



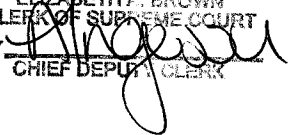
October 24, 2018

*Via Facsimile: 775-684-1601*

Elizabeth Brown  
Clerk of the Nevada Supreme Court  
201 South Carson Street  
Carson City, NV 89701

**FILED**

OCT 24 2018

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

Re: ADKT 501

Dear Ms. Brown:

On behalf of Ganz and Hauf Chtd., I submit the following comments and concerns regarding the proposed amendment to NRAP 3A and the addition of NRAP 3F. My firm is opposed to these proposals in that they will severely limit the ability of a party who loses a motion for summary judgment to properly contest the lower court's decision. If there is to be no briefing, the appellant will have no opportunity to point out erroneous reasoning on the part of the lower court, or the failure of the court to consider certain evidence without filing motions for additional briefing, motions for reconsideration or motions for en banc consideration.

Moreover, under the proposed changes, the appellant will essentially be at a three to one disadvantage. The Court will have the underlying motion for summary judgment and the moving party's reply, as well as the lower court's order, versus the non-moving party's opposition. This will create an almost insurmountable burden for an appellant to overcome.

Our firm understands the goal of the proposed amendments is to increase the Court's ability to resolve appeals in a timely manner, but we believe that may be accomplished in other ways without sacrificing a litigant's ability to be heard. Perhaps the Court can consider an abbreviated briefing schedule in the type cases covered by the proposed changes.

Very truly yours,

GANZ & HAUF



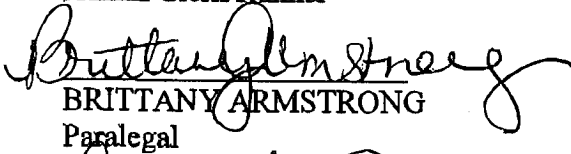
MARJORIE HAUF, ESQ.


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# GH GANZ & HAUF


  
BRE'AHN WILLIAMS,  
Litigation Paralegal

ANGELA LAFRONZ  
Admin Clerk/Runner

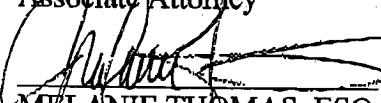
  
BRITTANY ARMSTRONG  
Paralegal

  
CARA XIDIS, ESQ.  
Associate Attorney

  
CHAR'E PAIGE  
Litigation Support Clerk

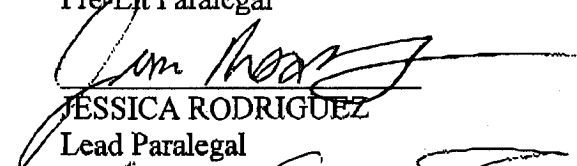
  
COLLEEN CRAWFORD  
Paralegal

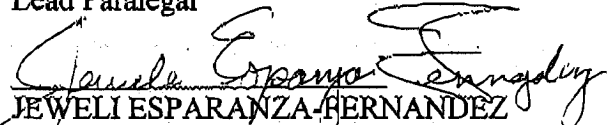
  
JOLENE MANKE, ESQ.  
Associate Attorney

  
MELANIE THOMAS, ESQ.  
Associate Attorney

  
HUNTER LAWRENCE  
IT Support Specialist

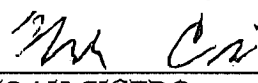
  
JENNIE ESPARANZA  
Pre-Lit Paralegal

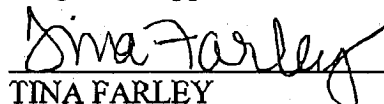
  
JESSICA RODRIGUEZ  
Lead Paralegal

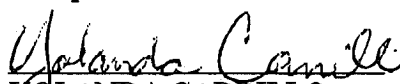
  
JEWELI ESPARANZA-FERNANDEZ  
Support Litigation Clerk

  
CHRISTINA SERAPINI  
Office Manager

  
W. ELIZABETH DO, ESQ.  
Associate Attorney

  
NOAH CICERO  
Litigation Support Clerk

  
TINA FARLEY  
Receptionist

  
YOLANDA CARRILLO  
Disbursement Coordinator