

IN THE SUPREME COURT OF THE STATE OF NEVADA

DENNIS KOGOD,
Appellant/Cross-Respondent,
vs.
GABRIELLE CIOFFI-KOGOD,
Respondent/Cross-Appellant.

DENNIS KOGOD,
Appellant/Cross-Respondent,
vs.
GABRIELLE CIOFFI-KOGOD,
Respondent/Cross-Appellant.

No. 71147

No. 71994

FILED

JUN 28 2017

ELIZABETH A. BROWN
CLERK OF THE SUPREME COURT
BY: *[Signature]*
DEPUTY CLERK

ORDER DENYING MOTION TO STRIKE AND GRANTING
MOTION FOR EXTENSION OF TIME

Respondent/cross-appellant has filed a motion for a second extension of time (60 days) to file the answering brief on appeal and opening brief on cross-appeal and appendix. Appellant/cross-respondent opposes the motion and requests that we strike certain portions of the motion because they relate to the merits of the appeal.

The motion to strike is denied. However, we will not consider the substance of the motion when considering the merits of this appeal. Cause appearing, we grant the motion for an extension of time. NRAP 31(b)(3)(B). Respondent/cross-appellant shall have until August 7, 2017, to file and serve the answering brief on appeal and opening brief on cross-appeal and appendix. See NRAP 28.1(c)(2). No further extensions of time shall be permitted absent demonstration of extraordinary circumstances and extreme need. *Id.* Counsel's caseload normally will not be deemed such a circumstance. *Cf. Varnum v. Grady*, 90 Nev. 374, 528 P.2d 1027

17-21439

(1974). Failure to timely file the combined brief may result in the imposition of sanctions. NRAP 31(d).

It is so ORDERED.

Cherry, C.J.

cc: Law Office of Daniel Marks
Radford J. Smith, Chartered