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Appellant,

VS.

Respondent.

**APPELLANT’S MOTION FOR LEAVE TO FILE  
REPLY TO STATE’S RESPONSE TO BARBER’S MOTION  
TO SUPPLEMENT IN EXCESS OF FIVE PAGES**

Comes Now Appellant, JAQUEZ DEJUAN BARBER, by and through Deputy Public Defender, SHARON G. DICKINSON, and pursuant to NRAP 27 moves this Honorable Court for leave to file a Reply to State's Response to Barber's Motion to Supplement in excess of five pages. This Motion is based upon the attached Declaration of Counsel.

DATED THIS 10<sup>th</sup> day of December, 2013.

PHILIP J. KOHN  
CLARK COUNTY PUBLIC DEFENDER

By: /s/ Sharon G. Dickinson  
SHARON G. DICKINSON, #3710  
Deputy Public Defender

1  
2                                   **DECLARATION OF SHARON G. DICKINSON**

3                   1. I am an attorney licensed to practice law in the State of Nevada; I  
4 am a deputy public defender assigned to represent JAQUEZ BARBER in this  
5 appeal; I am familiar with the procedural history of this case.  
6

7                   2. Barber's Reply is in response to the State's Opposition which  
8 contains approximately 9 pages of text/argument. Within the Opposition, the State  
9 not only argued in opposition to the Motion to Supplement but also argued in  
10 opposition to the original Motion for Reconsideration and addressed the arguments  
11 the State filed within a Petition for Rehearing in *Clay v. Eighth Jud. Dist. Ct*, 129  
12 Nev. Adv. Op. No. 91 (11/17/13).  
13  
14

15                   3. Because the State expanded and went beyond the arguments  
16 Barber made in his motion, Barber needed to file a lengthy reply to address the  
17 additional arguments. Also, the State went to great length's to reargue issues  
18 already decided by this Court and Barber needed to address the prior decision and  
19 prior arguments. Because of these factors, Barber needed to devote more than 5  
20 pages of argument to adequately address the issues.  
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4. Barber asks this Court to allow this to file the Rely that is approximately 8.1 pages of text/argument.

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

~~EXECUTED on the 10<sup>th</sup> day of December, 2013.~~

/s/ Sharon G. Dickinson  
SHARON G. DICKINSON

## CERTIFICATE OF SERVICE

I hereby certify that this document was filed electronically with the Nevada Supreme Court on the 10<sup>th</sup> day of December, 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

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 89018

BY /s/ Carrie M. Connolly  
Employee, Clark County Public  
Defender's Office