

Case No. 78209

Supreme Court of Nevada

Siaosi Vanisi,

Petitioner/Appellant,

vs.

William Gittere, *et al.*,

Respondent/Appellee.

Electronically Filed
Feb 14 2022 01:54 p.m.
District Court Case No. CR98-0516
Elizabeth A. Brown
Clerk of Supreme Court

**Motion for Extension of Time
within which to file Petition
for Rehearing**

DEATH PENALTY CASE

Appeal from the Second Judicial District Court

Rene L. Valladares
Federal Public Defender
Randolph M. Fiedler
Assistant Federal Public Defender
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Counsel for Appellant

Appellant Siasosi Vanisi, by and through his counsel of record,
hereby requests an extension of time of thirty days, up to and including
March 16, 2022, within which to file a Petition for Rehearing. This
request is based on the attached declaration of counsel.

Dated this 14th day of February, 2022.

Respectfully submitted,

Rene L. Valladares
Federal Public Defender

/s/ Randolph M. Fiedler

Randolph M. Fiedler
Assistant Federal Public Defender

Declaration of Randolph M. Fiedler

I, Randolph M. Fiedler, declare as follows:

1. I am an attorney at law, admitted to practice before this Court and employed as an Assistant Federal Public Defender in the Capital Habeas Unit of the Federal Public Defender's office. I represent Siasosi Vanisi in this matter.

2. Mr. Vanisi's Petition for Rehearing is currently due today, February 14, 2022. I am requesting an extension of time of thirty days, up to and including March 16, 2022, in which to file the petition. This is my first request for an extension of time for the Petition for Rehearing.

3. This Court filed its order denying relief on January 27, 2022. Since then I have had a number of case related responsibilities: in *Welch v. Liggett*, No. 2:19-cv-01243-APG-NJK (D. Nev.), a number of logistical issues related to coordinating seven depositions and an opposition to motion to stay discovery (filed February 2, 2022); I have also devoted substantial time in preparing for an evidentiary hearing in *Williams v. Gittere*, No. 2:98-cv-56-APG-VCF (D. Nev.), and an opening brief in *Ybarra v. Gittere*, No. 20-99012 (9th Cir.).

4. This morning, I sent an email to opposing counsel, Jennifer Noble, asking if the State had a position on this request. As of the time of filing, I have not received a response from Ms. Noble.

5. The additional thirty days requested are necessary to allow me to complete Mr. Vanisi's Petition for Rehearing in accordance with my duty to provide Mr. Vanisi the high-quality representation required by the standards applicable to capital defense counsel.

6. This request is not made for the purpose of delay or any other improper purpose, but instead to provide competent representation and to assist the Court in the adjudication of this matter.

I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge and that this declaration was executed in Clark County, Nevada, on February 14, 2022.

/s/ Randolph M. Fiedler

Randolph M. Fiedler

CERTIFICATE OF SERVICE

I hereby certify that on February 14, 2022, I electronically filed the foregoing document with the Nevada Supreme Court by using the appellate electronic filing system. The following participants in the case will be served by the electronic filing system:

Jennifer P. Noble
jnoble@washoe.da.com

/s/ Sara Jelinek

An Employee of the
Federal Public Defender