

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

LACY L. THOMAS,  
Petitioner,

vs.

EIGHTH JUDICIAL DISTRICT  
COURT OF THE STATE OF  
NEVADA, IN AND FOR CLARK  
COUNTY; THE HONORABLE  
MICHAEL VILLANI, DISTRICT  
JUDGE, DEPT. 17

Respondents,

and

THE STATE OF NEVADA

Real Party In Interest

Electronically Filed  
Sep 29 2017 04:41 p.m.  
Elizabeth A. Brown  
Clerk of Supreme Court

CASE NO: 69074

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

COMES NOW the State of Nevada, by STEVEN B. WOLFSON, Clark County District Attorney, through his Chief Deputy, STEVEN S. OWENS, and moves this Court for an enlargement of time within which to file Real party In Interest's Petition for Rehearing. This motion is based on the following memorandum and all papers and pleadings on file herein.

///

///

///

///

Dated this 29<sup>th</sup> day of September, 2017.

Respectfully submitted,

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

BY /s/ Steven S. Owens  
STEVEN S. OWENS  
Chief Deputy District Attorney  
Nevada Bar #004352  
Office of the Clark County District Attorney

**MEMORANDUM**

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

On September 14, 2017, this Court filed an authored Opinion granting mandamus. Pursuant to NRAP 40(a), the State has 18 days in which to file a petition for rehearing, which is October 2, 2017. The State seeks an additional two weeks' time or 14 days in which to research and file a petition for rehearing making it due on October 16, 2017.

Pursuant to NRAP 26(b), for good cause the Court may extend the time prescribed by these Rules. Due to the age of the underlying criminal case, the large volume of records, the complex procedural history, and the fact that both trial prosecutors assigned to this case are no longer with the District Attorney's Office,

additional time is needed. Also, this Court's Opinion adopts a new rule of constitutional law and publicly censures a prosecutor which issues require additional research beyond the briefs.

WHEREFORE, the State respectfully requests the extension be granted.

Dated this 29<sup>th</sup> day of September, 2017.

Respectfully submitted,

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

BY */s/ Steven S. Owens*

---

STEVEN S. OWENS  
Chief Deputy District Attorney  
Nevada Bar #004352  
Office of the Clark County District Attorney  
Regional Justice Center  
200 Lewis Avenue  
P.O. Box 552212  
Las Vegas, NV 552212  
(702) 671-2500

**CERTIFICATE OF SERVICE**

I hereby certify and affirm that this document was filed electronically with the Nevada Supreme Court on September 29, 2017. Electronic Service of the foregoing document shall be made in accordance with the Master Service List as follows:

ADAM PAUL LAXALT  
Nevada Attorney General

FRANNY FORSMAN, ESQ.  
DANIEL J. ALBREGTS, ESQ.  
Counsels for Appellant

STEVEN S. OWENS  
Chief Deputy District Attorney

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

JUDGE MICHAEL VILLANI  
Eighth Judicial District Court, Dept. 17  
Regional Justice Center  
200 Lewis Avenue  
Las Vegas, Nevada 89101

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

SSO//ed