

IN THE SUPREME COURT OF THE STATE OF NEVADA

JAMES MONTELL CHAPPELL,  
Appellant/Cross-  
Respondent,

vs.

THE STATE OF NEVADA,  
Respondent/Cross-  
Appellant.

No. 43493

FILED

JAN 26 2005

JANETTE M. BLOOM  
CLERK OF SUPREME COURT  
BY *J. Richards*  
CHIEF DEPUTY CLERK

ORDER GRANTING MOTION

This is an appeal from an order of the district court that granted, in part, appellant/cross-respondent's ("appellant") post-conviction petition for a writ of habeas corpus in a capital case. Appellant has moved for permission to file an opening brief in excess of 30 pages. The motion is unopposed. Cause appearing, we grant the motion. NRAP 28(g). The clerk shall file the 54-page opening brief and the appendix received on January 12, 2005. Thereafter, briefing shall proceed in accordance with NRAP 31(a)(1). See SCR 250(7)(c).

It is so ORDERED.

*R* \_\_\_\_\_ J.C.J.

cc: Special Public Defender David M. Schieck  
Attorney General Brian Sandoval/Carson City  
Clark County District Attorney David J. Roger