

Electronically Filed
Nov 18 2013 11:27 a.m.
Tracie K. Lindeman
Clerk of Supreme Court

CASE NO: 62629

THE STATE OF NEVADA,
Respondent.

COMES NOW the State of Nevada, by STEVEN B. WOLFSON, Clark County District Attorney, through his Chief deputy, STEVEN S. OWENS, and moves this Court for an enlargement of time within which to file Respondent's Answering Brief. This motion is based on the following memorandum and all papers and pleadings on file herein.

Respectfully submitted,

BY */s/ Steven S. Owens*

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MEMORANDUM

I, STEVEN S. OWENS, am the supervising attorney in the above-captioned case. The State is requesting a THIRTY (30) day enlargement of time in which to file its Answering Brief pursuant to NRAP 31. No previous extensions have been filed by or granted to the State.

The Answering Brief is currently due on November 18, 2013. Appellant has filed one previous motion which was granted by this Court on July 25, 2013, enlarging the time to file the Opening Brief by NINETY (90) days.

When an initial request is made, this Court will grant a motion for enlargement of time upon a clear showing of good cause. NRAP 31(b)(3). Here, this Appeal is from a Findings of Fact, Conclusions of Law, and Order denying a Petition for Writ of Habeas Corpus (Post-Conviction) relating to a FIVE (5) day jury trial. Defendant raises claims of improper denial of expert funding, violation of the exclusionary rule, improper denial of the ineffective assistance of counsel claims, and an alleged Brady violation. As such, the record must be thoroughly reviewed and the State's Answering brief requires additional time to complete.

Due to the above-described circumstances, Respondent respectfully requests this Court's permission for an enlargement of time of THIRTY (30) days to file its Answering Brief, making the Answering Brief due to be filed on or before

1 Wednesday, December 18, 2013. This motion is made in good faith and not for
2 purposes of undue delay.

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4 Dated this 18th day of November, 2013.

5 Respectfully submitted,

6 STEVEN B. WOLFSON
7 Clark County District Attorney

8 BY /s/ Steven S. Owens

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