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7 *Attorney for Plaintiffs*

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IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA  
IN AND FOR CARSON CITY

DAVID & CARLY HELD individually and  
on behalf of their minor child N.H.;  
VERONICA BERRY individually and on  
behalf of her minor child J.B.; RED AND  
SHEILA FLORES individually and on behalf  
of their minor child C.F.; JAOUAD AND  
NAIMI BENJELLOUN, individually and on  
behalf of their minor children N.B.1, N.B.2,  
and N.B.3; KIMBERLY AND CHARLES  
KING individually and on behalf of their  
minor children L.K.1 and L.K.2; NEVADA  
CONNECTIONS ACADEMY,

Plaintiffs,

v.

STATE OF NEVADA, ex rel. STATE  
PUBLIC CHARTER SCHOOL  
AUTHORITY, a political subdivision of the  
State of Nevada, and PATRICK GAVIN, in  
his official capacity as Director of the State  
Public Charter School Authority,

Defendants.

Case No. 16 OC 00249 1B

Dept. No. I

**MOTION FOR LEAVE TO CONDUCT LIMITED PREHEARING DISCOVERY**

Plaintiffs, David & Carly Held individually and on behalf of their minor child N.H.;  
Veronica Berry individually and on behalf of her minor child J.B.; Red and Sheila Flores  
individually and on behalf of their minor child C.F.; Jaouad and Naimi Benjelloun, individually  
and on behalf of their minor children N.B.1, N.B.2, and N.B.3; Kimberly and Charles King

1 individually and on behalf of their minor children L.K.1 and L.K.2; and Nevada Connections  
2 Academy (“NCA” and collectively “Plaintiffs”), by and through their undersigned counsel,  
3 Davis Graham & Stubbs LLP, hereby move this Court for an order allowing the parties to  
4 conduct limited prehearing discovery in this matter. This motion is made in good faith and based  
5 upon the following Memorandum of Points and Authorities and all papers and pleadings filed in  
6 this action.

## 7 MEMORANDUM OF POINTS AND AUTHORITIES

### 8 I. INTRODUCTION

9 Plaintiffs filed a Motion for Temporary Restraining Order/Preliminary Injunction on  
10 November 2, 2016. On November 15, 2016, the Court scheduled two hours on November 30,  
11 2016 for the hearing on Plaintiff’s Motion. The parties have two weeks to prepare for hearing  
12 and a limited time for the hearing itself.

13 In order to prepare for hearing and streamline the hearing process, Plaintiffs request leave  
14 of Court to conduct limited prehearing discovery. This also is important for Plaintiffs to prepare  
15 for the hearing and meet their burden of demonstrating a likelihood of success on the merits,  
16 irreparable harm, that an injunction is in the public interest and advances public policy, and  
17 alternatively, that Plaintiffs are entitled to writ relief.

18 On November 15, 2016, Plaintiffs’ counsel contacted Defendants’ counsel about  
19 scheduling depositions in preparation for the evidentiary hearing on November 30. *See Exhibits*  
20 **1** (Granier Declaration) **and 2** (Email). Plaintiffs proposed taking four depositions and requested  
21 dates and times that counsel and the witnesses would be available, and noted that they would  
22 coordinate with Defendants’ counsel to schedule any depositions they wished to take. *Id.*

23 Defendants’ counsel requested that Plaintiffs put their position regarding depositions into  
24 writing, and Plaintiffs’ counsel followed up immediately with an email stating the following  
25 reasons for requesting prehearing discovery:

26 As you know, we are scheduled for an evidentiary hearing where we will  
27 be required to show (i) likelihood of success on the merits; (ii) irreparable  
28 harm; and (iii) the public interest all favor our requested injunction. We  
anticipate that in order to prepare for the hearing and hopefully make the  
hearing more efficient we need limited pre-hearing discovery on several

1 issues. As we discussed, these issues include but are not limited to the  
2 following:

3 -- the Authority's unequal application/enforcement of statutes and  
4 regulations

5 -- the NDE's position with respect to the graduation rate issue  
6 under SB 509

7 -- the Authority's action to investigate or take any action relative to  
8 Nevada Virtual Academy's refusal to enroll certain high school  
9 students based on their credit deficiency – which also relates to  
10 unequal enforcement

