

ALLISON MacKENZIE, LTD.
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1 **IN THE SUPREME COURT OF THE STATE OF NEVADA**
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Electronically Filed
Mar 04 2019 04:10 p.m.
Elizabeth A. Brown
Clerk of Supreme Court

No. 76948

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5 IN THE MATTER OF THE
6 GUARDIANSHIP OF THE PERSON
7 AND ESTATE OF: CARMEN GOMEZ
8 WITTLER, AN ADULT
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10 CARMEN GOMEZ WITTLER,
11 Appellant,
12 vs.
13 ERIC WITTLER,
14 Respondent.

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16 **RESPONDENT, ERIC WITTLER'S MOTION TO FILE REPLY**
17 **IN RESPONSE TO APPELLANT CARMEN GOMEZ WITTLER'S REPLY**
18 **BRIEF IN EXCESS OF PAGE LIMITATION**

19 Respondent, ERIC WITTLER, ("Respondent") by and through his counsel,
20 ALLISON MacKENZIE, hereby requests permission to file its Reply in Response to
21 Appellant Carmen Gomez Wittler's ("Appellant") Reply Brief in excess of the page
22 limitations set forth in NRAP 27(d)(2). The proposed Reply is six and a half pages,
23 exclusive of the cover page, certificate of service, and certificate of compliance.

24 Respondent's Reply addresses new matters raised in Appellant's Reply Brief to
25 Order to Show (*sic*). Appellant's Reply was fourteen (14) pages exclusive of the table
26 of contents, table of authorities, certificate of service and certificate of compliance.
27 Appellant's Reply Brief exceeded the maximum page limit set forth in NRAP
28 27(d)(2). In order to properly respond to the arguments and factual statements set

1 forth in Appellant's Reply, Respondent believes that the additional page and a half is
2 necessary to present its arguments and provide the necessary context to aid the Court's
3 resolution of the issues before it. Therefore, for diligence and good cause show,
4 Respondent respectfully requests this Court accept Respondent's Reply in Response
5 to Appellant Carmen Gomez Wittler's Reply Brief to Order to Show (*sic*).

6 In accordance with NRAP 32(a)(7)(D)(iii), Respondent's Reply in Response to
7 Appellant's Reply Brief to Order to Show (*sic*) is submitted concurrently herewith.

8 Respectfully submitted this 4th day of March, 2019.

9 **ALLISON MacKENZIE, LTD.**
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15 By: /s/ Joel W. Locke
16 JOEL W. LOCKE, ESQ.
17 Nevada State Bar No. 10128

18 Attorneys for Respondent,
19 ERIC R. WITTLER
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CERTIFICATE OF SERVICE

Pursuant to NRAP Rule 25(c), I hereby certify that I am an employee of ALLISON MacKENZIE, LTD., Attorneys at Law, and that on this date I caused the foregoing document to be served to all parties to this action by:

☒ Placing a true copy thereof in a sealed postage prepaid envelope, first class mail, in the United States Mail in Carson City, Nevada [NRAP 25(c)(1)(B)]

☒ Court's E-flex system

☐ Electronic Transmission

Via U.S. Mail:

Washoe Legal Services
David D. Spitzer, Esq.
299 South Arlington Ave.
Reno, NV 89501

Via Court's E-flex system:

Washoe Legal Services
Jennifer Richards, Esq.

DATED this 4th day of March, 2019

/s/ Nancy Fontenot
NANCY FONTENOT