

IN THE SUPREME COURT OF THE STATE OF NEVADA

DUSTIN JAMES BARRAL,  
Appellant,  
vs.  
THE STATE OF NEVADA,  
Respondent.

No. 64135

**FILED**

**MAR 28 2014**

TRACIE K. LINDEMAN  
CLERK OF SUPREME COURT  
BY *S. Malone*  
DEPUTY CLERK

***ORDER DENYING MOTION FOR EXCESS PAGES AND REJECTING  
OPENING BRIEF***

Appellant has filed a motion for permission to file an opening brief in excess of 30 pages. NRAP 32(a)(7)(A)(i), (D). The motion is denied without prejudice because the proposed opening brief does not fully comply with the formatting requirements of NRAP 32(a)(5)—the footnotes are not in the same size font as the body of the brief. The clerk of this court shall reject the opening brief received via E-Flex on March 18, 2014. See NRAP 32(e) (“If a brief . . . is not prepared in accordance with this Rule, the clerk will not file the document, but shall return it to be properly prepared.”).

Appellant shall have until April 4, 2014, to file and serve an opening brief that complies with NRAP 32(a). At that time appellant may renew the motion for leave to file an opening brief in excess of the page limit.<sup>1</sup>

---

<sup>1</sup>We note that if a properly formatted brief exceeds the page limit set forth in NRAP 32(a)(7)(A)(i), the brief will nonetheless be acceptable without a motion to exceed the page limit if it contains no more than 14,000 words. NRAP 32(a)(7)(A)(ii). If appellant must rely on compliance with the type-volume limitations, the certificate required by NRAP  
*continued on next page...*

