

IN THE SUPREME COURT OF THE STATE OF NEVADA

JOSE FERNANDO MONAY-PIÑA,
A/K/A JOSE FERNANDO MONAYPINA,
Appellant,

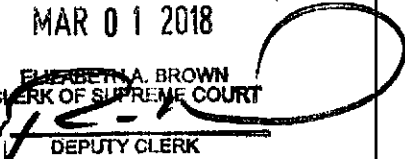
vs.

THE STATE OF NEVADA,
Respondent.

No. 74199

FILED

MAR 01 2018

ELIZABETH A. BROWN
CLERK OF SUPREME COURT
BY  DEPUTY CLERK

ORDER DENYING MOTION

Appellant has filed a motion for a 90-day extension of time to file the opening brief. In support of the motion, counsel states that "it would be prudent" to conference with counsel for appellant's codefendant or read the opening brief in the appeal filed by the codefendant before filing the opening brief in this matter. Counsel also notes that due to his own actions, the relevant transcripts were only recently delivered.

We are not convinced that counsel demonstrates good cause in support of the requested extension of time. This appeal has been pending for over 4 months. Counsel does not explain why he has not already conferred with counsel for appellant's codefendant. Moreover, the transcripts were filed in the district court on December 7, 2017. Counsel's failure to properly and timely request transcripts or check the district court docket entries does not warrant a 90-day extension of time. And we are not

18-08172

willing to delay the briefing of this appeal so that counsel may read the opening brief of appellant's codefendant. Accordingly, the motion is denied.

Appellant shall have 30 days from the date of this order to file and serve the opening brief and appendix. Failure to comply with this order may result in the imposition of sanctions.

It is so ORDERED.

, C.J.

cc: Boley & Aldabbagh Ltd.
Attorney General/Carson City
Clark County District Attorney