

ORIGINAL

IN THE COURT OF APPEALS OF THE STATE OF NEVADA

FILED

JUL 16 2015

JONATHAN QUISANO,

Appellant,

v.

THE STATE OF NEVADA,

Respondent.

CASE NO: 66816
65998

TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
BY *[Signature]*
DEPUTY CLERK

MOTION FOR ENLARGEMENT OF TIME

COMES NOW the State of Nevada, by STEVEN B. WOLFSON, Clark County District Attorney, through his Chief Deputy, STEVEN S. OWENS, and moves this Court for an enlargement of time within which to file Respondent's Supplemental Fast Track Response. This motion is based on the following memorandum and all papers and pleadings on file herein.

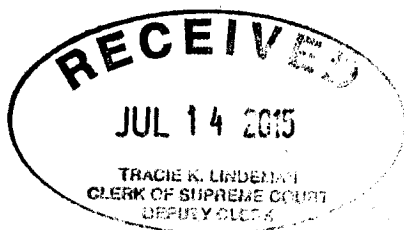
Dated this 13th of July, 2015.

Respectfully submitted,

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

BY

[Signature]
STEVEN S. OWENS
Chief Deputy District Attorney
Nevada Bar #004352
Office of the Clark County District Attorney



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MEMORANDUM

I, STEVEN S. OWENS, am a duly licensed attorney in the State of Nevada and am employed by the Clark County District Attorney's Office. The State is requesting a 7 day extension of time in which to file Respondent's Answering Brief, pursuant to NRAP 31(b)(3).

This case was originally filed on February 17, 2015 with 7 volumes of appendix. The state filed its response on March 9, 2015. Appellant's Reply was filed on March 24, 2015. The case was then transferred to the Court of Appeals on April 27, 2015. On May 26, 2015, this Court issued an Order that supplemental briefing on the issue of whether Appellant is entitled to a new sentencing hearing as a result of a discovery violation, specifically whether a prosecutor has a continuing duty to provide defense counsel with discovery through sentencing. In this Order the appellant was given 20 days from the date of the order to file the supplement and the state was given 20 days from the filing of appellant's supplement to file its response. In talking with the clerks, Appellant's supplement was filed June 26, 2015. In an Order filed June 26, 2015, this Court stated that *pursuant* to the May 26, 2015 Order the state's response is due on or before July 6, 2015. Pursuant to the May 26, 2015 Order the state had 20 days from the June 26, 2015 filing date which would be July 16, 2015 as the state's due date for the responding supplement. Accordingly, the state relied on this July 16, 2015 date as its due date for the supplemental filing.

The State therefore requests an additional 7 days to file Respondent's Supplemental Fast Track Response, to and including Monday, July 13, 2015, to submit its Supplemental Fast Track Response. This Motion is made in good faith and not for purposes of undue delay.

Dated this 13th day of July, 2015.

Respectfully submitted,

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

BY



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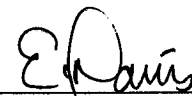
CERTIFICATE OF MAILING

I hereby certify that service of the above and foregoing was made this 13th day of July, 2015, by depositing a copy in the U.S. Mail, postage pre-paid, addressed to:

NANCY L. LEMCKE
Deputy Public Defender
309 So. Third Street, Suite 226
Las Vegas, Nevada 89155

ADAM PAUL LAXALT
Nevada Attorney General
100 North Carson Street
Carson City, Nevada 89701-4717

BY



Employee,
Clark County District Attorney's Office

SSO/Meryl Francolini/ed