

**In the Supreme Court of Nevada**

AIRBNB, INC., a foreign corporation,  
Appellant,

*vs.*

ERIC RICE, individually; JEFFERSON  
TEMPLE, as special administrator of the  
Estate of RAHEEM RICE,  
Respondents.

Electronically Filed  
Mar 31 2021 08:57 p.m.  
Elizabeth A. Brown  
Clerk of Supreme Court

**MOTION FOR EXTENSION TO FILE ANSWERING BRIEF**

Respondents request through June 1, 2021, to file the answering brief. NRAP 31(b)(3). This is the first motion. The brief would otherwise be due March 31, 2021.

The requested extension is necessary. Respondents have recently retained undersigned counsel to represent them on appeal, appellate specialists being appropriate in light of the significant amount in controversy and the important and nuanced issue of first impression. Counsel need an opportunity to become familiar with the record and the issues. Unfortunately, the attorney who is primarily responsible for the preparation of the answering brief is out of the state because of prior, immovable plans.

The issues in this case are substantial and warrant the extension to enable appellate counsel to contribute to the preparation of the answering brief. This case concerns criteria for determining arbitrability under the Federal Arbitration Act of actions filed in Nevada courts, in particular whether *Henry Schein, Inc. v. Archer & White Sales, Inc.*, 139 S. Ct. 524 (2019) requires that district courts read a delegation provision in an arbitration agreement to sweep beyond the parties' contractual relationship—beyond the arbitration agreement and delegation clause that the plaintiff agreed to. This Court's ruling will have sweeping effects. The requested extension of time will enable undersigned counsel to familiarize themselves thoroughly with the record and to conduct the necessary legal research to ensure this Court is apprised of all relevant considerations and authorities, which may include persuasive state and federal opinions from across the country. Counsel asks for an additional 60 days, moreover, to accommodate a long-planned family vacation and various caseload conflicts.

Counsel appreciate this Court's courtesy and stand prepared to reciprocate the courtesy to appellant's counsel for their reply brief, should similar extensions be necessary.

Dated this 31st day of March, 2021.

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**CERTIFICATE OF SERVICE**

I certify that on March 31, 2021, I submitted the foregoing  
“Motion for Extension 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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