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Attorneys for Real Parties in Interest

IN THE SUPREME COURT OF THE STATE OF NEVADA

AEROGROW INTERNATIONAL, INC.,
Petitioner,

vs.

EIGHTH JUDICIAL DISTRICT COURT
OF THE STATE OF NEVADA, IN AND
FOR THE COUNTY OF CLARK
COUNTY; AND THE HONORABLE
ELIZABETH GOFF GONZALEZ,
DISTRICT JUDGE,

Respondents,

and

BRADLEY LOUIS RADOFF; FRED M.
ADAMCYZK; THOMAS C. ALBANESE;
WILLIAM A. ALMOND, III; MICHAEL S.
BARISH; GEORGE C. BETKE, JR. 2019
TRUST; DIANA BOYD; ANNE CAROL
DECKER; THOMAS H. DECKER; THE
DEUTSCH FAMILY TRUST; JOHN C.
FISCHER; ALFREDO GOMEZ, ALFREDO
GOMEZ FMT CO CUST IRA ROLLOVER;
LAWRENCE GREENBERG; PATRICIA

Case No.: 82895

REAL PARTIES IN
INTEREST'S JOINT MOTION
FOR EXTENSION OF TIME TO
FILE PETITION FOR EN BANC
RECONSIDERATION
(First Request)

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GREENBERG; KAREN HARDING; H.L. SEVERANCE, INC. PROFIT SHARING PLAN & TRUST; H.L. SEVERANCE, INC. PENSION PLAN & TRUST; DANIEL G. HOFSTEIN; KEVIN JOHNSON; CANDICE KAYE; LAURA J. KOBY; CAROLE L. MCLAUGHLIN; BRIAN PEIERLS; JOSEPH E. PETER; ALEXANDER PERELBERG; AMY PERELBERG; DANA PERELBERG; GARY PERELBERG; LINDA PERELBERG; THE REALLY COOL GROUP; RICHARD ALAN RUDY REVOCABLE LIVING TRUST; JAMES D. RICKMAN, JR., JAMES D. RICKMAN, JR. IRREVOCABLE TRUST; PATRICIA D. RICKMAN IRREVOCABLE TRUST; ANDREW REESE RICKMAN TRUST; SCOTT JOSEPH RICKMAN IRREVOCABLE TRUST; MARLON DEAN ALESSANDRA TRUST; BRYAN ROBSON; WAYNE SICZ IRA; WAYNE SICZ ROTH IRA; THE CAROL W. SMITH REVOCABLE TRUST; THOMAS K. SMITH; SURAJ VASANTH; CATHAY C. WANG; LISA DAWN WANG; DARCY J. WEISSENBORN; THE MARGARET S., WEISSENBORN REVOCABLE TRUST; THE STANTON F. WEISSENBORN IRA; THE STANTON F. WEISSENBORN REVOCABLE TRUST; THE STANTON F. WEISSENBORN IRREVOCABLE TRUST; THE NATALIE WOLMAN LIVING TRUST; ALAN BUDD ZUCKERMAN; JACK WALKER; STEPHEN KAYE; THE MICHAEL S. BARISH IRA; AND THE ALEXANDER PERELBERG IRA,

Real Parties in Interest.

The above-named Real Parties in Interest (hereinafter collectively referred to as the “Real Parties in Interest”), by and through their counsel of record, Marquis Aurbach Coffing and Simons Hall Johnston PC, hereby move this Court pursuant to NRAP 31(b) and NRAP 40A(b) for a 30-day extension of time to file their petition en banc reconsideration.

The Real Parties in Interest petition for en banc reconsideration is currently due on March 29, 2022. If this Court grants this request for a 30-day extension, the Real Parties in Interest’s petition for en banc reconsideration will be due on April 28, 2022. Good cause exists for allowing the Real Parties in Interest to extend the filing deadline until April 28, 2022:

1. The current deadline will be unworkable for the Real Parties in Interest’s counsel have had series of depositions scheduled the preceding week;

2. Counsel for Real Party in Interest Bradley Radoff (hereinafter “Radoff”) also has a mediation scheduled next week in another case, and several emergency briefs in other matters that are due, which would make completion of a petition for rehearing with adequate time for review by the client and co-counsel unlikely; and

3. A 30-day extension will allow time for completion and review of Mr. Radoff’s petition for rehearing prior to submission to this Court.

This Motion is submitted in good faith and for good cause shown in accordance with NRAP 31(b) and NRAP 40A(b). Therefore, the Real Parties in Interest respectfully ask that this Court grant their motion for a 30-day extension of time until April 28, 2022 to file their petition for en banc reconsideration.

Dated this 25th day of March, 2022.

MARQUIS AURBACH

By /s/ Alexander K. Calaway

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By /s/ J. Robert Smith

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Attorneys for Real Parties in Interest

CERTIFICATE OF SERVICE

I hereby certify that the foregoing **REAL PARTIES IN INTEREST'S
JOINT MOTION FOR EXTENSION OF TIME TO FILE PETITION FOR
EN BANC RECONSIDERATION** was filed electronically with the Nevada Supreme Court on the 25th day of March, 2022. Electronic Service of the foregoing document shall be made in accordance with the Master Service List as follows:

Kirk Lenhard, Esq.
Travis Chance, Esq.
J. Robert Smith, Esq.
Maximilien Fetaz, Esq.

I further certify that I served a copy of this document by mailing a true and correct copy thereof, postage prepaid, addressed to:

Presiding Judge
Eighth Judicial District Court, Department 11
Attn: Clerk's Office
Regional Justice Center
200 Lewis Avenue
Las Vegas, Nevada 89155
Respondents

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/s/ Leah Dell
An employee of Marquis Aurbach