

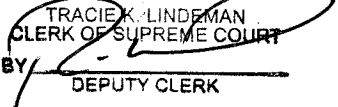
IN THE COURT OF APPEALS OF THE STATE OF NEVADA

FILED

DAVID DEZZANI AND ROCHELLE DEZZANI,
Appellants,
vs.
KERN & ASSOCIATES, LTD.; AND GAYLE A.
KERN,
Respondents

No. 69410

OCT 07 2016

TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
BY 
DEPUTY CLERK

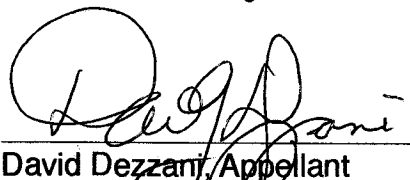
DAVID DEZZANI AND ROCHELLE DEZZANI,
Appellants,
vs.
KERN & ASSOCIATES, LTD.; AND GAYLE A.
KERN,
Respondents

No. 69896

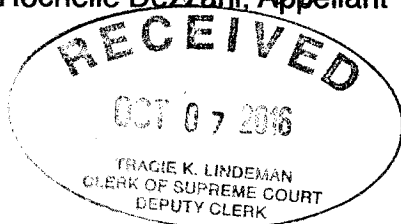
**Appellants'
Request for 10 days extension
to file Reply Brief**

Appellants request that they be granted an additional 10 days to file and serve their reply brief in Docket No. 69896, for the reasons stated in the affidavit of David Dezzani, filed concurrently herewith.

DATED: October 6th, 2016, in San Clemente, California


David Dezzani, Appellant


Rochelle Dezzani, Appellant



16-901180

DAVID DEZZANI AND ROCHELLE DEZZANI,
Appellants,
vs.
KERN & ASSOCIATES, LTD.; AND GAYLE A.
KERN,
Respondents

No. 69410

DAVID DEZZANI AND ROCHELLE DEZZANI,
Appellants,
vs.
KERN & ASSOCIATES, LTD.; AND GAYLE A.
KERN,
Respondents

No. 69896

**Appellant
David Dezzani's Affidavit
in support of Appellants' Request
for 10 day extension to file Reply Brief**

Being first duly sworn, in support of Appellants' request for a 10 day extension to file a reply brief in Docket No. 69896, Appellant David Dezzani states as follows,:

1. Appellant Rochelle Dezzani and he have been married for nearly 50 years and currently reside in a retirement community in San Clemente, California.
2. This Court's *ORDER CONSOLIDATING APPEALS AND GRANTING MOTION TO FILE REPLY BRIEF*, filed herein on September 22, 2016, arrived at Appellants' home in southern California while Appellants were in northern California attending a memorial service for Appellant Rochelle Dezzani's recently-deceased stepfather.
3. Appellants first became aware of the ORDER three days ago, on October 3, 2016, upon opening the mail delivered while they were away for the memorial service.
4. Although Appellants are grateful to the Court for granting them leave to file a reply brief in Docket No. 69896, because of the shortness of time between when they first became aware the ORDER and the period of "20 days from the date of this order within which to file and serve a reply brief", as specified, and the additional circumstances described in the following paragraphs, Appellants request 10 more days to file their reply brief.

5. Additional circumstances relevant to Appellants' ability to file and serve their reply brief within the 20 day period specified in the ORDER are:

a. although Appellant David Dezzani practiced law for many years, his only active license was in the State of Hawaii and he has been retired from active practice for more than 10 years.

b. except for a basic course in real property law while a student during the early 1960s, he did not study or practice real estate law during the 50+ years thereafter.

c. during his entire career practicing law, legal documents were typed by competent typists and, during the latter years, most of his legal research was performed by, or with the assistance of, others.

d. although he participated in many civil jury trials and innumerable hearings and arguments, before circuit and appellate courts in the State of Hawaii, he never had occasion to deal with or research any issue involving sanctions imposed upon him or a *pro se* litigant, as is presented by the present appeal, in Docket No. 69896.

e. neither Appellant David Dezzani nor Appellant Rochelle Dezzani is represented by legal counsel in these consolidated appeals and both are *in pro per* Appellants, however, circumstances require that he perform the tasks of research and typing documents, prior to signature, in Docket No. 69896

f. Appellant David Dezzani is 80 years old, a poor typist, technologically inept, and currently under the care of several cancer treatment specialists.

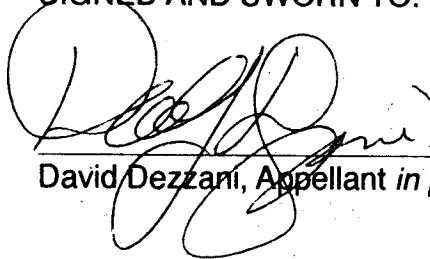
g. yesterday, said Appellant's long-standing appointment with a specialist at UCSD medical center, 50+ miles away, consumed most of the day and, next week, an appointment is scheduled is in conflict with typing, finalization and timely filing of a reply brief, within the 20- day time period specified in the ORDER.

5. Notwithstanding Appellants' intention to comply with the direction, in the ORDER, that their reply brief "shall address only the issues presented in Docket No. 69896", the fact Respondents' 47 page Answering Brief devotes many pages to the issues covered in Docket No. 69410, of the consolidated appeal, will require extra time and effort by Appellants to parse and separate, in order to address only the issues pertinent to the instant appeal.

EAD

DATED: 6th day of October, 2016

SIGNED AND SWORN TO:



David Dezzani, Appellant *in pro per*

NOTARY CERTIFICATE ATTACHED

