

IN THE SUPREME COURT OF THE STATE OF NEVADA

ALBERT H. CAPANNA, M.D.,

Appellant/Cross-Respondent,

vs.

BEAU R. ORTH,

Respondent/Cross-Appellant.

Case No. 69935

Case No. 70227

District Court Case No. A648041

Electronically Filed
Jul 17 2017 09:42 a.m.
Elizabeth A. Brown
Clerk of Supreme Court

**UNOPPOSED MOTION FOR EXTENSION OF TIME TO FILE
RESPONSE TO APPELLANT/CROSS-RESPONDENT ALBERT H.
CAPANNA, M.D'S MOTION TO DISMISS CROSS-APPEAL**

Respondent/Cross-Appellant BEAU R. ORTH ("Beau") hereby moves to extend the time for Beau to file his Response to Appellant/Cross-Respondent ALBERT H. CAPANNA, M.D.'s ("Capanna") Motion to Dismiss Cross-Appeal by fourteen (14) days up to and including July 31, 2017. Beau has not sought any other prior extensions of time with respect to the underlying motion and this Court has not denied any requests for extensions of time to file any pleading. Beau's response to the motion is currently due on July 17, 2017.

Beau's undersigned counsel of record, Kevin T. Strong, conferred with Capanna's counsel, Robert L. Eisenberg, regarding his extension request. Mr. Eisenberg had no objection to the request. This short extension will ensure that

Beau has sufficient time to evaluate the arguments contained within Capanna's motion to dismiss and to respond appropriately, which is particularly important given that Capanna seeks dismissal of Beau's cross-appeal.

Therefore, Beau respectfully requests this Court grant Respondent/Cross-Appellant's motion to allow Beau a fourteen (14) day extension of time to file his response to Capanna's motion to dismiss cross-claim, which will make the response due to be filed and served on July 31, 2017.

DATED this 14th day of July, 2017

EGLT PRINCE

/s/ Dennis M. Prince
DENNIS M. PRINCE, ESQ.
Nevada Bar No. 5092
KEVIN T. STRONG, ESQ.
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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that this document was filed electronically with the Nevada Supreme Court on the 14th day of July, 2017. Electronic service of the foregoing **UNOPPOSED MOTION FOR EXTENSION OF TIME TO FILE RESPONSE TO APPELLANT/CROSS-RESPONDENT ALBERT H. CAPANNA, M.D'S MOTION TO DISMISS CROSS-APPEAL** shall be made in accordance with the Master Service List as follows:

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/s/ *Nicole Littlejohn*
An Employee of EGLET PRINCE