

IN THE SUPREME COURT OF THE STATE OF NEVADA

MARK J. GARDBERG, ESQ., IN HIS
CAPACITY AS RECEIVER FOR, AND
ACTING ON BEHALF OF, FLAMINGO-
PECOS SURGERY CENTER, LLC, A
NEVADA LIMITED LIABILITY COMPANY,
Appellant,

vs.

WILLIAM D. SMITH, M.D., AN
INDIVIDUAL; AND SHELDON
FREEDMAN, M.D., AN INDIVIDUAL,
Respondents.

No. 83556

Electronically Filed
Oct 27 2021 06:52 p.m.
Elizabeth A. Brown
Clerk of Supreme Court

SETTLEMENT PROGRAM
EARLY CASE ASSESSMENT REPORT

After conducting a premediation conference with counsel pursuant to NRAP 16(b), I
make the following recommendation to the court regarding this appeal:

☐ This case is appropriate for the program and a mediation session will
be scheduled/has been scheduled for:

☐ This case is not appropriate for mediation and should be removed from
the settlement program.

☒ The premediation conference has not been conducted or is continued because:

*This case is currently not appropriate for a
settlement conference, but I will speak to counsel
again after important district court hearing
reportedly scheduled for early December. Meanwhile counsel
may (but are not required to) submit an NRAP 16 confidential
statement at any time,
including after hearings
outcome.*

Thomas J. Paulsley
Settlement Judge

ADRTank@aol.com

cc: All Counsel
*[Request new ECAR due date
of 12-31-21]*