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Tracie K. Lindeman
Clerk of Supreme Court

IN THE SUPREME COURT OF THE STATE OF NEVADA

RICKIE SLAUGHTER, JR.

Appellant,

vs.

THE STATE OF NEVADA

Respondent.

CASE NO. : 61991

**MOTION FOR EXTENSION OF TIME TO
FILE OPENING BRIEF AND APPENDIX
(SECOND REQUEST)**

COMES NOW, Appellant RICKIE SLAUGHTER, JR. by and through appointed counsel, William H. Gamage, Esq. of Gamage & Gamage and makes this Motion For Extension of Time to File Opening Brief And Appendix pursuant to NRAP 31. Appellant makes this Motion based upon all papers and pleadings on file with this Court, the below memorandum of points and authorities, along with any oral argument deemed necessary by this Court.

MEMORANDUM OF POINTS AND AUTHORITIES

Appellant requests an extension until November 26, 2013 to file the Reply Brief in support thereof based upon the following:

1. On or about September 14, 2013, Appellant filed his Opening Brief and Appellant's Index;
2. On or about October 10, 2013, the State filed Respondent's Answering Brief totaling 54 pages;
3. Appellant's Reply Brief is due November 22, 2013;
4. The length and number of issues brought by the State in its Response Brief are numerous

1 and, therefore, required more time and attention than the average appeal;
2 5. Appellant's Counsel is the co-owner of a law firm with two attorneys and a large
3 caseload;
4 6. Appellant's Counsel is submitting the Reply Brief contemporaneous with this motion;
5 7. Because of Appellant's Counsel's caseload and the complexity of the issues brought by
6 the State in its brief, Appellant's Counsel until today to revise, provide proper citations, and edit
7 his brief;
8 9. This Motion is submitted in accordance with the requirements of NRAP 31(b)(3). Further,
9 this request for extension is not made for any undue purpose such as to prejudice any party or to
10 improperly delay these proceedings.

11 DATED THIS 26th day of November, 2013.

12 **GAMAGE & GAMAGE**

13 **/s/ William H. Gamage, Esq.**

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20 Attorneys for Appellant
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1 **DECLARATION OF WILLIAM H. GAMAGE, ESQ.**

2 COUNTY OF CLARK)
3) ss:
4 STATE OF NEVADA)

5 I, William H. Gamage, Esq, being duly sworn deposes and states under penalty of perjury
6 that I am above the age of 18 years and offer the following information for which I am competent
7 to testify:

- 8 1. I am a Nevada licensed attorney certified to practice in all Nevada Courts.
- 9 2. That I was appointed to represent Rickie Slaughter in his above titled appeal.
- 10 3. On or about September 14, 2013, Appellant filed his Opening Brief and Appellant's
- 11 Index;
- 12 4. On or about October 10, 2013, the State filed Respondent's Answering Brief totaling
- 13 54 pages;
- 14 5. Appellant's Reply Brief is due November 22, 2013;
- 15 6. The length and number of issues brought by the State in its Response Brief are
- 16 numerous and, therefore, required more time and attention than the average appeal;
- 17 7. Appellant's Counsel is the co-owner of a law firm with two attorneys and a
- 18 largecaseload;
- 19 8. Appellant's Counsel is submitting the Reply Brief contemporaneous with this motion;
- 20 9. Because of Appellant's Counsel's caseload and the complexity of the issues brought
- 21 by the State in its brief, Appellant's Counsel until today to revise, provide proper
- 22 citations, and edit his brief;
- 23 10. This Motion is submitted in accordance with the requirements of NRAP 31(b)(3).

24 Further, this request for extension is not made for any undue purpose such as to

25 prejudice any party or to improperly delay these proceedings.

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27

28

11. This Motion is submitted in accordance with the requirements of NRAP 31(b)(3).

Further, this request for extension is not made for any undue purpose such as to prejudice any party or to improperly delay these proceedings.

FURTHER DECLARANT SAYETH NAUGHT

/s/ William H. Gamage, Esq.

William H. Gamage, Esq.

CERTIFICATE OF SERVICE

I hereby certify that on the 5th day of June, 2013, I served a true and correct copy of the above and foregoing **Motion For Extension of Time to File Opening Brief And Appendix (Second Request)** via first-class mail, postage prepaid, addressed to the following:

STEVEN B. WOLFSON
District Attorney's Office
200 E. Lewis Ave.
Las Vegas, NV 89011

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Indian Springs, Nevada 89070

/s/ William H. Gamage, Esq.

Employee of GAMAGE & GAMAGE