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Elizabeth A. Brown
Clerk of Supreme Court

IN THE SUPREME COURT OF THE STATE OF NEVADA

IVONNE CABRERA,)	
)	Case No.: 74341
Appellant,)	
)	MOTION FOR ORDER
vs.)	PERMITTING FILING OF THE
)	OPENING BRIEF IN EXCESS
THE STATE OF NEVADA,)	OF 697 WORDS
)	
Respondent.)	
_____)	

COMES NOW, Patricia M. Erickson, counsel for Appellant Ivonne Cabrera, and respectfully requests this Court enter an order, pursuant to N.R.A.P. 32(A)(7)(d)(i.), permitting the filing of the Opening Brief which contains 697 in excess of the words of the 14,000 words permitted by N.R.A.P. 32(a)(7)(A)(ii.).

Until the preparation of Ms. Cabrera's opening brief, undersigned counsel has never been required to edit a brief from 23,349 to 14,697 words.

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Based on this fact, undersigned counsel did not realize how much time this effort would take and considerably under estimated the number of hours she would expend on this issue in both the July 5th and July 12th motions for additional time to file the opening brief.

This motion is based upon the following facts:

On July 3, 2018, undersigned counsel informed this Court that she was engaged in completing the fourth edit of the Opening Brief which exceeded the word limitation of N.R.A.P. 32(A)(7)(d)(I.). After expending another nine and one half (9.5) hours, between July 3rd and July 9th, editing the fact and argument sections of the brief, the opening brief still exceeded the word limit by 4,289 words.¹

Between July 11, 2018 and July 13, 2018, undersigned counsel expended another twenty four and one quarter (24.75) hours editing the fact and argument sections of the brief.

After this effort, the opening brief still contained 697 words in excess of the 14,000 word requirement.

¹ During this time frame, counsel was also finalizing and filing (on July 11th) the 2395 page Appendix which had to be divided into twenty six (26) portions in order to comply with the size limitations of the court efilng system.

The duress issue, contained within the opening brief, is based on a large number of authorities because undersigned counsel believes that this issue and its subparts are issues of first impression in this jurisdiction.

Additionally, the speedy trial issue is very fact driven. Without all of the facts contained in this section of the opening brief, counsel believes that she would not be able to effectively litigate this issue before this Honorable Court.

Finally, without any explanatory information which are part of the citations within the brief itself, the table of authorities establishes that the case citations, by themselves, contain 943 words. This is more than the excess number of words - 697 - that the opening brief exceeds the established word requirement.

It is respectfully submitted that it is impossible to extract any further words from the Opening Brief. It is submitted that undersigned counsel has established diligence and good cause in reducing the original brief by 8382 words to the present 14,697 words.

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Therefore, it is requested that this Honorable Court enter an order permitting the opening brief, submitted on July 13, 2018, be filed.

DATED this 16th day of July, 2018.

Respectfully Submitted,

/s/ Patricia M. Erickson

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CERTIFICATE OF SERVICE

I hereby certify that this document was filed electronically with the Nevada Supreme Court on the 16th day of July, 2018. Electronic Service of the foregoing document shall be made in accordance with the Master Service List as follows:

Steven Owens, Clark County Chief Deputy District Attorney

Adam Laxalt, Attorney General

Patricia M. Erickson

/s/ Patricia M. Erickson
Patricia M. Erickson