 39/12 40/1 42/20 82/13 152/3 152/6 155/23 179/14 210/25	team [72] 62/21 67/19 70/9 73/17 73/19 74/12 76/6 78/24 80/1 80/9 80/22 80/25 81/6 81/8 83/10 83/11 83/16 83/19 91/5 97/4 99/6 99/8 99/11 99/11 100/4 100/11 100/11 101/17 117/14 145/12 145/15 145/15 152/10 163/10 167/20 170/1 170/14 170/17 170/20 170/25 171/1 171/2 171/4 171/5 171/7 171/8 171/10 171/12 172/5 172/19 173/20 173/24 174/24 174/25 175/1 175/7 175/16 182/14 183/8 184/6 184/6 184/7 195/1 200/21 216/18 216/20 216/25 217/10 217/11 217/18 217/21 217/25	than [37] 5/9 5/10 29/22 45/5 46/20 46/24 54/20 61/23 65/21 80/3 80/14 80/20 80/21 82/11 82/23 90/9 91/22 93/20 105/14 109/9 111/4 118/22 120/19
stop [1] 129/24	supporting [4] 48/24 49/3 52/19 55/20	talked [7] 49/1 72/24 83/3 84/17 98/8 98/18 113/3	team [72] 62/21 67/19 70/9 73/17 73/19 74/12 76/6 78/24 80/1 80/9 80/22 80/25 81/6 81/8 83/10 83/11 83/16 83/19 91/5 97/4 99/6 99/8 99/11 99/11 100/4 100/11 100/11 101/17 117/14 145/	

