

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

2
3 HERMAN WILLIAMS,

4 Appellant,

5 vs.

6 NADINE WILLIAMS,

7 Respondent.

No.: 83263

Electronically Filed
May 09 2022 04:49 p.m.

Elizabeth A. Brown
Clerk of Supreme Court

**MOTION TO EXTEND TIME TO
FILE REPLY BRIEF
(First Written Request)**

8 Appellant, by and through his counsel, F. Peter James, Esq. hereby moves
9 this Honorable Court to extend the time to file the Fast Track Reply.

10 **DECLARATION OF F. PETER JAMES, ESQ.**

11 I, F. Peter James, Esq., hereby declare and state under penalty of perjury
12 as follows:

- 13 1. I am a member in good standing of the State Bar of Nevada.
- 14 2. I am counsel for Appellant in the above-entitled matter.
- 15 3. I have personal knowledge of the facts contained in this declaration, save
16 those stated upon information and belief, and, as to those matters, I believe
17 them to be true.
- 18 4. I am competent and willing to testify in a court of law as to the facts
19 contained herein.
- 20 5. I had previously requested a telephonic extension of time, which was

1 granted.

2 6. I am requesting an extension through May 23, 2022. The current deadline
3 is today by before midnight.

4 7. There is no prejudice to the other side as she has joint physical custody and
5 the benefits of the underlying Decree.

6 /s/ *F. Peter James*

May 9, 2022

7 F. PETER JAMES, ESQ.

DATE

8 **POINTS AND AUTHORITIES**

9 Appellant is requesting until May 23, 2022 (two weeks) to file the Fast
10 Track Reply. Counsel's workdays are shortened due to major neck injuries from
11 two separate car accidents. Counsel has undergone two rounds of epidural
12 cortisone injections and three rounds of nerve blocks (3 levels, 6 levels, 7 levels).
13 Counsel is now directed to seek a second opinion as to how to proceed with
14 treatment. All the while, Counsel has a high level of pain which progresses
15 during the day.

16 Moreover, Counsel has had many trials, settlement conferences, and
17 depositions over the last few weeks. This has created an increase in workload
18 due to no other work being finished during the time spent in trial, settlement
19 conferences, and depositions.

20

1 Requests for relief must be made by motion absent another way prescribed
2 by rule. *See* NRAP 27(a)(1). Generally, a request for extension of time to file a
3 document must be made before the deadline has passed. *See* NRAP 31(b)(3).
4 For good cause shown, however, the Court may extend the time for filing a brief
5 as prescribed by the NRAP even after the deadline has expired. *See* NRAP
6 26(b)(1)(A).

7 For the reasons stated, Appellant is requesting and additional two weeks
8 to file the Fast Track Reply. The requested deadline would be May 23, 2022.

9 There is no prejudice to Respondent as she has joint physical custody of
10 the children and all the benefits of the underlying Decree.

11 Dated this 9th day of May, 2022

12 /s/ *F. Peter James*

13

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Frank Toti, Esq.
Counsel for Respondent

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