

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

GREENMART OF NEVADA NLV LLC, A  
NEVADA LIMITED LIABILITY COMPANY;  
NEVADA ORGANIC REMEDIES, LLC; AND  
LONE MOUNTAIN PARTNERS, LLC,

**Appellants,**

vs.

SERENITY WELLNESS CENTER, LLC, A  
NEVADA LIMITED LIABILITY COMPANY;  
TGIG, LLC, A NEVADA LIMITED  
LIABILITY COMPANY; NULEAF INCLINE  
DISPENSARY, LLC, A NEVADA LIMITED  
LIABILITY COMPANY; NEVADA HOLISTIC  
MEDICINE, LLC, A NEVADA LIMITED  
LIABILITY COMPANY; TRYKE  
COMPANIES SO NV, LLC, A NEVADA  
LIMITED LIABILITY COMPANY; TRYKE  
COMPANIES RENO, LLC, A NEVADA  
LIMITED LIABILITY COMPANY;  
PARADISE WELLNESS CENTER, LLC, A  
NEVADA LIMITED LIABILITY COMPANY;  
GBS NEVADA PARTNERS, LLC, A NEVADA  
LIMITED LIABILITY COMPANY; FIDELIS  
HOLDINGS, LLC, A NEVADA LIMITED  
LIABILITY COMPANY; GRAVITAS  
NEVADA, LLC, A NEVADA LIMITED  
LIABILITY COMPANY; NEVADA PURE,  
LLC, A NEVADA LIMITED LIABILITY  
COMPANY; MEDIFARM, LLC, A NEVADA  
LIMITED LIABILITY COMPANY;  
MEDIFARM IV, LLC, A NEVADA LIMITED  
LIABILITY COMPANY; AND THE STATE  
OF NEVADA DEPARTMENT OF  
TAXATION,

**Respondents.**

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Jan 23 2020 09:01 p.m.  
Elizabeth A. Brown  
Clerk of Supreme Court  
Supreme Court No. 79668

District Court No. A-19-  
786962-B

**APPELLANT LONE MOUNTAIN PARTNERS, LLC’S  
MOTION FOR EXTENSION OF TIME TO FILE  
APPELLANT’S OPENING BRIEF  
(First Request)**

Pursuant to Nevada Rules of Appellate Procedure (“NRAP”) 27 and 31(b)(3), Appellant Lone Mountain Partners, LLC (“Lone Mountain”), by and through counsel of record, respectfully moves for a 14-day extension of time to file its opening brief in this appeal.

Lone Mountain’s opening brief is currently due **January 23, 2020**. By this motion, Lone Mountain only seeks to extend the deadline to **February 6, 2020**.

Lone Mountain has not made any prior written requests for an extension of this deadline.

On January 23, 2020, counsel for Lone Mountain called the office of the clerk to request a 14-day extension pursuant to NRAP 31(b)(1), but the clerk’s office advised that in light of the Court’s statement in its December 30, 2019 *Order Denying Motion to Stay and Granting In Part Motion to Expedite* (the “Dec. 30 Order”) that “requests for extensions of time will not be viewed favorably and will not be granted absent extraordinary and compelling circumstances,” even automatic telephonic requests are being denied and all requests must be submitted in writing. Lone Mountain therefore moves for nothing more than the 14-day extension to which it ordinarily would be entitled under NRAP 31(b)(1).

There are four attorneys from H1 Law Group (Lone Mountain’s counsel) working on the appeal in this matter. Of those four attorneys, one is presently experiencing a personal medical issue that has significantly limited the attorney’s working hours and that has required recent physician appointments, while a second attorney has been attending to an immediate family member who was recently hospitalized while also balancing family obligations and work on other firm

matters. The remaining two attorneys (one of whom only recently joined the firm) have been working diligently to complete Lone Mountain's appeal brief, while simultaneously working on the underlying case giving rise to this appeal. At the same time, these two attorneys are working on several other litigation matters, including cases with recent hearings and immediate deadlines. Quite simply, despite counsel's best efforts they are unable to complete and file Lone Mountain's opening brief in this appeal by the current deadline. Lone Mountain respectfully submits that the unanticipated and unavoidable circumstances of counsel constitute sufficiently compelling and extraordinary circumstances warranting a minimal extension for filing an opening brief.

In addition, in the Dec. 30 Order, the Court denied a request to expedite the briefing schedule in this case, and instead stated that the appellants could file opening briefs before the opening brief deadline should they wish to shorten the total briefing time. *See id.* at 2. Appellant Nevada Organic Remedies, LLC ("NOR") availed itself to this invitation by the Court, filing its opening brief on January 13, 2020. *See id.*, already on file herein. Lone Mountain is informed that Appellant Greenmart of Nevada NLV LLC ("Greenmart") will be filing its opening brief on January 23, 2020, and as such, there already will be staggered briefings filed by the appellants in this matter. Moreover, while there are distinct facts between the appellants that will give rise to certain unique arguments in the respective opening briefs, the main legal issues to be addressed in Lone Mountain's opening brief are largely the same as those issues already addressed in NOR's opening brief and presumably to be addressed in Greenmart's opening brief as well. Allowing Lone Mountain the extension requested herein therefore will not unduly prejudice the Respondents since their opposition briefs already will be filed on a staggered basis and there will be relatively few "new" issues to be addressed in each successive opposition brief.

Lone Mountain appreciates the Court and the parties' desire for a resolution of the issues in this matter as expeditiously as possible. This request is not intended to unduly delay the briefing and, but for the unexpected and unpreventable complications set forth above, Lone Mountain would not be making this request. Lastly, Lone Mountain has no intention of making a further request to extend the opening brief deadline. Thus, for the reasons set forth above, Lone Mountain respectfully requests an extension of the deadline for its opening brief to **February 6, 2020.**

Dated this 23rd day of January 2020.

H1 LAW GROUP



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Eric D. Hone (NV Bar No. 8499)

eric@h1lawgroup.com

Joel Z. Schwarz (NV Bar No. 9181)

joel@h1lawgroup.com

Jamie L. Zimmerman (NV Bar No. 11749)

jamie@h1lawgroup.com

Moorea L. Katz (NV Bar No. 12007)

moorea@h1lawgroup.com

701 North Green Valley Parkway

Suite 200

Henderson, NV 89074

Tel: (702) 608-3720

Fax: (702) 608-3759

## **CERTIFICATE OF SERVICE**

I hereby certify that on the 23<sup>rd</sup> day of January 2020, I submitted the foregoing APPELLANT LONE MOUNTAIN PARTNERS, LLC'S MOTION FOR EXTENSION OF TIME TO FILE APPELLANT'S OPENING BRIEF (First Request) for filing and service via the Court's eFlex electronic filing system.

  
An employee of H1 Law Group