

1 **IN THE SUPREME COURT OF THE STATE OF NEVADA**

2 *****

3 JAMES CHAPPELL

4 Appellant,

5 vs.

6 THE STATE OF NEVADA,

7 Respondent.

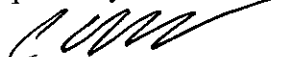
S.C. CASE NO. 61967 Electronically Filed
May 08 2014 03:22 p.m.
Tracie K. Lindeman
Clerk of Supreme Court

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9 **MOTION FOR EXTENSION OF TIME TO FILE REPLY BRIEF**

10 COMES NOW, Christopher R. Oram, Esq., attorney for Appellant, JAMES CHAPPELL,
11 and moves this Court for an Order granting an extension of time of ninety (90) days from the date
12 the Opening Brief is now due, to wit: May 8, 2014, and extend the time to and including, August
13 6, 2014, for the filing of the Reply Brief. This motion is made and based upon NRAP 27 and
14 31(a), the Affidavit of Christopher R. Oram, Esq., filed herewith, and the Points and Authorities
15 attached hereto.

16 DATED this 8th day of May, 2014.

17 Respectfully submitted by:

18 

19 CHRISTOPHER R. ORAM, ESQ.
20 Nevada Bar No. 004349
21 520 S. Fourth Street, 2nd Floor
22 Las Vegas, Nevada 89101
23 (702) 384-5563

24 Attorney for Appellant
25 JAMES CHAPPELL
26
27
28

CHRISTOPHER R. ORAM, LTD.
520 SOUTH 4TH STREET | SECOND FLOOR
LAS VEGAS, NEVADA 89101
TEL. 702.384-5563 | FAX. 702.974-0623

1 POINTS AND AUTHORITIES

2 Time for Serving and Filing Briefs.

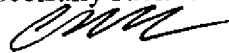
3 The appellant shall serve and file the OPENING brief within one
4 hundred and twenty (120) days after the date on which the appeal is
5 docketed in the Supreme Court. The respondent shall serve and file
6 his answering brief within thirty (30) days after service of the brief
7 of the appellant. After service of respondent's brief, any OPENING
8 brief must be served and filed within thirty (30) days. . . . By written
9 stipulation timely filed with the Supreme Court, the parties may
10 extend the time for filing any brief for a total of thirty (30)
11 additional days unless the court otherwise orders. Applications for
12 extensions of time beyond that to which the parties are permitted to
13 stipulate are not favored, and will be considered only on motion for
14 good cause clearly shown, or ex parte in cases of extreme and
15 unforeseeable emergency. The Supreme Court may shorten the
16 periods prescribed above for serving and filing briefs, either by rule
17 for all cases or for classes of cases, or by order for specific cases."

18 Mr. Chappell's Reply Brief is currently due on May 8, 2014. This is the first request for an
19 extension of time. The instant case is an appeal from a murder conviction and Mr. Chappell is
20 sentenced to death. The Opening Brief in the instant case is over sixty pages. The Answering Brief
21 in the instant case is extremely voluminous at fifty-nine pages. Due to the length of the briefing
22 and the complex issues raised, an extension of time is necessary. As such, the undersigned
23 requests additional time to review the lengthy Answering Brief and draft a Reply Brief.

24 Therefore, counsel respectfully request that this Court permit him ninety (90) days, to wit,
25 August 6, 2014, in order to properly reply to these issues.

26 DATED this 8th day of May, 2014.

27 Respectfully submitted by:

28 

CHRISTOPHER R. ORAM, ESQ.
Nevada Bar #004349
520 S. Fourth Street, 2nd Floor
Las Vegas, Nevada, 89101

Attorney for Appellant
JAMES CHAPPELL

AFFIDAVIT OF CHRISTOPHER R. ORAM
IN SUPPORT OF MOTION FOR EXTENSION OF TIME
TO FILE REPLY BRIEF

STATE OF NEVADA)
) ss:
COUNTY OF CLARK)

CHRISTOPHER R. ORAM, ESQ., being first duly sworn, deposes and states:

1. I am an attorney duly licensed to practice law in the State of Nevada. I am counsel for the Appellant in the above-entitled matter. I have personal knowledge of all matters contained herein and am competent to testify thereto.

2. Mr. Chappell's Reply Brief is currently due on May 8, 2014. This is the first request for an extension of time. The instant case is an appeal from a murder conviction and Mr. Chappell is sentenced to death. The Opening Brief in the instant case is over sixty pages. The Answering Brief in the instant case is extremely voluminous at fifty-nine pages. Due to the length of the briefing and the complex issues raised, an extension of time is necessary. As such, the undersigned requests additional time to review the lengthy Answering Brief and draft a Reply Brief.

3. Therefore, counsel respectfully request that this Court permit him ninety (90) days, to wit, August 6, 2014, in order to properly reply to these issues.

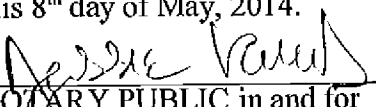
4. That this motion is made in good faith and not for purposes of delay.

FURTHER YOUR AFFIANT SAYETH NAUGHT.

DATED this 8th day of May, 2014.


CHRISTOPHER R. ORAM, ESQ.

SWORN and SUBSCRIBED before me
this 8th day of May, 2014.


NOTARY PUBLIC in and for
said County and State



CERTIFICATE OF SERVICE

I hereby certify and affirm that this document was filed electronically with the Nevada Supreme Court on May 8, 2014. Electronic Service of the foregoing document shall be made in accordance with the Master Service List as follows:

CATHERINE CORTEZ-MASTO
Nevada Attorney General

STEVE OWENS
Chief Deputy District Attorney

CHRISTOPHER R. ORAM, ESQ.

BY:

/s/ Jessie Vargas
An Employee of Christopher R. Oram, Esq.