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Respondent.

**APPELLANT’S OPPOSITION TO STATE’S (SECOND ) MOTION TO  
HOLD BRIEFING IN ABEYANCE AND  
RESPONSE TO STATE’S FIRST MOTION TO EXTEND TIME.**

Docket 62649 Document 2013-30518

1  
2 **POINTS AND AUTHORITIES**


3 This is the State's second motion seeking to hold briefing in abeyance. The  
4 State filed the first motion to hold briefing in abeyance on September 23, 2013.  
5 Barber opposed the motion then and opposes it now based on the reasoning within  
6 his Opposition to the State's Motion to Strike Issue I and Issue II of the Opening  
7 Brief filed on October 1, 2013. The Court has not ruled on the State's initial  
8 motions.  
9

10  
11 As to the request for an extension, Barber would have signed a 30 day  
12 stipulation for an extension if the prosecutor would have requested one.  
13

14 However, Barber objects to holding briefing in abeyance because he objects  
15 to the State's request to strike several issues from his Opening Brief.  
16

17 DATED this 11<sup>th</sup> day of October, 2013.

18  
19 PHILIP J. KOHN  
20 CLARK COUNTY PUBLIC DEFENDER

21  
22 By   
23 SHARON G. DICKINSON, #3710  
24 Deputy Public Defender  
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**CERTIFICATE OF SERVICE**

I hereby certify that this document was filed electronically with the Nevada Supreme Court on the 11<sup>th</sup> day of October, 2013. Electronic Service of the foregoing document shall be made in accordance with the Master Service List as follows:

CATHERINE CORTEZ MASTO  
STEVEN S. OWENS

SHARON G. DICKINSON  
HOWARD S. BROOKS

I further certify that I served a copy of this document by mailing a true and correct copy thereof, postage pre-paid, addressed to: JAQUEZ DEJUAN BARBER, NDOC No: 1039024, c/o High Desert State Prison, P.O. Box 650, Indian Springs, NV 89070.

BY

  
\_\_\_\_\_  
Employee, Clark County Public  
Defender's Office