| 1  | SCOTT LAKE   |                               |
|----|--|-------------------------------|
| 1  | NV Bar No. 15765                                   |                               |
| 2  | Center for Biological Diversity                    |                               |
| 2  | P.O. Box 6205                                      | Electronically Filed          |
| 3  | Reno, NV 89513                                     | May 27 2022 12:57 p.m.        |
| 4  | (802) 299-7495<br>slake@biologicaldiversity.org    | Elizabeth A. Brown            |
| ~  | slake @ biological diversity.org                   | Clerk of Supreme Court        |
| 5  | IN THE SUPREME COURT (                             | <b>DF THE STATE OF NEVADA</b> |
| 6  |  |                               |
| 7  | ADAM SULLIVAN, P.E., NEVADA                        | Supreme Court No. 84739       |
| /  | STATE ENGINEER, DIVISION OF                        |                               |
| 8  | WATER RESOURCES,<br>DEPARTMENT OF                  |                               |
| 0  | CONSERVATION AND NATURAL                           |                               |
| 9  | RESOURCES; LAS VEGAS                               |                               |
| 10 | VALLEY WATER DISTRICT;                             |                               |
| 11 | SOUTHERN NEVADA WATER                              |                               |
| 11 | AUTHORITY; and CENTER FOR                          |                               |
| 12 | BIOLOGICAL DIVERSITY,                              |                               |
| 13 | Appellants,  |                               |
| 14 | VS.  |                               |
| 15 |  |                               |
| 15 | LINCOLN VALLEY WATER                               |                               |
| 16 | DISTRICT; VIDLER WATER                             |                               |
| 17 | COMPANY, INC.; COYOTE                              |                               |
| 17 | SPRINGS INVESTMENT, LLC;<br>NEVADA COGENERATION    |                               |
| 18 | ASSOCIATES NOS 1 AND 2; APEX                       |                               |
| 19 | HOLDING COMPANY, LLC; DRY                          |                               |
| 19 | LAKE WATER LLC; GEORGIA-                           |                               |
| 20 | PACIFIC GYPSUM, LLC;                               |                               |
| 21 | REPUBLIC ENVIRONMENTAL                             |                               |
| 21 | TECHNOLOGIES, INC.; MUDDY                          |                               |
| 22 | VALLEY IRRIGATION COMPANY;<br>SIERRA PACIFIC POWER |                               |
| 23 | COMPANY, d/b/a NV ENERGY;                          |                               |
| 23 | NEVADA POWER COMPANY, d/b/a                        |                               |
|    |  |                               |

| 1   | NV ENERGY; THE CHURCH OF                                 |                         |
|-----|--|-------------------------|
|     | JESUS CHRIST OF LATTER-DAY                               |                         |
| 2   | SAINTS; MOAPA VALLEY WATER<br>DISTRICT; WESTERN ELITE    |                         |
| 3   | ENVIRONMENTAL, INC.; BEDROC                              |                         |
|     | LIMITED, LLC; and CITY OF                                |                         |
| 4   | NORTH LAS VEGAS,   |                         |
| 5   |  |                         |
|     | Respondents.   |                         |
| 6   | CENTER FOR BIOLOGICAL                                    | Supreme Court No. 84742 |
| 7   | DIVERSITY; SOUTHERN NEVADA                               |                         |
| 8   | WATER AUTHORITY; LAS VEGAS                               |                         |
| 0   | VALLEY WATER DISTRICT;                                   |                         |
| 9   | MUDDY VALLEY IRRIGATION                                  |                         |
| 10  | COMPANY; COYOTE SPRINGS                                  |                         |
| 10  | INVESTMENT, LLC; LINCOLN                                 |                         |
| 11  | COUNTY WATER DISTRICT; APEX<br>HOLDING COMPANY, LLC; DRY |                         |
| 10  | LAKE WATER, LLC; NEVADA                                  |                         |
| 12  | COGENERATION ASSOCIATES                                  |                         |
| 13  | NOS. 1 AND 2; GEORGIA-PACIFIC                            |                         |
|     | GYPSUM, LLC; REPUBLIC                                    |                         |
| 14  | ENVIRONMENTAL  |                         |
| 15  | TECHNOLOGIES, INC; and VIDLER                            |                         |
| 1.5 | WATER COMPANY, INC.;                                     |                         |
| 16  | Appellants,  |                         |
| 17  | Appenants,   |                         |
| 10  | vs.  |                         |
| 18  |  |                         |
| 19  | NEVADA STATE ENGINEER; THE                               |                         |
| •   | CHURCH OF JESUS CHRIST OF                                |                         |
| 20  | LATTER-DAY SAINTS; SIERRA                                |                         |
| 21  | PACIFIC POWER COMPANY d/b/a<br>NV ENERGY AND NEVADA      |                         |
|     | POWER COMPANY d/b/a NV                                   |                         |
| 22  | ENERGY; MOAPA VALLEY                                     |                         |
| 23  | WATER DISTRICT; CITY OF                                  |                         |
|     | NORTH LAS VEGAS; WESTERN                                 |                         |
|     |  |                         |