<p>T</p> <p>than... [14] 125/4 128/18 144/3 149/24 153/12 168/2 168/4 168/7 176/13 185/8 187/20 191/4 196/19 203/11</p> <p>thank [49] 9/20 14/9 15/8 15/15 24/13 41/8 41/25 42/12 50/9 59/1 90/16 95/25 102/5 110/22 112/8 112/20 113/22 117/5 123/9 123/14 124/5 124/17 127/12 129/20 132/2 133/12 134/21 136/9 141/3 143/21 146/17 148/5 156/8 161/9 161/18 166/9 177/9 177/20 182/11 199/2 199/17 200/4 200/25 203/5 205/8 210/13 219/18 219/19 221/25</p> <p>Thanks [1] 90/21</p> <p>that [1486]</p> <p>that's [89] 5/8 6/8 7/5 10/3 10/10 11/11 14/7 15/4 15/23 16/22 17/25 20/14 25/16 31/4 34/7 35/21 38/16 39/9 39/20 40/3 40/4 40/13 41/2 43/22 45/21 51/11 56/2 66/8 73/14 77/9 79/4 82/15 88/15 100/6 106/11 114/17 116/10 118/6 123/22 125/25 126/1 126/3 126/4 126/5 126/6 132/16 133/2 134/18 136/4 138/6 140/2 140/5 140/17 142/7 143/1 143/20 147/15 151/19 153/7 153/10 153/22 154/6 154/7 155/15 161/16 164/9 166/19 173/7 176/17 178/19 179/10 186/14 186/18 187/17 190/5 195/17 195/25 196/19 206/22 207/10 208/21 209/7 210/9 211/6 211/6 213/19 214/12 218/5 219/6</p> <p>THC [1] 132/8</p> <p>their [99] 4/17 6/22 20/4 20/6 27/9 29/2 29/5 34/15 34/15 37/20 42/16 46/10 47/19 47/19 47/23 47/23 48/4 50/6 50/6 52/14 54/7 54/25 54/25 55/11 59/25 60/8 60/17 74/14 74/21 81/10 87/10 91/11 91/11 98/5 99/11 101/6 104/1 104/2 104/2 104/2 104/5 104/20 104/20 111/4 113/8 113/11 116/19</p>	<p>120/4 130/22 141/24 148/25 149/4 157/5 157/6 157/6 158/4 158/5 159/2 160/14 162/16 167/2 168/1 168/25 169/1 169/2 169/3 175/16 184/7 188/5 190/2 190/9 190/11 191/12 192/21 193/5 193/6 193/16 193/16 193/16 193/17 195/10 195/11 195/12 196/7 196/8 196/25 204/13 204/16 204/20 206/9 206/24 208/13 208/14 208/14 208/14 209/24 213/12 219/21 219/21</p> <p>them [67] 4/24 6/18 7/7 14/14 19/4 22/20 25/7 34/3 34/17 37/7 37/18 46/10 46/17 48/3 55/8 56/10 56/16 61/1 61/3 67/8 67/20 68/20 71/9 71/15 71/18 73/9 73/18 74/20 77/17 82/20 93/7 93/9 98/4 101/5 103/24 125/22 135/22 143/5 151/5 151/18 155/1 162/22 163/1 163/2 167/2 167/7 167/11 169/5 173/24 174/2 176/16 176/18 178/10 185/19 189/2 189/10 194/2 196/25 200/6 200/8 205/2 209/8 211/20 213/1 213/4 213/7 219/17</p> <p>themes [3] 137/6 137/16 210/7</p> <p>themselves [1] 32/13</p> <p>then [139] 6/6 14/1 16/20 16/21 17/9 18/3 20/15 23/13 25/17 27/15 29/4 29/12 31/16 31/18 32/8 34/8 34/17 35/3 37/6 37/7 38/11 39/16 39/19 40/25 41/6 47/9 51/3 52/19 55/8 55/18 59/25 62/17 62/18 63/4 67/8 68/6 69/17 69/17 70/25 72/1 72/19 73/10 73/12 73/14 73/18 80/10 82/2 82/5 85/6 85/8 90/12 94/1 94/20 97/10 98/22 100/12 100/17 100/18 100/22 101/4 104/9 105/2 105/6 109/21 110/3 112/13 112/20 113/16 114/7 114/9 117/23 119/11 119/14 126/9 126/20 131/25 133/22 134/16 136/4 138/11 141/23 144/19 145/15 145/17 146/15 147/7 147/13 147/20 150/18 150/21 150/23 151/25 154/15 154/17</p>	<p>155/3 155/9 155/14 161/24 162/18 167/22 168/13 169/2 169/6 169/6 176/3 179/24 181/13 182/17 182/24 183/12 184/9 184/15 186/8 186/25 188/8 191/24 193/7 193/19 193/25 194/1 194/6 200/16 200/16 201/9 201/13 203/17 206/20 207/2 209/20 210/18 211/18 215/3 215/12 217/18 218/8 218/12 220/23 221/24 222/3</p> <p>THEODORE [1] 2/5</p> <p>theoretical [2] 49/7 50/1</p> <p>theoretically [3] 49/8 49/10 50/8</p> <p>theory [6] 57/25 58/2 58/6 59/22 60/24 61/1</p> <p>there [184] 5/5 11/19 12/5 12/16 14/17 15/14 16/22 17/22 21/3 21/5 22/24 25/9 25/19 27/5 27/8 27/12 28/13 28/18 28/23 28/23 29/2 29/12 29/13 30/4 35/4 35/17 36/11 36/20 37/12 43/9 46/2 47/18 51/1 51/6 51/8 51/12 51/13 51/13 52/2 54/11 54/16 55/19 57/13 60/7 60/15 61/10 61/18 61/18 61/25 62/3 62/9 62/11 62/21 