11 -- the Authority's commencement of rulemaking on charter  
12 amendments and closure proceedings in Jan. 2016, board member's  
13 concerns about proceeding without such regulations, and reasons for  
14 the Authority waiting until last month to proceed with the rulemaking

15 -- the Authority's and NDE's factual support for identifying  
16 appointment of a receiver and reconstitution as a cure or solution to the  
17 graduation rate issue

18 -- the Authority's and NDE's factual support for insisting NCA  
19 waive certain rights for judicial review

20 -- the Authority's factual support and explanation for not following  
21 the State Performance Framework

22 As you know, we have made certain public records requests on some of  
23 these topics and the Authority's responses have provided little information  
24 which indicates to us that perhaps more of the information is available  
25 through testimony regarding discussions that occurred and perhaps were  
26 never documented.

27 As we discussed, these are just bullet points for the purpose of meeting  
28 and conferring and do not represent an exhaustive list of why we need this  
discovery. As we also discussed, the depositions should make the hearing  
more efficient and potentially avoid the need for some of these witnesses  
to testify at the hearing if we can use deposition transcripts or we learn  
their testimony is not material to the requested relief.

Please let me know your thoughts on this and if we have a need for the  
Court to make a decision on this pre-hearing discovery let's discuss a  
proposed briefing schedule that allows for such a decision or request a  
telephonic conference with the Court as soon as possible to address this.

25 *Id.* As of the time of this writing, Plaintiffs have not heard back from Defendants'  
26 counsel regarding their request to take these limited depositions.

## 27 II. ARGUMENT

28 NRCP Rule 30(a)(2) states in pertinent part:

1 A party must obtain leave of court, which shall be granted to the extent consistent  
2 with the principles stated in Rule 26(b)(2), if the person to be examined is  
3 confined in prison or if, without the written stipulation of the parties:

4 \* \* \*

5 (B) a party seeks to take a deposition before the time specified in Rule 26(a),  
6 unless the notice contains a certification, with supporting facts, that the person to  
7 be examined is expected to leave the state and be unavailable for examination in  
8 this state unless deposed before that time.

9 Under Rule 26(a), parties generally are not allowed to conduct discovery until after the  
10 filing of case conference report(s). Given the expedited nature of the Motion for Temporary  
11 Restraining Order/Preliminary Injunction, it is not possible to wait until after the requirements of  
12 Rule 26(a) are fulfilled before conducting discovery. Plaintiffs attempted to obtain some of the  
13 information they needed to prepare for the hearing by serving four public record requests on the  
14 State Public Charter School Authority. While the Authority turned over many documents  
15 pursuant to the public records requests, Plaintiffs believe much of the information they seek has  
16 not been provided in those responses and, therefore, is related to verbal communications and  
17 must be obtained by deposition. Plaintiffs also seek to serve Subpoenas Duces Tecum on the  
18 deponents as they believe that some of the deponents may possess records that were not  
19 encompassed by the scope of the public records requests.

20 Plaintiffs seek to conduct very limited discovery prior to the hearing. Plaintiffs served  
21 deposition notices for four depositions to be conducted on November 22, 23 and 29 (having  
22 expressed a willingness to work with the State and the witnesses if these dates and times require  
23 adjustment) and will be serving the deponents with a Subpoena or Subpoena Duces Tecum. *See*  
24 **Exhibit 3**. Plaintiffs anticipate that all but one of the depositions they have noticed will take less  
25 than a full day. Plaintiffs have also stated that they will work with Defendants to schedule any  
26 depositions they may wish to conduct prior to the hearing. Taking these depositions prior to the  
27 hearing should make the hearing more efficient and potentially avoid the need for some of these  
28 witnesses to testify at the hearing if the parties use the deposition transcripts in lieu of an  
appearance, or if the parties learn that the witness's testimony is not material to the requested

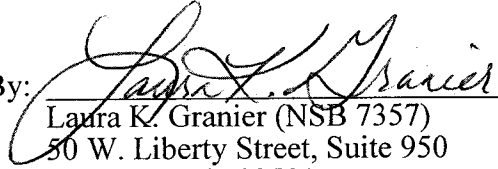
1 relief.

