

IN THE SUPREME COURT OF THE STATE OF NEVADA

CLUB VISTA FINANCIAL SERVICES,
L.L.C., a Nevada limited liability company,
THARALDSON MOTELS II, INC., a North
Dakota corporation; and GARY D.
THARALDSON,

Petitioners,

vs.

THE EIGHTH JUDICIAL DISTRICT
COURT FOR THE STATE OF NEVADA,
IN AND FOR THE COUNTY OF CLARK,
AND THE HONORABLE MARK R.
DENTON, DISTRICT JUDGE,

Respondents.

and

SCOTT FINANCIAL CORPORATION, A
North Dakota corporation; BRADLEY J.
SCOTT; BANK OF OKLAHOMA, N.A., a
national bank; GEMSTONE
DEVELOPMENT WEST, INC., a Nevada
corporation; ASPHALT PRODUCTS
CORPORATION, dba APCO
CONSTRUCTION, a Nevada Corporation

Real Parties in Interest.

Case No.: 57784

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MOTION FOR LEAVE TO FILE REPLY IN SUPPORT OF WRIT PETITION

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1 Appellants, Club Vista Financial Services, LLC, Tharaldson Motels II, Inc., and
2 Gary D. Tharaldson ("Plaintiffs"), by and through their attorneys of record, Marquis
3 Aurbach Coffing, hereby move this Court for leave to file a reply in support of their
4 petition for writ of mandamus, or alternatively, petition for writ of prohibition. This
5 motion is made pursuant to NRAP 21 and NRS 34.260.

6 On March 10, 2011, this Court ordered the Real Parties in Interest to file answers
7 to Plaintiffs' writ petition. Based upon the stated 30-day deadline, the answers were due
8 on Monday, April 11, 2011. Even allowing an additional three days for mailing for
9 certain parties that have not registered with this Court's electronic filing system, the final
10 deadline to file answers was Tuesday, April 12, 2011.

11 To date, Plaintiffs have received two answers to writ petition filed by the Scott
12 Defendants and the Bank of Oklahoma Defendants. Each of these answers raises a
13 variety of legal issues and factual issues to which Plaintiffs request the opportunity to
14 respond. In fact, each of the answers contained new documents not previously included
15 in the Petitioners' appendix. In addition, the answers also discuss a variety of legal issues
16 dealing with Plaintiffs' jury trial waiver arguments that need to be addressed. Therefore,

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1 Plaintiffs request leave of the Court to file their reply within 20 days following the order
2 of this Court to address these outstanding legal and factual issues.

3 Dated this 15th day of April, 2011.

4 MARQUIS AURBACH COFFING

6 By 

7 TERRY A. COFFING, ESQ.

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CERTIFICATE OF SERVICE

I hereby certify that the foregoing **MOTION FOR LEAVE TO FILE REPLY**
IN SUPPORT OF WRIT PETITION was filed electronically with the Nevada
Supreme Court on the 15th day of April, 2011. Electronic Service of the foregoing
documents shall be made in accordance with the Master Service List as follows:

Robert Eisenberg, Esq.
Gwen Mullins, Esq.
Matthew Carter, Esq.
J. Randall Jones, Esq.

I further certify that I served a copy of these documents by hand delivery to the
following:

The Honorable Mark R. Denton
Eighth Judicial District Court, Dept. 13
Regional Justice Center
200 Lewis Avenue
Las Vegas, NV 89155
Respondents

I further certify that I served a copy of these documents by mailing a true and
correct copy thereof, postage prepaid, addressed to:

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