65/10 66/12 66/20 67/14 67/17 71/14 72/6 72/8 73/3 78/16 78/17 79/2 79/14 79/25 81/5 81/8 82/3 82/7 83/6 87/6 87/9 91/14 92/13 93/14 96/21 97/16 98/9 98/11 99/14 99/20 101/6 101/22 104/15 104/16 104/20 105/10 106/22 107/13 108/1 108/15 108/18 113/24 114/6 116/5 117/1 119/14 119/18 120/20 122/2 122/5 122/5 122/18 123/12 123/12 128/16 131/22 132/3 132/14 133/19 133/20 135/18 140/14 140/17 140/20 141/12 141/22 142/22 142/23 143/24 144/6 145/16 145/22 146/14 146/19 146/25 148/23 151/4 151/14 151/22 154/4 155/20 155/21 156/23 156/23 157/12 158/12 162/19 163/5 167/4 167/17 167/17 168/17 169/22 169/23 173/1 173/23 174/8 175/7 180/3 180/4 181/2 182/7 184/13 184/18 184/24 187/6</p>	<p>188/8 188/14 188/21 190/11 190/12 191/5 191/6 191/13 193/1 193/4 193/13 194/18 196/20 200/22 204/15 204/17 208/8 213/4 213/20 218/11 219/15 220/19 220/22 220/24 221/1</p> <p>there's [38] 4/10 4/25 8/24 10/16 11/6 29/11 38/2 39/2 54/2 56/8 56/14 65/7 67/23 69/15 73/22 81/12 101/10 103/14 106/21 107/5 112/21 124/21 127/19 131/11 132/22 132/24 142/15 150/18 155/14 174/24 176/8 187/7 187/9 193/13 193/24 202/8 202/9 211/6</p> <p>therefore [5] 10/6 122/6 126/6 200/23 221/8</p> <p>therein [1] 109/12</p> <p>these [38] 4/15 4/16 10/2 10/17 10/22 40/24 43/6 49/5 56/15 59/5 59/5 61/19 62/1 66/1 72/11 72/18 81/13 81/20 109/18 111/7 111/15 111/17 113/7 114/1 123/24 126/17 129/4 129/7 136/20 170/9 170/15 171/13 180/15 180/15 181/17 202/1 202/4 212/3</p> <p>they [227]</p> <p>they'll [1] 133/10</p> <p>they're [23] 4/18 4/18 7/19 8/16 8/16 9/25 10/18 14/13 17/9 40/1 41/14 42/8 60/13 111/5 135/21 135/21 135/22 135/23 156/5 205/17 205/18 206/19 221/21</p> <p>they've [2] 131/5 159/17</p> <p>thing [8] 18/11 31/7 31/18 32/8 40/2 197/22 204/18 210/24</p> <p>things [14] 10/18 14/2 16/8 30/12 62/17 83/2 86/11 111/17 146/23 158/14 169/14 178/22 208/17 211/9</p> <p>think [59] 4/24 6/2 6/3 6/5 7/21 8/3 10/3 10/9 14/22 18/5 21/3 22/21 28/25 38/13 39/10 39/21 40/22 41/3 45/19 49/2 51/23 52/25 65/1 80/4 80/15 80/16 80/16 82/9 83/8 88/10 88/13 90/22 96/23 96/25 97/21 99/19 99/22 118/22 126/12 131/25 132/18 133/25 134/17 138/15 141/11 141/15</p>	<p>142/7 145/6 153/19 172/11 189/3 199/24 209/3 211/9 211/12 214/25 215/2 220/12 221/2</p> <p>thinking [1] 124/15</p> <p>thinks [1] 133/8</p> <p>third [3] 27/9 63/2 70/10</p> <p>third-party [1] 27/9</p> <p>this [194] 4/10 4/25 5/5 6/7 6/15 6/18 8/4 9/3 12/8 12/17 13/3 14/14 18/11 20/5 22/8 22/14 23/4 27/11 30/13 30/25 37/1 38/1 38/5 39/3 40/3 40/15 40/23 43/2 43/6 43/14 43/15 44/2 44/6 45/7 45/15 46/23 47/10 47/10 50/12 52/18 52/20 53/21 54/21 58/23 60/2 60/16 60/19 64/24 67/14 72/14 72/18 77/23 81/12 84/18 88/23 93/14 95/8 99/16 101/11 101/17 101/19 101/22 103/10 103/10 103/22 103/22 104/10 104/10 105/5 105/6 105/6 105/12 105/12 105/16 106/4 106/5 107/10 107/10 107/14 107/15 107/21 107/25 108/2 108/13 108/13 108/16 108/22 109/11 109/14 109/17 109/24 110/19 110/20 110/23 110/24 111/15 112/2 112/8 112/10 112/20 112/22 113/1 113/6 113/11 113/11 114/19 115/4 115/10 116/14 117/5 117/23 120/15 124/18 124/21 126/13 130/25 131/2 131/23 132/17 133/21 133/24 133/24 134/1 134/24 135/1 135/19 135/24 140/16 141/18 142/10 142/24 143/12 146/20 148/14 150/14 152/7 152/9 153/12 155/7 156/9 157/2 157/3 157/18 157/21 159/4 160/5 162/15 163/4 163/9 165/19 165/23 166/1 166/14 166/16 166/17 166/21 172/4 172/9 172/15 174/24 175/2 177/20 177/25 178/9 178/14 178/20 179/5 180/14 187/4 187/19 188/1 188/19 188/20 189/21 190/3 190/17 193/11 193/23 193/23 194/6 198/3 198/7 202/17 203/10 203/10 203/11 203/11</p>
--	--	---	--	--

