

IN THE SUPREME COURT OF THE STATE OF NEVADA

NARCUS S. WESLEY A/K/A NARCUS  
SAMONE WESLEY,  
Appellant,  
vs.  
THE STATE OF NEVADA,  
Respondent.

No. 52127

**FILED**

JUN 18 2009  
TRACIE K. LINDEMAN  
CLERK OF SUPREME COURT  
BY *[Signature]*  
DEPUTY CLERK

ORDER GRANTING MOTION

Appellant has filed a motion requesting a fifth extension of time to file the opening brief. Extreme and unforeseeable circumstances having been shown, we grant the motion. Appellant shall have until July 6, 2009, to file and serve the opening brief and appendix. Any additional extensions will be granted only on showing of extreme and unforeseeable circumstances. Counsel's caseload will not be deemed such a circumstance. Cf. Varnum v. Grady, 90 Nev. 374, 528 P.2d 1027 (1974).

It is so ORDERED.

*[Signature]*, C.J.

cc: The Law Office of Dan M. Winder, P.C.  
Clark County District Attorney David J. Roger