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JUSTIN JUG CAPRI PORTER,
Appellant,
v.
THE STATE OF NEVADA,
Respondent

Case No.

Tracie K. Lindeman

COMES NOW the State of Nevada, by DAVID ROGER, Clark County District Attorney, through his Chief Deputy, STEVEN S. OWENS, and moves this Court for an extension 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 May, 2010.

Respectfully submitted,

DAVID ROGER
Clark County District Attorney
Nevada Bar # 002781

BY */s/ Steven S. Owens*

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

1 **MEMORANDUM**

2 I, STEVEN S. OWENS, am the supervising attorney in the above-captioned case.
3 The State is requesting a thirty (30) day extension of time in which to file its Answering
4 Brief. No previous extensions have been granted. As good cause for the extension, the State
5 cites the large size of the record and the complexity of the issues presented.

6 Pursuant to NRAP 26(b), this Court for good cause shown can enlarge the time
7 prescribed by the Nevada Rules of Appellate Procedure for doing any act, or may permit an
8 act to be done after the expiration of such time. The certificate of service in Appellant's
9 Opening Brief is dated April 19, 2010. The Opening Brief raises issues and sub-issues
10 covering complex questions of trial court procedure and alleges instances of judicial error
11 that require a thorough review of the record contained in Defendant's thirteen (13) volume,
12 two thousand seven hundred fifteen (2715) page appendix.

13 Based on the foregoing, the State requires an additional thirty (30) days to AND
14 INCLUDING June 21, 2010, to fully respond to this direct appeal from Defendant's
15 conviction for Second Degree Murder with Use of a Deadly Weapon which resulted in a
16 sentence of LIFE with a Minimum Parole Eligibility after ONE HUNDRED TWENTY
17 (120) MONTHS plus a CONSECUTIVE term of LIFE with a Minimum Parole Eligibility
18 after ONE HUNDRED TWENTY (120) MONTHS for the use of a deadly weapon in the
19 Nevada Department of Corrections.

20 This is the State's first Motion for an Extension of Time in this matter.

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

3 Dated this 20th day of May, 2010.

4 Respectfully submitted,

5 DAVID ROGER
6 Clark County District Attorney
7 Nevada Bar # 002781

8
9 BY */s/ Steven S. Owens*

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CATHERINE CORTEZ MASTO
Nevada Attorney General

HOWARD S. BROOKS
Deputy Public Defender

STEVEN S. OWENS
Chief Deputy District Attorney

Employee, Clark County
District Attorney's Office

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