

IN THE SUPREME COURT OF THE STATE OF NEVADA

JASON DUVAL MCCARTY,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 58101

FILED


NOV 07 2011

TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
BY S. Young
DEPUTY CLERK

ORDER GRANTING MOTION

This is an appeal from a judgment of conviction in a death penalty case. Cause appearing, appellant's motion requesting a second extension of time to file the opening brief is granted. NRAP 31(b)(3)(D). Appellant shall have until December 2, 2011, to file and serve the opening brief. No further extensions of time shall be permitted absent demonstration of extraordinary circumstances and extreme need. Id. Counsel's caseload will not be deemed such a circumstance. Cf. Varnum v. Grady, 90 Nev. 374, 528 P.2d 1027 (1974).

It is so ORDERED.

, C.J.

cc: Christopher R. Oram
Attorney General/Carson City
Clark County District Attorney