

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

2  
3  
4   J.W. BENTLEY AND MARYANN  
5   BENTLEY TRUSTEES OF THE  
6   BENTLEY FAMILY 1995 TRUST; JOY  
   SMITH; DANIEL BARDEN; AND  
   ELAINE BARDEN,

7                                   Appellants

8                                   vs.

9   STATE OF NEVADA, OFFICE OF THE  
10  STATE ENGINEER; DONALD S. FORRESTER,  
11  AND KRISTINA M. FORRESTER; HALL  
12  RANCHES, LLC; THOMAS J. SCYPHERS AND  
13  KATHLEEN M. SCYPHERS; FRANK SCHARO;  
14  SHERIDAN CREEK EQUESTRIAN CENTER, LLC;  
15  AND RONALD R. MITCHELL AND GINGER  
16  G. MITCHELL,

17                                  Respondents.

18  
19  \_\_\_\_\_  
20  J.W. BENTLEY; MARYANN BENTLEY,  
21  TRUSTEES OF THE BENTLEY FAMILY  
22  1995 TRUST; JOY SMITH; DANIEL D. BARDEN;  
23  AND ELAINE BARDEN,

24                                  Appellants,

25                                  vs.

26  HALL RANCHES, LLC; THOMAS J. SCYPHERS;  
27  KATHLEEN M. SCYPHERS; FRANK SCHARO;  
28  SHERIDAN CREEK EQUESTRIAN CENTER, LLC,  
   A NEVADA LIMITED LIABILITY COMPANY;  
   DONALD S. FORRESTER; KRISTINA M.  
   FORRESTER; RONALD R. MITCHELL; AND  
   GINGER G. MITCHELL,

                                  Respondents.  
\_\_\_\_\_

Electronically Filed  
CASE NO.: 66303  
Mar 18 2015 02:59 p.m.  
Tracie K. Lindeman  
Clerk of Supreme Court

CASE NO.: 66303

1 J.W. BENTLEY; MARYANN BENTLEY,  
2 TRUSTEES OF THE BENTLEY FAMILY 1995  
3 TRUST; JERALD R. JACKSON, TRUSTEE OF  
4 THE JERALD R. JACKSON 1975 TRUST, AS  
5 AMENDED; AND IRENE M. WINDHOLZ,  
6 TRUSTEE OF THE WINDHOLZ TRUST DATED  
7 AUGUST 11, 1992,

CASE NO.: 66932

Appellants,

vs.

8 THE STATE OF NEVADA STATE ENGINEER;  
9 HALL RANCHES, LLC; THOMAS J. SCYPHERS;  
10 KATHLEEN M. SCYPHERS; FRANK SCHARO;  
11 SHERIDAN CREEK EQUESTRIAN CENTER, LLC;  
12 DONALD S. FORRESTER; KRISTINA M.  
13 FORRESTER; RONALD R. MITCHELL;  
14 AND GINGER G. MITCHELL,

Respondents.

### JOINDER IN MOTION FOR EXTENSION OF TIME

Comes now, Appellants Joy Smith, Daniel Barden and Elaine Barden (“Smith & Barden”) and hereby join in the request for an extension of time filed by Appellants J.W. Bentley and MaryAnn Bentley, Trustees of the Bentley Family 1995 Trust (“Bentley”) on March 16, 2015. Pursuant to this Court’s order, dated January 22, 2015, Appellants’ opening briefs are due on March 23, 2015. Bentley requested a 35-day extension of time to file their opening brief. As indicated by counsel for Bentley, no extensions of time have been previously requested in the consolidated case.<sup>1</sup> While counsel for Smith & Barden does not have the same scheduling issues that Bentley’s counsel is confronted with, it is agreed that this is a complex case with a voluminous record. Moreover, having both of the

---

<sup>1</sup> Smith and Barden did receive an extension of time via stipulation to file their opening brief in case no. 64773 in May of 2014 prior to this Court’s consolidation of the cases and issuance of the new briefing order. In the event that this Court does not grant the 35-day extension of time, counsel for Smith & Barden does intend on requesting by telephone the 5-day extension of time allowed by NRAP 31(b)(1) for the filing of its opening brief.

1 Appellants' opening briefs filed on the same day makes logistical sense and it is  
2 not anticipated that Respondents will oppose the extension. Thus, Smith & Barden  
3 request that any extension of time granted by this Court to Bentley also be applied  
4 to their opening brief.

5 RESPECTFULLY SUBMITTED this 18<sup>th</sup> day of March, 2015.

6 DYER, LAWRENCE, FLAHERTY,  
7 DONALDSON & PRUNTY

8  
9 By 

10 Jessica C. Prunty, Bar No. 6926  
11 2805 Mountain Street  
12 Carson City, Nevada 89703  
13 Telephone: (775) 885-1896

14 *Attorneys for Appellants Joy Smith, Daniel*  
15 *Barden and Elaine Barden*  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

**CERTIFICATE OF SERVICE**

I hereby certify that on the 18<sup>th</sup> day of March, 2015, I caused a true and correct copy of the within **JOINDER IN MOTION FOR EXTENSION OF TIME** to be deposited in the U.S. Mail, first-class postage prepaid, addressed to the persons listed below:

Bryan L. Stockton, Esq.  
Senior Deputy Attorney General  
100 North Carson Street  
Carson City, Nevada 89701

Thomas J. Hall, Esq.  
Law Offices of Thomas J. Hall  
P.O. Box 3948  
Reno, Nevada 89505-3948

Michael L. Matuska, Esq.  
Matuska Law Offices, Ltd.  
2310 South Carson Street, Suite 6  
Carson City, Nevada 89701

  
Debora McEachin