

IN THE SUPREME COURT OF THE STATE OF NEVADA

WESTERN CAB COMPANY,
Petitioner,

vs.

THE EIGHTH JUDICIAL DISTRICT
COURT OF THE STATE OF NEVADA,
IN AND FOR THE COUNTY OF
CLARK; AND THE HONORABLE
LINDA MARIE BELL, DISTRICT
JUDGE,

Respondents,

and

LAKSIRI PERERA; IRSHAD AHMED;
AND MICHAEL SARGEANT,
INDIVIDUALLY AND ON BEHALF OF
OTHERS SIMILARLY SITUATED,
Real Parties in Interest.

No. 69408

FILED

NOV 03 2016

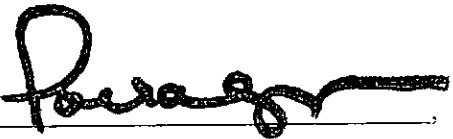
ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY S. Young
DEPUTY CLERK

ORDER REGARDING MOTION

Real parties in interest have filed a motion to supplement the record with a document that addresses an argument in the petition. Real parties note that the document was attached to their previously filed opposition to petitioner's motion for stay and thus assert that it is "already part of the record of these proceedings." NRAP 21(a)(4) requires that appendices to original proceedings comply with NRAP 30, which, among other requirements, directs that documents included in an appendix "shall bear the file-stamp of the district court clerk, clearly showing the date the document was filed in the proceedings below," and this court generally disregards documents and assertions not properly appearing in or supported by the district court record, *see Carson Ready Mix v. First Nat'l Bank*, 97 Nev. 474, 476, 635 P.2d 276, 277 (1981); *see also Cal. State Auto. Ass'n v. Eighth Judicial Dist. Court*, 106 Nev. 197, 788 P.2d 1367 (1990)

(issues raised for the first time on writ petition would not be considered); however, NRAP 21(a)(4) also requires that the appendices in a writ proceeding include "other original document[s] that may be essential to understand the matters set forth in the petition," which, in very limited circumstances, may include documents that were not presented to the district court. As the propriety of real parties' proposed supplement is intertwined with our review of the merits, we grant the motion to the extent that we will consider it if our review of the petition reveals that it is appropriate.

It is so ORDERED.

 C.J.

cc: Hejmanowski & McCrea LLC
Leon Greenberg Professional Corporation
Wolf, Rifkin, Shapiro, Schulman & Rabkin, LLP/Las Vegas
Thierman Buck LLP