

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

2 JOON YOUNG KIM, M.D., an individual;
3 FIELDEN, HANSON, ISAACS,
4 MIYADA, ROBISON, YEH, LTD., a
5 Nevada Professional Corporation, dba
6 USAP-Nevada,

7 Petitioners,

8 v.

9 THE EIGHTH JUDICIAL DISTRICT
10 COURT OF THE STATE OF NEVADA
11 ex rel. THE COUNTY OF CLARK, AND
12 THE HONORABLE JUDGE CARLI L.
13 KIERNY,

14 Respondents,

15 and

16 LIVIU RADU CHISIU, as Special
17 Administrator for the ESTATE OF ALINA
18 BADOI, Deceased; LIVIU RADU
19 CHISIU, as Parent and Natural Guardian of
20 SOPHIA RELINA CHISIU, a minor, as
21 Heir of the ESTATE OF ALINA BADOI,
22 Deceased; DIGNITY HEALTH, a Foreign
23 Non-Profit Corporation d/b/a ST. ROSE
24 DOMINICAN HOSPITAL – SIENA
25 CAMPUS,

26 Real Parties In Interest.

27 KENNETH M. WEBSTER, ESQ., Nevada Bar No. 7205
28 TYSON J. DOBBS, ESQ., Nevada Bar No.: 11953
29 HALL PRANGLE & SCHOONVELD, LLC
30 1140 N. Town Center Dr., Ste. 350
31 Las Vegas, NV 89144
32 (702) 889-6400 – Office
33 (702) 384-6025 – Facsimile
34 Email: efile@hpslaw.com

35 Attorneys for Dignity Health dba St. Rose Dominican Hospital – Siena Campus

Supreme Court No.: 84910

District Court No. A-18-7522-C

Dept. No.: 2

Electronically Filed
Sep 06 2022 10:06 a.m.
Elizabeth A. Brown
Clerk of Supreme Court

DIGNITY HEALTH d/b/a ST.

ROSE DOMINICAN

HOSPITAL – SIENA CAMPUS’

JOINDER TO JOON YOUNG

KIM, M.D. and FIELDEN,

HANSON, ISAACS, MIYADA,

ROBISON, YEH, LTD. dba

USAP-Nevada’s PETITION

FOR WRIT OF MANDAMUS

COMES NOW, DIGNITY HEALTH d/b/a ST. ROSE DOMINICAN HOSPITAL – SIENA CAMPUS, by and through its counsel of record, Hall Prangle & Schoonveld, LLC, and pursuant to Nevada Rules of Appellate Procedure 21(b)(2), 27(a)(1), and 28(i), hereby respectfully request leave to join in Petitioners JOON YOUNG KIM, M.D. and FIELDEN, HANSON, ISAACS, MIYADA, ROBISON, YEH, LTD. dba USAP-Nevada’s Petition for Writ of Mandamus.

This joinder is made and based on the papers and pleadings on file herein, the Petition submitted by the Petitioners, and such other documentary evidence as may be presented and any oral arguments at the time of any hearing on this matter. Good cause exists for allowing DIGNITY HEALTH d/b/a ST. ROSE DOMINICAN HOSPITAL – SIENA CAMPUS to join in JOON YOUNG KIM, M.D. and FIELDEN, HANSON, ISAACS, MIYADA, ROBISON, YEH, LTD. dba USAP-Nevada’s Petition because the arguments and authorities submitted therein apply equally to St. Rose which was alleged to be vicariously liable for Dr. Kim’s conduct in providing care and treatment to Alina Badoi. Because the interests are so aligned, a separate Petition for Writ of Mandamus from this moving party seeking reversal of the district court’s April 29, 2022 order Regarding Dignity Health d/b/a St. Rose Dominican Hospital’s Motion for Summary Judgment and Defendant Joon Young Kim’s Joinder thereto would not materially assist the Court

1 with its disposition of the issues presented by the instant Petition. Lastly, there is
2 no prejudice to Respondents or Real Parties in Interest should Dignity Health be
3 permitted to join as Petitioner in these proceedings.
4

5 For these reasons, Dignity Health respectfully requests leave to join
6 Petitioner Joon Young Kim, M.D. and Fielden, Hanson, Isaacs, Miyada, Robison,
7 Yeh, Ltd. d/b/a USAP-Nevada's Petition for Writ of Mandamus.
8

9 If this Motion is granted, Dignity Health will submit a check for \$250.00 for
10 the filing fee, as set forth in NRAP 21(g).
11

12 DATED this 6th day of September 2022.

13 HALL PRANGLE & SCHOONVELD LLC
14

15 By: /s/ Tyson Dobbs, Esq.
16 KENNETH M. WEBSTER, ESQ.
17 Nevada Bar No. 7205
18 TYSON J. DOBBS, ESQ.
19 Nevada Bar No.: 11953
20 HALL PRANGLE & SCHOONVELD, LLC
21 1140 N. Town Center Dr., Ste. 350
22 Las Vegas, NV 89144
23 *Attorneys for Dignity Health dba St. Rose*
24 *Dominican Hospital – Siena Campus*
25
26
27
28

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I am an employee of HALL PRANGLE & SCHOONVELD, LLC; that on the 6th day of September 2022, I served a true and correct copy of the foregoing **DIGNITY HEALTH d/b/a ST. ROSE DOMINICAN HOSPITAL – SIENA CAMPUS’ JOINDER TO JOON YOUNG KIM, M.D. and FIELDEN, HANSON, ISAACS, MIYADA, ROBISON, YEH, LTD. dba USAP-Nevada’s PETITION FOR WRIT OF MANDAMUS** via the E-Service Master List for the above referenced matter in the Eighth Judicial District Court e-filing System in accordance with the electronic service requirements of Administrative Order 14-2 and the Nevada Electronic Filing and Conversion Rules, to the following:

The Honorable Gloria Sturman The Eighth Judicial District Court Regional Justice Center 200 Lewis Avenue Las Vegas, Nevada 89101 <i>Respondent</i>	Aaron Ford Attorney General Nevada Department of Justice 100 North Carson Street Carson City, Nevada 89701 <i>Counsel for Respondent</i>
Peter S. Christiansen, Esq. R. Todd Terry, Esq. Kendele L. Works, Esq. Whitney J. Barrett, Esq. Keely A. Perdue, Esq. CHRISTIANSEN LAW OFFICES 810 S. Casino Center Blvd., Suite 104 Las Vegas, Nevada 89101 Attorneys for Plaintiff	John H. Cotton, Esq. Adam Schneider, Esq. JOHN H. COTTON & ASSOCIATES, LTD. 7900 W. Sahara Avenue, Suite 200 Las Vegas, NV 89117 Attorneys for Defendants Joon Young Kim, MD and Fielden Hanson Isaacs Miyada Robison, Yeh, Ltd. d/b/a USAP-Nevada

/s/ Nicole Etienne
An employee of HALL PRANGLE & SCHOONVELD, LLC