

ORIGINAL

IN THE SUPREME COURT OF THE STATE OF NEVADA

JAMES MONTELL CHAPPELL,
Appellant./Cross Respondent,
v.
THE STATE OF NEVADA,
Respondent/Cross-Appellant.

Case No. 43493

FILED

JUN 02 2005

MOTION FOR LEAVE TO FILE 34 PAGE
ANSWERING BRIEF ON APPEAL AND
OPENING BRIEF ON CROSS-APPEAL

JANETTE M. BLOOM
CLERK OF SUPREME COURT
BY *S. Young*
DEPUTY CLERK

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IT IS ORDERED THE BRIEF MAY BE FILED
IN EXCESS OF 30 PAGES. TO-WIT
34 PAGES

J. Bloom, Clerk of Court
cc: Counsel of Record

RECEIVED
Counsel for Appellant
JUN 02 2005

Counsel for Respondent

05-10883

1 IN THE SUPREME COURT OF THE STATE OF NEVADA

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5 ALFONSO MANUEL BLAKE,)

6 Appellant,)

7 v.)

Case No. 43699

8 THE STATE OF NEVADA,)

9 Respondent.)

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11 **MOTION FOR LEAVE TO FILE 34 PAGE**
12 **ANSWERING BRIEF ON APPEAL AND**
13 **OPENING BRIEF ON CROSS-APPEAL**

14 COMES NOW the State of Nevada, by DAVID ROGER, Clark County District
15 Attorney, through his Chief Deputy, STEVEN S. OWENS, and submits this Motion
16 For Leave To File 34 Page Answering Brief on Appeal and and Opening Brief on
17 Cross Appeal.


18 This motion is based on the following Declaration and all papers and pleadings
19 on file herein.

20 Dated May 31, 2005.

21 Respectfully submitted,

22 DAVID ROGER
Clark County District Attorney
Nevada Bar # 002781

23
24 BY


25 STEVEN S. OWENS
Chief Deputy District Attorney
26 Nevada Bar #004352

27 Attorney for Respondent
28

DECLARATION
(NRS 53.045)

I, James Tufteland, am a duly licensed attorney in the State of Nevada and am employed by the Clark County District Attorney's Office.

I am the Chief Deputy District Attorney in charge of the Criminal Appeals Division. In order to fully develop the facts and answer the issues raised in Appellant's 52 page Opening Brief, it has been necessary to prepare a 34 page Answering Brief on Appeal and Opening Brief on Cross-Appeal.

I hereby declare under penalty of perjury that the foregoing is true and correct.

Executed on May 31, 2005.

BY



STEVEN S. OWENS
Chief Deputy District Attorney
Nevada Bar #004352


Attorney for Respondent

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CERTIFICATE OF MAILING

I hereby certify and affirm that I mailed a copy of the foregoing Motion For
Leave To File 34 Page Answering Brief On Appeal And Opening Brief On Cross-
Appeal to the attorney of record listed below on May 31, 2005.

David M. Schieck
Attorney at Law
302 East Carson Avenue, Suite No. 600
Las Vegas, Nevada 89101



Employee, Clark County
District Attorney's Office

OWEND/Noreen Nyikos/english