

1 IN THE SUPREME COURT OF THE STATE OF NEVADA

2 Margaret Reddy, Mohan Thalamarla,
3 Max Global, INC.

4 Appellants,

5 vs.

6 MEDAPPEAL, LLC, an Illinois
7 limited liability company

8 Respondent.

Supreme Court No. 83253

Electronically Filed
Jul 19 2022 10:21 p.m.
Elizabeth A. Brown
Clerk of Supreme Court

9
10 **APPELLANTS MOTION TO EXTEND TIME TO FILE PETITION FOR REHEARING**

11 Pursuant to NRAP 26(b) (1) (A) and NRAP 27, Appellants move for an
12 extension of time to file their Petition for Rehearing in accordance
13 with the facts, points and authorities cited herein.
14

15 **I. STATEMENT OF THE ISSUE.**

16 Appellants request an extension of time to file the Petition for
17 Rehearing in this Court to July 20, 2022 in accordance with the
18 challenges Appellants had in filing the Petition.
19

20 **II. FACTS.**

21 Appellants filed their Petition for Rehearing timely and paid the
22 fee of \$150.00 as Ordered on July 19, 2022. However, the eflex website
23 refused to process Appellants rehearing petition fee payment of
24 \$150.00, stating that there was a "handshake_error" or a statement to
25 that effect. Prior to asking for this extension of time, Appellants
26 attempted filing on multiple occasions and could not determine why the
27 payment was not processing. This was preventing the filing from
28

1 occurring on time, as the filing is stating "payment pending" for the
2 filing status.

3 In order to preclude this petition from being late filed,
4 Appellants are using an abundance of caution in order to ensure that
5 the Petition is accepted as having been filed in a timely manner.
6 Appellants are requesting a 1 day extension to July 20, 2022 to ensure
7 that payment glitch on the eflex website is resolved and the payment
8 pending status changes to filing complete status or words to that
9 effect. Appellants will call the Supreme Court Clerk on the first
10 thing on the morning of July 20, 2022, to ensure the filing issues are
11 resolved as soon as is possible.
12

13 Appellants have made a prior request for an extension to file this
14 Petition. Appellants' Petition was previously due on July 5, 2022 and
15 requested and received one oral 14 day extension from the Supreme Court
16 Clerk. However, through excusable neglect, the Petition failed to file
17 with this Court.
18

19 **DECLARATION OF ANDREW WASIELEWSKI IN SUPPORT OF MOTION FOR EXTENSION**

20 ANDREW WASIELEWSKI, declares, pursuant to NRS § 53.045, under
21 penalty of perjury, that the following is true and correct:

22 1. I am over the age of 18 years and have personal knowledge of
23 the facts stated herein, except for those stated upon information and
24 belief, and as to those, I believe them to be true.

25 2. I am the Counsel for the Defendants Margaret Reddy, Mohan
26 Thalamarla and Max Global herein. I have been in the practice of law
27
28

1 since 1996 and I am competent to testify as to the facts stated
2 herein in a court of law and will so testify if called upon.

3 3. I received an oral "clerk's" extension to file the Petition
4 today, July 19, 2022.

5 4. The Petition was filed, but the payment would not process,
6 for an unknown reason.

7 5. I request a short one day extension to ensure that any issue
8 is resolved on July 20, 2022.

9 6. I do not believe that this one day extension will prejudice
10 the Court, the Clerk or the Respondent.

11 7. "I declare under penalty of perjury that the foregoing is
12 true and correct."
13

14 /s/ Andrew Wasielewski

15
16 ANDREW WASIELEWSKI, Esq.

17
18 **III. POINTS AND AUTHORITIES**

19 **A. APPELLANTS COMPLY WITH THE PROCEDURE TO REQUEST AN EXTENSION OF**
20 **TIME TO FILE THE PETITION**

21 NRAP 26(b) (1) (A) states in pertinent part:

22 "(A) For good cause, the court may extend the time
23 prescribed by these Rules or by its order to
24 perform any act, or may permit an act to be done
25 after that time expires. But the court may not
26 extend the time to file a notice of appeal except
27 as provided in Rule 4(c)."
28

The Petition was originally due on July 5, 2022. A clerk's
extension was previously granted to file this request. The Petition is

1 due today, July 19, 2022. The one day extension will make the Petition
2 due on July 20, 2022.

3 No extension has been denied to file this Petition.

4 An extension is necessary for the following reasons:

5 a) Appellants do not understand why the Petition payment did not
6 process and cannot make it process. Appellants pledge to
7 resolve this first thing on July 20, 2022.

8 b) Appellants allege that for all these reasons, the requested for
9 extension of time is appropriate and warranted.
10

11 The new due date of the Petition would be July 20, 2022. The
12 Petition has been filed already and is in a "payment pending" status
13 for an uncertain reason.

14 **IV. CONCLUSION**

15 Therefore, as Counsel has shown good cause for why this extension
16 is requested and the request is in compliance with NRAP 9 and NRAP 26,
17 Appellants request approval of their request.
18

19 Dated this 19th day of July, 2022

20 Attorney for Appellants

21 THE WASIELEWSKI LAW FIRM, LTD.

22 /s/ Andrew Wasielewski

23 By: _____

24 ANDREW WASIELEWSKI, ESQ.
25 Nevada Bar #6161
26 8275 S. Eastern Ave #200-818
27 Las Vegas, NV 89123
28 Attorney for Appellants

CERTIFICATE OF SERVICE

I HEREBY CERTIFY AND AFFIRM that this document was filed electronically with the Nevada Supreme Court on July 19, 2022. Electronic service of the foregoing document shall be made in accordance with the Master Service List as follows:

STEPHEN HABERFELD, Esq.
Supreme Court Settlement Judge

Zachary Ball, Esq.

Attorney for Respondent