

1                   **IN THE SUPREME COURT OF THE STATE OF NEVADA**

2       PROIMTU MMI LLC, a Nevada  
3       limited liability company,

4                               Appellant,

5                               vs.

6       TONOPAH SOLAR ENERGY, LLC, a  
7       Delaware Limited Liability Company;  
8       COBRA THERMOSOLAR PLANTS,  
9       INC., a Nevada Corporation; and THE  
10      INSURANCE COMPANY OF THE  
11      STATE OF PENNSYLVANIA, A  
12      PENNSYLVANIA CORPORATION, a  
13      foreign corporation,

14                               Respondents.

Case No. 70922   Electronically Filed  
District Ct Case No. CV-2017-04:24 p.m.  
36747           Elizabeth A. Brown  
                  Clerk of Supreme Court

**STIPULATED MOTION TO**  
**EXTEND BRIEFING**  
**SCHEDULE DEADLINES**

11           IT IS HEREBY STIPULATED, by and between all parties, by and  
12 through their respective counsel of records, pursuant to NRAP 26(b)(2), to  
13 extend the briefing schedule deadlines for one (1) week for all parties,  
14 thereby making the deadlines as follows:

15           1)     Appellant Proimtu MMI LLC ("Proimtu") to file its Opening  
16 Brief on **February 8, 2017** (current deadline February 1, 2017).

17           2)     Respondents Tonopah Solar Energy, LLC, Cobra Thermosolar  
18 Plants, Inc., and The Insurance Company of the State of Pennsylvania  
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1 (“Respondents”) to file their Answering Brief 30 days from the date of  
2 service of Appellant’s Opening Brief;

3 3) Appellant to file its Reply Brief 30 days from the date of service  
4 of Respondents’ Answering Brief; and

5 4) Good cause exists to extend briefing. Counsel for Appellant  
6 and Respondents have begun discussions about whether grounds exist to  
7 move to stay this appeal, pending a decision in appeal no. 68942, Proimtu  
8 MMI LLC, Appellant v. TRP International, Inc., Respondent (“Original  
9 Appeal”). The parties to the original Appeal completed briefing on the  
10 Original Appeal on April 15, 2016. Subsequently, on May 2, 2016, the  
11 Original Appeal was consolidated with appeal no. 69336 involving some of  
12 same parties (“Second Appeal” and together with the Original Appeal the  
13 “Consolidated Appeal”). The parties completed briefing on the Second  
14 Appeal on June 27, 2016. The Consolidated Appeal was referred to the  
15 Nevada Court of Appeals on August 26, 2016. No decision has been  
16 rendered.

17 The main issue in the Consolidated Appeal is whether Proimtu has a  
18 valid mechanics’ lien. The resolution of the mechanics’ lien issue may affect  
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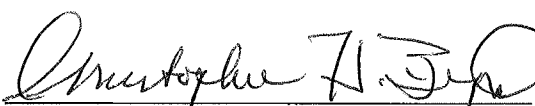
1 the outcome of some of the issues raised by this appeal and whether some  
2 issues should be abandoned if Proimtu has no lien rights.

3 Counsel for the parties have not been able to complete their  
4 discussions because Respondents' counsel has been on maternity leave and  
5 needs additional time to confer with her clients and consider the effect a stay  
6 might have on the issues raised by this appeal after her return to the office on  
7 January 30, 2017.

8 **IT IS SO STIPULATED.**


9 Dated January 30<sup>th</sup>, 2017.

10 **FENNEMORE CRAIG, P.C.**

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Dated January 30<sup>th</sup>, 2017.

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