

IN THE SUPREME COURT OF THE STATE OF NEVADA

IN RE: D.O.T. LITIGATION

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

Appellants/Cross-Respondents,

vs.

THE STATE OF NEVADA
DEPARTMENT OF TAXATION,
Respondent/Cross-Appellant,

And

INTEGRAL ASSOCIATES, LLC D/B/A/
ESSENCE CANNABIS DISPENSARIES;
ESSENCE TROPICANA, LLC;
ESSENCE HENDERSON, LLC; AND
LONE MOUNTAIN PARTNERS LLC,

Cross-Respondents.

Electronically Filed
May 30 2023 03:26 PM
Elizabeth A. Brown
Clerk of Supreme Court

**EMERGENCY
REQUEST**

**TO ENLARGE AND
DIVIDE ARGUMENT
TIME AMONG
RESPONDENTS**

**JUNE 5, 2023
ORAL ARGUMENT**

Respondent/Cross-Appellant the State of Nevada *ex rel.*
Department of Taxation and Cannabis Compliance Board (the “State”),
respectfully requests that this Court enlarge the time for argument. The
State requests an additional five minutes of argument time in addition

to the 15 minutes already allotted to it and Respondents, the Essence Entities¹ and Lone Mountain Partners, LLC (collectively, the “Successful Applicant Respondents”).² The State and the Successful Applicant Respondents would then split the 20 minutes of argument time evenly. As explained below, the State believes that this case warrants the extra time so that the State can address this Court’s questions on issues particular to its involvement in the cannabis licensing process at issue here. The State does not object if Appellants/Cross-Respondents request an additional five minutes of argument time to balance the sides’ arguments.

The Successful Applicant Respondents and the State are aligned but will present distinct viewpoints. The Successful Applicant Respondents focused their answering briefs on the threshold issue of standing, which is why the State suggests that their argument go first. The Successful Applicant Respondents can also discuss their own

¹ The Essence Entities are Integral Associates d/b/a Essence Cannabis Dispensaries; Essence Tropicana, LLC; and Essence Henderson, LLC.

² Although the Successful Applicant Respondents are listed in the caption as “Cross-Respondents,” the State did not name them as Cross-Respondents in its cross-appeal and seeks no relief against them.

experiences as applicants and the blossoming of the cannabis industry four years after the application process. The State, on the other hand, is principally concerned with the integrity and fairness of the application process as an administrative matter. And the State – unlike the Successful Applicant Respondents – cross-appealed and will present arguments supporting its cross-appeal.

This is a complicated case warranting enlarged and divided time. It arises from eight consolidated cases involving dozens of parties. Plaintiffs’ joint appendix comprises 343 volumes; the State filed a three-volume supplemental appendix and the Essence Entities filed a 16-volume one. The parties to this appeal filed three opening briefs, four answering briefs, and three reply briefs addressing numerous different issues.

The State therefore requests that this Court divide Respondents’ arguments as follows:

1. The Successful Applicant Respondents – 10 minutes;
2. The State – 10 minutes.

///

///

The State requests relief on an emergency basis because oral argument will be held on June 5, 2023.

DATED this 30th day of May 2023

AARON D. FORD
Attorney General

By: /s/ Kiel B. Ireland
KIEL B. IRELAND
Deputy Solicitor General
Office of the Attorney General
100 N. Carson Street
Carson City, NV 89101
775-684-1234
kireland@ag.nv.gov

*Attorneys for Respondent / Cross-
Appellant the State*

CERTIFICATE OF SERVICE

I hereby certify that I electronically filed the foregoing *To Enlarge and Divide Argument Time Among Respondents* in accordance with this Court's electronic filing system and consistent with the NEFCR 9 on this 30th day of May 2023.

Participants in the case who are registered with this Court's electronic filing system.

/s/ S. Messina
An employee of the Office of the
Attorney General