

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

JAVIER RIGHETTI,  
Appellant,

v.

THE STATE OF NEVADA,  
Respondent.

Electronically Filed  
Jun 08 2018 10:12 a.m.  
Elizabeth A. Brown  
Clerk of Supreme Court

CASE NO: 73015

**MOTION FOR ENLARGEMENT OF TIME**

COMES NOW the State of Nevada, by STEVEN B. WOLFSON, Clark County District Attorney, through his Deputy, CHARLES W. THOMAN, and moves this Court for an enlargement of time within which to file Respondent's Answering Brief. This motion is based on the following memorandum and all papers and pleadings on file herein.

Dated this 8<sup>th</sup> day of June, 2018.

Respectfully submitted,

STEVEN B. WOLFSON  
Clark County District Attorney  
Nevada Bar #001565

BY /s/ Charles W. Thoman  
CHARLES W. THOMAN  
Deputy District Attorney  
Nevada Bar #012649  
Office of the Clark County District Attorney

## MEMORANDUM

I, CHARLES W. THOMAN, am a duly licensed attorney in the State of Nevada and am employed by the Clark County District Attorney's Office. I am the supervising attorney in the above-captioned case.

Respondent's Answering Brief is currently due on June 8, 2018. This is a direct appeal from a Judgment of Conviction in a death penalty case. This Court may extend time to file a Respondent's Answering Brief upon a showing of good cause. NRAP 31(b)(3)(D), SCR 250(7)(d) . Further extensions may be granted upon a showing of extraordinary circumstances and extreme need. Id.

The State herein makes its first request for an enlargement of time. The State requests sixty (60) days to include August 6, 2018, within which to file Respondent's Answering Brief.

Appellant filed his forty-two (89) page Opening Brief along with a fifty-one (51) volume Appendix of some 11,276 pages, on April 12, 2018. The Opening Brief contains four (4) issues and several sub-issues requiring a thorough examination of this extensive trial record which resulted in Appellant's death penalty conviction. Therefore, the State hereby makes this first request to extend time to allow additional time to review and thoroughly brief Appellant's claim for this Court. This motion is made in good faith and not for the purposes of undue delay.

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Dated this 8th day of June, 2018.

Respectfully submitted,

STEVEN B. WOLFSON  
Clark County District Attorney  
Nevada Bar #001565

BY */s/ Charles W. Thoman*

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## **CERTIFICATE OF SERVICE**

I hereby certify and affirm that this document was filed electronically with the Nevada Supreme Court on June 8, 2018. Electronic Service of the foregoing document shall be made in accordance with the Master Service List as follows:

ADAM PAUL LAXALT  
Nevada Attorney General

HOWARD S. BROOKS  
Deputy Public Defender

CHARLES W. THOMAN  
Deputy District Attorney

BY /s/ E. Davis

Employee,  
Clark County District Attorney's Office

CWT/Melanie Marland/ed