

IN THE SUPREME COURT OF NEVADA

GAVIN COX and MINH-HAHN COX,
Husband and Wife,

Appellants,

vs.

MGM GRAND HOTEL, LLC; DAVID
COPPERFIELD aka DAVID S.
KOTKIN; BACKSTAGE
EMPLOYMENT AND REFERRAL,
INC.; DAVID COPPERFIELD'S
DISAPPEARING, INC.; TEAM
CONSTRUCTION MANAGEMENT,
INC.; and BEACHERS LV, LLC,

Respondents.

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Aug 27 2020 11:27 a.m.
Elizabeth A. Brown
Clerk of Supreme Court

**On Appeal from Eighth Judicial
District Court Case A-14-705164-C**

JOINT MOTION FOR ADDITIONAL TIME FOR ORAL ARGUMENT

Respondents Backstage Employment and Referral, Inc., MGM Grand Hotel, LLC, David Copperfield's Disappearing, Inc., David Copperfield aka David S. Kotkin and Team Construction Management, Inc., pursuant to NRAP 34, jointly move for additional time for oral argument in this matter.

The Court set oral argument on this matter for September 16, 2020, permitting 15 minutes per side. This case, however, involves five Respondents, and not all issues raised by Appellants are applicable to all Respondents. While there are some overlapping issues, Appellants' points of error are not equally applicable

to all Respondents, and a brief additional amount of time will allow counsel for each Respondent to address any issues unique to that party.

Specifically, Appellants argue the jury's verdict was inconsistent as the jury failed to find proximate cause after finding Respondents MGM Grand Hotel, LLC, David Copperfield's Disappearing, Inc., and David Copperfield aka David S. Kotkin were negligent. The jury, however, did not find Respondents Backstage Employment and Referral, Inc. or Team Construction Management, Inc. negligent, and the causation issue does not apply to them. Similarly, Appellants accuse various counsel for Respondents of improper remarks during closing arguments in relation to the surveillance video or the cancelled jury view, and counsel for each Respondent should be permitted adequate opportunity to address Appellants' accusations aimed at that party's counsel.

Under NRAP 34, if "additional time is necessary for the adequate presentation of [a party's] argument," a motion requesting such additional time "shall be liberally granted if cause therefor is shown." Good cause for additional time exists here as some issues on appeal do not impact all Respondents, and there are nuances between how some overlapping issues apply to each Respondent. For the purpose of allowing some limited opportunity for each Respondent's counsel to address issues unique to counsel's client(s), Respondents are requesting

collectively an additional six minutes, for a total argument of twenty-one minutes for all Respondents.

Dated this 27th day of August, 2020.

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