



**EIGHTH JUDICIAL DISTRICT COURT  
CLERK OF THE COURT**

REGIONAL JUSTICE CENTER  
200 LEWIS AVENUE, 3<sup>rd</sup> FL.  
LAS VEGAS, NEVADA 89155-1160  
(702) 671-4554

Electronically Filed  
Sep 24 2021 10:59 a.m.  
Elizabeth A. Brown  
Clerk of Supreme Court

Steven D. Grierson  
Clerk of the Court

Anntoinette Naumec-Miller  
Court Division Administrator

September 24, 2021

Elizabeth A. Brown  
Clerk of the Court  
201 South Carson Street, Suite 201  
Carson City, Nevada 89701-4702

RE: KIMBERLY STILES vs. ESTATE OF DELORIS ANN BATSON

**S.C. CASE: 83343**

D.C. CASE: A-16-746738-C

Dear Ms. Brown:

On August 6, 2021 our office submitted a Notice of Appeal packet for the above referenced case noting that the minutes from June 14, 2021 were not included. The minutes have now been completed and are enclosed. Please contact our office at (702) 671-0512 if you have any questions.

Sincerely,

STEVEN D. GRIERSON, CLERK OF THE COURT

A handwritten signature in black ink, appearing to read "Heather Ungermann", written over a horizontal line.

Heather Ungermann, Deputy Clerk

Negligence - Auto

COURT MINUTES

June 14, 2021

A-16-746738-C      Kimberly Stiles, Plaintiff(s)  
vs.  
Estate of Deloris Ann Batson, Defendant(s)

June 14, 2021      08:00 AM      Jury Trial

HEARD BY:      Krall, Nadia      COURTROOM: RJC Courtroom 03C

COURT CLERK: Castle, Alan

RECORDER:      Kirkpatrick, Jessica

REPORTER:

**PARTIES PRESENT:**

Benjamin P. Cloward	Attorney for Guardian Ad Litem, Plaintiff, Subject Minor
Christina M. Mamer	Attorney for Defendant
David J. Martin	Attorney for Guardian Ad Litem, Plaintiff, Subject Minor
Estate of Deloris Ann Batson	Defendant
Kimberly Stiles	Guardian Ad Litem, Plaintiff
Mark L Jackson	Attorney for Guardian Ad Litem, Plaintiff
Michael C. Meyer	Attorney for Defendant, Personal Representative
Michelle Ordway	Personal Representative
Renee M. Finch	Attorney for Defendant, Personal Representative

**JOURNAL ENTRIES**

OUTSIDE THE PRESENCE OF THE JURY Court addressed the 16.1 employer testifying regarding the lack of ability to go to the work and the negligent infliction of emotional distress claim. This Court is not inclined to allow either. COURT FINDS unless the Plaintiff can point to the fact that Plaintiff either testified via interrogatories of deposition that she was claiming apart of mental anguish, then Defense is on notice, however, this being the time of trial, there would be substantial prejudice to the Defendant if the Court would allow this. Arguments by counsel. On the first issue, this Court is going to NOT allow Plaintiff to make a negligent infliction of emotional distress claim; Court Finds had Plaintiff brought a cause of action for it, Plaintiff would have been able to bring it forward on behalf of her daughter. Plaintiff will be able to testify as to the facts relating to her daughter and generally, but not claim any damages for it. Court notes employer was on notice that Plaintiff was unable to come to work. Court notes the issues would normally be taken outside the presence of the Jury, Court is not going to allow those two issues to be brought before the Jury. As to the third issue Plaintiff may testify as to her own medical anguish in her own words; and, percipient facts as to the accident. Clarification regarding testimony by Plaintiff related the her daughter's injuries and visits to the doctor.

JURY PRESENT. Testimony and exhibits presented. (See worksheets)

Jury admonished and excused. Evening recess.

Printed Date: 9/8/2021

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Minutes Date:

June 14, 2021

Prepared by: Alan Castle

Trial Continues.