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**ELOISA BESADA FURER**

**FILED**  
2008 JUN -4 PM 12: 52  
HOWARD W. CONYERS  
Paralegal  
BY \_\_\_\_\_  
DEPUTY

**IN THE FAMILY DIVISION  
IN THE SECOND JUDICIAL DISTRICT COURT FOR THE STATE OF NEVADA  
IN AND FOR THE COUNTY OF WASHOE**

ANDREW EARL FURER,  
Plaintiff,

vs.

ELOISA BESADA FURER,  
Defendant.

Case No. DV04-01626  
Dept. No. 11

**NOTICE OF ERRATA WITH RESPECT TO OPPOSITION TO ANDREW EARL FURER'S MOTION TO STRIKE OR, IN THE ALTERNATIVE, REPLY IN SUPPORT OF ELOISA BESADA FURER'S MOTION TO ASSOCIATE AS COUNSEL**

On May 23, 2008, co-counsel for Mr. Andrew Furer sent a letter to Ms. Eloisa Furer's counsel regarding a statement made in Ms. Furer's Opposition to Mr. Furer's Motion to Strike, or in the Alternative, Reply in Support of Ms. Furer's Motion to Associate Counsel concerning the status of the Notice of Appeal filed by Mr. Furer.

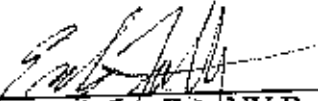
The Opposition to Mr. Furer's Motion to Strike, or in the Alternative, Reply in Support of Ms. Furer's Motion to Associate Counsel states:

Mr. Furer's notice of appeal was dismissed. See, *Hill v. Warden*, 96 Nev. 383 (1980) ('A premature notice of appeal in a civil case is ineffective, and the appeal will be dismissed.') (See, Opposition to Motion to Strike, 3:8-10.)

The intent of this portion of the Opposition to the Motion to Strike was the contention that Mr. Furer's notice of appeal was rendered premature by the filing of certain motions and, by operation of law, his appeal may be dismissed by the Supreme Court. Nevada Rule of Appellate Procedure 4(6) states that "[t]he Supreme Court may dismiss as premature a notice of appeal filed after the oral pronouncement of a decision or order but before entry of the written judgment or order, or before entry of the written disposition of the last-remaining timely motion listed in Rule 4(a)(4). If, however, a written order or judgment, or a written disposition of the last remaining timely motion listed in Rule 4(a)(4), is entered before dismissal of the premature appeal, the notice of appeal shall be considered filed on the date of and after entry of the order, judgment or written disposition of the last-remaining timely motion." (Nev. R.A.P. 4(a)(6) (Bender 2007).) The word "may" was mistakenly omitted. There was neither an intent to mislead the Court on this procedural matter nor an improper purpose behind this argument. In fact, the appeal has not been dismissed. This notice of *errata* to Ms. Furer's Opposition to the Motion to Strike serves to clarify that Mr. Furer's notice of appeal was not dismissed.

Dated: May 29, 2008

Respectfully Submitted,

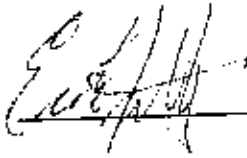
  
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Attorney for Defendant,  
ELOISA BESADA FURER

**CERTIFICATE OF FACSIMILE AND MAILING**

I hereby certify that on the 30 of May, 2008, I served a copy of the Opposition to Andrew Earl Furer's Motion to Strike Or in the Alternative, Reply in Support of Eloisa Besada Furer's Motion to Associate as Counsel by facsimile and by depositing the same in the U.S. mail at Las Vegas, Nevada, first class mail, postage thereon being fully prepaid, addressed as follows:

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SECOND JUDICIAL DISTRICT COURT  
COUNTY OF WASHOE, STATE OF NEVADA

AFFIRMATION

Pursuant to NRS 239B.030

The undersigned does hereby affirm that the preceding

NOTICE OF ERRATA TO OPPOSITION TO ANDREW EARL FURER'S MOTION TO  
STRIKE OR, IN THE ALTERNATIVE, REPLY IN SUPPORT OF ELOISA  
BESADA FURER'S MOTION TO ASSOCIATE AS COUNSEL

filed in or submitted for District Court Case Number DV04-01626

Does NOT contain the social security number of any person

  
Erik A. Fitting, Esq

5/30/08  
Date