

**IN THE SUPREME COURT OF THE STATE OF NEVADA**

RALPH SIMON JEREMIAS,  
Appellant,

v.

STATE OF NEVADA,  
Respondent.

Electronically Filed  
Mar 29 2016 09:26 a.m.  
Tracie K. Lindeman  
Clerk of Supreme Court

CASE NO: 67228

**MOTION FOR ENLARGEMENT OF TIME (THIRD REQUEST)**

COMES NOW the State of Nevada, by STEVEN B. WOLFSON, Clark County District Attorney, through his Deputy, CHRIS BURTON, and moves this Court for an enlargement of time within which to file Respondent's Answering Brief. This motion is based on the following memorandum and all papers and pleadings on file herein.

Dated this 29<sup>th</sup> day of March, 2016.

Respectfully submitted,

STEVEN B. WOLFSON  
Clark County District Attorney  
Nevada Bar #001565

BY */s/ Chris Burton*

CHRIS BURTON  
Deputy District Attorney  
Nevada Bar # 012940  
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## **MEMORANDUM**

I, CHRIS BURTON, am a duly licensed attorney in the State of Nevada and am employed by the Clark County District Attorney's Office and represent the State in the above-captioned case. This Court may extend the time to file an Answering Brief for a capital case upon a showing of good cause. NRAP 31(b)(3)(D), SCR 250(7)(d).

The State's Answering Brief on the instant matter is currently due on March 29, 2016. This is an appeal from a Judgment of Conviction in a capital case as the result of a jury trial. The Opening Brief is 142 pages and raises 13 issues with numerous sub-issues. The Record on Appeal consists of 27 volumes and is approximately 5,900 pages. The issues presented are fact-intensive and encompass a nine-day capital jury trial. Since the last extension granted by this Court, the State has completed its review of the record and begun briefing on the issues presented in the Opening Brief. Specifically, undersigned has briefed approximately three issues. However, the undersigned has not been able to complete the brief due to a personnel change requiring the re-distribution of other assignments and a 9-day jury trial undersigned recently prosecuted but had no knowledge of when he sought the previous extension of time. Further, based on internal policy, the State's Answering Brief must be submitted to the trial attorneys for review before it is filed. Based on

these reasons, the State's Answering Brief therefore requires additional time to complete.

The State therefore submits good cause exists to extend the filing due date. Appellant was previously granted a first continuance of 60 days as well as a second continuance of 45 days. The instant motion is the State's third request for an extension.

Due to the above-described circumstances, Respondent respectfully requests this Court's permission for an extension of time of THIRTY (30) days to file its Answering Brief, making the Response due to be filed on or before Thursday, April 28, 2016. This motion is made in good faith and not for purposes of undue delay.

Dated this 29<sup>th</sup> day of March, 2016.

Respectfully submitted,

**STEVEN B. WOLFSON**  
Clark County District Attorney

BY */s/ Chris Burton*

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## **CERTIFICATE OF SERVICE**

I hereby certify and affirm that this document was filed electronically with the Nevada Supreme Court on March 29, 2016. Electronic Service of the foregoing document shall be made in accordance with the Master Service List as follows:

ADAM PAUL LAXALT  
Nevada Attorney General

JONELL THOMAS  
Counsel for Appellant

CHRIS BURTON  
Deputy District Attorney

BY /s/ E.Davis  
Employee, District Attorney's Office

CB//ed