

IN THE SUPREME COURT OF THE STATE OF NEVADA

TROY RICHARD WHITE,

Appellant,

v.

THE STATE OF NEVADA,

Respondent.

Electronically Filed
Mar 18 2016 11:26 a.m.
Tracie K. Lindeman
Clerk of Supreme Court

CASE NO: 68632

MOTION FOR ENLARGEMENT OF TIME

COMES NOW the State of Nevada, by STEVEN B. WOLFSON, Clark County District Attorney, through his Deputy, CHRISTOPHER 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 18th day of March, 2016.

Respectfully submitted,

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

BY /s/ Christopher Burton
CHRISTOPHER BURTON
Deputy District Attorney
Nevada Bar #012940
Office of the Clark County District Attorney

MEMORANDUM

I, CHRISTOPHER BURTON, am a duly licensed attorney in the State of Nevada and am employed by the Clark County District Attorney's Office.

Respondent's Answering Brief is currently due March 18, 2016. This case is an appeal from the Judgment of Conviction following a 7-day jury trial. Appellant was convicted of Second Degree Murder with Use of a Deadly Weapon; Attempt Murder with Use of a Deadly Weapon; and four counts of Child Abuse, Neglect, or Endangerment. On December 15, 2015, Appellant filed a stipulation agreeing to an additional 30 days within which to file his Opening Brief. This Court approved the stipulation on the same day, making the Brief due January 14, 2016. On January 13, 2016, Appellant filed a Motion requesting an additional 30 days to file his Opening Brief. This Court granted the request on January 20, 2016, making the Brief due February 16, 2016. On February 17, 2016, Appellant filed his Opening Brief.

This Court may extend the time to file an Answering Brief for a case upon a showing of good cause. NRAP 31(b)(3). Although the State is aware that under NRAP 31(b)(2) an extension of time is permissible up to 30 days, the State respectfully requests 60 days up to and including May 17, 2016, within which to file Respondent's Answering Brief. Appellant's Appendix includes 10 volumes, and the Opening Brief raises two complex questions pertaining to evidentiary issues at trial

and jury instructions, which require research and careful consideration of the lengthy record. Therefore, the State requests additional time to thoroughly research and address the arguments raised in Appellant's Opening Brief. This Motion is made in good faith and not for purposes of undue delay.

Dated this 18th day of March, 2016.

Respectfully submitted,

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

BY */s/ Christopher 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 18, 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

SCOTT L. COFFEE, ESQ.
Counsel for Appellant

CHRISTOPHER BURTON
Deputy District Attorney

BY /s/ E.Davis

Employee,
Clark County District Attorney's Office

CB/Nallely Ocampo/ed