

**IN THE SUPREME COURT OF THE STATE OF NEVADA**

JUAN MILLAN ARCE, an individual;

Appellant,

vs.

PATRICIA SANCHEZ, an individual;

Respondent.

Electronically Filed  
Supreme Court Case No. 81862  
Nov 15 2022 03:24 PM  
Elizabeth A. Brown  
Dist. Court Case No. A19-796822-C  
Clerk of Supreme Court

**RESPONDENT'S SUPPLEMENTAL BRIEFING**

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### **NRAP 26.1 DISCLOSURE**

No corporation that is the subject of NRAP 26.1 exists. Respondent is a natural person. However, the appeal is from a District Court Order directing Key Insurance Company, Inc., Appellant's automobile insurer, to make monetary payment to Respondent.

Deaver|Crafton appeared for Respondent Patricia Sanchez in proceedings in the District Court and has appeared for Respondent before this Court.

DATED this 15<sup>th</sup> day of November, 2022.

**DEAVER|CRAFTON**

By:

/s/ Brice J. Crafton  
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## **TABLE OF CONTENTS**

<b>NRAP 26.1 DISCLOSURE .....</b>	<b>ii</b>
<b>TABLE OF CONTENTS .....</b>	<b>iii</b>
<b>TABLE OF AUTHORITIES .....</b>	<b>iv</b>
<b>I. ARGUMENT .....</b>	<b>2</b>
<b>II. CONCLUSION .....</b>	<b>2</b>

## **TABLE OF AUTHORITIES**

<i>NAR 19(c)</i> .....	2
------------------------	---

## **I.**

### **ARGUMENT**

Due to an internal clerical error, the Supreme Court's November 3, 2022, Order directing Supplemental Briefing was not properly noted and therefore the following is submitted now:

Understanding that the Court has made clear that no extensions would be granted, it is merely this authoring counsel's desire to state that NAR 19(c) was addressed in Sanchez's reply to Arce's Opposition to Sanchez's original motion to enforce settlement. Said Reply is part of the record and is attached to Respondent's Answering Brief, Appendix P000093-P000106.

In short, NAR 19(c) would not apply here because the judgment was wrongfully filed by Arce's counsel and is void *ab initio* considering the settlement that was reached on February 20, 2020. After this date, a judgment should not have been entered, which is why it was requested that it be vacated, and settlement enforced.

## **II.**

### **CONCLUSION**

Based upon these and all arguments in the record, Respondent requests that the District Court's Order be affirmed.

**ATTORNEY CERTIFICATE OF COMPLIANCE**

1. I hereby certify that this brief complies with the formatting requirements of NRAP 32(a)(4), the typeface requirements of NRAP 32(a)(5) and the type style requirements of NRAP 32(a)(6) because this brief has been prepared in a proportionally spaced typeface using Microsoft Word in 14-point Times New Roman type style.

2. I further certify that this brief complies with the page- or type-volume limitations of NRAP 32(a)(7) because, excluding the parts of the brief exempted by NRAP 32(a)(7)(C), it is either: Proportionately spaced, has a typeface of 14 points or more and contains 4220 words; or

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3. I hereby certify that I have read this appellate brief, and to the best of my knowledge, information, and belief, it is not frivolous or interposed for any improper purpose. I further certify that this brief complies with all applicable Nevada Rules of Appellate Procedure, in particular NRAP 28(e)(1), which requires every assertion in the brief regarding matters in the record to be supported by appropriate references to page and volume number, if any, of the transcript or appendix where the matter relied on is to be found. I understand that I may be subject to sanctions in the event that the accompanying brief is not in conformity with the requirements of the Nevada Rules of Appellate Procedure.

DATED this 15<sup>th</sup> day of November, 2022.

**DEAVER|CRAFTON**

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## **CERTIFICATE OF SERVICE**

**I HEREBY CERTIFY** that on this 15<sup>th</sup> day of November, 2022, I served a true and complete copy of the foregoing **RESPONDENT’S SUPPLEMENTAL BRIEFING** addressed to the parties below as follows:

☒ [X] by placing a true and correct copy of the same to be deposited for mailing in the U.S. mail, enclosed in a sealed envelope upon which first class postage was fully prepaid; and/or

☐ [ ] via facsimile; and/or

☐ [ ] by hand delivery to the parties listed below; and/or

☒ [X] by electronic service via E Flex through the Supreme Court of the State of Nevada.

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