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13 *Attorneys for Respondents*

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

15
16
17 ESTATE OF THELMA AILENE
SARGE; ESTATE OF EDWIN
18 JOHN SARGE; AND JILL SARGE,

SUPREME COURT CASE NO.
82623

19 Appellants,

District Court Case No. 16 RP 00009 1B

20
21 vs.

22 ZACHARY PEDERSON;
23 MICHELLE PEDERSON; AND
ROSE HILL, LLC,
24

25 Respondents.
26

27 **RESPONDENTS' MOTION FOR EXTENSION OF TIME**
28 **FOR FILING RESPONDING BRIEF**

1 Zachary Pederson, Michelle Pederson, and Rose Hill, LLC, by and
2 through their attorneys of record Patrick R. Millsap of Wallace & Millsap and
3 James M. Walsh of Walsh & Rosevear hereby move this Court for an
4 extension of time for filing their Responding Brief. This Motion is made and
5 based upon Nevada Rules of Appellate Procedure 27 and 31.
6
7

8 **I. NRAP 31(b)(3)(A) REQUIREMENTS**

9 A motion for extension of time for filing a brief made be made “no later
10 than the due date for the brief and must comply with the provisions of
11 [NRAP 31] and Rule 27.” Here, the due date for the filing of Respondents’
12 Responding Brief is September 10, 2021, and this Motion is being made on
13 September 9, 2021. NRAP 31(b)(3). NRAP 31(b)(3)(A) details the contents
14 of a motion for extension of time for filing a brief and specifically provides
15 that the following must be included:
16
17
18

19 **(i) The date when the brief is due:**

20 Pursuant to the Court’s August 23, 2021, *Order Granting*
21 *Telephonic Extension*, the Respondents’ Responding Brief is due on
22 September 10, 2021.
23

24
25
26
27 ///
28

1 **(ii) The number of extensions of time previously granted**
2 **(including a 5-day telephonic extension), and if extensions were**
3 **granted, the original date when the brief was due.**

4
5 The Court previously granted Respondents one extension.

6 The original date Respondents' Responding Brief was August 27,
7 2021 (30 days from the filing of Appellants' Opening Brief).

8
9 **(iii) Whether any previous requests for extensions of time have**
10 **been denied or denied in part.**

11
12 No previous requests for extensions have been denied.

13 **(iv) The reasons or grounds why an extension is necessary; and**

14
15 Respondents request this extension because attorney Patrick R.
16 Millsap's son was born prematurely on July 29, 2021, and Mr. Millsap's wife
17 underwent emergency surgery. Mr. Millsap is currently working on a
18 reduced schedule for the next several weeks. Mr. Millsap is the attorney
19 responsible for preparing the Respondents' Responding Brief.
20

21
22 **(v) The length of the extension requested and the date on which**
23 **the brief would become due.**

24 Respondents are requesting a four-week extension of time to file
25 their Responding Brief. With a four-week extension of time, Respondents'
26 Brief would be due on Wednesday, October 8, 2021.
27
28

1 In sum, the Respondents respectfully request a four-week extension of
2 time to file their Responding Brief.

3
4 DATED this 9th day of September 2021.

5 **WALLACE & MILLSAP**

6
7 */s/ Patrick R. Millsap*

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9 Patrick R. Millsap, Esq., NSB 12043
10 F. McClure Wallace, Esq., NSB 10264

11 **WALSH & ROSEVEAR**

12 */s/ James M. Walsh*

13 _____
14 James M. Walsh, Esq., NSB 1979

1 CERTIFICATE OF SERVICE

2 I certify that I am an employee of the law firm of Wallace & Millsap,
3
4 counsel for Appellants, and that on the dated stated below, I caused the
5 foregoing document to be served as follows:
6

7 Tory M. Pankopf, Esq.
8 Law Offices of Tory M. Pankopf, LTD
9 748 S. Meadows Parkway, Suite 244
10 Reno, Nevada 89521

11 DATED this 9th day of September 2021.

12 */s/ Caroline Carter*

13 _____
14 Caroline Carter