

**MOT**

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*Guardian Ad Litem for Kathleen June Jones*

Electronically Filed  
Sep 28 2022 01:54 p.m.  
Elizabeth A. Brown  
Clerk of Supreme Court

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

IN THE MATTER OF THE  
GUARDIANSHIP OF THE PERSON  
AND ESTATE OF KATHLEEN JUNE  
JONES, AN ADULT PROTECTED  
PERSON.

Supreme Court No.:  
84655

District Court Case No.:  
G-19-052263-A

KATHLEEN JUNE JONES,

Appellant,

vs.

ELIZABETH BRICKFIELD,  
GUARDIAN AD LITEM FOR  
KATHLEEN JUNE JONES; ROBYN  
FRIEDMAN; DONNA SIMMONS,

Respondents.

**MOTION FOR EXTENSION OF TIME TO FILE THE ANSWERING BRIEF ON  
APPEAL (First Request)**

Respondent, ELIZABETH BRICKFIELD, Guardian Ad Litem to KATHLEEN  
JUNE JONES hereby moves for a brief, sixty (60) day extension of time from the date of

1 October 15, 2022 under NRAP 26 for filing the Answering Brief on Appeal (“Answering  
2 Brief”) to the Appellant’s Opening Brief filed September 15, 2022.  
3

4 The Answering Brief is due by October 15, 2022. If granted a brief, sixty (60) day  
5 extension from the date of filing this Motion, the Answering Brief will be due by December  
6 13, 2022. This is the first motion for extension for the Answering Brief. The request is made  
7 in good faith and not for purposes of delay.  
8

9 NRAP 31(b)(3) states in relevant part as follows:  
10

11 **(3) Motions for Extensions of Time.** A motion for extension of time for  
12 filing a brief may be made no later than the due date for the brief and must  
13 comply with the provisions of this Rule and Rule 27.

14 **(A) Contents of Motion.** A motion for extension of time for filing a  
15 brief shall include the following:

- 16 (i) The date when the brief is due;
- 17 (ii) The number of extensions of time previously granted  
18 (including a 5-day telephonic extension), and if extensions were  
19 granted, the original date when the brief was due;
- 20 (iii) Whether any previous requests for extensions of time have  
21 been denied or denied in part;
- 22 (iv) The reasons or grounds why an extension is necessary; and
- 23 (v) The length of the extension requested and the date on which  
24 the brief would become due.

25 **(B) Motions in All Appeals Except Child Custody, Visitation, or  
26 Capital Cases.** Applications for extensions of time beyond that to  
27 which the parties are permitted to stipulate under Rule 31(b)(2) are not  
28 favored. The court will grant an initial motion for extension of time for  
filing a brief only upon a clear showing of good cause. The court shall  
not grant additional extensions of time except upon a showing of  
extraordinary circumstances and extreme need.

As the record demonstrates, this case was highly contentious and detailed on the  
issues, including the appropriateness of the appeal. The facts surrounding the case were

1 particular and distinct, many of first impression. The Guardian Ad Litem continues to work  
2 on the Answering Brief.  
3

4 This Appeal concerns the payment of a fee to a Guardian ad Litem. The \$5,713.50  
5 award has not been paid to date and there is no harm to the Protected Person in any further  
6 delay in payment. There is no harm to the Protected Person or her Estate in having this  
7 request for a continuance granted. Respondent requested the continuance from Counsel for  
8 the Protected Person and Counsel for the Guardian. While Counsel for the Guardian agreed  
9 to the extension, Counsel for the Protected Person would not. See Exhibit "A", email  
10 exchanges.  
11  
12  
13

14 Respondent requested the extension for several reasons. First, on September 22,  
15 2022, Family Court Judge Linda Marquis heard argument on Respondent's Motion that  
16 Counsel be Appointed to Represent her in the proceedings. Judge Marquis stated in court  
17 that she would be issuing her written decision within two to three weeks, which may very  
18 well be after the date the Answering Brief is to be filed. The Answering Brief is complex  
19 and requires attention to detail.  
20  
21

22 Since Respondent is effectively a pro per litigant, she should not be required to  
23 undertake the appellate briefing while awaiting the decision. Respondent's firm does not  
24 regularly practice in the appellate area and it is a hardship to the firm to undertake the appeal.  
25

26 Second, Respondent is a candidate for the legislature in this upcoming election.  
27 Respondent is running for the open seat for Assembly in Assembly District 23. The election  
28

1 is being held on November 8, 2022, with early voting beginning on October 22, 2022. It is  
2 a hardship to Respondent to undertake an appeal during the critical months of September  
3 and October.  
4

5 Respondent has no counsel in this matter and at this point in time is compelled to  
6 work on the Answering Brief without assistance during the height of campaign season.  
7 Given the numerous appeals and the complexity of this case, it has required extensive time  
8 to conduct research on very complex law involving appointment of and payment of fees to  
9 a Guardian Ad Litem and appointment of counsel to a Guardian Ad Litem and payment of  
10 fees due to counsel to a Guardian Ad Litem, and review and identification of the relevant  
11 portions of the transcripts and pleadings in the District Court, and submissions by the  
12 Appellant, all of which has taken longer than initially anticipated.  
13  
14  
15

