IN THE SUPREME COURT OF THE STATE OF NEVADA. 1. 2 .3 JASON RICHARD LOFTHOUSE, Electronically Filed 4 Dec 28 2016 12:22 p.m. Appellant, Case No Elizabeth A. Brown Clerk of Supreme Court 5 Vs. 6 7 THE STATE OF NEVADA. 8 Respondent. 9 10 APPELLANT'S MOTION FOR EXTENSION OF TIME **DUE TO MISSING TRANSCRIPTS** 11 Comes Now Appellant JASON RICHARD LOFTHOUSE, by and through 12 Deputy Public Defender WILLIAM M. WATERS, and moves for an extension of time of sixty 13 14 (60) days from Wednesday, December 28, 2016, through and including Monday, February 27, 15 2017, to file the Opening Brief in this case. The grounds for this request are described in the 16 attached Declaration. 17 DATED this 28th day of December, 2016. 18 PHILIP J. KOHN 19. CLARK COUNTY PUBLIC DEFENDER 20 21 22: /s/ William M. Waters $\mathbf{B}\mathbf{y}$ WILLIAM M. WATERS, #9546 23 Deputy Public Defender 309 So. Third Street, Suite #226 24 Las Vegas, Nevada 89155-2610 (702) 455-4685 25 26 27 28

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2016.

DECLARATION OF WILLIAM M. WATERS

- I am an attorney licensed to practice law in the State of Nevada; I am a deputy
 public defender assigned to handle the appeal of this matter; I am familiar with the procedural
 history of this case.
 - 2. Jason Lofthouse filed a pro per Notice of Appeal in this matter on June 16,
- 3. On July 27, 2016, this Honorable Court filed its Order Setting Briefing Schedule adding the Clark County Public Defender's office as counsel for appellant and making the Request for Transcripts due July 16, 2016. The Order further set the Opening Brief's due date as November 28, 2016.
- 4. On August 5, 2016, Declarant filed Appellant's Request for Certified Transcript of Proceedings and served Court Recorder Sison and Court Reporter Riggio.
 - 5. On September 16, 2016, Court Reporter Riggio filed a motion for extension.
- On September 19, 2016, this Honorable Court granted the extension making the transcripts due October 14, 2016.
- 7. On November 17, 2016, Declarant filed Appellant's Stipulation to file the Opening Brief making the new due date December 28, 2016.
- 8. As of today, December 28, 2016, Declarant has not received any of the fourteen transcripts requested. A review of Odyssey indicates that the fourteen transcripts have not been filed in District Court.
- 9. Declarant did not serve as trial counsel and as such the transcripts in this matter are imperative to complete the Opening Brief.

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1.	10. Accordingly, Declarant is asking for an extension of sixty (60) day extension
2	of time to prepare and file the Opening Brief in this case.
3	I declare under penalty of perjury that the foregoing is true and correct.
4	EXECUTED on the 28 th day of December, 2016.
5	
6	/s/ William M. Waters
7	WILLIAM M. WATERS
8	
9	CEDTIFICATE OF SEDVICE
10	<u>CERTIFICATE OF SERVICE</u>
11	I hereby certify that this document was filed electronically with the Nevad
12 13	Supreme Court on the 28th day of December, 2016. Electronic Service of the foregoin
14	document shall be made in accordance with the Master Service List as follows:
15	ADAM LAXALT WILLIAM M. WATERS STEVEN S. OWENS HOWARD S. BROOKS
16	I further certify that I served a copy of this document by mailing a true and
17	correct copy thereof, postage pre-paid, addressed to:
18	
19	JASON RICHARD LOFTHOUSE NDOC No. 1159974
20	c/o High Desert State Prison P.O. Box 650
21	Indian Springs, NV 89070
22	
23	BY /s/ Carrie M. Connolly
2425	Employee, Clark County Public Defender's Office
25 26	Detender a Other
27	
28	
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