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4 **IN THE SUPREME COURT OF THE STATE OF NEVADA**
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7 RAUL GARCIA,) Case No. 37816
8 Appellant,)
9 vs.)
10 THE STATE OF NEVADA,)
11 Respondent.)
12

FILED

OCT 01 2001

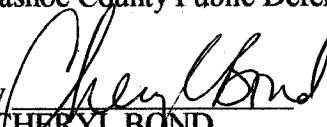
JANETTE M. BLOOM
CLERK OF SUPREME COURT
BY  DEPUTY CLERK

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14 **MOTION FOR EXTENSION OF TIME TO FILE OPENING BRIEF**

15 Appellant, by and through his counsel, hereby applies for an extension of thirty (30) days to
16 October 29, 2001, within which to file his Opening Brief in the above-entitled case. The reason for
17 this request is set forth in the attached affidavit.

18 DATED this 21 day of September, 2001.

19 MICHAEL R. SPECCHIO
20 Washoe County Public Defender

21 By 
22 CHERYL BOND
23 Appellate Deputy
24
25
26

RECEIVED

OCT 01 2001

JANETTE M. BLOOM
CLERK OF SUPREME COURT
DEPUTY CLERK

01-114401

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9 vs.)
10 THE STATE OF NEVADA,)
11 Respondent.)
12

13 **AFFIDAVIT**

14 STATE OF NEVADA)
15 : ss.
16 COUNTY OF WASHOE)

17 CHERYL BOND, under penalty of perjury, deposes and says:

- 18 1. That your affiant is counsel on appeal for Appellant;
19 2. That Appellant's Opening Brief is due on September 27, 2001;
20 3. That your affiant was out of the office for four and a half days because she and her two-year-
21 old were ill with what was suspected to be, but not confirmed as, chicken pox;
22 4. That your affiant was unable to work over the weekend to catch up because chicken pox is
23 highly contagious and your affiant did not want to expose her co-workers to the disease;
24 5. That the following week, your affiant was unexpectedly out of the office to take her father to
25 a physician for outpatient surgery on his eye;
26 6. That as a result of these unexpected illnesses and emergencies, your affiant has been unable to
complete a quality brief in this matter by the due date;
7. That Respondent has stipulated to the requested extension;

1 8. That this motion for an extension of time seeks an extension of thirty (30) days to October 29,
2 2001;

3 9. That this request for an extension of time is made in good faith and not for purposes of delay;

4 10. That there has been one previous stipulation for an extension of time in this case, and no
5 other motions for an extension of time in this case.

6 
7 CHERYL BOND

8 Subscribed and Sworn to before me this 27th day of September, 2001.

9 
10 NOTARY PUBLIC



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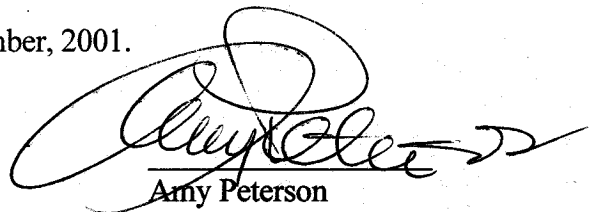
CERTIFICATE OF SERVICE

I hereby certify that I am an employee of the Washoe County Public Defender's Office, Reno, Washoe County, Nevada, and that on this date I forwarded a true copy of the foregoing document addressed to:

GARY HATLESTAD
Chief Appellate Deputy
Washoe County District Attorney
195 South Sierra Street
Reno, Nevada

RAUL GARCIA, #68625
Lovelock Correctional Center
P.O. Box 359
Lovelock, Nevada 89419

DATED this 27 day of September, 2001.


Amy Peterson