Case No. 71941

In the Supreme Court of Nevada

ROSE, LLC, a Nevada limited liability company,

Appellant,

Electronically Filed Jun 23 2017 08:43 a.m. Elizabeth A. Brown Clerk of Supreme Court

vs.

TREASURE ISLAND, LLC, a Nevada limited liability company,

Respondent.

MOTION FOR EXTENSION OF TIME TO FILE OPENING BRIEF

Appellant Rose, LLC requests 30 days to file the opening brief. NRAP 31(b)(3). This is the first such motion. The brief was originally due May 23, extended by stipulation to June 22. No requests for extension have been denied or denied in part.

Although appellant has completed a draft brief, lead appellate counsel has been ill and needs additional time to review and edit the draft. We understand that counsel's caseload is not by itself a reason for an extension; in addition to lead counsel's illness, however, we have had to prepare for an upcoming Ninth Circuit argument and complete the replacement opening brief in Case No. 69997 as part of this Court's appellate *pro bono* program. The additional time will also allow the parties to prepare a joint appendix.

Dated this 22nd day of June, 2017.

LEWIS ROCA ROTHGERBER CHRISTIE LLP

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Attorneys for Appellant

CERTIFICATE OF SERVICE

I hereby certify that on June 22, 2017, I submitted the foregoing "Motion for Extension of Time to File Opening Brief" for filing *via* the Court's eFlex electronic filing system. Electronic notification will be

sent to the following:

PATRICK J. SHEEHAN FENNEMORE CRAIG, P.C. 300 South Fourth Street, Suite 1400 Las Vegas, Nevada 89101

> <u>/s/ Jessie M. Helm</u> An Employee of Lewis Roca Rothgerber Christie LLP