

IN THE SUPREME COURT OF THE STATE OF NEVADA

LUIS A. HIDALGO, III,  
Appellant,  
vs.  
THE STATE OF NEVADA,  
Respondent.

No. 54272

**FILED**

**AUG 09 2011**

TRACIE K. LINDEMAN  
CLERK OF SUPREME COURT  
BY *Alingesa*  
DEPUTY CLERK

ORDER GRANTING MOTION

Cause appearing, the motion for an extension of time to file the reply brief is granted. NRAP 31(b)(3)(B). Appellant shall have until October 10, 2011, to file and serve the reply. Given the length of this initial extension request, no further extensions shall be permitted absent extraordinary circumstances and extreme need. NRAP 31(b)(3)(B). Counsel's caseload will not be deemed such a circumstance. Cf. Varum v. Grady, 90 Nev. 374, 528 P.2d 1027 (1974). Failure to file a timely reply brief may be treated as a waiver of the right to file a reply brief. NRAP 28(c).

It is so ORDERED.

*Drygas*, C.J.

cc: Christopher W. Adams  
Arrascada & Arrascada, Ltd.  
Attorney General/Carson City  
Clark County District Attorney