

IN THE SUPREME COURT OF THE STATE OF NEVADA

EDGEWORTH FAMILY TRUST; AND
AMERICAN GRATING, LLC

Appellants/Cross-Respondents,

vs.

DANIEL S. SIMON; AND THE LAW
OFFICE OF DANIEL S. SIMON, A
PROFESSIONAL CORPORATION,

Respondents/Cross-Appellants.

NO. 77678

Electronically Filed
Mar 05 2020 01:22 p.m.
Elizabeth A. Brown
Clerk of Supreme Court

EDGEWORTH FAMILY TRUST; AND
AMERICAN GRATING, LLC,

Appellants

vs.

DANIEL S. SIMON; AND THE LAW
OFFICE OF DANIEL S. SIMON, A
PROFESSIONAL CORPORATION

Respondents.

NO. 78176

THE LAW OFFICE OF DANIEL
S. SIMON,

Petitioner

vs.

THE EIGHTH JUDICIAL DISTRICT
COURT OF THE STATE OF NEVADA,
IN AND FOR THE COUNTY OF CLARK;
AND THE HONORABLE TIERRA
DANIELLE JONES, DISTRICT JUDGE,

Respondents,

and

NO. 79821

EDGEWORTH FAMILY TRUST; AND
AMERICAN GRATING, LLC,
Real Parties in Interest.

**MOTION FOR EXTENSION OF TIME FOR FILING OF REPLY BRIEF ON
CROSS-APPEAL AND REPLY IN SUPPORT OF WRIT PETITION**

JAMES R. CHRISTENSEN, ESQ.

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Attorney for Law Office of Daniel S. Simon and Daniel S. Simon

The Law Office of Daniel S. Simon and Daniel S. Simon (hereinafter “Simon”) hereby moves for a 30-day extension of time for filing the Reply Brief on Cross-Appeal and Reply in Support of the Writ Petition.

Pursuant to NRAP 26(b), Simon requests an extension of time from March 16, 2020, up to and including April 15, 2020, (30 days) in which to file their Reply Brief on Cross-Appeal and Reply in Support of the Writ Petition.

Simon Law will be in a trial beginning March 9 that is expected to last about one week and will not be able to assist in finalizing the brief. Members of Simon’s firm have been heavily involved in the appellate briefing to date and their involvement is invaluable.

Further, until recently, James R. Christensen PC, a solo practice, had two trials set on the March 16, 2020, stack in Department 32, one being a medical malpractice case with a firm setting on March 16. The upcoming trials demanded most of counsel's attention and did not allow the necessary time to draft the reply brief(s). While the trials have now been moved, this is a complex matter that needs full attention. Therefore, in an abundance of caution, Simon seeks a 30-day extension, even though the full 30 days may not be necessary. Simon is filing the extension well in advance of the March 16, 2020 deadline. This request is not an attempt to delay or prolong the appellate proceedings and will not cause undue delay.

Therefore, the Reply Brief on Cross-Appeal and Reply in Support of the Writ Petition would be due on or before April 16, 2020. As such, Petitioners' respectfully request that their motion be granted.

Dated this 5th day of March 2020.

/s/ James R. Christensen
JAMES R CHRISTENSEN, ESQ.
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CERTIFICATE OF COMPLIANCE

I hereby certify that this MOTION FOR EXTENSION OF TIME FOR FILING OF REPLY BRIEF ON CROSS-APPEAL AND REPLY IN SUPPORT OF WRIT PETITION complies with the formatting requirements of NRAP 32(a)(4), the typeface requirements of NRAP 32(a)(5) and the type style requirements of NRAP 32(a)(6) because this brief has been prepared in a proportionally spaced typeface using Word Perfect 11 in 14 point Times New Roman font. I further certify that this brief complies with the page or type volume limitation of NRAP 32(a)(7) because, excluding the parties of the brief exempted by NRAP 32(a)(7)(C) it does not exceed 30 pages.

I hereby certify that I have read this MOTION FOR EXTENSION OF TIME FOR FILING OF REPLY BRIEF ON CROSS-APPEAL AND REPLY IN SUPPORT OF WRIT PETITION, and to the best of my knowledge, information, and belief, it is not frivolous or interposed for any improper purpose. I further certify that this MOTION FOR EXTENSION OF TIME FOR FILING OF REPLY BRIEF ON CROSS-APPEAL AND REPLY IN SUPPORT OF WRIT PETITION complies with all applicable Nevada Rules of Appellate Procedure, in particular NRAP 28(e)(1), which requires every assertion in the brief regarding matters in the record be supported

by a reference to the page of the transcript or appendix where the matter relied on is to be found.

I understand that I may be subject to sanctions in the event that it is not in conformity with the Nevada Rules of Appellate Procedures.

Dated this 5th day of March 2020.

/s/ James R. Christensen
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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 5th day of March 2020, I served a copy of the foregoing MOTION FOR EXTENSION OF TIME FOR FILING OF REPLY BRIEF ON CROSS-APPEAL AND REPLY IN SUPPORT OF WRIT PETITION electronically to all registered parties.

/s/ Dawn Christensen
an employee of JAMES R. CHRISTENSEN