

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

**Case No. 84345**

**and**

**Case No. 84640**

Electronically Filed  
Sep 06 2022 09:10 a.m.  
Elizabeth A. Brown  
Clerk of Supreme Court

CITY OF LAS VEGAS, a political subdivision of the State of Nevada,

Appellant

v.

180 LAND CO, LLC, a Nevada limited-liability company, FORE STARS LTD.,  
a Nevada limited liability company,

Respondents

---

District Court Case No.: A-17-758528-J  
Eighth Judicial District Court of Nevada

---

**APPELLANT CITY OF LAS VEGAS'  
SECOND MOTION FOR EXTENSION OF TIME  
TO FILE OPENING BRIEF**

<p>LAS VEGAS CITY ATTORNEY'S OFFICE Bryan K. Scott (#4381) Philip R. Byrnes (#166) Rebecca Wolfson (#14132) 495 S. Main Street, 6th Floor Las Vegas, NV 89101 Phone: 702.229.6629 Fax: 702.386.1749 <a href="mailto:bscott@lasvegasnevada.gov">bscott@lasvegasnevada.gov</a> <a href="mailto:pbyrnes@lasvegasnevada.gov">pbyrnes@lasvegasnevada.gov</a> <a href="mailto:rwolfson@lasvegasnevada.gov">rwolfson@lasvegasnevada.gov</a></p>	<p>McDONALD CARANO LLP George F. Ogilvie III (#3552) Amanda C. Yen (#9726) Christopher Molina (#14092) 2300 W. Sahara Ave, Suite 1200 Las Vegas, NV 89102 Phone: 702.873.4100 Fax: 702.873.9966 <a href="mailto:gogilvie@mcdonaldcarano.com">gogilvie@mcdonaldcarano.com</a> <a href="mailto:ayen@mcdonaldcarano.com">ayen@mcdonaldcarano.com</a> <a href="mailto:cmolina@mcdonaldcarano.com">cmolina@mcdonaldcarano.com</a></p>
--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------

<p>LEONARD LAW, PC  Debbie Leonard (#8260)  955 S. Virginia St., Suite #220  Reno, NV 89502  775-964-4656  <a href="mailto:debbie@leonardlawpc.com">debbie@leonardlawpc.com</a></p>	<p>SHUTE, MIHALY &amp; WEINBERGER,  LLP  Andrew W. Schwartz  (CA Bar No. 87699)  (Admitted pro hac vice)  Lauren M. Tarpey  (CA Bar No. 321775)  (Admitted pro hac vice)  396 Hayes Street  San Francisco, California 94102</p>
---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------

*Attorneys for City of Las Vegas*

Pursuant to NRAP 26(b)(1), NRAP 27(a)(1), and NRAP 31(b)(3), Appellant City of Las Vegas respectfully moves the Court for an additional 30-day extension of time to file its Opening Brief to and including October 17, 2022. This is the City's second request.

On June 20, 2022, the Court consolidated Case No. 84345 and 84640 and set August 16, 2022 as the deadline for the City's opening brief. On August 5, 2022, the City filed a Motion for Extension of time to extend the deadline for filing its opening brief to September 15, 2022, which was granted on August 8, 2022. The Notice granting the extension of time stated that "[n]o further extensions of time would be permitted, except upon motion clearly demonstrating good cause." The City submits that good cause exists for the second extension of time requested in this motion, as follows:

The Joint Appendix comprises 129 volumes and was filed August 22-25, 2022. However, counsel for the parties have identified issues regarding the quality of the images in the JA volumes, which they are attempting to address. Counsel anticipate that numerous – if not all – of the JA volumes will need to be re-filed to ensure the image quality is commensurate with the district court record. Addressing these quality issues has consumed the time of undersigned counsel, thereby taking away from the time needed to draft the City's opening brief.

Additionally, the scope of issues in these consolidated appeals is broad. In its Docketing Statement for Case No. 84345, the City identified 24 distinct issues for appeal, which require a significant amount of time to analyze and present to the Court. The numerous legal authorities referenced in the district court filings must be reviewed to ensure there have been no subsequent decisions that affect them. The factual background for this case is extensive, requiring counsel to cogently organize the statement of facts and provide detailed and voluminous citations to the appendix.

Counsel for the City is diligently working to draft the opening brief. Based on the foregoing, however, the City submits that good cause exists under NRAP 26(b)(1) and NRAP 31(b)(3)(B) for the requested extension to and including October 17, 2022. This motion is brought in good faith and not for the purpose of delay.

DATED: September 6, 2022

By: /s/ Debbie Leonard

<p>LAS VEGAS CITY ATTORNEY'S OFFICE Bryan K. Scott (#4381) Philip R. Byrnes (#166) Rebecca Wolfson (#14132) 495 S. Main Street, 6th Floor Las Vegas, NV 89101 Phone: 702.229.6629 Fax: 702.386.1749 <a href="mailto:bscott@lasvegasnevada.gov">bscott@lasvegasnevada.gov</a> <a href="mailto:pbyrnes@lasvegasnevada.gov">pbyrnes@lasvegasnevada.gov</a> <a href="mailto:rwolfson@lasvegasnevada.gov">rwolfson@lasvegasnevada.gov</a></p>	<p>McDONALD CARANO LLP George F. Ogilvie III (#3552) Amanda C. Yen (#9726) Christopher Molina (#14092) 2300 W. Sahara Ave, Suite 1200 Las Vegas, NV 89102 Phone: 702.873.4100 Fax: 702.873.9966 <a href="mailto:gogilvie@mcdonaldcarano.com">gogilvie@mcdonaldcarano.com</a> <a href="mailto:ayen@mcdonaldcarano.com">ayen@mcdonaldcarano.com</a> <a href="mailto:cmolina@mcdonaldcarano.com">cmolina@mcdonaldcarano.com</a></p>
--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------

<p>LEONARD LAW, PC  Debbie Leonard (#8260)  955 S. Virginia St., Suite #220  Reno, NV 89502  775-964-4656  <a href="mailto:debbie@leonardlawpc.com">debbie@leonardlawpc.com</a></p>	<p>SHUTE, MIHALY &amp; WEINBERGER,  LLP  Andrew W. Schwartz (CA Bar No. 87699)  (Admitted pro hac vice)  Lauren M. Tarpey (CA Bar No. 321775)  (Admitted pro hac vice)  396 Hayes Street  San Francisco, California 94102</p>
---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------

*Attorneys for City of Las Vegas*

## **CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that I am an employee of Leonard Law, PC, and that on this date a copy of the foregoing document was electronically filed with the Clerk of the Court for the Nevada Supreme Court on today's date by using the Nevada Supreme Court's E-Filing system (E-Flex). Participants in the case who are registered with E-Flex as users will be served by the E-Flex system. All others will be served by U.S. mail.

Dated: September 6, 2022

/s/ Tricia Trevino

Tricia Trevino