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Sep 09 2010 02:39 p.m.  
Tracie K. Lindeman

9 IN THE SUPREME COURT OF THE STATE OF NEVADA

10 VILLAGE LEAGUE TO SAVE INCLINE )  
11 ASSETS, INC., a Nevada non-profit corporation, on )  
12 Behalf of their members and others similarly )  
13 situated; MARYANNE INGEMANSON, Trustee )  
14 of the Larry D. and Maryanne B. Ingemanson )  
15 Trust; DEAN R. INGEMANSON, individual and )  
16 as Trustee of the Dean R. Ingemanson Trust; )  
17 J. ROBERT ANDERSON; and LES BARTA; on )  
18 behalf of themselves and others similarly situated, )

Case No. 56030

Appellants, )

19 vs. )

20 STATE OF NEVADA *ex rel* State Board of )  
21 Equalization; WASHOE COUNTY; BILL )  
22 BERRUM, Washoe County Treasurer; )

23 Respondents. )

24 **MOTION FOR EXTENSION OF TIME**  
25 **(FIRST REQUEST)**

26 The Opening Brief is due in this matter on September 10, 2010. Appellants, Village  
27 League To Save Incline Assets, Inc., Maryanne Ingemanson, Dean R. Ingemanson, J.  
28 Robert Anderson and Les Barta, respectfully request, pursuant to NRAP Rule 27 and Rule  
31(b)(3), an extension of three weeks, to and including October 1, 2010, within which to  
complete, file and serve the brief. This is the first request with respect to an extension of

1 time to file and serve the Opening Brief. This request is made for good cause based on the  
2 Rules of Appellate Procedure and the declaration of counsel attached.  
3

4 DATED this 9th day of September, 2010.

5 MORRIS PETERSON

6  
7 By /s/ Suellen Fulstone

8 Suellen Fulstone  
9 Attorneys for Appellants  
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**CERTIFICATE OF SERVICE**

I hereby certify that this document was filed electronically with the Nevada Supreme Court on the 9<sup>th</sup> day of September, 2010. Electronic Service of the foregoing document shall be made in accordance with the Master Service list as follows:

Deonne Contine  
Office of the Attorney General  
100 N. Carson St.  
Carson City, NV 89701

David Creekman  
Washoe County District Attorney's Office  
Civil Division  
P.O. Box 30083  
Reno, NV 89520

DATED this 9th day of September, 2010.

\_\_\_\_\_  
/s/ Elaine K. Bates  
Employee of Morris Peterson

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**DECLARATION OF COUNSEL**

I, Suellen Fulstone, declare under penalty of perjury, as follows:

1. I am an attorney duly licensed to practice law in the courts of the State of Nevada and associated with the law firm of Morris Peterson, counsel for the appellants in the matter of Village League To Save Incline Assets, Inc., et al, appellants, vs. State of Nevada, et al, respondents, Case No.56030 in the Supreme Court of the State of Nevada. I submit this declaration in support of the appellants' motion for an extension of time to file and serve the Opening Brief.

2. The Opening Brief is due in this matter on September 10, 2010. This is the first request with respect to an extension of time to file and serve the Opening Brief. An additional three weeks is requested, making the Opening Brief due on or before October 1, 2010.

3. Although they may be called upon from time to time to sign a pleading, none of the other lawyers in Morris Peterson has worked on or has any significant familiarity with the Incline Village property tax cases, including Case No. 56030 before this Court, so I am solely responsible for the legal work in those cases, including the preparation of the Opening Brief in this matter.

4. I am in the process of transitioning out of the practice of law and am enrolled in a Master's program in Elementary Education at the University of Nevada - Reno. I am continuing to practice law only to the extent required to complete existing matters, including the Incline Village property tax cases.

5. My fall 2010 semester began at the end of August 2010. I anticipated that the beginning of the semester would put fewer demands on me and allow me the time to

1 complete the Opening Brief for filing on the September 10, 2010 due date. However, for  
2 unrelated reasons, I had to change my class schedule after school started, causing me to  
3 miss as many as three classes in some of my courses. The requirements of catching up in  
4 those classes made it impossible for me to devote the time necessary to complete the  
5 brief.  
6

7  
8 6. The Joint Appendix has been completed and is ready for filing. I have done  
9 a substantial amount of work on the Opening Brief but I cannot finish it for filing on  
10 Friday, September 10.  
11

12 7. I have asked counsel for the respondents by email to stipulate to an  
13 extension of time for filing the Opening Brief. I have had no response from either  
14 counsel for the State or for the County respondents. I believe that the absence of a  
15 response is due to the demands of other matters rather than to any opposition to the  
16 extension of time. I do not believe that any unfair prejudice to any of the respondents  
17 would result from granting the requested extension. I have always cooperated with  
18 counsel for respondents in any additional time sought by them as they have with my  
19 requests for additional time. All counsel understand that circumstances sometimes  
20 require additional time.  
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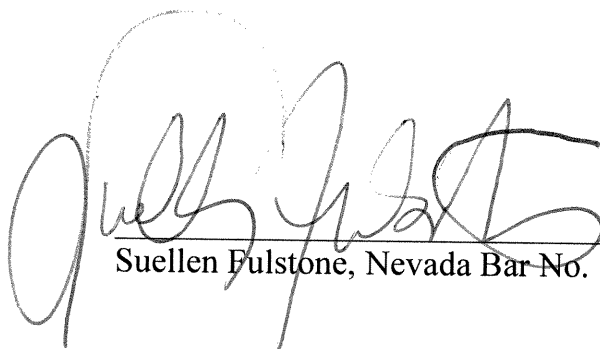
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23 8. The additional time is necessary so that the issues presented by this appeal  
24 can be properly and fully briefed and the Court fully advised of the facts and the  
25 applicable law.  
26

27 9. On behalf of appellants, I am requesting an additional three weeks within  
28 which to complete and file the brief in the interests of a full and fair determination of the

1 issues and not for purposes of delay.

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3 Dated: September 9, 2010.

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Suellen Fulstone, Nevada Bar No. 1615