

IN THE SUPREME COURT OF THE STATE OF NEVADA

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Electronically Filed
Jan 19 2021 10:49 a.m.
Elizabeth A. Brown
Clerk of Supreme Court

IN THE MATTER OF THE PETITION
OF CLA PROPERTIES LLC.

SHAWN BIDSAL, AN INDIVIDUAL,
Appellant,

vs.

CLA PROPERTIES LLC, A
CALIFORNIA LIMITED LIABILITY
COMPANY,
Respondent

Case No. 80427

CLA PROPERTIES LLC, A
CALIFORNIA LIMITED LIABILITY
COMPANY,

Appellant,

vs.

SHAWN BIDSAL, AN INDIVIDUAL,
Respondent.

Case No. 80831

**MOTION FOR EXTENSION OF TIME FOR COMBINED
ANSWERING/OPENING BRIEF (SECOND REQUEST)**

Respondent CLA hereby moves for a second 30-day extension of time for the combined answering brief and cross-appeal opening brief, which is due on January 25, 2021. If granted, the brief will be due on February 24, 2021.

This is an appeal arising from an arbitration in a commercial dispute, with a lengthy appendix and unusual issues in the appeal and the cross-appeal. Respondent's attorneys have been diligently working on the combined brief.

As indicated in respondent's first motion for an extension for the brief, the undersigned counsel is dealing with medical issues (thankfully, not related to covid) that have taken him out of the office several times for medical appointments, and have impacted his ability to work efficiently. When counsel filed the first motion, he was optimistic that these issues would resolve completely in a short time. Unfortunately, they did not. Counsel needed diagnostic testing, followed by therapy and different treatment modalities. He is still treating. Although counsel is working full time, work is more difficult than usual, and work tasks are taking longer than normal.

Additionally, the undersigned counsel dealt with the holiday season, during which the undersigned counsel's firm was closed for several days due to the holidays, as well as due to staffing limitations relating to the pandemic.

Further, one of CLA's other attorneys, who worked on the arbitration and the district court confirmation proceedings, has been working remotely from home since mid-March of 2020, due to pandemic-related limitations. He is heavily involved in preparation of the combined answering/opening brief. His efficiency

has been impacted by needing to work remotely at home, including his dealing with the lengthy multi-volume appendix. This has set him behind in his preparation of parts of the brief.

Under these circumstances, respondent's attorneys will be unable to finish the brief by January 25, 2021. Respondent's attorneys recognize that they opposed appellant Bidsal's last motion for an extension for the opening brief. Bidsal's motion, however, sought a third extension. [The first extension was stipulated, and the second was by motion.] CLA is merely seeking a second extension. Additionally, the circumstances of this motion were unforeseeable and justify another extension. In any event, respondent's attorneys firmly believe they will be able to file the combined answering/opening brief within the extended time.

Therefore, respondent requests an extension until February 24, 2021. This motion is made in good faith and without the intent to delay the appeal unnecessarily.

DATED: January 19, 2021

/s/ Robert L. Eisenberg
LEMONS, GRUNDY & EISENBERG
Robert L. Eisenberg (SBN 0950)
6005 Plumas Street, Third Floor
Reno, NV 89519
(775) 786-6868
Email: rle@lge.net
Attorneys for Respondent

CERTIFICATE OF SERVICE

I hereby certify that I am an employee of LEMONS, GRUNDY & EISENBERG, and on this date the foregoing *Motion for Extension of Time for Combined Answering/Opening Brief (Second Request)* was electronically filed with the Clerk of the Nevada Supreme Court, and therefore electronic service was made in accordance with the master service list as follows:

James Shapiro
Smith & Shapiro, PLLC
3333 E. Serene Avenue, Suite 130
Henderson, Nevada 89704
jshapiro@smithshapiro.com
ATTORNEYS FOR APPELLANT

Louis Garfinkel
LEVINE & GARFINKEL
1671 W. Horizon Ridge Parkway, Suite 230
Henderson, Nevada 89012
lgarfinkel@lgealaw.com
ATTORNEYS FOR RESPONDENT

I further certify that on this date I served a copy of the foregoing by depositing a true and correct copy, postage prepaid, via U.S. mail to:

Aimee Cannon
Smith & Shapiro, PLLC
3333 E. Serene Avenue, Suite 130
Henderson, Nevada 89704
Email: acannon@smithshapiro.com
ATTORNEYS FOR APPELLANT

DATED: January 19, 2021. 
Employee of Lemons, Grundy & Eisenberg