

IN THE SUPREME COURT OF THE STATE OF NEVADA

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

Appellant,

vs.

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

Respondents.

Supreme Court Case No. 85728

District Court Case No. A711535

Electronically Filed

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CHUR, STEVE FOGG, MARK GARBER, CAROL HARTER, ROBERT HURLBUT, BARBARA LUMPKIN, JEFF MARSHALL AND ERIC STICKELS' NOTICE TO WITHDRAW THE MOTION TO DISMISS APPELLANT'S APPEAL

FILED Seth A. Brown Clerk of Supreme Court

**RESPONDENTS' NOTICE TO WITHDRAW THE MOTION TO DISMISS  
APPELLANT'S APPEAL**

Respondents Robert Chur, Steve Fogg, Mark Garber, Carol Harter, Robert Hurlbut, Barbara Lumpkin, Jeff Marshall and Eric Stickels, hereby respectfully submit their Notice to Withdraw the Motion to Dismiss Appellant Commissioner of Insurance for the State of Nevada as Receiver of Lewis and Clark, LTC Risk Retention Group, Inc.'s Appeal for lack of jurisdiction pursuant to NRAP 14(f), from Case No. 85728.

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The filing was inadvertently filed in the wrong case.

Dated this 26<sup>th</sup> day of May, 2023.

LIPSON NEILSON P.C.

By: /s/ Angela Ochoa  
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Marshall and Eric Stickels*

## **CERTIFICATE OF SERVICE**

Pursuant to NRAP 25, I certify that I am an employee of LIPSON NEILSON P.C. and on the 26<sup>th</sup> day of May, 2023, a true and correct copy of the foregoing **RESPONDENTS ROBERT CHUR, STEVE FOGG, MARK GARBER, CAROL HARTER, ROBERT HURLBUT, BARBARA LUMPKIN, JEFF MARSHALL AND ERIC STICKELS' NOTICE TO WITHDRAW THE MOTION TO DISMISS APPELLANT'S APPEAL** was filed and served electronically with the Clerk of the Nevada Supreme Court in accordance with the master service list as follows:

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/s/ Juan Cerezo  
An employee of Lipson Neilson P.C.