

IN THE SUPREME COURT OF THE STATE OF NEVADA

2016 NOV 16 PM 3:54

JACK CHERNIKOFF and ELAINE
CHERNIKOFF,

Appellant,

vs.

FIRST TRANSIT, INC.; JAY FARRALES;
DOES 1-10; AND ROES 1-10, inclusive,

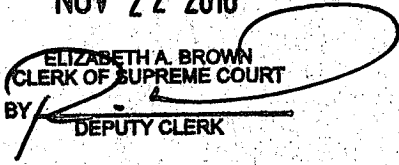
Respondent.

Case No.: 70164

District Court Case No.: A-13-682726-C

FILED

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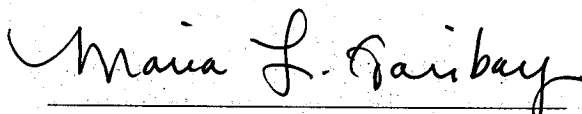
ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY  DEPUTY CLERK

MOTION FOR EXTENSION OF TIME TO PREPARE AND FILE TRANSCRIPTS

COMES NOW, MARIA L. GARIBAY, Court Recorder/Transcriber, Eighth Judicial District Court, Department XXIII, hereby respectfully moves this Court for an Order granting her an extension of thirty (30) days in which to prepare and file the transcripts requested in the above-entitled case and transmit to this Court.

This motion is made and based on the Affidavit of Maria L. Garibay attached hereto and is made in good faith and not to delay justice.

DATED this 16th day of November, 2016.



MARIA L. GARIBAY, Court Recorder
Eighth Judicial District Court
Dept. XXIII
200 Lewis Avenue
Las Vegas, NV 89155
(702) 671-0587

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ELIZABETH A. BROWN
CLERK OF SUPREME COURT
DEPUTY CLERK

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1 AFFIDAVIT OF MARIA L. GARIBAY

2 STATE OF NEVADA)
3) ss.
4 COUNTY OF CLARK)

5 I, MARIA L. GARIBAY, being first duly sworn, hereby deposes and says:

6 1. That your affiant is the Court Recorder / Transcriber in Department XXIII of
7 the Eighth Judicial District Court, and as such is responsible for the preparation of the
8 transcripts in Supreme Court Case No. 70164 / District Court Case No. A-13-682726-C, Jack
9 Chernikoff and Elaine Chernikoff , v. First Transit, Inc, Respondent.

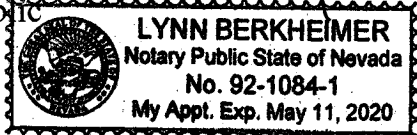
10 2. That your affiant was not served with the transcript request when filed on
11 September 29th, 2016, and that you're your affiant is engaged in Court as well as typing other
12 expedited transcript requests which will delay the completion of these transcripts.

13 3. That this request has been sent out to an outside transcriber and at the request
14 of the outside transcriber, due to the length of the transcripts, holidays and unforeseen
15 circumstances, I am requesting an extension from November 9th, 2016 to December 9th,
16 2017, in which to complete and file the trial transcripts.

17 4. Therefore, affiant respectfully request that this Court enter and order granting
18 an extension of time for said transcripts to be filed, on or about December 9th, 2016.

19
20 Maria L. Garibay
21 MARIA L. GARIBAY
22 Court Recorder, Department XXIII

23 SUBSCRIBED AND SWORN to
24 before me this 16th day of November, 2016

25 Lynn Berkheimer
Notary Public


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CERTIFICATE OF SERVICE

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I hereby certify that I am an employee of the Eighth Judicial District Court, Department XXIII, and that on this day I served a copy of the Motion for Extension of Time to Prepare and File Transcript and Affidavit in the above-entitled case to the following:

U.S. MAIL

Supreme Court of Nevada
Office of the Clerk
201 South Carson Street, Suite 201
Carson City, NV 89701-4702

EMAIL

Joel D. Henriod, Esq.
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bcloward@chblawyers.com

Charles H. Allen, Esq.
callen@charlesallenlawfirm.com

DATED this 16th day of November, 2016



MARIA L. GARIBAY, Court Recorder
Eighth Judicial District Court
Dept. XXIII
200 Lewis Avenue
Las Vegas, NV 89155
(702) 671-0587