2 **III. CONCLUSION**

3 For the foregoing reasons, Plaintiffs request that this Court enter an Order granting the  
4 Motion for Prehearing Discovery.

5 Respectfully submitted this 16<sup>th</sup> day of November, 2016.

6 DAVIS GRAHAM & STUBBS LLP

7  
8 By:   
9 Laura K. Granier (NSB 7357)  
50 W. Liberty Street, Suite 950  
Reno, Nevada 89501  
10 (775) 229-4219 (Telephone)  
(775) 403-2187 (Fax)

11 *Attorneys for Plaintiffs*

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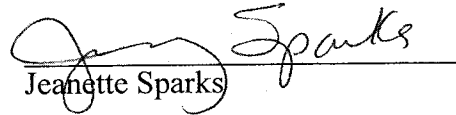
**CERTIFICATE OF SERVICE**

Pursuant to N.R.C.P. 5(b), I certify that I am an employee of Davis Graham & Stubbs LLP and not a party to, nor interested in, the within action; that on November 16, 2016, a true and correct copy of the foregoing document was enclosed in a sealed envelope, and served as listed below:

Gregory D. Ott, Esq.  
Deputy Attorney General  
100 N. Carson Street  
Carson City, NV 89701

*Attorneys for Defendants*

**VIA HAND DELIVERY AND EMAIL**

  
Jeanette Sparks

# **EXHIBIT 1**

**Declaration of L. Granier**

# **EXHIBIT 1**

**Declaration of L. Granier**

1 Laura K. Granier, Esq. (NSB 7357)  
2 [laura.granier@dgslaw.com](mailto:laura.granier@dgslaw.com)  
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IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA  
IN AND FOR CARSON CITY

DAVID & CARLY HELD individually and on behalf of their minor child N.H.; VERONICA BERRY individually and on behalf of her minor child J.B.; RED AND SHEILA FLORES individually and on behalf of their minor child C.F.; JAOUAD AND NAIMI BENJELLOUN, individually and on behalf of their minor children N.B.1, N.B.2, and N.B.3; KIMBERLY AND CHARLES KING individually and on behalf of their minor children L.K.1 and L.K.2; NEVADA CONNECTIONS ACADEMY,

Plaintiffs,

v.

STATE OF NEVADA, ex rel. STATE PUBLIC CHARTER SCHOOL AUTHORITY, a political subdivision of the State of Nevada, and PATRICK GAVIN, in his official capacity as Director of the State Public Charter School Authority,

Defendants.

Case No. 16 OC 00249 1B

Dept. No. I

**DECLARATION OF LAURA K. GRANIER IN SUPPORT OF MOTION FOR LEAVE TO CONDUCT LIMITED PREHEARING DISCOVERY**

I, Laura K. Granier, do certify under penalty of perjury as follows:

1. I am a partner with the law firm of Davis Graham & Stubbs LLP, counsel for Plaintiffs. I have personal knowledge of the facts stated herein, and if called upon to testify as to the matters set forth herein, I would be competent to do so. I make this declaration in support of



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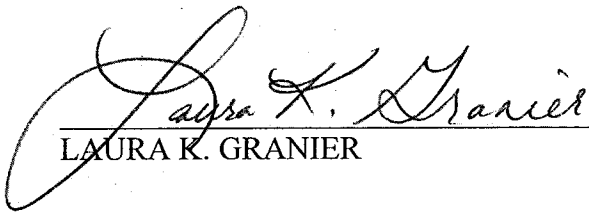
the Plaintiffs' Motion for Leave to Conduct Limited Prehearing Discovery ("Motion").

2. Attached to the Motion as Exhibit 2 is a true and correct copy of an email exchange I had with counsel for Defendants on November 15, 2016 regarding prehearing discovery.

3. I discussed this matter with Mr. Ott by telephone yesterday after I sent the email that is attached as Exhibit 2. During that discussion he indicated that he would get back to me about whether the State would agree to the requested depositions. As of the time of this filing, I have not received any response from Mr. Ott.

4. Attached to the Motion as Exhibit 3 is a true and correct copy of an email I sent to Defendants' counsel on November 15, 2016 transmitting copies of four deposition notices.