<p>T this... [7] 203/25 206/18 211/4 212/20 213/2 217/22 223/9 thorough [6] 32/6 55/21 96/25 190/23 209/21 210/19 thoroughly [1] 201/8 those [120] 4/12 8/4 9/6 10/18 11/8 17/8 17/11 21/1 21/4 27/6 34/18 37/16 38/4 41/9 41/10 41/11 44/12 50/24 51/20 55/19 56/16 58/8 61/16 62/9 65/12 68/10 68/12 68/16 69/7 69/16 69/24 69/24 71/16 71/21 71/23 72/15 72/21 73/4 73/20 75/3 75/8 76/1 79/5 80/9 82/2 83/11 83/16 83/18 91/21 93/6 95/15 98/15 99/10 101/5 102/13 102/18 104/13 109/8 113/23 113/23 124/25 131/7 131/8 134/22 135/2 136/10 136/15 136/16 137/24 138/11 139/1 142/4 143/4 146/23 149/3 149/5 150/24 159/10 160/15 160/18 161/2 161/11 161/25 170/16 173/19 173/21 176/10 178/23 181/7 181/21 184/4 187/8 188/6 188/6 188/15 189/3 191/8 192/5 193/21 194/5 200/3 203/16 206/4 206/15 208/4 208/6 210/10 211/5 211/15 212/20 214/24 216/22 219/15 220/19 220/19 221/1 221/7 221/12 221/21 222/9 though [7] 9/23 15/4 47/14 56/11 66/15 94/18 213/4 thought [12] 6/25 39/12 39/23 47/6 64/1 81/10 81/24 91/16 141/6 144/20 184/22 190/4 thoughtful [1] 15/23 three [70] 43/12 53/16 62/15 62/20 63/13 63/14 63/23 64/8 65/11 69/15 73/17 80/3 80/9 80/11 80/15 80/17 80/20 80/21 80/22 80/23 80/24 83/3 83/6 97/7 97/8 100/4 100/11 100/11 107/20 124/8 145/15 145/17 146/4 146/5 150/17 150/21 150/23 152/10 152/19 153/7 153/11 155/12</p>	<p>160/8 160/18 163/10 167/20 167/21 167/22 168/4 168/14 168/15 171/17 172/15 172/22 174/4 193/24 199/25 200/1 202/4 202/8 202/9 211/17 211/18 211/24 212/7 217/15 217/17 218/4 218/7 218/11 three-person [9] 73/17 80/9 100/4 100/11 100/11 145/15 152/10 163/10 167/20 three-point [5] 145/17 150/23 168/15 171/17 172/15 three-week [4] 62/15 65/11 107/20 152/19 thresholds [1] 50/23 threw [1] 169/17 Thrive [1] 219/24 through [52] 5/6 6/8 19/5 30/14 33/1 34/1 38/20 40/25 50/23 62/6 63/7 63/9 64/4 64/7 67/4 69/13 72/13 76/24 82/1 96/5 96/10 96/15 96/21 100/22 104/11 104/18 104/22 105/7 105/8 106/9 107/19 107/23 108/4 113/8 120/19 124/23 152/20 156/24 156/24 162/21 164/14 168/25 173/19 174/3 176/7 183/14 183/19 194/5 201/9 201/21 201/23 201/24 throughout [5] 20/14 37/13 73/1 150/24 186/17 Thursday [7] 6/13 6/21 7/22 10/14 12/25 220/2 220/12 thus [1] 172/11 tie [1] 31/16 Tiffany [2] 215/21 215/21 till [1] 42/7 time [74] 9/4 12/20 14/21 18/5 18/8 19/14 21/7 21/19 21/25 22/2 22/12 24/7 24/15 35/1 37/13 43/15 64/14 67/14 67/16 67/17 67/21 69/22 72/19 75/18 76/18 76/25 77/3 77/20 77/23 78/5 78/13 81/4 81/13 81/14 81/19 82/8 82/11 82/16 82/16 82/18 82/23 83/7 83/7 87/20 91/10 92/10 95/19 96/12 108/8 116/7 120/2 145/21 146/13 146/14 160/6 167/4 169/9 172/24 173/3 173/5 173/7 173/10 173/10 173/15 173/18 188/21 200/6</p>	<p>209/22 215/3 215/5 218/6 219/13 220/7 222/5 timelines [1] 23/8 timely [2] 120/24 122/23 times [16] 65/18 81/5 81/8 83/4 83/9 91/14 93/24 94/12 143/16 153/7 168/21 172/14 173/9 181/14 184/16 196/24 title [1] 108/17 today [13] 6/5 12/19 13/16 13/21 15/14 21/17 25/1 66/22 76/14 96/23 134/17 183/7 187/25 TODD [1] 2/11 together [8] 8/19 70/24 94/17 108/3 108/17 124/18 184/9 212/3 told [17] 10/6 32/12 34/19 47/8 49/2 113/22 116/25 117/5 120/10 120/15 121/1 123/24 153/14 157/18 172/11 189/8 209/8 tomorrow [6] 6/6 11/8 12/14 12/18 15/13 15/19 too [5] 11/20 11/21 40/13 135/6 186/15 took [12] 37/10 56/24 61/5 65/17 92/23 93/2 100/1 116/20 124/7 172/24 172/25 188/14 tool [36] 28/24 37/11 46/19 52/20 57/22 62/15 70/13 72/14 85/23 95/21 96/20 105/15 105/18 107/11 107/12 107/15 108/7 109/4 109/4 125/23 126/4 141/8 141/9 141/22 149/17 150/11 150/12 152/22 156/25 159/16 159/23 160/8 164/8 177/3 200/17 201/10 tools [9] 76/9 95/15 104/14 108/19 141/12 143/10 144/2 200/15 202/4 top [8] 60/15 100/15 114/25 166/19 180/1 185/6 194/19 203/24 topic [1] 203/14 total [11] 42/16 47/9 51/13 90/22 104/1 142/16 154/23 162/18 208/14 210/22 214/3 totally [4] 32/6 54/20 145/24 169/3 touch [1] 101/9 touched [1] 91/19 toward [2] 101/13 178/19 towards [4] 96/3</p>	<p>114/10 165/23 215/12 tower [2] 147/20 147/20 town [1] 210/16 track [1] 184/21 tracker [1] 81/25 tracking [2] 68/5 173/15 trail [1] 152/24 train [2] 86/11 200/2 trained [27] 26/17 31/11 33/17 33/20 35/21 35/24 36/4 46/18 47/14 51/11 52/13 53/20 54/5 54/16 66/1 75/13 99/15 103/22 104/10 109/9 110/8 150/8 150/10 156/15 161/19 163/4 163/8 trainer [2] 85/8 85/17 trainers [2] 73/24 189/9 training [162] 25/24 26/3 26/17 28/12 30/8 30/16 30/19 30/20 30/20 30/22 31/11 32/12 46/15 46/22 54/9 54/17 54/19 54/20 56/18 57/13 57/19 57/19 61/10 61/18 61/25 62/3 62/7 62/12 62/24 62/25 63/8 63/10 63/13 63/25 64/9 64/12 65/4 65/10 65/11 65/16 65/21 66/7 66/9 66/12 66/13 66/19 67/3 68/7 70/5 71/12 71/17 71/24 72/2 72/3 72/6 72/8 72/11 72/20 72/24 73/6 73/7 73/8 73/11 73/22 74/18 75/18 76/13 78/19 83/25 84/11 84/12 84/18 85/3 85/7 85/10 85/18 85/19 85/23 86/6 86/10 86/19 87/7 87/15 95/8 95/11 95/12 95/20 95/22 95/25 96/15 96/20 96/22 98/17 98/19 104/7 104/11 107/9 107/20 107/22 108/1 108/5 108/18 109/11 109/16 110/15 110/18 110/24 111/12 111/14 111/19 111/25 112/16 112/24 113/3 113/17 119/23 120/11 120/16 120/16 140/7 143/10 152/12 152/14 152/19 153/14 156/2 156/16 156/20 156/23 156/24 156/25 158/1 158/6 158/12 158/18 159/12 159/18 159/21 159/23 163/10 165/10 166/17 177/17 178/24 180/11 180/16 180/19 182/10 185/7 185/9 186/11 187/1 187/3 187/6</p>	<p>188/4 188/5 188/19 188/25 189/8 199/18 199/19 199/25 trainings [1] 144/6 TRAN [1] 1/1 transaction [1] 208/9 TRANSCRIBED [1] 1/25 TRANSCRIBER [1] 223/16 transcript [5] 1/7 14/24 171/9 223/3 223/9 transmit [1] 65/24 transparency [2] 132/9 132/17 transpose [1] 167/7 traveling [1] 7/1 trial [8] 1/13 4/22 4/23 10/3 10/23 11/4 41/7 41/7 trickled [1] 63/4 tried [1] 178/9 tries [1] 118/17 TRO [2] 133/5 134/17 true [37] 12/5 20/24 37/24 77/5 77/8 77/9 79/17 88/15 94/25 102/17 104/13 117/7 140/5 140/16 140/17 142/3 142/6 143/9 143/19 143/20 143/22 143/23 146/3 146/13 147/10 155/3 161/9 161/12 161/16 163/15 163/18 164/12 165/8 177/9 200/24 206/20 209/7 truly [3] 36/20 56/6 82/9 trust [2] 93/17 93/18 trusting [1] 37/17 truth [1] 92/19 try [18] 5/7 8/3 8/9 9/5 12/19 12/23 27/16 28/3 35/3 64/24 69/6 93/6 93/8 108/6 120/15 168/24 189/21 194/6 trying [19] 5/2 7/6 8/10 8/19 9/3 9/25 14/14 22/10 28/12 32/6 78/1 111/22 151/1 152/12 156/5 179/6 190/7 192/13 193/15 turn [7] 92/25 165/17 166/12 181/24 189/13 202/14 205/11 turned [2] 57/1 119/11 Turning [2] 194/6 212/15 twelve [2] 45/3 193/25 twice [1] 80/5 two [58] 17/1 21/20 23/10 40/18 43/13 43/13 47/23 48/14 51/1 51/3 51/8 51/10 51/20 63/1 64/17 66/12 74/11 75/3 76/1 79/2 80/14 82/4 91/4 97/3 104/1 107/19 108/5 112/13</p>
--	--	--	--	--

