

**IN THE SUPREME COURT OF THE STATE OF NEVADA**

**Case No. 82806**

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MARY LOU MCSWEENEY-WILSON,

Appellant,

v.

STOREY COUNTY COMMISSIONERS;  
and STERICYCLE, INC.,

Respondents.

Electronically Filed  
May 14 2021 03:39 p.m.  
Elizabeth A. Brown  
Clerk of Supreme Court

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**RESPONDENT STERICYCLE, INC.'S RESPONSE  
TO APPELLANT'S DOCKETING STATEMENT**

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*Attorneys for Respondent Stericycle, Inc.*

Pursuant to NRAP 14(f), Stericycle responds to Appellant's docketing statement filed on May 11, 2021. Stericycle strongly disagrees with Appellant's statement of the case and issues on appeal, which mischaracterize the district court's decision and the nature of this case. Appellant incorrectly asserts that this appeal involves novel constitutional issues and disputes between governments, and that there are pending claims and parties remaining below. (Docketing Statement at 4-6, 8-9.) To the contrary, the sole issue presented by this proper person appeal involves the threshold jurisdictional issue of standing under NRS 278.3195(4), which has been addressed by the Nevada Supreme Court on multiple occasions.<sup>1</sup>

Specifically, Appellant appeals from the district court's dismissal of her petition for judicial review of the Storey County Commissioners' decision approving Stericycle's land-use application under NRS 278.3195. The district court found that Appellant lacked standing to petition for judicial review under NRS 278.3195(4) because she neither appealed to the governing body nor was aggrieved by its decision, and, therefore, dismissed the *entire* case with prejudice for lack of jurisdiction. Accordingly, this appeal presents no issues of constitutional significance, let alone of first impression, no claims remain pending in the district court, and all parties below are parties on appeal.

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<sup>1</sup> See, e.g., *Kay v. Nunez*, 122 Nev. 1100, 146 P.3d 801 (2006); *Holt-Still v. Washoe Cty Bd. of Cty. Comm'rs*, Docket No. 78784 (June 30, 2020 Order of Affirmance).

Dated: May 14, 2021.

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/s/ Chelsea Latino

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## CERTIFICATE OF SERVICE

I hereby certify that I am an employee of McDonald Carano LLP, and on May 14, 2021, a true and correct copy of the foregoing document was e-filed and e-served on all registered parties to the Supreme Court's electronic filing system as listed below:

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I further certify that a true and correct copy of the foregoing document was served on the Settlement Judge via e-mail and U.S. Mail, postage prepaid, as follows:

J. Douglas Clark  
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Dated: May 14, 2021.

/s/ Nancy A. Hoy  
Nancy A. Hoy