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2 IN THE SUPREME COURT OF THE STATE OF NEVADA

3 LUCIA CASTILLO, an individual,
4 and ERWIN PRATTS, an individual,

5 Appellants,

6 vs.

7 UNITED FEDERAL CREDIT UNION,
8 a Federal Credit Union,

9 Respondent.
10 _____/

SUPREME COURT NO.: 70151

DISTRICT COURT CASE NO.: CV15-00421

Electronically Filed
Sep 08 2017 11:09 a.m.
Elizabeth A. Brown
Clerk of Supreme Court

11 **MOTION TO CONTINUE ORAL ARGUMENTS**

12
13 COME NOW Appellants above-named by and through their co-counsel,
14 Michael Lehnars, Esq., and move this court for a continuance of oral
15 arguments. This Motion is made and based upon the pleadings on file and
16 upon the following Memorandum of Points and Authorities.
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18 **MEMORANDUM OF POINTS AND AUTHORITIES**

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20 Currently the pending matter is set for oral arguments on October 12,
21 2017 at Valley High School, in Las Vegas Nevada. Appellants' co-counsel,
22 Robert Murphy, who is licensed and practices in Ft. Lauderdale, Florida and
23 has received permission to appear in this court, cannot be at the October 12,
24 2017 oral arguments due to having prior commitments which are set forth in
25 the attached affidavit hereto as Exhibit "1". Mr. Murphy is lead counsel in this
26 matter and he has stated that he would like to be the one to present Appellants
27 case before the court. Co-counsel herein spoke to the attorney for
28

1 Respondent and he stated that he did not have any objection to having the
2 matter reset to a time that is convenient with the court.

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4 Accordingly, based upon same, Appellants request that oral arguments
5 be reset to a time to be determined by the court.

6 DATED this 8 day of September, 2017

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8 **AFFIRMATION**
9 **Pursuant to NRS 239B.030**

10 The undersigned does hereby affirm that the preceding document filed in case herein does not contain the
11 social security number of any person.

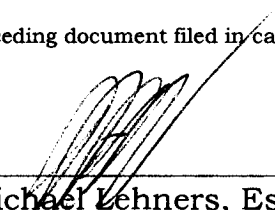
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14 Michael Lehnert, Esq.
15 429 Marsh Avenue
16 Reno, NV 89509
17 (775) 786-1695
18 Co-Counsel for Appellants
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EXHIBIT LOG

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Exhibit 1: Affidavit of Robert Murphy

IN THE SUPREME COURT OF THE STATE OF NEVADA

LUCIA CASTILLO, an individual,)	
and EDWIN PRATTS, an)	
individual)	
)	
Appellant,)	Supreme Court No. 70151
)	District Court Case No. CV1500421
vs.)	
)	
UNITED FEDERAL CREDIT)	
UNION, a federal credit union,)	
)	
Respondent.)	
_____)	

**AFFIDAVIT OF ROBERT W. MURPHY
IN SUPPORT OF MOTION FOR CONTINUANCE**

BEFORE ME, personally appeared before the undersigned authority,
Robert W. Murphy, who first being duly sworn, deposes and says as follows:

1. Affiant is attorney of record for Appellant, Lucia Castillo ("Mr. Castillo"), in the above referenced action.
2. On September 5, 2017, the Clerk of the Supreme Court issued a Notice of Oral Argument Setting ("Argument Notice").
3. Pursuant to the Argument Notice, the Clerk set oral argument of the instant action for October 12, 2017 at 9:05 a.m., at Valley High School, Las Vegas, Nevada.

4. Affiant has an irreconcilable conflict with respect to attending oral argument insofar as Affiant is an adjunct professor of law at the University of Florida in Gainesville, Florida, and teaches a consumer law class in the Fall at 6:00 p.m. on Thursday evenings to second and third year law students.

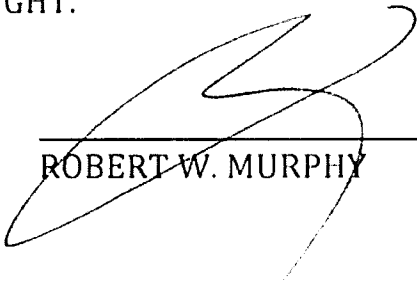
5. In addition to the above teaching obligation, Affiant has two final approval hearings in Baltimore, Maryland on Friday, October 13, 2017 at 9:00 a.m. in that certain case styled "*Sykes v. National Auto Loan Network*, in the Circuit Court for Baltimore City, Maryland, Case No. 24-C-15006143," and at 11:00 a.m. in that certain case styled "*Tamika Johnson v. Bierer Law Group, P.A.*, in the United States District Court for the District Court of Maryland. Case No. 1:16-cv-03672-JKB" (collectively, the "Maryland Class Actions").

6. The travel arrangements for attending the final approval hearings in the Maryland Class Actions entail Affiant boarding a flight at 7:40 p.m. in Gainesville to Baltimore via Atlanta.

7. As a result of the above conflicts, Affiant is unable to attend the oral argument presently scheduled for Thursday, October 12, 2017 in Las Vegas, Nevada. Indeed, Affiant spent the better part of the morning of Thursday, September 7, 2017 attempting to secure travel arrangements to accommodate his current schedule.

8. Although Affiant is co-counsel with attorneys, Michael C. Lehnars and Nathan R. Zeltzer, Affiant was the primary author of the briefs that were filed in the instant appeal and is the attorney most familiar with the appellate issues to be argued before the Court.


FURTHER AFFIANT SAYETH NAUGHT.



ROBERT W. MURPHY

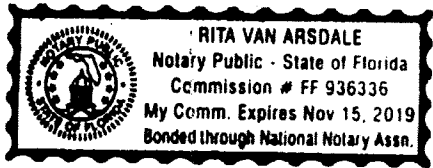
STATE OF FLORIDA)
 :
COUNTY OF BROWARD)

SWORN TO AND SUBSCRIBED before me on this 8th day of September, 2017, by Robert W. Murphy, who is personally known to me and who did take an oath.



Notary Public – State of Florida

My commission expires:




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CERTIFICATE OF SERVICE BY MAIL

Pursuant to Nevada Rule of Civil Procedure 5(b), I certify that on the 8
day of September, 2017, I deposited for mailing in the United States Post Office
in Reno, Nevada, with postage thereon fully prepaid, a true copy of the within
MOTION TO CONTINUE ORAL ARGUMENTS, addressed as follows:

James A. Kohl, Esq.
3800 Howard Hughes Parkway
Suite 1000
Las Vegas, NV 89169



Dolores Stigall