

IN THE SUPREME COURT OF THE STATE OF NEVADA

SUSAN FALLINI,
Appellant,
vs.
ESTATE OF MICHAEL DAVID ADAMS,
BY AND THROUGH HIS MOTHER
JUDITH ADAMS, INDIVIDUALLY AND
ON BEHALF OF THE ESTATE,
Respondent.

No. 56840

FILED

OCT 24 2011

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

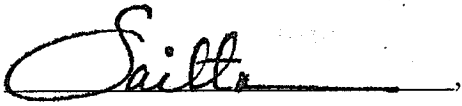
ORDER GRANTING MOTION TO SUPPLEMENT APPENDIX
AND REOPEN BRIEFING

This matter was submitted for a decision without oral argument on August 19, 2011. On October 5, 2011, appellant filed a motion to supplement the joint appendix with a hearing transcript and to reopen briefing to include argument and references to the transcript. According to appellant, the court reporter previously indicated that the hearing was not reported, but on September 29, 2011, a copy of the hearing transcript was sent directly to appellant without explanation. Respondent opposes the motion.¹ Having considered the motion and

¹Respondent states that appellant's conduct in this matter has been dilatory and it is unclear whether the transcript is complete and accurate. Appellant's motion, however, is supported by her attorney's affidavit stating that the transcript was only recently provided and the transcript contains the court reporter's certificate, certifying that she reported and transcribed the hearing from an electronic recording, and that the transcription is as full and correct as the electronic recording would allow.

opposition thereto, we grant the motion. Accordingly, the clerk of this court shall detach and file the supplement attached to the October 5 motion. Appellant shall have 30 days from the date of this order to file and serve an amended opening brief. Thereafter, respondent shall have 30 days to file and serve an amended answering brief, and appellant shall have 15 days from service of the amended answering brief to file and serve any amended reply brief.

It is so ORDERED.²

 C.J.

cc: Marvel & Kump, Ltd.
John Ohlson
Aldrich Law Firm, Ltd.

²Once briefing is complete, the clerk of this court shall resubmit this matter for a decision.