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IN RE: DISCIPLINE OF THOMAS S. SHADDIX, ESQ.
NEVADA BAR NO. 7905

Case No.: 84263

Electronically Filed
U.S. District Court
District of Nevada
Las Vegas

**RESPONSE TO DISCIPLINARY
EXTENSION OF TIME
PURSUANT TO ORDER**

12/22/2006 10:06 a.m.
Edward A. Brown
Clerk U.S. District Court

Respondent in Proper Person THOMAS S. SHADDIX hereby respectfully files his RESPONDENT'S MOTION FOR EXTENSION OF TIME PURSUANT TO N.R.A.P. 31(b)(3) with this Honorable Court. This Motion is based upon the papers and pleadings on file herein, the Declaration of Thomas S. Shaddix, Esq. pursuant to 28 U.S.C. 1746 attached hereto and such other supplemental argument as may be submitted or the Court may require.

I. THE RELIEF SOUGHT

Respondent in Proper Person respectfully requests that this Honorable Court grant him an extension of time of **fourteen (14) days** in which to file his Opening Brief in this matter.

II. MOTION

Respondent in Proper Person was served with a Notice of Briefing Schedule/Bar Discipline via email on February 22, 2022. The Notice of Briefing Schedule/Bar Discipline specifically stated that “[a]ny opening brief must be filed within 30 days from the date of this notice.”

Respondent in Proper Person did, on February 22, 2022, and does now, intend to file an Opening Brief in this matter. However, for reasons as set forth below, Respondent in Proper Person is in need of additional time in which to properly prepare his Brief.

N.R.A.P. 31(b)(3) states in pertinent part as follows:

(3) **Motions for Extensions of Time.** A motion for extension of time for filing a brief may be made no later than the due date for

1 the brief and must comply with the provisions of this Rule and
2 Rule 27.

3 (A) Contents of Motion. A motion for extension of time
4 for filing a brief shall include the following:

5 (i) The date when the brief is due;

6 (ii) The number of extensions of time previously granted
7 (including a 14-day telephonic extension), and if
8 extensions were granted, the original date when the brief
9 was due;

10 (iii) Whether any previous requests for extensions of time
11 have been denied or denied in part;

12 (iv) The reasons or grounds why an extension is necessary
13 (including demonstrating extraordinary and compelling
14 circumstances under Rule 26(b)(1)(B), if required); and

15 (v) The length of the extension requested and the date on
16 which the brief would become due.

17 Respondent in Proper Person affirmatively states the following:

18 (i) The date when the brief is due is March 24, 2022. Accordingly, this
19 Motion is being filed before the expiration of time in which to file
20 an Opening Brief.

21 (ii) The number of extensions of time previously granted (including a
22 14-day telephonic extension), and if extensions were granted, the
23 original date when the brief was due is ZERO (0).

24 (iii) Whether any previous requests for extensions of time have been
25 denied or denied in part; No previous requests for extensions of
26 time have been denied or denied in part.

27 (iv) The reasons or grounds why an extension is necessary (including
28 demonstrating extraordinary and compelling circumstances under
Rule 26(b)(1)(B), if required). Respondent in Proper Person
attempted to obtain a telephonic extension of time pursuant to
N.R.A.P. 26(b)(1)(B), but was advised by the Clerk that this was

1 not an option in Bar matters. However, Respondent in Proper
2 Person was advised that he could file a written motion for an
3 extension of time. Respondent in Proper Person is a sole
4 practitioner, currently without the assistance of a secretary. The
5 record on appeal is quite voluminous in nature as this matter has
6 been ongoing for more than two (2) years, which Respondent in
7 Proper Person is informed and believes is due at least in part to
8 Covid-19 restrictions and delays. Respondent in Proper Person has
9 every intention of meaningfully responding to this matter and
10 seeking a hearing if possible, but simply needs the requested
11 additional brief period of time in which to do so.

- 12 (v) Respondent in Proper Person respectfully requests an additional
13 fourteen (14) days in which to file an Opening Brief; if this Motion
14 is granted, the Opening Brief would be due on Thursday, April 7,
15 2022.

16 III. CONCLUSION

17 For the reasons set forth herein, Respondent in Proper Person respectfully
18 requests that RESPONDENT'S MOTION FOR EXTENSION OF TIME
19 PURSUANT TO N.R.A.P. 31 (b)(3) be granted in its entirety as set forth herein.
20

21 Dated this 24th day of March, 2022.

22 LAW OFFICE OF THOMAS S. SHADDIX

23 /s/ Thomas S. Shaddix

24 Thomas S. Shaddix, Esq.

25 Nevada State Bar No.: 7905

26 2550 East Desert Inn Road, #181

27 Las Vegas, NV 89121

28 Telephone: (702) 238-9738

Facsimile: (702) 522-6069

Email: thomas@shaddixlaw.com

Respondent in Proper Person

1 **DECLARATION OF THOMAS S. SHADDIX, ESQ., RESPONDENT,**
2 **PURSUANT TO 28 U.S.C. 1746 IN SUPPORT OF RESPONDENT'S**
3 **MOTION FOR EXTENSION OF TIME PURSUANT TO N.R.A.P. 31**
4 **(b)(3)**

5 That I have read the foregoing RESPONDENT'S MOTION FOR
6 EXTENSION OF TIME PURSUANT TO N.R.A.P. 31(b)(3) ; I am the
7 Respondent in the above-captioned matter and am competent to testify to the
8 matters stated herein. I hereby incorporate by reference the entirety of the
9 Motion set forth above, and everything contained therein is true and correct to
10 the best of my knowledge, except for those matters stated upon information and
11 belief, and as to those matters, I believe the same are true.

12
13 Executed at Las Vegas, Nevada, this 24th day of March, 2022, under
14 penalty of perjury pursuant to 28 U.S.C. 1746.

15 /s/ Thomas S. Shaddix
16 THOMAS S. SHADDIX
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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on March 24, 2022, I caused a true and correct copy of the foregoing RESPONDENT’S MOTION FOR EXTENSION OF TIME PURSUANT TO N.R.A.P. 31(b)(3) to be deposited in the United States Mail, with first class postage affixed thereto, and addressed as follows:

BRUCE C. HAHN, ESQ.
Nevada State Bar No. 5011
State Bar of Nevada
3100 W. Charleston Blvd., Ste. 100
Las Vegas, NV 89102
Counsel for the State Bar of Nevada

/s/ Thomas S. Shaddix
LAW OFFICE OF THOMAS S. SHADDIX