

IN THE COURT OF APPEALS OF THE STATE OF NEVADA


IN THE MATTER OF: SEARCH
WARRANTS REGARDING SEIZURE
OF DOCUMENTS, LAPTOP
COMPUTERS, CELLULAR
TELEPHONES, AND OTHER DIGITAL
STORAGE DEVICES FROM THE
PREMISES OF LAS VEGAS BISTRO,
LLC, AND LITTLE DARLINGS OF LAS
VEGAS, LLC.

LAS VEGAS BISTRO, LLC, D/B/A
LARRY FLYNT'S HUSTLER CLUB;
AND LITTLE DARLINGS OF LAS
VEGAS, LLC,
Appellants,
vs.
LAS VEGAS METROPOLITAN POLICE
DEPARTMENT,
Respondent.

No. 84931-COA

FILED

JUL 15 2022

ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY 
DEPUTY CLERK

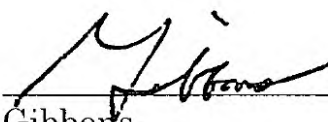
*ORDER DENYING EMERGENCY
MOTION FOR STAY*

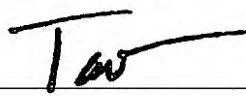
Las Vegas Bistro, LLC, and Little Darlings of Las Vegas, LLC, filed an emergency motion for stay pending appeal and respondent filed a response. *See* NRAP 27(c). This court issued an order on July 11, 2022, directing respondent to file a supplement to their opposition to the emergency motion for a stay addressing NRS 179.085 and whether property should be returned under the totality of the circumstances; directing appellants to address these issues in its reply; and directing the district court to provide, under seal, a copy of the search warrants and affidavits in support of the search warrants which it considered, in camera, when

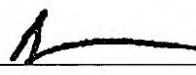
denying appellant's request for return of documents under NRS 179.085. In response to the July 11, 2022, order, respondent has filed a supplement, and appellants have filed a reply. Further, the district court provided, under seal, a copy of the search warrants and affidavits in support of the search warrants.

We have considered the motion, respondent's opposition to the motion, respondent's supplement, appellants' reply, and the district court documents, and are not persuaded that a stay is warranted at this time. In determining whether to grant a stay pending appeal, this court considers the following factors: (1) whether the object of an appeal will be defeated if the stay is not granted, (2) whether appellant will suffer irreparable or serious injury if the stay is denied, (3) whether respondent will suffer irreparable or serious injury if the stay is granted and (4) whether appellant is likely to prevail on the merits in an appeal. NRAP 8(c); *see also Fritz Hansen A/S v. Dist. Court*, 116 Nev. 650, 657, 6 P.3d 982, 986 (2000). Appellants have not demonstrated that these factors militate in favor of a stay. Accordingly, we deny appellants' motion.

It is so ORDERED.


_____, C.J.
Gibbons


_____, J.
Tao


_____, J.
Bulla

cc: Fox Rothschild, LLP/Las Vegas
Shafer & Associates, P.C./MI
Marquis Aurbach Coffing