

IN THE SUPREME COURT OF THE STATE OF NEVADA

GIANN BIANCHI, individually;
DARA DELPRIORE, individually,

Appellants,

vs.

SUSAN CLOKEY, Special
Administrator for the ESTATE OF
JAMES MCNAMEE, DOES I-X,
and ROE CORPORATIONS I-X,
inclusive,

Respondent.

Supreme Court No. 84064

District Court Case No. A-13-691887-C

Electronically Filed
Jun 13 2023 08:51 PM
Elizabeth A. Brown
Clerk of Supreme Court

**THIRD SUPPLEMENTAL STATUS
REPORT, AND MOTION TO
EXTEND TIME TO FILE
STIPULATION AND ORDER FOR
DISMISSAL**

Appellants file this Third Supplemental Status Report to apprise the Court of the progress in appointing a Special Administrator for the Estate of Giann Bianchi, and inform the Court as to why additional time is needed to finalize settlement. Additionally, Appellant moves for an extension of an additional 120 days to finalize settlement and submit dismissal documents with this Court.

Appellants encountered various delays in appointing a Special Administrator. The Petition was first filed in December 2022, and a hearing was set for May 19, 2023. Ultimately, Appellant's Petition was removed from calendar two days before the hearing at the direction of the presiding Department. The Matter was then revisited and an Order Appointing Special Administrator signed June 13, 2023, the same day as filing the instant Status Report. Appellants filed their Motion to Substitute before this Court the same day. Accordingly, Appellant Dara Del Priore and the Special Administrator need additional time to effectuate the final term of the settlement agreement necessary before dismissing this appeal.

To effectuate the settlement and related release of liability for Respondent (Defendant below), the parties will file a joint motion before the district court. Once the joint motion in the district court is granted the settlement will be fully effectuated and the parties will submit the requisite documents to dismiss this appeal.

Appellants are extremely grateful of this Court's continued patience. This matter, and its resolution, have encountered unique procedural challenges the parties have worked, and are continuing to work, to conclude. Appellants respectfully request the Court extend the time for the parties to effectuate settlement and submit dismissal documents by an additional 120 days.

Dated this 13th day of June, 2023

PANISH SHEA BOYLE RAVIPUDI LLP

/s/ Julia Armendariz

IAN SAMSON, ESQ.

Nevada Bar No. 15089

ADAM ELLIS, ESQ.

Nevada Bar No. 14514

JULIA ARMENDARIZ, ESQ.

Nevada Bar No. 15865

300 S. Fourth Street, Suite 710

Las Vegas, Nevada 89101

samson@psblaw.com

ellis@psblaw.com

jarmendariz@psbr.law

and

ER INJURY ATTORNEYS

COREY ESCHWEILER, ESQ.

Nevada Bar No. 6635

4795 S. Durango Drive

Las Vegas, NV 89147

ceschweiler@erinjuryattorneys.com

Attorneys for Appellants

CERTIFICATE OF SERVICE

I hereby certify that on June 13, 2023, I submitted the foregoing **THIRD SUPPLEMENTAL STATUS REPORT, AND MOTION TO EXTEND TIME TO FILE STIPULATION AND ORDER FOR DISMISSAL** for filing via the Court's eFlex electronic filing system. Electronic notification will be sent to the following:

PYATT SILVESTRI
JAMES P.C. SILVESTRI, ESQ.
Nevada Bar No. 3603
ROBERT P. MOLINA, ESQ.
Nevada Bar No. 6422
701 Bridger Avenue, Suite 600
Las Vegas, Nevada 89101
JOEL D. HENRIOD
Nevada Bar No. 8492
3993 Howard Hughes Pkwy Suite 600
Las Vegas, Nevada 89169
Attorneys for Respondent Susan
Clokey, Special Administrator for the
Estate of James McNamee