SUPREME COURT OF THE STATE OF NEVADA

MICHAEL LUIS COTA	
Appellant,	
VS.	
STATE OF NEVADA,	
Respondent.	

DOCKET NOS
Electronically Filed77414Jun 04 2019 01:29 p.m.77415Elizabeth A. Brown
Clerk of Supreme Court

MOTION TO SEAL A PORTION OF THE APPENDIX AND FOR EXTENSION OF TIME TO FILE THE APPENDIX

Appellant Michael Cota, by and through his counsel John Malone, hereby requests that this court seal pages 22 through 188 of the Appendix pursuant to SCRC 7. Pages 22-188 consist of the State's sentencing memorandum with exhibits that was filed in the district court before it was sealed.

Prior to sentencing, the State filed a sentencing memorandum, to which it attached Mr. Cota's juvenile record. Defense counsel objected, filed under seal a motion to strike the exhibits, and the State filed a motion to seal the memorandum in its entirety. The district court granted to motion to seal.

Along with the opening brief, Mr. Cota has filed a motion for the district court clerk to transmit the sealed documents pursuant to SCRC 7, but the

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unsealed sentencing memorandum is part of the open district court record and is 1 included in the appendix complied by appellant. Appellant requests that the pages 2 3 containing the memo be sealed in this court as well. The appendix is fully prepared and ready for filing, but Mr. Cota seeks the 4 protection of an order to seal pages 22 through 188. Mr. Cota is ready to file the 5 appendix in this court upon the disposition of this motion. 6 DATED this 4th day of June, 2019. 7 8 By: <u>s/ John E. Malone</u> John E. Malone 9 State Bar No. 5706 209 N. Pratt Ave. Carson City, Nevada 89701 10 *jmalonelaw@gmail.com* 11 Attorney for Appellant 12 13 14 15 16 17 18 19 20 2

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1	CERTIFICATE OF SERVICE	
2	I hereby certify that this document was filed electronically with the Nevada	
3	Supreme Court on the 4 th day of June, 2019. Electronic Service of the foregoing	
4	document shall be made in accordance with the Master Service List as follows:	
5	Douglas County District Attorney's Office PO Box 218	
6	Minden, NV 89423	
7	Attorney General's Office 100 N. Carson St.	
8	Carson City, NV 89701	
9	DATED this 4 th day of June, 2019.	
10	SIGNED: /s/ Kelly Atkinson	
11	Employee of the Law Office of John Malone	
12	Employee of the Law Office of John Malone	
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