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NORMAN KEITH FLOWERS,
Appellant,
v.
THE STATE OF NEVADA,
Respondent.

Case No

COMES NOW the State of Nevada, by DAVID ROGER, Clark County District Attorney, through his deputy, NANCY A. BECKER, and moves this Court for an enlargement of time within which to file Respondent's Answering Brief. This motion is based on the following memorandum and all papers and pleadings on file herein.

Dated this 20th day of January 2010.

Respectfully submitted,

DAVID ROGER
Clark County District Attorney
Nevada Bar # 002781

BY */s/ Nancy A. Becker*

NANCY A. BECKER
Deputy District Attorney
Nevada Bar #000145

Office of the Clark County District Attorney
Regional Justice Center
200 Lewis Avenue
Post Office Box 552212
Las Vegas, Nevada 89155-2212
(702) 671-2750

1 **MEMORANDUM**

2 Pursuant to NRAP 26(b), this Court for good cause shown can enlarge the time
3 prescribed by the Nevada Rules of Appellate Procedure for doing any act, or may permit an act
4 to be done after the expiration of such time.

5 The Appellant's Opening Brief was filed on December 21, 2009. The Opening Brief is
6 thirty-eight (38) pages using twelve-point font, raising numerous issues and sub-issues covering
7 complex questions of trial court procedure, multiple instances of alleged judicial error and
8 prosecutorial misconduct, that require a thorough review of the record contained in Defendant's
9 three (3) volume, seven hundred fourteen (714) page appendix. This matter requires a thorough
10 review by Respondent because it is being used as an aggravator in Appellant's upcoming capitol
11 case. Additionally, the law clerk assigned to preparing the State's answer has numerous other
12 briefs and post-conviction matters, including a death penalty case and several cases requiring
13 evidentiary hearings for which he must adequately prepare and conduct, assigned to his making
14 a proper response very difficult to achieve given the current schedule.

15 Based on the foregoing, the State requires an additional thirty (30) days to fully respond
16 to this direct appeal from Defendant's conviction of First Degree Murder, Burglary, and Sexual
17 Assault which resulted in a life sentence without the possibility of parole. The additional time
18 will allow the State sufficient time to draft a brief which adequately addresses Appellant's issues
19 and provide this Court with sufficient citation to legal authority to address the issues presented
20 in Appellant's brief. This is the State's first Motion for an Extension of Time in this matter.

21 Dated this 20th day of January, 2010.

22
23 BY /s/ Nancy A. Becker

24 NANCY A. BECKER
25 Deputy District Attorney
Nevada Bar #000145

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27 Post Office Box 552212
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28 (702) 671-2750

CERTIFICATE OF SERVICE

I hereby certify and affirm that this document was filed electronically with the Nevada Supreme Court on this 20th day of January, 2010. Electronic Service of the foregoing document shall be made in accordance with the Master Service List as follows:

Nancy Becker
Steven S. Owens
Cortez Catherine Cortez Masto
JoNell Thomas

/s/ Margie English

Employee, Clark County
District Attorney's Office