

IN THE SUPREME COURT OF THE STATE OF NEVADA

IN RE: D.O.T. LITIGATION

GREEN LEAF FARM HOLDINGS,
LLC; GREEN THERAPEUTICS LLC,
NEVCANN, LLC; RED EARTH, LLC
AND THC NEVADA, LLC,

Appellants,

vs.

THE STATE OF NEVADA, ON
RELATION OF ITS DEPARTMENT
OF TAXATION; CANNABIS
COMPLIANCE BOARD; LONE
MOUNTAIN PARTNERS, LLC;
DEEP ROOTS MEDICAL, LLC;
NEVADA ORGANIC REMEDIES,
LLC,

Respondents.

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Elizabeth A. Brown
Clerk of Supreme Court
Supreme Court Case No.: A787004
District Court Case No.: A787004

**MOTION TO EXTEND TIME TO FILE
CASE APPEAL STATEMENT**

Plaintiffs Green Leaf Farms Holdings LLC, Green Therapeutics LLC, NevCann LLC, and Red Earth LLC, by and through their counsel of record, the law firm of N.R. Donath and Associates, PLLC, and THC Nevada LLC, by and through its counsel of record, the law firm of Sugden Law (“Plaintiffs” or “Appellants”), hereby move this Court pursuant to NRAP 26(b)(1)(A) for an extension to file its Case Appeal Statement. This is the Appellants’ first request.

I. ARGUMENT

A. Good Cause Exists for the Extension

Appellants bring this motion in good faith and not for the purpose of delay as Appellants, upon filing their Notice of Appeal in district court on February 2, 2023, then filed their Case Appeal Statement on February 6, 2023, which Appellants believed was in accordance with NRAP 3(f)(1) and would be forwarded to the Nevada Supreme Court accordingly. However, on February 16, 2023, Appellants received an Order from the Nevada Supreme Court directing them to file a case appeal statement within 7 days from the date of Order.

After calling the Nevada Supreme Court clerk's office for further clarification as Appellants did not understand why the Case Appeal Statement filed in district court was insufficient, Appellants were informed that they needed to refile the Case Appeal Statement with the Nevada Supreme Court's e-filing system. On the evening of February 23, 2023, counsel for Appellants attempted to e-file the Case Appeal Statement but the e-filing system would not load and it was impossible to login. Therefore, undersigned counsel had no choice but to try again in the morning of the 24th, and did so, receiving a file stamped copy at 8:48 a.m. Upon submission of the Case Appeal Statement to the Nevada Supreme Court's e-filing system, Appellant's counsel noted in the comments to the Clerk that she had tried the evening prior to login to e-file the Case Appeal Statement but was unsuccessful in doing so.

Accordingly, Appellants submit that good cause exists for the granting of the Motion to Extend and respectfully request that it be granted along with acceptance of re-submitted Case Appeal Statement pursuant to this Court's Order.

DATED this 1st day of March, 2023.

N.R. DONATH & ASSOCIATES PLLC

By: /s/ Nicolas R. Donath
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SUGDEN LAW

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CERTIFICATE OF MAILING

I HEREBY CERTIFY that on the 1st day of March, 2023, I filed the foregoing **MOTION TO EXTEND TIME TO FILE CASE APPEAL STATEMENT** with the Clerk of the Court and e-served the same on all parties listed on the Court's Master Service List.

DATED this 1ST day of March, 2023

N.R. DONATH & ASSOCIATES PLLC

/s/ Nicolas R. Donath

An employee of N.R. Donath &
Associates PLLC