

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

GREENMART OF NEVADA NLV LLC,  
a Nevada limited liability company; and  
NEVADA ORGANIC REMEDIES, LLC,

Appellants/Cross-Respondents,

vs.

ETW MANAGEMENT GROUP LLC;  
GLOBAL HARMONY LLC; HERBAL  
CHOICE INC.; JUST QUALITY LLC;  
LIBRA WELLNESS CENTER LLC;  
ROMBOUGH REAL ESTATE INC.  
D/B/A MOTHER HERB; THC NEVADA  
LLC; ZION GARDENS LLC; and MMOF  
VEGAS RETAIL INC.,

Respondents/Cross-Appellants,

and

THE STATE OF NEVADA  
DEPARTMENT OF TAXATION,

Respondent.

Electronically Filed  
Aug 10 2020 12:47 p.m.  
Elizabeth A. Brown  
Clerk of Supreme Court

SUPREME COURT CASE NO:  
79669

DISTRICT COURT CASE NO.:  
A787004

**APPELLANT/CROSS-RESPONDENT GREENMART OF NEVADA NLV,  
LLC'S MOTION FOR EXTENSION OF TIME TO FILE REPLY BRIEF  
ON APPEAL AND ANSWERING BRIEF ON CROSS-APPEAL  
(THIRD REQUEST)**

Appellant/Cross-Respondent GreenMart of Nevada NLV, LLC  
("GreenMart") moves this Court pursuant to Nev. R. App. P. 26(b)(1)(B) and Nev.  
R. App. P. 31(b)(3) for an extension of time of thirty (30) days, until September 18,

2020, to file its combined reply brief on appeal and answering brief on cross-appeal. Without an extension, the brief would be due on August 19, 2020. This request for an extension of time is made in good faith and not for the purposes of delay.

This is the third request for an extension of time. On July 15, 2020, the undersigned contacted the Court to obtain a 14-day telephonic extension of time pursuant to Nev. R. App. 26(b)(1)(B). The Court granted this telephonic request on July 16, 2020. On July 30, 2020, GreenMart filed a motion requesting a second extension of time for filing its reply brief on appeal and answering brief on cross-appeal. The Court entered an order granting that motion on August 4, 2020.

GreenMart now moves this Court for a third extension of time. This request for an additional extension of time is in the interest of judicial economy. On August 5, 2020, the day after the Court granted GreenMart's second request for an extension of time, the Department of Taxation moved for an extension until September 4, 2020 to file its answering brief on cross-appeal. Additionally, on August 5, 2020, Appellant-Cross Respondent Nevada Organic Remedies, LLC also moved for an extension until September 18, 2020, to file its combined reply brief on appeal/answering brief on cross-appeal. Synchronizing GreenMart's briefing in this matter will ensure that this matter is fully briefed by all parties and submitted to the Court by September 18, 2020.

In addition, this additional extension of time is necessary because the undersigned counsel is currently in trial in this matter. Thus, the undersigned's trial obligations have impacted the undersigned's ability to adequately prepare the reply brief on appeal/answering brief on cross-appeal. NRAP 26(b)(1)(B) permits this Court to extend deadlines upon a showing of "extraordinary and compelling circumstances." Such circumstances exist here. As noted in GreenMart's July 30, 2020 request for an extension of time, the parties entered into a settlement agreement on July 29, 2020 that will likely resolve and/or moot the appeal and cross-appeal. Extending the deadline would therefore conserve this Court's and the parties' resources.

For these reasons, GreenMart respectfully requests that this Court grant it an additional extension of time, until September 18, 2020, to file its combine reply brief on appeal/answering brief on cross-appeal.

Respectfully submitted this 10th day of August, 2020.

/s/ Alina M. Shell

Margaret A. McLetchie, Nevada Bar No. 10931

Alina M. Shell, Nevada Bar No. 11711

MCLETCHIE LAW

701 East Bridger Ave., Suite 520

Las Vegas, Nevada 89101

*Counsel for Appellant, GreenMart of Nevada NLV LLC*

## **CERTIFICATE OF SERVICE**

I hereby certify that the foregoing APPELLANT/CROSS-RESPONDENT GREENMART OF NEVADA NLV, LLC'S MOTION FOR EXTENSION OF TIME TO FILE REPLY BRIEF ON APPEAL AND ANSWERING BRIEF ON CROSS-APPEAL (THIRD REQUEST) was filed electronically with the Nevada Supreme Court on the August 10, 2020. Electronic service of the foregoing document shall be made in accordance with the Master Service List as follows:

Adam K. Bult, Travis F. Chance, and Maximilien D. Fetaz

**Brownstein Hyatt Farber Schreck, LLP**

Adam R. Fulton

**Jennings & Fulton, Ltd.**

*Counsel for Respondents/Cross-Appellants,*

*ETW Management Group LLC; Global Harmony LLC; Green Leaf Farms Holdings LLC; Green Therapeutics LLC; Just Quality LLC; Libra Wellness Center LLC; Rombough Real Estate Inc. d/b/a Mother Herb; Nevcan LLC; Red Gardens LLC; Zion Gardens LLC; and MMOF Vegas Retail Inc.*

Amy L. Sugden

**Sugden Law**

*Counsel for Respondent/Cross-Appellant,*

*THC Nevada LLC*

Sigal Chattah

**Chattah Law Group**

*Counsel for Respondent/Cross-Appellant,*

*Herbal Choice Inc.*

Ketan D. Bhirud, Aaron D. Ford, Theresa M. Haar, David J. Pope, and Steven G. Shevorski

**Office of the Attorney General**

*Counsel for Respondent,*

*The State of Nevada Department of Taxation*

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David R. Koch, Steven B. Scow, Daniel G. Scow, and Brody R. Wight  
**Koch & Scow, LLC**  
*Counsel for Appellant/Cross-Respondent,*  
*Nevada Organic Remedies, LLC*

/s/ Pharan Burchfield  
Employee of McLetchie Law