I declare under penalty of perjury under the laws of the State of Nevada that the foregoing is true and corrected and was executed this 16<sup>th</sup> day of November, 2016, in Reno, Nevada.

  
LAURA K. GRANIER

# **EXHIBIT 2**

**11/15/2016 Email to G. Ott regarding  
need for depos**

# **EXHIBIT 2**

**11/15/2016 Email to G. Ott regarding  
need for depos**

## Sparks, Jenny

---

**From:** Granier, Laura  
**Sent:** Tuesday, November 15, 2016 11:22 AM  
**To:** 'Greg D. Ott'  
**Cc:** Marissa M. Houk; Sparks, Jenny  
**Subject:** RE: Meet and Confer - Request to Consolidate Actions

Greg,

Thank you for agreeing to stipulate on consolidation. We're preparing the draft stipulation now and will have it over to you shortly.

With respect to your question about the depositions, I provide you the following in order to meet and confer.

As you know, we are scheduled for an evidentiary hearing where we will be required to show (i) likelihood of success on the merits; (ii) irreparable harm; and (iii) the public interest all favor our requested injunction. We anticipate that in order to prepare for the hearing and hopefully make the hearing more efficient we need limited pre-hearing discovery on several issues. As we discussed, these issues include but are not limited to the following:

- the Authority's unequal application/enforcement of statutes and regulations
- the NDE's position with respect to the graduation rate issue under SB 509
- the Authority's action to investigate or take any action relative to NVA's refusal to enroll certain high school students based on their credit deficiency – which also relates to unequal enforcement
- The Authority's commencement of rulemaking on charter amendments and closure proceedings in Jan. 2016, board member's concerns about proceeding without such regulations, and reasons for the Authority waiting until last month to proceed with the rulemaking
- the Authority's and NDE's factual support for identifying appointment of a receiver and reconstitution as a cure or solution to the graduation rate issue
- the Authority's and NDE's factual support for insisting NCA waive certain rights for judicial review
- the Authority's factual support and explanation for not following the State Performance Framework

As you know, we have made certain public records requests on some of these topics and the Authority's responses have provided little information which indicates to us that perhaps more of the information is available through testimony regarding discussions that occurred and perhaps were never documented.

As we discussed, these are just bullet points for the purpose of meeting and conferring and do not represent an exhaustive list of why we need this discovery. As we also discussed, the depositions should make the hearing more efficient and potentially avoid the need for some of these witnesses to testify at the hearing if we can use deposition transcripts or we learn their testimony is not material to the requested relief.

Please let me know your thoughts on this and if we have a need for the Court to make a decision on this pre-hearing discovery let's discuss a proposed briefing schedule that allows for such a decision or request a telephonic conference with the Court as soon as possible to address this.

Thank you,  
Laura

**LAURA K. GRANIER** ▪ Partner

P: 775.473.4513 ▪ F: 775.403.2187 ▪ C: 775.750.9295 ▪ [vcard](#)

Davis Graham & Stubbs LLP  
50 W. Liberty Street, Suite 950 ▪ Reno, NV 89501

---

**From:** Greg D. Ott [mailto:GOtt@ag.nv.gov]  
**Sent:** Tuesday, November 15, 2016 11:08 AM  
**To:** Granier, Laura  
**Cc:** Marissa M. Houk  
**Subject:** RE: Meet and Confer - Request to Consolidate Actions

Laura,  
Following up on our conversation, I'll stipulate to consolidate the first action into the second action with the understanding that you will amend the complaint so that we are governed by one complaint and not two. You will prepare the stipulation.

Also you have agreed to put your position regarding the depositions into writing so that I can review with my team and respond as quickly as possible.

Thanks, Greg

---

**From:** Granier, Laura [mailto:Laura.Granier@dgslaw.com]  
**Sent:** Tuesday, November 15, 2016 9:19 AM  
**To:** Greg D. Ott  
**Subject:** Meet and Confer - Request to Consolidate Actions

Greg,

As you know, NCA has filed two lawsuits in the First Judicial District against the Authority and its Director – Case No. 16 OC 194 1B and Case No. 16 OC 249 1B. I am writing to ask if Defendants will stipulate to consolidation of the two actions. We believe it makes sense to consolidate the actions and that consolidation would be beneficial to all parties and the Court.

