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Elizabeth A. Brown
Clerk of Supreme Court

6 SUPREME COURT
7
8 STATE OF NEVADA

9 RONALD J. ROBINSON,

10 Appellant,

11 vs.

12 STEVEN A. HOTCHKISS

13 Respondent.

No. 81838

14 **MOTION TO STAY BRIEFING**

15
16 Appellant Ronald J. Robinson, by and through his attorney, the Law Offices
17 of Michael F. Bohn, Esq., Ltd. moves this court to stay briefing on this case while post
18 trial motions are being considered by the district court. This motion is based on the
19 points and authorities contained herein.

20 **POINTS AND AUTHORITIES**

21 The district court entered judgment in this case on August 21, 2020, and
22 notice of entry of judgment was entered on the same date.

23 Prior counsel for Ronald Robinson, Harold P. Gewerter, filed the notice of
24 appeal on September 21, 2020.

25 However, co-defendant Vernon Rodriguez filed three post judgment motions
26 before the district court on September 16, 2020. The first motion was for
27 additional findings of fact and conclusions of law and to amend the judgment
28 pursuant to NRCP 52(b). The second motion was for a new trial pursuant to NRCP

1 59(a). The third motion was a motion to stay execution. These motions are not
2 scheduled to be heard by the district court until March 9, 2021.

3 NRAP 4(a)(4) provides that the time to file a notice of appeal is tolled for
4 any motion filed under Rule 52(b) to amend or make additional findings, or a
5 motion for new trial under Rule 59.

6 This court issued an order on December 10, 2020 removing Harold P.
7 Gewerter as attorney from this case as he has been suspended from the practice of
8 law. The order also directed the appellant to retain counsel and file a notice of
9 appearance within 45 days.

10 Michael F. Bohn, Esq. filed a notice of appearance in this case on February
11 3, 2021, admittedly past the 45 day deadline.

12 The December 10, 2020 order also suspended deadlines to file documents in
13 this appeal pending further order of this court.

14 On February 8, 2021, this court entered an order reinstating briefing,
15 requiring the appellant to file the opening brief and appendix within 90 days.

16 Appellant now moves for an order from this court to stay all matters
17 involved in this case, including briefing until such time as the district court makes
18 determinations on the post trial motions. It is anticipated that the remaining parties
19 will be filing an appeal. The briefing for all parties appealing the district court's
20 order can be done at the same time.

21 Appellant also respectfully submits that this appeal should be stayed instead
22 of dismissed. No party will be prejudiced by a stay, and a dismissal will require
23 appellant to incur additional filing fees.

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1 Lastly, this case is one of two cases that Michael F Bohn, Esq. has taken
2 over for appellant Ronald Robinson from Harold Gewerter. The other case is
3 Ronald Robinson v. Reva Waldo, docket number 82122. Counsel for Ronald
4 Robinson had previously prepared this motion, however, it was inadvertently filed
5 under case number 82122. Counsel will be filing a motion to withdraw the motion
6 from the incorrect case number.

7 DATED this 24th day of February 2021.

8
9 LAW OFFICES OF
MICHAEL F. BOHN, ESQ., LTD.

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11 By: /s/ Michael F. Bohn, Esq. /
12 Michael F. Bohn, Esq.
13 2260 Corporate Circle, Suite 480
Henderson, Nevada 89074
14 Attorney for appellant

15 **CERTIFICATE OF SERVICE**

16 In accordance with N.R.A.P. 25, I hereby certify that I am an employee of The
17 Law Offices of Michael F. Bohn, Esq., Ltd., and that on the 24th day of February
18 2021, a copy of the foregoing **MOTION TO STAY BRIEFING** was served
19 electronically through the Court's electronic filing system to the following individuals:

20
21 David Liebrader, Esq.
22 3960 Howard Hughes Pkwy # 500
Las Vegas, NV 89169

23
24 /s/ Michael F. Bohn, Esq. /
25 An Employee of the LAW OFFICES OF
26 MICHAEL F. BOHN, ESQ., LTD.
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