| 1  | ELITE ENVIRONMENTAL, INC.;<br>and BEDROC LIMITED, LLC,      |                         |
|----|---|-------------------------|
| 2  |   |                         |
| 2  | Respondents.  |                         |
| 3  |   |                         |
| 4  | SOUTHERN NEVADA WATER                                       | Supreme Court No. 84741 |
|    | AUTHORITY,  |                         |
| 5  | Appellant,  |                         |
| 6  | Appenant,   |                         |
|    | vs.   |                         |
| 7  |   |                         |
| 8  | COYOTE SPRINGS INVESTMENT,                                  |                         |
|    | LLC; APEX HOLDING COMPANY,                                  |                         |
| 9  | LLC; NEVADA COGENERATION                                    |                         |
| 10 | ASSOCIATES NOS. 1 AND 2;                                    |                         |
| 10 | GEORGIA-PACIFIC GYPSUM, LLC;<br>DRY LAKE WATER, LLC;        |                         |
| 11 | REPUBLIC ENVIRONMENTAL                                      |                         |
| 12 | TECHNOLOGIES, INC.; LINCOLN                                 |                         |
| 12 | COUNTY WATER DISTRICT;                                      |                         |
| 13 | VIDLER WATER COMPANY, INC.;                                 |                         |
| 14 | MUDDY VALLEY IRRIGATION                                     |                         |
| 14 | COMPANY; THE CENTER FOR                                     |                         |
| 15 | BIOLOGICAL DIVERSITY; SIERRA<br>PACIFIC POWER COMPANY d/b/a |                         |
| 16 | NV ENERGY AND NEVADA  |                         |
| 10 | POWER COMPANY d/b/a NV                                      |                         |
| 17 | ENERGY; MOAPA VALLEY  |                         |
| 18 | WATER DISTRICT; THE CHURCH                                  |                         |
| 10 | OF JESUS CHRIST OF LATTER-                                  |                         |
| 19 | DAY SAINTS; CITY OF NORTH                                   |                         |
| 20 | LAS VEGAS; WESTERN ELITE                                    |                         |
| 20 | ENVIRONMENTAL, INC.; BEDROC<br>LIMITED, LLC, and ADAM       |                         |
| 21 | SULLIVAN, P.E. NEVADA STATE                                 |                         |
| 22 | ENGINEER,   |                         |
| 22 | ,   |                         |
| 23 | Respondents.  |                         |
|    |   |                         |

## **REQUEST/NOTICE OF APPEARANCE**

Appellant, the Center for Biological Diversity, by and through local counsel Scott Lake, hereby requests that Lisa T. Belenky be permitted to enter an appearance in these appeals pursuant to Supreme Court Rule 43. Ms. Belenky was admitted to practice *pro hac vice* before the District Court. Please see Order Admitting Practice attached hereto as Exhibit 1.

Affirmation: The undersigned do hereby affirm that the preceding document and/or attachments do not contain the social security number of any person.

