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Respondent.

**APPELLANT'S MOTION FOR EXTENSION OF TIME
TO FILE OPENING BRIEF**

Comes Now Appellant TROY RICHARD WHITE, by and through Deputy Public Defender SCOTT L COFFEE, and moves for a thirty-three (33) day extension of time from Thursday, January 14, 2016, through and including Tuesday, February 16, 2016, within which to file the Opening Brief in this case. This Motion is based upon the attached Declaration of counsel.

DATED this 13th day of January, 2016.

PHILIP J. KOHN
CLARK COUNTY PUBLIC DEFENDER

By /s/ Scott L. Coffee
SCOTT L. COFFEE, #5607
Deputy Public Defender
309 So. Third Street, Suite #226
Las Vegas, Nevada 89155-2610
(702) 455-4685

DECLARATION OF SCOTT L. COFFEE

1
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

6 2. The Notice of Appeal was filed in this matter on August 17, 2015;

7 3. A Stipulation allowing thirty days to file the Opening Brief was filed on
8 December 15, 2015.
9

10 4. This Honorable Court entered an order making the Opening Brief due on
11 January 14, 2016.

12 5. During the preparation of the Opening Brief, declarant contacted the District
13 Court Evidence Vault to obtain the exhibits related to this case.

14 6. Upon receipt of the exhibits, Declarant determined that multiple items needed
15 to be added to the appendix, including, Defendant's Proposed Jury Instructions.
16

17 7. Declarant has forwarded the additions to the appendix to appellate staff and
18 appellate staff is in the process of making the additions to the appendix.

19 8. Declarant anticipates receiving the updated appendix the week of January 19,
20 2016.

21 9. Due to the addition to the appendix and additional research that may need to
22 be conducted, declarant is requesting an extension of thirty-three (33) days in order to finalize
23 and file the opening brief in this matter.
24

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1 10. 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 13th day of January, 2016.

5
6 /s/ Scott L. Coffee
7 SCOTT L. COFFEE

8
9 **CERTIFICATE OF SERVICE**

10 I hereby certify that this document was filed electronically with the Nevada
11 Supreme Court on the 13th day of January, 2016. Electronic Service of the foregoing document
12 shall be made in accordance with the Master Service List as follows:

13
14 ADAM LAXALT SCOTT L. COFFEE
15 STEVEN S. OWENS HOWARD S. BROOKS

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

18 TROY RICHARD WHITE
19 NDOC No. 1143868
20 c/o Ely State Prison
21 P.O. Box 1989
22 Ely, NV 89301

23 BY /s/ Carrie M. Connolly
24 Employee, Clark County Public
25 Defender's Office
26
27
28