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Elizabeth A. Brown
Clerk of Supreme Court

IN THE SUPREME COURT OF THE STATE OF NEVADA

ERICH M. MARTIN,

Appellant,

vs.

RAINA L. MARTIN,

Respondent.

Case No. 81810

Appeal from the Eighth Judicial District Court, the Honorable Rebecca L. Burton Presiding

ERICH M. MARTIN,

Appellant,

vs.

RAINA L. MARTIN,

Respondent.

Case No. 82517

Appeal from the Eighth Judicial District Court, the Honorable Rebecca L. Burton Presiding

MOTION FOR EXTENSION OF TIME TO FILE
PETITION FOR REHEARING
(Second Request)

Appellant, Erich Martin (“Erich”), by and through his counsel of record, Marquis Aurbach, hereby moves this Court pursuant to NRAP 26(b)(1) and NRAP 40(a)(1) for a 30-day extension of time to file his petition for rehearing.

Erich's petition for rehearing was originally due on December 19, 2022. This Court granted a 14-day telephonic extension on December 16, 2022, making the petition for rehearing currently due on January 3, 2023. This is Erich's second request for extension of time. If this Court grants this request for an additional 30 days, Erich's petition for rehearing will be due on February 2, 2023. Good cause exists for allowing Erich to extend the filing deadline until February 2, 2023, for the following reasons:

1. Upon receiving this Court's decision in this appeal on December 1, 2022, Erich's counsel and Erich worked diligently to consult with one another regarding the decision and Erich's options in relation to the decision. After such consultation, Erich decided he desired to file a petition for rehearing and the above-referenced 14-day telephonic extension was sought and obtained, so that the petition for rehearing could be evaluated, prepared, and filed. Although Erich's counsel had pre-planned vacation and travel plans for the holidays, he believed he would be able to prepare and file the petition for rehearing during the last week of December 2022. Unfortunately, a sudden and unexpected family emergency arose, which required Erich's counsel to be out of state during that week, and he was unable to return to the office until just recently.

2. Moreover, that same family emergency may require Erich's counsel to again travel out of state in January 2023 and be out of the office for a period of time to attend to the situation.

3. Additionally, Erich's counsel has a number of other mediations, depositions, hearings, and briefing deadlines in other cases in the first few weeks of January, which will cause some delay, in combination with the family situation, in the preparation of Erich's petition for rehearing.

Therefore, Erich respectfully requests that this Court grant the instant motion and extend the deadline to file his petition for rehearing until February 2, 2023. This Motion is submitted in good faith and for good cause shown in accordance with NRAP 26(b)(1) and NRAP 40(a)(1).

Dated this 3rd day of January, 2023.

MARQUIS AURBACH

By /s/ Chad F. Clement
Chad F. Clement, Esq.
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CERTIFICATE OF SERVICE

I hereby certify that the foregoing **MOTION FOR EXTENSION OF TIME TO FILE PETITION FOR REHEARING** was filed electronically with the Nevada Supreme Court on the 3rd day of January, 2023. Electronic Service of the foregoing document shall be made in accordance with the Master Service List.

I further certify that I served a copy of this document by mailing a true and correct copy thereof, postage prepaid, addressed to:

Richard Crane, Esq.
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Attorney for Respondent, Raina L. Martin

/s/ Leah Dell _____
an employee of Marquis Aurbach