

ORIGINAL

IN THE SUPREME COURT OF THE STATE OF NEVADA

\*\*\*

FILED

OCT 10 2008

TRACIE K. LINDEMAN  
CLERK OF SUPREME COURT  
BY *[Signature]*  
DEPUTY CLERK

JAMES MONTELL CHAPPELL,

Appellant,

vs.

THE STATE OF NEVADA,

Respondent.

Case No. 49478

Forty MOTION FOR LEAVE TO FILE  
EIGHTY PAGE APPELLANT'S REPLY BRIEF

COMES NOW, DAVID M. SCHIECK, Special Public Defender, and JONELL THOMAS, Deputy Special Public Defender, attorneys for JAMES CHAPPELL, above named appellant, and moves for leave to file an forty page Appellant's Opening Brief.

This motion is based upon the following Affidavit of JoNell Thomas.

DATED this 7<sup>th</sup> day of October, 2008.

DAVID M. SCHIECK

CLARK COUNTY SPECIAL PUBLIC DEFENDER

By *[Signature]*  
JONELL THOMAS  
NEVADA BAR #4771  
DEPUTY SPECIAL PUBLIC DEFENDER  
330 S. Third Street, No. 800  
Las Vegas NV 89155

AFFIDAVIT

STATE OF NEVADA }  
COUNTY OF CLARK } ss:

JONELL THOMAS, being first duly sworn, deposes and says:

1. That she is the Deputy Special Public Defender responsible for preparing the Appellant's Reply Brief in the above entitled case;

2. That in order to fully respond to the State's Answering Brief in this case, it has been

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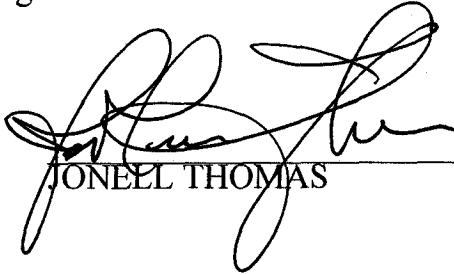
TRACIE K. LINDEMAN  
CLERK OF SUPREME COURT

SPECIAL PUBLIC  
DEFENDER

CLARK COUNTY  
NEVADA

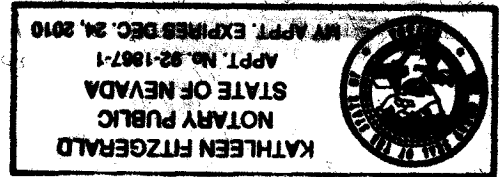
08-26156

1 necessary to write an forty page opening brief.

2  
3  
4   
JONEEL THOMAS


5 Subscribed and sworn to before me  
6 this 7 day of October, 2008.

7   
8 NOTARY PUBLIC in and for said  
9 County and State



10 CERTIFICATE OF MAILING

11 I, KATHLEEN FITZGERALD, do hereby certify that on the 7 day of October, 2008,  
12 I did deposit in the United States Post Office at Las Vegas, Nevada, a copy of the above and  
13 foregoing Motion, enclosed in a sealed envelope upon which first class postage was fully  
14 prepaid, addressed to the following: Clark County District Attorney, 200 Lewis Ave., 3rd Floor,  
15 Las Vegas NV 89155; and Nevada Attorney General, 100 N. Carson St., Carson City NV  
16 89701-4717.

17   
18 KATHLEEN FITZGERALD  
19 an employee of the Special Public  
20 Defender's Office  
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