

IN THE SUPREME COURT OF THE STATE OF NEVADA

REDDY ICE CORPORATION; AND
GALLAGHER BASSETT SERVICES,
INC.,

Appellants,

v.

FRED GILL,

Respondent.

Case No.: 82109

**MOTION FOR EXTENSION OF
TIME TO FILE CERTIFICATE OF
NO TRANSCRIPT**

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Elizabeth A. Brown
Clerk of Supreme Court

DANIEL L. SCHWARTZ, ESQ.
Nevada Bar No. 005125
L. MICHAEL FRIEND, ESQ.
Nevada Bar No. 011131
LEWIS BRISBOIS BISGAARD &
SMITH LLP
2300 W. Sahara Avenue, Suite 900,
Box 28
Las Vegas, Nevada 89102
Attorneys for Appellants
Reddy Ice Corporation and Gallagher
Bassett Services, Inc.

JAMES P. KEMP, ESQ.
Nevada Bar No. 006375
KEMP & KEMP
7435 W. Azure Dr., Ste. 110
Las Vegas, NV 89130
Attorney for Respondent
Fred Gill

Appellants Reddy Ice Corporation and Gallagher Bassett Services, Inc., by and through their counsel of record, hereby submit this Motion For Extension of Time To File Certificate of No Transcript. This Motion is made and based on the papers and pleadings on file, and the following Memorandum of Points and Authorities.

MEMORANDUM OF POINTS AND AUTHORITIES

I. Introduction

On February 7, 2022, the court issued an Order Reinstating Briefing, requiring, in part, that Appellants file either a transcript request form or a notice that no transcript was being requested within 14 days from the date of the order. Accordingly, compliance with the order was due on February 22, 2022 (as February 21, 2022, was a legal holiday). Counsel is now requesting to file a certificate of no transcript, which is past due.

II. Argument

Undersigned counsel had not filed a Notice of Appearance, which initiates electronic service, when the court filed the Order Reinstating Briefing on February 7, 2022. Counsel is concurrently filing a Notice of Appearance to effectuate electronic service. This oversight is no excuse, but counsel hopes the court will see the omission has no effect with regard to the merit of the appeal of an administrative agency decision.

The underlying matter is a workers' compensation claim heard before an administrative agency. Although NRAP 9(a)(1)(B) requires Appellants to file a transcript request form of the verbatim record of the district court proceedings, those proceedings are not at issue in review of an administrative agency decision. The court's role in these specific cases gives no deference to the district court. Elizondo v. Hood Mach., Inc., 129 Nev. 780, 784, 312 P.3d 479, 482 (2013). Therefore, there is no need for a transcript of the proceedings before the district court. In addition, the relevant district court order to this appeal was done by minute order without hearing, so there is no transcript of proceedings.

CONCLUSION

WHEREFORE, Appellants pray the court will excuse the late filing of the certificate of no transcript per NRAP 26(b)(1).

DATED this 18 day of March, 2022.

LEWIS BRISBOIS BISGAARD & SMITH LLP

By: /s/ L. Michael Friend
DANIEL L. SCHWARTZ, ESQ.
Nevada Bar No. 005125
L. MICHAEL FRIEND, ESQ.
Nevada Bar No. 011131
daniel.schwartz@lewisbrisbois.com
michael.friend@lewisbrisbois.com
2300 West Sahara Avenue, Suite 900, Box 28
Las Vegas, NV 89102
Attorneys for Appellants
Reddy Ice Corporation and Gallagher
Bassett Services, Inc

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I am an employee of LEWIS BRISBOIS
BISGAARD & SMITH, LLP, and that on this 18 day of March, 2022, I
electronically filed and served a true and correct copy of the above and foregoing
**MOTION FOR EXTENSION OF TIME TO FILE CERTIFICATE OF NO
TRANSCRIPT** properly addressed to the following:

James P. Kemp, Esq.
jp@kemp-attorneys.com
KEMP & KEMP
7435 W. Azure Dr., Ste. 110
Las Vegas, Nevada 89130
Attorneys for Respondent
Fred Gill

/s/ L. Michael Friend

An employee of LEWIS, BRISBOIS, BISGAARD & SMITH, LLC

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**CERTIFICATE OF NO
TRANSCRIPT**

We are not requesting a transcript of the proceedings from the court reporter
as there was no transcript of the relevant proceedings.

DATED this 18 day of March, 2022.

LEWIS BRISBOIS BISGAARD & SMITH LLP

By: /s/ L. Michael Friend

L. MICHAEL FRIEND, ESQ.

Nevada Bar No. 011131

michael.friend@lewisbrisbois.com

2300 West Sahara Avenue, Suite 900, Box 28

Las Vegas, NV 89102

Attorneys for Appellants

CERTIFICATE OF SERVICE

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James P. Kemp, Esq.
jp@kemp-attorneys.com
KEMP & KEMP
7435 W. Azure Dr., Ste. 110
Las Vegas, Nevada 89130
Attorneys for Respondent
Fred Gill

/s/ L. Michael Friend

An employee of LEWIS, BRISBOIS, BISGAARD & SMITH, LLC