

IN THE SUPREME COURT OF THE STATE OF NEVADA

EDWARD SAMUEL PUNDYK,
Appellant,

No. 77587 Electronically Filed
Jun 05 2019 09:08 a.m.
Elizabeth A. Brown
Clerk of Supreme Court

vs.

THE STATE OF NEVADA,
Respondent.

_____ /

MOTION FOR EXTENSION OF TIME TO FILE THE OPENING BRIEF
AND JOINT APPENDIX

Appellant, by counsel, hereby moves for an extension of time of 30 days to and including July 5, 2019, within which to file Appellant's Opening Brief and Joint Appendix. The reasons for this request are set forth in the attached declaration.

DATED this 5th day of June 2019.

JOHN L. ARRASCADA
Washoe County Public Defender

By: JOHN REESE PETTY, Chief Deputy
Nevada State Bar Number 10
350 South Center Street, 5th Floor
Reno, Nevada 89501
(775) 337-4827
jpetty@washoecounty.us

DECLARATION OF COUNSEL

I declare under penalty of perjury that the following is true and correct:

1. I am a Chief Deputy in the Washoe County Public Defender's Office; I am the appellate attorney for Washoe County Public Defender's Office; and I am Appellant's counsel in this direct appeal.

2. Appellant's Opening Brief and Joint Appendix are due on July 5, 2019. I have previously received extensions of time to file the opening brief and appendices, but I am requesting an additional 30-day extension of time from June 5, 2019 to July 5, 2019.

3. This is an appeal from a judgment of conviction for murder with the use of deadly weapon and discharging a firearm at or into an occupied structure.

4. This request for additional time is based in part of the volume of the trial record, which includes transcripts of eight days of trial, as well as transcripts of pretrial proceedings and the post-trial sentencing hearing.

5. In addition, I am currently working on a number of other appellate cases that are at various stages in the appellate process, which

includes opening briefs to be filed in June. I have been diligently moving my appellate cases to completion.

6. Additionally, I have been working on other matters that affect the Washoe County Public Defender's Office and criminal defense including, but not limited to, monitoring and participating in crafting responses and positions on various pieces of proposed legislation currently before the 80th Legislature, which ended on Monday June 3rd.

7. This motion seeks an extension of 30 days to July 5, 2019.

8. Respondent does not oppose this motion for an extension of time.

9. This motion for an extension of time is made in good faith and not solely for the purpose of delay.



JOHN REESE PETTY

CERTIFICATE OF SERVICE

I hereby certify that this document was filed electronically with the Nevada Supreme Court on the 5th day of June 2019. Electronic Service of the foregoing document shall be made in accordance with the Master Service List as follows:

Jennifer P. Noble, Chief Appellate Deputy
Washoe County District Attorney's Office

I further certify that I served a copy of this document by mailing a true and correct copy thereof to:

Mr. Edward Samuel Pundyk (#1207257)
Ely State Prison
P.O. Box 1989
Ely, Nevada 89301

John Reese Petty
Washoe County Public Defender's Office