

IN THE SUPREME COURT OF THE STATE OF NEVADA

LYUDMYLA ABID,
Appellant,
vs.
SEAN ABID,
Respondent.

No. 69995

FILED

APR 17 2017

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

ORDER DENYING MOTION

This is an appeal from an order modifying child custody. This court granted appellant's motion for leave to file a reply to the fast track response, and respondent has filed a motion to strike the reply on the ground that it makes arguments beyond the scope of addressing the new argument raised in the response. *See, e.g.*, NRAP 28(c) ("A reply brief . . . must be limited to answering any new matter set forth in the opposing brief."). Appellant opposes the motion to strike.

Having considered the arguments of the parties, we deny the motion to strike at this time. We conclude that review of the issues raised in the motion is more appropriately undertaken in connection with this court's consideration of the merits of this appeal. *See Taylor v. Barringer,*

75 Nev. 409, 410, 344 P.2d 676, 676 (1959); *Hotel Last Frontier Corp. v. Frontier Props., Inc.*, 79 Nev. 150, 155, 380 P.2d 293, 295 (1963).

It is so ORDERED.¹

Cherry, C.J.

cc: Radford J. Smith, Chartered
Black & LoBello

¹We deny as moot appellant's motion to consolidate this appeal with the appeal in Docket No. 71042. This court dismissed the appeal in Docket No. 71042 on October 3, 2016, pursuant to appellant's motion.