T
two... [30] 113/22
 113/25 114/3 114/5
 116/10 116/13 117/1
 117/18 123/25 149/19
 151/2 163/1 163/15
 163/19 164/22 168/17
 170/14 172/14 175/24
 176/19 193/24 196/24
 202/9 203/25 212/2
 214/21 214/21 215/6
 216/19 219/12
two-piece [1] 117/18
two-week [1] 108/5
two-year [1] 104/1
type [14] 26/24 27/3
 30/9 57/14 137/10
 155/22 157/13 159/4
 159/12 168/19 168/19
 189/4 206/18 210/24
typed [1] 137/8
types [6] 29/14 51/20
 113/4 161/11 207/23
 208/4

U
UBS [1] 149/1
Uh [7] 202/24 207/24
 208/2 211/14 213/11
 214/7 214/16
Uh-huh [7] 202/24
 207/24 208/2 211/14
 213/11 214/7 214/16
ultimate [1] 102/19
unable [2] 81/5 108/21
unadmitted [2] 5/11
 5/18
unavailable [1] 112/21
unclear [1] 10/17
uncommitted [1] 35/8
unconditional [14]
 26/25 27/8 27/18 28/19
 29/25 34/12 35/18 36/6
 36/10 36/14 36/21
 178/12 178/22 179/9
unconditionally [13]
 26/14 28/7 28/11 29/3
 31/8 31/19 31/23 32/3
 34/13 179/13 179/19
 180/6 180/18
under [33] 4/20 11/4
 12/13 21/6 43/10 44/18
 52/5 52/8 59/18 98/2
 98/2 103/13 113/19
 130/10 132/1 150/14
 151/15 153/16 154/6
 154/10 156/9 157/9
 160/25 165/15 178/17
 178/18 181/17 181/21
 190/6 191/10 193/15
 198/17 203/21
undergrad [1] 139/16
underneath [1] 59/8
understand [17] 7/17
 10/13 11/1 12/3 38/24
 40/5 78/16 113/20
 114/2 133/4 143/1
 159/8 160/6 164/17

165/15 216/22 220/8
understanding [23]
 11/5 44/11 75/19 96/6
 98/15 99/3 103/21
 104/18 137/17 137/18
 137/20 137/23 145/24
 156/5 157/10 157/21
 185/11 204/24 206/2
 206/5 206/12 206/13
 209/17
understands [1] 4/14
understood [14] 7/14
 7/14 9/1 9/12 15/17
 22/8 27/11 74/2 148/6
 168/5 204/5 208/25
 216/7 219/23
unforeseen [1] 10/25
unfortunately [2]
 12/12 90/20
unidentified [1] 100/11
unincorporated [2]
 125/5 127/21
unique [1] 110/13
university [2] 16/21
 215/7
unless [9] 13/1 15/14
 29/7 34/22 34/24 38/12
 186/21 197/1 218/7
unquote [1] 30/6
UNR [4] 16/22 16/23
 214/18 214/19
unsupported [1]
 153/13
until [16] 10/7 13/24
 14/1 18/9 18/9 19/3
 23/8 63/8 65/9 65/25
 66/14 66/20 133/17
 135/13 209/13 222/12
up [75] 4/7 6/4 9/3 9/17
 11/10 11/19 11/24 12/3
 23/12 28/16 41/6 42/5
 56/8 56/14 57/18 60/15
 61/7 63/20 64/18 64/20
 64/21 68/15 73/9 73/12
 77/7 77/11 80/6 81/22
 82/2 82/5 86/10 94/6
 95/14 95/23 96/20 97/1
 98/3 99/16 101/6 104/6
 113/13 131/12 132/7
 132/19 133/17 146/20
 151/25 152/15 163/10
 164/11 164/23 165/8
 165/9 165/10 167/23
 168/14 169/11 169/16
 171/6 176/20 183/13
 183/16 184/1 186/6
 186/17 187/4 187/21
 188/8 194/14 196/1
 198/24 208/10 211/2
 211/10 212/11
update [3] 13/1 13/7
 13/20
updated [1] 4/9
updates [1] 182/18
upon [14] 8/19 11/2
 74/8 129/6 132/24
 137/23 140/9 141/24
 148/7 167/18 172/11
 174/2 175/20 176/10

us [75] 4/6 4/8 6/7 6/17
 7/6 8/24 9/23 10/16
 10/18 11/1 11/3 37/6
 40/6 40/6 48/25 56/25
 57/21 58/9 61/8 61/8
 63/5 65/21 66/19 67/3
 67/4 71/25 72/16 73/11
 73/13 76/23 79/11
 86/11 89/23 94/14 96/9
 96/18 97/20 97/23 98/3
 98/4 98/4 98/7 100/17
 100/20 100/24 101/2
 101/4 104/17 107/24
 109/6 116/21 117/20
 121/1 121/12 124/18
 143/3 144/3 168/10
 168/13 169/15 170/9
 182/24 183/20 183/25
 184/8 185/8 185/19
 186/7 187/4 187/15
 187/17 187/17 200/20
 203/17 217/15
use [27] 11/22 24/25
 28/24 52/1 52/3 52/9
 53/20 57/6 96/19
 103/18 105/7 109/3
 113/12 140/20 148/4
 155/15 159/1 163/11
 163/24 166/2 179/20
 179/20 191/7 191/17
 193/11 193/13 213/8
used [37] 27/9 37/12
 37/21 57/3 57/6 60/2
 60/9 61/23 72/14 74/15
 92/4 104/14 107/6
 108/20 109/4 124/6
 140/22 141/5 141/8
 141/23 149/24 153/3
 160/18 163/18 163/19
 176/24 176/25 177/3
 180/2 187/13 189/24
 190/14 192/2 192/4
 192/14 192/16 203/2
Users [1] 216/14
using [13] 24/17 24/25
 52/19 72/13 104/13
 105/5 105/21 108/7
 203/6 203/9 203/13
 212/4 212/7
usually [5] 69/15 80/6
 180/3 183/11 196/23
utilized [2] 29/18
 116/14
utilizing [2] 57/22
 124/9

V
vague [16] 27/20 27/25
 28/21 49/21 94/8
 115/24 116/16 117/25
 124/11 125/16 127/22
 136/24 137/4 138/1
 139/7 140/4
validate [6] 56/6 57/1
 61/7 144/2 144/5 148/4
validated [1] 95/22
validation [1] 93/15
validity [1] 93/14
value [24] 36/14 42/16

