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2 IN THE SUPREME COURT OF THE STATE OF NEVADA

3 Electronically Filed
4 Jan 09 2019 03:34 p.m.
5 Elizabeth A. Brown
Clerk of Supreme Court

6 DAVID ANDREW COIL

7
8 Appellant

9 vs.

10 THE STATE OF NEVADA

11 Respondent
12
13

Supreme Court No.: 74949

District Court Case No.: C318335

MOTION TO EXTEND TIME IN WHICH
TO FILE AN ADDENDUM
TO OPENING BRIEF

14
15 Defendant, DAVID ANDREW COIL, by and through his attorney, Todd M. Leventhal,
16 Esq., respectfully moves this Court for entry of an order staying the proceedings until twenty one
17 (21) days in which to fully review the filed opening brief, filed answering brief and file an
18 addendum to the opening brief. In support of this motion, Appellant's counsel states as follows:

- 19 1. Counsel was retained by Appellant, David Andrew Coil. Our office filed a Notice of
20 Appearance of retained counsel on December 5, 2018, while waiting to receive the
21 substitution of attorney back from Mr. Coil. The substitution of attorney was not
22 received back until December 21, 2018 from High Desert State Prison, where Mr.
23 Coil is being housed.
- 24 2. Kelsy L. Berstein, Esq. was out of the office on a planned trip and was not available
25 to sign the substitution of attorney. Counsel, Todd M Leventhal, Esq. was also on a
26 planned trip starting December 20, 2018 through January 8, 2019.
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- 1 3. Upon Mr. Leventhal's return to the office on January 9, 2019, the substitution of
2 attorney was signed by himself and sent out for signature to Kelsy L. Bernstein and e-
3 filed with the courts.
- 4 4. Upon review of Mr. Coil's case file, opening brief filed on November 5, 2018, and
5 Answering brief filed December 5, 2018, there may be other issues that need to be
6 raised in the opening brief.
- 7 5. Counsel has spoken to Chief Deputy District Attorney, Steven Owens and he has no
8 objections in the filing of this motion to extend the time in which to file an addendum
9 to opening brief.
- 10 6. Counsel has spoken to Appellant, David Andrew Coil and he has no objection in the
11 filing of this motion to extend the time in which to file an addendum to opening brief.

12 WHEREFORE, Defendant respectfully request the Court enter an order extending the
13 time until twenty-one (21) days, in which to file and addendum to the Opening Brief.

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15 DATED this January 9, 2019.

16
17 Respectfully submitted,

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20 /s/ Todd M Leventhal
TODD M LEVENTHAL, ESQ
Nevada Bar No: 8543
Leventhal and Associates PLLC
626 S. THIRD SREET
LAS VEGAS NV 89101
(702) 472-8686
Attorney for Appellant
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CERTIFICATE OF SERVICE

I hereby certify that on January 9, 2019, I electronically filed the foregoing document with the Clerk of the Supreme Court of the State of Nevada, using Eflex their electronic filing system, causing notice of such filing to be served upon all parties’ counsel of record.

By: /s/ Todd M Leventhal
TODD M LEVENTHAL, ESQ