

IN THE SUPREME COURT OF THE STATE OF NEVADA

JACK GAAL, INDIVIDUALLY; AND
JACK'S PLACE BAR AND GRILL LLC,
Appellants,

vs.

LAS VEGAS 101 INC., A NEVADA
CORPORATION D/B/A FIRST CHOICE
BUSINESS BROKERS, LAS VEGAS
101,

Respondent.

No. 83133

FILED

NOV 09 2021

ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY *Elizabeth A. Brown*
DEPUTY CLERK

ORDER REINSTATING BRIEFING

Pursuant to NRAP 16, the settlement judge has filed a report with this court indicating that the parties were unable to agree to a settlement. Accordingly, we reinstate the deadlines for preparing transcripts and filing briefs. *See* NRAP 16.

While this appeal was assigned to the settlement program, appellants filed a transcript request form. The clerk shall attach a copy of that transcript request form to this order. *See* NRAP 16(a)(1) (upon the clerk's issuance of a notice that an appeal has been referred to the settlement program, the time for requesting transcripts and filing briefs is automatically stayed). Court reporter Brynn White shall have 30 days from the date of this order to prepare and deliver the requested transcripts and to file a certificate with this court acknowledging the delivery of the transcripts. *See* NRAP 9(b).

Appellants shall have 90 days from the date of this order to file and serve the opening brief and appendix. In preparing and assembling the appendix, counsel shall strictly comply with the provisions of NRAP 30. Thereafter, briefing shall proceed in accordance with NRAP 31(a)(1).

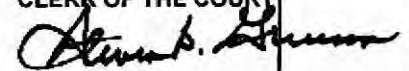
It is so ORDERED.

1. Sander

C.J.

21-32209

cc: Kristine M. Kuzemka, Settlement Judge
David J. Winterton & Associates, Ltd.
Assly Sayyar
Rocheleau Law Group/Right Lawyers
Brynn White, Court Reporter



Electronically Filed
Sep 23 2021 09:22 a.m.
Elizabeth A. Brown
Clerk of Supreme Court

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**SUPREME COURT
STATE OF NEVADA**

JACK GAAL, INDIVIDUALLY; AND
JACK'S PLACE BAR AND GRILL LLC,

Appellants,

vs.

LAS VEGAS 101 INC., A NEVADA
CORPORATION D/B/A FIRST CHOICE
BUSINESS BROKERS, LAS VEGAS 101,

Respondents.

Supreme Court No. 83133

Dist. Case No.: A-18-776982-C

REQUEST FOR TRANSCRIPT OF PROCEEDINGS

TO: Brynn White
Court Reporter
Eighth Judicial District Court, Dept. XXVII

Appellant requests preparation of a transcript of the proceedings before the district court,
as follows:

Judge or Officer Hearing the Proceeding: Honorable Nancy L. Allf

Date or dates of Proceedings: June 1, 2021, June 2, 2021, June 4, 2021 and June 10,
2021.

Portions of the transcript requested: Entire Proceeding for each date of Bench Trial

Number of copies required: One (1)

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1 I hereby certify that on this date I ordered these transcripts from the court reporter named
2 above, and paid the required deposit of \$200.00.

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4 DATED this 22nd day of September, 2021.

5 DAVID J. WINTERTON & ASSOC., LTD.

6
7 By: "S/ David J. Winterton"
8 DAVID J. WINTERTON, ESQ.
9 Nevada Bar No. 004142
10 7881 W. Charleston Blvd., Suite 220
11 Las Vegas, Nevada 89117
12 Attorney for Appellant
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1 **CERTIFICATE OF SERVICE**

2 I HEREBY CERTIFY that on this 22nd day of September 2021, and pursuant to FRAP
3 25(c), I electronically filed the foregoing Request for Transcript of Proceedings with the Clerk
4 of the Court for the United States Court of Appeals for the Ninth Circuit by using the CM/ECF
5 system. I further certify that all participants in the case are registered CM/ECF users or have
6 consented to electronic service and that service will be accomplished as follows:

7
8 [] By placing a true copy enclosed in sealed envelope(s) addressed as
9 follows:

10
11 [X] (By Electronic Service) Pursuant to CM/ECF System, registration as a
12 CM/ECF user constitutes consent to electronic service through the Court's
13 transmission facilities. The Court's CM/ECF systems sends an e-mail
14 notification of the filing to the parties and counsel of record listed above
15 who are registered with the Court's CM/ECF system.

16
17 [X] (Nevada) I declare that I am employed in the office of a member of the
18 bar of this Court at whose discretion the service was made.

19
20 "S/ Autumn G. Wheeler "
21 An Employee of David J. Winterton & Assoc., Ltd.
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