

The Order of the Court is stated below:

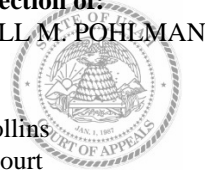
Dated: February 18, 2022
01:30:01 PM

At the direction of:

/s/ JUDGE JILL M. POHLMAN

by

/s/ Lisa A. Collins
Clerk of Court



IN THE UTAH COURT OF APPEALS

Emigration Canyon Home Owners
Association,
Appellant,
v.
Kent Jones and Emigration
Improvement District,
Appellees.

ORDER

Case No. 20200295-CA

Trial Court Case No. 190901675

Appellant's brief having been filed on October 18, 2021, Appellee's brief was due on November 19, 2021. Prior to that date, the parties filed a stipulation with the court in accordance with Rule 21(a), pursuant to Rule 26(a), whereupon the brief became due on December 20, 2021. Prior to that date, the appeal was stayed pending resolution of a motion to substitute or dismiss. The stay was lifted on January 24, 2022 with a due date of the Appellee's brief set for February 23, 2022. Prior to that date, Appellee filed a motion for enlargement of time to file Appellee's brief.

"Motions for enlargement of time for filing briefs beyond the time permitted by stipulation of the parties under Rule 26(a) are not favored." Utah R. Civ. P. 22(b)(1). Nonetheless, the court "may, for good cause shown," extend the time for filing a brief if the motion for enlargement of time is "filed prior to the expiration of the time for which the enlargement is sought." Id. R. 22(b)(2), (3). "[G]ood cause includes, but is not limited to, the complexity of the case on appeal, engagement in other litigation, and extreme hardship to counsel." Id. R. 22(b)(2). The requirements for a motion for enlargement of time are detailed in Rule 22(b)(4) through 22(b)(5)(D).

The motion sets forth facts intended to establish good cause for purposes of Rule 22(b)(2). The motion is unopposed. **IT IS HEREBY ORDERED** that the motion is granted. Should Appellee choose to file a brief, the brief is now due on **March 25, 2022**.

End of Order - Signature at the Top of the First Page