

IN THE SUPREME COURT OF THE STATE OF NEVADA

FRANCHISE TAX BOARD OF THE
STATE OF CALIFORNIA,
Appellant/Cross-Respondent,
vs.
GILBERT P. HYATT,
Respondent/Cross-Appellant.

No. 53264

FILED

AUG 21 2009

TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
BY A. Ingerson
DEPUTY CLERK

ORDER GRANTING IN PART REQUESTS FOR EXTENSION OF TIME
AND TO FILE BRIEF WITH EXCESS PAGES

This is an appeal and cross-appeal from a final judgment in a tort action. Respondent/cross-appellant has filed a motion requesting an extension of time to file his answering/opening brief and permission to file a brief with excess pages, specifically to allow a brief that is 30 pages longer than the 118 page opening brief filed by appellant/cross-respondent. Appellant/cross-respondent has filed a notice of non-opposition to the request. Having reviewed the motion, we grant both requests in part. As requested, respondent/cross-appellant shall have 90 days from the date of our August 7, 2009, order, which directed the filing of appellant/cross-respondent's opening brief, to file and serve his answering/opening brief. Respondent/cross-appellant may file a brief with excess pages; however, he is limited to 20 pages longer than appellant/cross-respondent's opening brief.

It is so ORDERED.

1. J. Leach, C.J.

cc: Lemons Grundy & Eisenberg
McDonald Carano Wilson LLP/Las Vegas
McDonald Carano Wilson LLP/Reno
Hutchison & Steffen, LLC
Kummer Kaempfer Bonner Renshaw & Ferrario/Las Vegas
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Attorney General Catherine Cortez Masto/Carson City
Multistate Tax Commission
Utah Attorney General's Office