

IN THE SUPREME COURT OF THE STATE OF NEVADA

NANYAH VEGAS, LLC, A NEVADA
LIMITED LIABILITY COMPANY,
Appellant,

vs.

SIG ROGICH, A/K/A SIGMUND
ROGICH, INDIVIDUALLY, AND AS
TRUSTEE OF THE ROGICH FAMILY
IRREVOCABLE TRUST; ELDORADO
HILLS, LLC, A NEVADA LIMITED
LIABILITY COMPANY; TELD, LLC, A
NEVADA LIMITED LIABILITY
COMPANY; PETER ELIADES,
INDIVIDUALLY AND AS TRUSTEE OF
THE ELIADES SURVIVOR TRUST OF
10/30/08; AND IMITATIONS, LLC; A
NEVADA LIMITED LIABILITY
COMPANY,

Respondents.

SIG ROGICH, A/K/A SIGMUND
ROGICH, INDIVIDUALLY, AND AS
TRUSTEE OF THE ROGICH FAMILY
IRREVOCABLE TRUST; AND
IMITATIONS, LLC, A NEVADA
LIMITED LIABILITY COMPANY,

Cross-Appellant,

vs.

NANYAH VEGAS, LLC, A NEVADA
LIMITED LIABILITY COMPANY,

Cross-Respondent,


and

ELDORADO HILLS, LLC, A NEVADA
LIMITED LIABILITY COMPANY;
TELD, LLC, A NEVADA LIMITED
LIABILITY COMPANY; AND PETER

No. 79917

FILED

JAN 28 2022

ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY 
DEPUTY CLERK

ELIADES, INDIVIDUALLY AND AS
TRUSTEE OF THE ELIADES
SURVIVOR TRUST OF 10/30/08,
Respondents,

ORDER GRANTING MOTION

Nanyah Vegas, LLC has filed a motion for leave to file a combined reply brief on appeal and answering brief on cross-appeal in excess of the type-volume limitation. *See* NRAP 28.1(e)(2). The motion is opposed and Nanyah has filed a reply. The motion is granted. NRAP 32(a)(7)(D). However, the combined brief attached to the motion cites to an attached addendum consisting of a copy of a district court order. A district court order is appropriately placed in an appendix, not an addendum. *Compare* NRAP 28(f) *with* NRAP 30(b). And a document is generally only appropriate for inclusion in an appendix if it was presented to the district court for consideration in the underlying proceedings. *See* NRAP 10(a), (b); *Carson Ready Mix, Inc. v. First Nat'l Bank of Nev.*, 97 Nev. 474, 476, 635 P.2d 276, 277 (1981). Accordingly, this court orders as follows.

The clerk shall detach the combined brief from the motion filed on January 10, 2022, and return it unfiled. Nanyah Vegas, LLC shall have 7 days from the date of this order to file a combined reply brief on appeal and answering brief on cross-appeal that is substantively identical to the brief attached to the January 10, 2022, motion except that the reference and citation to the addendum is modified or deleted, as deemed warranted. Within that same time period, Nanyah Vegas, LLC may file a supplemental appendix containing the district court order, if appropriate. Failure to

timely comply with this order may result in the imposition of sanctions.
NRAP 31(d).

It is so ORDERED.

1. J. J. Kennedy, A.C.J.

cc: Bailey Kennedy
Simons Hall Johnston PC/Reno
Hutchison & Steffen, LLC/Las Vegas