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

10)
11)
AMMAR HARRIS aka AMMAR ASIM)
12)
FARUQ HARRIS,)
13)
Appellant,)
14)
vs.)
15)
THE STATE OF NEVADA,)
16)
Respondent.)

CASE NO.: 69509

**APPELLANT'S MOTION TO
EXTEND TIME TO FILE
OPENING BRIEF**
(Sixth Request)

Death Penalty

17 Appellant AMMAR HARRIS, by and through his counsel of record, Thomas A.
18 Ericsson, Esq. and Robert L. Langford, Esq., hereby submits this Motion to Extend Time to File
19 Opening Brief.

20 Mr. Harris' Opening Brief is due December 7, 2016. This is the sixth request for an
21 extension of time to file the Opening Brief. Counsel for Mr. Harris request a further extension of
22 time within in which to file the Opening Brief because of an ongoing medical emergency which
23 has required the hospitalization of counsel.

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1 (iv) The reasons or grounds why an extension is
2 necessary; and

3 (v) The length of the extension requested and the
4 date on which the brief would become due.

5 . . .

6 **(D) Motions in Capital Cases.** The Supreme
7 Court may grant an initial motion for an extension of time of
8 up to 60 days for filing a brief in a capital case upon a
9 showing of good cause. The court shall not grant additional
10 extensions of time except upon a showing of extraordinary
11 circumstances and extreme need.

12 Mr. Harris' Opening Brief is currently due December 7, 2016. This is the sixth request
13 for an extension. Mr. Harris requests a 14-day extension.

14 During the last several months, counsel for Mr. Harris has experienced the dire illness of
15 an immediate family member, which has required multiple surgical interventions and intensive
16 recovery periods.

17 In the interval since the previous motion requesting an extension, counsel has personally
18 become ill, and is presently hospitalized as a result.

19 Further complicating matters, counsel has been directed by his doctors to avoid contact
20 with others to prevent the transmission of the illness, or his own contraction of any other
21 illnesses which could further jeopardize his health.

22 Counsel for Mr. Harris divided the preparation and writing of the Opening Brief
23 according to which matters were primarily handled by either attorney at the time of trial.

24 Therefore, to redistribute the labor now after these unforeseeable circumstances would cause an
enormous duplication of efforts and associated costs.

1 Mr. Harris therefore respectfully moves for an extension of 14- days, rendering the
2 Opening Brief due on December 21, 2016.

3 This motion is made in good faith and not for the purpose of undue delay.

4 **CONCLUSION**

5 Based on the foregoing, Mr. Harris respectfully requests an extension of 14-days,
6 allowing until December 21, 2016 to file his Opening Brief.

7 DATED this 6th day of December, 2016.

8 Respectfully submitted,

9 By: /s/ Robert L. Langford
10 THOMAS A. ERICSSON, ESQ.
11 Nevada Bar No. 4982
12 ROBERT L. LANGFORD, ESQ.
13 Nevada Bar No. 3988
14 *Attorneys for Appellant*
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1 **CERTIFICATE OF SERVICE**

2 I hereby certify and affirm that this document was filed electronically with the Nevada
3 Supreme Court on December 6th, 2016. Electronic service of the foregoing document shall be
4 made in accordance with the Master Service List as follows:

5 ADAM PAUL LAXALT
6 Nevada Attorney General

7 STEVEN S. OWENS
8 Chief Deputy District Attorney

9 THOMAS A. ERICSSON
10 ROBERT L. LANGFORD
11 Counsel for Appellant

12 By: /s/ Matthew J. Rashbrook
13 An employee of ROBERT L. LANGFORD & ASSOCIATES
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