| 1 IN THE SUPREME COURT OF THE STATE OF NEVADA 2 PROIMTU MMI LLC, a Nevada limited liability company, Appellant, Case No. 70922 Electronically Filed District Ct Case Van 30 2017 04:24 p.r. 302017 04:24 p.r. 30 | | | |
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| limited liability company, Appellant, VS. TONOPAH SOLAR ENERGY, LLC, a Delaware Limited Liability Company; COBRA THERMOSOLAR PLANTS, INC., a Nevada Corporation; and THE INSURANCE COMPANY OF THE STATE OF PENNSYLVANIA, A PENNSYLVANIA CORPORATION, a foreign corporation, Respondents. IT IS HEREBY STIPULATED, by and between all parties, by and through their respective counsel of records, pursuant to NRAP 26(b)(2), to extend the briefing schedule deadlines for one (1) week for all parties, thereby making the deadlines as follows: Appellant Proimtu MMI LLC ("Proimtu") to file its Opening Brief on February 8, 2017 (current deadline February 1, 2017). | 1 | IN THE SUPREME COURT OF THE STATE OF NEVADA | |
| 30747 Clerk of Supreme Cou 4 VS. 5 TONOPAH SOLAR ENERGY, LLC, a 6 Delaware Limited Liability Company; COBRA THERMOSOLAR PLANTS, INC., a Nevada Corporation; and THE INSURANCE COMPANY OF THE 8 STATE OF PENNSYLVANIA, A PENNSYLVANIA CORPORATION, a foreign corporation, 9 foreign corporation, 10 Respondents. 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). | 2 | PROIMTU MMI LLC, a Nevada Case No. 70922 Electronically F | iled ·24 n m |
| Appellant, VS. TONOPAH SOLAR ENERGY, LLC, a Delaware Limited Liability Company; COBRA THERMOSOLAR PLANTS, INC., a Nevada Corporation; and THE INSURANCE COMPANY OF THE STATE OF PENNSYLVANIA, A PENNSYLVANIA CORPORATION, a foreign corporation, <u>Respondents.</u> IT IS HEREBY STIPULATED, by and between all parties, by and through their respective counsel of records, pursuant to NRAP 26(b)(2), to extend the briefing schedule deadlines for one (1) week for all parties, thereby making the deadlines as follows: Appellant Proimtu MMI LLC ("Proimtu") to file its Opening Brief on February 8, 2017 (current deadline February 1, 2017). | 3 | | |
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| 6 Delaware Limited Liability Company; COBRA THERMOSOLAR PLANTS, INC., a Nevada Corporation; and THE INSURANCE COMPANY OF THE STATE OF PENNSYLVANIA, A PENNSYLVANIA CORPORATION, a foreign corporation, SCHEDULE DEADLINES 10 Respondents. 11 IT IS HEREBY STIPULATED, by and between all parties, by and 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, 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). | 5 | | |
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| 9 9 9 10 Respondents. 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: 1) Appellant Proimtu MMI LLC ("Proimtu") to file its Opening 16 Brief on February 8, 2017 (current deadline February 1, 2017). | 7 | INC., a Nevada Corporation; and THE | |
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| 17 2) Respondents Tonopah Solar Energy, LLC, Cobra Thermosolar | 17 | 2) Respondents Tonopah Solar Energy, LLC, Cobra Thermosolar | |
| Plants, Inc., and The Insurance Company of the State of Pennsylvania | | | |
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("Respondents") to file their Answering Brief 30 days from the date of 1 2 service of Appellant's Opening Brief;

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

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

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The main issue in the Consolidated Appeal is whether Proimtu has a valid mechanics' lien. The resolution of the mechanics' lien issue may affect 18 19

the outcome of some of the issues raised by this appeal and whether some 1 2 issues should be abandoned if Proimtu has no lien rights.

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

IT IS SO STIPULATED.

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| 9 | Dated January 30 th , 2017. | Dated January 30 th , 2017. |
|----|--|---|
| 10 | FENNEMORE CRAIG, P.C. | HOLLEY DRIGGS WALCH FINE WRAY PUZEY & |
| 11 | Churtopher 71. J.D. | THOMPSON |
| 12 | Christopher H. Byrd (No. 1633) Brenoch Wirthlin (No. 10282) | William J. Wray (No. 5834) Rachel E. Donn (No. 10568) |
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| 14 | Las Vegas, Nevada 89101 Attorneys for Proimtu MMI LLC | Attorneys for Respondents Tonopah Solar Energy, LLC, Cobra |
| 15 | | Thermosolar Plants, Inc., and The Insurance Company of the State of |
| 16 | | Pennsylvania |
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| 1 | CERTIFICATE OF SERVICE | | | |
|----|--|--|--|--|
| 2 | I hereby certify that this document was filed electronically with the | | | |
| 3 | Nevada Supreme Court on the 30th day of January, 2017 and was served | | | |
| 4 | electronically in accordance with the Master Service List and via the United | | | |
| 5 | States Mail, first class, postage prepaid, addressed as follows: | | | |
| 6 | Becky A. Pintar, Esq. Bryan L. Albiston, Esq. | | | |
| 7 | PINTAR ALBISTON LLP 6053 S. Fort Apache Road, Suite 120 Las Vegas, NV 89148 | | | |
| 8 | Attorneys for Appellant TRP International, Inc. | | | |
| 9 | William J. Wray (No. 5834) Rachel E. Donn (No. 10568) | | | |
| 10 | Donna D. DiMaggio (No. 9794 HOLLEY DRIGGS WALCH FINE WRAY PUZEY & THOMPSON 400 South Fourth St. 3 rd Floor | | | |
| 11 | Las Vegas, NV 89101 Attorneys for Respondents Tonopah Solar Energy, LLC, Cobra Thermosolar Plants, Inc., and The Insurance Company of the State of | | | |
| 12 | Pennsylvania | | | |
| 13 | An employee of Fennemore Craig P.C. | | | |
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