

In the Supreme Court of Nevada

ST. PAUL FIRE & MARINE
INSURANCE COMPANY,
Appellant,

vs.

ASPEN SPECIALTY INSURANCE
COMPANY; NATIONAL UNION FIRE
INSURANCE COMPANY OF PITTSBURGH,
PA.; and ROOF DECK ENTERTAINMENT,
LLC d/b/a MARQUEE NIGHTCLUB,
Respondents.

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Elizabeth A. Brown
Clerk of Supreme Court

**MOTION FOR EXTENSION OF TIME
TO FILE ANSWERING BRIEF**

Respondents National Union Fire Insurance Company of Pittsburgh, PA. and Roof Deck Entertainment, LLC d/b/a Marquee Nightclub request an extension through August 2, 2021 to file the answering brief. NRAP 31(b)(3). This is the third such motion. The brief was extended once by stipulation and then by motion through July 1, 2021.

Extraordinary circumstances have created an extreme need for this extension. The attorney primarily responsible for the preparation of the answering brief fell suddenly ill and had to be on bed rest. Although that attorney has since recovered, he has had to take time away from the preparation of the brief to care for ill family members, as well,

including his wife (who, as detailed in the previous motion, is facing complications in her pregnancy) and four-year-old daughter. As a result of these illnesses, counsel was unable to attend to many pressing matters, and dealing with those has unfortunately limited counsel's ability to complete revisions to the brief for the client's review and approval. Counsel has spent many late nights trying to catch up on the backlog.

In addition, counsel had expended time reviewing and addressing respondent Aspen Specialty Insurance Company's position, which was ultimately rendered unnecessary by the order removing Aspen from the caption.

Given the significant amounts at stake in this appeal, counsel request the extension to give the client that opportunity to review and approve the final brief before filing. Counsel will make every effort to finalize these revisions as soon as possible so as not to delay the proceedings.

Respondents also note that appellant's counsel had 145 days from the date the briefing schedule was reinstated to the actual filing of the opening brief.

We appreciate the Court's understanding in these extraordinary

circumstances.

Dated this 30th day of June, 2021.

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CERTIFICATE OF SERVICE

I certify that on June 30, 2021, I submitted the foregoing “Motion for Extension of Time to File Answering Brief” for filing *via* the Court’s eFlex electronic filing system. Electronic notification will be sent to the following:

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