1	IN THE SUPREME COU	RT OF THE STATE OF NEVADA		
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5	NARCUS S. WESLEY,) Case No. 52127		
6	Appellant,	}		
7	v.	Electronically Filed Sep 28 2009 04:55 p.m.		
8	THE STATE OF NEVADA,	Tracie K. Lindeman		
9	Respondent.	}		
10	MOTION FOR EXTENSION OF TIME			
11	MOTION FOR EXTENSION OF TIME			
12	DAN M. WINDER, ESQ.	DAVID ROGER		
13	Law Offices of Dan M. Winder, P.C. Nevada Bar #001569	Clark County District Attorney Nevada Bar #002781 Regional Justice Center 200 Lewis Avenue Post Office Box 552212 Las Vegas, Nevada 89155-2212 (702) 671-2500 State of Nevada		
14	ARNOLD WEINSTOCK, ESQ. Law Office of Dan M. Winder, P.C.			
15	Nevada Bar #000810 3507 W. Charleston Blvd. Las Vegas, Nevada 89102 (702) 474-0523			
16				
17		CATHERINE CORTEZ MASTO Nevada Attorney General		
18		Nevada Bar #003926 100 North Carson Street		
19 20		Carson City, Nevada 89701-4717 (775) 684-1265		
20		(775)001 1205		
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27	Counsel for Appellant	Counsel for Respondent		
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	J:\APPELLATE\WPDOCS\SECRETARY\MOTIONS\EXTEND\WESLEY, NARCUS S.	, 52127, RESP'S EXT.TIME MTN.TO 10-28-09DOC		

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2	IN THE SUPREME COURT OF THE STATE OF NEVADA		
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6	NARCUS S. WESLEY,) Case No. 52127		
7	Appellant,		
8	v. }		
9	THE STATE OF NEVADA,		
10	Respondent }		
11			
12	MOTION FOR EXTENSION TIME		
13	COMES NOW the State of Nevada, by DAVID ROGER, Clark County District		
14	Attorney, through his Chief Deputy, STEVEN S. OWENS, and moves this Court for an		
15	extension of time within which to file Respondent's Answering Brief. This motion is based		
16	on the following memorandum and all papers and pleadings on file herein.		
17	Dated this 28 th day of September, 2009.		
18	Respectfully submitted,		
19	DAVID ROGER Clark County District Attorney		
20	Nevada Bar # 002781		
21			
22	BY /s/ Steven S. Owens STEVEN S. OWENS		
23	Chief Deputy District Attorney Nevada Bar #004352		
24	Office of the Clark County District Attorney 200 Lewis Avenue		
25	Post Office Box 552212 Las Vegas, Nevada 89155-2212		
26	(702) 671-2750		
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MEMORANDUM

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.

Respondent's Answering Brief is currently due September 28, 2009. Pursuant to
NRAP 26(b), this Court for good cause shown can enlarge the time prescribed by the Nevada
Rules of Appellate Procedure for doing any act.

7 With respect to good cause, the Opening Brief includes six (6) complex issues and is 8 accompanied by six (6) volumes, totaling 1,200 pages, of appendix, that the State must 9 address and is a complex case with a lengthy procedural history. Additionally, the law clerk 10 assigned to preparing the State's answer has numerous other briefs and post-conviction 11 matters assigned to her making a proper response difficult to achieve given the current 12 schedule. Accordingly, the State moves for an enlargement of time of thirty (30) days within 13 which to file Respondent's Answering Brief up to and including October 28, 2009 rather 14 than rush to complete the State's brief. This will allow the State sufficient time to draft a 15 brief which adequately addresses Defendant's issues and provide this Court with sufficient 16 citation to legal authority to address the novel issues presented in Defendant's brief.

Dated this 28th day of September, 2009.

18	Respectfully submitted,
19	DAVID ROGER
20	Clark County District Attorney Nevada Bar # 002781
21	
22	
23	BY /s/ Steven S. Owens STEVEN S. OWENS
24	Chief Deputy District Attorney Nevada Bar #004352
25	Office of the Clark County District Attorney Regional Justice Center
26	200 Lewis Avenue Las Vegas, Nevada 89155-2212 (702) 671-2750
27	(702) 671-2750
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1	CERTIFICATE OF SERVICE	
2	I hereby certify and affirm that this document was filed electronically with the	
3	Nevada Supreme Court on 28 th day of September, 2009. Electronic Service of the foregoing	
4	document shall be made in accordance with the Master Service List as follows:	
5		
6	CATHERINE CORTEZ MASTO Nevada Attorney General	
7	DAN M. WINDER	
8	Counsel for Appellant	
9	STEVEN S. OWENS Chief Deputy District Attorney	
10		
11	I further certify that I served a copy of this document by mailing a true and correct	
12	copy thereof, postage pre-paid, addressed to:	
13		
14	ARNOLD WEINSTOCK, ESQ. Law Offices of Dan M. Winder, P.C.	
15	3507 W. Charleston Blvd. Las Vegas, Nevada 89102	
16	Las Vegas, Nevaua 69102	
17		
18	BY <u>/s/ eileen davis</u> Employee, District Attorney's Office	
19 20	Employee, District Automey's Office	
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20 27	SSO/Colleen Brown/ed	
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