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2
3 IN THE SUPREME COURT OF THE STATE OF NEVADA

FILED

OCT 20 2021

4
5 JANEAL CALKINS,

Case No.: 83053

6 Appellant,

7
8 vs.

9 WAYLON HUBER,

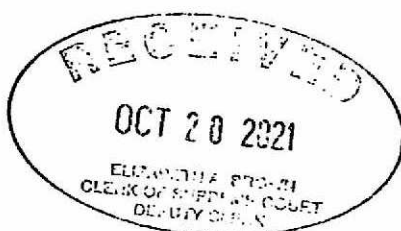
10 Respondent.
11

ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY *[Signature]*
DEPUTY CLERK

12
13 REPLY TO OPPOSITION TO MOTION TO DISMISS
14

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16 POINTS AND AUTHORITIES
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18 Respondent filed a Motion to Dismiss on September 23, 2021. Counsel for
19 Appellant e-filed an Opposition on October 2, 2021. The Court issued a Notice of
20 Rejection of Filed Document on October 4, 2021, stating that the Opposition was
21 untimely and must be accompanied by a motion for extension of time. Motion to
22 extend time was granted on 10/15/21.
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21-30221

1 Appellant comes before the court with a plethora of excuses of why the rules of
2 this court should not apply to them. The court order issued on 08/03/2021 outlines
3 what is to be done and what is expected. The reason for the transcripts are very
4 important to the respondent because they were not just trying to dissect procedure
5 but apply nonfactual information in the "Child Custody Fast Track Statement" that
6 does not align with the transcripts.
7

8 Timing and responsibility for scope of transcripts requested. NRAP 3E(c)(2)b.
9 Duty of Parties. The parties "have a duty" to confer and attempt to settle upon what
10 transcripts, if any are necessary for the appellate court's review. NRAP 3E(c)(2).
11 Timing and responsibility for scope of transcript requested. NRAP 3E(c)(2).
12 Deadline for settling upon scope of transcripts needed. The parties must confer and
13 determine what transcripts are necessary within 10 days of the date that the
14 supreme court approves the settlement conference report indicating that the parties
15 were unable to settle, or within 14 days of the date the case was exempted or
16 removed from the Supreme Court Settlement Program.
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19 The fact remains the appellants reasoning for filing the transcript 45 days late just
20 never gave this case a chance to even be handled in a manner that is required by
21 the Nevada supreme court.
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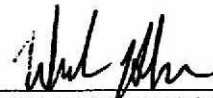
24 For this reason, I am respectfully asking this case to be dismissed in its entirety and
25 proper sanctions if any be applied.
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1
2 AFFIRMATION

3 Pursuant to NRS 239B.030 the undersigned affirms that the preceding document
4 does not contain the personal information of any person as defined by NRS
5 603A.040
6

7 I swear under penalty of perjury that the information above is true and correct.
8
9
10
11

12 Dated this 17th day of October 2021.

13
14 

15 WAYLON HUBER In Pro se
16 4151 Two Rock Dr Winnemucca, NV 89445
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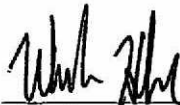
13 **PROOF OF SERVICE**

14 This is a proof of service for the "REPLY TO OPPOSITION TO MOTION
15 TO DISMISS".
16

17 Mailed to via US mail to
18 Elizabeth Bittner Esq
19 1225 Westfield Ave Ste 7
20 Reno, NV 89509

21 This document does not contain the Social Security number of any person.
22 I declare under penalty of perjury, under the law of the state of Nevada,
23 that the foregoing statements are true and correct.
24

25 10/17/2021

26 

27 Waylon Huber In Pro Se
28

PROOF OF SERVICE