

IN THE SUPREME COURT OF THE STATE OF NEVADA

HILLSBORO ENTERPRISES INC, A
NEVADA CORPORATION; MOBILE
BILLBOARDS, LLC, A NEVADA
LIMITED LIABILITY COMPANY;
EBVB HOLDINGS, INC., A NEVADA
LIMITED LIABILITY COMPANY;
VINCE BARTELLO, AN INDIVIDUAL;
AND ERICA BARTELLO, AN
INDIVIDUAL,

Appellants,

vs.

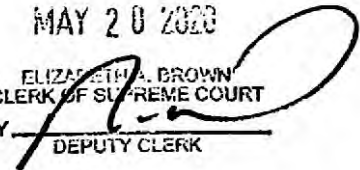
SEAN FITZGERALD,

Respondent.

No. 79698

FILED

MAY 20 2020

ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY  DEPUTY CLERK

ORDER GRANTING MOTION AND REGARDING BRIEFING

Court recorder Gina Villani filed a notice stating that she received a transcript request from appellants but despite numerous e-mails and a personal conversation, counsel has not paid a deposit or paid for the transcripts. Thus, the requested transcripts had not been prepared or filed. Ms. Villani then filed a motion for an extension of time, until June 5, 2020, to file the requested transcripts, stating that she has now received a deposit. Respondent opposes the extension motion. Respondent notes the filing deadlines missed by appellants in this matter and that appellants incorrectly certified in their transcript request form that they paid the required deposit. Respondent also asserts that the extension motion is futile because the due date for the opening brief is May 23, 2020. Appellants have not filed any documents in response to the opposition.

Counsel for appellants are admonished for certifying that they paid the deposit when they had not actually done so. Such conduct may warrant the imposition of sanctions in the future. Nevertheless, Ms.

Villani's motion for an extension of time is granted. NRAP 9(c)(4). Ms. Villani shall have until June 5, 2020, to file the requested transcripts in the district court and deliver copies to appellants. See NRAP 9(c)(1)(A). By that same date, Ms. Villani shall file a notice with this court that the completed transcripts have been filed and delivered. The notice must comply with NRAP 9(c)(2).

Given the extension of time to prepare the requested transcripts, appellants shall have until July 20, 2020, to file and serve the opening brief and appendix.

It is so ORDERED.

Pickering, C.J.

cc: Hurtik Law & Associates
Kemp & Kemp
Gina Villani, Court Recorder