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Elizabeth A. Brown  
Clerk of Supreme Court

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

10 \*\*\*

11 ZION WOOD OBI WAN TRUST AND  
12 SHAWN WRIGHT AS TRUSTEE OF  
13 THE ZION OBI WAN TRUST

14 Appellant

15 vs.

16 MMAWC, LLC d/b/a WORLD SERIES  
17 OF FIGHTING a Nevada Limited  
18 Liability Company; MMAX  
19 INVESTMENT PARTNERS d/b/a  
20 PROFESSIONAL FIGHTERS  
21 LEAGUE; NANCY and BRUCE  
22 DEIFIK FAMILY PARTNERSHIP,  
23 LLP., a Colorado limited liability  
24 partnership

25 Respondent

) Supreme Court Case No:

) 85051

) District Court Case No:

) A-17-764118-C

) **APPELLANT'S MOTION**  
) **TO EXTEND TIME TO FILE**  
) **OPENING BRIEF**  
) (SECOND REQUEST)

1  
2 COMES NOW, ZION WOOD OBI WAN TR. AND IT'S TRUSTEE SHAWN  
3 WRIGHT ("Appellant") through counsel files this Motion to Extend Time to File  
4  
5 Response to Opening Brief (the "Motion") pursuant to NRAP 31(b).  
6  
7

8 **MEMORANDUM OF POINTS AND AUTHORITIES**

9 **ARGUMENT**

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11 Appellant seeks an extension of time to file its opening brief based on  
12 extraordinary circumstances. NRAP 27 and NRAP 31(b)(3) permit a party to file a  
13 motion to seek "an extension of time to file a brief."  
14

15 NRAP 31(b)(3) states as follows:

16  
17 (3) Motions for Extensions of Time. A motion for extension of time  
18 for filing a brief may be made no later than the due date for the brief  
19 and must comply with the provisions of this Rule and Rule 27.

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

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

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

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

28 (iv) The reasons or grounds why an extension is necessary  
29 (including demonstrating extraordinary circumstances under Rule  
30 26(b)(1)(B), if required).  
31

1  
2 **1. The Date When the Brief is Due:**

3 Appellant's Opening Brief is due March 8, 2023.  
4

5 **2. The number of extensions of time previously granted**  
6 **were partially granted, the original date when the brief was due on August 9,**  
7 **2021.**

8 Appellant was granted an extension by stipulation which the Court granted.  
9 The original due date was February 6, 2023.  
10

11 **3. Whether any previous requests for extensions of time have been**  
12 **denied or denied in part.**

13 The Court has not denied any previous requests for extension.  
14

15 **4. The reasons or grounds why an extension is necessary (including**  
16 **demonstrating extraordinary and compelling circumstances under Rule**  
17 **26(b)(1)(B), if required)**

18 Counsel for Appellant is suffering from chronic upper respiratory infections.  
19 Counsel ought the aid of medical professionals in late December of 2023, and was  
20 told he was suffering from viral and bacterial infections, and prescribed antibiotics.  
21 Some relief was afforded, but not total relief and recently the symptoms of  
22 coughing, headaches, fatigues, chills, fever and body aches have persisted. Thus,  
23 Counsel for Appellant has not been able to complete the opening brief in the allotted  
24 time and needs an extension. Counsel for Appellant has another appointment with a  
25 physician on March 14, 2023.  
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1     **The length of the extension requested and the date on which the**  
2  
3     **brief would become due.**

4             Appellant requests an additional fourteen(14) day extension from today,  
5     March 22, 2023  
6

7  
8             DATED this 8th day of March, 2023.  
9

10  
11                     /s/ Byron E. Thomas  
12                     BYRON THOMAS, ESQ.  
13                     Nevada Bar No. 8906  
14                     Law Offices of Byron Thomas  
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18                     byronthomaslaw@gmail.com  
19                     Attorney for Appellant  
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1       **DECLARATION OF BYRON THOMAS IN SUPPORT OF MOTION**  
2       **TO EXTEND DEADLINE TO FILE OPENING BRIEF**

3       I Byron Thomas declare as follows pursuant to Nev. R. APP. P.31(b).

- 4
- 5       1. I am licensed to practice law in the State of Nevada and registered in this
- 6       court.
- 7       2. I am the counsel for Appellant in the above entitled case.
- 8
- 9       3. I am suffering from chronic upper respiratory infections. I sought the aid of
- 10       medical professionals in late December of 2023, and was told I was suffering
- 11       from viral and bacterial respiratory infections, and prescribed antibiotics.
- 12
- 13       Some relief was obtained, but not total recovery and recently the symptoms of
- 14       coughing, headaches, fatigues, chills, fever and body aches have increased.
- 15
- 16       Thus, I have not been able to complete the opening brief in the allotted time
- 17       so Appellant needs an extension. I have another appointment with a physician
- 18       on March 14, 2023.
- 19

20       Under penalty of perjury under the laws of Nevada, I attest that the

21

22       foregoing statements are true and correct.

23       March 8, 2023

24                               /s/ Byron E. Thomas  
25                               Byron E. Thomas

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**CERTIFICATE OF SERVICE**

I hereby certify that I electronically filed the foregoing Motion to Extend Time to File Opening Brief with the Clerk of the Court for the Supreme Court of Nevada by using the Court's electronic service system on March 8, 2023. A copy of the foregoing shall be electronically transmitted from the Court to the email addresses on file for each of the following:

**Attorneys for Respondents**

Michael Feder  
Maximiliano Couvillier  
Gabriel Blumberg

Dated this 8th day of March 2023.

*/s/ Byron Thomas*

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