Please let me know if you will agree and if so, I will prepare the Stipulation. If you will not agree, we will prepare and file a motion.

Thank you.

**LAURA K. GRANIER** ▪ Partner

P: 775.473.4513 ▪ F: 775.403.2187 ▪ C: 775.750.9295 ▪ [vcard](#)

Davis Graham & Stubbs LLP  
50 W. Liberty Street, Suite 950 ▪ Reno, NV 89501

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distribution is prohibited. If you are not the intended recipient, please contact the sender by reply email and destroy all copies of the original message.

# **EXHIBIT 3**

**11/15/2016 Email to G. Ott transmitting  
depo notices**

# **EXHIBIT 3**

**11/15/2016 Email to G. Ott transmitting  
depo notices**

## Sparks, Jenny

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**From:** Sparks, Jenny  
**Sent:** Tuesday, November 15, 2016 3:45 PM  
**To:** 'gott@ag.nv.gov'  
**Cc:** Granier, Laura  
**Subject:** Held, et al. vs. State of Nevada, et al.  
**Attachments:** 2016-11-15 Depo Notice - Patrick Gavin [11-22-2016 9\_00 AM].pdf; 2016-11-15 Depo Notice - Adam Johnson [11-23-2016 9\_30 AM].pdf; 2016-11-15 Depo Notice - Steve Canavero [11-29-2016 8\_30 AM].pdf; 2016-11-15 Depo Notice - Kathleen Conaboy [11-29-2016 1\_30 PM].pdf

Mr. Ott,

Attached please find deposition notices for Patrick Gavin, Adam Johnson, Steve Canavero and Kathleen Conaboy. A hard copy will follow by U.S. mail. Please let me know as soon as possible if you will accept service of subpoenas on behalf of the deponents.

Laura has set the depositions for November 22, 23 and 29. (We will take the deposition of Mr. Johnson in Las Vegas and will serve an amended deposition notice once we have secured a location.) Please let us know if the dates and times we have selected work for the deponents; if not, we will try to accommodate any requested changes but given the holidays and the impending hearing, there are very few dates that are available.

~ Jenny

**JENNY SPARKS** • Legal Administrative Assistant to Laura K. Granier, Esq.

P: 775.473.4515 • F: 775.403.2187 • [vcard](#)

Davis Graham & Stubbs LLP  
50 W. Liberty Street, Suite 950 • Reno, NV 89501

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7 *Attorneys for Plaintiffs*

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Plaintiffs,

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Defendants.

Case No. 16 OC 00249 1B

Dept. No. I

**NOTICE OF DEPOSITION – PATRICK GAVIN**

TO: ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

PLEASE TAKE NOTICE that at 9:00 a.m. on the 22<sup>nd</sup> day of November, 2016,

Plaintiffs, pursuant to NRCP 30, will take the deposition of Patrick Gavin at the law offices of Davis Graham & Stubbs LLP, 50 West Liberty Street, Suite 950, Reno, NV 89501.

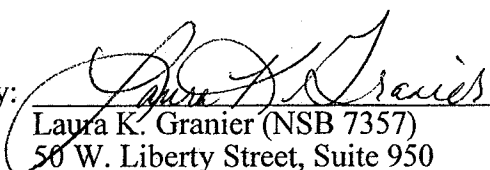


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The deposition will be taken upon oral examination before a certified court reporter or other officer authorized by the court to administer oaths. The oral examination will continue from day to day until completed.

Respectfully submitted this 15<sup>th</sup> day of November, 2016.

DAVIS GRAHAM & STUBBS LLP

By:   
Laura K. Granier (NSB 7357)  
50 W. Liberty Street, Suite 950  
Reno, Nevada 89501  
(775) 229-4219 (Telephone)  
(775) 403-2187 (Fax)

*Attorneys for Plaintiffs*

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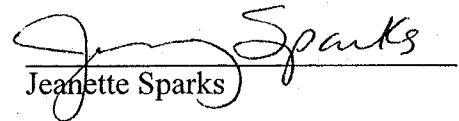
CERTIFICATE OF SERVICE

