

IN THE SUPREME COURT OF THE STATE OF NEVADA

LAS VEGAS METROPOLITAN POLICE
DEPARTMENT,

Appellant,

vs.

LAS VEGAS REVIEW-JOURNAL,

Respondent.

Case No.: 78967 Electronically Filed
Sep 26 2019 03:42 p.m.
Elizabeth A. Brown
Clerk of Supreme Court

Appeal from the Eighth Judicial
District Court, the Honorable Joe
Hardy Presiding

MOTION FOR EXTENSION OF TIME TO FILE
OPENING BRIEF AND APPENDIX
(First Request)

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Appellant, the Las Vegas Metropolitan Police Department (“LVMPD”), by and through its attorneys of record, the law firm of Marquis Aurbach Coffing, hereby moves this Court pursuant to NRAP 31(b) for a 30-day extension of time to file its opening brief and appendix.

LVMPD’s opening brief and appendix are currently due on September 27, 2019. If this Court grants this request for a 30-day extension, the LVMPD’s opening brief and appendix will be due on October 28, 2019. Good cause exists for allowing LVMPD to extend the filing deadline until October 28, 2019:

1. Mr. Crosby attended a three-day Impasse Arbitration involving over 100 exhibits and witness testimony resulting in a transcript approximately 900 pages. Mr. Crosby is in the process of drafting a substantial closing brief for the Arbitration. This has caused a delay in the completion of the opening brief and appendix in the instant case.

2. In addition to a normal caseload, Mr. Crosby and Ms. Nichols were recently retained to represent LVMPD in three separate, significant First Amendment lawsuits (*Solomon v. LVMPD*, et al., United States District Court, District of Nevada, Case No.: 2:19-cv-00652-JAD-CWH; *David LaVelle v. City of Las Vegas*, et al., United States District Court, District of Nevada, Case No.: 2:19-cv-01251-JCM-CWH; and *Laramie Taylor v. LVMPD*, et al., United States District Court, District of Nevada, Case No.: 2:19-cv-00995-JCM-NJK). Two of these

lawsuits have required extensive briefing at the beginning of the case, including motions to dismiss and a response to a motion for a preliminary injunction. This has also caused a delay in the completion of the opening brief and appendix in the instant case.

3. Recently, Ms. Nichols was required to prepare a Petition for a Writ of Prohibition to the Supreme Court in *LVMPD v. The Eighth Judicial District Court*, Case No. 79636. This has also caused a delay in the completion of the opening brief and appendix in the instant case.

4. An additional 30 days will allow time for the LVMPD's opening brief and appendix to be completed and circulated to the client and to make any requested revisions.

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Therefore, LVMPD respectfully requests that this Court grant its motion and extend the deadline for its opening brief and appendix until October 28, 2019. This motion is made in good faith and for good cause shown in accordance with NRAP 31(b).

Dated this 26th day of September, 2019.

MARQUIS AURBACH COFFING

By: /s/ Jackie V. Nichols, Esq.
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CERTIFICATE OF SERVICE

I hereby certify that the foregoing **MOTION FOR EXTENSION OF TIME TO FILE OPENING BRIEF AND APPENDIX** was filed electronically with the Nevada Supreme Court on the 26th day of September, 2019. Electronic Service of the foregoing document shall be made in accordance with the Master Service List as follows:

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