

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.

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**JOINT MOTION TO STAY APPEAL
PENDING OUTCOME OF CASE NO. 81390**

The parties jointly move to stay this appeal pending the outcome of the underlying merits appeal, case no. 81390. The related appeal contests a post-judgment order holding appellants in contempt for allegedly violating a district court order granting a permanent injunction against the Lytle Trust. A significant portion of the award of fees and costs at issue in this appeal rests on the contempt order at

issue in case no. 81390. Moreover, the parties likely will reach a compromise on the rest of the fees and costs at issue in this appeal once the posture of the litigation is clearer in light of a resolution of the appeal from the contempt order. Thus, staying the briefing schedule in this appeal would conserve time and resources both of the parties and of the Court.

Alternatively, as a technical matter, if the Court is not amenable to staying the briefing schedule per se, the parties jointly move to extend the deadline for filing the opening brief for 90 days for the reasons set forth above. NRAP 31(b)(3).¹ The issue in case no. 81390 is straightforward and the briefing is complete, positioning the appeal for resolution relatively soon.

Dated this 13th day of September, 2021.

¹ This is the third 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. The brief was then extended by motion from June 14, 2021 to August 13, 2021, and then to September 13, 2021.

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