

IN THE SUPREME COURT OF THE STATE OF NEVADA

ROBERT SCOTLUND VAILE,
Appellant,

vs.

CISILIE A. PORSBOLL F/K/A CISILIE
A. VAILE,
Respondent.

No. 53687

CISILIE A. PORSBOLL F/K/A CISILIE
A. VAILE,
Appellant,

vs.

ROBERT SCOTLUND VAILE,
Respondent.

No. 53798

FILED

NOV 12 2009

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

ORDER CONSOLIDATING APPEALS AND RESOLVING MOTIONS

Appellant/respondent Robert Vaile's motion to consolidate the above-captioned appeals is granted,¹ and we consolidate these appeals for all appellate purposes. We also grant Vaile's motion for leave

¹Vaile's motion also sought to include Docket No. 52593; this portion of the motion is denied, as Docket No. 52593 has been dismissed. Vaile v. Porsboll, Docket No. 52593 (Order Dismissing Appeal, January 15, 2009; Order Denying Rehearing, March 5, 2009; Order Denying En Banc Reconsideration, September 15, 2009). Respondent/appellant Cisilie Porsboll opposed the motion to consolidate on the ground that this court lacked jurisdiction over Docket No. 53687; however, Vaile's premature notice of appeal became effective upon entry of the April 17, 2009, order appealed from. NRAP 4(a)(6). We deny Porsboll's countermotion for fees and costs.

to file documents in proper person² and establish the following briefing schedule.

In Docket No. 53798, Porsboll filed her opening brief on September 2, 2009, and Vaile submitted an answering brief and appendix on October 2, 2009.³ Also, the State of Nevada, Division of Welfare and Supportive Services, Child Support Enforcement, filed an amicus brief on October 1, 2009, which opposes Porsboll's penalty calculations. Porsboll's reply brief, which shall include any response to the amicus brief, shall therefore be due within ten days from the date of this order.

In Docket No. 53687, Vaile shall have 30 days from the date of this order to file and serve an opening brief, as well as an appendix, if Vaile believes that portions of the record in addition to those included in appendices for Docket No. 53798 are necessary for this court's review.⁴ Porsboll shall have 30 days from service of Vaile's opening brief to file and serve an answering brief. Vaile shall thereafter have 30 days from service of Porsboll's answering brief to file and serve a reply brief, if deemed necessary.

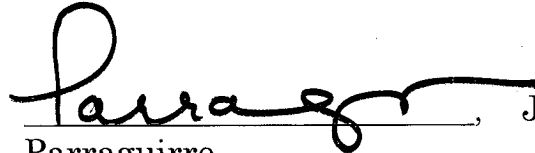
²Vaile's motion for leave to file a response in support of his motion and opposition to Porsboll's countermotion is granted. We direct the clerk of this court to file the proposed response/opposition provisionally received on July 1, 2009.

³We direct the clerk of this court to file the answering brief and appendix provisionally received on October 2, 2009.

⁴Any appendix filed by Vaile must strictly comply with NRAP 30.

Finally, we deny Vaile's motion for a stay,⁵ as we are not persuaded that a stay of the district court proceedings is warranted at this time. NRAP 8(c).

It is so ORDERED.⁶


Parraguirre, J.


Douglas, J.


Pickering, J.

cc: Robert Scotlund Vaile
Willick Law Group
Attorney General Catherine Cortez Masto/Carson City
Shelly Ajoub, Court Reporter

⁵We direct the clerk to file Vaile's motion received on October 20, 2009.

⁶We grant Court Reporter Shelly Ajoub's motion for an extension of time to prepare transcripts; we note that a certificate of the transcripts' delivery was filed on July 10, 2009.