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IN THE SUPREME COURT OF THE STATE OF NEVADA

GARY LAMAR CHAMBERS

Appellant,

vs.

THE STATE OF NEVADA,

Respondent.

S.Ct. No. 73446

D.C. No. C292987-1

Electronically Filed
Dec 09 2019 08:51 p.m.
Elizabeth A. Brown
Clerk of Supreme Court

MOTION FOR ENLARGEMENT OF TIME TO FILE
PETITION FOR SUPREME COURT REVIEW
(FIRST REQUEST)

COMES NOW Appellant, GARY LAMAR CHAMBERS, by and through his counsel in this matter, JEAN J. SCHWARTZER, ESQ., and moves this Court for the first time for an enlargement of time of fourteen (14) days from December 9, 2019 to file Appellant's Petition for Supreme Court Review making said Petition due December 23, 2019. This motion is based upon the following memorandum and all papers and pleadings on file herein.

Dated this 9th day of December, 2020.

Respectfully submitted,

/s/ Jean J. Schwartzer
JEAN J. SCHWARTZER, ESQ.
Law Office of Jean J. Schwartzer
10620 Southern Highlands Parkway
Suite 110- 473
Las Vegas, NV 89141
Phone: 702-979-9941
jean.schwartzter@gmail.com
Counsel for Appellant

1 I, JEAN J. SCHWARTZER, ESQ., am the attorney in the above-captioned case.
2 Pursuant to NRAP 26(b)(1)(A), this Court may grant a motion for extension of time for
3 filing a Petition for Supreme Court Review based upon a showing of good cause. This is
4 Appellant's first request for an extension of time to file his Petition for Supreme Court
5 Review.

6 With respect to good cause for the extension, the Order Denying Rehearing
7 issued by the Court of Appeals was issued on November 21, 2019. During the 18 days
8 that followed, appellate counsel's seven year old was out of school the entire subsequent
9 week and her 4 year old was out of school for half of the subsequent week. Additionally,
10 counsel's seven year old has been very sick the past two weeks being diagnosed with
11 strep throat a second time on November 25, 2019 and then a third time today, December
12 9, 2019.

13 Appellant is serving a sentence of life without the possibility of parole due to
14 being adjudicated as a habitual criminal in a manner Appellant believes to be in
15 violation of his due process rights. Appellant believes the decision of the Court of
16 Appeals regarding this issue raised in his Opening Brief conflicts with prior decisions of
17 the Supreme Court of Nevada yet is also an issue of first impression with respect to the
18 specifics of his case. Finally, his case involves fundamental issues of statewide public
19 importance because it deals with the violation of due process rights as well as both the
20 State and the district court failing to follow mandatory procedural rules that vest the
21 district court with jurisdiction to sentence someone under the habitual criminal statute as
22 it was in 2007.

23 Therefore, Appellant moves for an enlargement of time of fourteen (14) days
24 within which to file Appellant's Petition for Supreme Court Review up to and including
25 December 23, 2019.

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1 This Motion is made in good faith and not for the purposes of undue delay.
2 I declare under penalty of perjury the factual representations set forth in the
3 foregoing memorandum are true and correct.

4 Dated this 9th day of December, 2019.

5
6 Respectfully submitted,
7 /s/ Jean J. Schwartz
8 JEAN J. SCHWARTZER, ESQ.
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15 Counsel for Appellant
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CERTIFICATE OF SERVICE

I certify that on December 9th, 2019, an electronic copy of the foregoing
MOTION FOR ENLARGEMENT OF TIME was sent via the master transmission list
with the Nevada Supreme Court to the following:

AARON FORD, ESQ.
Nevada Attorney General

ALEXANDER G. CHEN, ESQ.
Chief Deputy District Attorney

/s/ Jean J. Schwartzer
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