

IN THE SUPREME COURT OF THE STATE OF NEVADA

MINERAL COUNTY; AND WALKER  
LAKE WORKING GROUP,

Appellants,

vs.

LYON COUNTY; CENNTENNIAL  
LIVESTOCK; BRIDEGPORT  
RANCHERS; SCHROEDER GROUP;  
WALKER RIVER IRRIGATION  
DISTRICT; STATE OF NEVADA  
DEPARTMENT OF WILDLIFE; AND  
COUNTY OF MONO, CALIFORNIA,

Respondents.

No. 75917

**FILED**

JAN 24 2019

ELIZABETH A. BROWN  
CLERK OF SUPREME COURT  
BY  DEPUTY CLERK

*ORDER REGARDING COUNSEL AND GRANTING MOTION*

Attorney Tori N. Sundheim has filed a document stating that she is incorrectly listed as counsel of record for the State of Nevada Department of Wildlife. Ms. Sundheim states that she is counsel of record for amicus curiae Nevada State Engineer. Ms. Sundheim requests that the State Engineer be added to the docket as an amicus curiae.

The clerk shall remove Ms. Sundheim as counsel of record for the State of Nevada Department of Wildlife. The State Engineer will be added to this court's docket as an amicus curiae when and if he files his brief of amicus curiae. At that time, Ms. Sundheim will be added as the State Engineer's counsel of record, if she is listed as counsel within the brief.

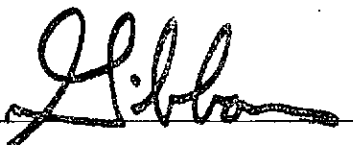
On January 7, 2019, amicus curiae National Resources Defense Council, Sierra Club, Western Resource Advocates, National Wildlife Federation, and Nevada Wildlife Federation (amici), filed a motion to associate District of Columbia attorney John C. Echeverria, of Vermont Law School, in this matter pursuant to SCR 42. Attached to the motion to

associate Mr. Echeverria is a verified application, certificate of good standing from the District of Columbia Court of Appeals and a Supreme Court Rule 42 statement. The Rule 42 statement of the State Bar of Nevada indicates that Mr. Echeverria has not previously applied to appear in Nevada courts. See SCR 42(6) (repeated appearances by any person or firm pursuant to this rule shall be cause for denial of a motion).

Cause appearing, we grant the motion. Mr. Echeverria shall be permitted to appear on behalf of amici in this matter. Nevada attorney Robert L. Eisenberg, of the law firm of Lemons, Grundy, & Eisenberg, shall be responsible for all matters presented by Mr. Echeverria in this matter. See SCR 42(14) (the active member of the State Bar of Nevada who is attorney of record shall be present at all matters in open court); NRAP 25(a)(5) (all documents submitted to the supreme court for filing by a represented party shall include the original signature of at least one attorney of record who is an active member of the State Bar of Nevada).

Cause appearing, State of Nevada Department of Wildlife's (NDOW) motion for an extension of time to file its answering brief is granted. NRAP 31(b)(3)(B). NDOW shall have 60 days from the date amicus curiae Nevada State Engineer files his brief of amicus curiae to file and serve its answering brief. Given the length of this initial extension request, no further extensions shall be permitted absent extraordinary circumstances and extreme need. NRAP 31(b)(3)(B). Counsel's caseload normally will not be deemed such a circumstance. Cf. *Varnum v. Grady*, 90 Nev. 374, 528 P.2d 1027 (1974). Failure to timely file the answering brief may result in the imposition of sanctions. See NRAP 31(d).

It is so ORDERED.

 C.J.

cc: Mineral County District Attorney  
Simeon M. Herskovits  
Attorney General/Carson City  
Woodburn & Wedge  
Law Office of Jerry M. Snyder  
Best Best & Krieger LLP  
Stacey Simon (Acting County Counsel)  
Lyon County District Attorney  
Stephen M. Kerins (Deputy County Counsel)  
Schroeder Law Offices, P.C.  
Law Offices of Wes Williams, Jr.  
Lemons, Grundy & Eisenberg  
John D. Echeverria  
Brett C. Birdsong