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IN THE SUPREME COURT OF THE STATE OF NEVADA

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FILED

WILLIAM WITTER,)
)
Appellant,)
)
vs.)
)
THE STATE OF NEVADA,)
)
Respondent.)
)

FEB 28 2001

JANETTE M. BLOOM
CLERK OF SUPREME COURT
BY M. Vasado
DEPUTY CLERK

Case No. 36927

MOTION FOR EXTENSION OF
TIME TO FILE OPENING BRIEF

COMES NOW, Appellant, WILLIAM WITTER, by and through his attorney, DAVID M. SCHIECK, ESQ., and moves this Court for an Order granting an extension of time of thirty (30) days to file Appellant's Opening Brief up to and including March 28, 2001.

This Motion is made and based upon NRAP 31(a)(1), NRAP 26(b), and the Affidavit of counsel attached hereto.

DATED this 23 day of February, 2001.

SUBMITTED BY:
David Schieck
DAVID M. SCHIECK, ESQ.
302 E. Carson Ave., #600
Las Vegas, Nevada 89101
Attorney for Appellant

POINTS AND AUTHORITIES

NRAP 26(b) states as follows:

"(b) *Enlargement of time.* The court for good cause shown may upon motion enlarge the time prescribed by these rules or by its order for doing any act, or may permit an act to be done after the expiration of such time...."

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That Appellant's Opening Brief is due on February 26, 2001.


That Affiant is also counsel of record for Mack Mason in Mason adv. State, a capital murder trial in District Court, Department 4. That trial started February 14, 2001 and the Court has indicated that if a penalty hearing is necessary, same will start on Monday, February 26, 2001.

That Affiant also has reply briefs due in Towner v. State, Like v. State, and Amati v. State; and an opening brief due in Collins v. State within the next 30 days.

That Affiant requests an extension of 30 days, up to and including March 28, 2001 to file Appellant's Opening Brief.

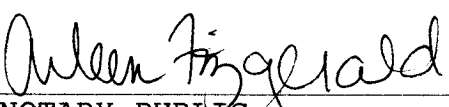
This Motion is made in good faith and not for the purpose of delay.

Further Affiant sayeth naught.

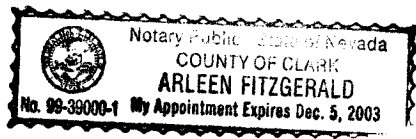


DAVID M. SCHIECK

SUBSCRIBED and SWORN to before me
this 23 day of February, 2001.



NOTARY PUBLIC



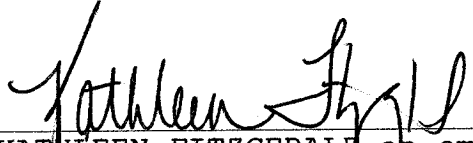
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CERTIFICATE OF MAILING

I, KATHLEEN FITZGERALD, do hereby certify that on the 23rd
day of February, 2001, did deposit in the United States Post
Office at Las Vegas, Nevada, a copy of the above and foregoing
Motion, enclosed in a sealed envelope upon which first class
postage was fully prepaid, addressed to the following:

Clark County District Attorney
200 S. Third Street
Las Vegas NV 89155

Nevada Attorney General
100 N. Carson
Carson City NV 89701-4717


KATHLEEN FITZGERALD, an employee
of David Schieck, Esq.