

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

FILED

JAN 21 2022

ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY S. Vainey
DEPUTY CLERK

ORDER GRANTING MOTION

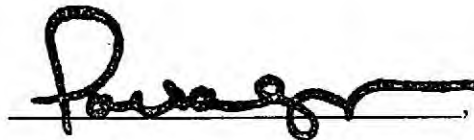
Proposed amici Nevada Hospital Association; Valley Health System, LLC; Renown Regional Medical Center; Renown South Meadows Medical Center; and Dignity Health d/b/a St. Rose have filed a motion for leave to file an amicus brief in support of petitioner. Real party in interest does not oppose the motion.

Proposed amici include and represent health care providers that deliver emergency medical care across the state of Nevada. They are concerned that the underlying litigation threatens to undermine Nevada's medical liability laws—specifically with respect to the statutory limits on damages enacted to maintain rational boundaries on medical malpractice litigation in the state. Proposed amici offer a broad statewide perspective from entities that have a vested interest in the outcome of this proceeding. Having considered the unopposed motion, this court concludes it should be

granted. *See Ryan v. Commodity Future Trading Comm'n*, 125 F.3d 1062, 1063 (7th Cir. 1997) (explaining that an amicus brief is appropriate where "the amicus has unique information or perspective that can help the court beyond the help that the lawyers for the parties are able to provide). The amicus brief was filed on January 4, 2022.

Real party in interest's request for leave to file a response to the amicus brief is granted as follows. Real party shall have 14 days from the date of this order to file a response to the amicus brief. Any response shall not exceed the length limit in NRAP 29(e).

It is so ORDERED.

 C.J.

cc: Lewis Brisbois Bisgaard & Smith, LLP/Las Vegas
Claggett & Sykes Law Firm
Greenberg Traurig, LLP/Las Vegas