

IN THE SUPREME COURT OF THE STATE OF NEVADA

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NORMAN BELCHER

Appellant,

vs.

THE STATE OF NEVADA,

Respondent.

S.C. CASE NO. 72325

Electronically Filed
Oct 03 2018 09:53 a.m.
Elizabeth A. Brown
Clerk of Supreme Court

**UNTIMELY MOTION FOR EXTENSION OF TIME TO FILE REPLY
BRIEF**

COMES NOW, Christopher R. Oram, Esq., attorney for Appellant, NORMAN BELCHER, and moves this Court for an Order granting an extension of time of sixty (60) days from the date the Reply Brief was due, to wit: October 2, 2018, and extend the time to and including, December 3, 2018, for the filing of the Reply Brief. This motion is made and based upon NRAP 27 and 31(a), the Affidavit of Christopher R. Oram, Esq., filed herewith, and the Points and Authorities attached hereto.

DATED this 3rd day of October, 2018.

Respectfully submitted by:

/s/ Christopher R. Oram, Esq.
CHRISTOPHER R. ORAM, ESQ.
Nevada Bar No. 004349
520 S. Fourth Street, 2nd Floor
Las Vegas, Nevada 89101
(702) 384-5563

Attorney for Appellant
NORMAN BELCHER

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
13 unless the court otherwise orders. Applications for
14 extensions of time beyond that to which the parties are
15 permitted to stipulate are not favored, and will be
16 considered only on motion for good cause clearly
17 shown, or ex parte in cases of extreme and
18 unforeseeable emergency. The Supreme Court may
19 shorten the periods prescribed above for serving and
20 filing briefs, either by rule for all cases or for classes of
21 cases, or by order for specific cases.

22 Mr. Belcher's Reply Brief was due on October 2, 2018. The undersigned
23 sincerely apologizes for submitting this extension late. The undersigned believed
24 the motion was submitted on the due date, but failed to realize that the motion
25 never went through the filing system. The next morning, upon realizing the
26 motion had not been submitted, counsel immediately submitted the instant
27 request. The undersigned apologizes for any inconvenience this may have caused
28 the court.

29 This is the first request for an extension of time. Mr. Belcher is facing a
30 sentence of death. Mr. Belcher has many pertinent issues before this Court. Given
31 the voluminous nature and complexity of this case, such an extension of time is
32 necessary. This is especially true given that counsel must review the Opening and
33 Answering Brief and the record in this case prior to drafting the Reply (91 and
34 148 pages respectively).

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

DATED this 3rd day of October, 2018.

Respectfully submitted by:

/s/ Christopher R. Oram, Esq.
CHRISTOPHER R. ORAM, ESQ.
Nevada Bar #004349
520 S. Fourth Street, 2nd Floor
Las Vegas, Nevada, 89101

Attorney for Appellant
NORMAN BELCHER

AFFIDAVIT OF CHRISTOPHER R. ORAM
IN SUPPORT OF MOTION FOR EXTENSION OF TIME
TO FILE REPLY 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 Reply Brief was due on October 2, 2018. The undersigned sincerely apologizes for submitting this extension late. The undersigned believed the motion was submitted on the due date, but failed to realize that the motion never went through the filing system. The next morning, upon realizing the motion had not been submitted, counsel immediately submitted the instant request. The undersigned apologizes for any inconvenience this may have caused the court.

This is the first request for an extension of time. Mr. Belcher is facing a sentence of death. Mr. Belcher has many pertinent issues before this Court. Given the voluminous nature and complexity of this case, such an extension of time is necessary. This is especially true given that counsel must review the Opening and Answering Brief and the record in this case prior to drafting the Reply (91 and 148 pages respectively).

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

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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 3rd day of October, 2018.

/s/ Christopher R. Oram, Esq.
CHRISTOPHER R. ORAM, ESQ.

SWORN and SUBSCRIBED before me
this 3rd day of October, 2018.

/s/ Nancy Medina
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 October 3, 2018. 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/ Nancy Medina
14 An Employee of Christopher R. Oram, Esq.
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