

IN THE SUPREME COURT OF THE STATE OF NEVADA

CRAIG MUELLER,	)	No. 83412	Electronically Filed
Appellant,	)		Feb 02 2022 10:07 a.m.
Vs.	)		Elizabeth A. Brown
	)	Related Dist. Court Case,	Clerk of Supreme Court
	)	8th Jud. Dist. Ct.	
CHRISTINA HINDS.	)	Case No. D-18-571065-D	
	)	Dept. C	
Respondent,)		
)		
	)	MOTION TO	
	)	CONSOLIDATE WITH	
	)	RELATED APPEAL	
)		

Appellant files this Motion to Consolidate this appeal with Hinds v. Mueller, Case No. 84077.

On January 28, 2022, this Court granted Appellant's Motion to Remove from Fast Track Program and Consolidate with Related Appeal in part. The Court granted removal from the fast track program. However, because the related appeal was referred "to this court's settlement program, Mueller's request to consolidate these appeals is denied without prejudice. Nos. 83412/84077." *See* Order, 1/28/2022, at 1.

On January 31, 2022, this Court issued notice that “It has been determined that this appeal [84077] will not be assigned to the settlement program” and set the opening brief due in 120 days. *See* Notice, 1/31/2022, at 1. Now that 84077 is no longer in the settlement program, Appellant requests that this appeal be consolidated with the related appeal and a consolidated briefing schedule be issued. The related appeal, 84077, is an appeal of the denial of attorney’s fees by the lower court. Should appellant in this matter win this appeal, that appeal would become moot because Appellant would then become the prevailing party entitled to attorney’s fees. As such, the most prudent and judicially economical decision would be to consolidate the two appeals and address both simultaneously in a single order.

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CONCLUSION

For the foregoing reasons, Appellant respectfully requests that this Court consolidate this appeal with Case No. 84077 and set a consolidated briefing schedule.

Dated this 2nd day of February 2022.

/s/ Michael J. Mcavaoyamaya

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 28th day of September 2021, the undersigned served the foregoing **MOTION TO CONSOLIDATE** on all counsel in the E-Service Master List for the above-referenced matter in the Nevada Supreme Court eFiling System in accordance with the Nevada Electronic Filing and Conversion Rules.

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Dated this 2nd day of February, 2022.

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