

1 HOLLAND & HART LLP  
2 Abraham G. Smith (ISBN 13250)  
3 9555 Hillwood Drive, 2nd Floor  
4 Las Vegas, Nevada 89134  
5 Tel: (702) 669-4600  
6 Fax: (702) 920-8118  
7 agsmith@hollandhart.com

8 HOLLAND & HART LLP  
9 Christopher M. Jackson (*pro hac vice pending*)  
10 555 17th Street, Suite 3200  
11 Denver, Colorado 80202  
12 Tel: (303) 295-8000  
13 cmjackson@hollandhart.com

14 *Attorneys for Plaintiffs*

15 **FIRST JUDICIAL DISTRICT COURT OF NEVADA  
16 CARSON CITY**

17 NATIONAL TAXPAYERS UNION, a non-  
18 profit organization, and ROBIN L. TITUS,  
19 MD,

20 Case No. 25 OC 00109 1B

21 Dept. No. 1

22 Plaintiffs,

23 v.

24 THE STATE OF NEVADA, ex, rel., JOSEPH  
25 LOMBARDO, in his official capacity as  
26 Governor of the State of Nevada; ZACH  
27 CONINE, in his official capacity as Nevada  
28 State Treasurer; RICHARD WHITLEY, in his  
official capacity as Director of the Nevada  
Department of Human Services; STACIE  
WEEKS, in her official capacity as Director of  
the Nevada Health Authority; NED GAINES,  
in his official capacity as the Acting Nevada  
Commissioner of Insurance; and JANEL  
DAVIS, in her official capacity as Acting  
Executive Director of the Silver State Health  
Insurance Exchange,

29 Defendants.

30 **CASE APPEAL STATEMENT**

31 1. Name of appellants filing this case appeal statement:

32 Nevada Taxpayers Union

33 Robin L. Titus, MD

34 REC'D & FILED  
35 2025 NOV 20 PM 3:59  
36 WILLIAM SCOTT HOEN  
37 CLERK  
38 BY *Erin*  
39 DEPUTY

2. Identify the judge issuing the decision, judgment, or order appealed from:

Honorable Judge Jason Woodbury

3. Identify each appellant and the name and address of counsel for each appellant. If an appellant is self-represented, identify the name and address of appellant:

Attorneys for appellants:

HOLLAND & HART LLP  
Abraham G. Smith (NSBN 13250)  
9555 Hillwood Drive, 2nd Floor  
Las Vegas, Nevada 89134  
Tel: (702) 669-4600  
Fax: (702) 920-8118  
agsmith@hollandhart.com

HOLLAND & HART LLP  
Christopher M. Jackson (*pro hac vice pending*)  
555 17th Street, Suite 3200  
Denver, Colorado 80202  
Tel: (303) 295-8000  
cmjackson@hollandhart.com

4. Identify each respondent and the name and address of appellate counsel, if known, for each respondent (if the name of a respondent's appellate counsel is unknown, indicate as much and provide the name and address of that respondent's trial counsel). For self-represented respondents, identify the name and address of each respondent.

**Attorneys for Respondents:**

Jeffrey M. Conner (NSBN 11543)  
Chief Deputy Solicitor General  
State of Nevada  
Office of the Attorney General  
100 North Carson Street  
Carson City, Nevada 89701-4717  
Tel: (775) 684-1136  
jconner@ag.nv.gov

5. Indicate whether any attorney identified above in response to question 3 or 4 is not licensed to practice law in Nevada and, if so, whether the district court granted that attorney permission to appear under SCR 42 (attach a copy of any district court order granting such permission):

The motion to associate Christopher M. Jackson *pro hac vice*, filed September 22, 2025, remains pending.

6. If appellant was represented by counsel in the district court, indicate whether counsel was appointed or retained.

## Retained

7. If appellant is represented by counsel on appeal, is counsel appointed or retained.

### Retained

8. Has appellant been granted leave to proceed in forma pauperis?

Yes: Identify the date of entry of the district court order granting such leave and attach a copy of the order:

No: Has appellant filed an application to proceed in forma pauperis?

No.

Yes: identify date the application was filed:

If application was denied, indicate date of order denying and attach copy of the order:

N/A

9. Indicate the date the proceedings commenced in the district court (e.g., date complaint, indictment, information, or petition was filed):

July 7, 2025

10. Provide a brief description of the nature of the action and result in the district court, including the type of judgment or order being appealed and the relief granted by the district court.

1        This action challenges the legality of (1) SB 420 (2021) enacting a public option for  
2        Nevada health-insurance plans, and (2) guidance letters addressing revisions to  
3        premium-reduction targets. Plaintiffs allege that SB 420 violates Nev. Const. art. IV,  
4        § 18(2); art. IV, § 19; and art. III, § 1; Plaintiffs also allege that the guidance letters  
5        violate the Nevada Administrative Procedure Act (NRS chapter 233B). On November  
6        3, 2025, the district court granted defendants' motion to dismiss plaintiffs' amended  
7        complaint for lack of standing and denied as moot plaintiffs' amended motion for  
8        preliminary injunction.

9  
10       11.       Indicate whether the case has previously been the subject of an appeal to or original  
11       writ proceeding in the Supreme Court or Court of Appeals and, if so, the caption and appellate  
12       court docket number of the prior proceeding:

13       N/A

14  
15       12.       Does this appeal raise issues involving child custody, the guardianship or a minor,  
16       parenting time, or visitation?

17        Yes: Is this the primary issue on appeal?       Yes        
18       No  
19        No

20  
21       13.       If this is a civil case, indicate whether this appeal involves the possibility of  
22       settlement:

23       Yes.

24  
25  
26  
27  
28

1 DATE: November 19, 2025

2 HOLLAND & HART LLP

3  
4  
5 Abraham G. Smith (NSBN 13250)  
6 9555 Hillwood Drive, 2nd Floor  
7 Las Vegas, Nevada 89134  
8 Tel: (702) 669-4600  
9 Fax: (702) 920-8118

10 Christopher M. Jackson (*pro hac vice pending*)  
11 555 17th Street, Suite 3200  
12 Denver, Colorado 80202  
13 Tel: (303) 295-8000  
14 Fax: (303) 295-8261

15 *Attorneys for Plaintiffs*

16 HOLLAND & HART LLP  
17 9555 Hillwood Drive, 2nd Floor  
18 LAS VEGAS, NEVADA 89134

## **CERTIFICATE OF SERVICE**

I, Cathy Ryle, certify:

I am employed in the City of Reno, County of Washoe, State of Nevada by the law offices of Holland & Hart LLP. My business address is 5470 Kietzke Lane, Suite 100, Reno, Nevada 89511. I am over the age of 18 years and not a party to this action.

On November 19, 2025, I caused the foregoing **CASE APPEAL STATEMENT**, to be served by the following method(s):

U.S. Mail: A true and correct copy was placed in Holland & Hart LLP's outgoing mail in a sealed envelope addressed as follows:

Jeffrey M. Conner (NSBN 11543)  
Chief Deputy Solicitor General  
State of Nevada  
Office of the Attorney General  
100 North Carson Street  
Carson City, Nevada 89701-4717  
Tel: (775) 684-1136  
jconner@ag.nv.gov

E-Mail: By e-mailing a true copy thereof to the following person(s) at the following e-mail addresses, pursuant to NRCP 5(b)(F):

Jeffrey M. Conner (ISBN 11543)  
Chief Deputy Solicitor General  
jconner@ag.nv.gov

Cathy Ryle  
An Employee of Holland & Hart LLP