

IN THE SUPREME COURT OF THE STATE OF NEVADA

GUILLERMO RENTERIA-NOVOA,

Appellant,

v.

THE STATE OF NEVADA,

Respondent.

) Case No. 61865

Electronically Filed
Sep 26 2013 11:32 a.m.
Tracie K. Lindeman
Clerk of Supreme Court

**MOTION FOR LEAVE TO FILE RESPONDENT'S ANSWERING BRIEF
IN EXCESS OF TYPE-VOLUME LIMITATIONS**

COMES NOW the State of Nevada, by STEVEN B. WOLFSON, Clark County District Attorney, through his Chief Deputy, STEVEN S. OWENS, and submits this Motion For Leave To File Respondent's Answering Brief In Excess of Type-Volume Limitations pursuant to NRAP 32(a)(7)(D).

This motion is based on the following Declaration and all papers and pleadings on file herein.

Dated this 26th day of September, 2013.

Respectfully submitted,

STEVEN B. WOLFSON
Clark County District Attorney
Nevada Bar #001565

BY /s/ Steven S. Owens

STEVEN S. OWENS
Chief Deputy District Attorney
Nevada Bar #004352
Attorney for Respondent

DECLARATION
NRS 53.045

I, STEVEN S. OWENS, am a duly licensed attorney in the State of Nevada and am employed by the Clark County District Attorney's Office.

Except by Court Order, an Answering Brief shall not exceed 30 pages in length or shall contain no more than 14,000 words or 1,300 lines of text. NRAP 32(a)(7)(A)(i); NRAP 32(a)(7)(A)(ii).

On July 19, 2013, this Court granted Appellant's Motion for Leave to File Opening Brief in Excess of Type-Volume Limitation. Appellant filed an Opening Brief which contained 16,985 words. In order to fully develop the facts and answer the issues Appellant raised therein, it has been necessary to prepare an Answering Brief containing 16,983 words.

Appellant's Opening Brief raises fourteen issues, many with numerous sub-issues. In particular, Appellant raises three allegations of discriminatory peremptory challenges, alleges incorrect jury instructions, and argues insufficient evidence. Moreover, matching thirty-six counts of Sexual Assault, et al., with the corresponding timeframes in which they occurred required a thorough examination of the record and extensive development within Respondent's Answering Brief. Respondent has diligently sought to respond in as concise a manner as possible, without sacrificing depth, breadth, or accuracy. See NRAP 32(a)(7)(A)(i), (D).

...

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

Executed on September 26, 2013.

BY */s/ Steven S. Owens*

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Attorney for Respondent

VERIFICATION
NRS 53.045

1. I hereby certify that this brief complies with the formatting requirements of NRAP 32(a)(4), the typeface requirements of NRAP 32(a)(5) and the type style requirements of NRAP 32(a)(6) because this brief has been prepared in a proportionally spaced typeface using Microsoft Word 2003 in 14 point and Times New Roman style.
2. I further certify that this Brief is proportionately spaced, has a typeface of 14 points or more and contains 16,983 words and 1,668 lines of text.
3. Finally, I hereby certify that I have read this appellate brief, and to the best of my knowledge, information, and belief, it is not frivolous or interposed for any improper purpose. I further certify that this brief complies with all applicable Nevada Rules of Appellate Procedure, in particular NRAP 28(e)(1), which requires every assertion in the brief regarding matters in the record to be supported by reference to the page and volume number, if any, of the transcript or appendix where the matter relied on is to be found. I understand that I may be subject to sanctions in the event that the accompanying brief is not in conformity with the requirements of the Nevada Rules of Appellate Procedure.

Dated this 26th day of September, 2013.

Respectfully submitted,

STEVEN B. WOLFSON
Clark County District Attorney

BY */s/ Steven S. Owens*

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CERTIFICATE OF SERVICE

I hereby certify and affirm that this document was filed electronically with the Nevada Supreme Court on September 26, 2013. Electronic Service of the foregoing document shall be made in accordance with the Master Service List as follows:

CATHERINE CORTEZ MASTO
Nevada Attorney General

NANCY L. LEMCKE
Deputy Public Defender

STEVEN S. OWENS
Chief Deputy District Attorney

/s/ eileen davis

Employee, Clark County
District Attorney's Office