

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

DESIRE EVANS-WAIAU,  
individually; GUADALUPE  
PARRA-MENDEZ, individually;

Appellants,

vs.

BABYLYN TATE, individually,

Respondent.

Electronically Filed  
Jan 04 2021 04:59 p.m.  
Elizabeth A. Brown  
Clerk of Supreme Court  
Case No. 79424

**APPELLANTS DESIRE EVANS-WAIAU AND GUADALUPE  
PARRA-MENDEZ’S MOTION FOR EXTENSION OF TIME TO FILE  
REPLY BRIEF**

Appellants DESIRE EVANS-WAIAU and GUADALUPE PARRA-MENDEZ (“Appellants”), by and through their counsel of record, Dennis M. Prince and Kevin T. Strong of PRINCE LAW GROUP, hereby move to extend the time to file their Reply Brief by thirty (30) days up to and including Wednesday, February 3, 2021 pursuant to NRAP 31(b)(3). The parties previously stipulated to a thirty (30) day extension on October 2, 2020, which was approved by this Court on October 2, 2020. On November 10, 2020, this Court granted Appellants’ Motion for Extension of Time to File Reply Brief. This is Appellants’ second such motion and third extension

request overall. This Court has not previously denied or denied, in part, any requests for extension. Appellants' Reply Brief is currently due on January 4, 2021.

Appellants respectfully request an additional extension of time to complete their Reply Brief. As this Court is aware, since Appellants' last extension request, the undersigned counsel became ill with symptoms consistent with exposure to COVID-19. This prompted counsel, out of an abundance of caution, to undergo a test to rule out his transmission of the virus. As a result, numerous briefing deadlines in the matter of *Capriati Construction Corp v. Yahyavi*, Nevada Supreme Court Case Nos. 80107/80821 and *Liberty Mutual Fire Ins. Co. v. Ethan Volungis, et al.*, U.S. Supreme Court Case No. 20-208 were extended upon this Court's approval and the U.S. Supreme Court's approval to accommodate counsel's health concerns, which were unforeseen.

Although there have been numerous extension requests, the underlying circumstances underscore the requisite good cause needed to allow Appellants' requested extension. Respondent Babylyn Tate's Answering Brief, which nearly exceeds the word limit by 2,000 words, sets forth numerous arguments and contentions that were not substantively addressed in Appellants' Opening Brief. This additional extension of time

will allow Appellants to make certain those arguments are fully vetted given the extensive underlying factual record and to finalize their Reply Brief to ensure this Court can efficiently and effectively consider the parties' respective positions.

Based on the underlying circumstances, Appellants respectfully request a thirty (30) day extension up to and including Wednesday, February 3, 2021 to file their Reply Brief. This request is made in good faith and not for the purpose of undue delay in the resolution of this matter.

DATED this 4th day of January, 2021

Respectfully Submitted,

**PRINCE LAW GROUP**

/s/ Kevin T. Strong

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## **CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that this document was filed electronically with the Supreme Court of Nevada on the 4th day of January, 2021. Electronic service of the foregoing document entitled **APPELLANTS DESIRE EVANS-WAIAU AND GUADALUPE PARRA-MENDEZ'S MOTION FOR EXTENSION OF TIME TO FILE REPLY BRIEF** shall be made in accordance with the Master Service List as follows:

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