

IN THE SUPREME COURT OF THE STATE OF NEVADA

DONTE JOHNSON,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 45456

FILED


JUL 20 2006

JANETTE M. BLOOM
CLERK OF SUPREME COURT
BY  CHIEF DEPUTY CLERK

ORDER GRANTING MOTION TO ENLARGE RECORD
ON APPEAL AND DIRECTING TRANSMISSION OF EXHIBIT

On June 19, 2006, appellant Donte Johnson filed a motion requesting enlargement of the record on appeal to include a packet of inmate disciplinary reports admitted into evidence before the district court on April 29, 2005, as Exhibit 256. Contrary to the provisions of SCR 250(6)(c), the clerk of the district court neglected to transmit this exhibit to this court.¹ Good cause appearing, the motion is hereby granted. The clerk of the district court shall have 15 days from the date of this order within which to transmit to the clerk of this court a certified copy of Exhibit 256.

It is so ORDERED.

 _____, C.J.
Rose

¹SCR 250(6)(c) provides in part that documentary exhibits are to be included in the complete record transmitted to this court in a capital direct appeal. See also NRAP 10(a)(1); NRAP 11(a)(1).

cc: Hon. Lee A. Gates, District Judge
Special Public Defender David M. Schieck
Attorney General George Chanos/Carson City
Clark County District Attorney David J. Roger
Clark County Clerk