#### IN THE SUPREME COURT OF THE STATE OF NEVADA

RHONDA HELENE MONA and MICHAEL J. MONA, JR.,

Petitioners,

v.

THE EIGHTH JUDCIAL DISTRICT COURT FOR THE STATE OF NEVADA, IN AND FOR THE COUNTY OF CLARK, AND THE HONORABLE JOE HARDY, DISTRICT JUDGE

Respondents,

and

FAR WEST INDUSTRIES,

Real Party in Interest.

Electronically Filed Jul 29 2015 10:38 a.m. Tracie K. Lindeman Clerk of Supreme Court

Case No.: 68434

District Court Case No.: A-12-670352-F

# REAL PARTY IN INTEREST FAR WEST INDUSTRIES' MOTION TO EXCEED PAGE LIMIT PURSUANT TO NRAP 32(a)(7)(D)

F. THOMAS EDWARDS, ESQ.
Nevada Bar No. 9549
RACHEL E. DONN, ESQ.
Nevada Bar No. 10568
ANDREA M. GANDARA, ESQ.
Nevada Bar No. 12580
HOLLEY DRIGGS WALCH
FINE WRAY PUZEY & THOMPSON
400 South Fourth Street, Third Floor
Las Vegas, Nevada 89101
Attorneys for Real Party in Interest
Far West Industries

Real Party in Interest, FAR WEST INDUSTRIES ("<u>Far West</u>"), by and through its attorneys, F. THOMAS EDWARDS, ESQ., RACHEL E. DONN, ESQ. and ANDREA M. GANDARA, ESQ. of the law firm of HOLLEY, DRIGGS, WALCH, FINE, WRAY, PUZEY & THOMPSON, hereby moves to exceed the ten-page limit imposed by NRAP 27(d)(2) ("<u>Motion to Exceed Page Limit</u>") on its Opposition to Petitioners' Emergency Motion for Relief Under NRAP 27(e) ("<u>Opposition</u>"). This Motion to Exceed Page Limit is based on the pleadings and papers, the following points and authorities and any argument the Court may allow regarding this matter.

#### MEMORANDUM OF POINTS AND AUTHORITIES

While typically an opposition to a motion before this Court is required to be limited to ten pages, this Court has the authority to allow Far West to exceed that amount. NRAP 27(d)(2). Far West has been diligent and has good cause to exceed the page limit for the following reasons:

This case has a lengthy and complex history which is specifically relevant to the pending motion before this Court. Background facts are necessary to give the complete picture of Petitioners Rhonda Helene Mona and Michael J. Mona, Jr.'s ("Petitioners") conduct that warranted issuance of the underlying Order Regarding Order to Show Cause Why Accounts of Rhonda Mona Should Not Be Subject to Execution and Why the Court Should Not Find Monas in Contempt ("Sanction Order") by the Eighth Judicial District Court ("District Court"). See Declaration In Support Of Real Party In Interest Far West Industries' Motion to Exceed Page Limit at ¶3. The factual context will aid the Court in addressing the Emergency Motion for Relief Under NRAP 27(e) ("Emergency Motion").

The Emergency Motion addresses multiple legal issues, including personal jurisdiction, procedural due process, community property law, and execution of judgments, which warrant briefing. <u>Id.</u> at ¶4.

The Emergency Motion incorporates by reference the Petitioners' 30-page Petition for Writ of Mandamus or Prohibition. This in substance gives the Petitioners the advantage of an additional 30 pages of briefing to assert their facts and arguments. <u>Id.</u> at ¶5.

Far West has a substantial interest in its enforcement rights as a judgment creditor. This is especially true here because Petitioners seek to stay Far West's entire judgment enforcement proceeding, not only the Sanction Order. <u>Id.</u> at ¶6.

Far West worked diligently to present its Opposition in a concise, well-organized manner. However to sufficiently address the facts and arguments implicated by the Emergency Motion, Far West was unable to accomplish this in ten pages of 14-point font. As a result, Far West Industries' Opposition is 20 pages. <u>Id.</u> at ¶7.

Far West respectfully requests this Court to grant leave to file its Opposition and grant such other and further relief as it deems just and proper.

Dated this 29th day of July, 2015.

## HOLLEY DRIGGS WALCH FINE WRAY PUZEY & THOMPSON

/s/ F. Thomas Edwards
F. THOMAS EDWARDS, ESQ.
Nevada Bar No. 9549
RACHEL E. DONN, ESQ.
Nevada Bar No. 10568
ANDREA M. GANDARA, ESQ.
Nevada Bar No. 12580
Attorneys for Real Party in Interest
Far West Industries

### **CERTIFICATE OF MAILING**

I HEREBY CERTIFY that, on the 29th day of July, 2015, I deposited for mailing in the U.S. Mail a true and correct copy of the foregoing <u>REAL PARTY</u>

IN INTEREST FAR WEST INDUSTRIES' MOTION TO EXCEED PAGE

LIMIT PURSUANT TO NRAP 32(a)(7)(D), postage prepaid and addressed to:

ROBERT L. EISENBERG
Nevada Bar No. 0950
Lemons, Grundy & Eisenberg
6005 Plumas Street, #300
Reno, Nevada 89519
775-786-6868
Email: rle@lge.net
ATTORNEYS FOR PETITIONER
RHONDA HELENE MONA

TERRY A. COFFING
Nevada Bar No. 4949
MICAH S. ECHOLS
Nevada Bar No. 8437
TYE S. HANSEEN
Nevada Bar No. 10365
Marquis Aurbach Coffing
10001 Park Run Drive
Las Vegas, Nevada 89145
702-382-0711
Email: tcoffing@maclaw.com
mechols@maclaw.com
thanseen@maclaw.com
ATTORNEYS FOR PETITIONER
MICHAEL J. MONA, JR.

///

///

The Honorable Joe Hardy Eighth Judicial District Court Department XV 200 Lewis Avenue Las Vegas, Nevada 89155

Tilla D. Neal An employee of Holley Driggs Walch

Fine Walch Puzey & Thompson