Case No. 81390

In the Supreme Court of Nevada

TRUDI LEE LYTLE AND JOHN ALLEN LYTLE, TRUSTEES OF THE LYTLE TRUST,

Appellants,

vs.

SEPTEMBER TRUST, DATED MARCH 23, 1972; GERRY R. ZOBRIST AND JOLIN G. ZOBRIST, AS TRUSTEES OF THE GERRY R. ZOBRIST AND JOLIN G. ZOBRIST FAMILY TRUST; RAYNALDO G. SANDOVAL AND JULIE MARIE SANDOVAL GEGEN, AS TRUSTEES OF THE RAYNALDO G. AND EVELYN A. SANDOVAL JOINT LIVING AND DEVOLUTION TRUST DATED MAY 27, 1992; AND DENNIS A. GEGEN AND JULIE S. GEGEN, HUSBAND AND WIFE AS JOINT TENANTS

Respondents.

Electronically Filed Jan 04 2021 05:05 p.m. Elizabeth A. Brown Clerk of Supreme Court

MOTION FOR EXTENSION TO FILE OPENING BRIEF AND APPENDIX

Appellants Trudi Lee Lytle and John Allen Lytle, as trustees of

the Lytle Trust, move to extend the deadline for filing the opening brief

and appendix by 30 days, up to and including, February 3, 2021. NRAP

31(b)(3). This is the second motion for extension on this brief pursuant

to NRAP 31(b)(3), following a stipulated extension under NRAP

31(b)(2). The brief originally was due November 2, 2020 and without an

extension, would be due January 4, 2021. No extensions have been denied or denied in part.

Extraordinary circumstances necessitate the additional time. Appellate counsel Joel Henriod's father passed away during the second week of December. In that week and those that followed, he had to dedicate a significant and unforeseeable amount of time to memorial arrangements, family administrative affairs, and providing temporal and emotional support to his newly widowed mother during the holiday season. Unfortunately, this circumstance exacerbated the hindrance of progress on the brief resulting from Mr. Henriod's contraction of COVID-19 during the month of November along with other members of ///

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his household. Additional time, therefore, is warranted and would be appreciated.

Dated this 4th day of January 2021.

LEWIS ROCA ROTHGERBER CHRISTIE LLP

By: <u>/s/Joel D. Henriod</u> JOEL D. HENRIOD (SBN 8492) DAN R. WAITE (SBN 4078) 3993 Howard Hughes Parkway, Suite 600 Las Vegas, Nevada 89169 (702) 949-8200 Attorneys for Appellants

CERTIFICATE OF SERVICE

I certify that on January 4, 2021, I submitted the foregoing

"Motion for Extension to File Opening Brief and Appendix" for filing via

the Court's eFlex electronic filing system. Electronic notification will be

sent to the following:

CHRISTENSEN JAMES & MARTIN WESLEY J. SMITH 7440 W. Sahara Avenue Las Vegas, Nevada 89117 (702) 255-1718 Attorneys for Respondents

> <u>/s/Cynthia Kelley</u> An Employee of Lewis Roca Rothgerber Christie LLP