

**IN THE SUPREME COURT OF THE STATE OF NEVADA**

ROBERT CHUR; STEVE FOGG; MARK GARBER;  
CAROL HARTER; ROBERT HURLBUT;  
BARBARA LUMPKIN; JEFF MARSHALL; ERIC  
STICKELS;

Appellants,

vs.

COMMISSIONER OF INSURANCE FOR THE  
STATE OF NEVADA AS RECEIVER OF LEWIS  
AND CLARK LTC RISK RETENTION GROUP,  
INC.,

Respondent.

**Supreme Court Case**

**No.: 84311**

Electronically Filed  
May 06 2022 09:05 a.m.

Elizabeth A. Brown  
Clerk of Supreme Court

**DIRECTOR**

**DEFENDANTS'**

**RESPONSE TO THE  
ORDER TO SHOW  
CAUSE**

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JEFF MARSHALL AND ERIC STICKELS

## **RESPONSE TO ORDER TO SHOW CAUSE**

This is an appeal of an Order Denying the Director Defendants' Motion for Attorneys Fees and Costs. It was filed pursuant to NRAP 4(a)(2), which states in relevant part, "if one party timely files a notice of appeal, any other party may file and serve a notice of appeal within 14 days after the date when the first notice was served."

The Director Defendants filed their appeal on February 25, 2022, which is 9 days after the Commissioner of Insurance for the State of Nevada filed their appeal in case number 84253. Under NRAP 4(a)(2), the Director Defendants' appeal was timely.

An Order to Show Cause was filed in case 842543 on April 6, 2022. The Director Defendants contend that if Appeal Case 84253 is timely, then this instant appeal is timely as well. The Court cannot dismiss Appeal Case 84311 unless it also dismisses Appeal Case 84253.

DATED: May 6, 2022.

LIPSON NEILSON P.C.

*/s/ Angela Ochoa*

By: \_\_\_\_\_

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**CERTIFICATE OF SERVICE**

I, the undersigned, hereby certify that I served the foregoing DIRECTOR DEFENDANTS' RESPONSE TO THE ORDER TO SHOW CAUSE on the following parties, via the manner of service indicated below, on May 6, 2022:

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An employee of LIPSON NEILSON P.C.