

In the Supreme Court of Nevada

TRUDI LEE LYTLE and JOHN ALLEN
LYTLE, as 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; DENNIS A. GEGEN AND JULIE
S. GEGEN, husband and wife, as
joint tenants,

Respondents.

Electronically Filed
Aug 13 2021 08:58 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 trustee of the
Lytle Trust, request to extend the deadline for filing the opening brief
and appendix by 30 days, until September 13, 2021. NRAP 31(b)(3).

This is the second request to extend the deadline for this brief since the
Court reinstated briefing on May 13, 2021 (doc. 21-13837), following
remand of jurisdiction to the district court to change its justifications

for the subject order on appeal.¹ The brief was then extended by motion from June 14, 2021 to August 13, 2021.

The extension is necessary due to extraordinary circumstances. Appellate counsel's schedule has been inundated by a complex and lengthy trial that compelled his involvement on an emergency basis with a depth of engagement that was unforeseeable. Counsel's firm has been short-handed, moreover, due to departure of two attorneys who had assisted with appellate matters, the lingering of a large case in the firm that has required more attorney time than expected, the serious medical issue of another appellate attorney, and issues surrounding the pregnancy of another attorney's spouse.

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

¹ Before the subject order was amended, the parties had stipulated under NRAP 31(b)(2) to extend the deadline for the opening brief (doc. 20-46972) in light of respondents' then-pending motion for remand (doc. 20-46338).

Dated this 13th day of August, 2021.

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By: /s/Joel D. Henriod

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CERTIFICATE OF SERVICE

I certify that on August 13, 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:

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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

/s/ Jessie M. Helm
An Employee of Lewis Roca Rothgerber
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