Case No. 69997

In the Supreme Court of Nevada

MICHAEL FOLEY,

Appellant,

vs.

PATRICIA FOLEY,

Respondent.

Electronically Filed Jun 07 2019 05:15 p.m. Elizabeth A. Brown Clerk of Supreme Court

MOTION FOR EXTENSION OF TIME TO FILE REPLY BRIEF ON REHEARING

Appellant Michael Foley requests a 30-day extension, through July 11, 2019, to file his reply brief on rehearing. *See* NRAP 31(b)(3). This is the first such request. Without the extension, the reply would be due June 11, 2019.

Michael's *pro bono* counsel have devoted extensive resources to preparing the reply but need additional time to coordinate with Michael and to streamline the arguments. The state's amicus brief raises several new factual contentions not substantiated in the appellate record, and the state appears at points to challenge this Court's resolution of the appeal, even though neither respondent Patricia Foley nor the state requested rehearing. The extension will enable Michael's counsel to

address these issues (or to determine which peripheral matters can be left unaddressed).

We appreciate the Court's courtesy.

Dated this 7th day of June, 2019.

LEWIS ROCA ROTHGERBER CHRISTIE LLP

By: /s/ Abraham G. Smith

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Pro Bono Attorneys for Appellant

CERTIFICATE OF SERVICE

I hereby certify that on June 7, 2019, I submitted the foregoing "Motion for Extension of Time to File Reply Brief on Rehearing" for filing via the Court's eFlex electronic filing system. Electronic notification will be sent to the following:

Amy M. Rose
AMERICAN CIVIL LIBERTIES
UNION OF NEVADA
601 South Rancho Drive
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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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/s/Adam Crawford

An Employee of Lewis Roca Rothgerber Christie LLP