

**IN THE SUPREME COURT OF THE STATE OF NEVADA**

Electronically Filed  
 Aug 15 2012 09:58 a.m.  
 Tracie K. Lindeman  
 Clerk of Supreme Court

DIPAK KANTILAL DESAI,  
 Petitioner,

Case No. 61230

vs.  
 THE EIGHTH JUDICIAL DISTRICT  
 COURT OF THE STATE OF  
 NEVADA, IN AND FOR THE  
 COUNTY OF CLARK; AND THE  
 HONORABLE VALERIE ADAIR,  
 DISTRICT JUDGE,

Respondents,

and

THE STATE OF NEVADA,  
 Real Party in Interest.

**MOTION FOR EXTENSION TIME  
 First Request**

COMES NOW the State of Nevada, by STEVEN B. WOLFSON, Clark County District Attorney, through his Deputy, RYAN J. MACDONALD, and moves this Court for an enlargement of time of thirty (30) days from August 15, 2012, making said answer due September 14, 2012. This motion is based on the following memorandum and all papers and pleadings on file herein.

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1 Dated this 15<sup>th</sup> day of August, 2012.

2 Respectfully submitted,

3 STEVEN B. WOLFSON  
4 Clark County District Attorney  
5 Nevada Bar # 001565

6 BY */s/ Ryan J. MacDonald*

7 RYAN J. MACDONALD  
8 Deputy District Attorney  
9 Nevada Bar #012615  
10 Office of the Clark County District Attorney  
11 200 Lewis Avenue  
12 Post Office Box 552212  
13 Las Vegas, Nevada 89155-2212  
14 (702) 671-2750

1 **MEMORANDUM**

2 I, RYAN J. MACDONALD, am the supervising attorney in the above-  
3 captioned case. This Court may extend the time to file an Answer to Petition for  
4 Writ of Mandamus or Prohibition upon a showing of good cause. NRAP 26(b)(1).

5 The State's Answer on the instant matter is currently due on August 15,  
6 2012. This petition challenges the sufficiency of a 40-page indictment in a  
7 complex, important, and constantly-evolving case. In order to adequately respond  
8 to petitioner's claims, the State requires more than the 20 days allotted.

9 Due to the above-described circumstances, the State submits that good cause  
10 exists to extend the filing due date and respectfully requests this Court's  
11 permission for an extension of time of THIRTY (30) days to file its Answer to  
12 Petition for Writ of Mandamus or Prohibition, making the Answer due to be filed  
13 on or before Friday, September 14, 2012. This motion is made in good faith and  
14 not for purposes of undue delay.

15 I declare under penalty of perjury the factual representations set forth in the  
16 foregoing memorandum are true and correct.

17 Dated this 15<sup>th</sup> day of August, 2012.

18 Respectfully submitted,

19 STEVEN B. WOLFSON  
20 Clark County District Attorney  
Nevada Bar # 001565

21 BY */s/ Ryan J. MacDonald*

22 RYAN J. MACDONALD  
23 Deputy District Attorney  
24 Nevada Bar #012615  
25 Office of the Clark County District Attorney  
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1   **CERTIFICATE OF SERVICE**

2           I hereby certify and affirm that this document was filed electronically with  
3 the Nevada Supreme Court on 15<sup>th</sup> day of August, 2012. Electronic Service of the  
4 foregoing document shall be made in accordance with the Master Service List as  
5 follows:

6   CATHERINE CORTEZ MASTO  
7   Nevada Attorney General

8   RICHARD A. WRIGHT, ESQ.  
9   Counsel for Petitioner

10    MARGARET M. STANISH, ESQ.  
11    Counsel for Petitioner

12    RYAN J. MACDONALD  
13    Deputy District Attorney

14  
15   BY    /s/ jennifer garcia    
16   Employee, District Attorney's Office

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23   RJM/jg  
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