

IN THE SUPREME COURT OF THE STATE OF NEVADA

LESEAN COLLINS

Appellant,

vs.

THE STATE OF NEVADA

Respondent.

Docket No. 69269

Direct Appeal From A Judgment of Conviction
Eighth Judicial District Court
The Honorable Kathleen Delaney, District Judge
District Court No. 09C252804

**MOTION TO ALLOW APPELLANT TO FILE HIS OPENING
BRIEF IN EXCESS OF THE WORD LIMIT**

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MOTION TO ALLOW APPELLANT TO FILE
HIS OPENING BRIEF IN EXCESS OF THE WORD LIMIT

COMES NOW, JoNELL THOMAS, Chief Deputy Special Public Defender,
and hereby moves this Court to allow Appellant to file his Opening Brief in excess
of the word limit set forth in NRAP 32(7)(A)(ii), to wit: 14,000 words.

This Motion is made and based upon NRAP 32(7)(D)(ii) and the declaration
of attorney for Appellant attached hereto.

STATEMENT OF FACTS

The Opening Brief and Appendix are due May 16, 2016. Based on the reasons
set forth in the Declaration of Attorney attached hereto, Appellant is requesting to be
allowed to file his Opening Brief in excess of the word limit for non capital case set
forth in NRAP 32.

POINTS AND AUTHORITIES

Pursuant to NRAP 32(7)(D), a motion for a brief in excess of the word limit
must be made no later than the due date for the brief.

...

CONCLUSION

Appellant is requesting to be allowed to file his Opening Brief in excess of the Word limit, to-wit; 17,545.

Dated: May 13, 2016

RESPECTFULLY SUBMITTED
/s/ JONELL THOMAS

JoNell Thomas
State Bar #4771

DECLARATION OF JONELL THOMAS

JONELL THOMAS, hereby declares as follows:

I am an attorney duly licensed to practice law in the State of Nevada, and the Chief Deputy Special Public Defender assigned to handle Mr. Collins direct appeal from his jury trial. Pursuant to the Order of this Court, the Opening Brief and Appendix are due May 16, 2016.

Submitted herewith is the Opening Brief which is 17,545 words. The word limit for non capital cases is 14,000 words, and Appellant is requesting to be allowed to file his Opening Brief with 17,545 words based on the reasons set forth hereinbelow.

This appeal presents several issues of a constitutional magnitude following a lengthy jury trial. The Appellant challenges the sufficiency of the evidence for both offenses, requiring a full and complete recitation of the evidence presented at trial.

In addition, there is one issue of first impression in Nevada and another which has not been squarely addressed, requiring a more in-depth discussion of the law than what might otherwise be necessary. The Appellant was sentenced to serve a term of life without the possibility of parole, requiring exhaustive consideration of significant issues from his trial as the consequences to his liberty are substantial.

I declare that I make this request in good faith and not for purposes of undue delay.

/s/ JONELL THOMAS

JONELL THOMAS

CERTIFICATE OF SERVICE

The undersigned does hereby certify that on 5/13/16, a copy of the Motion to Allow Appellant to File his Opening Brief in Excess of the Word Limit was served as follows: **BY ELECTRONIC FILING TO** The District Attorney's Office, and the Nevada Attorney General's Office.

/s/ JONELL THOMAS

JONELL THOMAS