## 1 IN THE SUPREME COURT OF THE STATE OF NEVADA 2 3 71621 Electronically Filed THE STATE OF NEVADA. NO. 4 Jan 30 2017 09:18 a.m. Petitioner, Elizabeth A. Brown 5 Clerk of Supreme Court VS. 6 7 THE EIGHTH JUDICIAL DISTRICT 8 COURT OF THE STATE OF NEVADA. IN AND FOR THE COUNTY OF CLARK, AND THE HONORABLE JENNIFER 10 TOGLIATTI, DISTRICT JUDGE, 11 Respondents, 12 and JEFFREY LYNN BAKER, 13 Real Party in Interest. 14 15 REAL PARTY IN INTEREST ON BEHALF OF RESPONDENT'S 16 MOTION FOR EXTENSION OF TIME TO FILE ANSWER TO PETITION FOR WRIT OF MANDAMUS 17 18 Comes Now JEFFREY LYNN BAKER by and through Deputy Public Defender 19 MIKE FELICIANO, and moves for an extension of time of thirty (30) days from Monday, 20 January 30, 2017 through and including Wednesday, March 1, 2017 to file the Answer to the 21 Petition for Writ of Mandamus in this case. The grounds for this request are described in the 22 attached Declaration. 23 DATED this 27<sup>th</sup> day of January, 2017. 24 25 PHILIP J. KOHN CLARK COUNTY PUBLIC DEFENDER 26 27 By /s/ Mike Feliciano 28 MIKE FELICIANO, #9312 Deputy Public Defender

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## **DECLARATION OF MIKE FELICIANO**

- 1. I am an attorney licensed to practice law in the State of Nevada; I am a deputy public defender assigned to handle this matter; I am familiar with the procedural history of this case.
- 2. On December 16, 2016, this Honorable Court entered an Order Directing Supplement to the Appendix and Directing Answer. The Petitioner filed its supplemental appendix on January 10, 2017, making Real Party In Interest's answer due Monday, January 30, 2017.
- 3. Declarant received a copy of the Supplemental Appendix and reviewed same. Declarant has been out of the office a portion of January due to a family matter and returned January 25, 2017. Declarant informed Appellate staff that he would be working on the Answer to the Petition of Writ for Mandamus but that he would not be able to complete same by the due date of January 30, 2017.
- 4. Declarant is aware that this Court does not deem caseload as a reason for granting a continuance. However, due to the fact declarant was out of the office a portion of January and the need for preparation of two upcoming jury trials on very serious charges, Declarant is requesting an additional thirty (30) days to finalize and file the Answer to the Petition for Writ of Mandamus.
  - 6. This motion is made in good faith, and not for the purpose of delay.

    I declare under penalty of perjury that the foregoing is true and correct.

    EXECUTED on the 27<sup>th</sup> day of January, 2017.

/s/ Mike Feliciano MIKE FELICIANO

## **CERTIFICATE OF SERVICE** I hereby certify that this document was filed electronically with the Nevada Supreme Court on the 27th day of January, 2017. Electronic Service of the foregoing document shall be made in accordance with the Master Service List as follows: ADAM LAXALT MIKE FELICIANO STEVEN S. OWENS HOWARD S. BROOKS I further certify that I served a copy of this document by mailing a true and correct copy thereof, postage pre-paid, addressed to: JEFFREY LYNN BAKER c/o Clark County Detention Center 330 South Casino Center Blvd. Las Vegas, NV 89101 BY /s/ Carrie M. Connolly Employee, Clark County Public Defender's Office 16.