Pursuant to N.R.C.P. 5(b), I certify that I am an employee of Davis Graham & Stubbs LLP and not a party to, nor interested in, the within action; that on November 15, 2016, a true and correct copy of the foregoing document was enclosed in a sealed envelope, and served as listed below:

Gregory D. Ott, Esq.  
Deputy Attorney General  
100 N. Carson Street  
Carson City, NV 89701

VIA U.S. MAIL AND EMAIL

*Attorneys for Defendants*

  
Jeanette Sparks

1 Laura K. Granier, Esq. (NSB 7357)  
2 *[laura.granier@dgslaw.com](mailto:laura.granier@dgslaw.com)*  
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PUBLIC CHARTER SCHOOL  
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State of Nevada, and PATRICK GAVIN, in  
his official capacity as Director of the State  
Public Charter School Authority,

Defendants.

Case No. 16 OC 00249 1B

Dept. No. I

**NOTICE OF DEPOSITION – ADAM JOHNSON**

TO: ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

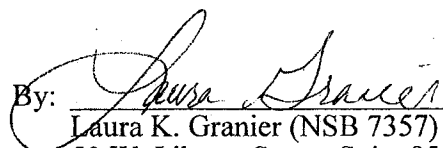
PLEASE TAKE NOTICE that at 9:30 a.m. on the 23<sup>rd</sup> day of November, 2016,  
Plaintiffs, pursuant to NRCP 30, will take the deposition of Adam Johnson at the law offices of  
Davis Graham & Stubbs LLP, 50 West Liberty Street, Suite 950, Reno, NV 89501.

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The deposition will be taken upon oral examination before a certified court reporter or other officer authorized by the court to administer oaths. The oral examination will continue from day to day until completed.

Respectfully submitted this 15<sup>th</sup> day of November, 2016.

DAVIS GRAHAM & STUBBS LLP

By:   
Laura K. Granier (NSB 7357)  
50 W. Liberty Street, Suite 950  
Reno, Nevada 89501  
(775) 229-4219 (Telephone)  
(775) 403-2187 (Fax)

*Attorneys for Plaintiffs*

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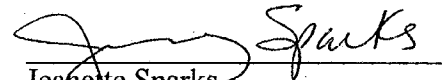
CERTIFICATE OF SERVICE

Pursuant to N.R.C.P. 5(b), I certify that I am an employee of Davis Graham & Stubbs LLP and not a party to, nor interested in, the within action; that on November 15, 2016, a true and correct copy of the foregoing document was enclosed in a sealed envelope, and served as listed below:

Gregory D. Ott, Esq.  
Deputy Attorney General  
100 N. Carson Street  
Carson City, NV 89701

VIA U.S. MAIL AND EMAIL

*Attorneys for Defendants*

  
Jeannette Sparks

1 Laura K. Granier, Esq. (NSB 7357)  
2 [laura.granier@dgsllaw.com](mailto:laura.granier@dgsllaw.com)  
3 50 W. Liberty Street, Suite 950  
4 Reno, Nevada 89501  
5 (775) 229-4219 (Telephone)  
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7 *Attorneys for Plaintiffs*

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IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA  
IN AND FOR CARSON CITY

DAVID & CARLY HELD individually and on behalf of their minor child N.H.;  
VERONICA BERRY individually and on behalf of her minor child J.B.;  
RED AND SHEILA FLORES individually and on behalf of their minor child C.F.;  
JAOUAD AND NAIMI BENJELLOUN, individually and on behalf of their minor children N.B.1, N.B.2, and N.B.3;  
KIMBERLY AND CHARLES KING individually and on behalf of their minor children L.K.1 and L.K.2;  
NEVADA CONNECTIONS ACADEMY,

Plaintiffs,

v.

STATE OF NEVADA, ex rel. STATE PUBLIC CHARTER SCHOOL AUTHORITY, a political subdivision of the State of Nevada, and PATRICK GAVIN, in his official capacity as Director of the State Public Charter School Authority,

Defendants.

