

IN THE SUPREME COURT OF THE STATE OF NEVADA

ALBERT H. CAPANNA, M.D.,
Appellant/Cross-
Respondent,

vs.

BEAU R. ORTH,
Respondent/Cross-
Appellant.

ALBERT H. CAPANNA, M.D.,
Appellant,

vs.

BEAU R. ORTH,
Respondent.

No. 69935

FILED

NOV 15 2016

ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY *[Signature]*
DEPUTY CLERK

No. 70227

ORDER GRANTING MOTION

The parties have filed a stipulation extending the time for filing the combined answering brief on appeal and opening brief on cross-appeal by 42 days. We elect to treat the stipulation as a joint motion for an extension of time, and we grant the motion. See NRAP 31(b)(2) (parties may stipulate to one 30-day extension of time from the due date established by the rule). Respondent/cross-appellants shall have until January 17, 2017, to file and serve the combined brief. Thereafter, briefing shall proceed in accordance with NRAP 31(a)(1).

No further extensions of time shall be permitted absent demonstration of extreme and unforeseeable circumstances. Counsel's caseload will not be deemed such a circumstance. Cf. *Varnum v. Grady*, 90 Nev. 374, 528 P.2d 1027 (1974).

It is so ORDERED.

[Signature], A.C.J.

16-35524

cc: Lauria Tokunaga Gates & Linn, LLP/Las Vegas
Lemons, Grundy & Eisenberg
Eglet Prince