IN THE SUPREME COURT OF THE STATE OF NEVADA

DAVID GARVEY, M.D., AN INDIVIDUAL,

Petitioner,

vs.

THE FOURTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA, IN AND FOR THE COUNTY OF ELKO; AND THE HONORABLE KRISTON N. HILL, DISTRICT JUDGE,

Respondents,

and

DIANE SCHWARTZ, INDIVIDUALLY AND AS SPECIAL ADMINISTRATOR OF THE ESTATE OF DOUGLAS R. SCHWARTZ,

Real Party in Interest.

No. 83533

Electronically Filed Jan 13 2022 05:08 p.m. Elizabeth A. Brown Clerk of Supreme Court

RESPONSE TO MOTION FOR LEAVE TO FILE AMICI CURIAE BRIEF OF NEVADA HOSPITAL ASSOCIATIONS; VALLEY HEALTH SYSTEM, LLC; RENOWN REGIONAL MEDICAL CENTER; RENOWN SOUTH MEADOWS MEDICAL CENTER; DIGNITY HEALTH D/B/A ST. ROSE DOMINICAN HOSPITAL—SIENA, AND ST. ROSE DOMINICAN HOSPITAL—SIENA, AND ST. ROSE DOMINICAN HOSPITAL—SAN MARTIN

Real Party in Interest, Diane Schwartz, individually and as special administrator of the Estate of Douglas R. Schwartz ("Schwartz"), by and through her counsel of record, hereby submits her response to the motion for leave to file amici curiae brief filed on January 4, 2022.

Schwartz has no objection to the motion for leave to file amici curiae brief and will leave it to the Court's discretion on whether it will grant the motion. In the event, however, that this Court grants the motion, Schwartz ask this Court for a period of 15 days from the Court's order to file a response to the amici brief.

Dated this 13th day of January 2022.

CLAGGETT & SYKES LAW FIRM

/s/ Micah S. Echols

Micah S. Echols, Esq.
Nevada Bar No. 8437
David P. Snyder, Esq.
Nevada Bar No. 15333
4101 Meadows Lane, Suite 100
Las Vegas, Nevada 89107
Telephone: (702) 655-2346
Facsimile: (702) 655-3763
micah@claggettlaw.com
david@claggettlaw.com

Attorneys for Real Party in Interest, Diane Schwartz

CERTIFICATE OF SERVICE

I hereby certify that I electronically filed the foregoing *RESPONSE*TO MOTION FOR LEAVE TO FILE AMICI CURIAE BRIEF with the Supreme Court of Nevada on the 13th day of January 2022. Electronic serve of the foregoing document was made in accordance with the Master Service List as follows:

Keith A. Weaver, Esq.

keith.weaver@lewisbrisbois.com

Alissa N. Bestick, Esq.

Alissa.bestick@lewisbrisbois.com

LEWIS BRISBOIS BISGAARD & SMITH LLP

6385 South Rainbow Blvd., Suite 600, Las Vegas, Nevada 89118

Attorneys for Petitioners

Jacob D. Bundick, Esq.
Tami D. Cowden, Esq.
GREENBERG TRAURIG, LLP
10845 Griffith Peak Drive, Ste.600, Las Vegas, Nevada 89135
(702) 792-3773 – Telephone
Attorneys for Proposed Amici Curiae, HCAHealthcare, Inc.,
Sunrise Hospital, Mountain View Hospital, Southern Hills Hospital,
Nevada Hospital Association, Renown Regional Medical Center,
Renown South Meadows Medical Center, Common Spirit Health,
St. Rose Dominican—Rose de Lima, St. Rose Dominican—Siena, and
St. Rose Dominican—San Martin

I further certify that the foregoing document was mailed via U.S. mail to the following:

Hon. Kriston N. Hill, District Court Judge Fourth Judicial District Court, Department 1 571 Idaho Street, Elko, Nevada 89801

/s/ Anna Gresl

Anna Gresl, an employee of CLAGGETT & SYKES LAW FIRM