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Oct 04 2023 01:51 PM
Elizabeth A. Brown
Clerk of Supreme Court

IN THE SUPREME COURT OF THE STATE OF NEVADA

ERICH M. MARTIN,

Appellant,

vs.
RAINA L. MARTIN,

Respondent.

Case No. 81810

Appeal from the Eighth Judicial District
Court, the Honorable Rebecca L. Burton
Presiding

ERICH M. MARTIN,

Appellant,

vs.
RAINA L. MARTIN,

Respondent.

Case No. 82517

Appeal from the Eighth Judicial District
Court, the Honorable Rebecca L. Burton
Presiding

**SUPPLEMENT TO APPELLANT ERICH MARTIN'S EMERGENCY
MOTION TO RECALL REMITTITUR AND REINSTATE AND
CONTINUE STAY PENDING PETITION FOR WRIT OF CERTIORARI
PROCEEDINGS UNDER NRAP 27(e)**

Appellant Erich Martin (Erich) hereby provides this Court with a Supplement to his Emergency Motion to Recall Remittitur and Reinstate and Continue Stay Pending Petition for Writ of Certiorari Proceedings Under NRAP 27(e). At the time that motion was filed, Erich's motion to proceed as a veteran with the United States Supreme Court was still pending decision.¹ On October 2, 2023, the United States Supreme Court denied the motion and issued its customary letter, as Erich indicated would occur in the event his motion was denied,² providing him 60 days from October 2, 2023, to proceed in normal course and without cost exemption to file the petition for writ of writ certiorari, which Erich is now in the process of doing.³

Dated this 4th day of October, 2023.

MARQUIS AURBACH

By /s/ Chad F. Clement

Chad F. Clement, Esq. (SBN 12192)
10001 Park Run Drive
Las Vegas, Nevada 89145
Attorneys for Appellant Erich Martin

¹ Motion, at 2; Motion, at Exhibit 1.

² Motion, at 2.

³ See Docker No. 23M9, attached hereto as **Exhibit 1** (also available at <https://www.supremecourt.gov/search.aspx?filename=/docket/docketfiles/html/public/23m9.html> (last access October 4, 2023)); Email correspondence from The Supreme Court of the United States, dated October 4, 2023, attached as **Exhibit 2**. The email was forwarded from Erich's counsel in the United States Supreme Court to the undersigned counsel.

CERTIFICATE OF SERVICE

I hereby certify that the foregoing **SUPPLEMENT TO APPELLANT ERICH MARTIN'S EMERGENCY MOTION TO RECALL REMITTITUR AND REINSTATE AND CONTINUE STAY PENDING PETITION FOR WRIT OF CERTIORARI PROCEEDINGS UNDER NRAP 27(e)** was filed electronically with the Nevada Supreme Court on the 4th day of October, 2023. Electronic Service of the foregoing document shall be made in accordance with the Master Service List.

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

Richard Crane, Esq.
Willick Law Group
3591 E. Bonanza Road, Suite 200
Las Vegas, NV 89110
Willicklawgroup.com
Attorney for Respondent, Raina L. Martin

/s/ Leah Dell _____
an employee of Marquis Aurbach

Exhibit 1

 		Search documents in this case: <input type="text"/> <input type="button" value="Search"/>
No. 23M9		
Title:	Erich M. Martin, Petitioner v. Raina L. Martin	
Docketed:	July 20, 2023	
Lower Ct:	Supreme Court of Nevada	
Case Numbers:	(81810, 82517)	

DATE	PROCEEDINGS AND ORDERS
Jul 17 2023	Motion for leave to proceed as a veteran filed. <div style="display: flex; justify-content: space-around;"> Main Document Other Proof of Service </div>
Jul 26 2023	DISTRIBUTED for Conference of 9/26/2023.
Oct 02 2023	Motion Denied.

NAME	ADDRESS	PHONE
Attorneys for Petitioner		
Carson J. Tucker Counsel of Record	Lex Fori, PLLC Dpt #3020 1250 W. 14 Mile Rd. Troy, MI 48083-1030 cjtucker@lexfori.org	(734) 887-9261
Party name: Erich M. Martin		

Exhibit 2

Leah Dell

From: Carson Tucker <cjtucker@lexfori.org>
Sent: Wednesday, October 4, 2023 12:54 PM
To: Chad F. Clement
Subject: FW: Correspondence from The Supreme Court of the United States

Importance: High

From: No-Reply@Supremecourt.gov <No-Reply@Supremecourt.gov>
Sent: Wednesday, October 4, 2023 9:05 PM
To: Carson Tucker <cjtucker@lexfori.org>
Subject: Correspondence from The Supreme Court of the United States
Importance: High

**SUPREME COURT OF THE UNITED STATES
OFFICE OF THE CLERK
WASHINGTON, DC 20543-0001**

October 2, 2023

Carson J. Tucker
Lex Fori, PLLC
Dpt #3020
1250 W. 14 Mile Rd.
Troy, MI 48084-1030

RE: Erich M. Martin v. Raina L. Martin
No: 23M9

Dear Mr. Tucker:

The motion for leave to proceed as a veteran in the above-entitled case was denied October 2, 2023.

If you intend to pay the \$300.00 docket fee, you must submit forty copies of the petition in booklet format on 6 1/8 X 9 1/4 inch paper and comply with the filing requirements of Rule 33.1.

However, if you intend to proceed in forma pauperis, you must submit a motion for leave to proceed in forma pauperis and a notarized affidavit or declaration of indigency pursuant to Rule 39. You may use the enclosed forms.

A copy of the corrected petition must be served on opposing counsel.

When making the required corrections to a petition, no change to the substance of the petition may be made.

Please correct and resubmit as soon as possible. Unless the petition is submitted to this Office in corrected form within 60 days of the date of this letter, the petition will not be filed. Rule 14.5.

Sincerely,
Scott S. Harris, Clerk
By:

Jeffrey Atkins
(202) 479-3263