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3 **IN THE SUPREME COURT OF NEVADA**

Electronically Filed  
Mar 17 2015 08:53 a.m.  
Tracie K. Lindeman  
Clerk of Supreme Court

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6 J.W. BENTLEY and MARYANN  
7 BENTLEY, TRUSTEES OF THE  
8 BENTLEY FAMILY 1995 TRUST,

9 Appellants,

10 v.

11 HALL RANCHES, LLC, a Nevada  
12 limited liability company; THOMAS J.  
13 SCYPHERS; KATHLEEN M.  
14 SCYPHERS; FRANK SCHARO;  
15 SHERIDAN CREEK EQUESTRIAN  
16 CENTER, LLC, a Nevada limited liability  
17 company; DONALD S. FORRESTER;  
18 KRISTINA M. FORRESTER; RONALD  
19 R. MITCHELL; and GINGER G.  
20 MITCHELL,

21 Respondents.

**Case No. 66932**  
**(Consolidated with Case No. 64773 and**  
**Case No. 66303)**

**MOTION FOR EXTENSION OF  
TIME**

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COME NOW J.W. BENTLEY and MARYANN BENTLEY, Trustees of the  
Bentley Family 1995 Trust ("Bentley"), by and through their counsel of record,  
Matuska Law Offices, Ltd., Michael L. Matuska, and hereby move for an extension  
of time in which to file its Opening Brief on Appeal.

Bentley noticed its appeal from the Findings of Fact, Conclusions of Law and  
Judgment on November 10, 2014. That appeal was docketed as Case No. 66932.  
The November 25, 2014 Exemption from Settlement Program and Notice gave the  
parties 120 days, until March 23, 2015, to file the opening briefs. For the following  
reasons, Bentley requests a 35 day extension of time up to and including April 27,

1 2015 in which to file the Opening Brief.

2 Bentley's counsel moved his office effective January 1, 2015, and  
3 experienced moving and construction related interruptions through most of  
4 December, 2014 and part of January, 2015. The parties were also waiting for  
5 procedural orders during that time period. The January 22, 2015 Order  
6 consolidating the 3 cases allowed 60 days to file the opening briefs, thereby  
7 maintaining the original due date of March 23, 2015.  
8

9 This extension of time is also requested due to the complexity of the issues  
10 involved, to allow additional time to prepare the appendix, and to condense the  
11 arguments from the 3 consolidated cases.  
12

13 This extension is also necessary to address scheduling conflicts and  
14 overlapping deadlines with Bentley's counsel, including a CMS (Centers for  
15 Medicare and Medicaid Services Appeal) that is due in Washington, D.C. on March  
16 20<sup>th</sup>, as well as multiple hearings, depositions (some out of state), settlement  
17 conferences, other deadlines and one additional court appearance out of state which,  
18 taken together, have limited the amount of time available for the opening brief.  
19

20 No requests for extension of time have been made in Case No. 66932. The  
21 parties stipulated to an extension of time in Case No. 64773 based on a request made  
22 counsel of record for Joy Smith, Daniel Barden and Elaine Barden.  
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1 Respectfully submitted,

2 Dated this 17 day of March 2015.

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4 MATUSKA LAW OFFICES, LTD.

5 By: 

6 MICHAEL L. MATUSKA, SBN 5711

7 2310 South Carson Street, Suite 6

8 Carson City NV 89701

9 Attorneys for APELLANTS,

10 J.W. BENTLEY and MARYANN

11 BENTLEY

1 STATE OF NEVADA )  
2 ) ss  
3 COUNTY OF CARSON CITY )

4 COMES NOW, MICHAEL L. MATUSKA, being first duly sworn, deposes  
5 and says:

6 1. That I am the attorney of record J.W. Bentley and Maryann Bentley in  
7 the above-referenced proceeding. I have firsthand knowledge of the facts recited  
8 herein and I am competent to testify to these facts if called up to do so.  
9

10 2. Bentley noticed its appeal from the Findings of Fact, Conclusions of  
11 Law, Judgment and Decree on November 10, 2014. That appeal was docketed as  
12 Case No. 66932.  
13

14 3. The November 25, 2014 Exemption from Settlement Program and  
15 Notice gave the parties 120 days, until March 23, 2015, to file the opening briefs.  
16

17 4. I moved my office effective January 1, 2015, and experienced moving  
18 and construction related interruptions through most of December, 2014 and part of  
19 January, 2015. The parties were also waiting for procedural orders during that time  
20 period.  
21

22 5. The January 22, 2015 Order consolidating the 3 cases allowed 60 days  
23 to file the opening briefs, thereby maintaining the original due date of March 23,  
24 2015.  
25

26 6. This extension of time is also requested due to the complexity of the  
27 issues involved, to allow additional time to prepare the appendix, and to condense  
28

1 the arguments from the 3 consolidated cases.


2 7. This extension is also necessary to address scheduling conflicts and  
3 overlapping deadlines with my schedule, including a CMS (Centers for Medicare  
4 and Medicaid Services Appeal) that is due in Washington, D.C. on March 20<sup>th</sup>, as  
5 well as multiple hearings, depositions (including 3 days of depositions in  
6 California), settlement conferences, other deadlines and one other court appearance  
7 in California which, taken together, have limited the amount of time available for  
8 the opening brief.  
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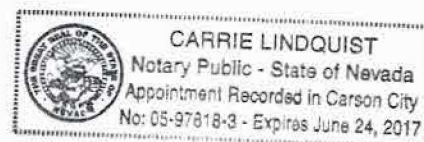
10 8. No requests for extension of time have been made in Case No. 66932.  
11 The parties stipulated to an extension of time in Case No. 64773 based on a request  
12 made counsel of record for Joy Smith, Daniel Barden and Elaine Barden.  
13

14 Dated this 17<sup>th</sup> day of March, 2015.  
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17  
18 MICHAEL L. MATUSKA

19 SUBSCRIBED and SWORN before me  
20 this 17<sup>th</sup> day of March, 2015,  
21 by MICHAEL L. MATUSKA.

22   
23 NOTARY PUBLIC  
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## CERTIFICATE OF SERVICE

I certify that on the 17<sup>th</sup> day of March, 2015, I served a copy of this Motion for Extension of Time upon all counsel of record:

☐ By personally serving it upon him/her; or

☒ By mailing it by first class mail with sufficient postage prepaid to the following address(es): (NOTE: If all names and addresses cannot fit below, please list names below and attach a separate sheet with the addresses.)

Thomas J. Hall, Esq.  
305 South Arlington Avenue  
P.O. Box 3948  
Reno NV 89505-3948

Jessica Prunty, Esq.  
Dyer Lawrence Penrose Flaherty Donaldson Prunty  
2805 Mountain Street  
Carson City NV 89703

Bryan L. Stockton, Esq.  
Senior Deputy Attorney General  
State of Nevada/Attorney General's Office  
100 North Carson Street  
Carson City NV 89701

Dated this 17<sup>th</sup> day of March 2015.

  
ERIC STERN, PARALEGAL