

IN THE SUPREME COURT OF THE STATE OF NEVADA

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ERNESTO MANUEL GONZALEZ

Case No. 64249

Appellant,

vs.

THE STATE OF NEVADA,

Respondent.

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**MOTION FOR EXTENSION OF TIME TO FILE APPELLANT'S  
OPENING BRIEF AND APPENDIX (THIRD REQUEST)**

COMES NOW, Appellant, Ernesto Manuel Gonzalez, and moves this Honorable Court for an Order granting a brief extension of time of 10 days, or until Monday, November 17, 2014, within which to file and serve the Appellant's Opening Brief and Appendix. This Motion is based upon the following extraordinary circumstances and extreme need:

1. In the month of October, 2014 the undersigned has cleared his calendar to the extent possible in order to work on this case. Through October 29, 2014 the undersigned has expended 74.50 billable hours on this case.

2. The undersigned has put together an Appellant's Appendix that is 23

volumes long, 5,580 pages in length.

3. As of the close of business of October 29, 2014, the undersigned has dictated and had a first draft transcription of the Statement of the Case, most of the Statement of Facts, and argument of three legal issues. Based on that alone, it would appear that the Opening Brief is about 40 pages long at this dictation. However, the undersigned knows that there will be at least four more issues to brief.

4. The undersigned was scheduled for a colonoscopy on October 27. That caused the undersigned to miss two days of work. The undersigned's legal assistant, Marianne Tom, is scheduled to be out the first week of November in connection with the baby shower of her first grandchild in Palm Desert, California. The undersigned has hired a temporary assistant to assist. While it is possible that the undersigned could get the brief in final form by November 5, the undersigned believes that it is unlikely. And if that could be done, likely the brief would suffer from editing mistakes, both minor and major.

5. The undersigned will not need an extension past November 15. But for the above extraordinary circumstances, the undersigned truly believes that he would have the Opening Brief and Appendix filed by November 5, 2014. The undersigned repeats that that could happen in any event. But just to be on the safe

side for this high-profile case, the undersigned request a further 10 days extension of time.

This Motion is brought pursuant to NRAP 31(b)(3)(B).

DATED this 30 day of October, 2014.

Respectfully submitted,

LAW OFFICES OF RICHARD F. CORNELL  
150 Ridge Street, Second Floor  
Reno, NV 89501

By:   
Richard F. Cornell


**CERTIFICATE OF SERVICE**

Pursuant to N.R.C.P. 5(b), I certify that I am an employee of LAW  
OFFICES OF RICHARD F. CORNELL, and that on this date I caused a true and  
correct copy of the foregoing document to be delivered by Reno Carson

Messenger Service, addressed to:

Washoe County District Attorney's Office  
Appellate Division  
One S. Sierra St., 7<sup>th</sup> Floor  
Reno, NV 89501

**DATED** this 30<sup>th</sup> day of October, 2014.

  
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Marianne Tom-Kadlic  
Legal Assistant