

No. 05-15-01559-CV

In the Fifth Court of Appeals
Dallas, Texas

DAWN NETTLES,
Appellant,

v.

**GTECH CORPORATION AND THE TEXAS LOTTERY
COMMISSION,**
Appellees.

On Appeal from the 160th District Court
Dallas County, Texas
Trial Court Cause No. DC-14-14838

**APPELLANT'S UNOPPOSED FIRST MOTION FOR EXTENSION
OF TIME TO FILE HER MOTION FOR REHEARING**

TO THE HONORABLE COURT OF APPEALS:

Appellant, Dawn Nettles, files this Unopposed First Motion for Extension of Time to File her Motion for Rehearing:

A. INTRODUCTION.

1. This court issued its opinion on July 21, 2017.
2. The motion for rehearing is currently due on August 7, 2017.

3. This motion seeks an extension of time of 30 days, or up to and including September 6, 2017.

4. Appellant has not sought or received any extensions.

B. BASES FOR EXTENSIONS.

5. Undersigned lead counsel was out of the country on family vacation from July 14 - 30.

6. In addition to attempting to prepare the motion for rehearing in this case, Mr. Kelly has been working on the following deadlines:

- ★ Prepared and attended an evidentiary hearing on applications for attorney fees in the *Estate of John M. O'Quinn, Deceased*, Cause No. 392,247, in Probate Court No. 2, Harris County, Texas, on August 1, 2017;
- ★ Preparation for hearing on motion for permission to appeal in *Robert Coleman v. Melford Ankrum and Best Transportation Service, Inc.*, Cause No. 2015-15269, in the 215th Judicial District Court, Harris County, on August 4, 2017;
- ★ Preparation for hearing on motion for entry of judgment in *Henry Jefferson v. John Doe, Rebecca Rutherford, et al.*, Cause No. 2014-28653, in the 152nd Judicial District Court, Harris County, on August 4, 2017;

- ★ Preparing a motion for rehearing in *Rey Garza v. Roxana Regalado Harrison and Joseph Santellana, Individually and as Representatives of The Estate of Jonathen Anthony Santellana, Deceased*, Cause No. 14-16-00615-CV, in the Fourteenth Court of Appeals, Houston, due August 9, 2017;
- ★ Preparing a consolidated reply brief in *Jana Lee Flanagan and Lucas Matthew Flanagan v. RBD San Antonio L.P., Davidson Hotel Company LLC and G4S Secure Solutions (USA) Inc.*, Cause Nos. 04-16-00761-CV and 04-16-00768-CV, in the Fourth Court of Appeals, San Antonio, due August 10, 2017;
- ★ Preparing a petition for review in *Barbara Technologies Corporation v. State Farm Lloyds and Christopher Blalock*, Cause No. 04-16-00420-CV, in the Supreme Court of Texas, due August 11, 2017;
- ★ Preparing a motion for rehearing in *Carto Properties, LLC, Jen Marie Rau, Individually, Key Maps, Inc., and the Marie Rau Life Insurance Trust v. Briar Capital, L.P.*, Cause No. 01-15-01114-CV, in the First Court of Appeals, Houston, due August 11, 2017; and
- ★ Preparing a motion for rehearing in *Ruth Hernandez v. Oziel Gonzalez-Flores*, Cause No. 14-16-00197-CV, in the Fourteenth Court of Appeals, Houston, due August 11, 2017.

C. PRAYER.

7. Therefore, Appellant asks that the Court grant her request for an extension of 30 days to file her motion for rehearing, or up to and including September 6, 2017.

Respectfully submitted,

KELLY, DURHAM & PITTARD, L.L.P.

/s/ Peter M. Kelly

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Dawn Nettles

CERTIFICATE OF CONFERENCE

I, Peter M. Kelly, certify that I have conferred with opposing counsel, and Nina Cortell does not oppose this request for an extension of time.

/s/ Peter M. Kelly

Peter M. Kelly

CERTIFICATE OF COMPLIANCE

Relying on the word count function in the word processing software used to produce this document, I certify that the number of words in this motion (excluding any caption, identity of parties and counsel, statement regarding oral argument, table of contents, index of authorities, statement of the case, issues presented, signature, proof of service, certificate of conference and certificate of compliance) is 443.

/s/ Peter M. Kelly

Peter M. Kelly

CERTIFICATE OF SERVICE

A true and correct copy of this *Appellant's Motion for Extension* has been forwarded to all counsel of record on August 4, 2017, as follows:

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