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Clerk of Supreme Court

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14 Attorneys for Appellant
15 **DERRICK POOLE**

12 **SUPREME COURT**
13 **STATE OF NEVADA**

15 DERRICK POOLE,

16 Appellant,

19 v

20 NEVADA AUTO DEALERSHIP INVEST-
21 MENTS LLC a Nevada Limited Liability
22 Company d/b/a SAHARA CHRYSLER,
23 JEEP, DODGE, WELLS FARGO DEALER
24 SERVICES INC., COREPOINTE INSUR-
25 ANCE COMPANY, and DOES 1 through 100,
Inclusive,

26 Respondents,

CASE NO : A-16-737120-C

SUPREME COURT NO: 74808

**UNOPPOSED MOTION FOR
EXTENSION OF TIME TO FILE
OPENING BRIEF**

[FIRST REQUEST]

TO ALL PARTIES AND TO THEIR ATTORNEYS OF RECORD :

PLEASE TAKE NOTICE, that pursuant to NRAP, Rules 26(b)(1)(A), 31(b)(3), Appellant DERRICK POOLE will move the Court to extend time in which to file Appellant's opening brief for a period of thirty (30) days. This motion is ***unopposed***, as Appellant's counsel has received confirmation in writing via email that Respondents do not oppose this motion.

Dated this 23rd day of April, 2018

By /s/ George O. West III
GEORGE O. WEST III
 Law Offices of George O. West III
Consumer Attorneys Against Auto Fraud
Attorney for Appellant
DERRICK POOLE

I

A PARTY MAY MOVE TO EXTENT TIME

IF GOOD CAUSE IS SHOWN

Rules 26(b)(1)(A), 31(b)(3) state in pertinent part :

Extending Time. For good cause, the court may extend the time prescribed by these Rules or by its order to perform any act, or may permit an act to be done after that time expires. But the court may not extend the time to file a notice of appeal except as provided in Rule 4(c).

Motions for Extensions of Time. A motion for extension of time for filing a brief may be made no later than the due date for the brief and must comply with the provisions of this Rule and Rule 27.

Contents of Motion. A motion for extension of time for filing a brief shall include the following:

- (i) The date when the brief is due;
- (ii) The number of extensions of time previously granted (including a 5-day telephonic extension), and if extensions were granted, the original date when the brief was due;
- (iii) Whether any previous requests for extensions of time have been denied or denied in part;
- (iv) The reasons or grounds why an extension is necessary; and
- (v) The length of the extension requested and the date on which the brief would become due.

This motion is unopposed. Pursuant to this Court's Order of February 18, 2018 the current deadline to file Appellant's opening brief is **May 17, 2018**. Appellant seeks a 30 day extension up to and including **June 18, 2018** to file his opening brief. Appellant's counsel has been occupied with other pending matters for the last two months. However, Appellant's counsel has not been dilatory in preparing the opening brief and has been working on its preparation as well as the joint appendix during this time. Appellant's counsel seeks a 30 day extension to ensure he can adequately and thoroughly address all the issues involved in the subject appeal.

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Dated this 23rd day of April 2018

By /s/ George O. West III
GEORGE O. WEST III
Law Offices of George O. West III
Consumer Attorneys Against Auto Fraud
Attorney for Plaintiff/Appellant
DERRICK POOLE

1 **PROOF OF SERVICE**

2 STATE OF NEVADA)
3 COUNTY OF CLARK)

4 On April 23rd 2018, I served the forgoing document(s) described as 1) **UNOPPOSED**
5 **MOTION FOR EXTENSION OF TIME TO FILE OPENING BRIEF** on interested
6 party(ies) in this action by either fax and/or email, or by placing a true and correct copy
and/or original thereof addressed as follows:

7 **JEFF BENDAVID, ESQ**
8 Moran, Brandon, Bendavid, Moran
9 630 South Fourth Street
Las Vegas, NV 89101
j.bendavid@moranlawfirm.com

10 [] **(BY FIRST CLASS MAIL)** I am readily familiar with the firm's practice of
11 collection and processing correspondence for mailing. Under that practice it would be
12 deposited with the U.S. Postal service on that same day with first class postage thereon
fully prepaid at Las Vegas, NV in the ordinary course of business.

13 [] **(BY PERSONAL SERVICE)** I delivered such envelope by hand to the office, and/or
to the attorney listed as the addressee below.

14 [] **(BY FAX SERVICE)** Pursuant to consent under NRCP, Rule 5(b), I hereby certify
15 that service of the aforementioned document(s) via facsimile, pursuant to EDCR Rule
7.26(a), as set forth herein.

16 [x] **(BY EMAIL SERVICE) (Wiznet/email)** Pursuant NRCP, Rule 5(b)(2)(D), and
17 the EDCR on electronic service, I hereby certify that service of the aforementioned
document(s) via email to pursuant to the relevant and pertinent provisions of EDCR and
NRCP, as set forth herein.

18
19 Executed on this 23rd day of April, 2018

20 /s/ George O. West III
21 GEORGE O. WEST III
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