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| 5 | 601 South Tenth Street, Suite #100 Las Vegas, NV 89101 | Elizabeth A. Brown |
| 6 | Tel. (702) 471-1436 Fax. (702) 489-6619 | Clerk of Supreme Court |
| 7 | Attorneys for KENNETH FRANKS | |
| 8 | IN THE SUPREME COURT FOR THE STATE OF NEVADA | |
| 9 | Kenneth Franks | |
| 10 | | Docket No. 72988 |
| | Appellant, | |
| 11 | VS. | |
| 12 | THE STATE OF NEVADA, | UNOPPOSED |
| 13 | Appellee. | MOTION FOR EXTENSION OF TIME TO FILE OPENING BRIEF |
| , 14 | | |
| 15 | Appellant Kenneth Franks, by and through his counsel, Lisa A. Rasmussen of the | |
| 16 | Law Office of Lisa Rasmussen, hereby moves this Court for an Order granting an extension | |
| 17 | of time of 46 days (until Monday, October 23, 2017) to file his Opening Brief. | |
| 18 | This request is made and based upon NRAP 27 and upon the following facts: | |
| 19 | 1. Mr. Frank's Opening Brief is due today, September 7, 2017. | |
| 20 | 2. The undersigned counsel was in Carson City on September 5 and 6 for oral | |
| 21 | argument before this Court in Bradford v. State and she spent substantial time preparing for | |
| | | |

23 case.

3.

penalty case.

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appeal in a death penalty matter) tomorrow, September 8, 2017. Covington is also a death

Counsel is filing an Answering Brief in State v. Covington (an interlocutory

4. The undersigned has had to file two federal habeas petitions, which required timely filings to comport with AEDPA deadlines in the past month, and also filed a US Supreme Court petition approximately two weeks ago.

5. Due to all of these converging deadlines (some of which could not be anticipated too far in advance), the undersigned has not been able to devote sufficient time to Mr. Frank's opening brief, which is due today.

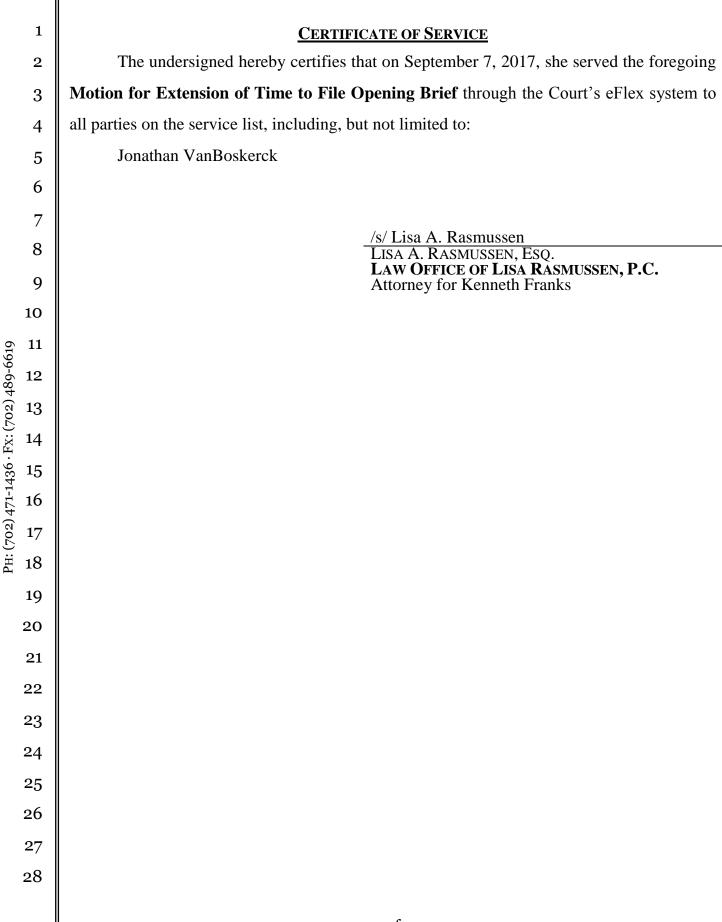
6. The state has no opposition to the request for an additional 46 days, per the undersigned's correspondence today with appellate counsel Jonathan VanBoskerck.

7. Mr. Franks is serving a 10 year to life sentence and is not prejudiced by this request for an extension of time.

Wherefore, it is respectfully requested that this Court issue an order extending the deadline to file Mr. Frank's brief to October 23, 2017.

DATED this 7th of September, 2017.

/s/ Lisa A. Rasmussen LISA A. RASMUSSEN, ESQ. LAW OFFICE OF LISA RASMUSSEN, P.C. Attorney for Kenneth Franks



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