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) Case No. 52788

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Electronically Filed  
Aug 17 2009 09:57 a.m.  
Tracie K. Lindeman

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2 **IN THE SUPREME COURT OF THE STATE OF NEVADA**  
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6 DAIMON MONROE, ) Case No. 52788  
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 17<sup>th</sup> day of August, 2009.

18 Respectfully submitted,

19 DAVID ROGER  
20 Clark County District Attorney  
Nevada Bar # 002781

21  
22 BY /s/ Steven S. Owens

23 STEVEN S. OWENS  
24 Chief Deputy District Attorney  
25 Nevada Bar #004352  
26 Office of the Clark County District Attorney  
27 200 Lewis Avenue  
28 Post Office Box 552212  
Las Vegas, Nevada 89155-2212  
(702) 671-2750

1 **MEMORANDUM**

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

4 Respondent's Answering Brief was due on or before August 17, 2009. Pursuant to  
5 NRAP 26(b), this Court for good cause shown can enlarge the time prescribed by the Nevada  
6 Rules of Appellate Procedure for doing any act, or may permit an act to be done after the  
7 expiration of such time.

8 With respect to good cause, Preparation of Respondent's Answering Brief was  
9 originally assigned to a law clerk who has left the office. Appellant's Opening Brief consists  
10 of six (6) issues and six (6) sub-issues, and five (5) volumes of appendices. Given the  
11 complexity of the issues raised by Appellant as well as the vast volumes of records and trial  
12 transcripts in this case, the newly assigned law clerk requires more time to properly address  
13 Appellant's claims on the merits.

14 The State respectfully moves for an enlargement of time of thirty (30) days, making  
15 said brief due September 16, 2009

16 I declare under penalty of perjury the factual representations set forth in the foregoing  
17 memorandum are true and correct.

18 Dated this 17<sup>th</sup> day of August, 2009.

19 Respectfully submitted,

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

23 BY */s/ Steven S. Owens*

24 STEVEN S. OWENS  
25 Chief Deputy District Attorney  
26 Nevada Bar #004352  
27 Office of the Clark County District Attorney  
28 Regional Justice Center  
200 Lewis Avenue  
Post Office Box 552212  
Las Vegas, Nevada 89155-2212  
(702) 671-2750

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**CERTIFICATE OF SERVICE**

I hereby certify and affirm that this document was filed electronically with the Nevada Supreme Court on August 17, 2009. Electronic Service of the foregoing document shall be made in accordance with the Master Service List as follows:

CATHERINE CORTEZ MASTO  
Nevada Attorney General

MARTIN HART, ESQ.  
Law Offices of Martin Hart, LLC.

STEVEN S. OWENS  
Chief Deputy District Attorney

BY /s/ eileen davis  
Employee, District Attorney's Office

SSO/Simone O'Connell/ed