

## IN THE COURT OF APPEALS OF THE STATE OF NEVADA

CLARK COUNTY SCHOOL DISTRICT,

Supreme Court No. 73525

Appellant,

District Court Case No. A750151

vs.

LAS VEGAS REVIEW-JOURNAL,

Respondent.

**FILED**

AUG 08 2017

ELIZABETH A. BROWN  
CLERK OF SUPREME COURT  
BY / DEPUTY CLERK

**MOTION FOR LEAVE TO FILE MOTION**  
**IN EXCESS OF FIVE-PAGE LIMITATION**  
**ON REPLY IN SUPPORT OF**  
**EMERGENCY MOTION FOR STAY PENDING APPEAL**

COMES NOW, Appellant, CLARK COUNTY SCHOOL DISTRICT ("CCSD"), by and through its undersigned counsel, Carlos McDade, General Counsel, and Adam Honey, Assistant General Counsel, and hereby moves to exceed the five-page limit imposed by Nevada Rules of Appellate Procedure ("NRAP") 27(d)(2) on its Reply in Support of Emergency Motion for Stay Pending Appeal, or in the Alternative Stay Pending Petition for Writ of Mandamus or Prohibition ("Reply in Support of Motion for Stay").

This Motion to Exceed Page Limit is made pursuant to NRAP 8 and NRAP 27, the pleadings and papers on file, the following points and

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AUG 08 2017

ELIZABETH A. BROWN  
CLERK OF SUPREME COURT  
DEPUTY CLERK

authorities, and any argument the Court may allow regarding this matter.

DATED: August 8, 2017

  
CARLOS MCDADE,

Nevada Bar No. 11205

ADAM HONEY

Nevada Bar No. 9588

Clark County School District

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**MEMORANDUM OF POINTS AND AUTHORITIES**

CCSD requests that this Court allow its Reply in Support of Motion for Stay to exceed the five-page limitation imposed by NRAP 27(d)(2) based upon the complexity of the issues, specificity required, and importance of the issues at stake in the litigation. CCSD has been diligent and has good cause to exceed the page limit.

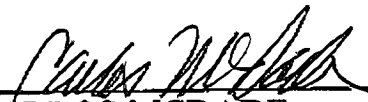
CCSD, in its Reply in Support of Motion for Stay, is required to support its argument that the four factors of NRAP 8(c) are satisfied for this Court to grant the relief requested. NRAP 8(c) requires CCSD to address:

- (1) whether the object of the appeal will be defeated without a stay;
- (2) whether appellant will suffer irreparable harm/serious injury without a stay;
- (3) whether respondent will suffer irreparable harm/serious injury if a stay is granted; and
- (4) appellant's likeliness of prevailing on appeal.

See *Fritz Hansen A/S v. Eighth Judicial District Court*, 116 Nev. 650, 6 P.3d 982 (2000). In order to address each of the NRAP 8(c) factors, CCSD's Reply in Support of Motion for Stay is 12 pages in length. In particular, in order to show that CCSD will suffer irreparable injury if the Motion for Stay is not granted and in order to show that CCSD is likely to prevail on the merits of the appeal, at least an appropriate summary argument is required, which increased the length to exceed five pages.

Based upon the above, CCSD respectfully requests permission to file its Reply in Support of Motion for Stay in excess of the five-page limitation.

DATED: August 8, 2017

  
CARLOS MCDADE,  
Nevada Bar No. 11205  
ADAM HONEY  
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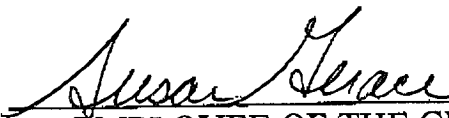
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## CERTIFICATE OF SERVICE

I certify that I am an employee of Clark County School District,  
Office of the General Counsel and that on August 8, 2017, I caused to be  
served at Las Vegas, Nevada, a true copy of the Motion for Leave to File  
Motion in Excess of Five-Page Limitation on Reply in Support of  
Emergency Motion for Stay Pending Appeal addressed to:

The Honorable Timothy C. Williams  
Eighth Judicial District Court, Dept. 16  
200 Lewis Avenue  
Las Vegas, Nevada 89155  
*Via Hand Delivery*

Margaret McLetchie  
Nevada Bar No. 10931  
McLetchie Shell LLC  
701 E. Bridger Avenue, Suite 520  
Las Vegas, NV 89101  
(702) 728-5300  
Email: [maggie@nvlitigation.com](mailto:maggie@nvlitigation.com)  
*Attorneys for Respondent,*  
*Las Vegas Review-Journal*  
*Via Email*

  
AN EMPLOYEE OF THE CLARK  
COUNTY SCHOOL DISTRICT

\*\*\*\*\*  
\*\*\* RX REPORT \*\*\*  
\*\*\*\*\*

RECEPTION OK

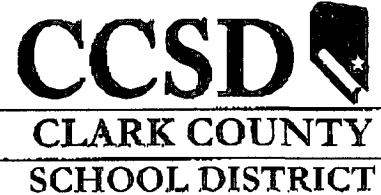
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**OFFICE OF THE GENERAL COUNSEL**

5100 West Sahara Avenue \* Las Vegas, Nevada 89146 \* Telephone (702) 799-5373 \* Fax (702) 799-5505



DATE: August 8, 2017

TO: State of Nevada Court of Appeals

FAX NO.: (775) 684-1601

FROM: Susan Gerace  
Executive Legal Secretary

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Re: Supreme Court Case No. 73525

MESSAGE:

Please see attached Motion for Leave to File Motion in Excess of Five-Page Limitation on Reply in Support of Emergency Motion for Stay Pending Appeal.. Permission to file via facsimile was granted by Tom Harris with the Supreme Court of Nevada.

Should you have any questions, please feel free to contact me.

Thank you.

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No. of Pages 5 (Including Cover Sheet)

