

IN THE SUPREME COURT OF THE STATE OF NEVADA

LYNITA SUE NELSON, individually,  
and in her capacity as Investment  
Trustee of the Lynita S. Nelson Nevada  
Trust, dated May 30, 2001,  
Appellants/Cross-Respondents,  
v.

MATT KLABACKA, as Distribution  
Trustee of the Eric L. Nelson Nevada  
Trust dated May 30, 2001 and ERIC  
NELSON,  
Respondents/Cross-Appellant,  
and  
ERIC NELSON,  
Respondent.

Electronically Filed  
Mar 29 2024 05:09 PM  
Elizabeth A. Brown  
Clerk of Supreme Court  
Supreme Ct. No.: 8023  
District Ct. No: D-09-411537-D

STIPULATION TO EXTEND TIME FOR RESPONDENTS TO  
FILE ANSWERING BRIEF

WHEREAS, Appellant, Lynita Nelson, individually and as Trustee of the Lynita S. Nelson Nevada Trust dated May 30, 2021 filed and served her Opening Brief on February 5, 2024 and under this Court's Order Modifying Briefing Schedule entered on September 22, 2023, and NRAP 31, Matt Klabacka, as Distribution Trustee of the Eric L. Nelson Nevada Trust dated May 30, 2001 ("Respondent/Cross-Appellant") has 30 days, on or before March 6, 2024, to file his combined answering brief on appeal and opening brief on appeal, and Eric Nelson ("Respondent"), has 30 days, on or before March 6, 2024, to file his answering brief on appeal.

WHEREAS, the Parties previously stipulated to extend the deadline for the Respondent/Cross-Appellant and the Respondent to file their Answering Brief by April 5, 2024, which was granted by the court.

WHEREAS, the Parties are presently in settlement negotiations resolving any pending issues before this Court and the District Court. Given the fifteen years of litigation and the complex nature of the issues, the Parties believe good cause exists to allow the Parties an opportunity to resolve all pending issues and bring finality to this appeal and the underlying divorce proceedings that were initiated in 2009.

WHEREAS, the Parties hereby stipulate and agree to continue the deadline for Respondent/Cross-Appellant to file his combined answering brief on appeal and opening brief on appeal until June 1, 2024.

WHEREAS, the Parties hereby stipulate and agree to continue the deadline for Respondent to file his answering brief on appeal until June 1, 2024.

WHEREAS, the Parties hereby stipulate and agree to continue the deadline for the Appellant to file their reply Brief until July 1, 2024.

THEREFORE, the deadline for Respondent/Cross-Appellant to file his combined answering brief on appeal and opening brief on appeal, and Respondent to file his answering brief on appeal is hereby continued until **June 1, 2024**.

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THEREFORE, the deadline for the Appellant to file their reply brief on July 1, 2024.

Dated this 20<sup>th</sup> day of March, 2024.

SOLOMON DWIGGINS FREER & STEADMAN, LTD.

By: /s/ Jeffrey P. Luszeck  
Jeffrey P. Luszeck (#9619)  
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Telephone: 702-853-5483

*Attorneys for Matt Klabacka*

Dated this 20<sup>th</sup> day of March, 2024.

HAUSER FAMILY LAW

By: /s/ Michelle A. Hauser  
Michael A. Hauser (#7738)  
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Henderson, Nevada 89014  
Telephone: 702-867-8314

*Attorneys for Eric Nelson*

Dated this 20<sup>th</sup> day of March, 2024.

MICHAELSON LAW

By: /s/ Matthew D. Whittaker  
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Telephone: 702-731-2333

*Attorneys for Lynita Sue Nelson*

### **CERTIFICATE OF SERVICE**

Pursuant to NRAP 25, I hereby certify, under penalty of perjury, that I am an employee of Solomon Dwiggin Freer & Steadman, Ltd. and that on this 29<sup>th</sup> day of March, 2024, a true and correct copy of the foregoing **STIPULATION TO EXTEND TIME FOR RESPONDENTS TO FILE ANSWERING BRIEF** was e-filed and e-served on all registered parties to the Supreme Court's electronic filing system, which will provide copies to all counsel of record registered to receive such electronic notification.

*/s/ Alexandra Carnival*

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An employee of SOLOMON DWIGGINS FREER &  
STEADMAN, LTD.

**From:** [Susan Pinjuv](#)  
**To:** [Matthew Whittaker](#); [Jeffrey Luszeck](#)  
**Cc:** [Michelle Hauser](#); [Allie Carnival](#); [Michelle Ekanger](#)  
**Subject:** RE: Nelson  
**Date:** Wednesday, March 20, 2024 2:41:50 PM  
**Attachments:** [image001.png](#)  
[image003.png](#)

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**\*EXTERNAL TO SDFS\***

Jeff,

Ms. Hauser has authorized me to let you know that you may submit the Stipulation and Order utilizing her signature with the changes as well.

Thank you,

***Susan Pinjuv***  
***Lead Paralegal***



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**From:** Matthew Whittaker <[matthew@Michaelsonlaw.com](mailto:matthew@Michaelsonlaw.com)>  
**Sent:** Wednesday, March 20, 2024 2:07 PM  
**To:** Jeffrey Luszeck <[jpl@sdfnlaw.com](mailto:jpl@sdfnlaw.com)>  
**Cc:** Michelle Hauser <[michelle@hauserfamilylaw.com](mailto:michelle@hauserfamilylaw.com)>; Susan Pinjuv <[Susan@hauserfamilylaw.com](mailto:Susan@hauserfamilylaw.com)>; Allie Carnival <[acarnival@sdfnlaw.com](mailto:acarnival@sdfnlaw.com)>; Michelle Ekanger

<Michelle@Michaelsonlaw.com>

**Subject:** RE: Nelson

Jeff,

I attached a copy with minor redlines correcting a couple typos. With those changes, you have authority to submit with my e-signature.

## Matthew Whittaker

Attorney

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**From:** Jeffrey Luszeck <[jpl@sdfnlaw.com](mailto:jpl@sdfnlaw.com)>

**Sent:** Wednesday, March 20, 2024 1:35 PM

**To:** Matthew Whittaker <[matthew@Michaelsonlaw.com](mailto:matthew@Michaelsonlaw.com)>

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**Subject:** RE: Nelson

Matt and Michelle, please see the SAO attached hereto. Please let me know of any proposed revisions. If none, please let me know whether I have authority to use your e-signature. Thanks.

**Jeffrey P. Luszeck**

Partner



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**From:** Matthew Whittaker <[matthew@Michaelsonlaw.com](mailto:matthew@Michaelsonlaw.com)>

**Sent:** Wednesday, March 20, 2024 12:15 PM