

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

DEC 28 2009

TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
BY S. Young
DEPUTY CLERK

ORDER GRANTING MOTION FOR EXTENSION OF TIME

Respondent/cross-appellant Gilbert P. Hyatt has filed a third motion for an extension of time to file his combined answering brief and opening brief on cross-appeal, which has been opposed. We grant the motion. Hyatt's brief shall be filed in this court and served on or before January 5, 2010. We will not consider another extension of time for Hyatt to file his brief. If Hyatt fails to file his brief in this court by January 5, the case shall stand submitted without his brief.

It is so ORDERED.

Jan Leith, C.J.

cc: Lemons Grundy & Eisenberg
McDonald Carano Wilson LLP/Las Vegas
McDonald Carano Wilson LLP/Reno
Hutchison & Steffen, LLC
Kaempfer Crowell Renshaw Gronauer & Fiorentino
Perkins Coie
Attorney General/Carson City
Multistate Tax Commission
Utah Attorney General's Office