## 1 IN THE SUPREME COURT OF THE 2 STATE OF NEVADA 3 Electronically Filed NANYAH VEGAS, LLC, a Nevada limited Case No.: 66823 Aug 24 2015 08:36 a.m. 4 liability company; Tracie K. Lindeman Clerk of Supreme Court District Court Case No 5 Appellant, Dept. No.: XXVII 6 v. 7 SIG ROGICH aka SIGMUND ROGICH as 8 Trustee of The Rogich Family Irrevocable Trust; ELDORADO HILLS, LLC, a Nevada 9 limited liability company; DOES I-X; and/or ROE CORPORATIONS I-X, inclusive, 10 11 Respondents. 12 MOTION TO PERMIT LATE FILING OF REPLY BRIEF 13 Appellant, by and through its attorney, Brandon B. McDonald, Esq. moves this Court to 14 permit the late filing of the Reply Brief in this case. This motion is based upon the declaration of 15 the undersigned. 16 DATED this 22<sup>nd</sup> day of August, 2015. 17 McDONALD LAW OFFICES, PLLC 18 19 20 \_\_/s/ Brandon B. McDonald By: Brandon B. McDonald, Esq. 21 Nevada Bar No.: 11206 2505 Anthem Village Drive, Ste. E-474 22 Henderson, NV 89052 23 Attorneys for Appellants 24 25 26 27

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## DECLARATION OF BRANDON B. McDONALD, ESQ.

BRANDON B. McDONALD, ESQ. states:

- 1. Declarant is the attorney for Appellants in this case and makes this declaration based upon personal knowledge.
- 2. Counsel requested an extension pursuant to NRAP 26(b)(1)(B) on August 21, 2015 by telephone. The previous day I had emailed the clerk of the court requesting an extension by email, as I had been in depositions all day and the day before.
- 3. I had requested a five day extension since the depositions which were being taken had gotten much more involved than anticipated, and gone from being scheduled for a few hours to taking almost all day. Additionally a key staff member who assists with the brief has been dealing with serious personal issues, and I was unable to have his assistance in the meantime.
- 4. Because I made the telephonic request the day after the reply brief was due, my request was denied by the clerk.
  - 5. Declarant has filed the reply brief. The reply brief is only one day delinquent.
- 6. Declarant requests that the reply brief be filed on the docket, and not be rejected for the minor delay.
- 7. I declare under penalties of perjury under the law of the state of Nevada that the foregoing is true and correct.

DATED this 22<sup>nd</sup> day of August, 2015.

\_\_\_\_\_\_\_/s/ Brandon B. McDonald\_ BRANDON B. McDONALD, ESQ.

## **CERTIFICATE OF SERVICE**

Pursuant to NRAP 25, I hereby certify that on this 22<sup>nd</sup> day of August, 2015, service of the foregoing **MOTION TO PERMIT LATE FILING OF REPLY BRIEF** was made by submission of the same to the Nevada Supreme Court electronic filing system to the parties identified below, through their respective registration and service profile:

Samuel Lionel Brandon McDonald

/s/ Brandon B. McDonald
An employee of McDonald Law Offices, PLLC