

IN THE SUPREME COURT OF THE STATE OF NEVADA

GAVIN COX; AND MIHN-HAHN COX,
HUSBAND AND WIFE,
Appellants,

vs.

DAVID COPPERFIELD, A/K/A DAVID
S. KOTKIN; MGM GRAND HOTEL,
LLC; BACKSTAGE EMPLOYMENT
AND REFERRAL, INC.; DAVID
COPPERFIELD'S DISAPPEARING,
INC.; AND TEAM CONSTRUCTION
MANAGEMENT, INC.,
Respondents.

No. 76422

FILED

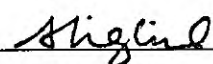
AUG 11 2023

ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY 
DEPUTY CLERK

ORDER DENYING MOTION

The remittitur issued in this appeal on July 6, 2022. Appellants have filed a motion to “remove” the remittitur to allow them to present “new evidence” to the court. This court elects to treat the motion as one to recall the remittitur. *See* NRAP 41. “[A] remittitur will be recalled when, but only when, inadvertence, mistake of fact, or an incomplete knowledge of the circumstances of the case on the part of the court or its officers, whether induced by fraud or otherwise, has resulted in an unjust decision.” *Wood v. State*, 60 Nev. 139, 141, 104 P.2d 187, 188 (1940). In this case, the remittitur was regularly issued, and appellants have not demonstrated a basis on which the remittitur should be recalled. The motion is therefore denied. The clerk shall return, unfiled, the document entitled “USB Exhibit” received on August 1, 2023.

It is so ORDERED.

 , C.J.

cc: Gavin Cox
Mihn-Hahn Cox
Lewis Roca Rothgerber Christie LLP/Las Vegas
Weinberg, Wheeler, Hudgins, Gunn & Dial, LLC/Las Vegas
Selman Breitman, LLP/Las Vegas
Resnick & Louis, P.C./Las Vegas
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