56/3 56/7 56/25 57/3
 57/8 58/12 61/6 92/23
 113/9 113/12 116/21
 146/24 148/3 150/13
 155/8 155/17 162/17
 176/14 206/14 208/6
 208/10 212/6
values [1] 143/5
variance [2] 83/3 83/6
varies [1] 137/11
various [5] 6/17 14/2
 137/16 188/1 194/9
vary [2] 157/4 185/5
vault [16] 27/12 29/9
 34/9 34/19 34/20 35/5
 35/18 36/2 49/10
 178/12 178/21 179/4
 179/4 180/14 213/7
 213/12
vaults [5] 48/20 48/23
 49/3 50/14 113/7
VEGAS [11] 4/1 66/17
 83/23 86/10 127/16
 127/20 128/5 128/7
 128/17 128/19 223/12
venture [3] 194/10
 195/7 195/21
verbal [2] 186/13
 186/25
verification [2] 58/13
 169/23
verified [2] 195/24
 196/15
verify [13] 92/16
 146/21 146/22 146/25
 187/8 191/18 192/2
 193/1 193/7 195/18
 196/1 207/16 209/23
verifying [2] 195/5
 196/5
version [1] 116/20
versus [10] 51/16
 128/4 149/5 150/7
 152/15 159/15 159/25
 177/11 182/13 214/2
very [38] 15/23 23/7
 37/10 42/25 57/20
 60/15 62/21 74/18
 76/10 78/20 78/20
 78/21 83/2 83/8 83/11
 100/1 104/17 109/10
 113/6 132/13 152/22
 153/12 154/19 159/1
 159/9 161/21 168/7
 168/22 172/9 179/5
 184/13 190/22 190/23
 202/15 203/6 207/14
 216/7 220/5
vetted [1] 120/3
via [1] 37/6
video [20] 4/3 6/7 6/7
 7/13 8/5 8/13 8/13 9/24
 15/12 16/9 38/3 58/22
 59/3 89/7 91/1 130/1
 136/1 210/12 210/14
 219/5
videos [1] 9/12
view [3] 28/18 39/1
 76/8

violates [5] 45/13
 49/14 49/21 50/18
 50/20
violating [1] 60/20
visit [1] 13/20
VISUAL [1] 223/4
voice [1] 77/25
VOLUME [1] 1/14

W
wait [6] 13/24 42/7
 89/18 179/19 190/2
 197/20
walk [1] 183/18
walked [3] 105/7
 152/21 152/21
want [36] 5/1 7/7 12/18
 13/18 14/10 22/16
 30/23 33/10 33/11
 33/14 33/15 40/6 40/14
 48/19 52/25 55/14
 56/12 59/10 59/11
 71/16 99/20 103/24
 104/9 111/9 115/7
 116/5 131/20 131/24
 132/13 134/11 137/15
 147/12 171/17 212/21
 219/23 220/2
wanted [18] 5/23 9/15
 34/7 48/3 52/3 89/17
 94/6 94/7 95/16 118/25
 120/5 130/4 132/4
 175/18 188/17 210/1
 214/13 215/14
wants [3] 11/12 39/3
 220/7
was [600]
was hiring [1] 18/18
Washoe [3] 94/7 120/6
 126/3
wasn't [17] 23/3 35/23
 55/22 72/15 82/6 99/20
 105/4 117/10 119/10
 121/23 145/23 151/11
 151/11 173/1 173/2
 177/2 205/25
waves [3] 63/4 200/7
 200/8
way [40] 18/25 24/1
 35/3 38/14 39/25 42/17
 51/17 64/24 66/23
 67/14 69/13 79/20 80/2
 80/21 83/2 94/14 95/13
 110/13 113/23 117/23
 125/25 126/1 126/4
 126/4 126/5 126/6
 143/24 146/19 146/20
 146/25 153/2 161/10
 168/1 176/9 183/24
 194/6 201/8 206/6
 211/1 217/20
ways [2] 51/2 51/8
we [424]
we'd [12] 40/25 41/10
 41/11 56/7 80/6 80/6
 82/1 152/24 163/2
 167/24 186/14 186/16
we'll [8] 7/22 10/1
 10/14 13/20 41/3 95/17

