

IN THE SUPREME COURT OF THE STATE OF NEVADA

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

No. 45456

**FILED**

NOV 10 2005

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

ORDER GRANTING EXTENSION OF TIME

This is an automatic appeal from a judgment of conviction and a sentence of death. NRS 177.055. Appellant has filed a motion requesting a second extension of time to file the opening brief. Cause appearing, we grant the motion. Appellant shall have until November 28, 2005, to file and serve the opening brief. Thereafter, briefing shall proceed in accordance with SCR 250(6)(d).

We note that appellant has been granted a total extension of 74 days to file the opening brief. No further extensions of time shall be permitted absent demonstration of extraordinary circumstances and extreme need. SCR 250(7)(d) (the supreme court may grant an initial extension of time of up to 60 days upon a showing of good cause; additional extensions of time shall not be granted except upon showing of extraordinary circumstances and extreme need).

It is so ORDERED.

Becker, C.J.

cc: Special Public Defender David M. Schieck  
Bret O. Whipple  
Attorney General George Chanos/Carson City  
Clark County District Attorney David J. Roger