

IN THE SUPREME COURT OF THE STATE OF NEVADA

IN THE MATTER OF: THE GUARDIANSHIP
OF THE PERSON AND ESTATE OF JEAN
RUTH ECHEVARRIA, AN ADULT WARD,

No. 65598

Electronically Filed
Jul 28 2015 08:28 a.m.
Tracie K. Lindeman
Clerk of Supreme Court

MICHAEL A. ECHEVARRIA,

Appellant,

vs.

ROBERT L. ANSARA; AND ANGEL
ECHEVARRIA,

Respondents.

Opposition to Motion to Expand Record on Appeal

Appellant Michael A. Echevarria, through his undersigned counsel, hereby opposes respondent Robert L. Ansara's *Motion to Modify Record on Appeal by Filing Appendix to Include District Court Pleadings and Minutes Postdating the Preparation of the Original Record*. The motion seeks to bring in district court documents that are outside the record on appeal and otherwise irrelevant to the issues presently before the Court. The documents respondent seeks to make a part of the record (filed in July and August of 2014) pertain to ancillary matters and *all* post-date both the stipulation and order appealed by appellant (filed April 8, 2014) and the notice of appeal itself (filed May 1, 2014). *See* AOB at *ii*. None of the documents are cited or relied upon in appellant's opening brief. Moreover, the only authority cited by respondent for including the post-appeal documents, NRAP 10(c), provides no support for adding documents to the appellate record that were neither considered by the district court in reaching its decision, nor included in the record before the district court entered its

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1 final, written order.¹ For these reasons, appellant respectfully requests that the motion
2 be denied.

3 Dated this 27th day of July 2015.

5 STERLING LAW LLC

6 /s/ Beau Sterling

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24 ¹ NRAP 10(c) is purely procedural in nature. As provided therein:

25 **Correction or Modification of the Record.** If any difference arises
26 about whether the trial court record truly discloses what occurred in the
27 district court, the difference shall be submitted to and settled by that court
28 and the record conformed accordingly. Questions as to the form and
content of the appellate court record shall be presented to the Supreme
Court.

Certificate of Service

1. Electronic service through the Court e-filing system:

I hereby certify that on this date, the this 27th day of July 2015, I submitted the foregoing **Opposition to Motion to Expand Record on Appeal** for filing and service via the Court's electronic filing system. Electronic notification will be sent to the following:

Elizabeth Brickfield

Elyse Tyrell

Beau Sterling

Mark Solomon

2. Service by traditional means:

/s/ Beau Sterling

BEAU STERLING