Case No. 16 OC 00249 1B  
Dept. No. I

**NOTICE OF DEPOSITION – STEVE CANAVERO**

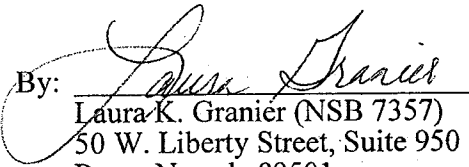
TO: ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

PLEASE TAKE NOTICE that at 8:30 a.m. on the 29<sup>th</sup> day of November, 2016, Plaintiffs, pursuant to NRCP 30, will take the deposition of **Steve Canavero** at the law offices of Davis Graham & Stubbs LLP, 50 West Liberty Street, Suite 950, Reno, NV 89501.

1 The deposition will be taken upon oral examination before a certified court reporter or  
2 other officer authorized by the court to administer oaths. The oral examination will continue  
3 from day to day until completed.

4 Respectfully submitted this 15<sup>th</sup> day of November, 2016.

5 DAVIS GRAHAM & STUBBS LLP

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8 By:   
9 Laura K. Graniér (NSB 7357)  
10 50 W. Liberty Street, Suite 950  
11 Reno, Nevada 89501  
12 (775) 229-4219 (Telephone)  
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*Attorneys for Plaintiffs*

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**CERTIFICATE OF SERVICE**

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Gregory D. Ott, Esq.  
Deputy Attorney General  
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Carson City, NV 89701

**VIA U.S. MAIL AND EMAIL**

*Attorneys for Defendants*

  
Jeanette Sparks



1 Laura K. Granier, Esq. (NSB 7357)  
2 *[laura.granier@dgsllaw.com](mailto:laura.granier@dgsllaw.com)*  
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7 *Attorneys for Plaintiffs*

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IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA  
IN AND FOR CARSON CITY

DAVID & CARLY HELD individually and  
on behalf of their minor child N.H.;  
VERONICA BERRY individually and on  
behalf of her minor child J.B.; RED AND  
SHEILA FLORES individually and on behalf  
of their minor child C.F.; JAOUAD AND  
NAIMI BENJELLOUN, individually and on  
behalf of their minor children N.B.1, N.B.2,  
and N.B.3; KIMBERLY AND CHARLES  
KING individually and on behalf of their  
minor children L.K.1 and L.K.2; NEVADA  
CONNECTIONS ACADEMY,

Plaintiffs,

v.

STATE OF NEVADA, ex rel. STATE  
PUBLIC CHARTER SCHOOL  
AUTHORITY, a political subdivision of the  
State of Nevada, and PATRICK GAVIN, in  
his official capacity as Director of the State  
Public Charter School Authority,

Defendants.

Case No. 16 OC 00249 1B

Dept. No. I

**NOTICE OF DEPOSITION – KATHLEEN CONABOY**

TO: ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

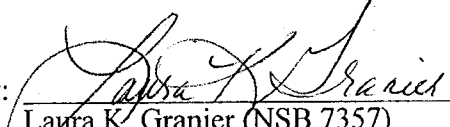
PLEASE TAKE NOTICE that at 1:30 p.m. on the 29th day of November, 2016,  
Plaintiffs, pursuant to NRCP 30, will take the deposition of **Kathleen Conaboy** at the law  
offices of Davis Graham & Stubbs LLP, 50 West Liberty Street, Suite 950, Reno, NV 89501.

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The deposition will be taken upon oral examination before a certified court reporter or other officer authorized by the court to administer oaths. The oral examination will continue from day to day until completed.

Respectfully submitted this 15<sup>th</sup> day of November, 2016.

DAVIS GRAHAM & STUBBS LLP

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Laura K. Granier (NSB 7357)  
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(775) 403-2187 (Fax)

*Attorneys for Plaintiffs*

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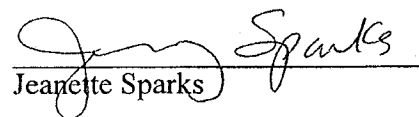
**CERTIFICATE OF SERVICE**

Pursuant to N.R.C.P. 5(b), I certify that I am an employee of Davis Graham & Stubbs LLP and not a party to, nor interested in, the within action; that on November 15, 2016, a true and correct copy of the foregoing document was enclosed in a sealed envelope, and served as listed below:

Gregory D. Ott, Esq.  
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Carson City, NV 89701

**VIA U.S. MAIL AND EMAIL**

*Attorneys for Defendants*

  
Jeanette Sparks