## IN THE SUPREME COURT OF THE STATE OF NEVADA 1 2 3 DARNELL ROBERT T, A Minor, Electronically Filed 4 Mar 19 2013 02:21 p.m. Appellant, 5 Case Nor 1820 K. Lindeman VS. Clerk of Supreme Court 6 THE STATE OF NEVADA, 7 8 Respondent. 9 APPELLANT'S MOTION FOR EXTENSION OF TIME 10 11 Comes Now Appellant DARNELL ROBERT T., by and through Deputy Public 12 Defender KERRI J. MAXEY, and moves for a thirty (30) day extension of time from Friday, 13 March 29, 2013, through and including Monday, April 29, 2013, within which to file the 14 Opening Brief in this case. This Motion is based upon the attached Declaration of counsel. 15 DATED this 19<sup>th</sup> day of March, 2013. 16 17 PHILIP J. KOHN CLARK COUNTY PUBLIC DEFENDER 18 19 20 By KERRI J. MAXEY, #9118 21 Deputy Public Defender 309 So. Third Street, Suite #226 22 Las Vegas, Nevada 89155-2610 23 (702) 455-4685 24 25 26

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## **DECLARATION OF KERRI J. MAXEY**

- 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 Opening Brief was due to be filed on or before March 29<sup>th</sup>, 2013.
- 3. That during the preparation of said Opening Brief, Declarant came across an issue that required additional research. Declarant has been conducting research on this particular issue and believes that with an additional thirty (30) days she will be able to fully develop said issue.
- 4. Furthermore, the Declarant will be out of the country on a pre-planned absence. She will leave on March 22<sup>nd</sup>, and will be returning to the office on April 8<sup>th</sup>, 2013.
- 5. The Declarant will need to review the completed appendix upon her return and ensure that any and all necessary documentation has been included in said appendix.
- 6. This is the Declarant's first request for an extension after one thirty (30) day stipulation.
- 7. On March 19<sup>th</sup>, 2013, the Declarant talked to the respondent about this motion for extension of time, and the respondent does not oppose the motion
- 8. This Motion for Extension is made in good faith and not for the purpose of delay. It is the best professional judgment of the Declarant that this extension is crucial to the perfection of this appeal and to the provision of effective assistance of counsel to this client.

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

EXECUTED on the 19<sup>th</sup> day of March, 2013.

KERRI J. MAXEY

## **CERTIFICATE OF SERVICE**

I hereby certify that this document was filed electronically with the Nevada Supreme Court on the 19<sup>th</sup> day of March, 2013. Electronic Service of the foregoing document shall be made in accordance with the Master Service List as follows:

CATHERINE CORTEZ MASTO CYNTHIA HERRON

KERRI J. MAXEY HOWARD S. BROOKS

BY

Employee, Clark-County Public Defender's Office

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