

IN THE SUPREME COURT OF NEVADA

AMERICA FIRST FEDERAL CREDIT UNION, a federally chartered credit union,

Appellant,

v.

FRANCO SORO, an individual; MYRA TAIGMAN-FARRELL, an individual; ISAAC FARRELL, an individual; KATHY ARRINGTON, an individual; and AUDIE EMBESTRO, an individual;

Respondents.

Supreme Court No. 64130

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**MOTION TO EXTEND DEADLINE TO
FILE OPENING BRIEF AND APPENDIX**

Pursuant to NRAP 26(b)(1)(A) and NRAP 31(b)(3), plaintiff-appellant America First Federal Credit Union (“AFCU”) moves to extend the deadline for AFCU to file its opening brief and appendix. In support of this motion, AFCU states as follows:

1. On May 15, 2014, the Court entered an *Order Reinstating Briefing* which set a deadline of August 13, 2014 for AFCU to file its opening brief and appendix.

2. By way of a stipulation filed August 13, 2014 and an order filed the same day, the deadline for AFCU to file its opening brief and appendix was extended until September 12, 2014.

3. As noted in the stipulation, AFCU requested a transcript of the August 29, 2013 hearing on respondents' motion to dismiss from the district court. Counsel for AFCU asked that the August 29, 2013 hearing be transcribed at the time of the hearing, but has since been informed that no recording or transcript of the hearing exists. Accordingly, AFCU has prepared a statement of the proceedings from the hearing pursuant to NRAP 9(c).

4. AFCU served its statement of the proceedings on respondents on August 22, 2014.

5. Respondents served their objections and proposed amendments to the statement on September 8, 2014.

6. Pursuant to NRAP 9(c), AFCU must now submit the statement and respondents' objections to the district court for settlement and approval. After the district court settles and approves the statement, AFCU must include the statement in its appendix.

7. Given the timeframes involved, the statement likely will not be settled and approved by the district court by September 12, 2014.

8. To enable AFCU to include the settled and approved statement in its appendix, AFCU moves the Court to extend the deadline for AFCU to file its opening brief and appendix from September 12, 2014 until October 13, 2014.

9. The undersigned counsel has been informed that respondents do not oppose an extension of the opening brief and appendix deadline.

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CERTIFICATE OF SERVICE

I certify that on September 9, 2014, I served a copy of the foregoing *Motion to Extend Deadline to File Opening Brief and Appendix* to the following via U.S. Mail:

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