

1 **IN THE SUPREME COURT OF THE STATE OF NEVADA**

2
3 DAWNETTE R. DAVIDSON,

4 Appellant,

5 vs.

6 CHRISTOPHER B. DAVIDSON,

7 Respondent.
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9

CASE NO.: 67698

Electronically Filed
Aug 27 2015 11:46 a.m.
Tracie K. Lindeman
Clerk of Supreme Court

**MOTION FOR EXTENSION OF TIME
TO FILE REQUEST FOR TRANSCRIPT**

10
11 **COMES NOW** the Appellant, DAWNETTE DAVIDSON, by and through DANIEL W.
12 ANDERSON, ESQ. of the law firm of MILLS & MILLS LAW GROUP, and hereby moves this
13 honorable Court for an enlargement of time in which to file his Request for Transcript. This
14 motion is made and based on the points and authorities cited below.

15 DATED this 27 day of August, 2015.

16 MILLS & MILLS LAW GROUP

17
18 By:


DANIEL W. ANDERSON, ESQ.
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Attorneys for Appellant

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POINTS AND AUTHORITIES

I
STATEMENT OF FACTS

The Appellant, Dawnette Davidson, (hereinafter "Dawnette") filed notice of appeal on March 19, 2015 appealing the lower court's determination regarding property distribution. The parties were unable to reach a settlement via the settlement program and, as such, this Court reinstated the briefing schedule on July 17, 2015. Dawnette's Request for Transcript was due to be filed on or before August 3, 2015. Due to an electronic transmission error, counsel did not receive the Order Reinstating Briefing. On or about August 21, 2015, counsel was checking the status of the case on-line and discovered the Order Reinstating Briefing had been filed on July 17, 2015. Thus, counsel contacted the Video Transcript at Family Court and requested the transcripts for hearings that will be referenced in the brief. On August 26, 2015, counsel posted a deposit with Video Transcript and submitted the Request for Transcript to the Supreme Court, which was rejected for untimely submission.

Dawnette requests an enlargement of time in which to file her Request for Transcript as the untimeliness was not intentional, but merely the result of an electronic transmission error. Upon discovering the Order Reinstating Briefing, counsel immediately took action in obtaining the transcripts that are necessary to this appeal.

II
LEGAL AUTHORITY

This Court has the authority under NRAP 26(b) to enlarge or extend the time for Dawnette to file her Request for Transcript, which was due on or before August 3, 2015, for good cause shown. Dawnette submits that good cause exists to enlarge the time to file her Request for Transcript due to the fact the electronic notice of reinstatement was not immediately received by counsel.

Dawnette therefore respectfully requests an additional 30 days in which to file her Request for Transcript up to and including September 3, 2015.

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III

CONCLUSION

WHEREFORE, based on the foregoing, the Appellant respectfully requests that this Court issue an order enlarging Appellant's time in which to file her Request for Transcript up to and including September 3, 2015.

DATED this 27 Day of August, 2015.

MILLS & MILLS LAW GROUP

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CERTIFICATE OF MAILING

THE UNDERSIGNED does hereby certify that on the 27 day of August 2015, I deposited a true and correct copy of the forgoing **Motion for Enlargement of Time to File Request for Transcript** into the U.S. Mail at Las Vegas, Nevada, with first class postage fully prepaid thereon, addressed to the following at their last known address:

Hofland & Tomsheck
Bradley J. Hofland, Esq.
228 S. 4th Street, 1st Floor
Las Vegas, NV 89101
Attorney for Respondent

that there is regular communication between the place of mailing and the place so addressed.



MARY O'DONNELL, an employee of
MILLS & MILLS LAW GROUP