

ORIGINAL

IN THE SUPREME COURT OF THE STATE OF NEVADA

DAMON LAMAR CAMPBELL,

S.C. CASE NO. 44799

Appellant,

FILED

vs.

NOV 14 2005

THE STATE OF NEVADA,

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

Respondent.

MOTION FOR EXTENSION OF TIME TO FILE REPLY BRIEF

COMES NOW, Christopher R. Oram, Esq., attorney for Appellant, DAMON LAMAR CAMPBELL, and moves this Court for an Order granting an extension of time of sixty (60) days from the date the Reply Brief is now due, to wit: November 10, 2005 and extend the time to and including, January 9, 2005, for the filing of the Reply Brief. This motion is made and based upon NRAP 27 and 31(a), the Affidavit of Christopher R. Oram, Esq., filed herewith, and the Points and Authorities attached hereto.

DATED this 10 day of November, 2005.

Respectfully submitted by:

Christopher R. Oram
CHRISTOPHER R. ORAM, ESQ.
Nevada Bar No. 004349
520 S. Fourth Street, 2nd Floor
Las Vegas, Nevada 89101
(702) 384-5563
Attorney for Appellant
DAMON LAMAR CAMPBELL

RECEIVED

NOV 14 2005

CLERK OF SUPREME COURT
By _____
DEPUTY CLERK

05-22292

CHRISTOPHER R. ORAM
520 South Fourth Street, Second Floor
Las Vegas, Nevada 89101

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3 **POINTS AND AUTHORITIES**

4 Time for Serving and Filing Briefs.

5 The appellant shall serve and file the OPENING brief
6 within one hundred and twenty (120) days after the date on
7 which the appeal is docketed in the Supreme Court. The
8 respondent shall serve and file his answering brief within
9 thirty (30) days after service of the brief of the appellant.
10 After service of respondent's brief, any OPENING brief
11 must be served and filed within thirty (30) days. . . . By
12 written stipulation timely filed with the Supreme Court, the
13 parties may extend the time for filing any brief for a total of
14 thirty (30) additional days unless the court otherwise orders.
15 Applications for extensions of time beyond that to which
16 the parties are permitted to stipulate are not favored, and
17 will be considered only on motion for good cause clearly
18 shown, or ex parte in cases of extreme and unforeseeable
19 emergency. The Supreme Court may shorten the periods
20 prescribed above for serving and filing briefs, either by rule
21 for all cases or for classes of cases, or by order for specific
22 cases."

23 That Appellant's Reply Brief in this matter is currently due on November 10,
24 2005. This is the first request for extension of time.

25 The undersigned had been preparing for the opening brief and appendix in Rene
26 Gato v. State of Nevada 45166. Mr. Gato's brief contained several significant issues and
27 was quite voluminous. Mr. Gato's opening brief and appendix were submitted to this
28 Court on November 8, 2005.

The undersigned will be preparing for Emery Slayden v. State of Nevada, 44692,
in which Mr. Slayden's reply brief is scheduled for filing with this Court on November
23, 2005. Mr. Slayden was sentenced to death and the undersigned wishes to be fully
prepared for Mr. Slayden's reply brief.

The undersigned will also be preparing for Joseph Smith v. State of Nevada,

1 45302, in which the undersigned will be submitting the opening brief to this Court. Mr.
2 Smith received a sentence of death and has several significant issues that must be
3 addressed in Mr. Smith's opening brief. Additionally, Mr. Smith's appendix will be quite
4 voluminous.
5

6 The undersigned will also be preparing for Gary Shepard v. State of Nevada,
7 45302, in which Mr. Shepard's opening brief and appendix will be submitted to this
8 Court on November 23, 2005. Mr. Shepard's appendix will be quite voluminous.
9

10 The undersigned will also be preparing for Gary Dillman v. State of Nevada,
11 45909, in which Mr. Dillman's fast track statement and appendix is scheduled for filing
12 in this Court on November 17, 2005.

13 The undersigned will also be preparing for Christopher Connors v. State of
14 Nevada, in which Mr. Connor's reply to state's opposition to supplemental brief in
15 support of writ of habeas corpus, which will be filed in the Eighth Judicial District Court
16 on November 17, 2005.

