## IN THE SUPREME COURT OF THE STATE OF NEVADA 1 2 3 JAQUEZ DEJUAN BARBER, Electronically Filed 4 Jan 24 2014 03:15 p.m. 5 Tracie K. Lindeman Appellant, Case Note: Supreme Court 6 VS. 7 THE STATE OF NEVADA, 8 9 Respondent. 10 11 APPELLANT'S MOTION FOR EXTENSION OF TIME 12 TO FILE REPLY BRIEF 13 Comes Now Appellant JAQUEZ DEJUAN BARBER, by and 14 through Deputy Public Defender SHARON G. DICKINSON, and moves for 15 16 a two (2) day extension (business days) of time from Friday, January 24, 17 2014 through and including Tuesday, January 28, 2014, within which to file 18 19 the Reply Brief in this case. This Motion is based upon the attached 20 Declaration of counsel. 21 DATED this 24<sup>th</sup> day of January, 2014. 22 23 PHILIP J. KOHN 24 CLARK COUNTY PUBLIC DEFENDER 25

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By /s/Sharon G. Dickinson

Deputy Public Defender

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SHARON G. DICKINSON, #3710

## **DECLARATION OF SHARON G. DICKINSON**

- 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. On December 13, 2013, I filed a Stipulation to continue the Reply Brief which was granted making the Reply Brief due today, January 24, 2014. This is my first request for an extension, other than the stipulation.
- 3. I am asking for a brief extension to allow additional time for further research of the issues in response to the State's Answering Brief. The State's Answering Brief is unusually lengthy, containing 55 pages and 13,614 words. I need additional time: (1) to research and adequately discuss the arguments submitted by the State; and, (2) to document and correct the misstatements of the facts within the Answering Brief. Also, I am in the process of preparing a Reply Appendix. Because of a "smell problem" in our office today due to a broken sewer or other type of pipe in the street, I thought it would be better to wait until next week to have the clerks to prepare the Reply Appendix.
- 4. Another reason for my request for an extension is because I was only able to begin working on the Reply this week due to injuries and

illness and other cases that took up my time in December and January. On November 30, 2013, I suffered a burn to my left hand that required the hand to be wrapped for approximately two weeks. This injury made it difficult to type and I had difficulty turning the pages in an appendix. Subsequently I had a sinus infection that became bronchitis. Just when I thought I was almost over the bronchitis, at the beginning of January, I came down with a low grade fever, chills, and another infection. Thus, due to health issues, I was unable to work on the Reply Brief any sooner. However, I prepared a Reply Brief in Randolph v. State, case no. 60993, filed on 01/03/14, and a Reply Brief in Turner v. State, case no 62461, submitted on 01/17/14.

5. This Motion for Extension is made in good faith and not for the purpose of delay.

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

EXECUTED on the 24th day of January, 2014.

/s/ Sharon G. Dickinson SHARON G. DICKINSON

## **CERTIFICATE OF SERVICE**

1 2 I hereby certify that this document was filed electronically with 3 the Nevada Supreme Court on the 24th day of January, 2014. Electronic 4 5 Service of the foregoing document shall be made in accordance with the Master Service List as follows: SHARON G. DICKINSON CATHERINE CORTEZ MASTO HOWARD S. BROOKS STEVEN S. OWENS 10 I further certify that I served a copy of this document by 11 mailing a true and correct copy thereof, postage pre-paid, addressed to: 12 JAQUEZ DEJUAN BARBER, NDOC No: 1039024, c/o High Desert State 13 14 Prison, P.O. Box 650, Indian Springs, NV 89070. 15 BY /s/ Carrie M. Connolly 16 Employee, Clark County Public 17 Defender's Office 18 19 20 21 22 23 24 25 26 27 28