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Respondent.

Electronically Filed  
Nov 03 2014 03:36 p.m.  
Tracie K. Lindeman  
Clerk of Supreme Court

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DATED this 3<sup>rd</sup> day of November, 2014.

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**DECLARATION OF SCOTT L. COFFEE**

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2           1. I am an attorney licensed to practice law in the State of Nevada; I am a deputy  
3 public defender assigned to handle the appeal of this matter; I am familiar with the procedural  
4 history of this case.

5           2. Our office filed the Notice of Appeal in this matter on September 19, 2014.  
6  
7 This case is governed by the provisions of NRAP 3C, which require the Appellant to file a Fast  
8 Track Statement 40 days after the filing of the Notice of Appeal. Accordingly, the instant Fast  
9 Track Statement was due to be filed no later than Monday, November 3, 2014.

10           3. I filed a Request for Rough Draft Transcripts on September 19, 2014. The  
11 reporter received the request on September 19, 2014. NRAP Rule 3C required the reporter to  
12 produce the rough draft transcript by October 9, 2014.

13           4. The original intent of NRAP 3C was to allow court reporters twenty days to  
14 file all requested transcripts, and allow trial counsel twenty days thereafter to file the fast track  
15 statement. In many cases counsel does not receive the transcripts for at least 5-7 days after they  
16 are filed.  
17

18           5. The final four transcripts in this matter were filed on October 20, 2014.  
19 Appellate staff obtained copies of the final transcripts during the week of October 20, 2014. The  
20 appendix was compiled and Bates stamped. The appendix was ready to be copied and the  
21 appellate team's copy machine broke down. It took four days for the copy repairman to repair  
22 the machine. As of today, the appendix is ready to be copied and should be to declarant by  
23 Friday, November 7, 2014. Accordingly, I am requesting a forty-five day extension of time  
24 within which to prepare and file the instant Fast Track Statement. The forty-five day number  
25 constitutes the time that it will take to review the entire appendix, conduct any research and  
26 sufficient time to write and finalize the Fast Track Statement.  
27  
28

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

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

4 EXECUTED on the 3<sup>rd</sup> day of November, 2014.

5  
6 /s/ Scott L. Coffee  
7 SCOTT L. COFFEE, #5607

8 **CERTIFICATE OF SERVICE**

9 I hereby certify that this document was filed electronically with the Nevada  
10 Supreme Court on the 3<sup>rd</sup> day of November, 2014. Electronic Service of the foregoing  
11 document shall be made in accordance with the Master Service List as follows:

12  
13 CATHERINE CORTEZ MASTO  
14 STEVEN S. OWENS

SCOTT L. COFFEE  
HOWARD S. BROOKS

15 I further certify that I served a copy of this document by mailing a true and  
16 correct copy thereof, postage pre-paid, addressed to:

17 PATRICK NEWELL  
18 NDOC No. 1126400  
19 c/o High Desert State Prison  
20 P.O. Box 650  
21 Indian Springs, NV 89018

22 BY /s/ Carrie M. Connolly  
23 Employee, Clark County Public  
24 Defender's Office  
25  
26  
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