16 Given all of the above, Respondent requests a brief, sixty (60) day extension, until  
17 December 13, 2022.  
18

19 This motion is being submitted in good faith, and without the intent to cause undue  
20 delay in the appeal.  
21

22 Dated this 28<sup>th</sup> day of September, 2022.  
23

24   
Elizabeth Brickfield, Esq., NSB #6236  
25 9130 West Post Road, Suite 200  
26 Las Vegas, Nevada 89148  
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28 Facsimile: (702) 476-6442  
ebrickfield@dlnevadalaw.com

*Guardian Ad Litem for Kathleen June Jones*

**Exhibit "A"**

**Exhibit "A"**

## Lauren Candela

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**From:** Elizabeth Brickfield  
**Sent:** Tuesday, September 27, 2022 12:45 PM  
**To:** Lauren Candela  
**Subject:** FW: Appeal - Guardianship of Kathleen June Jones



**DAWSON • LORDAHL**  
TRUST, ESTATE & BUSINESS ATTORNEYS

Elizabeth Brickfield, Esq.,  
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**From:** John Michaelson <[john@Michaelsonlaw.com](mailto:john@Michaelsonlaw.com)>  
**Sent:** Thursday, September 22, 2022 2:05 PM  
**To:** Elizabeth Brickfield <[EBrickfield@dlnevadalaw.com](mailto:EBrickfield@dlnevadalaw.com)>; Scott Cardenas <[SCardenas@lacsns.org](mailto:SCardenas@lacsns.org)>; Elizabeth Mikesell <[EMikesell@lacsns.org](mailto:EMikesell@lacsns.org)>  
**Subject:** Re: Appeal - Guardianship of Kathleen June Jones

We would agree to that.

**John Michaelson**  
Attorney

Office: 702.731.2333 | Fax: 702.731.2337  
Email: [john@michaelsonlaw.com](mailto:john@michaelsonlaw.com)



---

**From:** Elizabeth Brickfield <[EBrickfield@dlnevadalaw.com](mailto:EBrickfield@dlnevadalaw.com)>  
**Date:** Thursday, September 22, 2022 at 12:01 PM  
**To:** Scott Cardenas <[SCardenas@lacsns.org](mailto:SCardenas@lacsns.org)>, Elizabeth Mikesell <[EMikesell@lacsns.org](mailto:EMikesell@lacsns.org)>

**Cc:** John Michaelson <[john@Michaelsonlaw.com](mailto:john@Michaelsonlaw.com)>  
**Subject:** Appeal - Guardianship of Kathleen June Jones

All: I am requesting that counsel stipulate to a 60 day extension of the time for the filing of the Respondent's brief. First, in light of Judge Marquis' statements that she would issue her decision in 2-3 weeks and then because I am a candidate for office with an election on November 8<sup>th</sup>. Please advise if you will agree to a December 15<sup>th</sup> date and I will prepare the SAO. thanks Elizabeth



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**From:** Scott Cardenas <SCardenas@lacsns.org>  
**Sent:** Friday, September 23, 2022 4:08 PM  
**To:** Elizabeth Brickfield <EBrickfield@dlnevadalaw.com>; Elizabeth Mikesell <EMikesell@lacsns.org>  
**Cc:** John Michaelson <john@michaelsonlaw.com>  
**Subject:** RE: Appeal - Guardianship of Kathleen June Jones

We do not agree to a stipulation under these circumstances. You can move for an extension if you believe it is necessary.

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**LEGAL AID CENTER**  
■■■■ *of Southern Nevada*

Scott Cardenas, Esq.  
Attorney, Consumer Rights Project  
Legal Aid Center of Southern Nevada, Inc.  
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**From:** Elizabeth Brickfield <[EBrickfield@dlnevadalaw.com](mailto:EBrickfield@dlnevadalaw.com)>  
**Sent:** Thursday, September 22, 2022 12:01 PM  
**To:** Scott Cardenas <[SCardenas@lacs.org](mailto:SCardenas@lacs.org)>; Elizabeth Mikesell <[EMikesell@lacs.org](mailto:EMikesell@lacs.org)>  
**Cc:** John Michaelson <[john@michaelsonlaw.com](mailto:john@michaelsonlaw.com)>  
**Subject:** Appeal - Guardianship of Kathleen June Jones

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**CERTIFICATE OF SERVICE**

I certify that on the 28<sup>th</sup> day of September, 2022, I submitted the foregoing **MOTION FOR EXTENSION OF TIME TO FILE THE ANSWERING BRIEF ON APPEAL (First Request)** for filing in the Court's electronic filing system. Electronic notification of service was sent to the following:

Elizabeth Mikesell, Esq. (NSB #08034)  
Scott Cardenas, Esq. (NSB #14851)  
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725 East Charleston Blvd.,  
Las Vegas, Nevada 89104  
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[emikesell@lacsnsn.org](mailto:emikesell@lacsnsn.org)  
*Attorneys for Appellant, Kathleen June Jones*

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*Attorney for Respondents,  
Robyn Friedman and Donna Simmons*

Jeffrey R. Sylvester, Esq. (NSB #4396)  
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*Attorney for Respondents*

  
An Employee of Dawson & Lordahl PLLC