

IN THE SUPREME COURT OF THE STATE OF NEVADA

BRYAN FERGASON,
Appellant,
vs.
LAS VEGAS METROPOLITAN POLICE
DEPARTMENT,
Respondent.

No. 62357

FILED

SEP 11 2014

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

ORDER GRANTING MOTION TO STAY BRIEFING SCHEDULE

On July 15, 2014, respondent submitted its answering brief and filed its appendix, which included documents that were not part of the district court record. Respondent filed a motion for this court to take judicial notice of those documents. This court denied that motion and struck respondent's appendix.

The parties have now filed a stipulation to stay the briefing schedule while respondent files a motion with the district court to clarify the record under NRAP 10(c). The parties indicate that once the record is clarified, respondent will either file a motion with this court to reinstate the relevant portions of its stricken appendix or file an amended answering brief.

We construe the stipulation as a motion to suspend the briefing schedule, and we grant the motion. We suspend the briefing schedule until further order of this court. Respondent shall have 60 days from the date of this order to file a motion to clarify the record in the district court under NRAP 10(c) and provide this court with a certified copy of the district court's order resolving the motion. Within that same

time period, respondent shall file a motion in this court to either supplement the record with a supplemental appendix or file an amended answering brief.

It is so ORDERED.

Libbons, C.J.

cc: Hon. Douglas Smith, District Judge
Sylvester & Polednak, Ltd.
Marquis Aurbach Coffing
Clark County District Attorney
Eighth District Court Clerk