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2. The Opening Brief was due to be filed on or before Monday, September 28, 2009.

	4. Declarant has the following trials in the upcoming months.
Sept. 28:	State v. Alvarez, Possession of a Firearm by Ex Felon, three day trial.
Oct. 5:	State v. Grant, Kidnapping/Att.. Murder, 7-10 day trial.
Oct. 12:	State v. Stockwell (1), Burglary, "Habitual Case, 3-5 day trial.
Nov. 9:	State v. Horn, Multiple armed Robberies, five day trial. State v. Schindler, Multiple Theft Counts, 5-7 day trial State v. Lacey, Att. Murder, 5 day trial.
Nov. 16:	State v. Stockwell (2), Burglary, "Habitual Case, three day trial.
Dec. 7:	State v. Lopez, Grand Larceny Auto, 3-4 day trial.
Dec. 14:	State v. Thomas, Burglary, "Habitual case, 3-5 day trial.

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1 6. Appellant's charges in this case are serious and include: Count 1 – Burglary,
2 Count 2 – Larceny from the Person; Count 3 – Burglary; Count 4 – Possession of Credit or Debit
3 Card Without Cardholder's Consent; Count 5 – Fraudulent Use of Credit or Debit Card; Count 6
4 – Theft; Count 7 – Conspiracy to Commit Larceny and sentenced to \$25 Admin. fee; \$270
5 restitution; \$150 DNA analysis fee; genetic testing; sentenced under the Large Habitual
6 Criminal Statute: Count 1 – 10 years to Life in prison; Count 2 – 10 years to Life in prison to run
7 concurrent with Count 1; Counts 3, 4, 5, and 6 – 10 years to Life in prison; Count 7 – one year in
8 CCDC; Counts 3-7 are to run concurrent to each other and consecutive to Counts 1 & 2; 200
9 days CTS. Appellant received multiple life sentences.
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12 7. Due to the complexity of the case, ninety days are necessary beyond the
13 current due date to conduct research and prepare the Opening Brief. This will also allow
14 Declarant time to contact Appellant and receive input from him regarding the appeal.
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16 8. This request for an extension of time is made in good faith and not for the
17 purposes of delay. It is the best professional judgment of the declarant that this extension is
18 crucial to the perfection of this appeal and to the provision of effective assistance of counsel to
19 this client.
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21 EXECUTED on the 28th day of September, 2009.

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P. DAVID WESTBROOK
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CATHERINE CORTEZ MASTO	P. DAVID WESTBROOK
STEVEN S. OWENS	HOWARD S. BROOKS

RONALD ROSS
NDOC No. 1003485
c/o High Desert State Prison
P.O. Box 650
Indian Springs, NV 89018

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