

## SUPREME COURT OF NEVADA

# Vasquez-Montano v. Cemex Constr. Materials Pac., LLC

Vasquez-Montano · No. 84629 · Decided September 19, 2022

### SUMMARY

This document is a Nevada Supreme Court appellate case-management system case view for Vasquez-Montano v. Cemex Construction Materials Pacific, LLC, docket no. 84629. The docket reflects that the appeal was dismissed by stipulation on September 19, 2022, and the case was closed without a remittitur; the underlying filed document is unavailable through the system.

### CASE DETAILS

|                    |                                                                                                                                             |
|--------------------|---------------------------------------------------------------------------------------------------------------------------------------------|
| COURT              | Supreme Court of Nevada                                                                                                                     |
| JURISDICTION       | Nevada                                                                                                                                      |
| DECIDED            | September 19, 2022                                                                                                                          |
| DOCKET             | 84629                                                                                                                                       |
| DISPOSITION        | dismissed                                                                                                                                   |
| PROCEDURAL POSTURE | Civil appeal from the Second Judicial District Court in Washoe County. The appellants stipulated to dismissal of the appeal with prejudice. |
| PRECEDENTIAL VALUE | published_status_identified_in_source_metadata_but_no_substantive_opinion_text_available                                                    |
| PARTIES            | Giovanni Jimenez, Minerva Vasquez-Montano v. CEMEX Construction Materials Pacific, LLC                                                      |

### TOPICS

appellate procedure civil procedure construction law

### PRACTICE AREAS

appellate procedure civil procedure construction law

### KEY QUOTATIONS

*“Pursuant to the stipulation of the parties, and cause appearing, this appeal is dismissed. The parties shall bear their own costs and attorney fees.”*

### PROCEDURAL HISTORY

The appeal was docketed in the Supreme Court of Nevada on April 28, 2022. The matter was referred to and later removed from the settlement program, after which briefing was reinstated. On September 15, 2022, the appellants filed

a stipulation to dismiss the appeal with prejudice, and on September 19, 2022, the court dismissed the appeal pursuant to the parties' stipulation.

#### DISPOSITION

dismissed

#### OPINION

PER CURIAM.

84629: Case View Nevada Appellate Courts Appellate Case Management System C-Track, the browser based CMS for Appellate Courts Case Search Participant Search Cases Case Search Participant Search 22-29375: This document is currently unavailable. If you need a copy of this document, please contact Clerk's Office at (775)684-1600. Disclaimer: The information and documents available here should not be relied upon as an official record of action.Only filed documents can be viewed.

Some documents received in a case may not be available for viewing.Some documents originating from a lower court, including records and appendices, may not be available for viewing.For official records, please contact the Clerk of the Supreme Court of Nevada at (775) 684-1600. Case Information: 84629 Short Caption:VASQUEZ-MONTANO VS. CEMEX CONSTR. MATERIALS PAC., LLCCourt:Supreme Court Related Case(s):81124, 81436, 82687 Lower Court Case(s):Washoe Co. - Second Judicial District - CV1800496Classification:Civil Appeal - General - Other Disqualifications:Case Status:Disposition Filed/Case Closed Replacement:Panel Assigned: Panel To SP/Judge:05/03/2022 / Andrews, JonathanSP Status:Completed Oral Argument:Oral Argument Location: Submission Date:How Submitted: + Party Information RoleParty NameRepresented By AppellantGiovanni JimenezCurtis B. Coulter (Coulter Harsh Law) Brent H. Harsh (Coulter Harsh Law) AppellantMinerva Vasquez-MontanoCurtis B. Coulter (Coulter Harsh Law) Brent H. Harsh (Coulter Harsh Law) RespondentCEMEX Construction Materials Pacific, LLCJack G. Angaran (Lewis Brisbois Bisgaard & Smith LLC/Reno) Robert L. Eisenberg (Lemons, Grundy & Eisenberg) Brandon D. Wright (Lewis Brisbois Bisgaard & Smith LLC/Reno) Docket Entries DateTypeDescriptionPending?Document 04/28/2022Filing FeeFiling Fee due for Appeal.

(SC) 04/28/2022Notice of Appeal DocumentsFiled Notice of Appeal. Appeal docketed in the Supreme Court this day. (SC)22-13457 04/28/2022Notice/OutgoingIssued Notice to Pay Supreme Court Filing Fee. No action will be taken on this matter until filing fee is paid. Due Date: 7 days. (SC)22-13459 04/29/2022Filing FeeE-Payment \$250.00 from Curtis B. Coulter. (SC) 04/29/2022Notice/OutgoingIssued Notice of Referral to Settlement Program.

This appeal may be assigned to the settlement program. Timelines for requesting transcripts and filing briefs are stayed. Docketing Statement mailed to counsel for appellants - due: 21 days. (SC)22-13682 05/03/2022Settlement NoticeIssued Notice: Assignment to Settlement Program. Issued Assignment Notice to NRAP 16 Settlement Program. Settlement Judge: Jonathan L. Andrews.

(SC)22-14037 05/11/2022Settlement Program Motion/StipulationFiled Stipulation for Dismissal of Respondent Ransom. (SC)22-14913 05/18/2022Order/ProceduralFiled Order Dismissing Appeal at to Respondent Ransom. Pursuant to the stipulation filed on May 11, 2022, this appeal is dismissed as to respondent Zachary Kurtis Mykal Ransom only.

The parties shall bear their own costs and attorney fees related to Mr. Ransom's dismissal. The caption shall be modified accordingly. (SC)22-15786 05/19/2022Notice/IncomingFiled Respondent CEMEX Construction's Notice of Association of Counsel for Robert L. Eisenberg. (SC)22-15862 05/19/2022Docketing StatementFiled Docketing Statement Civil Appeals. (SC)22-15875 05/20/2022Order/ProceduralFiled Order.

Pursuant to the notice of appearance filed May 19, 2022, the clerk of this court shall add Robert L. Eisenberg, Esq. of the law firm Lemons, Grundy, & Eisenberg as co-counsel for respondent. (SC)22-16016 06/02/2022Settlement Program ReportFiled ECAR/Not Appropriate for Settlement Program. This case is not appropriate for mediation. (SC).22-17629 06/03/2022Settlement Order/ProceduralFiled Order Removing From Settlement Program/Briefing Reinstated.

This appeal is removed from the settlement program. Appellant(s): 14 days transcript request; 90 days opening brief. (SC)22-17684 06/16/2022Transcript RequestFiled Certificate of No Transcript Request. (SC)22-19117 08/23/2022Order/Clerk'sFiled Order Granting Telephonic Extension. Appellant's Opening Brief and Appendix due: September 15, 2022. (SC)22-26279 09/15/2022MotionFiled Stipulation to Dismiss Appellants' Appeal with Prejudice Pursuant to NRAP 42(b).

(SC)22-28898 09/19/2022Order/DispositionalFiled Order/Stipulated Dismissal. Pursuant to the stipulation of the parties, and cause appearing, this appeal is dismissed. The parties shall bear their own costs and attorney fees. Case Closed/No Remittitur Issued. (SC)22-29375 Combined Case View