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Elizabeth A. Brown
Clerk of Supreme Court

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12 **IN THE SUPREME COURT OF THE STATE OF NEVADA**

13 DENNIS KOGOD,

Case No. 71147

14 Appellant,

15 vs.

16 GABRIELLE CIOFFI-KOGOD,

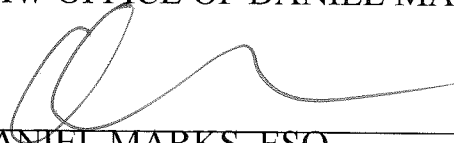
17 Respondent.
18 _____/

19 **MOTION TO EXTEND TIME TO FILE COMBINED REPLY AND**
20 **ANSWERING BRIEF**

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

26 DATED this 6 day of October, 2017.

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1 **MEMORANDUM OF POINTS AND AUTHORITIES**

2 **I. FACTUAL BACKGROUND**

3 On August 23, 2017, Respondent Gabrielle Cioffi-Kogod filed her
4 Amended Answering Brief and Amended Opening Brief on Cross-Appeal.
5 On September 6, 2017, the parties stipulated to extend Appellant Dennis Kogod's
6 combined Reply and Answering Brief deadline to October 23, 2017.

7 **II. LEGAL ANALYSIS**

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

11 In this case, Appellant is seeking an extension of time to file his combined
12 Reply and Answering Brief. The basis for Appellant's request is twofold. First, the
13 brief filed by Respondent on August 23, 2017, is 83 pages. Beyond the 30
14 day extension that the parties stipulated to, Respondent was granted two (2)
15 extensions to file her brief by this Court. Appellant needs additional time to
16 research all legal arguments made in that brief, which is going to take additional
17 time based on the length of Respondent's brief. In addition, in mid-September,
18 undersigned counsel's, Daniel Marks, Esq., mother passed away. Appellant is
19 requesting that this Court extend the due date for his combined Reply and
20 Answering Brief to December 15, 2017, which is a 53 day extension.

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1 **III. CONCLUSION**

2 For the foregoing reasons, this Court should grant Appellant's instant
3 motion for an extension of time to file his combined Reply and Answering Brief to
4 December 15, 2017.

5 DATED this 6 day of October, 2017.

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1 **CERTIFICATE OF COMPLIANCE**


2 I hereby certify that this motion complies with the typeface requirements of
3 NRAP 32(a)(5) and the type style requirements of 32(a)(6) because this motion
4 has been prepared in a proportionally spaced typeface using WordPerfect 11 in
5 Times New Roman style in size 14-point font.

6 I further certify that this motion complies with the page limitations of
7 NRAP 27(d)(2) because it does not exceed ten (10) pages.

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

13 DATED this 6 day of October, 2017.

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Garima Varshney, Esq.
Radford J. Smith, Chartered
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