

**In the Supreme Court of Nevada**

MOTOR COACH INDUSTRIES, INC.,

Appellant,

*vs.*

A.K. and K.K., minors, by and through their guardian MARIE-CLAUDE RIGAUD; SIAMAK BARIN, as executor of the ESTATE OF KAYVAN KHIABANI, M.D. (decedent); THE ESTATE OF KAYVAN KHIABANI, M.D. (decedent); SIAMAK BARIN, as executor of the ESTATE OF KATAYOUN BARIN, DDS (decedent); and the ESTATE OF KATAYOUN BARIN, DDS (decedent),

Respondents.

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Elizabeth A. Brown  
Clerk of Supreme Court

**MOTION TO EXTEND TIME  
TO RESPOND TO ORDER TO SHOW CAUSE**

Appellant Motor Coach Industries, Inc. requests an extension of time of 30 days, through Monday, January 7, 2019, in which to file a response to this Court's September 6, 2018 order to show cause. This is the third such request. The response was originally due October 8, 2018, and without an extension, would be due December 7, 2018. No requests for extension have been denied or denied in part.

As the Court notes in the order to show cause, appellant filed three tolling motions before the notice of appeal, making this appeal

premature. We expect that the district court soon will enter orders resolving those motions, however, rendering the appeal timely. *See* NRAP 4(a)(6). The district court issued a minute order denying two of those motions on August 24, directing plaintiffs-respondents to prepare the orders. The court heard the third motion on September 25 and will issue a ruling from chambers. Orders dismissing the settling parties have been entered and an order dismissing the wrongful death claim for Katayoun Barin soon will be entered.

The additional 30 days will provide the district court additional time to issue its ruling on the remaining tolling motion, and for the parties to prepare the formal orders for the district court's approval and execution that will cure the jurisdictional defects. This appeal should proceed to avoid initiating a new one after entry of the district court orders, which would waste time and resources of the parties and this Court.

Dated this 7th day of December, 2018.

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**CERTIFICATE OF SERVICE**

I certify that on December 7, 2018, I submitted the foregoing  
“Motion to Extend Time to Respond to Order to Show Cause” for filing  
*via* the Court’s eFlex electronic filing system. Electronic notification  
will be sent to the following:

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