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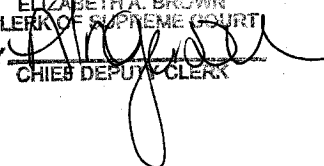
October 23, 2018

FILED

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VIA ELECTRONICALLY

To: Elizabeth A. Brown
Clerk of the Supreme Court
SUPREME COURT COURTROOM
201 South Carson Street
Carson City, Nevada 89701

ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY: 
CHIEF DEPUTY CLERK

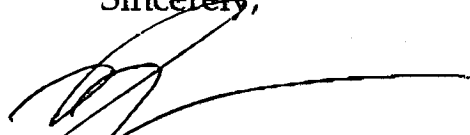
Re: In the Matter of the Amendment of the NRAP
Public Hearing and Requesting Public Comment Re: NRAP 3F
Case No.: ADKT 0501

Dear Ms. Brown, Clerk of the Supreme Court:

Re: Proposed Amendment to NRAP 3A and Addition of NRAP 3F
(ADKT 0501)

I write to express my concern with the proposed addition of NRAP 3F. I believe the proposed rule change would greatly alter and diminish the efficacy of appeals from orders granting motions to dismiss under NRCP 12(b)(2) or NRCP 12(b)(5) and from orders granting summary judgments under NRCP 56. Moreover, because such appeals will be decided on the trial record only and without briefing or argument, the parties to such appeal will likely file motions for rehearing and en banc reconsideration pursuant to NRAP 40 and NRAP40A, respectively. Finally, the proposed NRAP 3F appears to be contrary to purposes of NRCP 1 and NRAP 1(c). For these reasons, I object to the proposed addition of NRAP 3F.

Sincerely,


Ryan M. Lower

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ELIZABETH A. BROWN
CLERK OF SUPREME COURT
CHIEF DEPUTY CLERK
RML/gm

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