



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

March 15, 2022

Thorndal Armstrong Delk Balkenbush & Eisinger/Las Vegas
Philip Goodhart
1100 E. Bridger Ave.
Las Vegas, NV 89101

FILED

APR 04 2022

ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY 
DEPUTY CLERK

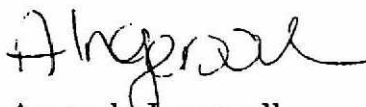
Re: Firststreet for Boomers & Beyond, Inc. vs. District Court (Ansara),
No. 83379
District Court Case No. A-16-731244-C

Dear Mr. Goodhart:

Enclosed please find the original and one copy of the Writ of Mandamus and one copy of the Order for service upon Judge Crystal Eller. Please return the original writ with proof of service attached thereto.

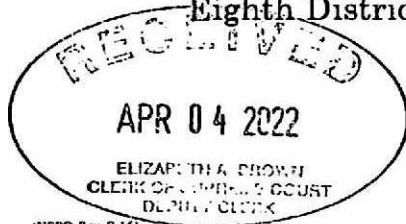
Copies of the writ and order are enclosed for your files.

Sincerely,


Amanda Ingersoll
Deputy Clerk

cc w/enclosures (writ & order):

Hon. Crystal Eller, District Judge
Lewis Roca Rothgerber Christie LLP/Las Vegas
Richard Harris Law Firm
Weinberg, Wheeler, Hudgins, Gunn & Dial, LLC/Las Vegas
Charles Allen Law Firm
Weinberg, Wheeler, Hudgins, Gunn & Dial, LLC/Atlanta
Eighth District Court Clerk



IN THE SUPREME COURT OF THE STATE OF NEVADA

FIRSTSTREET FOR BOOMERS &
BEYOND, INC.; AND AITHR DEALER,
INC.,
Petitioners,

vs.

THE EIGHTH JUDICIAL DISTRICT
COURT OF THE STATE OF NEVADA,
IN AND FOR THE COUNTY OF
CLARK; AND THE HONORABLE
CRYSTAL ELLER, DISTRICT JUDGE,
Respondents,

and

ROBERT L. ANSARA, AS SPECIAL
ADMINISTRATOR OF THE ESTATE
OF SHERRY LYNN CUNNISON,
DECEASED; ROBERT L. ANSARA, AS
SPECIAL ADMINISTRATOR OF THE
ESTATE OF MICHAEL SMITH,
DECEASED HEIR TO THE ESTATE OF
SHERRY LYNN CUNNISON,
DECEASED; DEBORAH TAMANTIN
INDIVIDUALLY, AND HEIR TO THE
ESTATE OF SHERRY LYNN
CUNNISON, DECEASED; HALE
BENTON, INDIVIDUALLY; AND
JACUZZI, INC., D/B/A JACUZZI
LUXURY BATH,
Real Parties in Interest.

No. 83379

WRIT OF MANDAMUS

TO: The Honorable Crystal Eller, Judge of the Eighth Judicial
District Court:

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

NOW, THEREFORE, you are directed to vacate the order striking petitioners' answer as to liability, in the case entitled Robert Ansara, as Special Administrator of the Estate of Sherry Lynn Cunnison, Deceased, et al. vs. First Street for Boomers & Beyond, Inc., et al., case no. A-16-731244-C.

WITNESS The Honorables Elissa Cadish, Kristina Pickering, and Douglas Herndon, Associate Justices of the Supreme Court of the State of Nevada, and attested by my hand and seal this 15th day of March, 2022.




Chief Assistant Clerk

1 PHILIP GOODHART, ESQ.
Nevada Bar No. 5332
2 MEGHAN M. GOODWIN, ESQ.
Nevada Bar No. 11974
3 THORNDAL ARMSTRONG DELK
BALKENBUSH & EISINGER
4 1100 East Bridger Avenue
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5 Tel.: (702) 366-0622
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7

8 Attorneys for Defendants/Cross-
Defendants, FIRSTSTREET FOR
BOOMERS AND BEYOND, INC.,
9 AITHR DEALER, INC., and HALE BENTON

10 **DISTRICT COURT**

11 **CLARK COUNTY, NEVADA**

12 ROBERT ANSARA, as Special Administrator of the
Estate of SHERRY LYNN CUNNISON, Deceased;
13 ROBERT ANSARA, as Special Administrator of the
Estate of MICHAEL SMITH, Deceased heir to the
14 Estate of SHERRY LYNN CUNNISON, Deceased;
and DEBORAH TAMANTINI individually, and heir
15 to the Estate of SHERRY LYNN CUNNISON,
Deceased,
16

Plaintiffs,

17 vs.

