



SUPREME COURT OF NEVADA
OFFICE OF THE CLERK
ELIZABETH A. BROWN, CLERK
201 SOUTH CARSON STREET, SUITE 201
CARSON CITY, NEVADA 89701-4702

Telephone
(775) 684-1600

December 9, 2021

Maximilien D. Fetaz
Browstein Hyatt Farber Schreck, LLP/Las Vegas
100 N. City Pkwy., Ste. 1600
Las Vegas, NV 89106-4614

Re: Overbrook Capital, LLC vs. Aerogrow International, Inc., et al.,
Supreme Court Case No. 82895
District Court Case Nos. A-21-827665-B (lead); A-21-829854-B (sub);
A-21-827745-B (sub)

Dear Mr. Fetaz:

Enclosed please find the original and two copies of the Writ of Mandamus and two copies of the Opinion for service upon the Chief Judge and Department 11 of the 8th Judicial District Court. Please **return** the **original writ** with proof of service attached thereto.

Copies of the writ and opinion are enclosed for your files.

Sincerely,

A. Ingersoll
Amanda Ingersoll
Deputy Clerk

cc w/enclosures (writ & opinion):

Chief Judge, Eighth Judicial District Court
Eighth Judicial District Court Judge, Dept. 11
Marquis Aurbach Coffing
Jones Day/Atlanta
Jones Day/Columbus
Simons Hall Johnston PC/Reno

IN THE SUPREME COURT OF THE STATE OF NEVADA

AEROGROW INTERNATIONAL, INC.,
Petitioner,

No. 82895

vs.

THE EIGHTH JUDICIAL DISTRICT
COURT OF THE STATE OF NEVADA,
IN AND FOR THE COUNTY OF
CLARK; AND THE HONORABLE
ELIZABETH GONZALEZ, DISTRICT
JUDGE,

Respondents,

and

BRADLEY LOUIS RADOFF; FRED M.
ADAMCYZK; THOMAS C. ALBANESE;
WILLIAM A. ALMOND, III; MICHAEL
S. BARISH; GEORGE C. BETKE, JR.
2019 TRUST; DIANA BOYD; ANNE
CAROL DECKER; THOMAS H.
DECKER; THE DEUTSCH FAMILY
TRUST; JOHN C. FISCHER; ALFREDO
GOMEZ; ALFREDO GOMEZ FMT CO
CUST IRA ROLLOVER; LAWRENCE
GREENBERG; PATRICIA
GREENBERG; KAREN HARDING; H.L.
SEVERANCE, INC. PROFIT SHARING
PLAN & TRUST; H.L. SEVERANCE,
INC. PENSION PLAN & TRUST;
DANIEL G. HOFSTEIN; KEVIN
JOHNSON; CANDACE KAYE; LAURA
J. KOBY; CAROLE L. MCLAUGHLIN;
BRIAN PEIERLS; JOSEPH E. PETER;
ALEXANDER PERELBERG; AMY
PERELBERG; DANA PERELBERG;
GARY PERELBERG; LINDA
PERELBERG; THE REALLY COOL
GROUP; RICHARD ALAN RUDY
REVOCABLE LIVING TRUST; JAMES
D. RICKMAN, JR.; JAMES D.
RICKMAN, JR. IRREVOCABLE TRUST;

PATRICIA D. RICKMAN
IRREVOCABLE TRUST; ANDREW
REESE RICKMAN TRUST; SCOTT
JOSEPH RICKMAN IRREVOCABLE
TRUST; MARLON DEAN
ALESSANDRA TRUST; BRYAN
ROBSON; WAYNE SICZ IRA; WAYNE
SICZ ROTH IRA; THE CAROL W.
SMITH REVOCABLE TRUST; THOMAS
K. SMITH; SURAJ VASANTH; CATHAY
C. WANG; LISA DAWN WANG; DARCY
J. WEISSENBOEN; THE MARGARET S.
WEISSENBOEN REVOCABLE TRUST;
THE STANTON F. WEISSENBOEN
IRA; THE STANTON F.
WEISSENBOEN REVOCABLE TRUST;
THE STANTON F. WEISSENBOEN
IRREVOCABLE TRUST; THE NATALIE
WOLMAN LIVING TRUST; ALAN
BUDD ZUCKERMAN; JACK WALKER;
STEPHEN KAYE; THE MICHAEL S.
BARISH IRA; AND THE ALEXANDER
PERELBERG IRA,
Real Parties in Interest.

WRIT OF MANDAMUS

TO: The Honorable Chief Judge and Department 11 of the 8th
Judicial District Court:

WHEREAS, this Court having made and filed its written decision
that a writ of mandamus issue,

NOW, THEREFORE, you are directed, in lead case number A-21-
827665-B entitled Overbrook Capital, LLC, on behalf of itself and all others
similarly situated vs. Aerogrow International, Inc., et al.; sub case number
A-21-829854-B entitled Bradley Louis Radoff vs. Chris Hagedorn, an
individual, et al.; and sub case number A-21-827745-B entitled Nicoya

Capital LLC, on behalf of itself and all others similarly situated vs. Chris Hagedorn, et al., to vacate the May 5, 2021, Order Granting Plaintiff's and Plaintiff-Intervenors' Joint Motion to Compel/Determine Compliance with NRS 92A, and to proceed with the underlying litigation consistent with the opinion issued in this matter.

WITNESS The Honorables Ron Parraguirre, Lidia Stiglich, and Abbi Silver, Associate Justices of the Supreme Court of the State of Nevada, and attested by my hand and seal this 9th day of December, 2021.




Chief Assistant Clerk