

In the Supreme Court of Nevada

MICHAEL FOLEY,
Appellant,

vs.
PATRICIA FOLEY,
Respondent.

Electronically Filed
Jan 08 2019 03:27 p.m.
Elizabeth A. Brown
Clerk of Supreme Court

**MOTION FOR EXTENSION OF TIME TO FILE
PETITION FOR REHEARING**

Appellant Michael Foley requests a 30-day extension, through February 7, 2019, to file a petition for rehearing. *See* NRAP 31(b)(3), 40(a)(1). This is the first request. Without the extension, any petition would be due January 8, 2019.

The requested extension is necessary because of the complexity created by several aspects of the Court's order. Without the benefit of an answering brief or oral argument, the Court (1) misapprehended appellant's argument challenging as void contempt "orders" entered on a hearing master's recommendation under NRS 425.3844(3)(a); (2) overlooked appellant's argument regarding when an order of contempt without a purge clause constitutes a criminal sentence; and (3) miscon-

strued as “categorical” appellant’s arguments regarding a right to counsel. The extension is also necessary to address the Court’s finding, urged neither by respondent nor *amici*, that appellant failed to timely raise certain arguments.

Appellant’s *pro bono* counsel also needs additional time to consult with appellant, with the aim of streamlining the petition for this Court’s consideration.

Dated this 8th day of January, 2019.

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CERTIFICATE OF SERVICE

I hereby certify that on January 8, 2019, I submitted the foregoing “Motion for Extension of Time to File Petition for Rehearing” for filing *via* the Court’s eFlex electronic filing system. Electronic notification will be sent to the following:

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I further certify that my office is serving a copy of this document by mailing a true and correct copy thereof, postage prepaid, at Las Vegas, Nevada, addressed as follows:

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