

IN THE SUPREME COURT OF THE STATE OF NEVADA

MICHAEL PATRICK LATHIGEE,

Appellant,

vs.

BRITISH COLUMBIA
SECURITIES COMMISSION,

Respondent.

No. 78833

Electronically Filed
Aug 09 2021 06:41 p.m.
Elizabeth A. Brown
Clerk of Supreme Court

**MOTION FOR EXTENSION OF TIME FOR THE COURT TO
RECEIVE WRITTEN NOTICE FROM THE CLERK OF THE
UNITED STATES SUPREME COURT OF APPELLANT'S FILED
PETITION FOR A WRIT OF CERTIORARI**
(First Request)

Appellant, Michael Patrick Lathigee (“Appellant”), by and through his counsel of record, John W. Muije & Associates, Claggett & Sykes Law Firm, and Riser Adkisson LLP, respectfully move this Honorable Court, pursuant to NRAP 26(b)(1)(B), for an extension of 10 days, until August 20, 2021, to allow this Court to receive written notice from the clerk of the United States Supreme Court of Appellant’s filed petition for a writ of certiorari.

On April 27, 2021, this Court granted Appellant’s motion to stay issuant of the remittitur pending application of a petition for a writ of

certiorari to the United State Supreme Court to the extent that this Court received written notice by August 10, 2021, from the clerk of the United States Supreme Court of Appellant's filed petition for a writ of certiorari to continue the stay until final disposition of the certiorari proceedings. *See Exhibit 1.*

On August 5, 2021, Appellant electronically submitted his petition for a writ of certiorari and overnighted a copy of the cert petition along with a check for the \$300.00 docket fee pursuant to the United States Supreme Court's instruction. *See Exhibit 2.* And, on August 9, 2021, the cert petition was docketed. *See Exhibit 3.*

Good cause exists to grant the requested extension in order to allow this Court to receive written notice from the clerk's office of Appellant's filed cert petition. Appellant is unsure how long it will take the clerk's office to notify this Court.

This motion is submitted in good faith and for good cause shown in accordance with NRAP 26(b)(1)(B). For the foregoing reason, Appellant respectfully requests that this Court continue its stay of the issuance of the remittitur for an additional 10 days, until August 20, 2021, to allow sufficient time for this Court to receive written notice of Appellant's filed

cert petition in order to continue the stay of issuance of the remitter until final disposition of the certiorari proceedings.

DATED this 9th day of August 2021.

CLAGGETT & SYKES LAW FIRM

/s/ Micah S. Echols

Micah S. Echols, Esq.

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*Attorneys for Appellant,
Michael Patrick Lathigee*

CERTIFICATE OF SERVICE

I hereby certify that the foregoing **MOTION FOR EXTENSION OF TIME FOR THE COURT TO RECEIVE WRITTEN NOTICE FROM THE CLERK OF THE UNITED STATES SUPREME COURT OF APPELLANT'S FILED PETITION FOR A WRIT OF CERTIORARI (First Request)** was filed electronically with the Supreme Court of Nevada on the 9th day of August 2021. Electronic Service of the foregoing document shall be made in accordance with the Master Service List as follows:

Michael Patrick Lathigee – Appellant

Jay Adkisson\Riser Adkisson LLP
John W. Muije\John W. Muije & Associates

British Columbia Securities – Respondent

Jennifer Braster\Naylor & Braster
John Naylor\Naylor & Braster
Matthew Pruitt\Alverson Taylor & Sanders
Kurt Bonds\Alverson Taylor & Sanders
Andrew Sharples\Naylor & Braster

/s/Anna Gresl

Anna Gresl, an employee of
CLAGGETT & SYKES LAW FIRM