

IN THE SUPREME COURT OF THE STATE OF NEVADA

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IN THE MATTER OF THE W.N.
CONNELL AND MARJORIE T.
CONNELL LIVING TRUST, DATED
MAY 18, 1972, AN INTER VIVOS
IRREVOCABLE TRUST,

ELEANOR C. AHERN A/K/A
ELEANOR CONNELL HARTMAN
AHERN

Appellant,

vs.

JACQUELINE M. MONTOYA; AND
KATHRYN A. BOUVIER,

Respondents.

Electronically Filed
Aug 26 2015 02:56 p.m.
Tracie K. Lindeman
Clerk of Supreme Court
Supreme Court No.: 66231
District Court Case No.:
P-09-066425-T

Appeal from the Eighth Judicial
District Court, The Honorable Gloria
Sturman Presiding

MOTION FOR EXTENSION OF TIME

Pursuant to NRAP 26(b), NRAP 31(b)(3), and NRAP 27, Eleanor C. Ahern a/k/a Eleanor Connell Hartman Ahern, by and through her counsel of record, the law firm of Brownstein Hyatt Farber Schreck, LLP, hereby files this motion for an extension of time to file and serve the Opening Brief, presently due September 1, 2015. Ms. Ahern has not previously requested an extension of the briefing deadline. However, the Court temporarily suspended the briefing

schedule *sua sponte* on April 24, 2015, upon granting prior counsel's motion to withdraw.

Ms. Ahern maintains three appeals before this Court arising out of the same underlying action: Case No. 66231 (“First Appeal”), Case No. 67782 (“Second Appeal”), and Case No. 68046 (“Third Appeal”). The First and Second Appeals were filed by Ms. Ahern’s former counsel, and the Third Appeal was filed by Ms. Ahern’s current counsel. The Opening Briefs for the three appeals (collectively, the “Opening Briefs”) are currently due as follows: First Appeal – September 1, 2015; Second Appeal – September 1, 2015; and, Third Appeal – September 21, 2015.

On August 7, 2015, Ms. Ahern filed in each appeal a Motion to Consolidate Related Appeals (collectively, the “Motion to Consolidate”). In the Motion to Consolidate, Ms. Ahern explained that resolution of the issues before the Court in each appeal are intertwined, and that resolution of issues in one appeal will directly impact and/or dispose of issues in other appeals. Respondents did not file a Response to the Motion to Consolidate, and the time to respond has expired.

In light of the above, and in order to provide direction to the parties, Ms. Ahern respectfully requests that the Court grant Ms. Ahern an extension of time to file and serve the Opening Brief, such that Ms. Ahern’s Opening Brief (or,

preferably, a consolidated Opening Brief) would be due thirty (30) days after the Court enters a final order resolving the Ms. Ahern's Motion to Consolidate. An extension of time is warranted for the following reasons: (1) Consolidation of all or any of Ms. Ahern's appeals on file herein would promote efficiency and the administration of justice; (2) Compliance with the current Opening Brief deadlines for the First and Second Appeals would moot the ability to consolidate the appeals at a later date; and (3) Ms. Ahern's new counsel requires additional time to evaluate the issues on appeal.

In light of the foregoing, Ms. Ahern submits that good cause exists to extend the time for Ms. Ahern to file the Opening Brief to and including thirty (30) days after the Court issues a final order resolving the Motion to Consolidate.

Dated this 26th day of August, 2015.

BROWNSTEIN HYATT FARBER SCHRECK, LLP

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CERTIFICATE OF SERVICE

I hereby certify that I electronically filed and served the foregoing **Motion To Extend Time** with the Clerk of the Court of the Supreme Court of Nevada by using the Court's Electronic Filing System on August 26, 2015. upon the following:

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I hereby certify that on August 26, 2015., I served a copy of this document by mailing a true and correct copy, postage prepaid, via U.S. Mail, addressed to the following:

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