

IN THE SUPREME COURT OF THE STATE OF NEVADA

SIAOSI VANISI,

No. 78209

Electronically Filed
Oct 16 2019 01:23 p.m.
Elizabeth A. Brown
Clerk of Supreme Court

Appellant,

v.

WILLIAM GITTERE, WARDEN,
ELY STATE PRISON,
AARON FORD, ATTORNEY
GENERAL OF NEVADA,

Respondent.

MOTION FOR ENLARGEMENT OF TIME

COMES NOW, the State of Nevada, by and through counsel, and respectfully requests this Court to enter an Order extending the time in which the State may file its Answering Brief in the above-entitled matter, to and including December 12, 2019. This request is predicated on NRAP 26(b) and the attached Affidavit of Counsel.

DATED: October 16, 2019.

CHRISTOPHER J. HICKS
DISTRICT ATTORNEY

By: JENNIFER P. NOBLE
Chief Appellate Deputy

AFFIDAVIT OF COUNSEL

I, JENNIFER P. NOBLE, do hereby swear under penalty of perjury that the assertions of this affidavit are true.

1. That your affiant is a duly licensed attorney in the State of Nevada and is counsel of record for Respondent.

2. That your affiant is requesting an extension of time from October 28, 2019, the date the State's Answering Brief is currently due, to December 12, 2019.

3. That the Opening Brief in this matter is approximately 160 pages and raises numerous issues on appeal. It contains a lengthy factual recitation section containing many statements of fact that the State disputes, and will need to carefully address on appeal. Appellant's Appendix is over 8,000 pages long. Although your affiant has begun working on the brief, your affiant needs additional time to ensure that all issues are adequately addressed, and all factual disputes are appropriately addressed in the answering brief.

4. That this is your affiant's first request for an extension of time in this case. Appellant has been granted one 90-day extension.

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5. That on October 19, 2019, your affiant contacted Appellant's counsel, Randolph Fiedler, via email. Mr. Fiedler indicated he has no objection to Respondent's requested extension.

6. That this motion is made in good faith and not for purposes of delay.

Further your affiant sayeth not.

By: JENNIFER P. NOBLE
Chief Appellate Deputy
State Bar No. 9446

CERTIFICATE OF SERVICE

I hereby certify that this document was filed electronically with the Nevada Supreme Court on October 16, 2019. Electronic Service of the foregoing document shall be made in accordance with the Master Service List as follows:

Randolph Fiedler, Assistant Federal Public Defender

Joanne Diamond, Assistant Federal Public Defender

Margaret Ford
Washoe County District Attorney's Office