

IN THE SUPREME COURT OF THE STATE OF NEVADA

PLUMBERS LOCAL UNION NO. 519  
PENSION TRUST FUND; AND CITY  
OF STERLING HEIGHTS POLICE AND  
FIRE RETIREMENT SYSTEM,  
DERIVATIVELY ON BEHALF OF  
NOMINAL DEFENDANT DISH  
NETWORK CORPORATION,

Appellants,

vs.

CHARLES W. ERGEN; JAMES  
DEFRANCO; CANTEY M. ERGEN;  
STEVEN R. GOODBARN; DAVID K.  
MOSKOWITZ; TOM A. ORTOLF; CARL  
E. VOGEL; GEORGE R. BROKAW;  
JOSEPH P. CLAYTON; GARY S.  
HOWARD; DISH NETWORK  
CORPORATION, A NEVADA  
CORPORATION; AND DISH  
NETWORK SPECIAL LITIGATION  
COMMITTEE COUNSEL,

Respondents.

No. 81704

**FILED**

**JAN 29 2021**

ELIZABETH A. BROWN  
CLERK OF SUPREME COURT  
BY S. Young  
DEPUTY CLERK

**ORDER**

Appellants are represented by foreign counsel. Attorney David O'Mara is the active Nevada attorney associated with foreign counsel. See SCR 42(2)(f). Appellants have now filed a "Notice of Substitution of Liaison Counsel" substituting attorneys Eric D. Hone, Joel Z. Schwarz, and Jamie L. Zimmerman in place of Mr. O'Mara. The substitution is approved. The clerk shall remove Mr. O'Mara as counsel of record for appellants. The clerk shall add Eric D. Hone, Joel Z. Schwarz, and Jamie L. Zimmerman, of H1 Law Group as counsel of record for appellants. Appellants' new counsel shall be responsible for and actively participate in this appeal, be present at any matter in open court unless otherwise ordered, and be responsible to

the appellate courts for compliance with all applicable rules and ensure that the appeal is managed in accordance with the NRAP and applicable ethical rules. SCR 42(14). Nevada counsel must sign all briefs and documents filed in this matter and will be responsible for the content. NRAP 46(a)(3).

Appellants' motion requesting a second extension of time to file the opening brief is granted. NRAP 31(b)(3)(B). Appellants shall have until March 22, 2021, to file and serve the opening brief and appendix. No further extensions of time shall be permitted absent demonstration of extraordinary circumstances and extreme need. *Id.* Counsel's caseload normally will not be deemed such a circumstance. *Cf. Varnum v. Grady*, 90 Nev. 374, 528 P.2d 1027 (1974). Failure to timely file the opening brief and appendix may result in the imposition of sanctions, including the dismissal of this appeal. NRAP 31(d).

It is so ORDERED.

1. J. J. J. J., C.J.

cc: Robbins Arroyo LLP  
Robbins Geller Rudman & Dowd, LLP  
O'Mara Law Firm, P.C.  
Sugarman & Susskind, P.A.  
Vanoverbke, Michaud & Timmony, P.C.  
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