

Supreme Court No.:72545

KENYA SPLOND.

Appellant,

vs.

**Dept. No.: 11** 

THE STATE OF NEVADA.

Respondent.

**District Court No.: C296374** OCT 10 2017 BROWN **DEPUTY CLERK** 

## **MOTION TO EXTEND TIME TO FILE OPENING BRIEF**

COMES NOW, Appellant, KENYA SPLOND, by and through his attorney, T. AUGUSTUS CLAUS, ESQ. of the law firm of Legal Resource Group, LLC., and moves this Honorable Court to grant a sixty (60) day extension of time from October 5<sup>th</sup>, 2017, through and including November 4<sup>th</sup>, 2017, within which to file Appellant's Opening Brief in the above mentioned case.

This Motion is based upon the following Memorandum of Points and Authorities.

-1-

DATED this 5<sup>th</sup> day of October, 2017.

UGUSTUS CLAUS, ESO. Legal Resource Group, LLC. Nevada Bar No. 10004 205 N. Stephanie St., Suite D221 Henderson, NV 89074



17-34411

## MEMORANDUM OF POINTS AND AUTHORITIES

Appellant's Counsel received multiple letters from the Appellant regarding concerns and additional appeal issues that the Appellant wants briefed, which will necessitate further conversations, correspondence and/or contact visits. Appellant is currently in High Desert State Prison and visits and phone calls are of limited availability. Likewise prison mail is subject to long delays. Therefore, Appellant's counsel will need additional time to finalize the brief.

NRAP 26 governs computing and extending time, and reads, in pertinent part:

For good cause, the court may extend the time prescribed by these Rules or by its order to perform any act, or may permit an act to be done after that time expires. NRAP 26 (b)(1)(A).

Appellant can demonstrate good cause, as described above. THEREFORE, Appellant's Counsel would request a 60 day extension to file the Opening Brief.

DATED this  $5^{+}$  day of October, 2017.

T. AUGUSTUS CLAUS, ESQ. Legal Resource Group, LLC. Nevada Bar No. 10004 205 N. Stephanie St., Suite D221 Henderson, NV 89074

## **CERTIFICATE OF SERVICE**

Pursuant to NRAP 4(b) and NRAP 25(d)(1)(B), I hereby certify that I am an employee of **LEGAL RESOURCE GROUP**, **LLC**., and that on the day of October, 2017, I caused the MOTION TO EXTEND TIME TO FILE OPENING BRIEF to be served as follows:

- [X] by placing a true and correct copy of the same to be deposited for mailing in the U.S. Mail at Las Vegas, Nevada, enclosed in a sealed envelope upon which first class postage was fully prepaid; and/or
- [] pursuant to EDCR 7.26, by sending it via facsimile; and/or
- [] by hand delivery via runner
- [] via electronic service

to the attorneys listed below:

DISTRICT ATTORNEY'S OFFICE Clark County District Attorney 200 South Lewis Avenue Las Vegas, Nevada 89155 pdmotions@clarkcountyda.com

-3-

An Employee of the Legal Resource Group, LLC.