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Supreme Court

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KAIT FLOCCHINI

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Counsel for Respondent

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MOTION FOR ENLARGEMENT OF TIME TO FILE OPENING BRIEF

Dated this 5th day of January, 2021.

Respectfully submitted,

/s/ Emily K. Strand
EMILY K. STRAND, ESQ.
Nevada Bar No. 15339
PITARO & FUMO, CHTD.
601 Las Vegas Blvd. South
Las Vegas, Nevada 89101
Telephone: (702) 474-7554
Fax: (702) 474-4210
Attorney for Appellant

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DECLARATION

I, Emily K. Strand, Esq., am a duly licensed attorney in the State of Nevada and am an associate with the Law Offices of Pitaro & Fumo, Chtd.

The Opening Brief is due on January 7, 2020.

That counsel requests 30 additional days to file the Opening Brief pursuant to NSCR 116 (2)(g).

Lead counsel Thomas F. Pitaro, in the above matter has been recently diagnosed with COVID-19 and an additional COVID-19 diagnosis befell another attorney at the firm, thus rendering two of six attorneys out of the office.

As a result of the diagnosis, the remaining attorneys and staff at the firm have been quarantining and avoiding contact with clients, including Mr. Arabia.

That Counsel requests this Court consider the above as good cause for enlarging the time to file the Opening Brief in this case.

Enlargement of time if honored by the court in the above requested matter would render the opening brief tentatively due February 5, 2021.

I declare under penalty of perjury the foregoing is true and correct.

Dated this 5th day of January, 2021.

Respectfully submitted,

BY: /s/ Emily K. Strand
EMILY K. STRAND, ESQ.
NEVADA BAR NO. 15339

1 **SHOW OF GOOD CAUSE AS TO REQUESTING ENLARGEMENT**

2 Pursuant to NRAP 31(b)(3), counsel hereby requests an enlargement of time
3 to file an Opening Brief in the matter discipline of Christopher Arabia. The brief is
4 currently due January 7, 2021.

5 Pursuant to NSCR 116 (2)(g), a request of enlargement of time to file opening
6 brief, while disfavored, may be granted when good cause is shown. Here, good cause
7 can be shown for requesting of the enlargement of time due to the fact that Thomas
8 F. Pitaro has been recently diagnosed with COVID-19 and an additional COVID-19
9 diagnosis befell another attorney at Pitaro & Fumo, thus rendering two of six
10 attorneys out of the office. As a result of the diagnosis, the remaining attorneys and
11 staff at the firm have been quarantining and avoiding contact with clients, including
12 Mr. Arabia.

13 Enlargement of time if honored by the court in the above requested matter
14 would render the opening brief due February 5, 2021. Counsel requests this Court
15 consider the above as good cause for enlarging the time to file the Opening Brief in
16 this case.

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IX. CONCLUSION

Based upon the foregoing, and in good faith stating good cause motion to
enlarge time is warranted in the above titled matter.

Dated this 5th day of January, 2021.

Respectfully submitted,

/s/ Thomas F. Pitaro
THOMAS F. PITARO, ESQ.
Nevada Bar No. 001332
PITARO & FUMO, CHTD.
601 Las Vegas Blvd. South
Las Vegas, Nevada 89101
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Attorney for Appellant

/s/ Emily K. Strand
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Las Vegas, Nevada 89101
Telephone: (702) 474-7554
Fax: (702) 474-4210
Attorney for Appellant

1 **CERTIFICATE OF SERVICE**

2 Pursuant to NRAP 25 and NEFCR Rule 9, I hereby certify that on the 5th day
3 of January, 2021 a true and correct copy of the foregoing **REQUEST FOR**
4 **ENLARGEMENT** was served by the following method(s):

5 ☐ VIA U.S. MAIL: by placing a true copy thereof enclosed in a sealed
6 envelope with postage thereon fully prepaid, in the United States mail in Las
7 Vegas, Nevada. I am “readily familiar” with the firm’s practice of collection
8 and processing correspondence by mailing. Under that practice, it would be
9 deposited with the U.S. Postal Service on that same day with postage fully
prepaid in Las Vegas, Nevada in the ordinary course of business. I am aware
that on motion of the party served, service is presumed invalid if postal
cancellation date or postage meter date is more than one day after date of
deposit for mailing an affidavit.

10 ☐ VIA FACSIMILE: by transmitting to a facsimile machine maintained by
11 the attorney or the party who has filed a written consent for such manner of
service.

12 ☐ BY PERSONAL SERVICE: by personally hand-delivering or causing to
13 be hand delivered by such designed individual whose particular duties
14 include delivery of such on behalf of the firm, addressed to the individual(s)
15 listed, signed by such individual or his/her representative accepting on his/her
behalf. A receipt of copy signed and dated by such an individual confirming
delivery of the document will be maintained with the document and is
attached.

16 ☒ BY E-MAIL: by transmitting a courtesy copy of the document in the
17 format to be used for attachments to the electronic-mail address designated
18 by the attorney or the party who has filed a written consent for such manner
of service.

19 ☒ BY ELECTRONIC MEANS: by electronically filing and serving with the
20 court’s vendor pursuant to NRAP 14(f).
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SERVICE LIST

Attorney of Record	Party Represented	Method of Service
Kait Flocchini, Esq. State Bar of Nevada Office of Bar Counsel 3100 W. Charleston Boulevard, Suite 100 Las Vegas, Nevada 89102	State Bar of Nevada	Email Service; Electronic Means

/s/ KRISTINE TACATA
An employee of PITARO & FU

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