

IN THE SUPREME COURT OF THE STATE OF NEVADA

RESOURCES GROUP, LLC, AS
TRUSTEE OF THE EAST SUNSET
ROAD TRUST,

Appellant,

vs.

NEVADA ASSOCIATION SERVICES,
INC.; AND HYDR-O-DYNAMIC
CORPORATION, A REVOKED
NEVADA CORPORATION,

Respondents.

No. 71268

FILED

SEP 29 2017

ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY S. Young
DEPUTY CLERK

ORDER CONDITIONALLY IMPOSING SANCTIONS

The opening brief and appendix were filed in this appeal on June 26, 2017. The brief was served on respondent Nevada Association Services (NAS) via E-Flex that same day. Accordingly, NAS's answering brief was due to be filed by July 26, 2017. NRAP 31(a)(1)(B). When NAS failed to timely file the answering brief, we entered an order on August 22, 2017, directing NAS to file the answering brief by September 5, 2017, or face sanctions.¹ To date, NAS has not complied or otherwise communicated with this court.

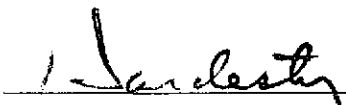
The failure of NAS to file the answering brief warrants the *conditional* imposition of sanctions. Counsel for NAS, Christopher V. Yergensen, shall pay the sum of \$250 to the Supreme Court Law Library and provide this court with proof of such payment within 15 days from the date of this order. The conditional sanction will be automatically vacated if Mr. Yergensen files and serves the answering brief or a motion to extend

¹A copy of that order is attached.

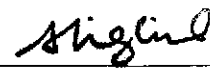
time that complies with NRAP 31(b)(3) within 11 days from the date of this order.

If the required document is not timely filed, the sanction will no longer be conditional and must be paid. Failure to comply with this order will result in this matter being decided without an answering brief from NAS. Further, because it appears that his conduct in this appeal may constitute violations of RPC 1.3 (diligence), 3.2(a) (expediting litigation), and 8.4 (misconduct), failure to comply with this order or any other filing deadlines will also result in the referral of Mr. Yergensen to the State Bar of Nevada for investigation pursuant to SCR 104-105.

It is so ORDERED.


Hardesty, J.


Parraguirre, J.


Stiglich, J.

cc: Law Offices of Michael F. Bohn, Ltd.
Christopher V. Yergensen
Goold Patterson
Supreme Court Law Librarian

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FILED

AUG 22 2017

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

ORDER TO FILE ANSWERING BRIEF

On June 26, 2017, appellant filed the opening brief and appendix in this appeal. A copy of that brief was electronically served on respondent Nevada Association Services (NAS) that same day. Accordingly, NAS's answering brief was due to be filed by July 26, 2017. See NRAP 31(a)(1)(B). To date, NAS has failed to file the answering brief. NAS shall, within 11 days from the date of this order, file and serve the answering brief.

We caution NAS that failure to timely comply with this order may result in the submission of this appeal without an answering brief from NAS and in the imposition of sanctions against counsel. See NRAP 31(d).

It is so ORDERED.

Cherry, C.J.

cc: Law Offices of Michael F. Bohn, Ltd.
Christopher V. Yergensen
Goold Patterson

17-28023