

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

DIAMOND HALL,

Appellant,

v.

JUSTIN MARTIN,

Respondent.

Electronically Filed  
Jun 03 2022 04:23 p.m.  
Elizabeth A. Brown  
Clerk of Supreme Court

Supreme Court No.: 83979

District Court No.: D-19-600476-C

**APPELLANT'S MOTION FOR EXTENSION OF TIME TO FILE  
RESPONSE TO RESPONDENT'S EMERGENCY MOTION FOR  
SANCTIONS ON APPELLANT**

COMES NOW, Appellant, Diamond Hall, by and through her attorney, Amy A. Porray, Esq. of McFarling Law Group, and hereby requests an Order extending the time to file Appellant's Response to Respondent's Emergency Motion for Sanctions on Appellant. This Motion is based upon the Memorandum of Points and Authorities, Declaration of Amy A. Porray, Esq., and all other papers and pleadings on file herein.

DATED this 3rd day of June, 2022.

**McFARLING LAW GROUP**

/s/ Amy A. Porray

Amy A. Porray, Esq.  
Nevada Bar Number 9596  
6230 W. Desert Inn Road  
Las Vegas, NV 89146  
(702) 565-4335  
*Attorney for Appellant,  
Diamond Hall*

## **MEMORANDUM OF POINTS AND AUTHORITIES**

Under NRAP 26(b), for good cause, the Court may extend time to perform any act prescribed in the Nevada Rules of Appellate Procedure. On or before the due date sought to be extended, a party may request by telephone a single 14-day extension of time, and if good cause is shown, the clerk may grant such request by telephone. However, for any further extensions of time, the party must file a written motion for an extension of time demonstrating extraordinary and compelling circumstances why a further extension of time is necessary.

Motions for extensions of time are governed by Rule 31(b). Subsection (3) of said Rule states that the motion shall include the following:

- (i) The date when the brief is due;
- (ii) The number of extensions of time previously granted (including a 14-day telephonic extension), and if extensions were granted, the original date when the brief was due;
- (iii) Whether any previous requests for extensions of time have been denied or denied in part;
- (iv) The reasons or grounds why an extension is necessary (including demonstrating extraordinary and compelling circumstances under Rule 26(b)(1)(B), if required); and
- (v) The length of the extension requested and the date on which the brief would become due.

Per the Court's order, Appellant's Response to Respondent's Emergency Motion for Sanctions on Appellant was due on May 27, 2022. Appellant has

requested one telephonic extension that was granted until June 3, 2022. This Court has never denied any requests for extension of time.

Appellant files the instant motion seeking an extension of three days. The extraordinary and compelling circumstances are as follows: The undersigned's office was abnormally affected the entire week of May 30, 2022 by absences of staff and attorneys due to COVID and stomach flu, including the undersigned who is now ill with the stomach flu. There is no other attorney available at this time to draft the Response due June 3, 2022. All substantive briefing has been completed.

Based on the above, Appellant respectfully requests a three-day extension to file the Response to Respondent's Emergency Motion for Sanctions on Appellant – specifically the Response would be due June 8, 2022. This motion is brought in good faith and not for purposes of delay.

DATED this 3rd day of June, 2022.

**McFARLING LAW GROUP**

*/s/ Amy A. Porray*

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Amy A. Porray, Esq.  
Nevada Bar Number 9596  
6230 W. Desert Inn Road  
Las Vegas, NV 89146  
(702) 565-4335  
*Attorney for Appellant,  
Diamond Hall*

**DECLARATION OF AMY A. PORRAY, ESQ.**

I, Amy A. Porray, Esq., declare under penalty of perjury under the laws of the State of Nevada that the following is true and correct:

1. I represent the Appellant in the above-entitled case.
2. I have read the attached motion and know the contents thereof; the same is true of my own knowledge, except for those matters stated upon information and belief and, as to those matters, I believe them to be true.

I declare under penalty of perjury, under the laws of the State of Nevada and the United States (NRS 53.045 and 28 USC § 1746), that the foregoing is true and correct.

DATED this 3rd day of June, 2022.

**McFARLING LAW GROUP**

/s/ Amy A. Porray

Amy A. Porray, Esq.  
Nevada Bar Number 9596  
6230 W. Desert Inn Road  
Las Vegas, NV 89146  
(702) 565-4335  
*Attorney for Appellant*  
*Diamond Hall*

## VERIFICATION

The undersigned counsel of record certifies as follows: I hereby certify that this motion complies the requirements of NRAP 27, has been prepared in a proportionally spaced typeface using Microsoft Word–Office 365 Business in font type Times New Roman size 14, and is less than 10 pages long. I also certify that the information provided in this motion is true and complete to the best of my knowledge, information, and belief.

DATED this 3rd day of June, 2022.

### **MCFARLING LAW GROUP**

/s/ Amy A. Porray

Amy A. Porray, Esq.  
Nevada Bar Number 9596  
6230 W. Desert Inn Road  
Las Vegas, NV 89146  
(702) 565-4335  
*Attorney for Appellant,  
Diamond Hall*

## NRAP 26.1 STATEMENT

The undersigned counsel of record certifies that the following are persons and entities as described in NRAP 26.1 (a) and must be disclosed. These representations are made in order that the justices of this Court may evaluate possible disqualification or recusal.

1. All parent corporations and publicly-held companies owning 10 percent or more of the party's stock: N/A

2. Names of all law firms whose attorneys have appeared for the party or amicus in this case (including proceedings in the district court or before an administrative agency) or are expected to appear in this Court:

**McFarling Law Group**, Amy A. Porray, Esq.

**Hitzke & Ferran, LLP**, Erick Ferran, Esq.

**Leavitt & Flaxman**, Brandon K. Leavitt, Esq., Michael C. Flaxman, Esq., and Elizabeth Ellison, Esq.

**Leavitt Family Law Group**, Brandon K. Leavitt, Esq. and Elizabeth Ellison, Esq.

**Patricia A. Marr, Ltd.**, Patricia A. Marr, Esq.

**Page Law**, Fred Page, Esq.

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3. If litigant is using a pseudonym, the litigant's true name: None.

DATED this 3rd day of June, 2022.

**McFARLING LAW GROUP**

/s/ Amy A. Porray

Amy A. Porray, Esq.  
Nevada Bar Number 9596  
6230 W. Desert Inn Road  
Las Vegas, NV 89146  
(702) 565-4335  
*Attorney for Appellant,  
Diamond Hall*

**CERTIFICATE OF SERVICE**

I, an employee of McFarling Law Group, hereby certify that on the 3rd day of June, 2022, I served a true and correct copy of Appellant's Motion for Extension of Time to File Appellant's Response to Respondent's Emergency Motion for Sanctions on Appellant as follows:

☒by United States mail in Las Vegas, Nevada, with First-Class postage prepaid and addressed as follows:

Justin Martin  
3144 Manti Peak Avenue  
North Las Vegas, NV 89081  
*Respondent in Proper Person*

/s/ Crystal Beville  
Crystal Beville