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Attorney for Respondent

SUPREME COURT OF THE STATE OF NEVADA

THE STATE OF NEVADA,

Appellant,

v.

NARCUS S. WESLEY

Respondent.

Nevada Supreme Court Case No.: 52127

District Court Case No.: C232494

District Court Dept. No.: XXIV

**MOTION TO EXTEND TIME FOR FILING
DOCKETING STATEMENT**

COMES NOW Appellant, NARCUS S. WESLEY a/k/a NARCUS SAMONE WESLEY, and hereby requests that this Court enter an Order extending time for the filing of a Docketing Statement until seven (7) days after an Amended Judgment of Conviction is filed by the Court below.

DATED this 9TH day of September, 2008.

LAW OFFICE OF DAN M. WINDER, P.C.

By: *[Signature]*

Arnold Weinstock, Esq.
Nevada Bar No: 000810
3507 W. Charleston Blvd.
Las Vegas, Nevada 89102
Attorneys for Appellant

POINTS AND AUTHORITIES

Appellant, Narcus S. Wesley was convicted a jury trial of 18 counts ranging from gross misdemeanors to Class A Felonies. Appellant was sentenced by District Judge James Bixler on July 17,

2008. Questions have arisen about the legality of Appellant's sentence and the accuracy of the Judgment of Conviction. The State of Nevada has filed a Motion to Correct Illegal Sentence before the District Court. That motion is set to be heard on September 16, 2008 at 8:30 a.m. Because the court's ruling on

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08-23668

1 the state's motion will affect Appellant's sentence and possible issues on appeal, Appellant's counsel
2 cannot accurately prepare a Docketing Statement until an Amended Judgement of Conviction is filed by
3 the District Court Judge. Therefore, Appellant is requesting that this Court hold the filing of a Docketing
4 Statement by Appellant for seven (7) days after the Amended Judgment of Conviction is filed. Failure to
5 do so will result in unnecessary work by Appellant's counsel and a cluttering of this Court's file.

6 DATED this 9th day of September, 2008.

7
8 LAW OFFICE OF DAN M. WINDER, P.C.

9
10
11 By: 

12 Arnold Weinstock, Esq.
13 Nevada Bar No: 000810
14 3507 W. Charleston Blvd.
15 Las Vegas, Nevada 89102
16 Attorneys for Appellant
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SUPREME COURT OF THE STATE OF NEVADA

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NARCUS S. WESLEY

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CERTIFICATE OF SERVICE

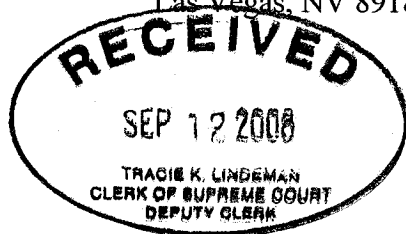
Pursuant to NRCPC (5)(b), I hereby certify that I am an employee of THE LAW OFFICES OF DAN WINDER, P.C., and that on the _____ day of September, 2008, I caused the foregoing **MOTION TO EXTEND TIME FOR FILING DOCKETING STATEMENT** to be served as follows:

- ☒ [X] by placing a true and correct copy of the same to be deposited for mailing in the U.S. Main at Las Vegas, Nevada, enclosed in a sealed envelope upon which first class postage was fully prepaid; and/or
- ☐ [] pursuant to EDCR 7.26, by sending it via facsimile (w/o attachments); and/or
- ☐ [] by hand delivery

To the parties listed below:

State of Nevada Attorney General
100 North Carson Street
Carson City, Nevada 89801-4717

David Roger, Esq.
Clark County District Attorney
200 Lewis Ave.
Las Vegas, NV 89188



Becki Pate
An employee of the Law
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