

IN THE SUPREME COURT OF THE STATE OF NEVADA

JOHN CHAINYK, an individual,

Appellant,

v.

THE ESTATE OF DONALD E. WEBSTER,

Respondent.

No. 82745

Electronically Filed
Mar 30 2022 11:10 a.m.
Elizabeth A. Brown
Clerk of Supreme Court

**MOTION TO ENLARGE TO EXTEND TIME TO SUBMIT OPENING BRIEF AND
APPENDIX**

(First Request)

Appellant John Chainyk, by and through his attorney, Leo P. Flangas, hereby moves this Court for a 45-day extension of time for filing the opening brief and appendix. The designation was due on March 29, 2022. Counsel is experiencing a heavy caseload and therefore, requests an extension until May 16, 2022 to file the opening brief and appendix.

The undersigned counsel has previously sought to file the opening brief and appendix timely, and the necessary due dates were mis calendared by new staff, and subsequently the appropriate deadline was missed.

Accordingly, appellant requests an extension until May 16, 2022, to file the opening brief and appendix. This request is being made in good faith, without the intent to delay this appeal.

DATED: March 30, 2022

/s/ Leo P. Flangas
LEO P. FLANGAS, ESQ.
Nevada Bar No.: 5637
FLANGAS CIVIL LAW FIRM
600 South 3rd Street
Las Vegas, NV 89101
(702) 384-1990
Email: leo@flangaslawfirm.com
Attorney For Appellant

MEMORANDUM OF POINTS AND AUTHORITIES

I.

GOOD CAUSE EXISTS TO ENLARGE TIME TO FILE FAST TRACK STATEMENT AND APPENDIX

NRAP 26(b)(1)(A) provides in relevant part:

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.....

Mr. Flangas respectfully requests the Court to grant an extension of time to file the opening brief and appendix. Mr. Flangas' office is experiencing a heavy caseload, and subsequently has recently hired a new paralegal. The filing date was miscalendared, and we are requesting additional time to appropriately file the opening brief an appendix.

CONCLUSION

Due to the foregoing, it is respectfully submitted that good cause exists to grant the motion to enlarge the time within which to file opening brief and appendix for forty-five (45) days from the date this Court approves this motion.

Dated this 30th day of March 2022

/s/ Leo P. Flangas

LEO P. FLANGAS, Esq.

DECLARATION OF LEO P. FLANGAS, ESQ.

LEO P. FLANGAS, ESQ. declares as follows:

1. I am attorney licensed to practice before all the courts of the State of Nevada. All of the facts set forth here are true of my own personal knowledge. If called to testify I could, and would, testify as to them.
2. I represent the Appellant in the above referenced case.
3. I am a small practice and was overloaded with cases. Due to the enormity of my office's caseload, we have needed to hire a new paralegal and the appropriate date for filing was miscalendared.

I declare under penalty of perjury under the laws of the State of Nevada that the foregoing is true and correct.

Executed this 30th day of March 2022 at Las Vegas, Nevada.

/s/ Leo P. Flangas_____

LEO P. FLANGAS, Esq.

CERTIFICATE OF SERVICE

I certify that I am an employee of Flangas Civil Law Firm and that on this date the foregoing document was filed electronically with the Clerk of the Nevada Supreme Court, and therefore electronic service was made in accordance with the master service list.

DATED: March 30, 2022

/s/ Natasha Smith
Employee of Flangas Civil Law Firm