

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

2 *****

3 NORMAN BELCHER

4 Appellant,

5 vs.

6 THE STATE OF NEVADA,

7 Respondent.

S.C. CASE NO. 72325

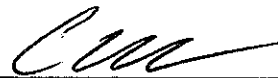
Electronically Filed
Dec 27 2017 09:00 a.m.
Elizabeth A. Brown
Clerk of Supreme Court

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9 **MOTION FOR EXTENSION OF TIME TO FILE OPENING BRIEF**

10 COMES NOW, Christopher R. Oram, Esq., attorney for Appellant,
11 NORMAN BELCHER, and moves this Court for an Order granting an extension
12 of time of sixty (60) days from the date the Opening Brief is now due, to wit:
13 December 26, 2017, and extend the time to and including, February 28, 2018, for
14 the filing of the Opening Brief. This motion is made and based upon NRAP 27
15 and 31(a), the Affidavit of Christopher R. Oram, Esq., filed herewith, and the
16 Points and Authorities attached hereto.

17 DATED this 26th day of December, 2017.

18
19 Respectfully submitted by:

20 

21 CHRISTOPHER R. ORAM, ESQ.
22 Nevada Bar No. 004349
23 520 S. Fourth Street, 2nd Floor
24 Las Vegas, Nevada 89101
25 (702) 384-5563

26 Attorney for Appellant
27 NORMAN BELCHER
28

CHRISTOPHER R. ORAM, LTD.
520 SOUTH 4TH STREET | SECOND FLOOR
LAS VEGAS, NEVADA 89101
TEL. 702.384-5563 | FAX. 702.974-0623

1 **POINTS AND AUTHORITIES**

2 Time for Serving and Filing Briefs.

3 The appellant shall serve and file the OPENING brief
4 within one hundred and twenty (120) days after the date
5 on which the appeal is docketed in the Supreme Court.
6 The respondent shall serve and file his answering brief
7 within thirty (30) days after service of the brief of the
8 appellant. After service of respondent's brief, any
9 OPENING brief must be served and filed within thirty
10 (30) days. . . . By written stipulation timely filed with
11 the Supreme Court, the parties may extend the time for
12 filing any brief for a total of thirty (30) additional days
unless the court otherwise orders. Applications for
extensions of time beyond that to which the parties are
permitted to stipulate are not favored, and will be
considered only on motion for good cause clearly
shown, or ex parte in cases of extreme and
unforeseeable emergency. The Supreme Court may
shorten the periods prescribed above for serving and
filing briefs, either by rule for all cases or for classes of
cases, or by order for specific cases."

13 Mr. Belcher's Opening Brief is currently due on December 26, 2017. This
14 is the second request for an extension of time. Mr. Belcher is facing a sentence of
15 death. Mr. Belcher has many pertinent issues to present in the Opening Brief.
16 Given the voluminous nature and complexity of this case, such an extension of
17 time is necessary to review and draft the Opening Brief. The Record on Appeal in
18 this case spans over ten thousand pages. The undersigned will need to review the
19 record, including the entire trial in order to draft the facts and arguments
20 necessary for the Opening Brief. Moreover, the undersigned was not trial counsel
21 and is thus not familiar with the case.

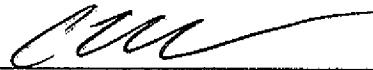
22 This extension of time necessary because the undersigned had been
23 preparing for and proceeded on the capital murder trial of State of Nevada v.
24 Bryan Clay, C281930 on October 23, 2017. The trial involved two counts of
25 capital murder, where the State was alleging both victims were sexually assaulted.
26 The case also involved a separate allegation of sexual assault and attempted
27 murder. The undersigned was in trial from October 23, 2017, through December
28 5, 2017. The trial lasted much longer than the parties anticipated.

The undersigned apologizes for this additional extension, however, it is
extremely needed for counsel to submit a proper Opening Brief.

1 Therefore, counsel respectfully request that this Court permit him an
2 additional sixty (60) days in order to properly brief these issues.

3 DATED this 26th day of December, 2017.

4
5 Respectfully submitted by:

6 

7 CHRISTOPHER R. ORAM, ESQ.
8 Nevada Bar #004349
9 520 S. Fourth Street, 2nd Floor
10 Las Vegas, Nevada, 89101

11 Attorney for Appellant
12 NORMAN BELCHER
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AFFIDAVIT OF CHRISTOPHER R. ORAM
IN SUPPORT OF MOTION FOR EXTENSION OF TIME
TO FILE OPENING BRIEF

STATE OF NEVADA)
COUNTY OF CLARK) ss:

CHRISTOPHER R. ORAM, ESQ., being first duly sworn, deposes and states:

1. I am an attorney duly licensed to practice law in the State of Nevada. I am counsel for the Appellant in the above-entitled matter. I have personal knowledge of all matters contained herein and am competent to testify thereto.

2. Mr. Belcher's Opening Brief is currently due on December 26, 2017. This is the second request for an extension of time. Mr. Belcher is facing a sentence of death. Mr. Belcher has many pertinent issues to present in the Opening Brief. Given the voluminous nature and complexity of this case, such an extension of time is necessary to review and draft the Opening Brief. The Record on Appeal in this case spans over ten thousand pages. The undersigned will need to review the record, including the entire trial in order to draft the facts and arguments necessary for the Opening Brief. Moreover, the undersigned was not trial counsel and is thus not familiar with the case.

This extension of time necessary because the undersigned had been preparing for and proceeded on the capital murder trial of State of Nevada v. Bryan Clay, C281930 on October 23, 2017. The trial involved two counts of capital murder, where the State was alleging both victims were sexually assaulted. The case also involved a separate allegation of sexual assault and attempted murder. The undersigned was in trial from October 23, 2017, through December 5, 2017. The trial lasted much longer than the parties anticipated.

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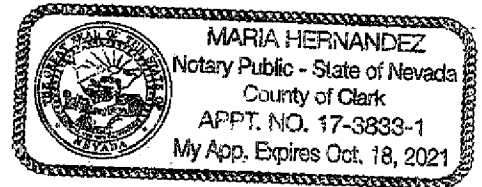
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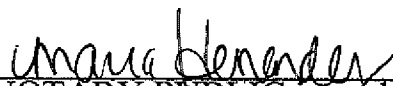
3. That this motion is made in good faith and not for purposes of delay.
FURTHER YOUR AFFIANT SAYETH NAUGHT.

DATED this 26th day of December, 2017.


CHRISTOPHER R. ORAM, ESQ.

SWORN and SUBSCRIBED before me
this 26th day of December, 2017.




NOTARY PUBLIC in and for said County and State

1 **CERTIFICATE OF SERVICE**

2 I hereby certify and affirm that this document was filed electronically with
3 the Nevada Supreme Court on December 26, 2017. Electronic Service of the
4 foregoing document shall be made in accordance with the Master Service List as
5 follows:

6 ADAM PAUL LAXALT
7 Nevada Attorney General

8 STEVE OWENS
9 Chief Deputy District Attorney

10 CHRISTOPHER R. ORAM, ESQ.

11 BY:

12
13 /s/ Maria Hernandez
14 An Employee of Christopher R. Oram, Esq.
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