

1 **IN THE SUPREME COURT OF THE STATE OF NEVADA**

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5 BRIAN KERRY O'KEEFE,)

6 Appellant,)

7 v.)

8 THE STATE OF NEVADA,)

9 Respondent.)

Case No. 53859

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11 **MOTION FOR LEAVE TO FILE**
12 **15 PAGE FAST TRACK RESPONSE**

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I:\APPELLATE\WPDOCS\SECRETARY\FASTRACK\O'KEEFE, BRIAN KERRY, 53859, C250650, RESP'S XS PG. MTN..DOC

DECLARATION
(NRS 53.045)

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.

In order to fully develop the facts and answer the issues raised by Defendant in his 15 page Fast Track Statement, it has been necessary to prepare a 15 page Fast Track Response.

On August 19, 2009, this Court authorized Appellant's over-sized Fast Track Statement which necessitated the State's Fast Track Response to exceed the page limit as well.

I hereby declare under penalty of perjury that the foregoing is true and correct.

Executed on September 8, 2009.

BY /s/ Steven S. Owens

STEVEN S. OWENS
Chief Deputy District Attorney
Nevada Bar #004352

Attorney for Respondent

CERTIFICATE OF SERVICE

I hereby certify and affirm that this document was filed electronically with the Nevada Supreme Court on 8th day of September, 2009. Electronic Service of the foregoing document shall be made in accordance with the Master Service List as follows:

CATHERINE CORTEZ MASTO
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Chief deputy District Attorney

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

SSO/Christopher Hamner/ed