

1 **IN THE SUPREME COURT OF THE STATE OF NEVADA**

2  
3 SUSAN REEVES

4 Appellant,

5 vs.

6 DIVISION OF INDUSTRIAL  
7 RELATIONS, and DEPARTMENT OF  
8 ADMINISTRATION, APPEALS  
9 OFFICER, and Agency of the State of  
Nevada,

10 Respondents.  
11

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Tracie K. Lindeman  
Clerk of Supreme Court

Supreme Court Case No.: 62468  
District Court Case No.: A-11-644791-J

12 **RESPONDENT'S EMERGENCY MOTION TO CONTINUE ORAL**  
13 **ARGUMENT**

14  
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The following law firm represented the foregoing Respondent, CCMSI, in the underlying administrative hearings and District Court action, and is expected to appear in this court:

ALVERSON, TAYLOR,  
MORTENSEN & SANDERS  
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Las Vegas, NV 89117

ALVERSON, TAYLOR,  
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By: 

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Attorneys for Respondent  
CCMSI

1 Respondent, CANNON COCHRAN MANAGEMENT SERVICES, INC.  
2 ["CCMSI"], by and through its counsel of record, DALTON L. HOOKS, JR.,  
3 ESQ., hereby files this Motion to Continue pursuant to NRS 233B.133. This  
4 Motion is unopposed and is not being brought for an improper purpose or to  
5 protract litigation, but is made and based on the ground that counsel for the  
6 Respondent is unavailable to attend the hearing. Date:  
7  
8  
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10  
11 **MEMORANDUM OF POINTS & AUTHORITIES NATURE OF**  
12 **MOTION**

13 The Oral Argument hearing of this matter is scheduled for **Wednesday,**  
14 **September 16, 2015.** This Motion for Continuance is based upon the fact that  
15 that counsel for the Respondents is unavailable to attend the oral argument  
16 hearing.

17 Counsel for the Respondent's has contacted opposing counsel,  
18 Maximiliano Couvillier, Esq., and Jennifer Leonescue, Esq. of Division of  
19 Industrial Relations, and both advise they will agree to the proposed continuance;  
20 so long as the matter is set after the Month of October and in Las Vegas.  
21

22 **ISSUE PRESENTED**

23 **WHETHER THE HEARING OF THIS MATTER SHOULD BE**  
24 **CONTINUED FROM ITS CURRENT SETTING?**  
25  
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**STATEMENT OF FACTS**

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As set forth in the attached Affidavit of Shaun R. Meng, Esq., the Respondent requests a continuance of the hearing set for **Wednesday, September 16, 2015**, because counsel for the Respondent is unavailable to attend the oral argument hearing.

**ARGUMENT**

NAC 616C.318(1) provides, in pertinent part, as follows:

Continuance of any matter set for hearing... may be granted...upon:  
3. Affidavit showing good cause filed by a party not less than 5 days before the scheduled hearing.

See NAC 616C.318(1) (2006).

In the present matter, the Respondent is requesting a continuance of the hearing set for **Wednesday, September 16, 2015**, because counsel for the Respondent is unavailable to attend the hearing.

**CONCLUSION**

Good cause exists as to why the hearing concerning this matter should be continued to the next available setting in November. The requested continuance is in the interest of justice. Therefore, based upon the foregoing points and authorities and the attached Affidavit of Shaun R. Meng, Esq., the Respondent respectfully requests that the Appeals Officer enter an Order continuing the hearing of this matter from its current setting on **Wednesday, September 16, 2015** should be continued to the next available setting after the month of October.

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**XII.**  
**CERTIFICATE OF SERVICE**

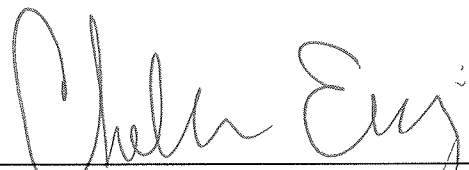
The undersigned, an employee of Alverson, Taylor, Mortensen & Sanders hereby certifies that on the 4<sup>th</sup> day of September, 2015, a true and correct copy of **RESPONDENTS' MOTION TO CONTINUE ORAL ARGUMENT** was served on the party set forth below by Notice of Electronic Filing via the CM/ECF system as maintained by the Court Clerk's Office as follows:

Maximiliano D. Couvillier, Esq.  
Black & Lobello  
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Coordinator of Appellate Litigation Section  
Pro Bono Committee, State of Nevada

Dated this 4<sup>th</sup> day of September, 2015.

  
An Employee of ALVERSON, TAYLOR,  
MORTENSEN & SANDERS