

IN THE SUPREME COURT OF NEVADA

JPMORGAN CHASE BANK,
NATIONAL ASSOCIATION, a
national association,

Appellant,

v.

SFR INVESTMENTS POOL 1, LLC, a
Nevada limited liability company,

Respondent.

Supreme Court No. 71337

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Elizabeth A. Brown
Clerk of Supreme Court

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

Pursuant to NRAP 26(b)(1)(A) and NRAP 31(b)(3), appellant JPMorgan Chase Bank, N.A. (“Chase”) moves to extend the deadline for its opening brief and appendix. In support of this motion, Chase states as follows:

1. On October 11, 2016, the Court entered an *Order Removing Appeal from Settlement Program and Reinstating Briefing* which set a deadline of January 9, 2017 for Chase to file its opening brief and appendix.
2. Pursuant to a telephonic request by Chase on January 5, 2017, the Court extended the deadline to January 23, 2017.
3. On January 9, 2017, respondent SFR Investments Pool 1, LLC (“SFR”) filed an N.R.C.P. 60 motion with the district court to alter the judgment from which this appeal arises.

4. SFR's motion asks the district court to certify its intent to modify the judgment to discuss certain issues related to the Housing and Economic Recovery Act of 2008.

5. Chase filed an opposition to SFR's motion on January 13, 2017 and the district court has set a hearing for January 26, 2017.

6. If the district court certifies that it will alter the judgment, SFR has indicated that it will move this Court to remand the case. See Foster v. Dingwall, 126 Nev. 49, 52-53, 228 P.3d 453, 454-56 (2010).

7. To allow the district court to hear and rule upon SFR's motion before the parties begin appellate briefing, Chase moves the Court to extend the deadline for its opening brief and appendix by 30 days to February 22, 2017.

8. There are extraordinary and compelling circumstances for this request because SFR did not file its N.R.C.P. 60 motion until after Chase made its initial telephonic request for an extension. Further, if the district court certifies that it intends to alter the judgment, and if this Court remands the case to permit the alteration, this will directly impact the arguments that Chase and SFR plan to raise in their principal briefs.

9. Counsel for SFR has stated that SFR does not oppose this request.

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Dated: January 19, 2017.

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CERTIFICATE OF SERVICE

I certify that on January 19, 2017, I filed the foregoing *Motion to Extend Deadline to File Opening Brief and Appendix*. The following participants will be served electronically:

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