



August 6, 2021

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Elizabeth A. Brown
Clerk of Supreme Court

Supreme Court of Nevada
408 East Clark Avenue
Las Vegas, NV 89101
(702) 486-9300

Gavin Cox and Minh-Hahn Cox
v. MGM Grand Hotel, LLC, et al.
Supreme Court of the State of Nevada
Case No. 76422

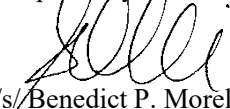
Your Honors,

We represent Plaintiffs-Appellants in the above-captioned matter. On September 16, 2020, after extensive written briefing from all parties, an extended oral argument was held. In the approximately eleven (11) months since the oral argument, our clients have eagerly awaited a Decision from this Court. Instead, on August 3, 2021, the Court issued an Order Scheduling Oral Argument for September 9, stating only that “additional oral argument may be of assistance in resolving this matter.”

While we understand and appreciate that this matter is now being heard *en banc*, Plaintiffs-Appellants write to respectfully request that the Court clarify the specific outstanding issues that necessitated this second oral argument in order to give all parties clear guidance as to how to best prepare. Such guidance would allow all parties to make an efficient use of their limited oral argument time, thereby furnishing the Court with the maximum “assistance in resolving this matter.” Such limited guidance will benefit the Court by having the arguing attorneys fully prepared to respond to all the Court’s pending questions and concerns. In the alternative, we respectfully suggest that limited additional written briefing is the more appropriate mechanism for responding to any outstanding questions the Court may have. Additional briefing will give all parties the opportunity to fully address any unresolved questions.

Lastly, in the event additional oral argument is held, Plaintiffs-Appellants respectfully request they be allowed to participate by videoconference. Due to the coronavirus pandemic and considering that the initial oral argument was held via videoconference, Plaintiffs-Appellants submit that participation by videoconference is more than appropriate in this matter.

Respectfully Submitted,


/s/ Benedict P. Morelli, Esq.

cc: All Counsel of Record (via electronic filing)

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