

IN THE SUPREME COURT OF THE STATE OF NEVADA

DANIEL LAKES, AN INDIVIDUAL,

Appellant,

v.

U.S. BANK TRUST, TRUSTEE FOR
LSF9 MASTER PARTICIPATION
TRUST,

Respondent.

Case No. 79324

Electronically Filed
May 06 2021 12:24 p.m.
Elizabeth A. Brown
Clerk of Supreme Court

**U.S. BANK’S UNOPPOSED MOTION
FOR CLARIFICATION AND EXTENSION OF TIME**

U.S. Bank Trust, as Trustee for LSF9 Master Participation Trust, asks the Court to clarify its Order Directing Supplemental Briefing (Apr. 26, 2021) by confirming which party should “file and serve a *supplemental opening brief* addressing the questions presented for review.”

Specifically, in its Order the Court directed the Appellant—identified by the caption as Daniel Lakes—to file and serve a supplemental opening brief. However, U.S. Bank—and not Mr. Lakes—filed the petition for review and opening brief supporting that petition. It appears inconsistent with that posture to now have Mr. Lakes file the *supplemental* opening brief. Accordingly, U.S. Bank asks the Court to confirm whether U.S. Bank should file the supplemental opening brief or whether Mr. Lakes should do so.

The supplemental opening brief is currently due on May 26, 2021. Given the confusion over which party should file the supplemental opening brief, U.S. Bank also asks the Court to extend the deadline for the supplemental opening brief by 14 days (to June 9, 2021).

Undersigned counsel has conferred with counsel for Mr. Lakes and is authorized to represent that Mr. Lakes does not oppose this motion for clarification.

Dated: May 6, 2021

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CERTIFICATE OF SERVICE

I hereby certify that this **UNOPPOSED MOTION FOR CLARIFICATION AND EXTENSION OF TIME** was filed electronically with the Nevada Supreme Court on May 6, 2021. Electronic service of the foregoing document shall be made in accordance with the Master Service List as follows:

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