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Electronically Filed
Jun 21 2013 04:54 p.m.
Tracie K. Lindeman
Clerk of Supreme Court

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DATED this 21st day of June, 2013.

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DECLARATION OF NANCY L. LEMCKE

1. I am an attorney licensed to practice law in the State of Nevada; I am a deputy public defender assigned to handle the appeal of this matter; I am familiar with the procedural history of this case.

2. The instant appeal arises from a multiple-count Sexual Assault on a Minor Case. Appellant was convicted of 36 sex-related offenses for which he received numerous life sentences.

3. As currently constituted, the Appendix consists of over 1400 pages. The instant appeal involves complex and, in some cases, constitutionally significant issues. Those issues include, but are not limited to: the propriety of the prosecutor's excusal of minority panelists from the jury venire; the trial court's refusal to allow the defense to present certain evidence critical to the defense case theory; the trial court's refusal to suppress Appellant's statement to interrogating detectives; the trial court's refusal to issue a pre-trial ruling precluding use of the term 'victim'; and the trial court's refusal to declare a mistrial following the revelation that the complainant, an illegal immigrant, was receiving a benefit in the form of a special visa granted crime victims.

4. During the month of May, I began a jury trial on a life-sentence case. I anticipated that the trial would take approximately one (1) week. My last enlargement request in the instant matter contemplated as much. However, the trial lasted three (3) weeks, during which my time and attention were devoted almost exclusively to that matter. Because I was consumed with the trial for a far greater time than I anticipated, I have not been able to timely complete the instant Opening Brief.

1 5. I am mindful of, and sensitive to, this Honorable Court's disdain for
2 delays in briefing submissions. I am solely responsible for my errant calculation in the
3 anticipated length of my trial and my corresponding failure to timely prepare and finalize the
4 instant Opening Brief. However, I believe that I will be able to finalize the instant appeal within
5 15 days. Accordingly, I am requesting a 15-day enlargement of time within which to file
6 Appellant's Opening Brief.
7

8 6. This Motion for Extension is made in good faith and not for the purpose of
9 delay.
10

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

12 EXECUTED on the 21st day of June, 2013.

13 /s/ Nancy L. Lemcke
14 NANCY L. LEMCKE

15 **CERTIFICATE OF SERVICE**

16 I hereby certify that this document was filed electronically with the Nevada
17 Supreme Court on the 21st day of June, 2013. Electronic Service of the foregoing document
18 shall be made in accordance with the Master Service List as follows:

19 CATHERINE CORTEZ MASTO
20 STEVEN S. OWENS

NANCY L. LEMCKE
HOWARD S. BROOKS

21 I further certify that I served a copy of this document by mailing a true and
22 correct copy thereof, postage pre-paid, addressed to:
23

24 GUILLERMO RENTERIO-NOVOA
25 NDOC No. 1092343
26 c/o High Desert State Prison
27 P.O. Box 650
28 Indian Springs, NV 89018

BY /s/ Carrie M. Connolly
Employee, Clark County Public
Defender's Office