

AFFIDAVIT

1 STATE OF NEVADA)
2)ss:
3 COUNTY OF CLARK)

4 MICHAEL V. CASTILLO, ESQ., having been first duly sworn, deposes and
5
6 says that he has personal knowledge of and is competent to testify to the following
7 facts:

8
9 1. That I am an attorney duly licensed to practice law in the State of Nevada
10 and co-counsel of record for Appellant DUSTIN BARRAL on his appeal
11 currently pending before this Court.

12
13 2. That based on the foregoing, I am competent to testify to the matters
14 asserted herein, of which I have personal knowledge, except as to those matters
15 stated upon information and belief.

16
17 3. That Appellant's Opening Brief on direct appeal is due on March 17, 2014.


18
19 4. That Counsel has diligently sought to comply with this Court's mandate that
20 an Appellant's Opening Brief shall not be in excess of 30 pages.

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22 5. That Counsel is currently seven (7) pages in excess using Times New
23 Roman font, 14 point size.

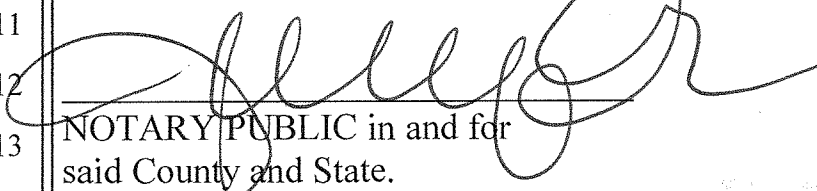
24
25 6. That Counsel has endeavored to reduce the number of pages without
26 sacrificing any assertions of error or otherwise submitting incomplete or bare
27 arguments in support of these assertions.
28

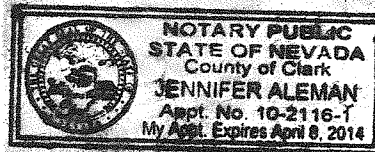
1 7. That based on the foregoing, Counsel respectfully requests permission to file
2 a brief of thirty seven (37) pages, seven pages in excess of the Court's rule at
3 NRAP 32(a)(7)(A).
4

5 Further your affiant sayeth not.

6
7 
8 MICHAEL V. CASTILLO, ESQ.

9 SUBSCRIBED AND SWORN to before
10 me this 1TH day of March, 2014.

11 
12 NOTARY PUBLIC in and for
13 said County and State.

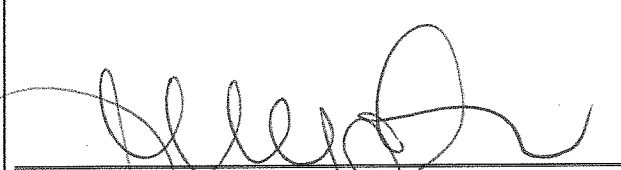


1 **CERTIFICATE OF SERVICE BY E-FILING**

2 I hereby certify that service of the foregoing **APPELLANT'S MOTION**
3 **FOR PERMISSION TO EXCEED PAGE LIMIT** was made this 7th day of
4 March, 2014 upon the appropriate parties hereto by electronic filing using the ECF
5 system which will send a notice of electronic filing to the following and/or by
6 facsimile transmission to:
7

8
9 STEVEN S. OWENS, ESQ.
10 Chief Deputy District Attorney
11 Nevada Bar#4352
12 200 S. Third Street
13 P.O. Box. 552212
14 Las Vegas, NV 89155
15 **(702) 382-5815-Fax**
16 Counsel for the Respondent

17 CATHERINE CORTEZ-MASTO, ESQ.
18 NEVADA ATTORNEY GENERAL
19 Nevada Bar #3926
20 100 North Carson Street
21 Carson City, Nevada 89701
22 **(702) 486-3768-Fax**

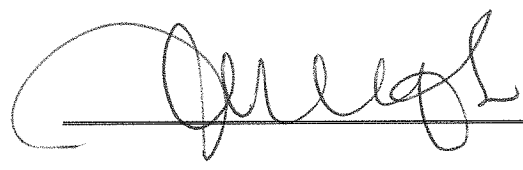
23 
24 _____
25 An employee of Las Vegas Defense Group
26
27
28

1 **DECLARATION OF MAILING**

2 Jennifer Aleman, an employee with the Las Vegas
3
4 Defense Group, hereby declares that she is, and was when the herein described
5 mailing took place, a citizen of the United States, over 21 years of age, and not a
6 party to, nor interested in, the within action; that on the 17th day of March,
7
8 2014, declarant deposited in the United States mail, a copy of the Appellant's
9 Motion to Exceed Page Limit in the case of State of Nevada vs. Dustin Barral,
10
11 Case No. 64135, enclosed in a sealed envelope upon which first class postage was
12 fully prepaid, addressed to DUSTIN BARRAL, #11008615, High Desert State
13 Prison, P.O. Box 650, Indian Springs, NV 89070, that there is a regular
14 communication by mail between the place of mailing and the place so addressed.
15

16 Pursuant to NRS 53.045, I declare under penalty of perjury that the
17 foregoing is true and correct.

18
19 EXECUTED on the 17th day of March, 2014.

20
21 
22 _____

23 An employee of Las Vegas Defense Group
24
25
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27
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