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SAMUEL HOWARD, ) Case No. 57469  
Appellant, )  
v. )  
THE STATE OF NEVADA, )  
Respondent )

COMES NOW the State of Nevada, by DAVID ROGER, Clark County District Attorney, through his Deputy, Nancy A. Becker, and submits this Motion For Leave To File 36 page Answering Brief.

Dated this 12<sup>th</sup> day of September, 2011.

DAVID ROGER  
Clark County District Attorney  
Nevada Bar # 002781

NANCY A. BECKER  
Deputy District Attorney  
Nevada Bar #000145  
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, NANCY A. BECKER, am a duly licensed attorney in the State of Nevada and am  
3 employed by the Clark County District Attorney's Office.

4 Appellant raised eight (8) issues with multiple sub-issues in his sixty-four (64) page  
5 Opening Brief. Because this is an appeal from Appellant's Fourth Petition for Writ of  
6 Habeas Corpus, it required the State to set forth an extensive procedural history.  
7 Accordingly, the State requests thirty-seven (36) pages to properly respond to Appellant's  
8 Opening Brief.

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

10 Dated this 12<sup>th</sup> day of September, 2011.

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12  
13 BY */s/ Nancy A. Becker*

14 NANCY A. BECKER  
15 Deputy District Attorney  
16 Nevada Bar #000145  
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200 Lewis Avenue  
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18 Attorney for Respondent  
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**CERTIFICATE OF SERVICE**

I hereby certify and affirm that this document was filed electronically with the Nevada Supreme Court on 12<sup>th</sup> day of September, 2011. Electronic Service of the foregoing document shall be made in accordance with the Master Service List as follows:

CATHERINE CORTEZ MASTO  
Nevada Attorney General

MIKE CHALTON  
Assistant Federal Public Defender

NANCY A. BECKER  
Deputy District Attorney

*/s/ jennifer garcia*  
\_\_\_\_\_  
Employee, Clark County  
District Attorney's Office

NAB/Tara Leavitt/jg