W	96/14 96/21 97/22 99/23 104/22 107/19 107/23 108/4 120/19 124/23 126/1 151/17 156/24 156/24 167/8 177/2 177/18 181/8 184/15 186/5 196/9 200/16 206/14 214/17 215/10	189/14 190/5 191/17 193/6 194/12 196/1 196/4 197/20 197/22 197/23 198/22 201/20 202/3 202/25 203/3 203/9 206/12 208/25 209/5 210/9 210/16 211/15 211/16 211/18 213/14 214/12 215/12 215/20 215/22 216/13 221/22 222/5	191/1 191/8 193/13 194/13 196/14 196/14 201/12 203/11 203/23 204/20 205/25 210/25 211/4 216/23 221/20 Where's [1] 161/22 whereby [1] 161/10 whether [39] 7/19 28/7 36/18 36/20 38/4 56/18 59/24 61/3 62/12 66/23 68/1 81/14 86/21 101/16 116/5 118/20 119/3 119/17 119/21 119/24 121/13 122/14 137/7 137/8 137/8 137/9 137/18 159/17 163/9 170/13 185/6 185/9 186/4 186/5 187/8 189/8 205/2 211/1 218/15 Whew [1] 219/7 which [60] 4/10 8/5 8/17 10/10 10/25 13/1 13/24 19/15 30/4 32/18 33/24 37/10 37/12 39/17 41/7 51/23 54/10 68/2 68/3 70/9 80/4 80/12 90/1 90/3 90/5 90/6 103/13 105/15 107/25 113/1 114/20 115/20 115/23 116/8 116/9 116/20 118/25 132/10 132/11 132/11 143/11 153/20 154/3 154/11 154/13 154/18 157/15 160/23 175/25 177/23 178/17 184/1 190/7 190/9 190/10 191/22 192/5 195/8 196/10 203/20 while [7] 7/23 40/10 40/14 89/9 107/21 182/21 184/14 who [60] 6/25 8/11 10/22 13/4 19/11 22/17 23/11 23/12 30/25 31/3 33/17 36/18 38/17 39/3 45/14 54/17 54/24 68/17 74/11 74/11 83/22 86/7 92/8 92/20 97/17 97/18 101/17 102/2 117/15 120/10 120/15 120/16 122/17 130/7 131/19 131/20 132/8 134/22 134/22 135/3 135/7 135/8 135/19 138/9 144/24 149/3 149/5 180/19 185/17 186/2 192/4 193/5 197/11 202/21 202/22 207/8 211/15 215/15 219/20 222/9 who's [3] 7/15 10/18 204/24 whoever [2] 135/3 180/5 whole [9] 48/11 78/20 109/7 116/11 126/1 132/17 191/13 193/3	201/13 why [24] 10/18 36/22 40/4 59/20 59/22 60/5 60/12 61/12 78/20 80/2 95/10 98/15 118/5 118/6 122/6 134/18 138/6 142/9 143/1 153/5 186/15 192/16 204/15 217/11 will [33] 5/6 5/17 9/5 11/7 13/8 14/5 38/11 40/7 40/10 41/6 41/20 65/20 93/14 103/10 113/7 121/5 121/15 125/11 126/13 133/19 133/21 133/22 134/1 134/15 134/19 135/7 135/8 169/24 175/25 176/4 220/3 221/8 222/8 WILLIAM [1] 2/4 WILLIAMS [2] 223/12 223/16 WILLIAMSON [1] 2/17 willing [1] 36/11 wipe [3] 11/9 13/12 132/6 withdraw [5] 219/14 219/16 219/17 219/21 220/6 withdrawing [2] 220/9 220/10 within [22] 28/24 37/5 76/18 76/25 78/25 79/2 80/11 83/13 94/19 97/6 99/24 124/8 124/21 134/13 150/2 150/3 150/20 150/23 151/13 167/20 168/15 179/14 without [10] 43/2 47/11 65/12 109/15 122/8 149/20 150/8 151/4 155/4 179/2 witness [11] 6/15 8/13 9/22 12/2 12/5 12/10 16/11 41/16 197/14 197/16 219/25 witnesses [12] 3/3 4/16 5/23 6/17 6/18 6/23 8/11 10/22 13/5 40/25 221/1 221/12 won't [3] 14/19 40/18 69/6 word [8] 105/21 105/25 110/2 110/3 110/6 110/6 159/2 193/6 words [14] 8/20 18/14 20/19 24/18 25/11 28/16 29/7 37/16 47/22 57/6 97/18 112/13 124/6 157/6 work [19] 7/7 8/6 9/6 11/13 14/1 18/23 63/8 66/14 67/13 70/3 70/5 71/3 71/9 97/10 139/20 145/22 146/7 146/15 182/25 worked [11] 17/19 17/22 17/23 18/14
we'll... [2] 221/23 222/11 we're [39] 4/15 4/17 4/17 4/23 4/24 5/2 5/4 5/7 5/9 6/8 7/6 7/10 8/10 8/20 8/25 15/11 15/13 16/6 38/8 39/23 40/22 40/23 42/4 42/12 42/20 64/2 65/3 89/10 89/12 111/21 129/24 135/1 135/17 148/9 151/14 154/8 187/5 216/5 216/6 we've [8] 70/4 89/9 109/24 118/6 130/4 178/25 201/20 210/11 website [6] 20/4 20/6 92/8 92/9 116/19 195/15 WEDNESDAY [2] 1/12 12/13 week [16] 6/16 6/18 10/7 12/8 12/9 14/7 22/16 23/10 62/15 63/2 63/6 65/11 107/20 108/5 152/19 200/3 weeks [10] 21/20 63/1 63/13 63/14 64/8 64/17 82/5 153/11 199/25 200/1 weight [4] 149/3 149/13 150/6 158/8 weighted [1] 212/6 weird [1] 35/23 WELCH [7] 2/19 6/13 6/19 10/7 15/13 15/15 15/17 welcome [2] 134/23 134/23 well [58] 4/18 4/20 7/21 8/3 8/9 10/11 11/18 12/9 26/22 28/3 38/13 38/15 39/5 39/19 39/23 42/7 42/25 44/9 44/10 46/19 53/8 56/3 57/25 61/10 68/2 74/18 89/19 94/2 96/17 103/23 103/24 110/11 110/24 112/22 114/6 119/20 132/21 134/18 135/9 147/25 154/10 164/3 175/16 179/11 179/14 186/20 189/15 193/11 194/13 204/14 205/21 208/23 209/5 219/19 220/3 220/14 221/6 221/10 Wellness [8] 51/24 130/17 130/18 130/19 130/21 198/4 218/15 219/1 Wells [1] 45/25 went [43] 7/13 16/21 19/4 21/19 22/17 22/18 30/8 62/14 62/18 63/1 63/13 64/6 66/20 67/12 76/20 82/17 83/2 96/5	were [346] weren't [14] 56/11 78/23 91/21 91/21 92/3 99/24 150/2 203/8 207/6 208/25 209/13 210/19 213/18 213/18 wet [1] 184/14 what [211] 7/7 11/2 12/17 16/23 17/4 17/13 17/17 19/13 19/21 19/22 19/25 23/1 26/18 26/24 27/3 28/12 30/8 34/14 35/21 35/24 36/3 37/2 37/17 37/20 37/23 38/24 40/6 40/22 42/4 43/9 44/6 44/18 44/24 46/2 46/4 46/15 46/18 47/4 48/15 51/11 51/13 51/22 52/3 52/8 52/22 54/2 54/17 55/14 59/8 59/11 59/20 59/25 60/6 60/6 60/6 61/8 61/19 61/23 61/25 62/24 63/3 63/6 63/7 63/22 66/10 68/7 68/14 70/10 73/7 73/25 74/2 74/3 74/3 75/13 76/15 78/7 79/25 83/8 83/17 84/21 85/20 90/24 91/22 91/25 92/5 93/7 93/17 93/18 95/10 96/7 97/13 98/15 103/23 104/1 104/2 104/7 105/15 105/15 106/3 107/2 108/17 109/16 110/9 110/18 110/24 111/1 111/2 111/4 111/8 113/9 113/17 114/5 115/12 119/1 120/4 120/23 121/21 122/19 123/2 123/22 124/14 132/10 133/2 133/10 134/25 137/3 139/16 139/16 139/24 140/8 141/6 141/13 141/24 142/24 143/5 144/3 144/10 146/14 149/13 151/7 154/2 154/16 155/22 156/5 156/16 156/16 156/21 156/21 157/7 158/6 159/5 160/14 160/20 161/22 162/1 162/2 162/16 163/21 166/25 167/6 168/19 168/19 169/8 169/20 171/23 172/11 175/13 176/1 178/10 179/10 179/11 179/22 179/24 180/1 180/8 181/7 182/2 185/11 186/18	what's [5] 7/16 39/21 193/3 195/6 219/7 whatever [9] 50/6 70/12 116/21 120/13 135/15 153/18 169/5 211/22 218/2 whatsoever [2] 21/11 23/20 when [90] 5/8 10/2 10/19 13/8 14/16 16/16 17/18 17/21 18/23 19/8 19/18 19/21 19/25 22/13 23/2 23/10 24/3 30/8 37/3 46/23 51/6 54/16 60/13 63/22 65/20 65/20 67/15 67/21 69/15 69/20 71/2 76/15 77/6 79/9 81/5 81/22 82/2 84/7 93/9 93/12 95/22 97/16 98/3 99/22 100/21 100/21 104/24 106/6 108/18 118/23 122/1 137/7 139/22 145/25 155/6 155/6 155/11 155/19 155/23 156/24 158/6 167/14 167/21 168/12 168/17 174/1 175/24 179/3 179/4 179/12 182/17 185/23 185/25 187/8 188/9 190/14 200/4 200/9 200/18 200/25 201/4 201/15 202/5 206/16 208/17 211/6 211/6 214/24 215/10 218/5 whenever [2] 67/9 185/18 where [78] 5/1 5/11 13/13 14/22 16/16 16/20 16/22 24/24 28/24 38/9 38/11 38/12 39/16 40/23 47/18 49/1 52/1 52/20 55/17 62/21 62/22 62/22 63/24 66/18 73/11 73/14 73/14 81/8 81/25 91/14 94/5 104/21 108/3 111/8 115/15 127/2 130/24 133/21 136/14 136/23 142/4 142/15 145/13 151/19 155/15 157/7 158/19 159/2 159/24 167/18 176/10 177/2 178/20 178/23 179/6 179/8 180/8 184/20 185/8 186/2 188/21 190/1 190/17		

