

IN THE SUPREME COURT OF THE STATE OF NEVADA

KENNETH FRANKS,
Appellant,
vs.
THE STATE OF NEVADA,
Respondent.

No. 72988

FILED

SEP 12 2017

ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY S. Young
DEPUTY CLERK

ORDER GRANTING MOTION

Cause appearing, the motion for an extension of time to file the opening brief is granted. NRAP 31(b)(3)(B). Appellant shall have until October 23, 2017, to file and serve the opening brief and appendix. Given the length of this initial extension request, no further extensions shall be permitted absent extraordinary circumstances and extreme need. NRAP 31(b)(3)(B). Counsel's caseload normally will not be deemed such a circumstance. *Cf. Varnum v. Grady*, 90 Nev. 374, 528 P.2d 1027 (1974). Failure to timely file the opening brief and appendix may result in the imposition of sanctions.

It is so ORDERED.

Cherry, C.J.

cc: Law Office of Lisa Rasmussen
Attorney General/Carson City
Clark County District Attorney