

1                   **IN THE SUPREME COURT OF THE STATE OF NEVADA**  
2                   **CASE NO. 70504**

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4                   \_\_\_\_\_  
5                   \_\_\_\_\_  
6                   JAMES NALDER, GUARDIAN AD LITEM ON BEHALF OF CHEYANNE  
7                   NALDER; AND GARY LEWIS, INDIVIDUALLY Elizabeth A. Brown  
8                   Clerk of Supreme Court

9                   Appellants,

10                  v.

11                  UNITED AUTOMOBILE INSURANCE COMPANY,  
12                  Respondent,  
13  
14

15                   \_\_\_\_\_  
16                   **RESPONDENT'S MOTION FOR EXTENSION OF TIME TO FILE TO**  
17                   **RESPONDENT'S SUPPLEMENTAL OPENING BRIEF REGARDING**  
18                   **SECOND CERTIFIED QUESTION OF LAW**  
19                   \_\_\_\_\_  
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28

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19           Matthew J. Douglas, Esq.  
20           ATKIN WINNER & SHERROD  
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19           Scott A. Cole, Esq.  
20           COLE, SCOTT & KISSANE, P.A.  
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Atkin, Winner & Sherrod – counsel for United Automobile Insurance Company

Cole, Scott & Kissane, P.A. – counsel for United Automobile Insurance Company

Matthew J. Douglas, Esq. – Atkins, Winner & Sherrod

Scott A. Cole, Esq. – Cole, Scott & Kissane, P.A.

Thomas E. Scott, Esq. – Cole, Scott & Kissane, P.A.

Thomas E. Winner, Esq. – Atkins, Winner & Sherrod

**COLE, SCOTT & KISSANE, P.A.**

**ATKIN, WINNER & SHERROD**

Page 2 of 5

1 COMES NOW, Respondent, UNITED AUTOMOBILE INSURANCE  
2 COMPANY ("UAIC"), by and through its Counsel of Record, Matthew J. Douglas,  
3 Esq. of Atkin Winner and Sherrod and Thomas E. Scott, Esq., of Cole Scott &  
4 Kissane, P.A., and respectfully submits this Motion for Extension of Time to File  
5 Respondent's Supplemental Response Brief Regarding Second Certified Question  
6 pursuant to N.R.A.P. 31(b)(3).  
7

8  
9 This is Respondents first Motion requesting an extension and second request  
10 for extension overall.<sup>1</sup> Respondent previously requested a 90-day extension via  
11 stipulation with Appellants, which this Court treated as a joint motion for an  
12 extension of time and *denied in part*, allowing Respondent 45 days instead, through  
13 October 19, 2018, which is the date Respondent's Brief is currently due.  
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15  
16 Respondent requests a brief further extension of thirty (30) days, or until  
17 November 19, 2018, to file its Supplemental Response Brief to the Second Certified  
18 Question. Respondent's counsel requires additional time to complete Respondent's  
19 Supplemental Response Brief due to upcoming deadlines counsel must address  
20 following the unexpected departure of personnel in counsel's office. Counsel is  
21 required to complete another Answer Brief by October 17, 2018, and no further  
22 extensions of said deadline are permitted in that matter. Additionally, counsel is also  
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<sup>1</sup> Appellants requested and were granted 3 extensions of time, ultimately  
28 totaling approximately 128 days.

1 preparing for an oral argument scheduled for October 29, 2018. A short extension  
2 of time will allow counsel the opportunity to fully address this second certified  
3 question of law in a manner that will fully apprise this Court of the unique legal issue  
4 pending before it. This request is not meant to prejudice Appellants or cause undue  
5 delay.  
6

7  
8 WHEREFORE, Respondent respectfully request that this Court grant their  
9 request and allow a thirty (30) day extension of time to file their Supplemental  
10 Response Brief Regarding Second Certified Question of Law, up to and including  
11 November 19, 2018.  
12

13 Dated this 15th day of October, 2018

14 **COLE, SCOTT & KISSANE, P.A.**

*/s/ Thomas E. Scott*

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17 **Scott A. Cole, Esq.**

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Las Vegas, NV 89102

*Counsel for Respondent*

1 **CERTIFICATE OF SERVICE**

2 I HEREBY CERTIFY that on the 15<sup>th</sup> day of October 2018, I served the  
3 foregoing **Respondent's Motion for Extension of time to file its Supplemental**  
4 **Response Brief Regarding Second Certified Question of Law** by electronically  
5 filing and serving the document listed above with the Nevada Supreme Court.  
6  
7


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