

1 MARK G. SIMONS, ESQ.
Nevada Bar No. 5132
2 MSimons@SHJNevada.com
SIMONS HALL JOHNSTON PC
3 6490 S. McCarran Blvd., Ste. F-46
Reno, Nevada 89509
4 Telephone: (775) 785-0088
Facsimile: (775) 785-0087

5 *Attorneys for Nanyah Vegas, LLC*

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Aug 17 2021 04:02 p.m.
Elizabeth A. Brown
Clerk of Supreme Court

6
7 **IN THE SUPREME COURT OF THE STATE OF NEVADA**

8
9 NANYAH VEGAS, LLC, A Nevada limited
liability company,

10
11 Appellant,

12 v.

13 SIG ROGICH aka SIGMUND ROGICH as
Trustee of The Rogich Family Irrevocable Trust;
14 ELDORADO HILLS, LLC, a Nevada limited
liability company; TELD, LLC, a Nevada limited
15 liability company; PETER ELIADES,
16 individually and as Trustee of The Eliades
Survivor Trust of 10/30/08; and IMITATIONS,
17 LLC, a Nevada limited liability company,

18
19 Respondents.

20 AND RELATED MATTERS.
21

Supreme Court No.: 79917

Eighth Judicial District Court
Case No. A-13-686303-C

Eighth Judicial District Court
Case No. A-16-746239-C

**OPPOSITION TO
RESPONDENTS' JOINT
MOTION FOR EXTENSION
OF ANSWERING BRIEF
DEADLINE**

22 Appellant NANYAH VEGAS, LLC ("Nanyah"), through its undersigned
23 counsel, hereby submits the following in opposition to the Respondents' Joint
24 Motion for Extension of Answering Brief Deadline.
25

26 ///

1 **I. APPELLANT’S REQUEST FOR EXTENSIONS ARE SOLELY TO**
2 **AVOID ADDRESSING THE MERITS OF NANYAH’S APPEAL.**

3 As this Court noted in its Order dated June 18, 2021, Nanyah was forced to
4 seek bankruptcy protection against the collection activities of its creditors,
5 primarily Respondents. Respondents have sought to avoid addressing the merits of
6 Nanyah’s appeal by seeking to execute and take over Nanyah’s appeal. The
7 Respondents will then simply manipulate the legal proceedings to avoid liability
8 for their admitted debt owed to Nanyah.
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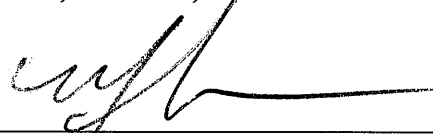
11 The Respondents have sought to set aside Nanyah’s bankruptcy proceedings
12 so that they can proceed with collection activities seizing control of Nanyah’s
13 appeal. *See* Exhibit 1. Further delay of Nanyah’s appeal is not warranted and is
14 prejudicial to Nanyah. This Court’s Order of June 18, 2021, states that upon
15 Nanyah’s filing of its Opening Brief, “briefing shall proceed in accordance with
16 NRAP 28.2(f)(1).” Order, p. 5.
17
18

19 Further, given Nanyah’s bankruptcy proceedings, counsel could not agree to
20 any extension without prejudicing his client. Nanyah’s counsel offered to allow
21 any extension requested on the condition that the Respondents would suspend their
22 attacks on Nanyah’s bankruptcy proceedings and/or suspend creditor enforcement
23 activity against Nanyah—however, Respondents’ counsel refused this offer.
24 Respondents’ counsels’ refusal of Nanyah’s conditions for an extension
25 demonstrates conclusively that Respondents seek this extension solely to allow
26

1 their attacks on Nanyah's bankruptcy proceedings to continue unabated so as to
2 avoid addressing the overwhelming merits of Nanyah's appeal and the likelihood
3 of reversal and/or remand due to the district court's abusive errors.
4

5 Dated this 17th day of August, 2021.

6 SIMONS HALL JOHNSTON PC
7 6490 S. McCarran Blvd., #F-46
8 Reno, Nevada, 89509

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10 _____
11 MARK G. SIMONS
12 *Attorney for Appellant Nanyah Vegas, LLC*
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CERTIFICATE OF SERVICE

Pursuant to NRAP 25, I certify that I am an employee of SIMONS HALL JOHNSTON PC, and that on this date I caused to be served a true copy of the **OPPOSITION TO RESPONDENTS' JOINT MOTION FOR EXTENSION OF ANSWERING BRIEF DEADLINE** on all parties to this action by the method(s) indicated below:

_____ by using the Supreme Court Electronic Filing System:

Brenoch Wirthlin
HUTCHISON & STEFFEN
10080 W. Alta Dr., Suite 200
Las Vegas, Nevada 89145

*Attorneys for Sigmund Rogich, Individually and as Trustee of the
Rogich Family Irrevocable Trust and Imitations, LLC*

Joseph Liebman
Dennis Kennedy
Bailey Kennedy
8984 Spanish Ridge Avenue
Las Vegas, NV 89148-1302

*Attorneys for Eldorado Hills, LLC, Teld, LLC, a Nevada limited
liability company; Peter Eliades, individually and as Trustee of the
The Eliades Survivor Trust of 10/30/08*

DATED: This 17th day of August, 2021.



JODI ALHASAN

EXHIBIT LIST

NO.	DESCRIPTION	PAGES
1	Notice	1

EXHIBIT 1

EXHIBIT 1

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA**

IN RE:

NANYAH VEGAS, LLC

BK-21-50226-gs
CHAPTER 11

Debtor(s)

NOTICE OF RESCHEDULED HEARING

Hearing Date: 8/31/21
Hearing Time: 01:30 PM

NOTICE IS GIVEN that a rescheduled Hearing will be held before a United States Bankruptcy Judge. Hearing information is as follows:

Hearing Date: 8/31/21
Hearing Time: 01:30 PM
Hearing Phone Number: (888) 808-6929
Hearing Access Code: 9559044#

NOTICE IS FURTHER GIVEN that the hearing relates to the following entry on docket:

28 – Motion to Dismiss Case Bankruptcy Petition for Bad Faith; or in the Alternative, to Terminate the Automatic Stay to Enforce State Court's Judgment with Certificate of Service Filed by DENNIS L KENNEDY on behalf of ELDORADO HILLS, LLC, PETER ELIADES, PETER ELIADES AS TRUSTEE OF THE ELIADES SURVIVOR TRUST OF 10/30/08, TELD, LLC (Attachments: # 1 362 Information Sheet)(KENNEDY, DENNIS)

This hearing is scheduled for the following reason:

Rescheduled Due to Judge Reassignment.

The court's hearing calendar for the date scheduled by this Notice may be viewed at www.nvb.uscourts.gov up to five days before the scheduled hearing date to determine whether or not the hearing has been kept on calendar.

Dated: 8/3/21



Mary A. Schott
Clerk of Court