

**In the Supreme Court of Nevada**

VALLEY HEALTH SYSTEM, LLC, d/b/a  
CENTENNIAL HILLS HOSPITAL MEDICAL CENTER,  
Appellant,

*vs.*

DWAYNE ANTHONY MURRAY, individually,  
and as heir, guardian, and natural parent of  
BROOKLYN LYSANDRA MURRAY, and as  
special administrator of the ESTATE OF  
LAQUINTA ROSETTE WHITLEY-MURRAY,  
Respondent.

Electronically Filed  
Sep 01 2023 03:52 PM  
Elizabeth A. Brown  
Clerk of Supreme Court

**NRAP 31(e) SUPPLEMENTAL AUTHORITIES**

*This authority corresponds to pages 30–31 of the opening brief, 45–52 of the answering brief, and 12–17 of the reply.*

*O’Neil v. Las Vegas Metro. Police Dep’t*, 2:22-cv-474-ART-BNW, 2023 WL 3095561 (D. Nev. Apr. 26, 2023): District Judge Traum held that a plaintiff’s claims against a healthcare provider were “ordinary negligence, not medical malpractice,” where the provider “failed to follow” her doctors’ recommended care plan—including prescription medications and follow-up appointments:

While the decision of whether to prescribe a certain medicine may require medical knowledge, common

sense dictates that a patient should be given their medicine in a timely fashion once it has been prescribed, and therefore it is ordinary negligence, not medical malpractice, to fail to give this medicine. The same can be said for follow-up appointments.

*Id.* at \*4.

*This authority corresponds to pages 34–35 of answering brief.*

*Lowndes County Health Services, LLC v. Copeland*, 834 S.E.2d 322 (Ga. Ct. App. 2019): This case, cited at 32 App. 6537 for its holding that understaffing can be “a business decision based on the higher cost of paying RNs”—an act of ordinary, administrative negligence, not medical judgment, *id.* at 327–28—was originally available only as a Westlaw citation, at 2019 WL 5077718. It is now published at 834 S.E.2d 322 (Ga. Ct. App. 2019).

Dated this 1st day of September, 2023.

LEWIS ROCA ROTHGERBER CHRISTIE LLP

By: /s/Abraham G. Smith  
DANIEL F. POLSENBERG (SBN 2376)  
ABRAHAM G. SMITH (SBN 13250)  
3993 Howard Hughes Parkway, Suite 600  
Las Vegas, Nevada 89169  
(702) 949-8200

*Attorneys for Respondents*

**CERTIFICATE OF SERVICE**

I certify that on September 1, 2023, I submitted the foregoing “NRAP 31(e) Supplemental Authorities” for filing *via* the Court’s eFlex electronic filing system. Electronic notification will be sent to the following:

Michael E. Prangle  
Jonquil L. Whitehead  
HALL PRANGLE & SCHOONVELD, LLC  
1160 North Town Center Drive  
Suite 200  
Las Vegas, Nevada 89144

Kara B. Hendricks  
Tami D. Cowden  
GREENBERG TRAUERIG, LLP  
10845 Griffith Peak Drive  
Suite 600  
Las Vegas, Nevada 89135

Jordan T. Smith  
PISANELLI BICE  
400 S. 7<sup>th</sup> Street  
Suite 300  
Las Vegas, Nevada 89101

Kendyl Hanks (*pro hac vice*)  
GREENBERG TRAUERIG, LLP  
300 West 6th Street, Suite 2050  
Austin, Texas 78701

*Attorneys for Appellant*

Jenn Odell Hatcher  
SHOOK, HARDY & BACON, L.L.P.  
2555 Grand Boulevard  
Kansas City, Missouri 64108

HUTCHISON & STEFFEN, PLLC  
10080 West Alta Drive, Suite 200  
Las Vegas, Nevada 89145

*Attorneys for Amici Curiae American Medical Association and Nevada State Medical Association*

*Attorneys for Amicus Curiae Your Nevada Doctors LLP*

/s/ Jessie M. Helm  
An Employee of Lewis Roca Rothgerber Christie LLP