

ALLISON MacKENZIE, LTD.
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1 **IN THE SUPREME COURT OF THE STATE OF NEVADA**

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3
4 Electronically Filed
5 Aug 31 2017 09:26 a.m.
6 Elizabeth A. Brown
7 Case No. 72965
8 Clerk of Supreme Court

9 ELIZABETH C. HOWARD,
10 an individual,

11 Appellant,

12 vs.

13 SHAUGHNAN L. HUGHES,

14 Respondent.

15 _____
16 ELIZABETH C. HOWARD,
17 an individual,

18 Appellant,

19 vs.

20 SHAUGHNAN L. HUGHES,

21 Respondent.

22 **RESPONDENT, SHAUGHNAN L. HUGHES'**
23 **REQUEST FOR DISMISSAL OF APPEAL FOR**
24 **APPELLANT'S FAILURE TO RESPOND TO**
25 **ORDER TO SHOW CAUSE**

26 COMES NOW, Respondent, SHAUGHNAN L. HUGHES, by and through his
27 counsel, ALLISON MacKENZIE, LTD., and hereby submits his Request for
28 Dismissal of Appeal for Appellant's Failure to Respond to this Court's July 26, 2017
 Order to Show Cause regarding Docket No. 72965, as follows:

 The July 26, 2017 Order to Show Cause specifically states in part as follows:

 ". . . appellant shall have 30 days from the date of this
 order to show cause why the appeal in Docket No. 72965
 should not be dismissed for lack of jurisdiction. We
 caution appellant that failure to demonstrate that this
 court has jurisdiction may result in the dismissal of this
 appeal."

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Appellant's response was due no later than August 25, 2017. To date, no response has been filed. Accordingly, Respondent respectfully requests that the Court dismiss Docket No. 72965 in its entirety for Appellant's failure to comply with the Court's July 26, 2017 Order. If a response is filed after the filing of this Reply and the Court allows and considers said late response, Respondent respectfully requests an opportunity to file a new reply to address said late response in the same time allowed under the July 26, 2017 Order to Show Cause.

Respondent respectfully requests sanctions, pursuant to NRAP 38, which allows this Court to award fees and costs for frivolous appeals or when appellate processes have been misused.

Respectfully submitted this 31st day of August, 2017.

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By: /s/ Justin M. Townsend
JUSTIN M. TOWNSEND, ESQ.
Nevada State Bar No. 12293

Attorneys for Respondent,
SHAUGHNAN L. HUGHES

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CERTIFICATE OF SERVICE

Pursuant to NRAP Rule 25(c), I hereby certify that I am an employee of ALLISON MacKENZIE, LTD., Attorneys at Law, and that on this date I caused the foregoing document to be served to all parties to this action by:

- ✓ _____ Placing a true copy thereof in a sealed postage prepaid envelope, first class mail, in the United States Mail in Carson City, Nevada [NRAP 25(c)(1)(B)]
- ✓ _____ Court's E-flex system
- ✓ _____ Electronic Transmission

Via Court's E-flex System:

Charles R. Kozak, Esq.
R. Craig Luisani, Esq.

Via Electronic Transmission and United States Mail:

JONATHAN L. ANDREWS
SETTLEMENT JUDGE
14300 POLELINE ROAD
RENO, NV 89511
jonathanandrews@yahoo.com

DATED this 31st day of August, 2017.

/s/ Nancy Fontenot
NANCY FONTENOT