

ORIGINAL

IN THE SUPREME COURT OF THE STATE OF NEVADA

2008 AUG 13 PM 3:06

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WILLIAM LESTER WITTER,

Appellant,

v.

Case No. 50447

THE STATE OF NEVADA,

Respondent.

**FILED**

AUG 15 2008

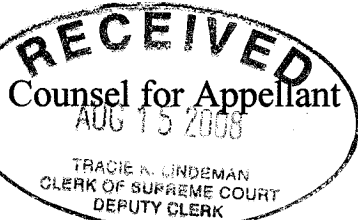
**MOTION FOR LEAVE TO  
FILE 52 PAGE ANSWERING BRIEF**

TRACIE K. LINDEMAN  
CLERK OF SUPREME COURT  
BY S. Young  
DEPUTY CLERK

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Counsel for Respondent

1 IN THE SUPREME COURT OF THE STATE OF NEVADA

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5 WILLIAM LESTER WITTER, )

6 Appellant, )

7 v. )

Case No. 50447

8 THE STATE OF NEVADA, )

9 Respondent. )

10  
11 **MOTION FOR LEAVE TO**  
12 **FILE 52 PAGE ANSWERING BRIEF**

13 COMES NOW the State of Nevada, by DAVID ROGER, Clark County District  
14 Attorney, through his Chief Deputy, STEVEN S. OWENS, and submits this Motion  
15 For Leave To File 52 Page Answering Brief .


16 This motion is based on the following Declaration and all papers and pleadings  
17 on file herein.

18 Dated August 13, 2008.

19 Respectfully submitted,

20 DAVID ROGER  
21 Clark County District Attorney  
22 Nevada Bar # 002781

23 BY

24   
25 STEVEN S. OWENS  
26 Chief Deputy District Attorney  
27 Nevada Bar #004352

28 Attorney for Respondent

**DECLARATION**  
**(NRS 53.045)**

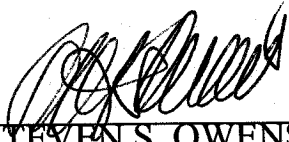
I, Steven S. Owens, am a duly licensed attorney in the State of Nevada and am employed by the Clark County District Attorney's Office.

I am the Chief Deputy District Attorney and Capital Case Coordinator in the Criminal Appeals Division. In order to fully develop the facts and answer the issues raised in Appellant's 49 page Opening Brief with 24 volumes of appendix, it has been necessary to prepare a 52 page Answering Brief. This Court routinely allows briefs up to 80 pages on capital cases and we are requesting only 52 pages of response to Witter's claims.

I hereby declare under penalty of perjury that the foregoing is true and correct.

Executed on August 13, 2008.

BY

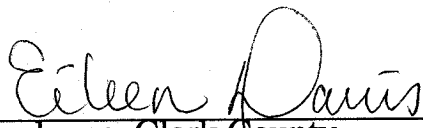
  
STEVEN S. OWENS  
Chief Deputy District Attorney  
Nevada Bar #004352

Attorney for Respondent

1 **CERTIFICATE OF MAILING**

2 I hereby certify and affirm that I mailed a copy of the foregoing Motion for  
3 Leave to File 52 Page Answering Brief to the attorney of record listed below on  
4 August 13, 2008.

5  
6 GARY TAYLOR  
GERALD BIERBAUM  
7 Assistant Federal Public Defenders  
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8 Las Vegas, Nevada 89101

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Employee, Clark County  
12 District Attorney's Office  
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27 SSO/Michael Radovic/ed  
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