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Elizabeth A. Brown
Clerk of Supreme Court

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

GREG ELLIOT PELKOLA,

Appellant,

HEIDI MARIE PELKOLA,

Respondent.

Supreme Court No.: 80763

District Court No.: D488682

**MOTION TO REOPEN APPEAL AND ALLOW FOR PAYMENT OF FEES
AND FILING OF CASE APPEAL STATEMENT**

COMES NOW, the Appellant, GREG ELLIOT PELKOLA, by and through his attorney of record, MELVIN R. GRIMES, ESQ., of THE GRIMES LAW OFFICE, and files this Motion to Reopen Case and Allow for Payment of Fees.

This Motion is based on the papers and pleadings on file with this court, the Memorandum of Points and Authorities attached hereto, and such argument as this Court may permit.

Respectfully submitted this 15th day of May 2020.

THE GRIMES LAW OFFICE

/s/ Melvin R. Grimes
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1 **I. INTRODUCTION**

2 The Appellant timely filed his Notice of Appeal on March 4, 2020. Appellant's
3 Counsel believed that, due to the COVID-19 related suspensions of Court
4 proceedings, the date by which the filing fee was due to be paid and the date by which
5 the Case Appeal Statement was to be filed had been stayed, pending re-opening of the
6 Courts. On April 13, 2020, an Order Dismissing Appeal was filed into this matter. The
7 instant Motion follows.

8 **II. ARGUMENT**

9 NRAP 26 states, in pertinent part:

10 **(a) Computing Time.** The following rules apply in computing any
11 time period specified in these rules, in any appellate court order, or in
any statute that does not specify a method of computing time.

12 **(3) Inaccessibility of the Clerk's Office.** Unless the court orders
otherwise, if the clerk's office is inaccessible:

13 (A) on the last day for filing under Rule 26(a)(1), then the time for
14 filing is extended to the first accessible day that is not a Saturday,
Sunday, or legal holiday; or

15 (B) during the last hour for filing under Rule 26(a)(2), then the time
16 for filing is extended to the same time on the first accessible day that
is not a Saturday, Sunday, or legal holiday.

17 Here, Counsel mistakenly believed that, due to the COVID-19 related closures
18 and the restricted access to Court facilities, that the Clerk's Office was inaccessible
19 during the shutdown. Counsel further believed that, due to the inaccessibility of the
20 Clerk's Office, the time to submit the filing fee and Case Appeal Statement was
21 extended until the Courts re-opened.

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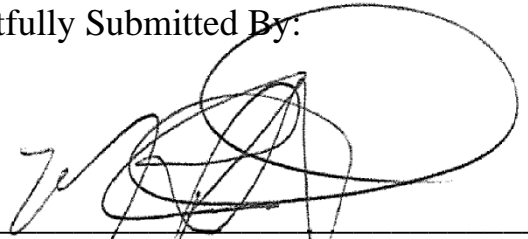
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1 **III. CONCLUSION**

2 WHEREFORE, counsel for Appellant, requests that this Court grant this
3 Motion to Reopen Appeal and Allow for Payment of Fees and Filing of Case Appeal
4 Statement.

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6 DATED this 15th day of May 2020.

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8 Respectfully Submitted By:

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11 _____
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