W
worked... [7] 68/21
 70/22 70/24 87/20
 97/25 157/8 198/17
working [7] 4/15 4/24
 5/4 18/9 69/9 97/16
 217/13
works [2] 101/17
 215/15
world [2] 37/9 153/18
worries [1] 109/23
worthless [1] 147/8
would [330]
wouldn't [16] 10/7
 27/18 29/8 77/11
 124/13 129/7 131/6
 136/6 184/25 190/19
 196/10 206/9 207/4
 209/10 218/5 218/25
write [5] 118/24 162/16
 186/16 202/5 214/17
writing [6] 30/12 34/25
 34/25 187/7 187/9
 211/20
written [27] 27/7 54/21
 55/1 55/19 72/1 92/23
 105/10 107/9 107/14
 108/13 108/15 108/21
 109/15 112/17 112/25
 126/5 126/5 134/19
 142/24 159/12 159/13
 163/5 165/12 186/13
 186/19 186/21 188/16
wrong [1] 220/13
wrongdoing [1]
 101/23
wrongful [1] 219/2
wrote [9] 36/18 38/17
 43/18 59/11 59/12
 59/17 149/5 188/18
 214/1

X
XI [2] 1/5 178/5

Y
yeah [26] 9/9 17/1 21/5
 38/25 39/12 59/11
 63/14 70/16 78/15
 89/21 92/2 116/18
 119/10 132/6 135/5
 157/1 172/14 183/20
 188/18 200/1 204/2
 206/6 209/16 211/11
 214/12 216/5
year [12] 16/23 103/18
 104/1 106/8 110/9
 113/2 139/23 141/14
 142/21 143/11 174/9
 174/16
years [8] 17/7 17/19
 20/12 20/14 69/10
 69/11 69/18 69/22
Yemenidjian [1] 12/22
Yep [3] 42/5 89/21
 214/9
yes [271]
yes-or-no [1] 111/22
yesterday [9] 5/12 6/11

6/12 6/12 7/13 9/12
 11/18 11/19 39/18
yet [4] 41/11 87/8
 96/23 105/4
you [1324]
you'd [6] 57/8 64/19
 108/6 141/11 210/4
 219/17
you'll [2] 105/7 106/24
you're [45] 11/4 11/24
 36/25 42/11 44/11
 44/13 47/4 52/21 55/4
 55/8 66/22 80/1 82/12
 82/13 89/24 102/1
 105/17 105/21 105/21
 107/2 107/11 108/24
 109/21 111/1 111/2
 111/8 113/19 115/13
 126/12 144/10 150/15
 154/11 155/23 157/17
 162/1 165/14 179/11
 181/19 187/16 187/19
 194/14 196/12 210/25
 211/4 216/1
you've [18] 8/1 22/1
 24/21 45/19 85/2
 107/15 130/2 141/11
 145/9 145/9 149/24
 153/6 153/6 173/9
 178/20 183/7 199/10
 221/18
Young [9] 19/12 19/18
 70/15 70/19 70/21
 84/17 84/18 84/22
 84/24
your [238]
yourself [3] 24/4 26/7
 33/14
yourselves [1] 8/1

Z
zero [9] 46/10 46/17
 46/20 47/3 47/11 107/4
 162/15 162/23 163/7
Zillow [1] 208/10
Zion [1] 130/19
zone [1] 184/23
Zoom [6] 8/4 8/7 9/14
 11/13 131/17 222/10