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Respondent.

Case No. 55716

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DATED this 26th day of August, 2010.

By P. David Hestbrook

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1                                   **DECLARATION OF P. DAVID WESTBROOK**

2                   1. I am an attorney duly licensed to practice law in the State of Nevada and  
3  
4 the Deputy Public Defender assigned to represent LESEAN TARUS COLLINS on  
5 appeal currently pending before this Court.

6                   2. My office has now received all transcripts in this matter and the  
7  
8 appendix has been compiled and Bate-stamped.

9                   3. My staff will be mailing Mr. Collins a copy of his appendix today. I  
10 expect it to reach him through the prison mail system in approximately one week.

11                  4. As is his right, Mr. Collins has requested that he be involved in every  
12  
13 step of the appellate process, including the preparation of the opening brief. In order to  
14 facilitate the appropriate level of communication, I will need to schedule at least two  
15 meetings with Mr. Collins at the High Desert State Prison: one after Mr. Collins has had  
16 the opportunity to review the 831 page trial record, and a second to discuss the final draft  
17 of his opening brief prior to filing.

18  
19                  5. Appellant Collins will need adequate time to review the appendix,  
20  
21 conduct any research he feels necessary and prepare for our initial meeting. I will also  
22 need additional time to evaluate and, if necessary, incorporate his suggestions.

23                  6. I am requesting a ninety (90) day extension to satisfy Mr. Collins'  
24 requests in this appeal.  
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1           7. This request for an extension is made in good faith, and not for the  
2 purpose of delay.

3           I declare under penalty of perjury that the foregoing is true and correct to  
4 the best of my information and belief.

5           EXECUTED on the 26th day of August, 2010.

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8             
9           P. DAVID WESTBROOK

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11           **CERTIFICATE OF SERVICE**

12           I hereby certify that this document was filed electronically with the Nevada  
13 Supreme Court on the 26<sup>th</sup> day of August, 2010. Electronic Service of the foregoing  
14 document shall be made in accordance with the Master Service List as follows:

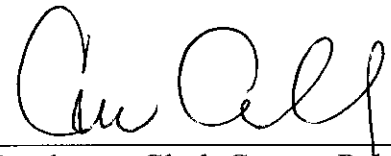
15  
16           CATHERINE CORTEZ MASTO  
17           STEVEN S. OWENS

                  P. DAVID WESTBROOK  
                  HOWARD S. BROOKS

18           I further certify that I served a copy of this document by mailing a true and  
19 correct copy thereof, postage pre-paid, addressed to:

20           LESEAN TARUS COLLINS  
21           NDOC No. 85039  
22           c/o High Desert State Prison  
23           P.O. Box 650  
24           Indian Springs, NV 89018

25  
26           BY

  
                  Employee, Clark County Public  
                  Defender's Office