17 The undersigned will also be preparing for John Ingebretson v. State of
18 Nevada, C175709, in which the undersigned will be submitting the reply to the state's
19 opposition to reply to state's opposition to supplemental brief in support of writ of habeas
20 corpus, which will be filed in the district court on November 29, 2005.
21


22 The undersigned will also be preparing for Shoena Greene v. State of Nevada,
23 C157728, in which the undersigned will be submitting the reply to the state's opposition
24 to reply to state's opposition to supplemental brief in support of writ of habeas corpus,
25 which will be filed in the district court on November 29, 2005.
26

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2 Therefore, the undersigned would respectfully request that this Honorable Court
3 grant an extension of sixty (60) days within which to file Appellant's Reply Brief.

4 DATED this 10 day of November, 2005.

5 Respectfully submitted by:

6 
7 CHRISTOPHER R. ORAM, ESQ.
8 Nevada Bar #004349
9 520 S. Fourth Street, 2nd Floor
10 Las Vegas, Nevada, 89101

11 Attorney for Defendant
12 DAMON LAMAR CAMPBELL
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CHRISTOPHER R. ORAM
520 South Fourth Street, Second Floor
Las Vegas, Nevada 89101

AFFIDAVIT OF CHRISTOPHER R. ORAM
IN SUPPORT OF MOTION FOR EXTENSION OF TIME
TO FILE OPENING BRIEF

STATE OF NEVADA)
) ss:
COUNTY OF CLARK)

CHRISTOPHER R. ORAM, ESQ., being first duly sworn, deposes and states:

1. I am an attorney duly licensed to practice law in the State of Nevada. I am counsel for the Appellant in the above-entitled matter. I have personal knowledge of all matters contained herein and am competent to testify thereto.

2. That Appellant's Reply Brief in this matter is currently due on September 19, 2005.

3. The undersigned has been preparing for Christopher Connors v. State of Nevada, C099434, in which Mr. Connor's supplemental brief in support of writ of habeas corpus was filed in the district court on September 13, 2005. Mr. Connor's trial transcripts were very voluminous (consisting of 20 volumes).

4. This is the first request for extension of time to file the reply brief.

5. Therefore, the undersigned would respectfully request that this Honorable Court grant an extension of thirty (30) days within which to file Appellant's Reply Brief.

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CHRISTOPHER R. ORAM
520 South Fourth Street, Second Floor
Las Vegas, Nevada 89101

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6. That this motion is made in good faith and not for purposes of delay.

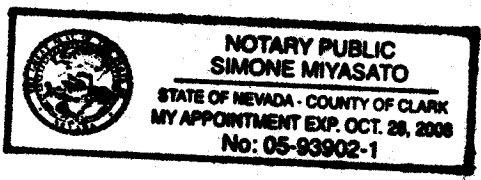
FURTHER YOUR AFFIANT SAYETH NAUGHT.

DATED this 10 day of ^{Nov.}~~September~~, 2005.

CRAM
CHRISTOPHER R. ORAM, ESQ.

SWORN and SUBSCRIBED before me
this 10 day of ~~September~~^{Nov.}, 2005.

Simone Miyasato
NOTARY PUBLIC in and for said
County and State



CHRISTOPHER R. ORAM
520 South Fourth Street, Second Floor
Las Vegas, Nevada 89101

1
2 **CERTIFICATE OF MAILING**

3 I hereby certify that I am an employee of CHRISTOPHER R. ORAM, ESQ., and
4 that on the 10 day of ^{Nov-}~~September~~, 2005, I did deposit in the United States Postal Service
5 office at Las Vegas, Nevada, in a sealed envelope with postage fully pre-paid thereon, a
6 true and correct copy of the above and foregoing **MOTION FOR EXTENSION OF**
7 **TIME TO FILE REPLY BRIEF**, addressed to:
8

9 David Roger
10 District Attorney
11 200 S. Third Street, 7th Floor
12 Las Vegas, Nevada 89155

13 Brian Sandoval
14 Attorney General
15 100 North Carson Street
16 Carson City, Nevada 89701-4717

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Almone Mejia

An Employee of Christopher R. Oram, Esq.

CHRISTOPHER R. ORAM
520 South Fourth Street, Second Floor
Las Vegas, Nevada 89101