

IN THE SUPREME COURT OF THE STATE OF NEVADA

VILLAGE LEAGUE TO SAVE INCLINE)	Supreme Court Case No. 63581
ASSETS, INC.; et al.,)	Electronically Filed
)	Mar 26 2014 03:43 p.m.
)	Trial Court No. 1615
Appellants,)	Tracie K. Lindeman
)	Clerk of Supreme Court
vs.)	
)	
THE STATE OF NEVADA, BOARD)	
OF EQUALIZATION; et al.,)	
)	
Respondents.)	
_____)	

**MOTION FOR EXTENSION OF TIME TO FILE REPLY BRIEF
(THIRD REQUEST)**

The Village League appellants move the Court to extend the time for filing their reply brief in this matter for an additional seven (7) days to and including April 2, 2014. The reply brief is presently due on March 26, 2014. This motion is made and based on the grounds set forth in the declaration of counsel attached as Exhibit 1. Counsel for the Bakst appellants and for respondents have consented to this additional extension of time. This will be the third extension of time on the reply brief of the Village League appellants for a total of 47 days.

Respectfully submitted this 26th day of March, 2014.

SNELL & WILMER
/s/ Suellen Fulstone
by _____
Suellen Fulstone, Bar No. 1615
Attorneys for Village League Appellants

CERTIFICATE OF SERVICE

This document was filed electronically with the Nevada Supreme Court on March 26, 2014. Electronic service of this document shall be made in accordance with the Service List as follows:

Dawn Buoncristiani
Office of the Attorney General
100 North Carson St.
Carson City, NV 89701

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

Norman J. Azevedo
405 N. Nevada Street
Carson City, NV 89703

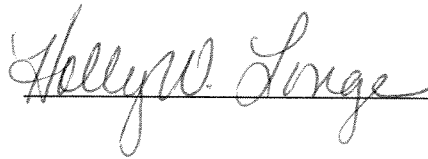


EXHIBIT 1

IN THE SUPREME COURT OF THE STATE OF NEVADA

VILLAGE LEAGUE TO SAVE INCLINE)	Supreme Court Case No. 63581
ASSETS, INC.; et al.,)	
)	District Court No. CV03-06922
Appellants,)	
)	
vs.)	
)	
THE STATE OF NEVADA, BOARD)	
OF EQUALIZATION; et al.,)	
)	
Respondents.)	
_____)	

**DECLARATION OF SUELLEN FULSTONE IN SUPPORT OF MOTION
FOR AN EXTENSION OF TIME FOR FILING REPLY BRIEF**

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

1. I am an attorney duly licensed to appear in the courts of the State of Nevada and am employed part-time with the law firm of Snell & Wilmer, counsel for the Village League appellants in the appeal captioned "*Village League to Save Incline Assets, Inc. v. The State Board of Equalization, et al.*," Appeal No. 63581 in the Nevada Supreme Court.

2. I prepared the opening brief for the Village League appellants and am primarily responsible for the preparation of the reply brief in the above-identified appeal. That reply brief is presently due on March 26, 2014.

3. I have worked as hard as I could to complete the brief by the March

26, 2014 due date but have not been able to do so. This case dates back to 2003 and I have had to refresh my recollection as to many past events. There is also a substantial administrative record in this matter as well as three briefs, consisting of approximately 120 pages with citations to close to 100 cases. As a result, it has taken me longer than anticipated to prepare a reply brief with the thoughtful analysis of the cases and the issues and the careful attention to accuracy to which all clients are entitled.

4. On behalf of the Village League appellants, I am seeking an additional seven-day extension on the reply brief to April 2, 2014. That would be the third extension for a total of 47 days. That amount of additional time is not unreasonable. The Bakst appellants obtained extensions totaling 58 days.

5. Counsel for the Bakst appellants and for the State and County respondents have all indicated no opposition to the additional time. Copies of their e-mailed consents are attached as Exhibit 2.

6. If the requested extension is granted, the reply brief will be due on April 2, 2014, and the appeal will be fully briefed at that time.

Dated this 26th day of March, 2014.

/s/ Suellen Fulstone

Suellen Fulstone, Bar No. 1615

EXHIBIT 2

Longe, Holly

From: Norman J. Azevedo <norm@nevadataxlawyers.com>
Sent: Wednesday, March 26, 2014 9:10 AM
To: Fulstone, Suellen; DBuoncristiani@ag.nv.gov; hkaplan@da.washoecounty.us; Longe, Holly
Subject: RE: One LAST extension

Suellen:

We have no objection to your extension but we will be filing our brief today.

Norm

-----Original Message-----

From: Fulstone, Suellen [<mailto:sfulstone@swlaw.com>]
Sent: Wednesday, March 26, 2014 8:41 AM
To: DBuoncristiani@ag.nv.gov; hkaplan@da.washoecounty.us; norm@nevadataxlawyers.com; Longe, Holly
Subject: One LAST extension

Counsel -- I hate writing this email. I have worked essentially all my available time on the brief since my last email but I have come to the conclusion that, even I work straight through until midnight tonight, I cannot get it done. It has just taken me a long time to get my head back around the details of this case and I don't want to make some statement to the court that you all jump on me for because it isn't accurate.

Notwithstanding my advanced age, my memory is still pretty good but far from perfect. So it has been painstakingly slow going.

I would ask for just until Friday but, when I was still confident that I would meet today's deadline, I made other commitments for the next two days.

I am going to request another week or until next Wednesday, April 2. Norm, you may want to go ahead and file your brief today but I am happy to include you in my request. Just let me know. If it is agreeable to everyone, I would appreciate a responding email. I may dispense with the stipulation this time and just make the application and the representation (if you all agree) that counsel are not opposed. If anyone is opposed, I will also let the Court know that although I am sure you would also be filing an opposition.

I hate asking and I hate the extra time. This appeal needs to get submitted so that it can get decided. I don't like being the hang-up. I will not ask again. I will just file an unfinished brief next week if it comes to that.

My best to all,

Suellen

Longe, Holly

From: Fulstone, Suellen
Sent: Wednesday, March 26, 2014 10:59 AM
To: Longe, Holly
Subject: FW: One LAST extension

From: Dawn Buoncristiani [DBuoncristiani@ag.nv.gov]
Sent: Wednesday, March 26, 2014 9:13 AM
To: Fulstone, Suellen
Subject: RE: One LAST extension

Yes, Suellen, that will be fine.

-----Original Message-----

From: Fulstone, Suellen [mailto:sfulstone@swlaw.com]
Sent: Wednesday, March 26, 2014 8:41 AM
To: Dawn Buoncristiani; hkaplan@da.washoecounty.us; norm@nevadataxlawyers.com; Longe, Holly
Subject: One LAST extension

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My best to all,

Suellen

Longe, Holly

From: Kaplan, Herbert <HKaplan@da.washoecounty.us>
Sent: Wednesday, March 26, 2014 10:05 AM
To: Fulstone, Suellen; DBuoncristiani@ag.nv.gov; norm@nevadataxlawyers.com; Longe, Holly
Subject: RE: One LAST extension
Importance: High

That's fine.

Herbert B. Kaplan
Deputy District Attorney
P.O. Box 30083
Reno, NV 89520-3083
(775) 337-5716
Fax (775) 337-5732
hkaplan@da.washoecounty.us

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Subject: One LAST extension

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Suellen