## 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.

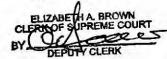
NANYAH VEGAS, LLC, A NEVADA LIMITED LIABILITY COMPANY, Cross-Respondent,

and

ELDORADO HILLS, LLC, A NEVADA LIMITED LIABILITY COMPANY; TELD, LLC, A NEVADA LIMITED LIABILITY COMPANY; AND PETER No. 79917



JAN 28 2022



SUPREME COURT OF NEVADA

(C) 1947A

22-03030

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 Sarlesty, A.C.J

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