

ORIGINAL

FILED

IN THE SUPREME COURT OF THE STATE OF NEVADA

JUN 24 2008

SIAOSI VANISI,

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

Appellant,

Supreme Court No. 50607

v.

District Court No. CR98P0516

THE STATE OF NEVADA,

DEATH PENALTY CASE

Respondent.

SECOND MOTION FOR EXTENSION OF TIME

COMES NOW Appellant, SIAOSI VANISI, by and through his counsel of record, SCOTT EDWARDS and THOMAS L. QUALLS, ESQ., and hereby moves this Honorable Court for an Order allowing counsel an additional thirty (30) days to file the Opening Brief. This is the second request for an extension of time in this appeal.

The first request was due to the fact that, SCOTT EDWARDS, ESQ., lead counsel for Vanisi in this matter, suffered a heart attack on May 15, 2008. Additionally, since that time, the United States Supreme Court has decided the case of Indiana v. Edwards, No. 07-208, 2008 U.S. LEXIS 5031, decided June 19, 2008. This decision affects a critical issue in Vanisi's appeal. Accordingly, counsel requests another brief extension of time in which to address this issue, in order to provide zealous representation of Appellant SIAOSI VANISI's interests. This request is made in good faith and not for the purpose of unnecessary delay.

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RECEIVED

JUN 24 2008

TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
DEPUTY CLERK

Law Offices of Thomas L. Qualls, Esq.
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08-16133

1 WHEREFORE, Appellant SIAOSI VANISI, by and through the undersigned counsel,
2 respectfully requests this Honorable Court enter an order to allow counsel an additional thirty (30)
3 days to file the Opening Brief up to and including July 30, 2008.

4 RESPECTFULLY SUBMITTED this 23 day of June, 2008.
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CERTIFICATE OF SERVICE

I hereby certify that I am an employee of the Law Office of Thomas L. Qualls and that on the 23rd day of June, 2008, I served a copy of the Second Motion for Extension of Time upon all counsel of record via personal delivery and US postal service to the following address:

Washoe County District Attorney's Office
Terrence McCarthy, Appellate Division
One South Sierra Street, 4th floor
Reno, Nevada 89520

DATED this 23rd day of June, 2008.



Kristy Schaefer