18 FIRST STREET FOR BOOMERS & BEYOND,
INC.; AITHR DEALER, INC.; HALE BENTON,
19 Individually; HOMECLICK, LLC; JACUZZI INC.,
doing business as JACUZZI LUXURY BATH;
20 BESTWAY BUILDING & REMODELING, INC.;
WILLIAM BUDD, Individually and as BUDDS
21 PLUMBING; DOES 1 through 20; ROE
CORPORATIONS 1 through 20; DOE EMPLOYEES
22 1 through 20; DOE MANUFACTURERS 1 through
20; DOE 20 INSTALLERS 1 through 20; DOE
23 CONTRACTORS 1 through 20; and DOE 21
SUBCONTRACTORS 1 through 20, inclusive,
24

Defendants.

26 HOMECLICK, LLC,

27 Cross-Plaintiff,

28 vs.

CASE NO. A-16-731244-C
DEPT. NO. 19

RECEIPT OF COPY

FIRST STREET FOR BOOMERS & BEYOND,
INC.; AITHR DEALER, INC.; HOMECLICK, LLC;
JACUZZI LUXURY BATH, doing business as
JACUZZI INC.; BESTWAY BUILDING &
REMODELING, INC.; WILLIAM BUDD,
individually, and as BUDDS PLUMBING,

Cross-Defendants.

HOMECLICK, LLC, a New Jersey limited liability
company,

Third-Party Plaintiff,

vs.

CHICAGO FAUCETS, an unknown entity,

Third-Party Defendant.

BESTWAY BUILDING & REMODELING, INC.,

Cross-Claimant,

vs.

FIRST STREET FOR BOOMERS & BEYOND,
INC.; AITHR DEALER, INC.; HALE BENTON,
individually; HOMECLICK, LLC; JACUZZI
LUXURY BATH, dba JACUZZI INC.; WILLIAM
BUDD, individually and as BUDD'S PLUMBING;
ROES I through X,

Cross-Defendants.

WILLIAM BUDD, individually and as BUDDS
PLUMBING,

Cross-Claimants,

vs.

FIRST STREET FOR BOOMERS & BEYOND,
INC.; AITHR DEALER, INC.; HALE BENTON,
individually; HOMECLICK, LLC; JACUZZI INC.,
doing business as JACUZZI LUXURY BATH;
BESTWAY BUILDING & REMODELING, INC.;
DOES 1 through 20; ROE CORPORATIONS 1
through 20; DOE EMPLOYEES 1 through 20; DOE
MANUFACTURERS 1 through 20; DOE 20
INSTALLERS, 1 through 20; DOE CONTRACTORS
1 through 20; and DOE 21 SUBCONTRACTORS 1

1 through 20, inclusive,

2 Cross-Defendants.

3 FIRSTSTREET FOR BOOMERS & BEYOND, INC.;
4 and AITHR DEALER, INC.,

5 Cross-Claimants,


6 v.

7 HOMECLICK, LLC; CHICAGO FAUCETS; and
8 WILLIAM BUDD, individually and as BUDD'S
9 PLUMBING,

10 Cross-Defendants.

11 **RECEIPT OF COPY**

12 RECEIPT OF A COPY of the Supreme Court of the State of Nevada's Writ of Mandamus
13 and Order Granting Petition for a Writ of Mandamus is hereby acknowledged this 22nd day of
14 March, 2022.

15 
16 for JUDGE CRYSTAL ELLER
17 Eighth Judicial District Court
18 Department 19
19 Regional Justice Center
20 200 Lewis Avenue
21 Las Vegas, Nevada 89155
22
23
24
25
26
27
28

JOHN L. THORNDAL
JAMES G. ARMSTRONG
STEPHEN C. BALKENBUSH
PAUL F. EISINGER
CHARLES L. BURCHAM
BRIAN K. TERRY
ROBERT F. BALKENBUSH
PHILIP GOODHART
KATHERINE F. PARKS
KEVIN R. DIAMOND
MICHAEL C. HETTY
GREGORY M. SCHULMAN
MEGHAN M. GOODWIN
EBAN M. MILMEISTER

W. RANDOLPH PATTON*
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DOUGLAS J. DUESMAN
CHRISTY LYN M. GALLIHER
VINCENT M. GODINHO
AILEEN E. COHEN*
HARRY J. ROSENTHAL*
JUSTIN H. PFREHM*
MATTHEW D. PETERDY*
MATTHEW D. HUGHES

Of Counsel*



**THORNDAL
ARMSTRONG**
DELK BALKENBUSH & EISINGER

A PROFESSIONAL CORPORATION

ATTORNEYS
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ESTABLISHED 1971

Reply to:
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CRAIG R. DELK
Retired Former Shareholder

JAMES J. JACKSON
(1958-2014)

CHRISTOPHER J. CURTIS
(1963-2020)

March 30, 2022

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

Re: firstSTREET for Boomers & Beyond, Inc. vs. District Court (Ansara), No. 83379
District Court Case No. A-16-731244-C

Dear Clerk:

Pursuant to your letter dated March 15, 2022, enclosed please find the original Writ of Mandamus with proof of service upon Judge Crystal Eller attached. Thank you.

Very truly yours,

Meghan M. Goodwin, Esq.

MMG:kb
Enclosure

