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May 12 2015 11:34 a.m.
Tracie K. Lindeman
Clerk of Supreme Court

6 **IN THE SUPREME COURT OF THE**
7 **STATE OF NEVADA**

8 CARLOS A. HUERTA, an individual; CARLOS
9 A. HUERTA as Trustee of THE ALEXANDER
10 CHRISTOPHER TRUST, a Trust established in
11 Nevada as assignee of interests of GO GLOBAL,
12 INC., a Nevada corporation;

11 Appellants,

13 v.

14 SIG ROGICH aka SIGMUND ROGICH as
15 Trustee of The Rogich Family Irrevocable Trust;
16 ELDORADO HILLS, LLC, a Nevada limited
17 liability company; DOES I-X; and/or ROE
18 CORPORATIONS I-X, inclusive,

17 Respondents.

19 AND ALL RELATED MATTERS

Case No. 67595

District Court Case No.: A-686303

20 **MOTION TO PERMIT LATE FILING OF OPPOSITION**
21 **TO MOTION TO DISMISS APPEAL**

22 Appellants, by and through its attorney, Brandon B. McDonald, Esq. moves this Court to permit

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1 the late filing of the Opposition to Dismiss Appeal which was submitted and rejected on May 11, 2015
2 and oppose the Motion to Dismiss filed on April 27, 2015. This motion is based upon the declaration of
3 the undersigned.

4 DATED this 12th day of May, 2015.

5 McDONALD LAW OFFICES, PLLC
6

7
8 By: /s/ Brandon B. McDonald
9 Brandon B. McDonald, Esq.
10 Nevada Bar No.: 11206
2505 Anthem Village Drive, Ste. E-474
Henderson, NV 89052
Attorneys for Appellants
11

12 **DECLARATION OF BRANDON B. McDONALD, ESQ.**

13 BRANDON B. McDONALD, ESQ. states:

14 1. Declarant is the attorney for Appellants in this case and makes this declaration based
15 upon personal knowledge.
16

17 2. Counsel requests an extension of time to file the Opposition to Motion to Dismiss
18 Appeal submitted on May 11, 2015.

19 3. Counsel erred in calendaring the date to file the Opposition. The Opposition was
20 prepared and submitted for filing on May 11, 2015, and was rejected as untimely.

21 4. Counsel has recently had some staffing changes and issues which have prevented the
22 calendaring of certain items and subsequently led to the late filing of documents. Additionally
23 Declarant was out of the state last week from Wednesday evening to Saturday, to attend to some family
24 matters, and was unaware that this coincided with the time that an opposition would have been due.
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1 5. The Opposition according to the NRAP 27(3)(A) is only late by three judicial days.
2 Declarant does not believe that the parties will be prejudiced by the late filing.

3 6. Furthermore the appeal was timely and the matter should be determined on the merits as
4 opposed to being dismissed on a claimed technicality.

5 7. Declarant requests permission to file the Opposition to the Motion to Dismiss.

6 8. If called upon to testify to the above facts, declarant could do so competently.

7 9. I declare under penalties of perjury under the law of the state of Nevada that the
8 foregoing is true and correct.
9

10 DATED this 12th day of May, 2015.

11
12 /s/ Brandon B. McDonald
13 BRANDON B. McDONALD, ESQ.

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15 **CERTIFICATE OF SERVICE**

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17 Pursuant to NRAP 25, I hereby certify that on this 12th day of May, 2015, service of the
18 foregoing **MOTION TO PERMIT LATE FILING OF OPPOSITION TO MOTION TO DISMISS**
19 **APPEAL** was made by submission of the same to the Nevada Supreme Court electronic filing system
20 to the parties identified below, through their respective registration and service profile :

21 Samuel L. Lionel, Esq.

22 Brandon B. McDonald, Esq.

23
24 /s/ Eric Tucker
25 An employee of McDonald Law Offices, PLLC
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