

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

GENARO PERRY,  
Appellant,

v.

THE STATE OF NEVADA,  
Respondent.

Electronically Filed  
Aug 22 2016 04:12 p.m.  
Tracie K. Lindeman  
Clerk of Supreme Court

CASE NO: 69139

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

COMES NOW the State of Nevada, by STEVEN B. WOLFSON, Clark County District Attorney, through his Deputy, RYAN J. MACDONALD, and moves this Court for a second enlargement of time within which to file Respondent's Fast Track Response. This motion is based on the following memorandum and all papers and pleadings on file herein.

Dated this 22<sup>nd</sup> day of August, 2016.

Respectfully submitted,

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

BY /s/ Ryan J. MacDonald  
RYAN J. MACDONALD  
Deputy District Attorney  
Nevada Bar #012615  
Office of the Clark County District Attorney

## **MEMORANDUM**

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

This is an appeal from a Judgment of Conviction that was entered on January 22, 2016. This Court may extend the time to file a Respondent's Fast Track Response upon a clear showing of good cause. NRAP 3C(i)(2), NRAP 26(a).

The State's Fast Track Response is currently due on August 22, 2016, and one previous extension of time have been requested by the State thus far. The State respectfully moves for a second enlargement of time of 10 days, making said Fast Track Response due on Tuesday, September 6, 2016. After receiving a 90-day extension of time, Appellant filed a 19-page Fast Track Statement. Appellant raises three issues that require a thorough examination of the record, including a three-day bench trial. Appellant's Fast Track Statement required extensive reconstruction of the arguments before the State could respond. While the State has prepared a working draft responding to Appellant's Fast Track Statement, the draft is not complete and the Appellate attorneys will still need to review the draft. Therefore, the State hereby makes this second request to extend time to allow additional time to review the appellate record and thoroughly brief Appellant's claims for this Court. This motion is made in good faith and not for the purposes of undue delay.

Dated this 22<sup>nd</sup> day of August, 2016.

Respectfully submitted,

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

BY */s/ Ryan J. MacDonald*

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## **CERTIFICATE OF SERVICE**

I hereby certify and affirm that this document was filed electronically with the Nevada Supreme Court on August 22, 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

TRAVIS E. SHETLER, ESQ.  
Counsel for Appellant

RYAN J. MACDONALD  
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BY /s/ E.Davis

Employee,  
Clark County District Attorney's Office

RJM/Nima Afshar/ed