

1 **IN THE SUPREME COURT OF THE STATE OF NEVADA**

2 MINH LUONG,

3 Appellant,

4 vs.

5 JAMES VAHEY,

6 Respondent.

) Case No.: 83929

) Dist. Court Case No. D-18-581444-D
Electronically Filed
May 18 2022 02:14 p.m.
Elizabeth A. Brown
Clerk of Supreme Court

7
8
9 **APPELLANT'S MOTION TO EXTEND TIME IN WHICH TO SUBMIT**
10 **HER REQUEST FOR TRANSCRIPTS**

11 **OR**

12 **IN THE ALTERNATIVE TO ACCEPT A LATE FILING**

13 Appellant, MINH LUONG, by and through her counsel, Fred Page, Esq.
14 hereby submits her Motion to Extend Time in Which to Submit Request for
15 Transcripts or in the Alternative to Accept a Late Filing.

16 DATED this 18th day of May 2022

17
18 PAGE LAW FIRM

19
20 

21 FRED PAGE, ESQ.

22 Nevada Bar No. 6080

23 6930 South Cimarron Road, Suite 140

24 Las Vegas, Nevada 89113

25 (702) 823-2888

26 Attorney for Appellant

1 **I. Appellant Should Receive an Extension of Time in Which to File Her**
2 **Request for Transcript**

3 Appellant, MINH LUONG, respectfully requests that she receive an
4 extension of time in which to file her Request for Transcripts. The case was
5 originally in the settlement program. The transcript from the October 18, 2021,
6 which is now on appeal had been obtained on October 31, 2021. However, the
7 filing was overlooked through an administrative oversight.
8

9
10 Counsel for Appellant is a sole practitioner with an extremely busy litigation
11 practice and the filing of the Request for Transcripts was overlooked. Appellant's
12 Docketing Statement is completed. The Case Appeal Statement has been filed.
13 The settlement conference was vacated by the settlement judge. There is no undue
14 prejudice to anyone. The filing date for the Opening Brief will be met.
15
16

17 **II.**
18 **GOVERNING LAW AND ARGUMENT**

19 NRAP 31 provides for extensions of time. Under NRAP 31, the Court will
20 grant an initial motion for extension of time for filing a brief only upon a clear
21 showing of good cause. No prior Motion has been filed. No prior requests for an
22 extension have been made.
23

24 The Nevada Supreme Court has held repeatedly that matters should be
25 decided on their merits. There are a wealth of cases that stand for this proposition,
26 particularly for a domestic relations case such as this one. *See Price v. Dunn*, 106
27
28

1 Nev. 100, 787 P.2d 785, (1990) (1990) (Nevada's policy favoring decisions on the
2 merits is heightened in cases involving domestic relations matters); *Dagher v.*
3 *Dagher*, 103, Nev. 26, 28, 731 P.2d 1329, 1330 (1997) (same). *See also, Leslie v.*
4 *Leslie*, 1 113 Nev. 727, 941 P.2d 451 (1997); *Kahn v. Orme*, 108, Nev. 510, 516,
5 835 P.2d 790, 794 (1992)); *Hotel Last Frontier v. Frontier Prop.*, 79 Nev. 150,
6 155, 380 P.2d 295 (1963).
7

8
9 As indicated, Appellant's Docketing Statement is completed. The Case
10 Appeal Statement has been filed. The settlement conference was scheduled and
11 then was vacated. The filing deadline for the Opening Brief will be met.
12

13 Based upon the foregoing, Respondent respectfully requests that Respondent
14 be granted an extension *nunc pro tunc* to April 29, 2022, or a date the Court
15 believes is just and equitable, or in the alternative to accept a late filing.
16

17 DATED this 18th day May 2022
18

19 PAGE LAW FIRM

20
21 

22 FRED PAGE, ESQ.

23 Nevada Bar No. 6080

24 6930 South Cimarron Road, Suite 140

25 Las Vegas, Nevada 89113

26 (702) 823-2888

27 Attorney for Appellant
28

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

CERTIFICATE OF SERVICE

I hereby certify that I am an employee of Page Law Firm and that on May 18, 2022, I electronically filed with the Supreme Court a true and correct copy of the above and foregoing **APPELLANT'S MOTION TO EXTEND TIME OR IN THE ALTERNATIVE TO ACCEPT A LATE FILING.**

I further certify that on May 18, 2022, I served a true and correct copy of the above and foregoing **APPELLANT'S MOTION TO EXTEND TIME OR IN THE ALTERNATIVE TO ACCEPT A LATE FILING** via e-service and U.S. Mail, postage prepaid, to the following:

Robert Dickerson, Esq.
Dickerson Karacsonyi Law Group
1645 Village Center Circle, Suite 291
Las Vegas, Nevada 89134
Attorney for Respondent



An employee of Page Law Firm