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IN THE SUPREME COURT OF THE STATE OF NEVADA

145 EAST HARMON II TRUST; AND
ANTHONY TAN AS TRUSTEE OF THE
145 EAST HARMON II TRUST,

Appellants,

v.

THE RESIDENCES AT MGM GRAND
TOWER A OWNERS' ASSOCIATION,

Respondent.

Supreme Court No.: 75920

Electronically Filed
Mar 04 2019 08:43 a.m.
Elizabeth A. Brown
Clerk of Supreme Court

**MOTION FOR EXTENSION OF TIME
TO FILE ANSWERING BRIEF
(First Request)**

Respondent's Answering Brief is due to be filed in this matter on or before March 1, 2019. Pursuant to NRAP 31(b)(3), Respondent requests an additional thirty (30) days, up to and including April 1, 2019, in which to file its Answering Brief. This is the first request filed by the Respondent for an extension of time to file its Answering Brief. It is submitted that pursuant to NRAP 31(b)(3), Mr. Larsen's Declaration presents good cause for granting this extension of time. This Motion is based on the following Declaration of Brent Larsen.

DECLARATION OF BRENT LARSEN, ESQ.

Brent Larsen, Esq., counsel for Respondent, under penalty of perjury, states as follows:

I am the attorney for the Respondent in the above-referenced matter.

When the Appellant, 145 E. Harmon II Trust filed its Opening Brief in this matter, I was on an extended vacation, which had been delayed for well over 15 months. As a result of that vacation, I was not able to get started with working on Respondent's Answer to the Opening Brief until February 11, 2019.

In the course of my working on the Answering Brief, I also discovered, much to my surprise, that all the transcripts of the court hearings in this matter had not been ordered and prepared for the court record. Significantly, there were two court hearings regarding MGM/Tower's Motion for Attorney's Fees. Those hearings were held on August 8 and August

1 15, 2017. The more significant of the two hearings was on August 8, 2017. Yet, the transcript
2 for that hearing was never previously ordered by the Appellant.

3 It was through inadvertence and oversight that I failed to realize that the Appellant had
4 only requested the transcript of the hearing on August 15, 2017. As a result I recently ordered a
5 copy of the transcript for the August 8, 2017 hearing. I made that request as soon as I became
6 aware of the missing transcript. The court reporter estimated that it would be a relatively short
7 transcript of approximately 30 pages.

8 In order for this court to be fully advised of all the events that took place in the
9 proceedings below, I believe it is imperative that the transcript for the August 8, 2017 hearing
10 be made a part of this court's record in the Respondent's Appendix. Moreover, I will need the
11 use of that transcript in preparing Respondent's Answering Brief.

12 I am making this Declaration in good faith and not for purposes of delay. I simply need
13 an extension of time to get the additional transcript, and to otherwise complete the additional
14 necessary work that needs to be done to complete the Respondent's Answering Brief.

15 Since I have not had sufficient time to complete the Answering Brief in the past 30 days,
16 primarily because of previously planned vacation trips, that occurred during the past 30 days,
17 and because this is the first requested extension of time to file the Answering Brief, I
18 respectfully request that this Motion be granted, in order to allow a 30-day extension of time
19 within which to file the Answering Brief in this case, which would result in the Answering Brief
20 being due on or before April 1, 2019.

21 I declare under penalty of perjury under the laws of the United States of America and the
22 State of Nevada that the foregoing is true and correct.

23 DATED this 1st day of March, 2019.

24 Respectfully submitted,
25 SINGER & LARSEN P.C.

26 /s/ Brent Larsen
27 BRENT LARSEN, ESQ.
28 Nevada Bar No. 1184
1291 Galleria Drive, #230
Henderson, Nevada 89014
Attorney for Respondent

1 **CERTIFICATE OF SERVICE**

2 I HEREBY CERTIFY that I am an employee of SINGER & LARSEN P.C.; that on the
3 1st day of March, 2019, I caused the foregoing MOTION FOR EXTENSION OF TIME TO
4 FILE ANSWERING BRIEF to be electronically filed and served with the Supreme Court using
5 its electronic filing program, addressed to the following:

6 David J. Kaplan, Esq. - djkaplan@gmail.com
7 5538 S. Eastern Avenue
8 Las Vegas, Nevada 89119
9 Attorney for Appellant

10 Luis A. Ayon, Esq. - laa@ayonlaw.com
11 Ayon Law, PLLC
12 8216 Spanish Ridge Ave., #115
13 Las Vegas, Nevada 89148
14 Attorney for Appellant

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/s/ Suzanne Saavedra-Zaranti
An Employee of Singer & Larsen P.C.