## IN THE SUPREME COURT OF THE STATE OF NEVADA 1 2 3 WILLIAM P. CASTILLO, Electronically Filed 4 Jul 01 2011 11:12 a.m. Petitioner, Case No. 56176Tracie K. Lindeman 5 Clerk of Supreme Court VS. 6 E.K. McDANIEL, Warden of Ely State Prison, and CATHERINE 7 CORTEZ-MASTO, Attorney General of the State of Nevada, 8 9 Respondents. 10 REQUEST FOR EXTENSION OF TIME WITHIN WHICH TO FILE APPELLANT'S REPLY BRIEF 11 Appellant William P. Castillo, through counsel, hereby requests an extension 12 of time of fifty-nine days, to and including Friday, September 2, 2011, within which to file 13 his reply brief on appeal. SCR 250 (7)(d); NRAP 31 (b)(3). This is Mr. Castillo's first 14 request for an extension of time for his reply brief. This request is supported by the attached 15 declaration of counsel. 16 Dated this 1st day of July, 2011. 17 Respectfully submitted. 18 RENE VALLARDARES Acting Federal Public Defender 19 GARY A. TAYLOR 20 Assistant Federal Public Defender Nevada Bar No. 11031C 21 gary taylor@fd.org 22 Attorney for Petitioner/Appellant

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## **DECLARATION**

- I, Gary Taylor, hereby declare as follows:
- 1. I am an attorney, admitted to the practice of law before this Court. I am employed as an Assistant Federal Public Defender in the Capital Habeas Unit of the Law Offices of the Federal Public Defender. I represent the appellant, William P. Castillo, in this matter.
- 2. I was licensed as an attorney by the State of Texas in 1986. I am board certified in criminal law. I am employed as an Assistant Federal Defender and I am a supervisor in the Law Offices of the Federal Public Defender for the District of Nevada. Pursuant to SCR 49.11, I am admitted to limited practice before the Nevada state courts.
- 3. I represent Mr. Castillo and I am also assigned to more than ten death penalty cases. I assist other attorneys in the investigation and preparation of petitions for writs of habeas corpus for death penalty cases assigned to my office.
- 4. The reply brief in Mr. Castillo's case is currently due to be filed on July 5, 2011. A request for an extension of time of fifty-nine days is sought, up to and including Friday, September 2, 2011, in which to file Mr. Castillo's reply brief. This is Mr. Castillo's first request for an extension of time in which to file his reply brief.
- 5. My office was appointed to represent Patrick Charles McKenna who was convicted of First Degree Murder and sentenced to Death in Clark County. Mr. McKenna was originally convicted in 1980, but trials occurred in 1980, 1982 and 1996. He was represented by at least seven previous attorneys. I am responsible for the investigation and preparation of a petition for writ of habeas corpus in Mr. McKenna's case which I intend to file in July, 2011.
- 6. I also represent Kelly Rhyne, whose case is pending in this Court. The Elko County District Court granted Mr. Rhyne's petition for writ of habeas corpus and the prosecutor appealed. Mr. Rhyne's answering brief is due on August 8, 2011.

## **CERTIFICATE OF SERVICE** I hereby certify that this document was filed electronically with the Nevada Supreme Court on the 1st day of July, 2011. Electronic Service of the foregoing REQUEST FOR EXTENSION OF TIME WITHIN WHICH TO FILE APPELLANT'S REPLY BRIEF shall be made in accordance with the Master Service List as follows: Steven S. Owens Chief Deputy District Attorney Catherine Cortez Masto Attorney General Katrina Manzi An employee of the Federal Public Defender's Office