

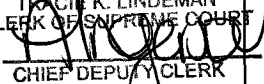
IN THE SUPREME COURT OF THE STATE OF NEVADA

CORY DEALVONE HUBBARD,  
Appellant,  
vs.  
THE STATE OF NEVADA,  
Respondent.

No. 66185

**FILED**

MAY 15 2015

TRACIE K. LINDEMAN  
CLERK OF SUPREME COURT  
BY   
CHIEF DEPUTY CLERK

*ORDER GRANTING MOTION IN PART*

Appellant has filed a motion for a second 90-day extension of time to file the opening brief and appendix in this matter. In support of the motion counsel cites the fact that he just received all of the requested transcripts on April 1, 2015, and his caseload. In our order granting the first extension request, we cautioned counsel that no further extensions shall be permitted absent demonstration of extraordinary circumstances or extreme need, and that counsel's caseload would not be deemed such a circumstance. Although counsel has set forth sufficient cause for an extension, we are not convinced that a second 90-day extension is warranted. Accordingly, we grant appellant's motion in part. NRAP 31(b)(3)(B).

Appellant shall have until June 29, 2015, to file and serve the opening brief and appendix. Any additional extensions will be granted only on showing of extraordinary circumstances and extreme need. *Id.* Counsel's caseload normally will not be deemed such a circumstance. *Cf. Varnum v. Grady*, 90 Nev. 374, 528 P.2d 1027 (1974). Failure to timely file the opening brief and appendix may result in the imposition of sanctions.

It is so ORDERED.

 , C.J.

cc: Brent D. Percival  
Attorney General/Carson City  
Clark County District Attorney