

IN THE SUPREME COURT OF THE STATE OF NEVADA

ASPEN SPECIALTY INSURANCE
COMPANY,

Petitioner,

v.

THE EIGHT JUDICIAL DISTRICT
COURT OF THE STATE OF
NEVADA, IN AND FOR THE
COUNTY OF CLARK; AND THE
HONORABLE GLORIA STURMAN,
DISTRICT JUDGE,

Respondents.

and

ST. PAUL FIRE & MARINE
INSURANCE COMPANY;
NATIONAL UNION FIRE
INSURANCE COMPANY OF
PITTSBURGH, PA; ROOF DECK
ENTERTAINMENT, LLC, D/B/A
MARQUEE NIGHTCLUB,

Real Parties in Interest

) Supreme Court No. 83794

)

)

)

)

)

)

)

)

)

)

)

)

)

)

)

)

)

)

)

)

)

)

)

)

)

)

)

)

Electronically Filed
Jan 04 2022 04:34 p.m.
Elizabeth A. Brown
Clerk of Supreme Court

**REAL PARTY IN INTEREST
ST. PAUL FIRE & MARINE
INSURANCE COMPANY'S
MOTION FOR AN
EXTENSION OF TIME TO
FILE ANSWER TO WRIT
(FIRST REQUEST)**

Real Party in Interest St. Paul Fire & Marine Insurance Company ("St. Paul"), respectfully moves this Court for an extension of time for a period of 60 days from the current due date within which to file its answer to the Writ Petition filed by Aspen Specialty Insurance Company ("Aspen"). The answer is currently

due on January 18, 2022. This extension of time would make the answer due on or before March 21, 2022 (as March 19, 2022 falls on a Saturday). This is St. Paul's first request for an extension of time.

On July 20, 2021, appellate counsel for St. Paul, Michael K. Wall, of Hutchison & Steffen passed away after his short battle with COVID-19. Mr. Wall served as St. Paul's lead appellate counsel in this case involving National Union and Aspen. Following Mr. Wall's passing, his law partner, Daniel Stewart, assumed responsibilities for appellate briefing in St. Paul's pending appeal involving National Union as well as this case. However, Mr. Stewart has been asked by Governor Sisolak to serve as a member of his senior staff, and Mr. Stewart begins that service in the Governor's Office beginning January 10, 2022.

Additionally, Aspen's Writ Petition is over 10,000 words and raises complex issues that will take additional time to respond to, including the propriety of writ relief itself.

Given all of the above (as well as the recent Holidays), St. Paul respectfully requests additional time to complete the complex task of briefing and submitting an answer by January 18, 2022. Specifically, St. Paul requests 60 days to March 21, 2022. This request is presented in good faith, and not for purposes of delay or any other improper reason. Counsel for St. Paul has also discussed the extension request with counsel for Aspen. Counsel for Aspen has agreed to the request, and

St. Paul has agreed to consent to an extension for Aspen's Reply, should Aspen request one at a later date.

Respectfully submitted this 4th day of January, 2022.

HUTCHISON & STEFFEN, PLLC

/s/ Mark A. Hutchison
Mark Hutchison (4639)
Alex R. Velto (14961)
10080 West Alta Drive, Suite 200
Las Vegas, NV 89145
Telephone: 702/385-2500
mhutchison@hutchlegal.com

*Attorney for Real Party in Interest St. Paul
Fire & Marine Insurance Company.*

CERTIFICATE OF SERVICE

I certify that I am an employee of HUTCHISON & STEFFEN, LLC and that on this date ***REAL PARTY IN INTEREST ST. PAUL FIRE & MARINE INSURANCE COMPANY'S MOTION FOR AN EXTENSION OF TIME TO FILE ANSWER TO WRIT (FIRST REQUEST)*** was filed electronically with the Clerk of the Nevada Supreme Court, and therefore electronic service was made in accordance with the master service list as follows:

The Honorable Gloria Sturman
Eighth Judicial District Court, Dept. 26
Clark County, Nevada
Regional Justice Center
200 Lewis Ave.
Las Vegas, NV 89155

Andrew D. Herold, Esq.
Nicolas B. Salerno, Esq.
HEROLD & SEGAR
3960 Howard Hughes Pkwy.
Suite, 500
Las Vegas, NV 89169

Michael M. Edwards, Esq.
Derek Noack, Esq.
Stephanie D. Bedker, Esq.
MESSNER REEVES LLP
8945 W. Russell Road, Suite 300
Las Vegas, NV 89148
Attorneys for Petitioner

Jeremy W. Stamelman, Esq.
KELLER/ANDERLE LLP
18300 Von Karmen Ave.
Suite 930
*Attorneys for Real Parties in
Interest National Union Fire
Insurance Company of
Pittsburgh PA & Roof Deck
Entertainment, LLC d/b/a/
Marquee Nightclub*

DATED this 4th day of January, 2022.

/s/ Bobbie Benitez

An employee of Hutchison & Steffen, PLLC