

IN THE SUPREME COURT OF THE STATE OF NEVADA

TRUDI LEE LYTLE; AND JOHN
ALLEN LYTLE, AS TRUSTEES OF THE
LYTLE TRUST,

Appellants,

vs.

SEPTEMBER TRUST, DATED MARCH
23, 1972; GERRY R. ZOBRIST; JOLIN G.
ZOBRIST, AS TRUSTEES OF THE
GERRY R. ZOBRIST AND JOLIN G.
ZOBRIST FAMILY TRUST; RAYNALDO
G. SANDOVAL; JULIE MARIE
SANDOVAL GEGEN, AS TRUSTEES
OF THE RAYNALDO G. AND EVELYN
A. SANDOVAL JOINT LIVING TRUST
AND DEVOLUTION TRUST DATED
MAY 27, 1992; DENNIS A. GEGEN;
AND JULIE S. GEGEN, HUSBAND
AND WIFE, AS JOINT TENANTS,

Respondents.

No. 76198

FILED

DEC 27 2018

ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY S. Yocum
DEPUTY CLERK

ORDER GRANTING MOTION

The parties have filed a stipulation for a third extension of time (30 days) to file the opening brief. As noted in our previous order, parties may only stipulate to a total extension of 30 days. See NRAP 31(b)(2). Accordingly, a stipulation is inappropriate. Nevertheless, because appellants have provided an explanation for the requested extension, we elect to treat the stipulation as a joint motion for an extension of time.

Extraordinary circumstances and extreme need having been shown, we grant the motion. NRAP 31(b)(3)(B). Appellant shall have until January 14, 2019, to file and serve the opening brief and appendix. Any additional extensions will be granted only on showing of extraordinary circumstances and extreme need. *Id.* 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 opening brief and appendix may result in the imposition of sanctions. NRAP 31(d).

It is so ORDERED.

Dwykes, C.J.

cc: Gibbs Giden Locher Turner Senet & Wittbrodt LLP/Las Vegas
Christensen James & Martin