

**IN THE SUPREME COURT OF THE STATE OF NEVADA**

GARY LEWIS  
Petitioner and Real Party in Interest

vs.

EIGHTH JUDICIAL DISTRICT  
COURT OF THE STATE OF  
NEVADA IN AND FOR THE  
COUNTY OF CLARK THE  
HONORABLE ERIC JOHNSON,  
DISTRICT COURT JUDGE,

Respondent,

And  
UNITED AUTOMOBILE  
INSURANCE COMPANY, and  
CHEYANNE NALDER

Respondents.

Electronically Filed  
Jun 25 2019 02:04 p.m.  
Elizabeth A. Brown  
Clerk of Supreme Court  
Supreme Court Case No. 78243

District Court Case No. 07A549111  
Consolidated with 18-A-772220  
DEPT. NO: XX

**OBJECTION TO UAIC'S SECOND REQUEST  
FOR EXTENSION TO FILE ANSWER**

Petitioner herein has requested that this Honorable Court issue a Writ of Mandamus requiring the District Court to vacate its prior order consolidating a case that was already to judgment with a case that was settled. Counsel for UAIC has requested additional time to respond to the Writ due to a personal illness and

declining health of a pet. With all due respect to counsel, these are just excuses designed to delay and deny the rights of Petitioner.

Counsel for UAIC states that the matter is complex because it is related to *Nalder v. UAIC*, Supreme Court Case 70504, which was recently argued before an en banc panel. In fact, UAIC is trying to use the relationship of the cases to delay and confuse the Court. UAIC has, at every opportunity, tried to prevent finalization of a judgment in *Nalder*.<sup>1</sup> The delay being caused herein is a backdoor attempt by UAIC to try to further its position in *Nalder*. UAIC simply does not want the Court to get a clear picture and see that there is a valid judgment.

Originally, the Court provided UAIC 28 days to file its Answers against issuance of the requested writ in this case and in the writ requested in case # 78085. UAIC first petitioned for an extension of time to answer both writs claiming the cases are complex and counsel had travel plans. UAIC was then granted extensions up to and including June 10, 2019 for the 78085 case and up to and including June 17, 2019 for this case. On June 10, 2019, UAIC filed for another extension in case 78085. UAIC then waited until June 17, 2019 to seek additional time in this case. Clearly, UAIC knew prior to June 17, 2019 that it

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<sup>1</sup> It has failed because *Nalder* has other valid judgments against Lewis and the one that is being tied up by this inappropriate consolidation is not determinative.

would be requesting additional time in this case, just like it did in the other one. This writ is simple and involves the Court wrongly consolidating a case that was concluded by final judgment with a case that was settled. UAIC's Answer to this writ should be ordered immediately. If the Court is inclined to grant UAIC additional time to Answer, which Petitioner believes is requested only for the purpose of delay, and is unreasonable, Petitioner requests that the Answer be due on or before July 10, 2019, consistent with the answer in case 78085.



#7019

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## CERTIFICATE OF SERVICE

Pursuant to NRAP 21(a)(1) and NRAP 25(c)(1), I hereby certify that I am an employee of CHRISTENSEN LAW OFFICES and that on the 25<sup>th</sup> day of June, 2019, I caused the foregoing **OBJECTION** to be served via e-service as follows:

The Honorable Eric Johnson  
Eighth Judicial District Court  
Department XX  
Regional Justice Center,  
Courtroom 12A  
200 Lewis Ave  
Las Vegas, Nevada 89155  
Respondent Judge

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