
EXHIBIT 1

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

6 **IN THE SUPREME COURT OF THE STATE OF NEVADA**
7

8 DENNIS KOGOD,
9 Appellant,

Supreme Court Case No. 71147
District Court Case No. D489442

10 vs.

11 GABRIELLE CIOFFI-KOGOD,
12 Respondent.
13 _____/

14 **STIPULATION TO CONSOLIDATE APPEALS**

15 COMES NOW the Appellant Dennis Kogod, by and through his attorney
16 Daniel Marks, Esq., and Nicole M. Young, Esq., of the Law Office of Daniel
17 Marks, and Respondent Gabrielle Cioffi-Kogod, by and through her attorney
18 Radford J. Smith, Esq., and Garima Varshney, Esq., of Radford J. Smith,
19 Chartered, and hereby stipulate and agree as follows:

20 IT IS HEREBY STIPULATED AND AGREED that the appeal and cross-
21 appeal filed in *Dennis Kogod v. Gabrielle Cioffi-Kogod*, Supreme Court Case No.
22 71994 be consolidated into the instant appeal and cross-appeal, Case No. 71147.

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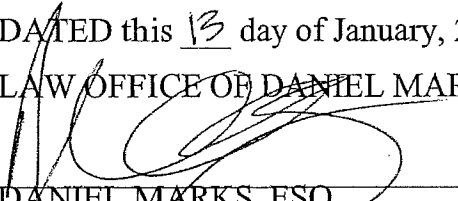
1 This consolidation is necessary for purposes of judicial economy because both
2 appeals relate to the Findings of Fact, Conclusions of Law, and Decree of Divorce
3 that is being appealed in Case No. 71147.

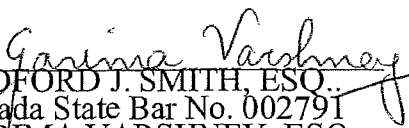
4 DATED this 13 day of January, 2017

DATED this 12th day of January, 2017.

5 LAW OFFICE OF DANIEL MARKS

RADFORD J. SMITH CHARTERED

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Electronically Filed
Jan 18 2017 04:42 p.m.
Elizabeth A. Brown
Clerk of Supreme Court

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IN THE SUPREME COURT OF THE STATE OF NEVADA

DENNIS KOGOD,

Case No. 71147

Appellant,

vs.

GABRIELLE CIOFFI-KOGOD,

Respondent.

**MOTION TO EXTEND TIME TO FILE OPENING BRIEF AND
APPENDIX**

COMES NOW the Appellant DENNIS KOGOD, by and through his
counsel, Daniel Marks, Esq., and Nicole M. Young, Esq., of the Law Office of
Daniel Marks, and submits his Motion to Extend Time to File Opening Brief and
Appendix. The grounds for Appellant's motion are set forth in the following
memorandum of points and authorities.

DATED this 18 day of January, 2017.

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1 **MEMORANDUM OF POINTS AND AUTHORITIES**

2 **I. FACTUAL BACKGROUND**

3 On August 23, 2016, Appellant Dennis Kogod filed his Notice of Appeal, in
4 the instant case, appealing the district court's Findings of Fact, Conclusions of
5 Law and Decree of Divorce. On December 13, 2016, Appellant filed his Notice of
6 Appeal with this Court (Supreme Court Case No. 71994) appealing the district
7 court's "Order From October 18, 2016 Hearing". This is the second appeal relating
8 to district court case *Cioffi-Kogod v. Kogod*, Case No. D-13-489442-D. The first
9 appeal (Supreme Court Case No. 71147) relates to the "Findings of Fact,
10 Conclusions of Law and Decree of Divorce" that was entered in the district court
11 case after a bench trial that lasted over three (3) days.

12 Because both appeals relate to the same divorce action and trial that took
13 place in that action, both Appellant and Respondent stipulated to consolidate the
14 appeals. (*See* Stipulation to Consolidate Appeals, attached hereto as Exhibit 1.)
15 Appellant's Opening Brief and Appendix is due on February 6, 2017.

16 **II. LEGAL ANALYSIS**

17 Pursuant to the Nevada Rules of Appellate Procedure, Rule 26(b)(1)(A),
18 "the court may extend the time prescribed by these Rules or by its order to perform
19 any act, or may permit an act to be done after that time expires" for good cause.

20 In this case, Appellant is seeking an extension of time to file his Opening
21 Brief and Appendix. Based on the Stipulation to Consolidate Appeals, Appellant
22 needs additional time to ensure that all matters as they relate to both appeals are
23 fully briefed for this Court. The Stipulation to Consolidate was filed in the interest
24 of judicial economy. The facts and legal argument as they relate to each appeal are
25 essentially the same, and Appellant does not want to waste this Court's valuable
26 resources filing two (2) separate Opening Briefs for each appeal.

27 As such, this Court should grant Appellant a sixty (60) day extension of
28 time to file his Opening Brief and Appendix.

1 **III. CONCLUSION**

2 For the foregoing reasons, this Court should grant Appellant's instant
3 motion for a sixty (60) day extension of time to file his Opening Brief and
4 Appendix as it relates to both appeals.

5 DATED this 18 day of January, 2017.

6 LAW OFFICE OF DANIEL MARKS


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Finally, I hereby certify that I have read this motion, and to the best of my knowledge, information, and belief, it is not frivolous or interposed for any improper purpose. I understand that I may be subject to sanctions in the event that the accompanying motion is not in conformity with the requirements of the Nevada Rules of Appellate Procedure.

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