

IN THE SUPREME COURT OF THE STATE OF NEVADA

NONA TOBIN, AN INDIVIDUAL,

Appellant,

v.

JOEL A. STOKES, AN INDIVIDUAL,
JOEL A. STOKES AND SANDRA F.
STOKES, AS TRUSTEES OF
JIMIACK IRREVOCABLE TRUST,
AND JIMIACK IRREVOCABLE
TRUST,

Respondents,

Electronically Filed
May 10 2021 03:41 p.m.
Elizabeth A. Brown
Clerk of Supreme Court

Supreme Court No. 82094
District Court Case No. A-19-
799890-C

SECOND MOTION TO EXTEND TIME TO FILE
OPENING BRIEF AND APPENDIX

COMES NOW, Appellant NONA TOBIN, by and through her attorney, JOHN W. THOMSON, ESQ. of THOMSON LAW PC, and hereby submits this Second Motion to Extend Time to File Opening Brief and Appendix. This Motion is based on the pleadings and papers on file with the Court, and the Points and Authorities attached.

DATED this 10th day of May, 2021.

THOMSON LAW PC

/s/ John W. Thomson _____
JOHN W. THOMSON, ESQ.
Nevada Bar No. 5802
2450 St. Rose Pkwy, Ste 120
Henderson, NV 89074
Attorney for Appellant Nona Tobin

MEMORANDUM OF POINTS AND AUTHORITIES

I. SUMMARY OF MOTION

The present matter is an appeal from the eighth judicial district court. Nona Tobin filed her Notice of Appeal as an individual on November 9, 2020. The Nevada Supreme Court issued an Order Removing from Settlement Program and Reinstating Briefing on February 22, 2021. Ms. Tobin's Opening Brief and Appendix was due on April 8, 2021. Appellant filed a Motion to Extend Time to File Opening Brief on March 31, 2021. On April 1, 2021, the Court granted Appellant's Motion extending time to file her Opening Brief to May 10, 2021. Appellant needs more time to prepare her Opening Brief and Appendix.

II. LEGAL ARGUMENT

NRAP 26(b)(1)(A) states:“(b) **Extending Time. (1) By Court Order** (A) For good cause, the court may extend the time prescribed by these Rules or by its order to perform any act, or may permit an act to be done after that time expires.”

This Court has discretion to extend the time for Ms. Tobin to file her Opening Brief and Appendix. Ms. Tobin has good cause for an extension of time and the reason being is provided below: 1) Due to a heavy caseload and

backlog of the courts due to the pandemic, appellant's attorney, a sole practitioner, needs additional time to complete the brief; and 2) paralegal for appellant's attorney retired in April 2021, and there has been a recent change in office staff which has required time for training; which in turn has delayed work on some matters. Appellant respectfully requests a final additional thirty-day extension of time until June 10, 2021.

III. Conclusion

WHEREFORE, Appellant Nona Tobin by and through her attorney of record, John W. Thomson, respectfully asks this Court to enter an order granting her an extension of time to file her Opening Brief and Appendix at the earliest date by June 10, 2021.

Dated this 10th day of May, 2021.

THOMSON LAW PC

By: /s/ John W. Thomson
JOHN W. THOMSON, ESQ.
Nevada Bar No. 5802
2450 St. Rose Parkway, Suite 120
Henderson, Nevada 89074
*Attorney for Appellant Nona
Tobin as an individual*

CERTIFICATE OF SERVICE

The undersigned hereby certifies on May 10, 2021, a true and correct copy of **APPELLANT NONA TOBIN'S SECOND MOTION TO EXTEND TIME TO FILE OPENING BRIEF AND APPENDIX** was served via the Court's Eflex service system.

/s/ Jody Vetrano
An employee of the Thomson Law PC