

ORIGINAL

IN THE SUPREME COURT OF THE STATE OF NEVADA

DONTE JOHNSON,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

Case No. 36991

FILED

JUN 28 2001

JANETTE M. BLOOM
CLERK OF SUPREME COURT
DEPUTY CLERK

APPLICATION FOR EXTENSION OF TIME
AND MOTION TO FILE SEVENTY-FOUR PAGE OPENING BRIEF

COMES NOW the Appellant, DONTE JOHNSON, by and through his attorney, LEE-ELIZABETH McMAHON, Deputy Special Public Defender, and moves this Honorable Court for an eight (8) day extension of time from June 19, 2001, through June 27, 2001, within which to file Appellant's Opening Brief in the above-entitled matter. Additionally, counsel respectfully requests leave to file a seventy-four page Appellant's Opening Brief.

This Application and Motion is based upon the Affidavit of counsel attached hereto.

DATED this 27th day of June, 2001.

PHILIP J. KOHN
CLARK COUNTY SPECIAL PUBLIC DEFENDER

By

LEE-ELIZABETH McMAHON
Deputy Special Public Defender
Nevada Bar #1765
309 South Third Street, 4th Floor
Las Vegas, Nevada 89155-2316
(702) 455-6265

RECEIVED

JUN 28 2001

JANETTE M. BLOOM
CLERK OF SUPREME COURT
DEPUTY CLERK

A F F I D A V I T

STATE OF NEVADA)
) ss:
COUNTY OF CLARK)

LEE-ELIZABETH McMAHON, having been first duly sworn, and upon information and belief, deposes and says:

1. That I am an attorney duly licensed to practice law in the State of Nevada and the Deputy Special Public Defender who has been assigned to represent Donte Johnson on his appeal currently pending before this Honorable Court.

2. That Appellant's Opening Brief was due to be filed on or before June 19, 2001.

3. That affiant required an additional eight (8) days in order to complete research and preparation of Appellant's Opening Brief.

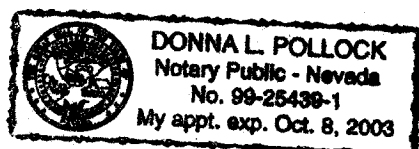
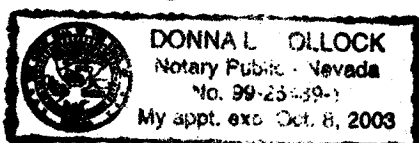
4. That in order to fully develop the facts and circumstances, it was necessary to file a seventy-four page Appellant's Opening Brief.

Further, affiant sayeth naught.

LEE-ELIZABETH McMAHON

SUBSCRIBED AND SWORN to before me this 27th day of June, 2001.

NOTARY PUBLIC in and for said County and State.



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RECEIPT OF A COPY of the foregoing **Application for Extension**
of Time and Motion to File Seventy-Four Page Opening Brief is hereby
acknowledged this 27th day of June, 2001.

STEWART L. BELL
CLARK COUNTY DISTRICT ATTORNEY

By *Andrine Mulkey*