

IN THE SUPREME COURT OF THE STATE OF NEVADA

SEAN FITZGERALD,
Appellant,
vs.
MOBILE BILLBOARDS, LLC, A
NEVADA LIMITED LIABILITY
COMPANY; AND VINCENT
BARTELLO, AN INDIVIDUAL,
Respondents.

No. 72803

FILED

AUG 02 2017

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

ORDER REGARDING MOTIONS

Cause appearing, we grant the motion to withdraw as counsel of record for respondents. *See* NRAP 46(e)(3); SCR 46; RPC 1.16. Accordingly, the clerk shall remove Carrie E. Hurtik, Jonathan R. Patterson, Rachel L. Shelstad, Rachel A. Sloane, and the law firm of Hurtik Law & Associates, from the docket of this appeal.

Respondent Vincent Bartello shall have 30 days from the date of this order to retain new counsel and cause new counsel to file a notice of appearance with this court, or inform this court whether he wishes to proceed in pro se. We caution Mr. Bartello that failure to comply with this order may result in this appeal being decided without an answering brief from him. Respondent Mobile Billboards, LLC shall have 30 days from the date of this order to retain new counsel and cause new counsel to file a notice of appearance with this court. We caution Mobile Billboards that failure to retain new counsel will result in this appeal being decided without an

answering brief from it because, as an entity, Mobile Billboards cannot proceed in pro se and must be represented by a licensed Nevada attorney.¹

Cause appearing, appellant's motion for an extension of time is granted to the following extent. Appellant shall have 15 days from the date of this order to file and serve the docketing statement and transcript request form.² NRAP 9; NRAP 14. Appellant shall have 90 days from the date of this order to file and serve the opening brief and appendix. Failure to comply with this order may result in the imposition of sanctions against appellant and his counsel, including the dismissal of this appeal. See NRAP 9(a)(7); NRAP 14(c); NRAP 31(d).

It is so ORDERED.

Cherry, C.J.

cc: Kemp & Kemp
Hurtik Law & Associates
Mobile Billboards, LLC
Vincent Bartello

¹See *State v. Stu's Bail Bonds*, 115 Nev. 436, 436 n.1, 991 P.2d 469, 470 n.1 (1999) (noting that "business entities are not permitted to appear, or file documents, in proper person"); *Salman v. Newell*, 110 Nev. 1333, 1336, 885 P.2d 607, 608 (1994) (observing that no statute or rule permits a non-lawyer to represent an entity and concluding that an entity cannot proceed in proper person).

²If not transcripts are to be requested, appellant shall file and serve a notice to that effect within the same time period. NRAP 9.