

Electronically Filed  
Aug 19 2016 11:36 a.m.  
Tracie K. Lindeman  
Clerk of Supreme Court

**SUPREME COURT OF THE STATE OF NEVADA**

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**The Board of Review for the  
Nevada Department of  
Employment, Training and  
Rehabilitation, Employment  
Security Division; and the  
Administrator of the Nevada  
Department of Employment,  
Training and Rehabilitation,  
Employment Security Division,**

**Petitioners,**

**vs.**

**The Second Judicial District Court  
of the State of Nevada, in and for  
the County of Washoe, and the  
Honorable Scott Freeman, District  
Judge,**

**Respondent.**

**and,**

**McDonald's of Keystone,**

**Real Party in Interest.**

**Supreme Court No. 69499**

**District Court No. CV15-00671**

**The Real Party in Interest's  
Motion to Vacate and Reschedule Oral Argument  
(First Request)**

COMES NOW, the Real Party in Interest, McDonald's of Keystone, by  
and through its legal counsel, Charles R. Zeh, Esq., the Law Offices of Charles  
R. Zeh, Esq., and moves this Court for an order vacating the oral argument  
currently scheduled for September 8, 2016, before this Court. In notification

1 dated August 12, 2016, the Real Party in Interest's counsel was informed of said  
2 oral argument date. The Real Party in Interest's legal counsel is also legal  
3 counsel to the Board for the Administration of the Subsequent Injury Account  
4 for Associations of Public and Private Employers. This is a State Board of five  
5 volunteers that operates pursuant to NRS 616B.578, amongst other pertinent  
6 sections of the Nevada Revised Statutes, including NRS 233B.010, *et. seq.* The  
7 Board had previously calendared and scheduled a meeting of the Board to be  
8 held on September 8, 2016, in Las Vegas, Nevada. Counsel's presence is  
9 required there on that date and accordingly, with the scheduling, now, of oral  
10 argument for September 8, 2016, before this Court, legal counsel, here, for the  
11 Real Party in Interest, has a conflict and would request that this Court vacate  
12 and reschedule the oral argument for a convenient date after September 8, 2016.  
13 This motion is based upon the foregoing, and upon the stipulation of Laurie  
14 Trotter, Esq., legal counsel for Petitioner. She does not object if the Court  
15 would vacate the oral argument scheduled for September 8, 2016, if it can be  
16 rescheduled for a date after October 7, 2016. This is the first request for the  
17 rescheduling of oral argument. It is not posited for reasons of delay but for the  
18 reasons set out herein.

19       Wherefore, the Real Party in Interest prays that the Court vacate the oral  
20 argument scheduled for September 8, 2016, and reschedule it for oral argument  
21 at a convenient time following October 7, 2016. The Real Party in Interest  
22 prays for all other relief deemed appropriate in the premises.

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1 The undersigned does hereby affirm that the preceding document does  
2 not contain the social security number of any person.

3 Dated this 19<sup>th</sup> day of August, 2016.

4  
5 By: 

Charles R. Zeh, Esq.  
Nevada State Bar No. 1739  
THE LAW OFFICES OF CHARLES R.  
ZEH, ESQ.  
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Reno, NV 89509  
Phone: 775.323.5700

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9 *Attorneys for the Real Party in Interest*  
10 *McDonald's of Keystone*  
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1 **CERTIFICATE OF SERVICE**

2 I certify that I am an employee of The Law Offices of Charles R. Zeh,  
3 Esq., and that on this date I served the attached *The Real Party in Interest's*  
4 *Motion to Vacate and Reschedule Oral Argument (First Request)* on those  
5 parties identified below by placing an original or true copy thereof in a sealed  
6 envelope, postage prepaid, placed for collection and mailing in the United  
7 States Mail, at Reno, Nevada:

8 Laurie L. Trotter, Esq.  
9 Division Sr. Legal Counsel  
10 State of Nevada, DETR/ESD  
11 1340 South Curry Street  
12 Carson City, NV 89703

13 Dated this 19<sup>th</sup> day of August, 2016.

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Karen Kennedy