Dated this 27th day of May, 2022.

| 12 | /s/ Scott Lake                                   |
|----|--|
| 13 | SCOTT LAKE, NV Bar No. 15765                     |
| 14 | CENTER FOR BIOLOGICAL DIVERSITY<br>P.O. Box 6205 |
| 15 | Reno, NV 89513<br>slake@biologicaldiversity.org  |
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| 1  | CERTIFICATE OF SERVICE   |
|----|--|
| 2  | I certify that I am an employee of the Center for Biological Diversity, and that       |
| 3  | on this 27th day of May, 2022 I served a true and correct copy of the foregoing by     |
| 4  | electronic service to the participants in this case who are registered with the Nevada |
| 5  | Supreme Court's efiling system to this matter.   |
| 6  |  |
| 7  | <u>/s/ Scott Lake</u><br>Scott Lake  |
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| 1      |                |  |           |
|--------|----------------|--|-----------|
| 1<br>2 | Exhibit<br>No. | INDEX OF EXHIBITS<br>Exhibit Description               | Number of |
| 3      | 1              | Order Admitting Practice (of Lisa Belenky) filed Sept. | Pages1    |
| 4      |                | 21, 2010   |           |
| 5      |                |  |           |
| 6      |                |  |           |
| 7      |                |  |           |
| 8      |                |  |           |
| 9      |                |  |           |
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| 20     |                |  |           |
| 21     |                |  |           |
| 22     |                |  |           |
| 23     |                |  |           |
|        |                |  |           |

## Exhibit 1

|          | ELECTRONICALLY SERVED<br>9/21/2020 8:22 AM   |  |  |
|----------|--|--|--|
|          | 9/21/2020 8:22 AM<br>Electronically Filed<br>09/21/2020 8:22 AM  |  |  |
|          | CLERK OF THE COURT   |  |  |
| 1        |  |  |  |
| 2        | CAVANAUGH-BILL LAW OFFICES, LLC<br>JULIE CAVANAUGH-BILL  |  |  |
| 3        | NV BAR NO. 11533<br>HENDERSON BANK BUILDING  |  |  |
| 4        | 401 RAILROAD STREET, SUITE 307<br>ELKO, NV. 89801  |  |  |
| 5        | (775)753-4357<br>(775) 753-4360  |  |  |
| 6        | julie@cblawoffices.org   |  |  |
| 7        | IN THE EIGHTH JUDICIAL DISTRICT COURT<br>IN AND FOR THE COUNTY OF CLARK, STATE OF NEVADA   |  |  |
| 8        | CASE NO. A-20-817876-P   |  |  |
| 9        | CENTER FOR BIOLOGICAL<br>DIVERSITY, DEPT. NO. XIX  |  |  |
| 10       | Petitioners, ORDER ADMITTING<br>vs. PRACTICE   |  |  |
| 11       | vs. PRACTICE<br>TIM WILSON, P.E., Nevada State Engineer,   |  |  |
| 12<br>13 | DIVISION OF WATER RESOURCES,<br>DEPARTMENT OF CONSERVATION AND<br>NATURAL RESOURCES,   |  |  |
| 14       | Respondents.   |  |  |
| 15       |  |  |  |
| 16       | Lisa Belenky, Esq., having filed her Motion to Associate Counsel under Nevada  |  |  |
| 17       | Supreme Court Rule 42, together with a Verified Application for Association of Counsel, a  |  |  |
| 18       | Certificate of Good Standing for the State of California, and the State Bar of Nevada  |  |  |
| 19       | Statement, said application having been noticed, no objections having been made, and the   |  |  |
| 20       | Court being fully apprised in the premises, and good cause appearing, it is hereby<br>ORDERED, that said application is hereby granted and Lisa Belenky, Esq., is hereby |  |  |
| 21       | admitted to practice in the above entitled Court for the purposes of the above entitled matter   |  |  |
| 22       | only.  |  |  |
| 23       | DATED thisday of August, 2020.   |  |  |
| 24       | Will Kyth  |  |  |
| 25       | D09 3A8 EVIST J4C485   |  |  |
| 26       | Submitted by:<br>D09 3A8 E0D7 4C45<br>William D. Kephart<br>District Court Judge   |  |  |
| 27<br>28 | Julie Cavanaugh-Bill<br>NV Bar No. 11533<br>401 Railroad Street, Ste. 307<br>Elko, Nevada 89801  |  |  |
|          | Case Number: A-20-817876-P   |  |  |