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Elizabeth A. Brown
Clerk of Supreme Court

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

7 LYNN YAFCHAK, Statutory Heir and Case No.: 82746
8 Special Administrator to the ESTATE
9 OF JOAN YAFCHAK, Deceased,

Appellant,

vs.

10 LIFE CARE CENTERS OF
11 AMERICA, a foreign corporation
12 d/b/a LIFE CARE CENTER OF
13 SOUTH LAS VEGAS; and DOES 1-
10, inclusive,

Respondent.

14 **UNOPPOSED MOTION FOR EXTENSION TO FILE OPENING BRIEF**
15 **[First Request]**

16 Appellant Lynn Yafchak, Statutory Heir and Special Administrator to The
17 Estate of Joan Yafchak, Deceased, by and through her attorneys, COGBURN LAW,
18 hereby moves this Court pursuant to NRAP 26(b)(1)(A) and NRAP 31(b)(3) for a
19 14-day extension of time through September 15, 2021, to file her opening brief.

20 The opening brief is currently due September 1, 2021. This is the second
21 request for an extension of time. The first extension granted was for 30 days and

1 was requested due to multiple conflicting deadlines for various briefs as well as
2 preparing for trial in federal court starting on August 9, 2021.

3 Extraordinary and compelling circumstances exist and form the basis to allow
4 a second extension. Appellant requests a second extension because the two-year-
5 old daughter of the attorneys¹ handling this case was sick with a highly contagious
6 virus for two weeks in August, which caused a significant delay in the preparation
7 of the opening brief. Mrs. Tarmu-Troiano spoke to opposing counsel, who agreed
8 to the extension and is not opposing this motion.

9 Accordingly, Appellant respectfully requests the Court grant this motion and
10 extend the deadline to file an opening brief by 14 days from September 1, 2021, to
11 September 15, 2021. This motion is submitted in good faith, for good cause, and
12 due to extraordinary and compelling circumstances in accordance with NRAP
13 26(b)(1)(A) and NRAP 31(b)(3).

14 Dated this 30th day of August, 2021.

15 COGBURN LAW

16 By: /s/Danielle Tarmu-Troiano
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21 ¹ The attorneys are married, Joseph Troiano and Danielle Tarmu-Troiano.

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Casey Tyler
Zachary Thompson
Attorneys for South Las Vegas Medical Investors, LLC d/b/a Life Care Center of
South Las Vegas, erroneously named as Life Care Centers of America

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